CHAPTER 341
SISAL INDUSTRY ACT

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CHAPTER 341

SISAL INDUSTRY ACT

[Date of commencement: 1st January, 1946.]

An Act of Parliament to amend and consolidate the Law relating to the sisal industry


PART I – PRELIMINARY

1. Short title
   This Act may be cited as the Sisal Industry Act.

2. Interpretation
   In this Act, unless the context otherwise requires—
   “agent” means any agent appointed by the Board under section 7;
   “Association” means the Kenya Sisal Growers’ Association Limited;
   “Board” means the Sisal Board established by section 3;
   “export” Deleted by Act No. 28 of 1961, Sch.;
   “factory” means any fixed premises for the processing of sisal leaf (involving the instantaneous washing during decortications) or sisal fibre;
   “field decorticator” means any portable or mobile machine used for the processing of sisal leaf or sisal fibre;
   “plantation grower” means any person with more than forty hectares under sisal, and for the purposes of this Act, a co-operative society whose members have, in the aggregate, more than forty hectares under sisal shall be deemed to be a plantation grower;
   “Prescribed” Deleted by Act No. 15 of 1961, Sch.;
   “sisal” means the plant Agave sisalana or other species of Agave or its hybrids or seeds thereof;
   “sisal fibre” means processed, machined or carded fibre and tow and any other substance or by-product derived therefrom;
   “smallholder grower” means a person with less than forty hectares under sisal or a co-operative society whose members have in aggregate less than forty hectares under sisal.

[Act No. 77 of 1948, s. 2, Act No. 15 of 1961, Sch., Act No. 28 of 1961, Sch., Act No. 6 of 1965, s. 2.]
PART II – SISAL BOARD

3. Establishment and constitution of Sisal Board

(1) There is hereby established a Board, to be known as the Sisal Board, which shall consist of—

(a) a chairman appointed by the Minister;
(b) three smallholder growers appointed by the Minister from a panel of not less than five names submitted by the Central Agricultural Board;
(c) three plantation growers appointed by the Minister from a panel of not less than five names submitted by the Association;
(d) three persons appointed by the Minister who possess qualities likely to be of benefit to the Board;
(e) the Director of Agriculture or a person deputed by him in writing for the purposes of this Act.

(2) The chairman shall hold office for two years and shall then retire, but shall be eligible for re-appointment.

(3) The following provisions shall apply in respect of the members of the Board appointed under paragraphs (b), (c) and (d) of subsection (1)—

(a) one of the members appointed under each paragraph shall retire annually but shall be eligible for re-appointment;
(b) the order of retirement shall be by rotation but in the case of members whose last appointment to the Board was on the same date the order of their retirement shall be determined by the Board by ballot.

(4) If any member of the Board is incapacitated by illness, absence or other sufficient cause from performing the duties of his office, the Board may appoint some fit person to be a deputy to act for that member, and such deputy shall have all the powers and authority of the member for whom he is so acting.

(5) The Board shall elect a vice-chairman annually from among its members.

4. Incorporation of Board, and powers of borrowing

(1) The Board shall be a body corporate having perpetual succession and a common seal, and may in its corporate name sue and be sued, and may purchase, hold, manage and dispose of land and other property for the purposes of this Act.

(2) The Board may raise or borrow such sums of money for the purposes of this Act as they may in their discretion think fit, and may secure the repayment of or raise any such sums by mortgage or charge upon the whole or any part of the property of the Board.

5. Meetings of Board

(1) The Board shall meet at such times as the chairman of the Board shall decide.
(2) In the absence of the chairman of the Board from any meeting of the Board, a chairman for such meeting shall be chosen by the members present.

(3) The chairman of the meeting shall have a deliberative vote, and in the case of equality of votes shall also have a casting vote; and a decision of the majority of members present and voting at the meeting shall be deemed to be the decision of the Board.

(4) Subject to this section, the Board may, with the approval of the Minister, make standing orders for the regulation of the conduct of business and the procedure at their meetings, and shall fix the number of members required to form a quorum.

(5) Every authorization or recommendation given by the Board in pursuance of the provisions of this Act shall be signified under the hand of the chairman of the Board:

Provided that, if the chairman is incapacitated by illness, absence or other sufficient cause from performing the duties of his office, the Board may appoint some fit person to be a deputy to act for him, and such deputy shall have all the powers and authority of the chairman for whom he is so acting.

