

1935, ch. 310, sec. 14.

14. Anything in the common or statute law of this State to the contrary notwithstanding, it shall be lawful:

(a) For any two or more distributors purchasing in the same market to associate and to meet, confer and agree with one or more cooperative milk associations, wheresoever organized or with any group of producers, whether members of such association or not, selling in the same market, upon prices to be paid by milk dealers to producers and others and to be charged by producers and others to milk dealers for milk in its various grades and uses subject to the regulations laid down in sub-paragraph (g) of Section three, and upon rules and regulations governing the method of determining the proportion of the lacteal secretion of the entire herd of a producer which shall be accepted and paid for pursuant to such price or prices, or establishing other reasonable trade practices affecting the relations between producers and distributors in such market.

No such agreement shall, however, be effective unless and until a copy thereof, signed by all persons, parties thereto, shall have been filed with and approved by the Commission as hereinafter provided. Whenever such copy shall have been filed with the Commission, the Commission shall give notice by mail to all applicants or licensees as distributors, or producer-distributors and to all permit holding producers in the market affected thereby, excepting those shown by such copy to be parties to such agreement. Such notice shall specify a time, not less than ten days after the date thereof, and a place at which objections to any terms and conditions of such agreement will be heard by the Commission. If, after such hearing, the Commission finds that the proportion of the normal milk supply of the market covered by such agreement is not less than sixty-five per centum thereof and that such agreement is approved in writing by not fewer than ten per centum of the distributors in numbers in the area affected representing not less than thirty-five per centum of the milk handled in said area, the Commission may approve, modify or reject such agreement.

Any such agreement approved by the Commission as offered, or as modified by it, shall become effective.

(b) For any distributor or distributors, producer-distributor or producer-distributors, distributing broker or brokers, or person or persons conducting retail stores, selling in the same market, to associate and to meet, confer and agree with persons belonging to any of the other groups mentioned in this paragraph upon uniform whole¹ and retail prices, or either, of each grade, quantity and class of milk to be offered for sale at wholesale or retail in such market and upon rules and regulations establishing other reasonable trade practices affecting the marketing of milk at wholesale or retail in such market, subject to the provisions of subsection (g) of Section three of this Article. No such agreement shall, however, be effective unless and until a copy thereof signed by all persons

¹ Word "wholesale" obviously intended.