

TANGANYIKA



No. 31 OF 1962

I ASSENT,  
*R. J. M. M. M.*  
Governor-General

11TH JULY, 1962

**An Act to amend the Coffee Industry Ordinance, 1961**

[13TH JULY 1962]

ENACTED by the Parliament of Tanganyika.

1. This Act may be cited as the Coffee Industry Ordinance, 1961 (Amendment) Act, 1962, and shall be read as one with the Coffee Industry Ordinance, 1961 (hereinafter called the Ordinance).

2. Section 15 of the Ordinance is hereby amended by inserting immediately after the word and figures "section 16" in the fourth line of subsection (1) thereof the words and symbols "or section 17A"

3. The Ordinance is hereby amended by inserting immediately after section 17 thereof the following new section to be numbered 17A: -

Board may order designated societies to deliver all coffee to the Board

17A,(1) Without prejudice to any other provisions of this Ordinance, the Board may, with the prior approval of the Minister, by notice in the *Gazette*, order that, with effect from such date as may be specified in the notice, all coffee received by designated societies shall subject to the provisions of paragraph (a) of subsection (1) of section 24 relating to the removal of coffee from a prescribed area, be delivered to or in accordance with the directions of the Board.

(2) Where an order has been made under subsection (1), then, with effect from the date specified therein, the Board shall purchase from the designated societies all the coffee delivered to it or in accordance with its directions pursuant to the order.

(3) The price to be paid by the Board for the coffee purchased by it under subsection (2) and the instalments (if any) in which such price shall be paid shall be determined by the Board:

Short title and construction Ord 1961 No 20 Section 15 of the Ordinance amended New section inserted in the Ordinance

Provided that the Minister may give written orders to the Board relating to the matters which shall be taken into account by the Board in determining the price to be paid for coffee so purchased or for any grade or grades of such coffee (including coffee of a description which is declared under section 23 or deemed under section 24 to be unfit for export), to the manner in which such price shall be computed and to the instalments in which such price shall be paid and where such orders are given by the Minister the price paid for such coffee by the Board and the instalments (if any) in which such price is paid shall be in accordance with such orders.

(4) Where an order has been made under subsection (1), no person, other than the Board, shall after the date specified in the order-

- (a) purchase any coffee from a designated society; or
- (b) export any coffee other than coffee which has been purchased from the Board.

(5) Any person who contravenes or fails to comply with the provisions of subsection (4) shall be guilty of an offence against this Ordinance.

(6) Where an order has been made under subsection (1), the Board may issue written directions to designated societies relating to the place at which and the manner in which coffee shall be delivered pursuant to the order, to its storage prior to such delivery and generally to ensure the better carrying out of the purposes of the order, and a society to which such directions are issued shall comply with the terms thereof.

(7) The Minister may give written orders to the Board relating to any matter in respect of which the Board may give directions under subsection (6) and to the storage and processing prior to disposal and to the disposal by the Board of coffee delivered to it or in accordance with its directions pursuant to an order made under subsection (1), and the Board shall comply with and give effect to such orders in respect of the storage and processing prior to disposal and the disposal of coffee delivered to the Board or in accordance with its directions and in respect of the giving of directions under subsection (6).

(8) Subject to any orders given by the Minister under subsection (7), the Board may dispose of any coffee delivered to it or in accordance with its directions pursuant to an order under subsection (1) in such manner as it thinks fit."

Section 18  
of the  
Ordinance  
amended

**4.** Section 18 of the Ordinance is hereby amended by deleting the semi-colon at the end of paragraph (b) of subsection (1) thereof, substituting therefor a colon and adding immediately thereafter the following proviso: -

"Provided that so long as an order made under subsection (1) of section 17A remains in force a coffee exporter's licence shall not authorize the holder to purchase coffee from a designated society;"

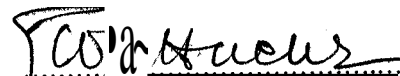
5. The First Schedule to the Ordinance is hereby amended by deleting the fullstop at the end of paragraph 20 thereof, substituting therefor a colon and adding immediately thereafter the following proviso: —

First  
Schedule to  
the Ordinance  
amended

~ Provided that no appointment shall be made by the Board under sub-paragraph (c) unless the agent and the terms and conditions on which he is to be appointed have been approved by the Minister."

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Passed in the National Assembly on the sixth day of June 1962

  
Clerk of the National Assembly