[Act No. 28 of 1961, Sch., L.N. 365/1964, Sch.]

6. Appointment of officers and servants

The Board may appoint and employ, on such terms and conditions as they may from time to time determine, such officers and servants as they may deem necessary for the proper and efficient administration of the Board, and may appoint agents to carry out any of the duties imposed upon them by this Act on such terms and conditions as they may from time to time determine.

7. Appointment of agents

(1) The Board may from time to time appoint persons to be agents for the Board for the purposes of the receipt and sale or other disposal of sisal and sisal fibre produced in Kenya.

(2) An agent appointed under subsection (1) shall not act as such unless he is in receipt of a licence duly issued by the Board under the hand of the chairman of the Board, authorizing such agent to act under subsection (1).

(3) The Board may, for the purposes of this section, delegate all or any of its powers to a Marketing Committee, which shall consist of such members of the Board as the Board in its discretion may appoint.

(4) The Marketing Committee appointed under subsection (3) may co-opt as members of such committee any persons who are not members of the Board, and the Board may, by resolution passed by the majority of its members present and voting at any meeting, prescribe the powers and functions of any member of such committee so co-opted.

[Act No. 77 of 1948, s. 3, Act No. 6 of 1965, s. 4.]

8. Functions of Board

(1) The functions of the Board shall be—

(a) subject to this Act, to promote the advancement and welfare of the sisal industry;
(b) deleted by Act No. 6 of 1965, s. 5;

c) to consider and advise the Minister upon measures for the promotion and protection of the sisal industry;

d) to promote and undertake technical and scientific research in connection with the sisal industry;

e) to approve contracts, providing for standard conditions for the sale and purchase of sisal or sisal fibre;

f) to control exports of sisal and sisal fibre;

g) to render to persons engaged in the production and sale of sisal or sisal fibre such services as may be prescribed, upon payment of such fees or other charges as may be prescribed;

h) to co-operate with all persons interested in the production and sale of sisal or sisal fibre;

i) to administer any moneys which may be placed at their disposal by this Act or otherwise for all or any of the following purposes—

   i) remuneration of the officers, servants or agents employed by the Board and the purchase of such equipment as the Board may consider necessary for the purpose of carrying out its functions under this Act;

   ii) experiment, investigation and research in connection with the sisal industry;

   iii) the collection of statistics and other information relating to fibres, and to their production, distribution and consumption;

   iv) the formation of a library or information centre, and the preparation and publication of information concerning matters relating to the sisal industry;

   v) the promotion of exhibitions for the display of sisal and sisal processes, and the uses of sisal and sisal fibre;

   vi) the establishment of laboratories, experimental stations, workshops and factories and the provision of facilities ancillary thereto;

   vii) the endowment of scholarships and bursaries for the instruction of students engaged in research or experiment or in the study of the sisal industry, whether in the laboratories, experimental stations, factories and workshops of the Board or elsewhere;

   viii) the employment and remuneration of such technical advisers, instructors and staff as the Board may deem necessary for the purpose of carrying out any of its functions under this Act;

   ix) the payment of such fees, travelling and out-of-pocket expenses to members of the Board and of committees approved by the Board;

   x) with the approval of the Minister, any other purpose which in the opinion of the Board is calculated to promote the welfare of the sisal industry.
(2) In the exercise of its powers and in the performance of its functions under this Act, the Board shall act in accordance with any general or special directions that may be given to it by the Minister.

[Act No. 77 of 1948, s. 4, Act No. 28 of 1951, s. 2, L.N. 1720/1955, L.N. 1721/1955, L.N. 172/1960, L.N. 173/1960, Act No. 28 of 1961, Sch., Act No. 45 of 1963, s. 8, Act No. 6 of 1965, s. 5.]

9. Investment of funds

The Board may invest any funds which may from time to time be standing to the credit of the Board and which are not immediately required for any of the purposes of this Act in any investments for the time being authorized by any law in force for the investment of trust moneys.

[Act No. 11 of 1955, s. 3.]

10. Audit of accounts

(1) The accounts of the Board shall be examined, audited and reported upon annually by the Auditor-General (Corporations) (Cap. 524).

(2) The Board shall produce and lay before the auditors all books and accounts of the Board, with all vouchers in support thereof, and all books, papers and writings in its possession or control relating thereto, and the auditors shall be entitled to require from all members, officers, agents and servants of the Board such information and explanation as may be necessary for the performance of their duties as auditors.

