

SUPPLEMENT TO
THE
SWAZILAND GOVERNMENT
GAZETTE

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PART C

S1

LEGAL NOTICE NO. 103 OF 1982

THE COTTON ACT, 1967

(Act No. 26 of 1967)

THE SEED COTTON BUYERS REGULATIONS, 1982

(Under section 17)

In exercise of the powers conferred upon him by section 17 of the Cotton Act, 1967, the Minister for Agriculture and Co-operatives, after consultation with the Cotton Board, hereby makes the following Regulations:—

Citation, commencement and application.

1. (1) These Regulations may be cited as the Seed Cotton Buyers Regulations, 1982 and shall come into force on the 8th October, 1982.

(2) These Regulations shall be binding upon the Swaziland Cotton Co-operatives Society (hereinafter referred to as the "Cotton Co-operative").

Buying licence.

2. (1) Subject to these regulations, no person shall purchase seed cotton grown in Swaziland without a buying licence issued by the Swaziland Cotton Board.

(2) A licence issued under sub-regulation (1) shall be valid for one year reckoned from the 1st October in one year to the 30th September in the following year and the fee thereof shall be E2,000.

(3) An application for a buying licence shall be in accordance with Form A in the Schedule hereto.

(4) A licence shall be in accordance with Form D in the Schedule hereto.

(5) For purposes of regulation 2(1) "person" means a ginnery registered in terms of the Cotton Regulations, 1924 and the Swaziland Cotton Co-operatives Society or an agent, employee or other representative thereof.

Issue of seed cotton buying permits.

3. (1) A seed cotton buying permit may be issued by the Cotton Board to any purchaser who has been recommended by a ginnery or the Cotton Co-operative in accordance with Form B of the Schedule hereto.

(2) Notwithstanding sub-regulation (1) an agent, employee or other representative of a ginnery or the Cotton Co-operative who is in possession of the authorization in accordance with Form C in the Schedule hereto, may buy seed cotton without a permit.

(3) A seed cotton buying permit issued under sub-regulation (1) may at any time be revoked by the Cotton Board upon instruction to do so by a ginnery or the Cotton Co-operative.

- (iii) Triplicate to Executive Officer, Swaziland Cotton Board, P.O. Box 230, MANZINI.
- (iv) Quadruplicate to Permanent Secretary, Ministry of Agriculture and Co-operatives.

The holder of this authority being an employee of the above named registered ginnery or Cotton Co-operative is exempted from applying or being issued with the seed cotton buying licence in accordance with Seed Cotton Buyers Regulations.....of 19.....

SCHEDULE
(in quadruplicate)

LICENCE ISSUED IN TERMS OF SEED COTTON BUYING REGULATIONS, 1982

FORM D A licence is hereby issued under Regulation 2 of the Seed Cotton Buying Regulations, 1982 to Messrs
of address

Telephone number.....being a registered ginnery or the Swaziland Cotton Co-operative Society or an agent of a registered ginnery or the Swaziland Cotton Co-operative Society

Address of ginnery or the Swaziland Cotton Co-operative Society

Telephone number of ginnery or Co-operative.....

- (a) to buy seed cotton grown and picked in the Kingdom of Swaziland for the period..... to
- (b) and to deliver such seed cotton to the above named registered cotton ginnery or Cotton Co-operative.

FORM E *Payment for Licence.*

- (a) Received the sum of E
- (b) Issuing Swaziland Cotton Board Official
- (c) Signature of Swaziland Cotton Board Official
- (d) Date payment for licence is made19.....
- (e) Date licence issued (if differed from date payment of licence made)19.....

A.R.V. KHOZA
Permanent Secretary

MBABANE
29th September, 1982

LEGAL NOTICE NO. 104 OF 1982

THE COTTON ACT, 1967

(Act No. 26 of 1967)

THE REGISTRATION OF COTTON GROWERS REGULATIONS, 1982

(Under section 17)

In exercise of the powers conferred upon him by section 17 of the Cotton Act, 1967 the Minister for Agriculture and Co-operatives, after consultation with the Cotton Board, hereby makes the following Regulations:—

Citation and commencement.

1. These Regulations may be cited as the Registration of Cotton Growers Regulations, 1982 and shall come into force on the 8th October, 1982.

Interpretation.

2. In these Regulations unless the context otherwise requires:—

“Financing organization” means a financial institution as defined in the Financial Institutions Order, 1975 and also includes registered Co-operative Societies in Swaziland.

Duties of the Board.

3. The Board shall establish and operate a central registry office for the registration of cotton growers and buyers and carry out all other functions as may be necessary for the better carrying out of the objects and purposes of these regulations.

Registration of cotton growers.

4. (1) Subject to these regulations, every person who intends to grow cotton shall apply to register with the Board.

(2) Upon application to register made under sub-regulation (1) the Board shall issue to the person seeking registration a document with the following particulars to be provided:—

- (a) the full name and address of the grower;
- (b) the full name and address of any person other than the grower who may act as his agent;
- (c) the place where his farm is situate;
- (d) the area covered by his farm;
- (e) any amount of money or materials which the grower has obtained on credit in respect of the cotton farm and all other financial transactions.

- (3) Where it appears to the Board that the registration document was obtained on account of fraud or misrepresentation it may revoke such document.

Registration document to be produced.

5. (1) A grower of seed cotton shall present his registration document:—

- (a) at any time on demand by an official of the Board;
- (b) when he obtains a loan from a financing organization;
- (c) when he delivers seed cotton to a buyer.

(2) A financing organization shall ensure that details of a loan are recorded and certified on the registration document of the grower and the Board notified of such a loan within thirty days from the date on which the loan was made.

Control of exportation of seed cotton.

6. (1) No person shall export seed cotton from Swaziland to any place outside Swaziland without a permit in writing issued by the Board.

(2) Where the Board is satisfied that the person applying for an export permit has satisfactorily discharged his obligations to a local financing organization on the evidence of his document and that he is contractually bound to sell to an external buyer, it shall issue such person with an export permit.

(3) A person licenced in terms of the Seed Cotton Buyers Regulation, 1982 shall be issued with an unrestricted export permit.

Penalties

7. (1) A grower of seed who contravenes regulation 4 (1) shall be guilty of an offence and liable on conviction to a fine not exceeding E100 or to imprisonment for a period of three months or to both such fine and imprisonment.

(2) Any person who exports seed cotton in contravention of regulation 6 shall be guilty of an offence and liable on conviction to a fine not exceeding E100 or to imprisonment for a period of three months or to both such fine and imprisonment.

A.R.V. KHOZA
Permanent Secretary

MBABANE.
29th September, 1982.

S7

LEGAL NOTICE NO. 105 OF 1982

THE PATENTS, DESIGNS AND TRADE MARKS ACT, 1936

(ACT No. 72 of 1936)

APPOINTMENT OF PUBLIC OFFICER TO BE REGISTRAR OF PATENTS,
DESIGNS AND TRADE MARKS

(Under section 2)

In exercise of the powers conferred by section 2 of the Patents Designs and Trade Marks Act, 1936, the Deputy Prime Minister hereby appoints:—

BAKHOMBISILE REBECCA MABUZA

to be registrar of Patents, Designs and Trade Marks.

A.R. SHABANGU
Permanent Secretary

Mbabane.
30th September, 1982.