

Rodrigues Tobacco Production and Export Regulations, 1940

GN 17/1940

COURTS ACT

Regulations made by the Governor in Executive Council under Act No. 3 of 1881 and Act No. 5 of 1883

1. Short Title

These Regulations may be cited as the Rodrigues Tobacco Production and Export Regulations, 1940.

2. Definitions

In these Regulations :—

“Agricultural Officer” means the Officer appointed as Agricultural Officer at Rodrigues and includes any person for the time being authorised to act as such.

“Board” means the Tobacco Board constituted under the provisions of Section 3 of the Tobacco Production and Marketing Act.

“Green Tobacco” means tobacco leaves which have not been subjected to any process of curing.

“Leaf Tobacco” means tobacco leaves which have been cured but which have not undergone any other process to render them fit for manufacture.

“Warehouse” means the Government Tobacco Warehouse,

Amended by [\[Act No. 70 of 1950\]](#); [\[Act No. 31 of 1982\]](#)

3. Control of export of leave tobacco

(1) The Board may by order to be published in the Gazette, determine the quantity of leaf tobacco which may be exported from Rodrigues to Mauritius during the twelve months following the date of the order or such other period as the Board may determine.

(2) No green tobacco whatsoever may be exported from Rodrigues.

4. Publication of order and issue of permits

(1) On the publication of the order the Island Secretary, in consultation with the Agricultural Officer, shall issue to each grower a permit on which shall be stated the quantity of leaf tobacco the grower may produce for export. The total quantity of leaf tobacco for which permits may be issued shall not exceed the quantity specified in the order.

(2) The permit to be issued under the foregoing paragraph shall be in the Form No. 1 set out in the Schedule.

(3) A register of all permits issued shall be kept by the Agricultural Officer, who shall forward to the Board a statement showing the name of each grower who has been granted a permit and the quantity of tobacco each grower is allowed to export.

Amended by [\[Act No. 3 of 1988\]](#); [\[Act No. 12 of 1990\]](#)

5. Shipment of leaf tobacco

(1) The Agricultural Officer shall arrange for the shipment of all leaf tobacco from Rodrigues to Mauritius and no leaf tobacco shall be exported except through his agency.

(2) Each grower shall inform the Agricultural Officer, one week before the date of the sailing of the ship by which it is intended to export the leaf tobacco, of the number of bales and approximate weight intended for export. The Agricultural Officer shall thereupon inform the grower as to the date and place where he will accept the bales of leaf tobacco.

(3) Each grower shall, before delivering the leaf tobacco to the Agricultural Officer for shipment, grade and pack such leaf tobacco and shall number the packages consecutively and mark his initials on each package.

(4) The Agricultural Officer shall forward by the same ship that conveys the leaf tobacco a complete statement showing the number of bales and weight of leaf tobacco exported on behalf of each grower. Such list shall be signed by the Island Secretary to whom a duplicate copy shall be given.

Amended by [\[Act No. 3 of 1988\]](#); [\[Act No. 12 of 1990\]](#)

6. Purchase of leaf tobacco by the Board

(1) All leaf tobacco exported from Rodrigues in accordance with the provisions of these Regulations shall, on importation into Mauritius, be purchased by the Board on such terms and conditions as the Board may from time to time determine.

(2) Any leaf tobacco imported into Mauritius contrary to the provisions of these Regulations shall be destroyed by the Board or the Comptroller of Customs.

7. Removal from Customs

(1) The Comptroller of Customs shall not permit the removal from the Customs of any leaf tobacco imported from Rodrigues except by an officer duly authorised by the Board.

(2) All expenses incurred by the Board in connection with the removal of any leaf tobacco from the Customs to the Warehouse shall be borne by the owner of the leaf tobacco and may be deducted from the proceeds of the sale thereof.

8. Payment to growers

(1) The Secretary of the Board shall forward to the Agricultural Superintendent all the Receiving Ships issued, together with a money order for the amount due to the growers after deduction of any costs which may have been incurred in connection with the

export and receipt of the leaf tobacco.

(2) On receipt of such money order the Agricultural Superintendent shall pay to each grower the amount due to him and obtain from him a receipt in the Form No. 2 set out in the Schedule, which form shall be forwarded to the Agricultural Superintendent by the Secretary of the Board to whom it shall be returned when the acquittance thereon of each grower has been obtained.

Approved by the Governor in Executive Council at a meeting held on the nineteenth day of January, 1940 and ordered to come into force at once.