(3) The expenses of and incidental to the audit shall be paid by the Board.

(4) The Board shall, within a period of seven months after the end of its financial year or within such longer period as the Minister may approve, submit to the Minister a report of its operations during such year, and the auditor’s report, together with the yearly statement of income and expenditure, balance sheet and such other statements of accounts as the Minister may require; and in addition the Board shall publish such reports and accounts in such manner as the Minister may specify.

[Act No. 6 of 1965, s. 6, Act No. 13 of 1988, Sch.]

11. Protection of members of Board

No member of the Board shall be personally liable for any act or default of the Board done or omitted to be done in good faith and without negligence in the course of the operations of the Board.

12. Board may appoint committees and delegate powers

The Board may appoint, whether from amongst their own number or otherwise, committees and may, by resolution, delegate any powers conferred upon them by this Act to any such committees or to any member, officer or servant of the Board.

13. Licences

(1) No person shall operate a factory otherwise than under and in accordance with the terms and conditions of a current licence issued in respect of that factory by the Board.
(2) Licences under subsection (1) shall be valid for such period as may be determined by the Board with the approval of the Minister and shall be of the following kinds—

(a) an “A” licence authorizing the holder to process his own leaf exclusively;
(b) a “B” licence authorizing the holder to process the leaf of other growers as well as his own;
(c) a “C” licence authorizing the holder to process bought fibre only.

(3) The Board may in its discretion grant or refuse an application for a licence under this section; and when the Board refuses such an application it shall forthwith notify the applicant in writing of such refusal and of the grounds therefor, and the applicant may, within thirty days after the date of such notification, appeal in writing to the Minister, whose decision shall be final and shall not be questioned in any court.

(4) No person shall lend, nor shall any person, except with the consent of the Board (which consent shall be endorsed on the licence), transfer or assign a licence issued under this section to any person.

(5) Any person who contravenes subsection (1) or the conditions of any licence granted thereunder, or subsection (4) shall be guilty of an offence, and the court may, in addition to imposing a penalty direct that any sisal or any sisal fibre in respect of which the offence was committed shall be forfeited.

[Act No 62 of 1950, s. 2, Act No. 6 of 1965, s. 7.]

13A. Repealed by Act No. 17 of 2006, s. 83.

13B. Inspectors

(1) The Board may, by notice in the Gazette, appoint such persons as it may think fit to be inspectors to exercise the powers and perform the duties of inspectors under this Act and may assign to any inspector a specified district or area.

(2) Every inspector may—

(a) deleted by Act No. 17 of 2006, s. 84;
(b) at all reasonable times enter any factory, shop, store or other premises wherever he has reasonable cause to believe sisal or sisal fibre is stored, processed or handled; and—

(i) examine such premises and any machinery therein;
(ii) require the production of and examine such sisal or sisal fibre;
(iii) open for the purposes of inspection any package which contains or is reasonably thought to contain sisal or sisal fibre;
(iv) take samples of such sisal or sisal fibre;
(v) require the production of and examine all books, accounts and documents relating to or reasonably thought to relate to sisal or sisal fibre;
(c) if he has reasonable grounds for suspecting that evidence of an offence under this Act or under any rules made thereunder is to be found on any vehicle or vessel, other than a train or ship under the control or management of the Kenya Railways Corporation or the Kenya Ports Authority, or on any pack animal, stop and detain such vehicle, vessel or animal an after notification of his authority and purpose examine any goods thereon, and require the person in charge of the vehicle, vessel or animal and any person accompanying it to inform him of the source and destination of any sisal or sisal fibre found thereon.

(3) An inspector stopping or detaining a vehicle, vessel or a pack animal under subsection (2)(c) may, if it appears to him after such stoppage or detention that there is evidence of an offence having been committed under this Act or under any rules made thereunder, seize the vehicle, vessel or animal, and may remove it or cause it to be removed, or may order the person having charge thereof to remove it, to such place of security as such inspector may deem convenient.

(4) Any person who obstructs or hinders an inspector, acting in pursuance of this section, or who gives any information to an inspector knowing or having reason to believe it to be false or misleading, shall be guilty of an offence.

[Act No. 6 of 1965, s. 7.]

