

PYRETHRUM RULES

1. These Rules may be cited as the Pyrethrum Rules.
2. (1) Every grower's licence shall be in the form A in the Schedule.
(2) The fee for the issue of a grower's licence shall be fifty shillings.
(3) The fee for the transfer of a grower's licence shall be twenty-five shillings.
3. Every pyrethrum grower shall comply with all such instructions as may be given to him from time to time by the Board with regard to the preparation, packing and delivery of flowers.
4. All pyrethrum shall, on receipt by the Board, be inspected by such person or persons as may be appointed by the Board for that purpose, and notice in the form of a receipt showing—
 - (a) the net weight of pyrethrum received;
 - (b) the net weight of pyrethrum accepted; and
 - (c) the net weight of pyrethrum rejected, if any, and the reasons for rejection,shall be sent by the Board to the licensed grower from whom such pyrethrum was received.
5. (1) The Board may return to a licensed grower, at such grower's expense, any pyrethrum rejected for any reason.
(2) When a licensed grower has been notified by the Board that any pyrethrum delivered by him has been rejected, he may inform the Board of his intention of to recover such pyrethrum; and if no such communication is received by the Board within fourteen days of such notification, the Board may destroy the pyrethrum in such manner as it deems fit.
6. The grading of pyrethrum to determine the rate of payment shall be carried out by such person or persons as may be appointed by the Board for that purpose in the following manner—
 - (a) a sample shall be extracted by a method approved by the Board from each bag of series of bags of pyrethrum delivered to the Board;
 - (b) every such sample of pyrethrum delivered between the twenty-eighth day of any month and twenty-seventh day of the succeeding month, or such other period as may be notified to licensed growers by the Board, shall be retained in a separate container for each grower;
 - (c) at the end of the period notified, all such samples of pyrethrum delivered within the period by each licensed grower shall be thoroughly mixed and subdivided by the method currently approved by the Board until a residual sample of an amount considered by the Board to be sufficient for the purpose of analysis remains;
 - (d) each such residual sample shall be registered and analysed, by the method currently approved by the Board, in the Board's laboratories to determine the pyrethrins content of each licensed grower's deliveries during the period;

(e) each grower shall be informed of the results of such analysis as soon as practicable after the completion of the analysis by the Board's laboratories.

7. Any grower aggrieved by the decision of the Board in the grading of pyrethrum may within seven days of receiving such notice of grading appeal in writing to the Board, and the Board's decision thereon shall be final.

8. Every licensed grower to whom stock is issued pursuant to sections 21 or 25 of the Act, shall be entitled, without payment, to receive within two months after such issue one certificate for all his stock or several certificates each for one or more of his units of stock.

9. If a stock certificate be defaced, lost or destroyed, it may be renewed on payment of a fee of two shillings and fifty cents or such less sum, and on such terms, if any, as to evidence and indemnity and the payment of out-of-pocket expenses of the Board in respect of investigating evidence, as the Board may determine.

10. Each stock certificate shall be distinguished by its appropriate number, and shall be in the form B in the Schedule

11. (1) Any transfer of stock shall be effected by notice in writing signed by the transferor and transferee, and such signature shall each be attested by at least one witness who shall not be a relative.

(2) The transferor shall be deemed to remain the stockholder until the name of the transferee has been duly registered.

12. The Board may decline to register the transfer of stock to a non-grower without giving reasons for its decision. 13. The Board may decline to register a transfer unless—

(a) a fee of two shillings and fifty cents, or such lesser sum as the Board may from time to time require, is paid to the Board in respect thereof;

(b) the notice of transfer is accompanied by the certificate of the stock to which it relates and such other evidence as the Board may reasonably require to show the right of the transferor to make the transfer.

14. If the Board refuses to register a transfer, it shall, within two months after the date on which the notice of transfer was received, send to the transferee notice of refusal.

15. The registration of transfers may be suspended at such times and for such periods as the Board may from time to time determine:

Provided always that such registration shall not be suspended for more than thirty days in any one year.

16. The Board shall be entitled to treat the person whose name appears upon the Register of Stocks in respect of any stock as the absolute owner thereof, and shall not be under any obligation to recognize any trust or equity or equitable claim to or partial interest in such stock whether or not it has express or other notice thereof.

17. Every return to the Board in pursuance of section 34 of the Act shall be made in the form C in the Schedule.

18. No pyrethrum grower shall use any means not approved by the Board of drying pyrethrum flowers, and a grower shall, if so required by the Board, obtain the Board's approval of the means used. 19. (1) Appeals under section 15 of the Act shall be in the form D in the Schedule presented by the appellant or his advocate, and shall have attached thereto a copy of the decision appealed against.

(2) Each separate ground of appeal shall be contained in a separate paragraph and numbered consecutively.

