

CHAPTER 248.

SUGAR INDUSTRY SPECIAL FUNDS.

List of Subsidiary Legislation.

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 2. The Sugar Industry (Rehabilitation Fund) Regulations.
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**SUGAR INDUSTRY (REHABILITATION AND PRICE
STABILISATION COMMITTEE) REGULATIONS.**

ARRANGEMENT OF REGULATIONS.

REGULATION.

1. Short title.
 2. Interpretation.
 3. Term of office of Committee.
 4. Appointment of Chairman.
 5. Quorum at meetings of Committee.
 6. Questions determined by majority of votes and Chairman to have casting vote.
 7. Leave of absence.
 8. Resignation.
 9. Revocation of appointment to the Committee.
 10. Filling vacancies in the Committee.
 11. Appointment of Secretary to the Committee.
 12. Duties of Secretary.
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REHABILITATION AND PRICE STABILISATION COMMITTEE.

REGULATIONS

Regs. 28
of 1947.

*made by the Governor in Council under section 9 (2) on the 25th
November, 1947.*

Short
title.

1. These regulations may be cited as the Sugar Industry (Rehabilitation and Price Stabilisation Committee) Regulations.

Interpreta-
tion.

2. In these regulations—

“ the Committee ” means the Committee appointed under section 8 (1) of the Ordinance to control and administer the Sugar Industry Price Stabilisation Fund and the Sugar Industry Rehabilitation Fund established under the Ordinance ;

“ the Ordinance ” means the Sugar Industry Special Funds Ordinance.

Term of
office of
Committee.

3. The Committee shall remain in office for the term of two years from the date of its appointment and shall in the manner provided by the Ordinance be re-appointed every two years.

Appoint-
ment of
Chairman.

4. On the appointment of a Committee, and whenever there is a vacancy in the office of Chairman, the Governor in Council shall appoint a member of the Committee to be Chairman.

Quorum at
meetings of
Committee.

5. (1) Three members present at any meeting of the Committee shall constitute a quorum for the transaction of business.

(2) The Chairman shall preside at all meetings of the Committee which he attends, and in his absence the members present may elect one of their number to preside over the meeting.

Questions
determined
by majority
of votes and
Chairman to
have
casting vote.

6. Every question before the Committee shall be determined by the votes of a majority of the members present, and the Chairman or other presiding member shall have an original vote thereon and also a casting vote if the votes are equally divided.

Leave of
absence.

7. (1) The Governor in Council may grant leave of absence to any member of the Committee.

(2) Where leave has been granted the Governor in Council may, subject to the provisions of section 8 (1) of the Ordinance, appoint another person to act in the place of the member of the Committee who has been granted such leave.

8. (1) A member may, by writing under his hand addressed to the Chief Secretary, resign from the Committee.

Resignation.

(2) Where a member, without the leave of the Governor in Council, absents himself from three consecutive quarterly meetings of the Committee, he shall be deemed to have resigned.

9. The Governor in Council may, at any time, revoke the appointment of a member of the Committee.

Revocation of appointment to the Committee.

10. (1) Where a vacancy in the Committee is occasioned by death, resignation or other cause, the Governor in Council may, subject to the provisions of section 8 (1) of the Ordinance, appoint another person to be a member of the Committee for the remainder of its term.

Filling vacancies in the Committee.

(2) The Committee may act notwithstanding any vacancy among the members thereof.

11. (1) The Committee may, with the approval of the Governor, appoint some fit and proper person to be Secretary of the Committee at such salary as is approved by the Governor.

Appointment of Secretary to the Committee.

(2) The Secretary shall not be dismissed without the approval of the Governor.

12. (1) The Secretary shall perform such duties as shall be assigned to him by the Committee, and shall on all occasions in the execution of his office act under the superintendence, control and direction of the Committee.

Duties of Secretary.

(2) The Secretary shall attend all meetings of the Committee and record correctly the minutes of the proceedings thereof.

13. (1) The Committee shall meet at least once in every three months on such date as may be fixed by the Committee.

Meetings of the Committee.

