

LAWS OF THE GILBERT ISLANDS
REVISED EDITION 1977

CHAPTER 15

COPRA (MARKETING)

ARRANGEMENT OF SECTIONS

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An Ordinance to regulate and control the marketing of copra and other specified coconut products 12 of 1975

Commencement: 3rd September 1975 L.N. 4575

1. This Ordinance may be cited as the Copra (Marketing) Ordinance. Short title

2. In this Ordinance— Interpretation
 "copra of fair merchantable grade" means copra of a standard prescribed by regulations made under section 7;
 "the designated society" means the society designated under section 4;
 "specified coconut products" means such products of the coconut as may be specified under section 3.

3. The Minister may by notice specify particular products of the coconut for the purposes of this Ordinance. Minister's power to specify certain coconut products for purposes of Ordinance

Minister to designate co-operative society for purposes of Ordinance Cap. 14

4. The Minister shall by notice designate a society registered under the Co-operative Societies Ordinance for the purposes of this Ordinance.

Designated society to purchase copra of fair merchantable grade and specified coconut products

5. (1) The designated society shall purchase all copra of fair merchantable grade and all specified coconut products (other than copra if it has been specified under section 3) produced in the Gilbert Islands and offered and delivered to the society.

(2) Subsection (1) shall not apply in respect of copra of fair merchantable grade or any specified coconut product designated by notice by the Minister produced in such parts of the Islands as the Minister may by notice designate for the purpose of this section.

(3) The Minister may by notice suspend the operation of subsection (1) in respect of copra of fair merchantable grade or any specified coconut product designated by him by notice for such period as he shall specify.

Prohibition of export of specified coconut products

6. (1) No person other than the designated society shall export any specified coconut product except—

- (a) an agent of the designated society acting on its behalf; or
- (b) any other person authorised in writing by the designated society with the approval of the Minister to do so.

(2) Notwithstanding subsection (1), a person authorised in writing by the Minister to do so may export any specified coconut product designated by notice by the Minister produced in such parts of the Gilbert Islands as the Minister may by notice designate for the purposes of this section.

Regulations

7. The Minister may make regulations—

- (a) prescribing the standard of copra of fair merchantable grade;
- (b) generally for the better carrying into effect of the provisions, objects and intentions of this Ordinance.

[Subsidiary]

SUBSIDIARY LEGISLATION

G.N. 136/65

Specification of particular products of the coconut under section 3
Copra is specified as a specified coconut product.

L.N. 45/75

Designation of a co-operative society under section 4
The society presently registered under the name of "Copra Co-operative Society Limited" is designated for the purposes of the Ordinance.

[Subsidiary]

Designation under section 5 (2) of parts of ~~the Gilbert Islands~~ for the purposes of section 5.

The Line Islands and the Phoenix Islands are designated for the said purposes. L.N. 57/75

Designation of specified coconut products under section 6 (2) for the purposes of section 6.

Copra is designated for the said purposes. L.N. 57/75

Designation under section 6 (2) of parts of ~~the Gilbert Islands~~ for the purposes of section 6.

The Line Islands and the Phoenix Islands are designated for the said purposes. L.N. 57/75

Regulations under section 7

COPRA (MARKETING) REGULATIONS

L.N. 39/73

1. These Regulations may be cited as the Copra (Marketing) Regulations. Citation
2. In these Regulations— Interpretation
 - “copra” means the kernel or meat of the coconut when it has been extracted from the nut and dried;
 - “extraneous matter” means any matter which is not copra and includes coconut shell;
 - “inspector” means a person appointed by the Secretary for the purpose of examining copra to determine whether it is of fair merchantable grade;
 - “the prescribed sieve” means a sieve of wire mesh with square holes the distance between the mid points of the opposing sides of each square being $\frac{1}{2}$ inch, plus or minus 10 per cent of that measurement, measured from the inner surface of the wire.
3. Copra of fair merchantable grade shall— Copra of fair merchantable grade
 - (a) contain less than 6½ per cent by weight of moisture; and
 - (b) be no darker in colour than light brown; and
 - (c) contain no mould; and
 - (d) show no sign of damage by insects; and
 - (e) contain no more than 1 per cent by weight of extraneous matter; and
 - (f) not be capable of passing through the prescribed sieve.
4. (1) Whether a parcel of copra offered for sale to the designated society consists of copra of fair merchantable grade shall in every case be determined in the first instance by an inspector from an examination of a sample from the parcel. Grading of copra
 - (2) For the purposes of paragraph (1) a sample shall be not less than 5 bags or 5 per cent of the total parcel, whichever is the greater.
 - (3) Every examination under paragraph (1) shall be carried out in the presence of the person offering the parcel of copra for sale or in the presence of a person designated by that person.
5. (1) Any person referred to in regulation 4 (3) who is dissatisfied with an inspector's determination under regulation 4 (1) may appeal against that determination by forthwith informing the inspector of his wish to do so and on payment to the Secretary of the prescribed fee. Appeal from an inspector's determination

[Subsidiary]

(2) Every appeal under these Regulations shall, at the request of the person aggrieved, either be by way of a re-examination of the sample or by way of an examination of the whole parcel of copra from which the sample was taken.

(3) The fees payable in respect of appeals under this Regulation shall be as specified in the Schedule.

Procedure on appeal

6. (1) Where an appeal under these Regulations is by way of a re-examination of the sample the inspector shall as soon as practicable transmit the sample to Betio, or to such other place as the Secretary may designate, where it shall be examined by an officer of the Agricultural Division of or above the grade of Agricultural Officer whose decision shall be final.

(2) Where an appeal under these Regulations is by way of an examination of the whole parcel the parcel shall as soon as practicable be examined by the inspector in question or by another inspector whose decision shall be final.

Return of appeal fees

7. (1) Where on appeal under these Regulations by way of a re-examination of the sample it is decided that the parcel of copra from which the sample was taken is of fair merchantable grade contrary to the determination under regulation 4 the appeal fee shall be returned.

(2) Where on appeal under these Regulations by way of a re-examination of the whole parcel of copra it is decided that any part of the parcel is of fair merchantable grade contrary to the determination under regulation 4 so much of the appeal fee shall be returned as the Secretary considers just and reasonable in the particular circumstances.

SCHEDULE

(Regulation 5 (3))

Appeal fees

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| 1. For an appeal by way of re-examination of a sample | \$20 |
| 2. For an appeal by way of examination of a whole parcel | \$20 |