

GUERNSEY

STATUTORY INSTRUMENT

1949 No. 42.

SI. 1949 No 102

THE GENERAL APPAREL, FURNISHINGS AND TEXTILES (DISTRIBUTOR'S
MAXIMUM PRICES AND CHARGES) (BAILLICK OF GUERNSEY)
ORDER, 1949.

As Competent Authorities as regards the Bailiwick of Guernsey excluding the Island of Alderney and as regards the Island of Alderney respectively in relation to Regulation 55 of the Defence (General) (Guernsey) Regulations, 1945, we hereby make the following Order:-

INTERPRETATIONS.

1. (1) In this Order -

"Class I material" means material the textile content of which comprises more than 15 per cent by weight of fibre from the coat or fleece of alpaca, camel, goat, hare, lamb, llama, rabbit, sheep, vicuna or yak or of horsehair;

"Class II material" means any material not being Class I material;

"Cotton cloth" means fabric, the textile content of which comprises not less than 95 per cent by weight of raw cotton, cotton waste or a mixture of raw cotton and cotton waste;

"Goods" means with respect to this Order those specified or referred to in the First Schedule to this Order;

"Importer" means a person who imports goods to which this Order applies, from a place outside the Channel Islands, the United Kingdom and the Isle of Man;

"Landed cost" means in relation to goods an amount equal to the aggregate of -

(a) the price (after all deductions by way of discount other than cash or settlement discounts not exceeding 5 per cent) paid or agreed to be paid by the importer; and

(b) all sums (insofar as they are not included under (a) above) paid or payable by the importer in respect of packing, insurance, freight to the port of entry, import duties and customs clearance charges;

"Manufacturer" includes "maker-up" and means any person who carries out a process of manufacture or making-up, in relation to goods, or who procures or permits materials belonging to him to be subjected to any process whereby goods are produced;

"Maximum price" means the price payable before any deduction by way of discount inclusive of all delivery charges; and "purchase price" means the price, inclusive of all delivery charges payable after all deductions by way of discount, other than cash or settlement discounts not exceeding 5 per cent; so, however, that in relation to maximum price and purchase price, no account shall be taken of delivery charges payable by the buyer;

"rayon fabric" means fabric, the textile content of which comprises not less than 15 per cent by weight of continuous filament rayon, spun rayon, spun rayon waste or a mixture of any of them;

"Retail customer" means a person to whom goods are offered for sale by retail;

"Women's and maids' scheduled outerwear" means women's and maids' outerwear of a description included in the first column of the Third Schedule hereto, except -

- (a) knitted garments other than garments made up from knitted cloth;
 - (b) garments made wholly or mainly of silk, fur skin, ostrich, marabout or leather;
 - (c) garments of such size, style and character that they are exempt from Purchase Tax in the United Kingdom;
 - (d) garments manufactured by a person whose name is entered on the Register of Manufacturers of Women's and Maids' High Grade Outerwear kept by the Board of Trade of the United Kingdom, being garments to which there have been applied the mark R.M.H.O. and the identification number appearing in the said Register in relation to that person.
- (2) References in this Order to any other Order shall be construed as references to that Order as amended by any subsequent Order, or to any other Order revoking and re-enacting that Order with or without further amendment.

MAXIMUM PRICES.

2. The maximum price to be charged in the course of the business of a retailer in respect of goods shall be the aggregate of the following amounts:-
 - (a) the purchase price paid or agreed to be paid to the importer, manufacturer or wholesaler by the first purchaser (being a retailer);
 - (b) an amount equal to the appropriate percentage of such purchase price specified in Column 2 of the Second Schedule hereto;
 - (c) an amount equal to $2\frac{1}{2}$ per cent of the aggregate of the foregoing amounts; and
 - (d) the amount of import duty (if any) paid or payable in respect thereof.
3. The maximum price to be charged in the course of the business of an importer of goods in respect of such goods on a sale to a retail customer shall be the aggregate of the following amounts:-
 - (a) the landed cost;
 - (b) an amount equal to the appropriate percentage of such landed cost specified in Column 3 of the Second Schedule hereto; and
 - (c) an amount equal to $2\frac{1}{2}$ per cent of the aggregate of the foregoing amounts.
4. Notwithstanding anything contained in this Order, on a sale of scheduled women's and maids' outerwear to a retail customer by an importer or a retailer the appropriate maximum price computed in accordance with the foregoing provisions of this Order shall not exceed the relevant amount specified in Column 2 of the Third Schedule hereto or if such outerwear bears the mark shown in Part I of the Third Schedule of The General Apparel, Furnishings and Textiles (Distributor's Maximum Prices and Charges) Order, 1948 of the United Kingdom, the relevant amount specified in Column 3.

