

THE UNITED REPUBLIC OF TANZANIA



(NO. 1 OF 1997)

THE TANZANIA PYRETHRUM BOARD ACT, 1997

REGULATIONS

PART 1 PRELIMINARY

Title	1. These Regulations may be cited as the Regulations, 1997.
Interpretation Act No. 1 of 1997	2. In these Regulations Unless the context otherwise - "the Act means the Tanzania Pyrethrum Act, 1997 "Board" means the Tanzania Pyrethrum Board under section 3 of the Act; "grower" means a person or group of persons registered by the Board for the purpose of growing pyrethrum; "member growers" means an individual farmer pyrethrum under growers' registration; "Minister" means the Minister responsible for Agriculture; "pyrethrum buyers" means any person or group buying pyrethrum at the marketing centre or export market and it includes any person or group of persons buying pyrethrum from the growers and transporting it to processing factory processing or for resale; "pyrethrum grower" means owner or occupier of land for the purpose of growing pyrethrum for business, ornamental, medicinal or any other purpose; "pyrethrum inspector" means the Commissioner for Agriculture or any other officer authorized by the Commissioner (as may be advised by the Board) to act as an inspector approved by the Minister by notice in the <i>Gazette</i> ;
PART 11 PYRETHRUM CULTIVATION	
All growers to be registered	3.-(1) Every pyrethrum grower shall be registered by the Board and issued with a grower's registration number. (2) The grower's registration number quoted by the grower in all dealings with the Board. (3) Prior to registration the grower shall provide following information to the Board - (a) full name of individual grower and in the primary society, association or company the names of individual member growers; (b) the area to be put under production in that year of registration; (c) ability of the grower to purchase production inputs or estimated financial support to be obtained from financial institutions, donors or contract, buyers.
De-registration of growers and processors	4.-(1) The Board shall strike out the register- (a) any grower or processor who fails without reasonable cause or otherwise is incapable of adhering to these Regulations; (b) any grower or processor who desires to withdraw his registration after giving notice of his intention to do so.
Pyrethrum to be grown by registered growers	5. No person shall grow pyrethrum unless he has been registered by the Board.

Obligation of registered grower, processor	6. Any registered grower or processor shall be assumed to be a permanent grower or processor and shall furnish to the Registrar information on production and processing estimates every first day of July in every year before the farming season.
Registration of Processing factory	7. No processing factory shall be registered unless the following particulars have been submitted to the Board- (a) name of the factory; (b) processing capacity of the factory; (c) actual production of the factory, (d) number and area of warehouse; (c) factory's processing standards, (e) goods transport facilities, and (g) number and quality of skilled, semi-skilled and non-skilled workers.
Grower or processor to adhere to	8. Any registered grower or processor shall endeavour to adhere to all laws pertaining to growing, processing and marketing of pyrethrum.
Clearance of pyrethrum weeds	9 (1) Every pyrethrum grower shall keep his field clear of all types of weeds according to pyrethrum growing rules and as may be directed by the Board from time to time. (2) No grower of pyrethrum shall remove or destroy from his farm any pyrethrum seedlings or plants without the prior approval of the Board. (3) Any person who removes or destroys seedlings or plants shall be guilty of an offence and on conviction be liable to a fine not exceeding shillings one hundred thousands or to imprisonment for term not exceeding two years or both such fine and imprisonment.
Restriction to pyrethrum or seed Importation breeding and multiplication	10.-(1) No person shall - (a) import, breed, or multiply pyrethrum plants, for any purpose unless permitted in writing by the Board; (b) sow pyrethrum seeds which have not been certified by the Commissioner of Agriculture or an authorised officer; (c) grow any pyrethrum in any area or region other than the areas or regions specified by the Ministry. (2) Any person who contravenes the of this regulation shall be guilty of an offence, and conviction be liable to a fine not exceeding five thousand shillings or to imprisonment for a term not exceeding three years or to both such fine imprisonment.
only ripe flower to be picked	11.-(1) Every pyrethrum grower shall pick only ripe flowers every after two weeks leaving buds and over blown flowers. (2) The picked flowers shall be dried to the following procedures, namely - (a) sun-drying the flowers using coffee trays; and (b) burn drying in specific temperatures such as not to denature the pyrethrums; and (c) no pyrethrum shall be dried by roasting or spreading on bare ground. (3) It is prohibited to pick unripe or overblown flowers and if picked, such flowers shall not be sold at the buying centre. (4) Dried pyrethrum flowers shall not be mixed with any foreign materials.
Control of nematodes	12.-(1) Only nematodes free plants shall be planted in an area not previously grown pyrethrum for at least four years. (2) All pyrethrum plants and remains in-infected with nematodes shall be uprooted and burnt or otherwise disposed of to the satisfaction of' the inspector. (3) Pyrethrum, fields shall be uprooted every fourth year to the satisfaction of the inspector. (4) Cleaned fields shall be replanted with new materials.
Commissioner may declare quarantined area	13.-(1) The Commissioner may, if he considers it necessary for the purpose of preventing the outbreak or spread of any pyrethrum insect pest or disease, by order under his hand, declare any area to be a pyrethrum quarantined area and may in any such order - (a) prohibit or regulate the sowing in such area of pyrethrum seed or any other crop specified in the order known

