

GOVERNMENT NOTICE No. 435 published on 24/7/98

THE TANZANIA COTTON LINT AND SEED BOARD, ACT, 1984

(No. 10 OF 1984)

REGULATIONS

Made under section 38

THE COTTON REGULATIONS, 1998

PART I

COTTON CULTIVATION

1. These Regulations may be cited as the Cotton Regulations, 1998.

Restric-
tion on
growing
cotton by
growers

2.—(1) No grower of cotton shall grow cotton except from dressed cotton seed approved in accordance with the provisions of these Regulations.

(2) Any cotton seed reserved pursuant to the provisions of regulation 4 shall become the property of the Commissioner of Agriculture in the Ministry of Agriculture (hereinafter to be referred to as the Commissioner) from the date of the notice to reserve the same.

Restric-
tion on
importa-
tion of
cotton
seed

3.—(1) No person shall import cotton seed into the country without a permit in writing issued by the Commissioner.

Cotton Regulations

G.N. No. 435 (Contd.)

(2) Any person who contravenes the provisions of this regulation shall be guilty of an offence, and shall, on conviction be liable to a fine not exceeding shillings one million or to imprisonment for a term not exceeding two years or to both such fine and imprisonment.

~~4.—(1)~~ The Board shall cause to be reserved such quantity and quality of cotton seed and shall hold such cotton seed to the order of the Commissioner.

Reserva-
tion of
cotton
seed

(2) Cotton seeds for planting shall be sold to farmers by cotton seed dealers.

5.—(1) All cotton seed reserved pursuant to the provisions of regulation 4 shall be bagged, transported, delivered, stored and sold to growers in the prescribed manner.

Disposal
of seed for
planting

(2) Any person who contravenes the provisions of this regulation shall be guilty of an offence, and shall, on conviction be liable to a fine not exceeding shillings one million or imprisonment for a term not exceeding two years or to both such fine and imprisonment.

6.—(1) The Commissioner may, if he considers it necessary for the purpose of preventing the outbreak or spread of any cotton insect pest or disease, by order under his hand declare any area to be a cotton quarantined area and may in any such order:

Pests and
diseases

- (a) prohibit or regulate the sowing in such area of cotton seed or any other crop specified in the order known to harbour insect pests or diseases of cotton.
- (b) prohibit the removal from such area without a permit in writing issued by the Commissioner of any seed cotton or cotton seed or any article which has contained any seed cotton or cotton seed or any article which in his opinion is likely to harbour insect pests or diseases of cotton.

(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 seed cotton, cotton seed or cotton refuse in his possession or control in such cotton quarantined area, and where any such person fails to comply with any such notice the Commissioner may, on giving not less than seven days notice in writing of his intention so to do, cause such removal or destruction to be effected and thereupon such person shall, without prejudice to any penalty which he 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 Government.

(3) If any person contravenes or fails to comply with any provision of any order or notice made or issued under this regulation shall be guilty of an offence and shall be liable on conviction to a fine not exceeding shillings one million or imprisonment for a term of two years or to both such fine and imprisonment.

Cotton Regulations

G.N. No. 435 (Contd.)

Commissioner may order uprooting, burning, etc. of cotton

7.—(1) The Commissioner may, by order under his hand, for the purpose of preventing or controlling the occurrence or spread of any insect pest, disease of cotton within any area specified in such order.

(a) require that within such area:—

(i) all or any cotton plants, cotton residue or any plant specified in the order, shall be uprooted and burned by any person possessing or having control over the same;

(ii) all or any seed cotton, cotton seed or cotton refuse shall be burnt;

(b) require any grower within such area forthwith to harvest such of his seed cotton as, in the opinion of the Commissioner, is ready for harvesting;

(c) prohibit any person within such area from planting any cotton seed or cotton plant before a date specified in the order.

(2) Any person who contravenes or fails to comply with any of the provisions of any order made under paragraph (1) of this regulation shall be guilty of an offence and shall, on conviction be liable to a fine not exceeding shillings one million or imprisonment for a term of two years or to both such fine and imprisonment.

(3) Where any person fails to comply with the provisions of any order made under paragraph (1) of this regulation, the Commissioner or Senior Agricultural Officer may, on giving not less than seven days notice in writing of his intention so to do cause such action to be taken as may be necessary to comply with such order and thereupon such person shall, without prejudice to any penalty which he may have incurred by reason of such failure, be liable to pay all the costs of such undertaking which costs shall be recoverable as a debt due to the Government:

PART II

GRADING

Grower to grade seed cotton before sale

8. Every cotton grower shall before making any sale, grade all seed cotton intended for sale into Grade A cotton or Grade B cotton.

Board may determine the grade of cotton

9. The Board may, by order, determine which grades of seed cotton may be sold or bought in any specified area during a specified period.

Cotton Regulations

G.N. No. 435 (Contd.)

10. If any person sells or buys any seed cotton except in accordance with the provision such order, or being a grower sells any seed cotton without first grading the same, or mixes unmerchutable material with good cotton shall be guilty of an offence and shall, on conviction be liable to a fine not exceeding shillings one million or imprisonment for a term not exceeding two years or to both such fine and imprisonment

Mixing of unmerchutable cotton with cotton

11.—(1) The mixing of various grades of seed cotton is prohibited.

Mixing of different grades of cotton prohibited

(2) Any person who contravenes the provisions of this regulation shall be guilty of an offence and shall, on conviction be liable to a fine not exceeding shillings one million or imprisonment for a term not exceeding two years or to both such fine and imprisonment.

15.—(1) A seed cotton buying licence shall not be assignable or transferrable.

Provision relating to cotton buying licences

(2) A seed cotton buyer shall produce his cotton buying licence at all reasonable times upon request of the Commissioner or a Cotton Inspector or a Police Officer.