ROUNDING PROVISIONS.

5. On a sale of goods to a retail customer the maximum price computed in accordance with the appropriate foregoing provisions of this Order shall be rounded to the nearest halfpenny if that price does not exceed 5s. and to the nearest penny if that price exceeds 5s.

MAXIMUM CHARGES FOR ALTERATION SERVICES.

6. The maximum charge to be made in the course of the business of a retailer who performs the service of carrying out or contracting to carry out alterations to goods within three months of the date of the sale thereof shall be the actual cost incurred by the retailer in respect of such alterations; so, however, that such alterations shall be separately charged, and
- (a) in respect of alterations to a made-to-measure garment the total charge shall be 1d. and
- (b) in respect of alterations to any other garment (whether comprising one or more articles) the total charge shall not, except in relation to a garment made wholly or mainly of fur skin, exceed the sum of twenty shillings.

OFFENCES.

7. If any person -
- (a) sells, agrees to sell, or offers to sell, any goods; or
- (b) performs, agrees to perform, or offers to perform any services;
- in contravention of the provisions of this Order, he shall be guilty of an offence under this Order.

REVOCATION.

8. The General Apparel, Furnishings and Textiles (Maximum Prices and Charges) (Bailiwick of Guernsey) Order, 1948, dated 9th April, 1948 is hereby revoked but without prejudice to any proceedings in respect of any contravention thereof.

CITATION AND COMMENCEMENT.

This Order may be cited as The General Apparel, Furnishings and Textiles (Distributor's Maximum Prices and Charges) (Bailiwick of Guernsey) Order, 1949, and shall come into operation on the 13th day of July, 1949.

Dated this 11th day of July, 1949.

S. P. HERIVEL.
President,
States of Alderney.

A. FALLA.
President,
States' Committee for the Control of
Essential Commodities.

FIRST SCHEDULE.

Goods to which the Order applies.

1. Goods of the descriptions mentioned in the Second Schedule to this Order not being -
- (1) utility goods; or
- (2) goods of a description for which maximum prices have been fixed (in relation to the business of an importer or a retailer with respect to such goods) by Orders (other than this Order) for the time being in force made by a Competent Authority under the Defence (General) (Guernsey) Regulations, 1945; or

FIRST SCHEDULE (CONTD.)

Goods to which the Order applies.

- (3) goods purchased by or on behalf of a Department of His Majesty's Government in respect of which the seller shall have notice in writing before or at the time of supply that they were being so purchased; or
 - (4) goods of the descriptions mentioned in the Fourth Schedule hereto; or
 - (5) second-hand goods.
2. In this Schedule "utility goods" has the meaning assigned thereto in The Apparel and Textiles (Guernsey) Order, 1945.

SECOND SCHEDULE.

1. <u>Description of Goods.</u>	2. <u>Retailer's percentage figure of price paid.</u>	3. <u>Importer's percentage figure of landed cost on a sale to a retail customer.</u>
<u>PART I.</u>	per cent.	per cent.
1. Outer clothing (other than headwear or footwear or goods made wholly or mainly of fur skin).	50.	55.
2. Men's, youths' and boys' underwear and nightwear.	42.86	47.86
3. Men's, youths' and boys' shirts, neckbands and collars and boys' blouses.	50.	55.
4. Women's and maids' underwear and nightwear (other than corsets and brassieres).	42.86	47.86
5. Infants', children's and girls' underwear and nightwear.	42.86	47.86
6. Corsets and brassieres.	50.	55.
7. Stockings and socks.	42.86	47.86
8. Household overalls.	50.	55.
9. Industrial overalls.	42.86	47.86
10. Men's and youths' headwear.	50.	55.
11. Gloves and other handwear.	50.	55.
12. Braces.	50.	55.
13. All articles of apparel not specified in this Schedule.	50.	55.

SECOND SCHEDULE (CONTD.)

