

1975 No. 1295

COUNTER-INFLATION

**The Counter-Inflation (Prices and Charges) (Information)
 (Amendment) (No. 2) Order 1975**

Made - - - - 4th August 1975

Coming into Operation 8th August 1975

The Secretary of State, in exercise of powers conferred on her by section 15 of the Counter-Inflation Act 1973(a) as amended(b), and of all other powers enabling her in that behalf, hereby makes the following Order:—

1.—(1) This Order may be cited as the Counter-Inflation (Prices and Charges) (Information) (Amendment) (No. 2) Order 1975 and shall come into operation on 8th August 1975.

(2) The Interpretation Act 1889(c) shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

2. The Counter-Inflation (Prices and Charges) (Information) Order 1974(d) as varied(e) is hereby further varied—

(a) in article 5(3)(a), by the insertion after the word “Schedule” of the words “Provided that a return shall not contain particulars, pursuant to paragraph 7A of the Schedule, of any settlement relating to remuneration where the settlement does not apply to more than 100 employees as defined in sub-paragraph (3) of that paragraph”;

(b) by the insertion after article 10 of the following article—

“Special return relating to increases in prices and charges implemented before 5th September 1975

10A. A person who, before 5th September 1975, implements an increased price or charge which he is required to notify to the Commission under the notification order as amended(f) shall, not later than the time when he implements the increase, furnish to the Commission a return identifying the increase and containing the like particulars as he would be required to furnish pursuant to paragraph 7A of Schedule 4 to that order as amended if he implemented the increase on or after that date.”;

(c) in article 15(1), by the insertion after the words “article 4” of the words “or article 10A”;

(a) 1973 c. 9.

(c) 1889 c. 63.

(e) S.I. 1975/865 (1975 II, p. 3075).

(b) See S.I. 1974/1218 (1974 II, p. 4631).

(d) S.I. 1974/2115 (1974 III, p. 8306).

(f) S.I. 1975/1294. (1975 II, p. 4403).

(d) in the Schedule, by the substitution for the words in parenthesis immediately preceding the heading to paragraph 1 of the following words—

“Paragraphs 1(2) to (4), 2, 5, 7 and 8 to 12 do not apply to water authorities.”;

(e) in the Schedule, by the insertion after paragraph 7 of the following paragraph—

“7A.—(1) Where—

(a) any change takes place in the remuneration comprised in the computation of the costs of any goods of which the price, or of any services for which the charge, is, pursuant to paragraph 6 above, required to be contained in a return or record; or

(b) in the case of a distributor, he has applied paragraph 77 or 78 of the code (which relate to relief for low profits), paragraph 88 of the code (safeguard for distributors' net profit margins) or paragraph 93 of the code (safeguard for distributors making low profits);

particulars of the matters specified in sub-paragraph (2) below.

(2) The particulars referred to in sub-paragraph (1) above are particulars of—

(a) the date of making of each settlement (“relevant settlement”) relating to remuneration mentioned in (a) of that sub-paragraph (or, in the case of a distributor, remuneration of any employee), or to any such remuneration and other remuneration, the persons by whom the settlement was made, the persons to whom it applies and the date of its implementation;

(b) the number and description of employees to which each relevant settlement relates;

(c) remuneration of employees under each relevant settlement, being remuneration to which it appears to the person required to make the return or to keep the record that the pay limits apply;

(d) remuneration of employees under each relevant settlement, being remuneration to which it appears to that person that the pay limits do not apply; and

(e) in relation to each employee, the date of implementation of the last settlement relating to his remuneration which was implemented before 12th July 1975.

(3) In this paragraph—

“employee” means an employee of the person required to make the return or to keep the record;

“pay limits” means the limits on remuneration mentioned in section 1 of the Remuneration, Charges and Grants Act 1975(a);

“remuneration”, in relation to any employee, includes any benefit, facility or advantage, whether in money or otherwise, provided by the employer or by some other person under arrangements with the employer, whether for the employee or otherwise, by reason of the fact that the employer employs him;

“relevant settlement” has the meaning assigned to it by subparagraph (2)(a) above;

“settlement” includes any agreement, arrangement, award or decision relating to remuneration, by whomsoever made and whether binding or not.”

Shirley Williams,

Secretary of State

for Prices and Consumer Protection.

4th August 1975.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order further amends the Counter-Inflation (Prices and Charges) (Information) Order 1974.

It requires enterprises which are obliged under that Order to make returns to the Price Commission or to keep records to include in such returns or records information relating to pay settlements which enter into the computation of costs underlying any changes in their prices and charges.

This Order also requires an enterprise, which under the Counter-Inflation (Notification of Increases in Prices and Charges) (No. 2) Order 1974 (S.I. 1974/2114) as amended by the Counter-Inflation (Notification of Increases in Prices and Charges) (Amendment) Order 1975 (S.I. 1975/1294) is required to notify to the Commission an increase in a price or a charge to be implemented before 5th September 1975, to make a special return to the Commission giving the same particulars relating to pay settlements as it is required to give in a notification under those Orders in relation to increases to be implemented after 4th September 1975.

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