(3) Any cotton buyer who fails without reasonable cause to produce his licence when so requested he shall be guilty of an offence.

16.—(1) No person shall erect or operate a cotton store for the purposes of storing seed cotton without the certification in writing of the Board.

Cotton stores

(2) Any person who contravenes the provisions of this regulation shall be guilty of an offence and shall, on conviction be liable to a fine not exceeding shillings one million or imprisonment for a term not exceeding two years or to both such fine and imprisonment.

17. The Commissioner may, by notice, order any premises or place to be a cotton buying post and may in such order declare such place to be either a temporary cotton buying post or a permanent cotton buying post.

Cotton buying posts

18.—(1) No person shall sell any seed cotton except at a cotton buying post.

Place and time when cotton may be sold

(2) Any person who contravenes the provisions of this regulation shall be guilty of an offence and shall, on conviction be liable to a fine not exceeding shillings one million or imprisonment for a term not exceeding two years or to both such fine and imprisonment.

Cotton Regulations

G.N. No. 435 (Contd.)

PART III

BUYING OF COTTON

- Restriction on buying seed cotton
- 12.—(1) No person other than a holder of a seed cotton buying licence shall buy any seed cotton.
- (2) Every seed cotton buyer shall buy seed cotton at a cotton buying post or posts specified in the licence.
- (3) Any person who contravenes any of the provisions of this regulation shall be guilty of an offence, and shall, on conviction be liable to a fine not exceeding Tanzania shillings one million or to imprisonment for a term not exceeding two years or to both such fine and imprisonment.
- Cotton buying licence cotton
- 13.—(1) The Board shall, on application issued licences the applicant a seed buying which shall seed cotton in a specified area.
- (2) No cotton buying licence shall be issued unless the Board is satisfied that the buying posts concerned have been properly inspected by the Board or its agent and passed for buying of seed cotton for that season.
- Restriction on issue of cotton buying licences
14. Notwithstanding the provisions of regulation 17, the Minister may after consultation with the Board and by notice in the Gazette, specify an area of areas where a cotton buying licence may not be issued to any person other than the person who may be specified.
- Provision relating to cotton buying licences
- 15.—(1) A seed cotton buying licence shall not be assignable or transferrable.
- (2) A seed cotton buyer shall produce his cotton buying licence at all reasonable times upon request of the Commissioner or a Cotton Inspector or a Police Officer.
- (3) Any cotton buyer who fails without reasonable cause to produce his licence when so requested he shall be guilty of an offence.
- Cotton stores
- 16.—(1) No person shall erect or operate a cotton store for the purposes of storing seed cotton without the certification in writing of the Board.
- (2) Any person who contravenes the provisions of this regulation shall be guilty of an offence and shall, on conviction be liable to a fine not exceeding shillings one million or imprisonment for a term not exceeding two years or to both such fine and imprisonment.
- Cotton buying posts
17. The Commissioner may, by notice, order any premises or place to be a cotton buying post and may in such order declare such place to be either a temporary cotton buying post or a permanent cotton buying post.

Cotton Regulations

G.N. No. 435 (Contd.)

18.—(1) No person shall sell any seed cotton except at a cotton buying post.

Place and time when cotton may be sold

(2) Any person who contravenes the provisions of this regulation shall be guilty of an offence and shall, on conviction be liable to a fine not exceeding shillings one million or imprisonment for a term not exceeding two years or to both such fine and imprisonment.

19.—(1) All Traders in the cotton industry shall be guided in their dealings in respect of prices and quality by prevailing international marketing information.

International marketing information

(2) The Board may:—

- (a) announce a date in each year prior to which no seed cotton shall be bought in any specified area;
- (b) declare the unit of weight to be used for the purpose of weighing seed cotton in any specified area;
- (c) announce a date in each year after which no seed cotton shall be bought in any specified area;

- (3) (a) the trading hours at a buying post shall be from 8.00 hours in the morning to 1800 hours in the evening.
- (b) no seed cotton shall be transported after 1800 hours.

(4) Any person who contravenes the provisions of this regulation shall be guilty of an offence, and shall, on conviction be liable to a fine not exceeding shillings one million or imprisonment for a term not exceeding two years or to both such fine and imprisonment.

20.—(1) Every cotton buyer shall:

Conditions to be observed by cotton buyers

- (a) at all times when his premises are open for business, display in Kiswahili and English in conspicuous character the prices offered by him per unit weight of each grade of seed cotton.
- (b) Display standard grade sample box approved by the Board at the beginning of every buying season.
- (c) Keep and render such accounts of his dealings in seed cotton as may be directed.
- (d) Display a weighing scale properly serviced, inspected and approved by the weights and measurements Department of the Ministry of Trade and Industries.
- (e) Store all seed cotton in his possession in a cotton store at one or any of the cotton buying posts at which he is licenced to buy, or in such storage premises as the Board may require and deliver seed cotton directly from the buying post to ginneries designated for the area, unless directed otherwise by the Board.

Cotton Regulations

G.N. No. 435 (Contd.)

- (f) Buy all seed cotton offered to him at the prices exhibited;
- (g) Keep separate all Grade A cotton from Grade B cotton; and
- (h) Ensure that all cotton purchased by him is correctly graded and marked

(2) No cotton buyer shall:

- (a) Buy seed cotton at a price less than the price exhibited;
- (b) Buy seed cotton unless the entire consideration for the purchase is paid in cash at the time and place of delivery;
- (c) Buy seed cotton without issuing produce receipts to the farmers in respect of all cotton purchases.

(3) Any cotton buyer who contraves or fails to comply with any of the provisions of this regulation shall be guilty of an offence, and shall, on conviction be liable to a fine not exceeding shillings one million or imprisonment for a term not exceeding two years or to both such fine and imprisonment.