(2) The Committee shall also meet as often as it may be summoned either by direction of the Chairman or on the written requisition of at least four members of the Committee who shall sign the same. In such requisition there shall be stated the nature of the business to be transacted at the meeting and the requisition shall be delivered to the Secretary.

(3) The Secretary shall summon a meeting of the Committee on, and in accordance with, the direction of the Chairman, and also within three days after the receipt by him of a requisition made in accordance with sub-regulation (2) of this regulation.

(4) Every notice convening a meeting of the Committee shall state the time and place of the meeting and the nature of the business to be transacted at such meeting.

Travelling
and
subsistence
expenses.

14. The reasonable travelling and subsistence expenses incurred by members of the Committee in attending meetings of the Committee, or while engaged on any business of the Committee, shall be paid by the Committee.

SUGAR INDUSTRY (REHABILITATION FUND)

REGULATIONS

ARRANGEMENT OF REGULATIONS.

REGULATION.

1. Short title.
2. Interpretation.
- 3-6. Registration of exporters.
7. Quarterly statements to be submitted by registered exporters.
- 8-12. Duties of Secretary.
13. Inspection of books of account.
14. Allocation of interest.
15. Annual audit.
16. Employees.
17. Expenses.
18. Claims which may be made on the Fund.
19. Powers of the Committee with regard to claims.
20. Power to enter and inspect factories in respect of which claims have been made.
21. Method of payment of disbursements and claims.

REHABILITATION FUND.

REGULATIONS

Regs. 26
of 1948.
3 of 1949.

made under section 9 (1) by the Committee appointed under section 8 (1) and approved by the Governor in Council on the 8th September, 1948, and amended on the 2nd March, 1949.

Short
title.

1. These regulations may be cited as the Sugar Industry (Rehabilitation Fund) Regulations.

Interpreta-
tion.

2. In these regulations—

“the Committee” means the Committee appointed under section 8 (1) of the Ordinance to control and administer

the Sugar Industry Rehabilitation Fund established under the Ordinance;

“ exporter ” means any person operating a factory in the Colony and manufacturing sugar for export;

“ the Fund ” means the Sugar Industry Rehabilitation Fund established under the Ordinance;

“ the Ordinance ” means the Sugar Industry Special Funds Ordinance;

“ rehabilitation ” means replacements, improvements or additions to existing plant and machinery in a factory and the extension, renovation or reconstruction of any existing factory building with the object of increasing efficiency in production, but does not include normal maintenance;

Regs. 3
of 1949.

“ the Secretary ” means the person appointed to discharge the duties of Secretary to the Committee under regulation 11(1) of the Sugar Industry (Rehabilitation and Price Stabilisation Committee) Regulations.

3. The Secretary shall keep a register of exporters, and shall register therein every exporter who applies to be registered with the Committee together with the factories operated by him as hereinafter provided.

Registra-
tion of
exporters.

4. Any exporter may apply in writing to be registered with the Committee, and every such exporter shall specify in his application the sugar factories operated by him.

5. The Secretary shall issue a certificate of registration to every exporter registered by him as aforesaid.

6. Every registered exporter shall notify the Committee in writing whenever any factory belonging to him changes ownership or ceases to manufacture sugar for export.

7. Every registered exporter shall, before the 31st January, the 30th April, the 31st July, and the 31st October of each year, submit to the Committee certified statements of all sugar exported by him during the preceding three months.

Quarterly
statements
to be
submitted by
registered
exporters.

8. The Secretary shall keep a register showing—

(a) the quantity of sugar exported from time to time by each exporter;

(b) the amount of the levy to be allocated to the Fund in respect of each exporter in accordance with section 6 (b) of the Ordinance;

Duties of
Secretary.

- (c) the date when payment of such levy is due; and
 (d) the date when payment of such levy is made.

9. The Secretary shall keep such books of account and registers as are necessary to render detailed accounts in respect of such portions of the Fund as relate to each exporter.

10. The Secretary shall keep a register of all claims made upon the Fund as hereinafter provided, and shall record therein the decisions of the Committee in respect of every such claim.

