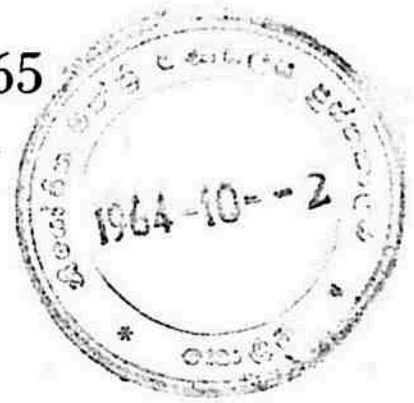


PARLIAMENT OF CEYLON

5th Session 1964-65



Agricultural Products (Guaranteed Prices and Control of Hulling and Milling) (Amendment) Act, No. 17 of 1964

Date of Assent : September 19, 1964

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L. D.—O. 42/62.

AN ACT TO AMEND THE AGRICULTURAL PRODUCTS (GUARANTEED PRICES AND CONTROL OF HULLING AND MILLING) ACT, NO. 33 OF 1961.

[Date of Assent : September 19, 1964]

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Senate and the House of Representatives of Ceylon in this present Parliament assembled, and by the authority of the same, as follows :—

1. This Act may be cited as the Agricultural Products (Guaranteed Prices and Control of Hulling and Milling) (Amendment) Act, No. 17 of 1964.

Short title.

2. Section 4 of the Agricultural Products (Guaranteed Prices and Control of Hulling and Milling) Act, No. 33 of 1961, hereinafter referred to as the "principal Act", is hereby amended as follows :—

Amendment of section 4 of Act No. 33 of 1961.

(a) in sub-section (1) of that section, by the substitution, in paragraph (c), for the words "five other members", of the words "such number of members not exceeding seven as may be" ;

(b) by the renumbering of sub-section (2) of that section as sub-section (7) ; and

(c) by the insertion, immediately after sub-section (1), of the following new sub-sections :—

' (2) A member of the Guaranteed Prices Advisory Committee appointed under sub-section (1) (c) (hereinafter referred to as an "appointed member") shall hold office for a term of three years from the date of his appointment.

(3) An appointed member may resign from the Committee by letter addressed to the Minister.

(4) An appointed member may be removed from office by the Minister if such member is absent from the

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meetings of the Committee for a period of three months or for any cause which appears to the Minister to be reasonable or if the Minister considers it expedient to remove such member from office.

(5) Where any appointed member of the Committee resigns or is removed from office or dies, the Minister may appoint another person to be a member in place of the member who resigns or is removed from office or dies and the person so appointed shall hold office during the unexpired period of the term of office of the member in whose place he was appointed.

(6) Where any member of the Committee becomes by reason of illness or other infirmity or absence from Ceylon temporarily unable to perform the duties of his office, the Minister may appoint another person to act in place of such member.' .

Replacement of
section 9 of
the principal
Act.

3. Section 9 of the principal Act is hereby repealed, and the following new section substituted therefor :—

"[From whom
the
Commissioner
or an authorised
purchaser may
purchase a
scheduled
agricultural
product.

9. (1) The Commissioner or any authorised purchaser who is an officer of the Department of Agrarian Services shall not purchase any scheduled agricultural product from any person other than—

(a) the producer of such product who is a member of any society registered under the Co-operative Societies Ordinance and entitled under section 9 of that Ordinance to exercise the rights of a member; or

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(b) any purchaser authorised under section 5 (2).

(2) A purchaser authorised under section 5 (2) shall not purchase any scheduled agricultural product from any person other than a producer of such product referred to in sub-section (1) (a) of this section.”.

4. The following new section is hereby inserted immediately after section 9, and shall have effect as section 9A, of the principal Act :—

Insertion of new section 9A in the principal Act.

“ Recovery of monies due to the Government or to registered co-operative societies.

9A. (1) Where any scheduled agricultural product is sold under this Act by a producer, it shall be lawful for the Commissioner or for any authorised purchaser, if required so to do by the Commissioner, to deduct from the amount payable to such producer for the product so sold, such sums as may be due from that producer—

(a) to the Government—

(i) as irrigation rates under the Irrigation Ordinance ; or

(ii) as annual payments under the Land Development Ordinance ; or

(iii) as premiums in respect of any policy of insurance under the Crop Insurance Act, No. 13 of 1961 ; or

(b) to any society registered under the Co-operative Societies Ordinance in respect of any loan or advance of monies obtained by such producer for any purpose connected with the cultivation of such agricultural product.

(2) Any sum recovered under subsection (1) of this section shall—

(a) where such sum is due to the Government, be paid to the Commissioner, and the Commissioner shall credit such sum to the Consolidated Fund ; and

(b) where such sum is due to any society, be paid to that society.

(3) Where any producer of any scheduled agricultural product has made default in the repayment of any loan or advance of monies obtained by such producer from any society registered under the Co-operative Societies Ordinance for any purpose connected with the cultivation of such product, the Commissioner or any authorised purchaser, if required so to do by the Commissioner, may, notwithstanding anything in the preceding provisions of this Act, refuse to purchase such product from such producer unless such producer consents to the immediate recovery of the amounts due from him to such society out of the proceeds of the sale of such product.”.