Inspection of
premises
and records

21. (1) The commissioner or a Cotton Inspector or any police officer may;

- (a) Enter upon any premises of cotton buyers for the purpose of inspecting the same and any seed cotton and scales thereon;
- (b) Inspect and make copies of entries in any books of accounts or other records required to be kept.

(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 co-operate with such officer in the exercise by such officer's duties, shall be guilty of an offence and shall, on conviction be liable to a fine not exceeding shillings one million or imprisonment for a term not exceeding two years or to both such fine and imprisonment.

PART IV

LEVY FOR RESEARCH FUNDING

22. Every seed cotton buyer shall pay towards research fund the sum of one Tanzania shilling point sixty (1.60) for every kilogramme of seed cotton purchased provided that the Minister may review this rate from time to time.

Levy for research funding

PART V

GINNING AND BALING

23. (1) No person shall erect or operate a ginnery save with a permit in the prescribed form issued by the Commissioner in accordance with such conditions as he may therein specify and all applications for erection of ginneries to the Commissioner shall be made through the Board.

No person to erect a ginnery without a permit

(2) The Commissioner may at his direction by order limit the number of ginneries which may operate in any area and may define the area or specify the cotton buying posts which shall be served by any ginnery or ginneries.

(3) No person shall operate a ginnery unless it has been duly inspected and approved by the Board.

(4) Any person who contravenes any provision of this regulation or of any other made under paragraph (2) shall be guilty of an offence and shall, on conviction be liable to a fine not exceeding shillings one million or imprisonment for a term not exceeding two years or to both such fine and imprisonment.

24. (1) No person shall gin seed cotton or bale cotton lint unless he is the holder of a valid ginning licence issued by the Board in the prescribed form.

Ginning licences

(2) A ginning licence shall, unless revoked or suspended, remain in force until the thirty-first day of March following the date of issue of such licence.

Cotton Regulations

G.N. No. 435 (Contd.)

(3) A ginner shall draw one sample from each bale that is one hundred percent (100%) sampling. And each sample shall weigh not less than two hundred fifty grammes (250).

(4) Any person who contravenes any of the provisions of this regulation shall be guilty of an offence and shall, on conviction be liable to a fine not exceeding shillings one million or imprisonment for a term not exceeding two years or to both such fine and imprisonment.

PART VI

EXPORT PERMIT

No cotton lint
Export without
Permit 25. No exporter shall export cotton lint or cotton seed without a valid export permit issued by the Board.

PART VII

LEVY ON COTTON LINT AND COTTON SEEDS

Levy on
Cotton
Lint for
Export 26.—(1) Cotton Lint Exporters shall pay an export levy of zero point eight percentum (0.8%), of FOB value to the Board to finance the Board's Regulatory Functions. This rate may be reviewed by the Minister from time to time.

Levy on
Cotton
Lint for
Local
Consumption (2). Local Textile and Spinning Mills shall withhold a levy of zero point eight percentum (0.8%) of delivered mill value of cotton lint to be paid to the Board on monthly basis, to finance the Board's regulatory functions. This rate may be reviewed by the Minister from time to time.

(3). The local textile and spinning mills shall produce standard monthly reports to the Board showing monthly purchase and prices paid for each type.

(4). Cotton seed exporters shall pay a levy of zero point eight percent (0.8%) of FOB value to the Board to finance the Board's regulatory functions. This rate may be reviewed by the Minister from time to time.

(5) Any person who contravenes any provisions of this regulation shall be guilty of an offence and shall, on conviction be liable to a fine not exceeding shillings one million or to imprisonment for a term not exceeding two years or to both such fine and imprisonment.

Cotton Regulations

G.N. No. 435 (Contd.)

PART VIII

27. Conditions and Regulations set forth in prescribed forms attached in the schedule herein shall be read together with these Regulations.

Prescribed
Forms in
Schedule

28. Any person guilty of an offence under these regulations shall be liable to a fine not exceeding shillings one million or imprisonment for a term not exceeding two years or to both such fine and imprisonment, and in addition to any such penalty the court may, where the offence committed relates to any quantity of seed cotton, cotton lint or cotton seed, or any product thereof, order the same to be forfeited to the Board.

Repeal of
For
Offence

29. The Cotton Regulations, 1995 are hereby...

Repeal of
G. N. No.
336 of 1995

SCHEDULE

FORMS

**TANZANIA COTTON LINT AND SEED BOARD FORM NO.
APPLICATION FOR SEED COTTON BUYING LICENCE**

(made under Sections 5(2) (a) and 5 (2) (b) of the
Tanzania Cotton Lint and Seed Board Act,
Act No. 19 of 1984 as amended by the Crop Boards (Miscellaneous Amendments) Act,
Act No. 11 of 1993)

Particulars of Applicant:

P. O. BOX 9161
DAR ES SALAAM

NOTE: This licence is issued to the conditions shown overleaf.

I/We _____ of P. O. Box _____

And holders of Business Licence No. _____ (attached) issued at _____ wish

To apply for Seed Cotton Buying Licence for the _____ season.

2. Areas of Operation:

I/We intend to operate in the following buying points: _____ total _____
number _____ The

estimated total volume of the crop I/We expect to buy is about _____
kgs. Of seed cotton.

Cotton Regulations

G.N. No. 435 (Contd.)

3. Financial Arrangements:

I/We confirm that I/We will have no problems with financing and same can be confirmed by my/our bankers _____ of P.O. Box _____

_____ *state if any source other than bankers) of P. O. Box

4. Producer Price:

My/Our proposed price for GRADE A will be _____ per kilo and GRADE B will be _____ per kilo.

5. Ginning Arrangement:

I/We also confirm that I/We have my/our own Ginnery (Name) _____ I/We have

Ginning contract with M/s. _____ to use their/his

Ginnery (Name) _____

6. Application Fee:

I/We enclose a cheque/cash for T.Shs 20,000/- being application fee for the Buying Licence, which is non refundable.

