

[Subsidiary]

The Agricultural Produce Export (Clove-Grading and Export) Rules

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|-------------|--------------|
| G.N.        | G.N.         |
| 63 of 1934. | 296 of 1944. |
| 7 of 1936.  | 160 of 1948. |
| 39 of 1937. | 180 of 1949. |
| 45 of 1937. | 11 of 1951.  |
| 37 of 1938. | 96 of 1952.  |
| 70 of 1938. | 117 of 1952. |
| 54 of 1939. | 55 of 1958.  |
| 29 of 1943. | 122/59       |

1. These Rules may be cited as the Agricultural Produce Export (Clove Grading and Export) Rules.

Title 98/65

2. In these Rules—

Interpretation.

“applicant” means any person making application under these Rules in Form No. 1 or Form No. 2 of Schedule I;

“clean” means to free produce from any foreign, superfluous or inferior matter by picking, or other means, and includes to free produce from excessive moisture;

“consignment” means any number of bales or packages of cloves which are being shipped as a unit in one steamer under one bill of lading and under a specific shipping mark.

3.—(1) The inspection, grading and branding of cloves shall be carried out in the Clove Inspection Shed in the Malindi Wharf in the Town of Zanzibar or in any godown in the Town of Zanzibar registered by the Director for the purpose.

Place where inspection, etc., to be carried out.

(2) Cloves may be inspected and, if satisfying the standard prescribed for any of the grades prescribed in rule 6, be graded in bags or in bulk in a registered godown before they have been packed ready for export and the re-packing for export shall be performed only in the presence of the inspector or an examiner.

G.N.  
7 of 1936.  
45 of 1937.

4.—(1) Every person intending to export cloves shall make application in Form No. 1 of Schedule I and every owner of a registered godown requiring that cloves shall be inspected and graded or be branded, as the case may be, in such godown shall make application in Form No. 2 of Schedule I. Such applications shall be delivered at the office of the Inspector of Produce, Zanzibar, at least twenty-four hours before the services of the inspector or of an examiner are required:

Application for inspection, etc. Division of consignments and fees.

Provided that the Director may allow notice to be given less than twenty-four hours before the services of the inspector or an examiner are required.

(2) A consignment shall not be divided for purposes of inspection, grading and branding unless the Inspector of Produce deems it advisable to do so, and issues instructions accordingly.

(3) The inclusive fee per bale or package for inspecting, grading and branding at forty-eight hours notice or more is ~~100~~ cents. Such fee for inspecting, grading and branding, or for branding, as the case may be, shall be paid on demand.

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Hours for inspection, etc., normally and on Sundays and public holidays.

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147 of 1940.  
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296 of 1944.  
180 of 1949.  
11 of 1951.  
117 of 1954.

Grading of cloves.  
G.N.  
54 of 1939.

*Revised & replaced by A.N. 122/59*

5.—(1) The inspection, grading and branding of cloves will normally be carried out between the hours of 7 a.m. and 12.30 p.m. and 2.30 p.m. and 5 p.m., on all days other than Saturdays, Sundays and public holidays. On Saturdays the hours will normally be from 7 a.m. to 12 noon.

(2) The inspector may, upon written application to him, undertake or allow to be undertaken the inspection, grading and branding of cloves on Sundays or public holidays or on other days before or after the hours specified in paragraph (1) on payment of the overtime fees prescribed by the Agricultural Produce Export (Overtime Fees) Rules.

6. Cloves intended for export shall be graded as follows:—

Special Grade.—Good sound cloves which are whole, bright, bold, uniform, regular, free from mustiness and which contain not more than—

3% of stems, mother of cloves and foreign, superfluous or inferior matter;

2% of khoker cloves;

16% of moisture.

Grade 1.—Good sound cloves which are bold, reasonably regular, free from mustiness and which contain not more than—

5% of stems, mother of cloves, and foreign, superfluous or inferior matter;

3% of khoker cloves;

16% of moisture.

Grade 2.—Cloves which are free from mustiness and which contain not more than—

5% of stems, mother of cloves, and foreign, superfluous or inferior matter;

7% of khoker cloves;

16% of moisture.

Grade 3.—Cloves which contain not more than—

5% of stems, mother of cloves, and foreign, superfluous or inferior matter;

20% of khoker cloves;

16% of moisture.

7.—(1) No consignment of Grade 3 cloves shall be passed for export by the inspector unless accompanied by a certificate to the effect that the General Manager or Assistant General Manager of the Clove Growers Association is satisfied that the consignment is to be employed solely for distillation purposes.

(2) Every bale or package of cloves of Grade 3 shall, in addition to the design required to be stamped thereon by rule 14, be marked with the words "for distillation only".

G.N.  
45 of 1937.  
37 of 1938.  
54 of 1939.

*Substituted by N. 122/59*  
Cloves of Grade 3 to be exported for distillation only.