PART III – POWERS OF REGULATION AND CONTROL

14. Power to make rules

The Minister, on the advice of the Board, may make rules for any of the following purposes—

(a) deleted by Act No. 17 of 2006, s. 85.
(b) deleted by Act No. 17 of 2006, s. 85.
(c) deleted by Act No. 17 of 2006, s. 85.
(d) deleted by Act No. 17 of 2006, s. 85.
(e) deleted by Act No. 17 of 2006, s. 85.
(f) deleted by Act No. 17 of 2006, s. 85;
(g) requiring the submission by prescribed persons of periodical returns of—

   (i) areas under sisal cultivation, with such particulars as may be prescribed;
   (ii) particulars of the numbers of labourers employed on sisal plantations, and the nature of the work performed by them, classified as follows—

      (a) those employed under contracts in writing;
      (b) those employed under contracts not in writing; and
      (c) those working for contractors,

or in such other manner as may be prescribed;
(iii) stocks of sisal fibre on sisal plantations and in transit, or in customs or other premises, classified as follows—
   (a) those sold for export;
   (b) those sold for local consumption; or
   (c) those unsold;

(iv) actual production of baled sisal fibre in grades and tons;

(v) particulars of machinery, transportation and other equipment on sisal plantations;

(ga) regulating and controlling the use of field decorticators;

(h) prescribing the conditions to be fulfilled in respect of grading, conditioning, baling, packing and marking sisal fibre for export;

(i) providing for the inspection, weighing and measuring of sisal fibre for export and for anything to be prescribed under this Part;

(j) prescribing the records to be kept and the forms to be used for the submission of returns;

(k) prescribing the services which the Board may render for payment to persons engaged in the production or sale of sisal or sisal fibre, and the fees or other charges to be paid therefor;

(l) providing for superannuation, pension or provident funds for the officers and servants of the Board;

(m) requiring returns to be submitted by plantation growers;

(n) providing for the levying and collection of the cess imposed under section 18;

(o) regulating and controlling the sale of all sisal and sisal fibre, grown or produced in Kenya, through agents of the Board duly licensed under section 7 and for controlling the sale and disposal by such agents of any such sisal or sisal fibre;

(p) prescribing penalties which may be imposed for contravention of any rules made under this section, but no such penalty shall exceed the penalty provided by section 21;

(q) generally for the better carrying into effect of the provisions of this Act.

[Act No. 77 of 1948, s. 5, Act No. 11 of 1955, s. 5, Act No. 39 of 1956, Sch., Act No. 6 of 1965, s. 8, Act No. 17 of 2006, s. 85.]

15. **Board to be registration authority**

   The Board shall be the registration authority for the purpose of any registration required by rules made under section 14, and shall keep a register of sisal plantations and plantation marks in such manner and such form as may be prescribed.

16. **Repealed by Act No. 6 of 1965, s. 9.**
17. Official secrecy

(1) Except as provided in subsection (2) every person having any official duty or being employed in the administration of this Part shall regard and deal with all documents and returns and copies thereof and all information which he receives in the course of such duty or employment as secret and confidential.

(2) Every person having possession of or control over any such documents or returns or copies thereof or being possessed of such information, who at any time communicates or attempts to communicate such information or anything contained in such documents, returns or copies to any person—

(a) other than the person to whom he is required in the course of his duty or employment to communicate it or to any person approved by the Minister; or

(b) otherwise than for the purposes of this Act,

shall be guilty of an offence.

[Act No. 11 of 1955, s. 6, Act No. 28 of 1961, Sch.]

PART IV – CESS

18. Power to impose cess

(1) The Minister may, upon application made in that behalf by the Board, by order impose a cess to be levied on all sisal fibre produced in Kenya at such rate as may be specified in the order; and the moneys received from the collection of such cess shall be placed at the disposal of the Board.

(2) The Minister may, upon the advice of the Board, at any time by order, alter the rate of such cess, and such altered rate shall come into force on such date, not being less than two months from the date of the order, as may be specified in the order.

(3) Any cess imposed under this section shall be levied and collected in the manner prescribed.

[Act No. 28 of 1961, Sch.]

19. Cess to be paid before export

(1) No sisal fibre shall be exported unless the amount due thereon in respect of any cess levied under this Part has been paid.

(2) Deleted by Act No. 6 of 1965, s. 10.

[Act No. 11 of 1955, s. 7, Act No. 6 of 1965, s. 10.]

19A. Failure to pay cess

Any person who fails to pay the amount due in respect of any cess imposed under this Part shall be guilty of an offence.

[Act No. 6 of 1965, s. 10.]