7. Declaration:

I/We hereby declare that I/We shall abide by the regulations governing the purchase of seed cotton as issued and as will be directed by the Board from time to time.

Signature	Capacity	Official Stamp
Date: _____		

NOTE: See procedure to be followed overleaf

**PROCEDURE TO BE FOLLOWED BY
APPLICANTS FOR SEED COTTON BUYING
LICENCE**

The Applicant must do the following:

- (a). Visit the area where he intends to buy cotton
- (b). register with the Regional and District Administrative Secretaries of the respective areas and abide by directions of such Authorities.
- (c). visit and obtain confirmation from ginnery that all seed cotton purchased shall be ginned at that designated ginnery.

QUALIFICATIONS FOR OBTAINING

Cotton Regulations

G.N. No. 435 (Contd.)

SEED/COTTON BUYING LICENCE

- (a) The applicant should be in possession of a valid trading licence.
- (b) The applicant must show financial ability with the support of a reputable bank or financial institution.
- (c) The application should be supported by certification by the Board or its agent that the intended buying posts have been inspected and passed for cotton buying for that season.
- (d) Upon submission of the application form, the applicant shall pay shillings twenty thousand (Shs. 20,000).
- (e) The successful applicants will be required to pay shillings twenty thousand only (TShs. 20,000) Licence fee per Buying Post.

No.

TANZANIA COTTON LINT AND SEED BOARD

(ESTABLISHED UNDER TANZANIA COTTON LINT AND SEED BOARD
ACT NO. 19 OF 1984 AS AMENDED BY
ACT NO 11. OF 1993)

SEED COTTON BUYING LICENCE

(ISSUED UNDER SECTION 5(2)(A)
OF ACT NO. 19 OF 1984 AS
AMENDED BY ACT NO. 11 OF 1993)

Licence is hereby granted to M/s. _____
base to send _____
of P. O. Box _____ to buy seed cotton
during _____ season, ending 31st March 19_____
at _____ buying post _____
zone _____ District _____ Region and
the cotton so purchased shall be ginned at: _____ Ginnery.
Issued at _____ this _____ day of _____ 19_____
FEES SHS. _____ RECEIPT No. _____

GENERAL MANAGER
TANZANIA COTTON LINT AND SEED BOARD
P.O. Box 9161
DAR ES SALAAM

NOTE: This licence is issued subject to the conditions shown overleaf.

REGULATIONS TO BE OBSERVED BY COTTON BUYERS

- (a) Licencees shall pay towards research funding the sum of Tanzania shillings one point sixty (Shs. 1.60) for every kilogramme of seed cotton purchased. The research cess accruing from seed cotton purchases of the preceding be paid by the 15th of the subsequent month directly to the Cotton Research Trust Fund.

Cotton Regulations

G.N. No. 435 (Contd.)

- (b) All buyers of seed cotton shall issue produce receipts to farmers for cotton purchased.
- (c) Every buyer shall purchase seed cotton in two grades, that is, **Grade A and Grade B, simultaneously**. Every seed cotton buyer shall engage a qualified cotton grader at every buying post.
- (d) **Every buyer shall display in an easily accessible place in conspicuous manner the following:-**
 - (i) Standard grade/sample box issued by the Board at the beginning of every buying season.
 - (ii) Producer price to be offered for each grade.
 - (iii) Weighing scale properly inspected and passed by Weights and Measure Department of Ministry of Trade and Industries.
 - (iv) Buying Licence issued by the Board.
- (e) Every buyer of seed cotton must purchase seed cotton from a designated buying post only.
- (f) Every buyer must use jute, cotton or any other material that will be recommended by the Board to pack seed cotton at designated buying post.
- (g) At any buying post, buyers should ensure that:-
 - (i) All grass within five metres of the seed cotton store is removed.
 - (ii) All cotton refuse is burnt.
 - (iii) Stores are properly repaired, cleaned and fumigated before the beginning of the season.
 - (iv) Floor should be well-surfaced.
- (h) **Grade A** cotton shall be kept separate from **Grade B**.
- (i) Seed cotton from disease infected areas be kept separate from that from non-infected areas. The Board shall at the beginning of the season issue a list of disease infected and non infected areas to all cotton buyers.
- (j) The Board shall have power to inspect any buying post at any time without notice, to ensure compliance with these regulations.
- (k) Buyers of seed cotton shall also abide by regulations issued by Councils and Regional Development Committees.
- (l) Buyer's shall produce standard weekly reports to the Board showing:-
 - (i) Weekly purchases and deliveries of seed cotton by grade for every buying post.
 - (ii) Producer price offered for each grade.
- (m) Buyers shall deliver seed cotton directly from buying post to ginneries designated for the area, unless instructed otherwise by the Board in writing.
- (n) The buyer shall be instructed by the Board to reserve certain amount of seed for planting to be available within specified time.
- (o) The Board may exercise its powers under Section 10(2) of the Tanzania Cotton Marketing Board Act, No. 19 of 1984 as amended by Act No. 11 of 1993 to cancel or suspend a licence if the Licencee fails to comply with terms and conditions of his Licence. ~~Where~~ a licence is cancelled, the buyer shall have to re-apply and ~~where~~ a licence is suspended, the buyer shall pay Tanzania shillings ten thousand (Shs. 10,000/-) after complying with the conditions of this licence.
- (p) In addition, any person who ~~contravenes~~ ~~is~~ ~~guilty~~ ~~of~~ ~~an~~ ~~offence~~ and shall on conviction be liable to a fine ~~not~~ exceeding shillings one million (Shs. 1,000,000/-) or imprisonment for a term ~~not~~ exceeding two years ~~(2 years)~~.
- (q) A person aggrieved by the decision of the Board cancelling or suspending his licence may appeal to the Minister.