11. The Secretary shall, as soon as possible after the 31st December of each year, prepare and lay before the Committee preparatory to submission to the Governor in Council a report upon the administration of the Fund during the preceding year, together with a Balance Sheet and Statement of Revenue and Expenditure.

12. Copies of the annual reports and statements shall be forwarded by the Secretary to the Sugar Producers Association for distribution to each registered exporter.

Inspection
of books of
account.

13. All books of account, registers, and documents relating to the Fund shall be at all times open to inspection by any member of the Committee.

Allocation of
interest.

14. Any interest earned on any moneys invested or deposited by the Financial Secretary under the provisions of the Ordinance shall be allocated once in every year to such portions of the Fund relating to the various exporters in such proportions as the Committee may deem fit.

Annual
audit.

15. The accounts of the Committee shall be audited once in every year by the Director of Audit, and the Committee shall pay therefor such fee as may be approved by the Governor.

Employees.

16. The Committee may employ such persons as they may think necessary, in addition to the Secretary, at such salaries as they may think fit.

Expenses.

17. All expenses arising out of the control and administration of the Fund shall be borne by the Fund, and shall be apportioned and charged to the Fund in any manner the Committee may think fit.

18. (1) Any registered exporter may claim to be reimbursed from the Fund for any work of rehabilitation carried out by him, or to be advanced any sum of money to defray the cost of any work of rehabilitation contemplated by him.

Claims which may be made on the Fund.

(2) Any registered exporter making any claims as aforesaid shall declare in writing to the Committee—

(a) the amount claimed;

(b) the nature of the work of rehabilitation already carried out or in process of being carried out or contemplated; and

(c) the actual or estimated cost as the case may be.

(3) Every claim for reimbursement shall be accompanied by a certified statement as to the amount expended, and that such sum was utilised solely on the work mentioned in the claim.

(4) Any registered exporter to whom payment of any sum of money from the Fund has been made under these regulations, shall within six months of the date of the completion of the work of rehabilitation in respect of which such payment has been made, submit to the Committee a statement certified by an Auditor or such other person as may be approved by the Committee, of the expenditure incurred in respect of such work of rehabilitation.

19. The Committee may, in their discretion, grant or refuse any claim made under the last preceding regulation or may authorise the payment of any smaller sum.

Powers of the Committee with regard to claims.

20. The Committee or any member thereof, or any person appointed by the Committee may, upon due notice being given, enter and inspect any factory in respect of which a claim has been made on the Fund.

Power to enter and inspect factories in respect of which claims have been made.

21. All disbursements and payments shall be made by the Financial Secretary upon presentation of the relevant voucher, duly certified by the Chairman of the Committee and the Secretary.

Method of payment of disbursements and claims.

SUGAR INDUSTRY (LABOUR WELFARE COMMITTEE) REGULATIONS.

ARRANGEMENT OF REGULATIONS.

REGULATION.

1. Short title.
2. Interpretation.
3. Term of office of Committee.
4. Appointment of Chairman.
5. Quorum at meetings of Committee.
6. Questions determined by majority of votes, and Chairman to have casting vote.
7. Leave of absence.
8. Resignation.
9. Revocation of appointment to the Committee.
10. Filling vacancies in the Committee.
11. Appointment of Secretary to the Committee.
12. Duties of Secretary.
13. Meetings of the Committee.
14. Travelling and subsistence expenses.

LABOUR WELFARE COMMITTEE.

REGULATIONS

Regs. 25
of 1947.

*made by the Governor in Council under section 9 (2) on the 3rd
October, 1947.*

Short
title.

1. These regulations may be cited as the Sugar Industry (Labour Welfare Committee) Regulations.

Interpreta-
tion.

2. In these regulations—

“ the Committee ” means the Committee appointed under section 8 (2) of the Ordinance to control and administer the Sugar Industry Labour Welfare Fund established under the Ordinance;

“ the Ordinance ” means the Sugar Industry Special Funds Ordinance.

Term of
office of
Committee.

3. The Committee shall remain in office for the term of two years from the date of its appointment and shall in the manner provided by the Ordinance be re-appointed every two years.

