

**FEDERAL AGRICULTURAL MARKETING AUTHORITY
ACT, 1965**

IN exercise of the powers conferred by section 5 of the Federal Agricultural Marketing Authority Act, 1965, the Minister, upon the recommendation of the Federal Agricultural Marketing Authority, hereby prescribes the following marketing scheme:

49/65.

1. (1) This Scheme may be cited as the **Coconut Marketing Scheme, 1973**, and shall subject to the provisions of subparagraph (2), have application throughout Malaysia.

Citation, application and commencement.

(2) The Minister may by notification in the *Gazette* exempt any State or part of a State from any or all of the provisions of this Scheme.

(3) This Scheme shall be deemed to have come into force on the 1st May, 1973.

2. This Scheme shall be managed and controlled by the Agricultural Produce Marketing Board (hereinafter referred to as "the Board") established under section 6 of the Federal Agricultural Marketing Authority Act, 1965.

Management and control of the Scheme.

*P.U.(A) 454/71.
49/65.*

3. In this Scheme, unless the context otherwise requires —

Interpretation.

"coconut" means the fruit of the coconut palm (*cocos nucifera*) whether husked or unhusked, split or unsplit;

"copra" means the processed fleshy endosperm of the coconut;

"coconut farmer" means a person who cultivates coconut palms, either by himself or through persons employed or otherwise engaged by him for the purpose, on land which belongs to him or in which he has an interest as lessee, tenant, occupier, licensee, assignee, chargee, successor in title, agent or in any other manner or capacity;

"final consumer" excludes any person engaged in the processing of coconuts and copra;

"processing" means the removal and drying of the fleshy endosperm of the coconut and includes the preparation of the resulting copra for sale;

"retailing" means the resale to a final consumer of not more than 20 coconuts in any one transaction.

<p>4. (1) No person shall, for the purpose of trading or processing,—</p> <p>(a) purchase from a coconut farmer any copra or more than 50 coconuts;</p> <p>(b) purchase from any other person any copra or more than 50 coconuts other than for the purpose of retailing,</p> <p>unless he is licensed to do so by the Board.</p> <p>(2) A person who, not being a coconut farmer or a coconut retailer, —</p> <p>(a) is found in possession of coconuts exceeding 100 in number or copra exceeding 1 picul;</p> <p>(b) arranges for or obtains transportation of coconuts exceeding 100 in number of copra exceeding 1 picul,</p> <p>shall be deemed to have purchased the coconuts or copra, unless the contrary is proved.</p>	<p><i>Licensing.</i></p>
<p>5. (1) An application for a licence under paragraph 4 of this Scheme or its renewal shall be in such form as the Board may from time to time prescribe.</p> <p>(2) Any licence issued or renewed may be subject to such terms and conditions as may be imposed by the Board.</p> <p>(3) Without prejudice to the provisions of subparagraph (2) the following provisions shall apply with respect to every licence issued or renewed —</p> <p>(a) each licence shall expire on the 31st day of December of the year in which it is issued or renewed;</p> <p>(b) there shall be paid to the Board such fee in respect of the licence as the Board may from time to time prescribe with the approval of the Minister.</p>	<p><i>Application for any terms and conditions of licence.</i></p>
<p>6. (1) The licensee shall keep in the premises specified in the licence a register, in the form approved by the Board, in Bahasa Malaysia or in English, in which shall be made within seventy-two hours of each purchase, receipt, sale or export of coconuts or copra proper entries of particulars relating to the name and address of the seller, supplier, purchaser or the person to whom the coconuts or copra are exported, as the case may be, the date, the quantity so purchased, received, sold or</p>	<p><i>Duties of licensee.</i></p>

exported, the amount remaining in store and such other particulars as the Board may from time to time require.

(2) The licensee shall exhibit in a conspicuous position —

(a) in the premises specified in the licence a board showing the price of coconuts and copra obtaining each day, and the deductions from the price or the weight thereof to be determined by the Board;

(b) over the door of the premises specified in the licence and in such manner as can be easily read by the public, his full name, as appearing in the licence, in Roman letters and the legend —

“PEMBELI KELAPA BERLESEN (LICENSED COCONUT BUYER)”

or

“PEMBELI KELAPA KERING BERLESEN (LICENSED COPRA BUYER)”

or

“PEMBELI KELAPA/KELAPA KERING BERLESEN (LICENSED COCONUT/ COPRA BUYER)”

as the case may be.

(3) The licensee shall —

(a) furnish to the Board any information or returns that the Board may require;

(b) display such information in such manner as the Board may require.

(4) The licensee shall, upon demand by an authorised officer of the Board, permit the officer to enter the premises and shall, if required, produce his licence and the register required to be kept under subparagraph (1) for the inspection of the officer.

7. (1) If it appears to the Board that any person licensed under the provisions of this Scheme has contravened or failed to comply with any provision of this Scheme or any of the terms and conditions of any licence issued to him, the Board may call upon such person to show cause why any licence or licences held by him should not be cancelled.

Cancellation of licence.

(2) Any person called upon to show cause under the provisions of subparagraph (1) shall be supplied by the Board (with the particulars) in writing, of the contravention or non-compliance complained of, and may appear in person or be represented by any person authorised by him in writing at a hearing before the Board.

(3) If after such hearing the Board is of the opinion that the person called upon to show cause has failed to do so, the Board may cancel the license or licences held by him.

(4) Where the Board calls upon a person to show cause why any licence or licences held by him should not be cancelled, the Board may, at the same time as it calls upon him to show cause or at any time thereafter while proceedings under this paragraph are pending, suspend such licence or licences until such proceedings are determined, and may at any time withdraw the suspension.

Dated 27th April, 1973

(FAMA 3020/D/9; PN. 4074/2 Pt. IV.]

TAN SRI HAJI MOHD. GHAZALI BIN HAJI JAWI

Minister of Agriculture and Fisheries

FEDERAL AGRICULTURAL MARKETING AUTHORITY

ACT, 1965

IN exercise of the powers conferred by subparagraph (2) of paragraph 1 of the Coconut Marketing Scheme, the Minister of Agriculture and Fisheries hereby exempts with effect from the 1st of May, 1973, the States of Perlis, Kedah, Negeri Sembilan, Malacca, Pahang, Sarawak and Sabah from the provisions of the Coconut Marketing Scheme.

P.U.(B) 223/73.

Dated 27th April, 1973.

[FAMA S. 3020/D/9; PN. 4074/2 Pt. IV.]

TAN SRI HAJI MOHD. GHAZALI BIN HAJI JAWI

Minister of Agriculture and Fisheries

AKTA LEMBAGA PEMASARAN PERTANIAN PERSEKUTUAN, 1965

1. (i) Coconut Marketing Scheme 1973.
- (ii) Notification in the Gazette pursuant to paragraph 1(2).