Cotton Regulations

G.N. No 435 (Contd.)

TANZANIA COTTON LINT AND SEED BOARD

FORM No. 2

APPLICATION FOR COTTON GINNING LICENCE

(Made under section 5(2)(a) of the Tanzania Cotton Lint and Seed Board Act, Act No. 19 of 1984 as amended by the Crop Boards (Miscellaneous Amendments) Act, Act No. 44 of 1993)

1. *Particulars of Applicant:*

I/We of P.O. Box
..... Owner/leser of Ginnery with
Registration No. Situated at
in District Region.

2. *Type of Ginnery:*

..... Ginnery has Single/double
roller/saw gins installed. For the season
I/We intend to operate gins.

3. *Declaration:*

I/We hereby declare that the ginnery has been duly inspected and passed by the Board's Ginnery Inspectors as per the attached Ginnery Inspection Report No.
dated I/We also declare that I/We shall abide by the regulations
and conditions governing the ginning of cotton as issued and as will be directed by the
Board from time to time.

.....
Signature

.....
Capacity

.....
Official Stamp

.....
Date

NOTE: See conditions overleaf

CONDITIONS FOR OBTAINING A GINNING LICENCE

- (a) An applicant must own a ginnery or must have hired/leased one from a ginnery owner. Proof of hiring/leasing must be shown. The applicant shall pay a non-refundable fee of US Dollars one hundred or its equivalent.
- (b) The ginnery concerned must have been inspected and approved by the Board's Ginnery Inspectors.
- (c) It is the responsibility of the ginner to call the Inspectors from the Board to inspect and certify the ginnery for issuance of a ginning licence
No ginner shall operate a ginnery without a valid ginning licence for the respective season.
- (d) A ginning licence will be issued at a fee of US Dollars one thousand (US\$ 1,000/-) or its equivalent.
- (e) Holders of ginning licence shall be bound to observe the rules and regulations governing the operation of ginnery.
- (f) The ginning licence issued shall be valid from the 1st June instant to 31st March following year, subject to extension in writing being granted by the Board.

FILE: TYPE

Cotton Regulations

G.N. No. 435 (Contd.)

TANZANIA COTTON LINT AND SEED BOARD

GINNING LICENCE NO. G/L

(Issued under Section 5(2)(a) of ACT No. 19 of 1984 as amended by ACT No. 11 of 1993)

Licence is hereby granted to M/s (D) of
P.O. Box to gin and bale cotton
during season, ending 31st March 19 at the
..... Ginnery (Registration No.) Situated
at District.
Region by means of single/double roller/saw gins
and press providing bales weighing between 181 and 220 kilograms net.

Issued at this day of 19

FEE SHS. RECEIPT NO.

REMARKS:
.....
.....

GENERAL MANAGER,
TANZANIA COTTON LINT AND SEED BOARD,
P.O. Box 9161,
DAR ES SALAAM.

NOTE: This licence is issued subject to regulations shown overleaf.

REGULATIONS TO COTTON GINNERS

- (a) The ginner shall obtain and display a valid ginning licence issued by the Board.
- (b) The ginner shall maintain and work the ginnery in a proper and workman like manner and in such a way as to maintain cotton quality standards.
- (c) The ginner shall ensure that all raw cotton delivered to the ginnery is correctly graded and shall keep all Grade A cotton and the lint therefrom and all Grade B cotton and the lint therefrom separate from the other.
- (d) The ginner shall separate disease infected cotton from non-infected cotton.
- (e) The ginner shall keep raw cotton, cotton seed and cotton lint which may be salvaged from damage by fire or water, separate from other raw cotton, cotton seed and cotton lint and shall gin the raw cotton and bale the cotton lint in accordance with conditions of the licence.
- (f) The ginner shall produce weekly reports to the Board on seed cotton received by grade and from different buying posts, bales produced, bales sold, cotton seed produced, cotton seed reserved for planting, dusted and seed distributed and bales delivered to owners.
- (g) The ginner shall produce annual reports to the Board in the prescribed form.
- (h) The ginner is prohibited from buying and/or ginning improperly graded cotton.
- (i) The ginner shall ensure that lint bales are labelled with lot numbers as issued by the Board.
- (j) The ginner shall ensure that lint bales are stored in proper condition.

Cotton Regulations

G.N. 435 (Contd.)

- (k) The ginner shall deliver samples to the Board within one week after drawing the relevant samples. Upon receipt of the samples the Board shall classify them and issued a report. Copy of the classification report shall be made available to the owner. Each sample shall weigh not less than two hundred fifty grammes (250g).
- (l) The ginner shall ensure that all bales produced are properly weighed and the same is clearly indicated in bale specification forms.
- (m) The Board may exercise its powers under Section 10(2) of the Tanzania Cotton Marketing Board Act No. 19 of 1984 as amended from time to time to cancel or suspend a licence if the licensee fails to comply with terms and conditions of the licence. Where a licence is cancelled, the ginner shall have to re-apply and where the licence is suspended, the ginner shall pay US Dollars five hundred (US \$ 500) after complying with the conditions of the licence.
- (n) In addition, any person who contravenes any one of the regulations shall be guilty of an offence and shall on conviction be liable to a fine not exceeding shillings one million (Shs. 1,000,000/-) or imprisonment for a term not exceeding two years (2 years).
- (o) A person aggrieved by the decision of the Board cancelling or suspending his licence may appeal to the Minister.
- (p) The ginner shall gin non infected cotton separate from infected cotton.
- (q) Every ginner shall ensure that all non-infected seed cotton is ginned first and that no infected cotton is ginned before requirement of seeds for planting as determined by the Board is satisfied.
- (r) All seed from seed cotton purchased at ginnery gate shall not be used for planting purposes except for seed cotton bought by a ginner originating from disease free areas and where there are not variety differences.
- (s) The ginner shall draw one sample from each bale that is one hundred percent (100%) sampling.