(3) The appellant shall, within thirty days of notification that his application has been refused or partly refused by the Board, deliver his appeal to the Secretary of the Agricultural Appeals Tribunal in person or send it to him by registered post.

(4) The appellant shall attach to his appeal any documentary evidence, or a copy thereof, relative to his appeal, which is in his possession or which he can reasonably obtain. 20. (1) The Board shall—

(a) convene an area meeting of pyrethrum growers in each of the principal pyrethrum producing areas in the first six months of every pool year at such place and at such time as to the Board may seem fit;

(b) submit annual statements of account and a report of its operations to every area meeting convened under paragraph(a).

(2) At any area meeting convened under paragraph (1)(a), the chairman of the Board shall preside, but in his absence a member appointed by the Board shall act as chairman.

(3) All licensed growers shall be notified in writing of the times and places of the area meetings.

21. (1) For the purpose of providing the Minister with a panel of names under section 4 (2)(c) of the Act, the Board shall invite licensed growers in each of the main pyrethrum producing provinces to submit names for inclusion on the panel.

(2) The nomination paper shall be in the form E in the Schedule.

(3) Each nominee shall be a licensed grower and shall be supported by the signature of ten growers who hold licences in their own right.

(4) For the purposes of this section, a registered co-operative society may only sponsor a nomination over the signature of the society's chairman.

FORM A (r.2)

PYRETHRUM GROWER'S LICENCE
(Issued under the Pyrethrum Act)

.....
of [address],
being the proprietor, lessee or occupier of L.R. No.....
.....[description of land]
is hereby licensed subject to the conditions set out in the Schedule
hereto grow a maximum of[acres or quantity]
of pyrethrum during the period ending
.....[end of pool year]

SCHEDULE OF CONDITIONS

.....
for the Pyrethrum Board of Kenya

FEE: Sh.....

FORM B (r. 10)

STOCK CERTIFICATE

THE PYRETHRUM BOARD OF KENYA
(Established under the Pyrethrum Act)

No. No. of Stock Units.....

This is to certify that
of is the Registered Proprietor
of units of Pyrethrum Board of Kenya Stock of shillings twenty each, subject to the
provisions of the Pyrethrum Act and of the Pyrethrum Rules.

Given under the Common Seal of the Board this.....
day of 19.....

..... Authorized
.....} Signatories

N.B.—No transfer of any part of the Stock comprised in this certificate will be registered until this
certificate is delivered up at the office of the Board.

FORM C (r. 17)

ACREAGE AND STATISTICAL RETURN

Zone No.....
Name of licence holder.....
Address.....
1. Pyrethrum licence No.....
2. L.O. Number/s of land.....
3. Total acreage of farm
4. Acreage under pyrethrum :—

(a) Planted before 19... .. acres
(b) Planted 19... .. acres

.....
Total acreage under pyrethrum acres

5. Method of drying;—
Sun-drying.
Wood fuel drier.
Charcoal drier.
Oil-fuel drier.

.....
.....

Signed.....
Date.....

To: The Pyrethrum Board of Kenya,
P.O. Box 420, Nakuru.

FORM D (r. 19)

APPEALS
(Under section 15 of the Pyrethrum Act)

The Secretary,
The Agriculture Appeals Tribunal.

MEMORANDUM OF APPEAL

I/We appeal to you against the refusal of the Pyrethrum Board of Kenya to—

(a) grant me/us a licence to grow pyrethrum in the Pool Year
19...../19.....

(b) grant the full licence quantity applied for by me/us in respect
of the Pool Year 19..../19....

(c) transfer my/our pyrethrum licence No.
to

Delete as appropriate.

The grounds of the appeal are:—

- 1.
- 2.
- 3.
- 4.
- 5.

Name of Appellant
Address
Farm No.
Area
Amount applied for
Date of refusal of licence
Date.....Signature.....

FORM E (r. 21)

NOMINATION PAPER

Date

The Pyrethrum Board of Kenya,
P.O. Box 420,
Nakuru.

We, the undersigned, being pyrethrum growers, hereby submit the name of
..... of
[address]
who is a licensed pyrethrum grower, to the Minister for Agriculture for consideration for appointment
as a member of the Pyrethrum Board of Kenya for the.....
Province under
section 4 (2) (b) of the Pyrethrum Act.

Signature Address Licence No.....
.....
.....
.....

I hereby accept nomination and if appointed am prepared to carry out the duties of a member of the
Pyrethrum Board of Kenya. I understand that my appointment may be revoked at any time by The
Minister for Agriculture.

DateSignature of Candidate.....

Received by the Pyrethrum Board of Kenya on the
day of 19

.....
for Executive Officer,
Pyrethrum Board of Kenya

[To be completed in triplicate]