4. On the appointment of a Committee, and whenever there is a vacancy in the office of Chairman, the Governor in Council shall appoint a member of the Committee to be Chairman.

Appoint-
ment o f
Chairman.

5. (1) Three members present at any meeting of the Committee shall constitute a quorum for the transaction of business.

Quorum at
meetings o f
Committee.

(2) The Chairman shall preside at all meetings of the Committee which he attends, and in his absence the members present may elect one of their number to preside over the meeting.

6. Every question before the Committee shall be determined by the votes of a majority of the members present, and the Chairman or other presiding member shall have an original vote thereon and also a casting vote if the votes are equally divided.

Questions
determined
by majority
o f votes,
and
Chairman to
have casting
vote.

7. (1) The Governor in Council may grant leave of absence to any member of the Committee.

Leave o f
absence.

(2) Where leave has been granted, the Governor in Council may, subject to the provisions of section 8 (2) of the Ordinance, appoint another person to act in the place of the member of the Committee who has been granted such leave.

8. (1) A member may, by writing under his hand addressed to the Chief Secretary, resign from the Committee.

Resigna-
tion.

(2) Where a member, without the leave of the Governor in Council, absents himself from three consecutive quarterly meetings of the Committee, he shall be deemed to have resigned.

9. The Governor in Council may, at any time, revoke the appointment of a member of the Committee.

Revocation
of appoint-
ment to
the
Committee.

10. (1) Where a vacancy in the Committee is occasioned by death, resignation or other cause, the Governor in Council may, subject to the provisions of section 8 (2) of the Ordinance, appoint another person to be a member of the Committee for the remainder of its term.

Filling
vacancies
in the
Committee.

(2) The Committee may act notwithstanding any vacancy among the members thereof.

11. (1) The Committee may, with the approval of the Governor, appoint some fit and proper person to be Secretary of the Committee at such salary as is approved by the Governor.

Appoint-
ment of
Secretary
to the
Committee.

(2) The Secretary shall not be dismissed without the approval of the Governor.

Duties of
Secretary.

12. (1) The Secretary shall perform such duties as shall be assigned to him by the Committee, and shall on all occasions in the execution of his office act under the superintendence, control and direction of the Committee.

(2) The Secretary shall attend all meetings of the Committee and record correctly the minutes of the proceedings thereof.

Meetings
of the
Committee.

13. (1) The Committee shall meet at least once in every three months on such date as may be fixed by the Committee.

(2) The Committee shall also meet as often as it may be summoned either by direction of the Chairman or on the written requisition of at least four members of the Committee who shall sign the same. In such requisition there shall be stated the nature of the business to be transacted at the meeting and the requisition shall be delivered to the Secretary.

(3) The Secretary shall summon a meeting of the Committee on, and in accordance with, the direction of the Chairman, and also within three days after the receipt by him of a requisition made in accordance with sub-regulation (2) of this regulation.

(4) Every notice convening a meeting of the Committee shall state the time and place of the meeting and the nature of the business to be transacted at such meeting.

Travelling
and
subsistence
expenses.

14. The reasonable travelling and subsistence expenses incurred by members of the Committee in attending meetings of the Committee, or while engaged on any business of the Committee, shall be paid by the Committee.

LABOUR WELFARE FUND.

REGULATIONS

made under section 9 (1) by the Committee appointed under section 8 (2) and approved by the Governor in Council on the 25th January, 1950.

1. These regulations may be cited as the Sugar Industry (Labour Welfare Fund) Regulations.

2. In these regulations—

“ exporter ” means any person engaged in the manufacture of sugar for export;

Regs. 3
of 1950.

“labour worker” means—

(a) any person engaged in manual labour in or about any work incidental to the production of sugar cane and the manufacture of sugar; and

(b) any person engaged in the production of sugar cane for sale to an exporter;

“the Committee” means the Committee appointed under section 8 (2) of the Ordinance to control and administer the Sugar Industry Labour Welfare Fund established under the Ordinance;

“the Fund” means the Sugar Industry Labour Welfare Fund established under the Ordinance;

“the Ordinance” means the Sugar Industry Special Funds Ordinance;

“the Secretary” means the person appointed to discharge the duties of Secretary to the Committee under regulation 11 of the Sugar Industry (Labour Welfare Committee) Regulations.