1.	2.	3.
<u>Description of Goods.</u>	<u>Retailer's percentage figure of price paid.</u>	<u>Importer's percentage figure of landed cost on a sale to a retail customer.</u>
	per cent.	per cent.
<u>PART II.</u>		
1. Headwear (other than men's and youths' headwear) -		
(a) Millinery.	60.	65.
(b) Hoods, capelines and manchons.	42.86	47.86
(c) Industrial and occupational headwear, dustcaps, pixiehoods, sou'westers; regulation school hats, cap and berets; children's matching hats and caps, and all other headwear not included above.	50.	55.
2. Garments (other than footwear, headwear or handwear) made wholly or mainly of fur skin (including any skin with fur, wool or hair attached).	75.	80.
3. Handkerchiefs.	50.	55.
4. Haberdashery, including minor articles of apparel and requisites for domestic needlework (other than embroidery transfers), knitting, rug-making, repair of clothing and similar purposes, but excluding fabrics described in Part III of this Schedule.	50.	55.
5. Trimmings, adornments and accessories for apparel and for soft furnishings, excluding jewellery and imitation jewellery and fabrics described in Part III of this Schedule.	50.	55.
Hand-knitting yarn.	42.86	47.86
<u>PART III.</u>		
Fabrics (whether woven, knitted or netted, whether in the piece, shaped or partly made up and whether or not subjected to any process of finishing) made wholly or mainly of any textile other than hard hemp or asbestos, excluding hand-made lace -		
(1) not exceeding 3" in width	50.	55.
(2) exceeding 3" in width being -		
(a) Fabric bought in the piece not less than 45 yards in length and being sold in a length not exceeding 7 yards.	42.86	47.86
(b) Pile fabric (excluding towelling) or silk or rayon fabric bought in the piece less than 45 yards but not less than 30 yards in length and being sold in a length not exceeding 7 yards.	42.86	47.86

SECOND SCHEDULE (CONTD.)

1.	2.	3.
<u>Description of Goods.</u>	<u>Retailer's percentage figure of price paid.</u>	<u>Importer's percentage figure of landed cost on a sale to a retail customer.</u>
	per cent.	per cent.
(c) Fabric bought in the piece not less than 45 yards in length and being sold in a length exceeding 7 yards but not exceeding 30 yards.	42.86	47.86
(d) Fabric described in sub-head (b) bought in the piece less than 45 yards but not less than 30 yards in length and being sold in a length exceeding 7 yards but not exceeding 15 yards.	42.86	47.86
(e) Any fabric bought and being sold otherwise than as specified in sub-head (a), (b), (c) and (d).	42.86	47.86

PART IV.

1. Mattresses including spring interior mattresses but excluding foundation spring mattresses with a wooden or metal frame.	50.	55.
2. Blankets, prem rugs, travelling rugs or any similar articles made wholly or mainly of Class I Material.	42.86	47.86
3. Other textile articles of a kind used for domestic purposes (whether or not containing stuffing).	42.86	47.86
4. Curtains, table coverings, chair or cushion coverings and other soft furnishings made from plastic sheeting, leather or rubber; and plastic sheeting, leather or rubber shaped for use as such soft furnishings.	42.86	47.86

NOTE: The percentage figures specified in Column 2 are expressed as percentages of the price paid and in Column 3 as percentages of the landed cost. The equivalent percentage figures expressed as percentages of the selling price are as follows:-

<u>Percentage figure of price paid or landed cost.</u>	<u>Equivalent percentage figure of selling price.</u>
80	44.44
75	42.86
65	39.39
60	37½
55	35.48
50	33 1/3rd.
47.86	32.38
42.86	30

THIRD SCHEDULE.