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8.—(1) The inspector shall notify applicants in the form prescribed in the lower part of Form No. 1 of Schedule I of the time, date and place at which the consignment intended to be exported, in respect of which application has been made under paragraph (1) of rule 4, shall be placed ready for inspection, grading and branding.

Notification by inspector of time and place for inspection, etc.

(2) The inspector shall notify applicants in the form prescribed in the lower part of Form No. 2 of Schedule I of the time and date at which he or an examiner will inspect and grade or will brand, as the case may be, in the godown of the applicant cloves in respect of which an application has been made under paragraph (1) of rule 4.

(3) Cloves presented for inspection, grading or branding shall be stacked in such manner as the inspector or an examiner may require, and if they are not placed ready at the time and place appointed may be refused inspection, grading or branding unless a further application is made under paragraph (1) of rule 4.

9. If an applicant who has given notice in the form prescribed of the intended export of cloves desires that his consignment be transferred to a steamer sailing earlier than the originally specified steamer, he shall make further application in the form prescribed and shall pay the fees prescribed in paragraph (3) of rule 4, the period of notice being calculated as from the time of the receipt of the second application.

Provision for second notification.

10. From any parcel or consignment an inspector or examiner shall take indiscriminately and may retain an average sample not exceeding one pound *avoirdupois* from which there shall be drawn a final sample for detailed examination for the purpose of grading as specified in rule 6.

Inspector or examiner to take sample for detailed examination.

11. A consignment shall not be passed for export if any bale or package in that consignment fails to satisfy the standard prescribed for any of the grades prescribed in rule 6.

Consignments not to be passed in certain cases.

12.—(1) Any parcel or consignment which fails to qualify for the grade for which it is presented may, with the consent of the inspector, be removed for the purpose of being reconditioned and after such reconditioning a further application in the form prescribed shall be made in respect thereof.

Removal of consignment for reconditioning and banding.

(2) Any such parcel or consignment for which the consent of the inspector has been given for removal shall be removed within twenty-four hours of inspection.

(3) Any such parcel or consignment, if not removed under the provisions of this rule, shall be branded with the mark of the grade (if any) to which it has been assigned.

13. Every bale or package shall bear in addition to the usual shipping marks a number which will be assigned to the consignment by the inspector. This number shall be stencilled by the applicant in red figures not less than two inches in height.

Bales, etc., to be numbered.

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Branding of consignments.

14. When a consignment has been passed by the inspector as fit for export, every bale or package will be branded with a stamp of one of the designs shown in Schedule II, according to the grade to which the consignment has been assigned.

Cancellation of brand.

15. The brand shall be cancelled if any consignment be moved from the place of inspection for any purpose other than exportation or storage in a place approved by the Director for that purpose.

Cancellation of brand if examined cloves have deteriorated or been interfered with.  
G.N.  
55 of 1958.

16. If the inspector has reason to suspect that cloves have in any way deteriorated since the examination or been interfered with in such a way as to cause deterioration or to alter in any way the quality of the consignment as originally graded, the inspector or any examiner authorised by him may enter any shed or store in which cloves are stored while awaiting exportation, re-examine the consignments and cancel the brands, if the cloves are found to have deteriorated or been interfered with or both.

Packing of cloves intended for export.

17. Cloves intended for export shall be packed in good sound new receptacles, which shall be securely sewn and, if the receptacles are not gunny bags, shall be securely roped. Subject to the proviso below every receptacle in any one consignment shall contain the same weight of cloves namely, either one hundred and twelve pounds or one hundred and forty pounds *avoirdupois*:

Provided that each shipment of cloves consigned to any one consignee and shipped under a distinctive shipping mark may include one such receptacle which may contain less than one hundred and twelve pounds or less than one hundred and forty pounds *avoirdupois* as the case may be.

Issue of certificates.

18. Certificates in Form No. 3 of Schedule I will be issued to applicants on demand.

Storage rental.

19. All cloves shall be removed from the place of inspection (not being a registered godown) within thirty-six hours of the time of completion of the inspection and/or grading and branding. Cloves not removed within the specified period will be charged a storage rental at the rate of twelve cents per package for each period of thirty-six hours or part thereof.

Register to be kept by exporters of cloves and produced for inspection.

20. All persons exporting cloves shall keep a register in Form No. 4 of Schedule I, and shall make therein the appropriate entries in regard to each transaction on the same day as the transaction takes place and shall produce such register for inspection whenever so required by the Director or the inspector.

Power of inspector to re-examine graded cloves.

21. When an inspector has reason to suppose that an examiner has improperly (whether in collusion with the owner or otherwise) graded cloves, he may re-examine all or any part of such cloves, taking all such steps, including the opening of bales or packages as may be necessary for that purpose. If upon such re-examination he shall find that they have been improperly graded, he may impound and detain them or such samples of them as may be required as evidence and in any case may require them to be cleaned. Such cloves shall not be exported until they have been graded and branded as provided in rule 6.

Re-worked & replaced  
L. N. 8/60