Regs. 25 of
1947 (*supra*).

3. The Secretary shall keep a register of exporters and shall register therein every exporter who applies to be registered with the Committee.

4. Every exporter shall register with the Committee and the Secretary shall issue a certificate of registration to every exporter registered by him as aforesaid.

5. Every registered exporter shall notify the Committee in writing whenever he ceases to manufacture sugar for export.

6. Every registered exporter shall, before the 31st January, the 30th April, the 31st July, and the 31st October of each year, submit to the Committee certified statements of all sugar manufactured by him and exported during the preceding three months.

7. The Secretary shall keep a register showing—

(a) the quantity of sugar produced by each exporter and exported;

(b) the amount of levy to be allocated to the Fund under section 6 (c) of the Ordinance in respect of the quantities of sugar produced by each exporter and exported from time to time;

(c) the date when payment of such levy is due; and

(d) the date when payment of such levy is made.

8. The Secretary shall keep such books of account and registers as are necessary to render detailed accounts in respect of such portions of the Fund as relate to each exporter, and shall publish in the Gazette before the 31st January each year, a list of the exporters registered with the Committee.

9. The Secretary shall keep a register of all applications for disbursements from the Fund and shall record therein the decisions of the Committee in respect of each application.

10. The Secretary shall, as soon as possible after the 31st December of each year, prepare and lay before the Committee a report upon the administration of the Fund during the preceding year, together with a Balance Sheet and Statement of Revenue and Expenditure, and the Committee shall, as soon as possible thereafter, submit such report, Balance Sheet and Statement to the Governor in Council.

11. Copies of the Annual reports and statements shall be forwarded by the Secretary to the Sugar Producers' Association for distribution to each registered exporter.

12. All books of account, registers, and documents relating to the Fund shall be at all times open to inspection by any member of the Committee.

13. Any interest earned on any moneys invested or deposited by the Financial Secretary under the provisions of the Ordinance shall be allocated once in every year to such portions of the Fund relating to the various exporters in such proportions as the Committee may deem fit.

14. The accounts of the Committee shall be audited once in every year by the Director of Audit, and the Committee shall pay therefor such fee as may be approved by the Governor.

15. The Committee may employ, in addition to the Secretary, such persons as they may consider necessary for the keeping of proper records, and for the purposes of carrying out the provisions of these regulations.

16. All expenses arising out of the control and administration of the Fund shall be borne by the Fund, and shall be apportioned and charged to the Fund in any manner the Committee may think fit.

17. (1) The Committee may make disbursements from the Fund for the benefit and welfare of labour workers.

(2) Without prejudice to the generality of the foregoing sub-regulation, the Committee may make such disbursements for any of the following purposes—

(a) the housing of labour workers;

(b) the improvement of social conditions (including housing and recreational facilities) of labour workers;

(c) making loans or grants to labour workers approved by the Committee to enable such workers to erect and own houses on approved sites;

(d) making loans to labour workers for any purposes approved by the Committee;

(e) the establishment of creches and the promotion of child welfare;

(f) making grants and/or loans to associations and bodies for such purposes and on such conditions as may be approved by the Committee;

(g) the establishment of a pure water supply; and

(h) the improvement of sanitation.

(3) Any applicant for a loan or grant from the Fund for any of the purposes of sub-regulations (1) and (2) of this regulation shall make application in writing to the Committee, who may, in their discretion, grant or refuse such application.

(4) Where any application is made by or on behalf of any labour worker under sub-regulation (3) of this regulation, the Committee shall charge any disbursement made to that portion of the Fund relating to the exporter on whose behalf such labour worker is employed.

18. The Committee or any member thereof, or any person appointed by the Committee, may enter and inspect any premises or schemes in respect of which application has been made for any disbursement from the Fund or in respect of which a disbursement has been made.

19. All disbursements and payments shall be made by the Financial Secretary upon presentation of the relevant voucher, duly certified by the Chairman of the Committee and the Secretary.
