

No. 285. THE DEFENCE REGULATIONS, 1940 TO (No. 5) 1941.

ORDER MADE BY THE COMPETENT AUTHORITY UNDER REGULATION 61.

In exercise of the powers vested in me by virtue of my appointment by the Governor as the Competent Authority for the purposes of regulation 61 of the Defence Regulations, 1940 to (No. 5) 1941, I hereby order as follows :—

1. This Order may be cited as the Defence (Motor Spirit) (Control of Sales) Order, 1941, and shall be read in conjunction with the Defence (Registration of Retailers of Motor Spirit) Order, 1941.

Gazette :
Supplement
No. 3 :
27.11.1941

2. In this Order—

“ motor spirit ” means any inflammable liquid substance capable of being used for driving motor vehicles and includes petrol, whether intended by the owner or purchaser to be used for such purpose or not ;

“ registered consumer ” means a person registered as a consumer of motor spirit under this Order and includes any person who had been registered or was deemed to have been registered as a consumer under the Defence (Motor Spirit) (Rationing) Orders, 1940.

Gazettes :
Supplement
No. 3 :
11.6.1940
27.7.1940

“ registered importer ” means a person registered as an importer of motor spirit under the Defence (Motor Spirit) (Importation) Order, 1939.

Gazette :
Supplement
No. 3 :
27.12.1939

“ registered retailer ” means a person registered as a retailer under the Defence (Registration of Retailers of Motor Spirit) Order, 1941.

Gazette :
Supplement
No. 3 :
27.11.1941

3. For the purpose of the better regulation and control of dealings in motor spirit, there shall be issued to registered consumers, under my authority, coupons (in this Order referred to as “ purchase coupons ”).

4. From and after the 1st December, 1941, no person other than a registered retailer shall sell or otherwise dispose of any motor spirit by retail, and no person other than a registered retailer or a registered consumer shall purchase or otherwise obtain any motor spirit by retail.

5.—(1) Any person desiring to be registered under this Order as a consumer of motor spirit, shall complete and deliver to me, at Nicosia, a declaration containing the particulars in the Form set forth in the Schedule hereto, and thereupon such consumer may be furnished with such purchase coupons as I may direct.

(2) No registered consumer shall obtain or attempt to obtain purchase coupons for any motor vehicle or stationary engine in respect of which purchase coupons have been furnished to any other registered consumer.

(3) Purchase coupons issued to a registered consumer shall be used exclusively by him in connection with the motor vehicle or stationary engine in respect of which the purchase coupons have been issued and shall not be sold or otherwise disposed by him to any other person.

6. No registered retailer shall purchase or otherwise obtain any motor spirit except from a registered importer or from another registered retailer.

7. No registered retailer shall sell or otherwise dispose of any motor spirit except to a registered consumer or to another registered retailer, and then only upon the surrender to him of a purchase coupon or coupons as in clause 8 (1) of this Order provided.

8.—(1) Subject to paragraph (2) of this clause, no registered consumer shall purchase or otherwise obtain any motor spirit except from a registered retailer and then only upon the surrender to such retailer by such consumer of a purchase coupon or coupons for a quantity equal to the quantity of motor spirit required by such consumer.

(2) A registered consumer who is furnished with a purchase coupon or coupons authorizing him to purchase motor spirit in quantities of 12 gallons or more in any single purchase may purchase motor spirit from a registered importer upon the surrender to such importer by such consumer of purchase coupon or coupons authorizing him to purchase such motor spirit.

9. No registered importer shall sell or otherwise dispose of any motor spirit except to :—

(a) a registered retailer ;

(b) a registered consumer furnished with a purchase coupon or coupons authorizing him to purchase motor spirit in quantities of 12 gallons or more and then only upon the surrender to him of a purchase coupon or coupons as in clause 8 (2) of this Order provided,

10. Every registered importer shall before the 6th day of each month complete and forward to me, at Nicosia, a list showing the total quantity of motor spirit issued to—

- (a) any registered retailer during the month immediately preceding ; and
- (b) any registered consumer furnished with a purchase coupon or coupons authorizing such consumer to purchase motor spirit in quantities of 12 gallons or more in any single purchase together with such coupons.

The list shall also contain the name and address of each registered retailer and registered consumer mentioned therein and the total quantity issued to each such retailer and consumer.

11. Every registered importer, retailer or consumer shall permit such person as I or the Commissioner of the District may authorize in writing in that behalf to enter upon his premises and make such enquiries or inspection of his books or premises as may be necessary to ascertain the quantities of motor spirit in his possession or to check the correctness or accuracy of the declarations or returns made by any such importer, retailer or consumer under this Order.

12. If any registered importer or registered retailer who holds any stock of motor spirit refuses, upon being offered the purchase price, to sell to any registered retailer or registered consumer any quantity of motor spirit which such retailer or consumer is authorized to buy from such registered importer or retailer and such refusal is in my opinion unreasonable, such importer or retailer shall, at my request, deliver such quantity of motor spirit to such person as I may direct, to be disposed of in such manner and at such price as I may direct in that behalf.

13. Any person who—

- (a) acts in contravention of this Order, or
- (b) gives in any application, declaration or return made under this Order, any particular which is false,

shall be liable to the penalties prescribed in regulation 94 of the Defence Regulations, 1940 to (No. 5) 1941.

14. The Defence (Motor Spirit) (Rationing) Orders, 1940, are hereby revoked.

Gazettes :
Supplement
No 3 :
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27.7.1940

[A separate form is required for each registered motor vehicle.]

SCHEDULE.

(Clause 5.)

The Defence (Motor Spirit) (Control of Sales) Order, 1941.

FORM OF DECLARATION UNDER CLAUSE 5

(FOR MOTOR VEHICLES OF ALL TYPES AND STATIONARY ENGINES.)

Full name of applicant.....
Full address of applicant.....
District.....
Full name of registered owner of motor vehicle or stationary engine.....

- 1. Registered number of motor vehicle or stationary engine
- 2. Type of motor vehicle or stationary engine
- 3. Make of motor vehicle or stationary engine
- 4. Horse power of motor vehicle or stationary engine
- 5. Purpose or purposes for which it is used.
(State whether it is for business or personal use or both)
- 6. Quantity of motor spirit used for each purpose (gallons) ..
..... (gallons) ..
- 7. Average monthly quantity of motor spirit used during
last three months (gallons) ..
- 8. Monthly quantity of motor spirit now applied for .. (gallons) ..
- 9. Average monthly mileage covered during last three months

I declare that all the particulars hereinbefore contained are true.

Date..... (Signed).....

B. J. SURRIDGE,
Registrar of Co-operative Societies,
Competent Authority.