

No. 447.

THE AGRICULTURAL PRODUCE (EXPORT) LAW.

CAP. 39 AND LAW 50 OF 1954.

REGULATIONS MADE UNDER SECTION 8.

Cap. 39
50 of 1954.

In exercise of the powers vested in him by section 8 of the Agricultural Produce (Export) Law, His Excellency the Governor, with the advice of the Executive Council, has been pleased to make the following regulations :—

P.I. :
47/1956
141/1958.

1. These Regulations may be cited as the Agricultural Produce (Export) (Amendment) Regulations, 1959, and shall be read as one with the Agricultural Produce (Export) Regulations, 1956 and 1958 (hereinafter referred to as "the principal Regulations") and the principal Regulations and these Regulations may together be cited as the Agricultural Produce (Export) Regulations, 1956 to 1959.

2. Regulation 7 (1) of the principal Regulations shall be deleted and the following substituted therefor :—

"Presenta-
tion
for inspec-
tion at the
port of
loading.

7.—(1) Produce for export shall be presented for inspection at a place of inspection at the port of loading sufficiently ahead of the time of shipment as to enable the inspection of the produce to be carried out in daylight. Each and every consignment of such produce shall be fully offloaded by the exporter into the Customs Area before inspection shall take place and shall be stacked by the exporter in such a manner as the inspector may direct :

Presentation
for check-
inspection
at the port
of loading.

Provided that produce for export previously inspected at a licensed packing house and presented for final inspection in accordance with the requirements of regulation 8 (3) may at the discretion of the Inspector be exempted from the requirements that the whole of the consignment shall be offloaded before inspection, in which case it shall be sufficient to offload such per centum, not being less than three per centum, of the packages making up the consignment, as the inspector shall direct."

Produce
inspected in
a licensed
packing
house.

3. Regulation 8 of the principal Regulations shall be deleted and the following substituted therefor :—

"Cap. 39
and 50
of 1954.

8.—(1) Any licensed packing house shall be deemed to be a place of inspection for the purpose of the Law.

Inspector's
control
mark of
approved
design.
Ninth
Appendix.

(2) All containers containing produce packed and inspected in a licensed packing house shall be stamped or sealed in the licensed packing house under the direction of the inspector with a control mark of the approved type bearing the design as prescribed in the Ninth Appendix and also the number officially allotted to such inspector.

(3) Where any produce has been inspected in a licensed packing house, a final inspection (to be known as "check-inspection") shall always be carried out in the customs area of the port of loading and a certificate shall be issued as provided in regulation 15 of these Regulations :

Provided that produce found at the check-inspection to be unfit for export shall at the discretion of the inspector be treated as in regulation 7 (2) above."

4. Regulation 15 of the principal Regulations shall be deleted and the following substituted therefor :—

" Inspection
and other
certificates
and loading
procedure.
Fourth
Appendix.

15.—(1) Produce inspected at a licensed packing house shall be issued with an Interim Inspection Note as provided in the Fourth Appendix, which shall be surrendered to the inspector at the port of loading, who shall cause a check-inspection to be carried out and if satisfied shall issue the Inspection Check and the Inspection Certificate as required in sub-paragraphs (2) and (5) respectively of this regulation.

Third
Appendix.

(2) Produce passed as fit for export may be loaded onto a ship only after an Inspection Check for every lorry or part load as prescribed in the Third Appendix has been issued by the inspector and handed to the person authorised by the Collector of Customs of the port to supervise the loading.

(3) The inspector may withdraw any Inspection Check issued and order reinspection of the consignment in question.

(4) The inspector may at his discretion withhold the issue of an Inspection Check for any load of produce if, owing to weather conditions, it appears to him that the quality of such produce might be detrimentally affected in the course of being loaded onto the ship.

Second
Appendix.

(5) When any consignment of produce has been passed for export the inspector shall issue to the consignor an Inspection Certificate in the form set out in the Second Appendix to these Regulations. Such certificate shall be made out in quadruplicate, the three copies to be given to the exporter or his agent and the fourth copy to be retained by the inspector.

Fifth
Appendix.

(6) A Phytosanitary (Health) Certificate may be issued wherever the consignment conforms with all the requirements set out in the Fifth Appendix.

(7) No produce which has been passed for export, and in respect of which an Inspection Check or Inspection Certificate or other certificate has been issued, shall be removed from the place of inspection without the prior approval of the inspector, except for the purpose of being shipped."

5. Regulation 36 of the principal Regulations shall be deleted and the following substituted therefor :—

" Restriction
on
export of
citrus fruit.

36.—(1) No citrus shall be passed for export if it:—

- (a) does not appear to have been properly graded before packing ;
- (b) has not had the stem cut in such a manner as to prevent injury to other citrus fruit packed in the same container ;
- (c) has a skin of such degree of thickness or roughness as to cause disfigurement which in the opinion of the inspector may detract from its marketability in the country to which it is consigned ;
- (d) is infested with any insect pest or disease to such an extent as to detract from its appearance ;
- (e) is substantially infested with Mediterranean Fruit Fly (*Ceratitidis capitata*) ;
- (f) shows signs of wastage or trace of deterioration or is of stale appearance ;
- (g) shows signs of fresh mechanical injuries ;
- (h) has been treated with a chemical substance in any way other than that previously approved by the Director."

6. In regulation 57 of the principal Regulations, after the word " type " shall be inserted the words " and capacity ".

7. In regulation 62 of the principal Regulations, after the word " type " shall be inserted the words " and capacity ".