20. Repealed by Act No. 6 of 1965, s. 11.
PART V – GENERAL

21. Penalties

Any person who is guilty of an offence under this Act shall, on conviction by a sub-ordinate court of the first or second class, be liable to a fine not exceeding two thousand shillings or to imprisonment for a term not exceeding six months or to both.

[Act No. 11 of 1955, s. 8.]

22. Offences cognisable

Offences under this Act shall be cognizable to the police.

[Act No. 6 of 1965, Section 12.]
CHAPTER 341

SISAL INDUSTRY ACT

SUBSIDIARY LEGISLATION

List of Subsidiary Legislation

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SISAL INDUSTRY (REGISTRATION) RULES
[Cap. 196 (1948), Sub. Leg., G.N. 1198/1949.]

RULES UNDER SECTION 14

1. These Rules may be cited as the Sisal Industry (Registration) Rules.

2. (1) The owner or manager of every sisal plantation shall apply in writing to the Sisal Board for the registration of—
   (a) the name of each sisal plantation owned or managed by him;
   (b) the plantation marks used in respect of the plantation.

   (2) Each such application shall state the address or addresses of each plantation and the names and addresses of the owners of such plantations; and in the case of plantations which are of leasehold tenure the names and addresses of the lessees shall also be stated.

3. There shall be payable in respect of each application—
   (a) for the registration of each plantation name, a fee of twenty shillings;
   (b) for the registration of each plantation mark, a fee of twenty shillings.

4. The Board may refuse to register any plantation mark if in its opinion such mark is identical with that of any other registered plantation, or if such mark so nearly resembles any other such marks as to be likely to deceive, or if it is of the opinion that some other plantation by reason of prior usage has a greater claim to the registration of that or a similar mark.

5. In the event of the Board refusing to register any plantation mark, it may allot a plantation mark to an applicant whose application for registration of a plantation mark has been refused.

6. Following the registration of a plantation mark or of plantation marks, the owner or manager of the plantation or plantations concerned shall thereafter use such mark or marks clearly imprinted upon the package of all produce exported from the plantation or plantations.

7. The owner or manager of each registered sisal plantation shall complete and forward to the Board on or before the seventh day of each month a return in Form No. 1 in the Schedule in respect of the preceding month.

8. The owner or manager of each registered sisal plantation shall on or before the 14th January in each year complete and forward to the Board a return in Form No. 2 in the Schedule in respect of the preceding month.

9. The owner or manager of every sisal plantation shall notify the Board in writing within thirty days of any change in the ownership of the plantation or of a leasehold interest in the plantation, and shall notify all changes of addresses of such owners or lessees.

10. The owner or manager of each sisal plantation shall cause to be paid any cess that may be from time to time imposed to the Secretary, Sisal Board, on or before the 15th day of the month following the month for which the cess is due.

11. Any person who fails to comply with any of these Rules shall be guilty of an offence and liable, on conviction by a subordinate court of the first or second class, to a fine not exceeding one thousand shillings or to imprisonment for a term not exceeding six months or to both.

12. The Board shall cause to be prepared and maintained a register of sisal plantations containing the several particulars set out in Form No. 3 in the Schedule.
SCHEDULE

FORM No. 1 (r. 7)

SISAL BOARD

MONTHLY PRODUCTION AND STOCK RETURN

[To be shown in long tons and decimals of long tons]

Name of plantation .......................................................................................................
Shipping mark ..............................................................................................................
Particulars of production for the month of ................................................, 20 ............

<table>
<thead>
<tr>
<th>No. 1</th>
<th>A</th>
<th>No. 2</th>
<th>3L</th>
<th>No. 3</th>
<th>SCWF</th>
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<td>Stock unsold brought forward from previous month ........</td>
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<td>Baled fibre railed during month ........</td>
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Labour

Men | Juveniles/Women

Under written contract........... | .................. | ..................
Under 30 days contract .......... | .................. | ..................
Resident .......................... | .................. | ..................
Employed by contractors ....... | .................. | ..................
SCHEDULE—continued

FORM No. 2
(r. 8)

SISAL INDUSTRY

PLANTATION RETURN

A. Name of estate ............................................................................................................
Postal address ...............................................................................................................  
Owners .......................................................................................................................  
Postal address ...............................................................................................................  
Lessees (if any) ..........................................................................................................  
Postal address ...............................................................................................................  
Registered No. ............. Registered mark or marks ..................................................  
Number of staff ...................................... Estate established, 20 ..................  
London agents ................................................................................................................  
Coastal agents ...............................................................................................................  
Postal address ...............................................................................................................  