TANZANIA COTTON LINT AND SEED BOARD
P.O. Box 9161, DAR ES SALAAM, TANZANIA

To General Manager

Form No. 3

APPLICATION FOR LINT EXPORT LICENCE

(Made under Sections 5(2)(a) and 5(2)(b) of the Tanzania Cotton Lint and Seed Board Act, Act No. 19 of 1984 as amended by the Crop Boards (Miscellaneous Amendments) Act, Act No. 14 of 1993)

I. Particulars of Applicant:

Name of Applicant

Address:

Trading Licence No. of 19.....

Bankers full name and address

I/We of P.O. Box and holders

of Business Licence No. (attached) issued at hereby apply

for a Cotton Lint Export Licence for the season.

Cotton Regulations

G.N. 435 (Contd.)

2. *Type of Lint Exporters (Tick whichever is applicable)*

- 2:1 Licenced seed cotton buyer, Licence No. (copy attached)
- 2:2 Agent of Licenced Seed Cotton Buyer (copy of Agency Agreement attached)
- 2:3 Cotton Merchant (evidence of source of supply and business Licence attached).

3. *Financial Arrangement:*

I/We confirm that I/We will have no problems with financing and same can be confirmed by my/our Banker of P.O. Box

4. *Application Fee:*

I/We enclose a payment of US\$ 100/- or T.Shs. being application fee for the Lint Export Licence which is non refundable.

5. *Declaration:*

I/We hereby declare that I/We shall abide by the regulations governing the Cotton Lint Export as issued and as will be issued by the Minister for Agriculture from time to time and satisfy conditions for lint exporters shown overleaf.

Signature

Date:

Official Stamp:

CONDITIONS FOR LINT EXPORTERS.

- (a) The exporter shall show financial ability endorsed by a reputable Bank/Financial Institution.
- (b) The exporter shall pay a non-refundable application fee of US \$ 100.
- (c) Successful applicants shall be issued with export licence payment of US \$ 2.00 per annum or its equivalent.
- (d) No exporter shall export cotton lint without valid export permit issued by the Board for every consignment.
- (e) **CONDITIONS FOR ISSUANCE OF EXPORT PERMITS**
 - 1. Lint exports to have valid seed cotton buying licence. Evidence of agency for seed cotton buyer or ownership of lint.
 - 2. Lint quality certificate issued by the Board to be provided for every consignment.
 - 3. Payment to the Board for a levy of 0.8% of FOB value.
- (f) Exporters shall perfect the export permit issued for each consignment and return to the Board within 14 days from the date of shipment failure of which no Export Permit will be issued.
- (g) All lint exporters must register every sale of cotton lint with the Board within seven (7) days from the date of sale otherwise the Board will not issue any Export permit for any contract not registered. The information should include the buyer's name, number of bales sold, the type, price and delivery period.
- (h) Exporters shall pay a levy of 0.8% of FOB value to the Board to finance regulatory functions of the Board. For the purpose of this regulation, the exporter is the one who actually causes cotton to be sent outside Tanzania and not the one who sell exginnersy or otherwise.
- (i) The exporter who sells through the Board will pay 1% of F.O.B. price as Commission.
- (j) The exporter will be required to be member of one of the International Associations such as Liverpool Cotton Association, Bremen Cotton Exchange and the like.

Cotton Regulations

G.N. 435 (Contd.)

TANZANIA COTTON LINT AND SEED BOARD

COTTON LINT EXPORT LICENCE NO. LEL _____

(Issued under Sections 5(2)(a) and 5(2)(b) of Act No. 19 of 1984 as Amended)

Licence is hereby granted to M/s.
 of P.O. Box to export cotton lint
 during marketing season ending 30th June, 19

Issued at Dar es Salaam this day of 19.....

Fees Shs./US\$ receipt No. of

Remarks:

EP FORM

Serial No.

LINT EXPORT PERMIT FROM THE UNITED REPUBLIC OF TANZANIA
 Declaration & Undertaking to the TCL & SB under Section 5(2) of 1994
 as amended from time to time

1. Exporter's name and Address						2. Exporter Licence No.
4. Buyer (Name and Address)						3. Consignee
6. To be Shipped on ETA						5. Terms of Delivery
9. Description of Cotton:						7. Port of Shipment
Grade	Sample	Classification Report	Quantity	Price Us C/LB	Total Value US\$	8. Port of Destination
10. Lot Number:						11. Contract No.
DECLARATION BY THE EXPORTER: We the owners for agents duly submitted by the owner of the specified in this form, hereby declare that the export pieces quote above are correct.						13. VERIFICATION BY TCL & SB We Certify that for this application the requirements have been fulfilled. (Checked by)
Stamp & Signature of Exporter						Stamp & Signature of TCL & SB
Date						Date

Cotton Regulation

G.N. 435 (Contd.)

14. FOR OFFICIAL USE BY CUSTOMS (at What/Exit Point)

We hereby certify that this export shipment has been completed as follows:

Date of Shipment Port of Shipment Carrying Vessel

 Mode of Shipment Bill of Lading/Airway Bill/Consignment
 No.
 Export Entry No Export Entry Date Port and Country of Destina-
 tion

		Quantity Bales	Amount in Foreign Currency	T. Shs. Value Equipment

*Stamp & Signature of
 Authorised Official of Customs*

**GENERAL MANAGER
 TANZANIA COTTON LINT AND SEED BOARD
 P.O. Box 9161, DAR ES SALAAM**

NOTE: This Licence is issued subject to the conditions shown overleaf.