	<p>to harbour insect pests or diseases of pyrethrum;</p> <p>(b) prohibit the removal from such area without a permit in writing issued by the Commissioner of any raw pyrethrum or pyrethrum seed or any article which has contained any raw pyrethrum or pyrethrum seed or any article which in his opinion is likely to harbour insect pests or diseases of pyrethrum.</p> <p>(2) The Commissioner or the Senior Agricultural Officer, may by notice in writing require any person within the time specified in such notice to remove to any place or to destroy any (pyrethrum) seed or pyrethrum Hi his possession or control in such pyrethrum quarantined area, and where any such person falls to comply with any such notice the Commissioner may require the Board on not less than seven days notice in writing of its intention so to do, cause such removal or destruction to be effected and thereupon such person shall Without prejudice to am penalty with the Board may have incurred by reason of such failure, be liable to pay all the costs of such undertaking which shall be recoverable as a debt due to the Board.</p> <p>(3) If any person contravenes or fails to with any provision of any order or notice made or issued under this regulation shall be guilty of an offence and shall under this regulation shall be guilty of an offence and shall be liable on conviction to a fine not exceeding one hundred thousand shillings or to six months imprisonment or to both such fine and imprisonment.</p>
Sanitary measures	14. All pyrethrum shall be stored only in weatherproof buildings of sound construction approved by the inspector for the purpose.
Restriction to pyrethrum agro-chemicals	15. Pyrethrum agro-chemicals such as fertilizer, pesticides and fungicides shall riot be used without the approval of the Board or any authorised person.
<p>PART III MARKETING PROCEDURES</p>	
Buyer to obtain permit and buying licence	<p>16.-(1) Any buyer of pyrethrum from the field shall obtain a buying permit from the Regional Authority.</p> <p>(2) The pyrethrum buyer who has obtained a permit shall apply and secure a buying licence from the Board prior to purchasing any pyrethrum provided that the application form for licence shall be accompanied by t non-refundable application fee.</p>
Particulars application and licence	<p>17. Both the application and the licence shall contain of the following information -</p> <p>(a) name of the buyer;</p> <p>(b) area of operation;</p> <p>(c) the financial ability of the buyer endorsed by reputable banks or financial institutions; and</p> <p>(d) confirmation from the banks that finance for buying the crop volume is guaranteed.</p>
Buyer to produce licence when requested	18. Every pyrethrum buyer shall be obliged to produce the buying licence at any time at the request of the inspector.
Board to announce prices	<p>19.-(1) The Board shall announce the prevailing world prices of pyrethrum and pyrethrum products and indicative prices to be offered to growers.</p> <p>(2) Any person who obstructs any officer lawfully performing his duties under this regulation or refuses such officer permission to exercise such power, or fails to cooperate with such officer in the exercise by such officer's duties shall be guilty of an offence.</p> <p>(3) the buyer or any buyers representative shall prior to buying the pyrethrum flowers inspect the flowers.</p> <p>(4) If the buyer or his representative is not satisfied with the quality of the pyrethrum flowers may reject to buy the flowers.</p> <p>(5) Poor quality pyrethrum flowers may be destroyed or rejected from the marketing centre by an authorised officer.</p> <p>(6) Every buyer shall purchase pyrethrum in designated area or market centre(s) only.</p>

