

# Bill No. 19 of 1965

PUBLISHED 15TH MAY, 1965

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## RICE MARKETING (AMENDMENT) BILL, 1965.

### Arrangement of Sections.

Section	
1.	Short title and commencement.
2.	Repeal and re-enactment of section 4 of Chapter 249.
3.	Insertion of sections 4A and 4B in Chapter 249.
4.	Amendment of section 5 of Chapter 249.
5.	Amendment of section 10 of Chapter 249.
6.	Amendment of section 11 of Chapter 249.
7.	Amendment of section 18 of Chapter 249.
8.	Amendment of section 25 of Chapter 249.
9.	Amendment of section 32 of Chapter 249.
10.	Minor amendments to Chapter 249.
11.	Amendment of section 4 of Chapter 250.

### A BILL

### Intituled

### AN ORDINANCE TO AMEND THE RICE MARKETING ORDINANCE AND TO MAKE A CONSEQUENTIAL AMENDMENT TO THE BRITISH GUIANA RICE PRODUCERS ASSOCIATION ORDINANCE.

Enacted by the Legislature of British Guiana :—

A.D. 1965

1. (1) This Ordinance may be cited as the Rice Marketing (Amendment) Ordinance, 1965, and shall be construed and read as one with the Rice Marketing Ordinance, hereinafter referred to as the Principal Ordinance (and so far as it amends the British Guiana Rice Producers Association Ordinance shall be construed and read as one with that Ordinance), and any Ordinance amending the same.

Short title and commencement.  
Cap. 249.  
Cap. 250.

(2) This Ordinance shall come into operation on the 26th May, 1965.

2. Section 4 of the Principal Ordinance is hereby repealed and the following section substituted therefor —

Repeal and re-enactment of section 4 of Chapter 249.

“Constitution of the Board.

4. (1) The Board shall consist of eleven members who shall, subject to the provisions of subsection (2) of this section, be appointed by the Minister as follows :—

- (a) two officers in the public service;
- (b) two rice producers nominated by the Council of the Association;
- (c) one person nominated by the British Guiana Rice Development Company Limited;
- (d) one person representing the interests of consumers of rice; and
- (e) five other persons appearing to the Minister to be qualified as having had experience in matters relating to the production, manufacture or marketing of rice or to agriculture, industry or commerce generally.

(2) Where either of the bodies mentioned in paragraph (b) or (c) of subsection (1) of this section fails to make a nomination for the purposes of the said subsection within fourteen days of a request therefor from the Min-

ister being conveyed to the said body the Minister may, in pursuance of the said provisions, appoint as a member of the Board any person who was eligible for nomination by such a body in the same manner as if he had been so nominated.

(3) The members of the Board shall be appointed for one year and they shall be eligible for re-appointment.

(4) A Chairman and Vice-Chairman shall be appointed by the Minister from among the members of the Board.

(5) The Minister may grant leave of absence to any member of the Board.

(6) Where leave of absence has been granted to a member of the Board, another person may, subject to the provisions of subsections (1) and (2) of this section, be appointed to act in his place.

(7) A member may, by writing under his hand, addressed to the Minister, resign from the Board, and upon the date of the receipt by the Minister of such instrument, such member shall cease to be a member of the Board.

(8) Where a member without the leave of the Minister absents himself from three consecutive meetings of the Board he shall be deemed to have resigned.

(9) The Minister may at any time revoke any appointment made by him under this Ordinance.

(10) Where a member of the Board has resigned, or is deemed to have resigned, or where the appointment of a member of the Board is revoked, another person may, subject to the provisions of subsections (1) and (2) of this section, be appointed to be a member of the Board during the unexpired portion of the term of office of his predecessor.

(11) The appointment, removal, death or resignation of any member of the Board shall be notified in the Gazette."

3. The following sections are hereby inserted in the Principal Ordinance immediately after section 4 —

Insertion of  
sections 4A  
and 4B in  
Chapter 249.

"Procedure  
and meetings.

4A. (1) A meeting of the Board shall be held on a convenient date in every month in each year and at such other times as may be necessary.

(2) The Chairman may at any time summon a meeting of the Board and shall summon a special meeting within seven days of the receipt by him of a requisition for that purpose addressed to him by any three members of the Board.

(3) The Chairman, or in his absence, the Vice-Chairman shall preside at all meetings of the Board.

(4) In the absence of the Chairman and Vice-Chairman at a meeting of the Board the members present at the meeting shall elect one of their number to act as chairman at such meeting.

(5) Five members of the Board present at any meeting shall constitute a quorum for the transaction of business.

(6) Subject to the provisions of subsection (5) of this section, the Board may act notwithstanding any vacancy among the members thereof.

(7) The decisions of the Board shall be by a majority of votes and, in addition to an original vote, in any case in which the voting is equal, the Chairman or the Vice-Chairman or other member presiding at the meeting shall have a casting vote.

(8) A member of the Board shall not take part in or vote on the decision of any matter with respect to any transaction between the Board and himself or between the Board and any person in whose business he is pecuniarily interested whether directly or indirectly.