REGULATIONS TO BE OBSERVED BY COTTON LINT EXPORTERS

1. (a) Tanzania cotton be sold basis grade and staple. The grade shall be equal to the standard boxes i.e. GANY and DARS for Lake and Coastal respectively prepared by the Board from time to time. The staple length shall be 1-1/8" for type one, 1-3/32" for type two and 1-1/16" for type three.
 Premiums and discounts for grade and staple shall be as per Boards Terms and Conditions of cotton sale.
- (b) The Board shall have a final say on Tanzania Cotton lint quality standard.
- (c) Exporters must not exchange or barter seed cotton, cotton lint or cotton seed.
- (d) The Board may exercise its powers under Section 10(2) of the Tanzania Cotton Marketing Board Act No. 19 of 1984 as amended from time to time to cancel or suspend a licence if the Licence fails to comply with terms and conditions upon which the licence is issued. Where a licence is cancelled, the exporter shall have to re-apply and where a licence is suspended, the exporter shall pay US Dollars one thousand (US\$ 1,000/-) after complying with the conditions of this licence.
- (e) In addition, any person who contravenes any one of the regulations shall be guilty of an offence and shall on conviction be liable to a fine not exceeding shillings one million only (Shs. 1,000,000/-) or imprisonment for a term not exceeding two years (2 years).
- (f) A person aggrieved by the decision of the Board cancelling or suspending his licence may appeal to the Minister.

FILE: LINT

Cotton Regulations

G.N. 435 (Contd.)

TANZANIA COTTON LINT AND SEED BOARD
P.O. Box 9161,
DAR ES SALAAM

FORM No. 4

APPLICATION FOR COTTON SEED EXPORT PERMIT

1. Particulars of Applicant

Name of Applicant
Address:
Trading Licence No. of
I/We of P.O. Box
and holders of Business Licence No. (attached).
issued at hereby apply for Cotton Seed Export Permit
for tons of season.

2. Declaration

I/We hereby declare that I/We shall abide by the regulations governing the Cotton Seed Export as issued and as will be issued by the Ministry of Agriculture and Co-operatives from time to time and satisfy conditions for cotton seeds exporters as shown overleaf.

Signed: Date:

Official Stamp.....

NOTE: See conditions overleaf

4. CONDITIONS FOR COTTON SEED EXPORTERS

- (a) The applicant shall pay a non refundable application fee of US Dollars One hundred or its equivalent.
- (b) No exporter shall export cotton seeds without a valid export permit issued by Board for every consignment.

2. (c) CONDITIONS FOR ISSUANCE OF EXPORT PERMIT

- (i) Cotton seed exporters should have valid trading licences.
- (ii) Payment to the Board for a levy of zero point five percentum of FOB value.
- (d) Exporters shall perfect the export permit issued for each consignment and return to the Board within fourteen days from the date of shipment, failure of which no export permit will be issued.
- (e) Exporters shall pay a levy of zero point five percentum of FOB value to finance regulatory functions of the Board.
- (f) Exporters must not exchange or barter cotton seeds.

Cotton Regulations

G.N. No. 435 (Contd.)

COTTON SEEDS EXPORT/PERMIT

Serial No.....

COTTON SEED EXPORT PERMIT FROM THE UNITED REPUBLIC
OF TANZANIA

Declaration & Undertaking to the TCL & SB
under Section 5(2) (b) Tanzania Cotton Marketing Board
Act 19 of 1984 as amended from time to time

1. Exporter's name and Address				2. Export Licence No.
4. Buyer (Name and Address)				3. Consignee
6. To be Shipped on ETA				5. Terms of Delivery
9. Description of Cotton Seeds:				7. Port of Shipment
Crop Year	Quantity Tons	Price US Ton	Total Values	8. Port of Destination
10. CONTRACT No.				
11. DECLARATION BY THE EXPORTER: We the owners (or agents duly authorised by the owner of the seeds specified in the form, hereby declare that the export prices quoted above are correct. Stamp & Signature of Exporter Date			12. VERIFICATION BY TCL & SB We Certify that for this application the requirements have been fulfilled. Checked by Stamp & Signature of TCL & SB Date	

13. PORT OFFICIAL USE BY CUSTOMS (at Wharf/Exit Point)

We hereby certify that this export shipment has been completed as follows:

Date of Shipment Port of Shipment Carrying Vessel
.....
 Mode of Shipment Bill of Lading/Airway Bill/Consignment
 No.
 Export Entry No Export Entry Date Port and Country of Destination

Cotton Regulations

G.N. 435 (Contd.)

		Quantity Tons	Amount in Foreign Currency	T. Shs. Value Equivalent

Checked by Approved by Date

.....
Stamp & Signature of
Authorised Official of Customs

TANZANIA COTTON LINT AND SEED BOARD
P.O. Box 9161, DAR ES SALAAM
TANZANIA

To: General Manager

FORM No. 5

REQUISITION FOR COTTON CLASSIFICATION

1 Particulars of Applicant:

Name of Applicant

Address:

Please supply classing services for samples delivered as hereunder:

Ginnery	Lot No.	Sample Bale Nos.	Variety and Quality Symbol	Type of Ginning Saw/Roller

Cotton Regulations

G.N. No. 435 (Contd.)

2. Classing Services Required:

(Tick the required service, but STAPLE and GRADE is mandatory)

(a) STAPLE and GRADE

(b) HVI TEST

- | | |
|----------------------|----------------------|
| (1) Micronaire | (2) Upper Half Mean |
| (3) Strength (g/tex) | (4) Uniformity Index |
| (5) Uniformity ratio | (6) Span length 50% |
| (7) Span Length 2.5% | (8) Other (specify) |
-
-

3. Test Results:

Please (i) Telex/Fax/Post the classing data to the following address:—

.....
(ii) Keep for collection from your lab by us or our agent.

5. Fees:

I enclose cash/cheque No. US \$.....
amount in words

For the services as follows:

(i) No. of samples for grade and staple @ US Dollar 1.25 =

(ii) No. of samples for HVI TEST (All parameters) @ US \$ 1.50.....

