

THE UNITED REPUBLIC OF TANZANIA



No. 14 OF 1966

I ASSENT,

Julius K. Nyerere
President

6TH JANUARY, 1966

An Act to amend the Lint and Seed Marketing Ordinance and the Cotton Ordinance

[.....]

ENACTED by the Parliament of the United Republic of Tanzania.

1. This Act may be cited as the Lint and Seed Marketing Ordinance and the Cotton Ordinance (Amendment) Act, 1965 and shall come into operation on such date as the Minister shall, by notice in the *Gazette*, appoint.

PART I

LINT AND SEED MARKETING

2. This Part shall be read as one with the Lint and Seed Marketing Ordinance (in this Part referred to as "the Ordinance").

Construction of Part I
of Cap. 311

3. Section 2 of the Ordinance is hereby amended by deleting the definition of "Minister" in subsection (1) thereof and by substituting therefor the following new definition:—

Section 2
of Cap. 311
amended

" 'Minister' means the Minister for the time being responsible for commerce."

4. Section 3 of the Ordinance is hereby amended—

Section 3
of Cap. 311
amended

(a) by deleting subsections (2), (3) and (4) and substituting therefor the following new subsections:—

"(2) The Board shall consist of sixteen members appointed by the Minister as follows:—

(a) one member to be chairman;

(b) ten members to represent the cotton industry of whom one half at least shall be cotton growers;

- (c) the Regional Commissioners for Mwanza and Morogoro regions or their representatives;
- (d) two members nominated respectively by the ministers for the time being responsible for finance and agriculture;
- (e) one member who shall be an officer in the public service.

(3) A member of the Board shall, unless his appointment is sooner terminated or he otherwise ceases to be a member, hold office for such period as the Minister may specify in his appointment, or, if no period is specified, for a period of three years from the date of his appointment, and shall be eligible for reappointment.

(4) Notwithstanding the provisions of this section relating to the composition of the Board, the Minister may, after consultation with the Board, by order published in the *Gazette*, from time to time vary the composition of the Board.

(4A) The members of the Board shall elect a Deputy Chairman from their own number.

(4B) The Minister may direct that the chairman of the Board shall be a paid chairman and, in any such case, he shall determine the salary, and the allowances and other benefits and conditions of service (if any), to be attached to the office of Chairman; and the Board shall pay and accord to the Chairman the salary, allowances and other benefits and conditions so determined.”; and

(b) by deleting paragraph (a) of subsection (7) and substituting therefor the following new paragraph: —

“(a) At any meeting of the Board the Chairman or the Deputy Chairman and not less than half the number of members must be present to form a quorum.”.

Section 8
of Cap. 311
amended

5. Section 8 of the Ordinance is hereby amended—

(a) by deleting therefrom subsection (1) and substituting therefor the following: —

“(1) The Executive Committee of the Board shall consist of the Chairman of the Board and five other members appointed by the Minister on the nomination of the Board.”;

(b) by deleting from subsection (4) the words “one other member” and substituting therefor the words “two other members”.

Section 10
of Cap. 311
amended

6. Section 10 of the Ordinance is hereby amended—

(a) by deleting therefrom paragraph (a) of subsection (1) and substituting therefor the following: —

“(a) for the purchase of all cotton lint and cotton seed produced in Tanganyika at prices fixed by the Board and approved by the Minister.”;

(b) by deleting therefrom subsection (3);

(c) by deleting therefrom paragraph (c) of subsection (4) and substituting therefor the following: —

“(c) to control the milling of cotton seed and the production of cotton seed oil and cotton seed cake and to issue licences in respect of mills and millers to effect such control;”;

(d) by adding to subsection (4) immediately after paragraph (c) a new paragraph as follows:—

“(d) to establish as and where the Board sees fit cotton advisory committees to advise the Board on matters pertaining to both the Board and the cotton industry in respect of that area of Tanganyika for which any committee is so established.”.

7. The Ordinance is hereby amended by adding, immediately below section 10, the following new section:—

New section 10A added to Cap. 311

“Minister may give directions to the Board

10A. The Minister may give to the Board directions of a general or specific character as to the manner in which the Board shall exercise or perform any of its duties or functions and the Board shall be bound to comply with such directions.”.

8. Subsection (3) of section 11 of the Ordinance is hereby amended by—

Section 11 of Cap. 311 amended

- (a) deleting from the proviso to paragraph (d) the words and comma “as provided in paragraph (f) of this section,”;
- (b) deleting paragraphs (e) and (f).

9. Subsection (2) of section 16 of the Ordinance is hereby amended by deleting from the proviso thereto the words “by the Minister”.

Section 16 of Cap. 311 amended

10. Part V of the Ordinance is hereby repealed.

Part V of Cap. 311 repealed

PART II

COTTON

11. This Part shall be read as one with the Cotton Ordinance.

Construction of Part II Cap. 362

12. Section 2 of the Cotton Ordinance is hereby amended by—

Section 2 of Cap. 311 amended

- (a) by deleting the definition “agricultural officer” and substituting therefor the following new definition:—
“ ‘agricultural officer’ means an officer of the Agricultural Division of or above the rank of Assistant Field Officer, Grade I;”.

13. Section 12 of the Cotton Ordinance is hereby amended by adding in paragraph (a) of subsection (2) immediately after the word “Ordinance” the words—

Section 12 of Cap. 362 amended

“or the Lint and Seed Marketing Ordinance”.

Cap. 311

14. Section 14 of the Cotton Ordinance is hereby amended by adding in paragraph (i) immediately after the word “Ordinance” the words—

Section 14 of Cap. 362 amended Cap. 311

“or the Lint and Seed Marketing Ordinance”.

Section 49
of Cap. 362
repealed

15. Section 49 of the Cotton Ordinance is hereby repealed.

Passed in the National Assembly on the twenty-third day of
December, 1965.

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[Signature]
Clerk of the National Assembly