B. PARTICULARS OF SISAL-PLANTED AREAS IN HECTARES ON
THE 31ST DECEMBER, 20 .............

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<th>1 Mature areas</th>
<th>2 Immature areas replanted on old sisal areas</th>
<th>3 Immature areas planted on new land</th>
<th>4 Controlled sucker areas</th>
<th>5 Totals</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Notes.—The total figures of columns 1, 2, 3 and 4 must agree with the totals shown in column 5. The interplanted areas which have not reached maturity are to be shown in column 2 only. Controlled sucker areas are only to be entered in column 4 on the 20 ............. line. They must, however, be included in column 5 Totals and the Grand Total line.

C. PARTICULARS OF AREAS NOT PLANTED WITH SISAL ON THE
31ST DECEMBER, 20 .............

Suitable for sisal cleared but not planted .................................................................  
Old sisal areas, now fallow .................................................................................  
Unsuitable for sisal, undeveloped ........................................................................  

Total .........................................................................................................................  

Hectares

Mature sisal not cut during the year ended 31st December, 20 .............  
Mature sisal not cut during the year ended 31st December, 20 .............  

Tons

Average yield per acre cut during the year ended 31st December, 20 ..........

Total
### SCHEDULE—continued

**AREA PLANTED WITH OTHER CROPS DURING THE YEAR 20..................**

<table>
<thead>
<tr>
<th>Name of crop</th>
<th>Interplanted with sisal</th>
<th>Not interplanted with sisal</th>
<th>Total in hectares</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

| TOTAL        |                         |                            |                  |

**D. PARTICULARS OF ANNUAL PRODUCTION OF BALED FIBRE IN TONS FROM THE YEAR 1939**

<table>
<thead>
<tr>
<th>Tons</th>
<th>Remarks</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Total registered production, 1939 to 20 ..........  .........  .................  
Average annual production, 1939 to 20 ..........  .  .................  .................  

**PRODUCTION OF BALED FIBRE IN TONS DURING THE YEAR ENDED 31ST DECEMBER, 20 ..................**

<table>
<thead>
<tr>
<th>Grade</th>
<th>1</th>
<th>A</th>
<th>2</th>
<th>3L</th>
<th>3</th>
<th>SCWF</th>
<th>R</th>
<th>Others</th>
<th>Tow 1</th>
<th>Tow 2</th>
<th>Flume tow</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>Tons</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

**ESTIMATED PRODUCTION OF BALED FIBRE IN TONS DURING THE YEAR ENDING 31ST DECEMBER, 20 ..................**

<table>
<thead>
<tr>
<th>Grade</th>
<th>1</th>
<th>A</th>
<th>2</th>
<th>3L</th>
<th>3</th>
<th>SCWF</th>
<th>R</th>
<th>Others</th>
<th>Tow 1</th>
<th>Tow 2</th>
<th>Flume tow</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>Tons</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

**N.B.—Ton = 1 long ton of 2,240 lb.**

**E. PARTICULARS OF LABOUR EMPLOYED DURING THE YEAR ENDED 31ST DECEMBER, 20 ..................**

<table>
<thead>
<tr>
<th>LABOUR RECRUITED</th>
</tr>
</thead>
<tbody>
<tr>
<td>Attested on contract</td>
</tr>
<tr>
<td>Number on roll at 1st January, 20 ..................</td>
</tr>
<tr>
<td>New arrivals during the year ......</td>
</tr>
<tr>
<td>Total Repatriated during the year ......</td>
</tr>
<tr>
<td>Desertion “ “ “</td>
</tr>
<tr>
<td>Deaths “ “ “</td>
</tr>
<tr>
<td>Other departures during the year</td>
</tr>
<tr>
<td>Total deductions</td>
</tr>
<tr>
<td>Number on roll at 31st December, 20 ...... ................</td>
</tr>
<tr>
<td>Man-days worked during the year ......</td>
</tr>
</tbody>
</table>
SCHEDULE—continued

F. PARTICULARS OF FACTORY AND TRANSPORT FACILITIES DURING THE YEAR ENDED 31ST DECEMBER, 20 ......................

Factory Erected and Completed 20 ......................