(iii) No. of samples for HVI TESTS (any one parameter) @ US \$ 1.00

..... specify the data required.....

6. Declaration:

I/We hereby declare that the samples of the above mentioned lot/lots were drawn and sealed, under our responsibility in accordance with the sampling rules and regulations issued by the Tanzania Cotton Lint and Seed Board and were delivered to the Board as being to the best of my/our knowledge, truly representative of the lot referred to and that the Board shall not be held responsible for any claims arising from inconsistencies between the sample and the exported cotton.

.....
Signature

.....
Capacity

.....
Official Stamp,

Date:.....

file classify

Cotton Regulations

G.N. 435 (Contd.)

TANZANIA COTTON LINT AND SEED BOARD
P.O. Box 9161, DAR ES SALAAM
TANZANIA

Issued to

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COC

COTTON QUALITY CERTIFICATE —

We certify that the samples of raw cotton delivered to the Board
vide Delivery Note No.....of.....are as follows:—

<i>Crop</i>	<i>Lot Nos.</i>	<i>No. of Bales</i>	<i>Sample Nos.</i>	<i>Grade</i>	<i>Staple</i>

TANZANIA COTTON LINT AND SEED BOARD

..... *General Manager* Date.....

..... *Cotton Classifier* Date.....

file Quality

TANZANIA COTTON LINT AND SEED BOARD
P.O. Box 9161, DAR ES SALAAM

The Tanzania Cotton Lint and Seed Board Act, Act No. 1984 as amended by the Crop Boards
(Miscellaneous Amendments) Act, Act No. 11 of 1993 (Section 37)

WEEKLY SEED COTTON PURCHASES REPORT FOR.....SEASON

Week No..... Ending..... GRADE AR/BR

Buying Post	PURCHASES			DELIVERIES			BALANCES
	Purchases to Previous Week	Purchases this Week	Total Purchases to Date	Deliveries to Previous Week	Deliveries this Week	Total Deliveries to Date	

958

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Branch Manager

.....
Official Stamp

Date:.....

file: Report

TANZANIA COTTON LINT AND SEED BOARD
P.O. Box 9161, DAR ES SALAAM

The Tanzania Cotton Lint and Seed Board Act, Act No. 1984 as amended by the Crop Boards
(Miscellaneous Amendments) Act, Act No. 11 of 1993 (Section 37)

WEEKLY GINNING REPORT FOR SEASON

Week No..... Ending..... GRADE AR/BR

GINNERY	GINNING			DISPOSAL				
	Ginning to Previous Week	Ginning this Week	Total Bales Ginning to date	Bales Delivered to Railheads	Bales Railed to D'Salaam	Sales to Local Mills / Merchants	Balance at the Ginnery	Balance at Railhead

959

.....
Ginnery Manager

.....
Official Stamp

Cotton Regulations

GIN 435 (Contd.)

TANZANIA COTTON LINT AND SEED BOARD
P.O. Box 9161, DAR ES SALAAM

The Tanzania Cotton Lint and Seed Board Act, Act No. 1984 as amended by the Crop Boards
(Miscellaneous Amendments) Act, Act No. 11 of 1993 (Section 37) 7)

WEEKLY COTTON SEED PRODUCTION REPORT FOR.....SEASON

Week No.....Ending.....GRADE A/B

<i>Ginnery</i>	<i>Production to Previous Week</i>	<i>Production This Week</i>	<i>Total Production To date</i>	<i>Dusted for Planting</i>	<i>Sold to Millers or Merchants</i>	<i>Balance at Ginnery</i>

960

G.N. No. 435 (Comm.)

Cotton Regulations

.....
Branch Manager

.....
Official Stamp

file: Report

Date:

Cotton Regulations

G.N 435 (Contd.)

TANZANIA COTTON LINT AND SEED BOARD
P.O. Box 9161, DAR ES SALAAM

The Tanzania Cotton Lint and Seed Board Act, Act No. 1984 as amended by the Crop Boards

(Miscellaneous Amendments) Act, Act No. 11 of 1993 (Section 37)

WEEKLY COTTON SEED DUSTING REPORT FORSEASON

Week No.....ending.....

Ginnery:..... Cotton Seed Allocation: tons. Variety:

Dusted to Previous Week	Dusted This Week	Total Seed Dusted to Date	Dusted Seed Distributed	Balance Dusted Seed	Balance Undusted Seed

.....
Branch Manager

.....
Official Stamp

.....
Date

FILE: REPORT

Cotton Regulations

G.N. No. 435 (Contd.)

TANZANIA COTTON LINT AND SEED BOARD
 ACT NO. 19 OF 1984
 AS AMENDED BY THE CROP BOARDS
 (MISCELLANEOUS AMENDMENTS) ACT. NO. 11 OF 1993

TO: GENERAL MANAGER TANZANIA COTTON LINT AND SEED BOARD
 DAR ES SALAAM

ANNUAL RETURN OF COTTON PURCHASED AND GINNED

Ginnery

Owner

Crop Season 19..... 19.....

Buying Post Licence No.	Name of Buying Post	Total Deliveries of Raw Cotton	
		Grade A Kgs	Grade B Kgs

Cotton Regulations

G.N 435 (Contd.)

TEXTILE MILL LINT PURCHASES MONTHLY REPORT

Purchases To Previous Month			Purchases This Month			Total Purchases Todate			Levy Due This Month (Shs.)
Bales	Kgs	Av. Price	Bales	Kgs	Av. Price	Bales	Kgs.	Av. Price	

Name of Spinning/Textile Mill

.....
General Manager

.....
Official Stamp

File: Tixtiles

Dar es Salaam,
22nd June, 1998

PAUL P. KIMITI,
Minister for Agriculture and Co-operatives