	<p>(7) Every buyer shall produce weekly report to the Board showing-</p> <p>(a) weekly purchases and deliveries of pyrethrum to the processing factory; and</p> <p>(b) producer prices offered.</p> <p>(8) All pyrethrum flowers shall be processed in Tanzania.</p>
No export of dried flowers	20. No person shall export dried pyrethrum flowers.
All weighing scales to be serviced	21. All weighing scales at the buying centres and at the factory shall be serviced and inspected and verified by the Board for a fee before the commencement of the buying season.
Weighing procedure	<p>22.-(1) Every bale shall be weighed in presence of the buyer and the grower and the weight shall be marked on the side of the bale.</p> <p>(2) The actual weight to be recorded on the bale shall have one and half kilograms of packing material deducted.</p> <p>(3) The Board shall determine the unit weight and the types of bagging material in which dried pyrethrum flowers shall be transported.</p> <p>(4) The buyer shall transport to the factory the dried pyrethrum flowers within one month from the date of purchase using box body vehicles or otherwise covered by tarpaulin.</p>
Pyrethrum buyers to use bale tickets	23. All pyrethrum buyers shall use similar bale tickets and purchase contract notes consignment as primary business documents as designed by the Board.
Certified pyrethrum seeds owned by Board	24. The Board shall own pyrethrum farms multiply and certify pyrethrum seeds for release to fanners.
Board to represent government	25. The Board shall represent the government all international form in meetings dealing with pyrethrum products or other related matters.

**PART IV
PYRETHRUM INSPECTORS**

Powers of a pyrethrum Inspector	<p>26.-(1) The Board shall have power to appoint fit and proper persons to be pyrethrum inspectors who shall have and exercise powers generally to supervise the arrangements for the purchase and export of pyrethrum pyrethrum products, and who shall have and exercise such other powers including the inspection of pyrethrum plants, pyrethrum premises, the taking of samples and the certifying of weight and qualities of pyrethrum products in the area provided for in these Regulations or as may be prescribed.</p> <p>(2) If the grower or owner of pyrethrum premises fails to comply with the aforesaid directive of the inspector, the pyrethrum inspector may on giving riot less than 14 days notice in writing of his intention to do so cause any such measures as aforesaid to be taken by himself his agents or contractor and for the purpose of taking such measures may enter or cause his agents or contractors to enter up on the pyrethrum premises as may be necessary for the said purpose; and thereupon such person shall without prejudice to any penalty which lie has incurred through such failure be liable to pay all the costs of such undertaking which shall he coverable as a debt due to the Board.</p>
Owners of premises to abide by all directives to eradicate diseases etc.	27. Any person owning, occupying or control of a pyrethrum premise shall comply with any directive issued by the pyrethrum inspector or any other authorised officer for the eradication, reduction or prevention of the spread of a pest or disease of pyrethrum which such inspector may by notice in writing order him to take, including the immediate destruction of plants, or seed or other products liable to be infected by disease or pest of pyrethrum whether or riot the same we infected with a disease or pest of pyrethrum
Dealers in pyrethrum by-products to be registered	28. No person shall deal in pyrethrum products or by-products unless registered by the Board upon such terms and conditions as the Board may deem fit.

**PART V
LICENCES AND FEES**

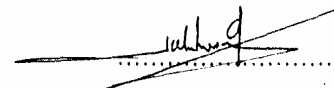
Board to issue, suspend or revoke licences	29. The Board shall issue or otherwise revoke licences to pyrethrum dealers, pyrethrum exporters and pyrethrum importers for the purpose of regulating production, importation and marketing of pyrethrum in the country.
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pyrethrum dealers to finance Board's activities	30. subject to the approval of the Minister, every pyrethrum grower, buyer, exporter or processor shall pay to the Board a fee to be prescribed by the Board from time to time calculated per kilogram dealt in for the purpose of financing research and regulatory functions of the Board.
Pyrethrum dealers to abide to the by-laws	31. Every dealer in pyrethrum shall abide by all by laws including the payment of cess issued to the relevant local government authority.

**PART VI
GENERAL PENALTY**

Penalty for contravening regulations	32. Any person who contravenes any of these regulations where a penalty has not been provided shall guilty of an offence and shall on conviction be liable to a fine not exceeding one hundred thousand shillings or imprisonment for a term not exceeding two years. In addition to such a fine or imprisonment the Board may then exercise its power to revoke or suspend a pyrethrum buying licence.
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Iringa
29/9/1997



Chairman

I APPROVE

Dar as Salaam,
2/10/1997

P. P. KIMITI,
Minister for Agriculture and Cooperatives