<u>Description of Goods.</u>	<u>Overriding maximum price on sale to a retail customer.</u>					
	<u>Column 1.</u>			<u>Column 3.</u>		
	<u>£</u>	<u>s.</u>	<u>d.</u>	<u>£</u>	<u>s.</u>	<u>d.</u>
1. Overcoat, raincoat, mackintosh or like garment including any coat, cape or cloak more than 28" in length.	12	19	0	18	10	0
2. Costume made wholly or mainly of Class I Material consisting of skirt and tailored and fully lined jacket.	12	19	0	18	10	0
3. Costume made wholly or mainly of Class I Material consisting of skirt and jacket (not being both tailored and fully lined jacket) or cardigan.	11	3	0	16	4	6
4. Costume not made wholly or mainly of Class I Material consisting of skirt and jacket or cardigan.	9	4	6	16	4	6
5. Dress (including pinafore dress and two-piece dress), housecoat, dressing gown or costume other than one described in a preceding paragraph hereof -						
(a) made wholly or mainly of Class I Material.	9	14	6	14	11	6
(b) made wholly or mainly of Class II Material.	9	14	6	14	11	6
6. Skirt (including divided skirt) or slacks.	3	17	6	5	11	0
7. Jacket, blazer, cardigan, waistcoat, bolero, coat, cape, cloak or like garment more than 16" in length but not exceeding 28" in length -						
(a) made wholly or mainly of Class I Material.	7	5	6	10	13	6
(b) made wholly or mainly of Class II Material.	5	6	6	7	15	6
8. Blouse, jumper or sleeveless waistcoat, bolero, short jacket, short cape, or like garment not more than 16" in length.	3	17	6	5	11	0
9. Dress and tailored and fully lined jacket both made wholly or mainly of Class I Material.	18	16	0	27	10	6

In this Part of this Schedule -

- (a) in relation to a woman's or maid's garment of a description specified in Column 1 of the table set out in this paragraph, the appropriate overriding maximum price specified in Column 2 or 3 (as the case may be) shall be deemed to be increased by the percentage specified in Column 2 in relation to that garment.

<u>Column 1.</u>	<u>Column 2.</u>
Blouse to fit a bust not less than 40" but less than 42".	} 7½
Any garment, other than a blouse, to fit hips not less than 42", but less than 44".	

Column 1.

Column 2.

Blouse to fit a bust not less than 42" but less than 46".

Dress to fit hips not less than 44" but less than 48".

Any other garment to fit hips not less than 44"

15

Blouse to fit a bust not less than 46".

Dress to fit hips not less than 48".

22½

(b) in relation to a made-to-measure garment, that is to say a garment made to the order of a retail customer and cut singly to that customer's own measurements by special order cutters, the appropriate overriding maximum price (increased where appropriate in accordance with the provisions of the preceding paragraph) shall be deemed to be increased by 5 per cent thereof.

FOURTH SCHEDULE.

Machinery belting, braided spindle banding, conveyor banding, endless bands for cigarette machines, tubular banding.

Lamp and stove wick, candlewick, lubricating wick, tinder fuse.

Motor vehicle equipment:- radiator webs, hood webs, door check webs, luggage straps, chassis packing.

Motor vehicle and railway equipment:- coach lace, seaming lace, pasting lace.

Cycle rim tapes (woven and braided) gas meter tape, electrical tapes, measure tapes, spindle scouring and listing tapes for driving purposes.

Eyeletted (split) web for flour milling machinery, emery webs, girth, halter and straining webs (cotton, worsted and flax) bookbinders' webs and thong webs for loose leaf books, life belt webs, lagging web for mill work or steam pipes, crommet web for valve packings, webs and packing for electrical equipment, electrical conduit webs, razor strop webs.

Braided packing for casks, braided and plaited steam and hydraulic cotton packings, insulating ribbon, condenser cord, tubular cotton sleeving, tubular braids for electrical flex, firehose strapping.

EXPLANATORY NOTE.

(This Note is not part of the Order, but is intended to indicate its general purport).

This Order revokes and re-enacts The General Apparel, Furnishings and Textiles (Maximum Prices and Charges) (Bailiwick of Guernsey) Order, 1948, and makes the following changes:-

(1) in computing the landed cost of goods, the amount taken into account in respect of the price paid for those goods is now to be calculated after deduction of all discounts except cash and settlement discounts not exceeding 5 per cent.

(2) The overriding maximum ("ceiling") prices fixed for women's and maids' scheduled outerwear do not now apply to garments made by a manufacturer whose name is entered on the Register of Manufacturers of Women's and Maids' High Grade Outerwear kept by the Board of Trade of the United Kingdom and bearing the mark R.M.H.O. and the identification number of that manufacturer.

(3) A new Schedule is substituted for Part III of the Second Schedule to the Order. The provisions relating to fabric purchased in a piece not less than 45 yards in length and sold in a length exceeding 7 yards but not exceeding 30 yards now apply to all fabrics.