(9) The Board may co-opt any one or more persons to attend any particular meeting of the Board at which they are dealing with a particular matter, for the purpose of assisting or advising the Board, but no such co-opted person shall have any right to vote.

(10) Subject to the provisions of this section, the Board shall have power to regulate their own proceedings.

4B. (1) The Board shall pay to each member of the Board (not being an officer in the public service) in respect of his office as such, such, if any, remuneration and allowances as the Board with the approval of the Council of Ministers may determine, and to the Chairman and to the Vice-Chairman, in respect of his office as such, such, if any, remuneration and allowances (in addition to any remuneration or allowances to which he may be entitled in respect of his office as a member) as may be so determined.” Remuneration of members.

4. Section 5 of the Principal Ordinance is hereby amended in the following respects — Amendment of section 5 of Chapter 249.

- (a) the word “five” shall be substituted for the word “six” in subsection (2);
- (b) the word “three” shall be substituted for the word “four” in paragraph (c) of subsection (2);
- (c) the following subsection shall be substituted for subsection (6) —  
 “(6) Three members of the Committee (of whom at least one shall be the Chairman or Vice-chairman) present at any meeting thereof shall constitute a quorum for the transaction of business.”; and
- (d) the word “the” shall be substituted for the word “The” in subsection (7) and the words “Subject to the provisions of subsection (6) of this section” shall be inserted at the beginning of the said subsection (7).

5. Section 10 of the Principal Ordinance is hereby amended by the insertion of the words “and all by-products of padi” after the word “rice”. Amendment of section 10 of Chapter 249.

6. The following subsections are hereby substituted for subsections (1) and (2) of section 11 of the Principal Ordinance — Amendment of section 11 of Chapter 249.

- “(1) The Board —
  - (a) may purchase any padi, and may sell such padi in the Colony, arrange to have it manufactured into rice or any by-product of padi by a manufacturer or export it for sale;
  - (b) may purchase or sell any by-product of padi in the Colony, or export such by-product for sale.
- (2) Except with the permission of the Board no person other than the Board shall export or

attempt to export any padi or any by-product of padi.”.

Amendment of section 18 of Chapter 249. 7. Section 18 of the Principal Ordinance is hereby amended in the following respects —

- (a) by the insertion of the words “or any by-product of padi” between the words “padi” and “exported” in paragraph (f) of subsection (1); and
- (b) by the substitution of a comma for the full stop at the end of subsection (4) and the addition immediately thereafter of the following —

“padi or any by-product of padi, or for any purposes relating thereto.”.

Amendment of section 25 of Chapter 249. 8. Subsection (2) of section 25 of the Principal Ordinance is hereby amended by the deletion of the full stop at the end of the subsection and the addition after the word “section” of the following—

“together with a statement of expenses set out in the form prescribed by regulations made under this Ordinance.”.

Amendment of section 32 of Chapter 249. 9. Section 32 of the Principal Ordinance is hereby amended in the following respects —

- (a) by the insertion of the words “any grade of” between the words “of” and “rice” in the second line of subsection (1);
- (b) by the insertion of the word “in” between the words “are” and “or” in the third line of subsection (1);
- (c) by the insertion of the words “any such grade of” between the words “of” and “rice” in the ninth line of subsection (1);
- (d) by the insertion of the words “any grade of” between the words “of” and “rice” in the first line of subsection (3); and
- (e) by the insertion of the words “such grade of” between the words “no” and “rice” in the fourth line of subsection (3).

Minor amendments to Chapter 249. 10. The Principal Ordinance is hereby amended in the following respects —

- (a) by the substitution of the word “Minister” for the word “Governor” wherever it appears in sections 6, 15, 17 and 18;
- (b) by the substitution of the words “House of Assembly” for the words “Legislative Council” in subsection (3) of section 21, and in subsections (2) and (4) of section 22; and
- (c) by the substitution of the word “Minister” for the words “Governor in Council” in section 38.

Amendment of section 4 of Chapter 250. 11. Paragraph (c) of section 4 of the British Guiana Rice Producers Association Ordinance is hereby amended by the substitution of the word “persons” for the words “members of the Council”.

#### OBJECTS AND REASONS

The main purpose of this Bill is to provide for the reconstitution of the British Guiana Rice Marketing Board. The Board will now comprise eleven members representative of the major interests connected with the rice industry. Under existing legislation those persons who are now members of the Board will go out of office on the 25th May, 1965. The reconstitution of the Board will take effect from the 26th May 1965.

2. The opportunity is being taken to provide in the Bill for amendments to the Rice Marketing Ordinance, Chapter 249, which

have been requested by the Board and which will have the effect of extending the powers of the Board to deal with by-products of padi. Clauses 5, 6 and 7 of the Bill seek to provide for this.

3. Clause 9 of the Bill seeks to amend section 32 of the Ordinance to enable the Board to suspend the purchase or manufacture of any particular grade of rice rather than of rice generally, where the required quantities of that grade of rice have been or are likely to be exceeded.

**W. O. R. KENDALL,**  
Minister of Trade and Industry.

(Bill 19/1965).