VERŻJONI ELETTRONIKA

L.N. 472 of 2014

SUPPLIES AND SERVICES ACT (CAP. 117)

Marketing of Agricultural Produce (Amendment) Regulations, 2014

IN exercise of the powers conferred by article 3 of the Supplies and Services Act, the Minister for the Economy, Investment and Small Business, in consultation with the Minister for Sustainable Development, the Environment and Climate Change, has made the following regulations:-

Citation.

1. The title of these regulations is the Marketing of Agricultural Produce (Amendment) Regulations, 2014, and these shall be read and construed as one with the Marketing of Agricultural Produce Regulations, hereinafter referred to as "the principal regulations".

S.L. 117.04

Amends regulation 5 of the principal regulations.

2. Regulation 5 of the principal regulations shall be amended as follows:

(a) sub-regulations (3) and (4) thereof shall be renumbered as sub-regulations (4) and (5) respectively; and

(b) immediately after sub-regulation (2) thereof, there shall be added the following new sub-regulation:

"(3) (a) Every *pitkal* who applies for the renewal of a licence after the 31st day of December of 2014 shall provide a bank guarantee, equivalent to 10% of his previous year's turnover from the sales of agricultural produce.

(b) Applicants for the granting of a new licence shall provide a bank guarantee, equivalent to 10% of the previous year's average total annual turnover from sales of agricultural produce by all pitkali.

(c) The value of the guarantee shall be reviewed by the Director on a yearly basis; and the said guarantee shall be utilised by the Director in the event that the defaulting *pitkal* does not pay his dues.".

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Amends regulation 8 of the principal regulations.

3. Paragraph (g) of regulation 8 of the principal regulations shall be deleted.

Amends regulation 14 of the principal regulations.

4. Regulation 14 of the principal regulations shall be amended as follows:

(a) paragraph (e) thereof shall be renumbered as paragraph (f); and

(b) immediately after paragraph (d) thereof, there shall be added the following new paragraph:

"(e) direct *pitkali* to collect the dues owed by buyers for agricultural produce purchased;".

Amends regulation 15 of the principal regulations.

5. Regulation 15 of the principal regulations shall be substituted by the following:

"15. Where the amount of bad debts due by a *pitkal* to the Director is greater than the amount of commission due to the *pitkal*, the Director may notify the *pitkal* to pay such debts within a period fixed by the said Director, such period being not less than fifteen days, and if the *pitkal* does not effect the said payment, the Director shall demand payment of such debts together with interests and administrative fees from the bank guarantee provided in terms of regulation 5(3) and may suspend the relative licence until an amount equal to that of bad debts, interests and fees paid to the Director from the bank guarantee is reinstated in same guarantee, so however that, if the full amount of the guarantee does not become again available within a period of three months from the date of such notification, the relative licence shall be deemed to have been revoked.".

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