1. Number of decorticators, stating type and style .................................................................

2. Number of raspadors, stating number of drums and whether single or double ......................

3. Number of prime and subsidiary movers, stating make, h.p., and principle (i.e. steam, diesel, electric or water). If on electric power give h.p. of each motor—
   For: decorticators ....................., brush machines ................., press .........., pumps .............
   workshops ......................................, other purposes ........................................

4. Type and source of power ........................................................................................................

5. Water supply: steam, borehole, well, etc., and delivery in gallons per hour ..............................

6. Number of locomotives. State h.p., age and make. Number working ........................................

7. Number and capacity of trollies ..............................................................................................

8. Length of rail track ..................................................................................................................

9. Contour of land. State whether hilly or flat ............................................................................

10. Capacity of drying lines, giving details of construction ..............................................................

11. Number of brush machines, stating make or whether of local construction and number of brushes to each unit ...........................................................

12. Number of presses, stating type. Number of bales per net ton of 2,240 lb. State whether single press or preliminary and finishing press ......................................

13. Storage capacity, in tons, at—
   Estate ........................................................................................................................................
   Railway station or siding ........................................................................................................
   Port (private godown) ..............................................................................................................

14. Method of transport to port—
   (a) to railhead ........................................................................................................................
   (b) to loading port .....................................................................................................................

Note.—This return must be sent by registered post to, or delivered at, the office of the Registration Officer, Sisal Board, P.O. Box 1179, Nairobi, on or before the 14th day of January, annually.

Date ..............................................., 20 ...........

Signature of Owner, Manager or Lessee
SISAL INDUSTRY (STANDARDIZATION OF BALING PRESSES) RULES*
[Cap. 196 (1948), Sub. Leg.]

1. These Rules may be cited as the Sisal Industry (Standardisation of Baling Presses) Rules.

2. No person shall bale any sisal fibre for export unless such fibre has been baled in a baling press approved by the Board.

* These Rules were made under s. 13 of the Sisal Industry Ordinance, 1939 (19 of 1939); they are kept in force by s. 19 of the Sisal Industry Ordinance (Cap. 196 (1948)).
1. These Rules may be cited as the Sisal Industry (Inspection) Rules.

2. In these Rules, unless the context otherwise requires—
   
   “inspector” means any person holding office under the Board and authorized by the chairman of the Board to act as an inspector of sisal;
   
   “sisal plantation” means a registered sisal plantation.

3. An inspector may enter any premises, other than a dwelling-house, at all reasonable hours for the purpose of inspecting sisal fibre and for causing measures to be taken under these Rules:
   
   Provided that before entering upon any premises such inspector shall give reasonable notice to the owner or occupier.

4. (1) All sisal for export shall be baled and fastened in such manner as is required by the Board, each bale being labelled and legibly and clearly marked with the date of production, the plantation mark and the grade mark, and such other mark as may be required by the Board.

   (2) (a) All sisal fibre, other than unwashed sisal fibre, shall be graded according to the grades specified in the Schedule.

   (b) Unwashed sisal fibre shall not be graded in accordance with paragraph (a) but shall be sold by sample.

5. The duties of an inspector shall be—
   
   (a) to ensure that the contents of any bale or package of sisal conforms with the provisions of paragraph (2) of rule 4;
   
   (b) to check the weight of sisal specified as being the weight of any bale or package;
   
   (c) to check, so far as may be practicable, the accuracy of any scale upon which sisal is weighed.

6. An inspector shall be authorized to open any bale or package for the purpose of inspection.

7. Any sisal which is degraded by an inspector may be reprocessed by the sisal plantation and held for re-inspection or, if railed as of the grade to which it has been degraded, shall be marked in red.

8. (1) Any disagreement between an owner or manager of a sisal plantation and an inspector as to the grade of any sisal inspected shall be reported to the Board by both parties.

   (2) The disagreement shall be considered by the Board, and their decision shall be final.

9. (1) There shall be payable a sisal inspection service charge at the rate of one half (0.5) per cent of the gross F.O.B. value per ton of all exported or locally spun sisal fibre and tow.

   (2) Every licensee licensed under section 7 of the Act shall cause to be paid to the Board the inspection service charges on or before the 15th of the month following the month for which the charges are due.
(3) The owner or manager of each sisal spinning mill or factory shall cause to be paid all inspection service charges, in respect of sisal fibre or tow not sold through a marketing agent licensed under section 7 of the Act, to the Board on or before the 15th of the month following the month for which the charges are due.

(4) The owner or manager of each sisal spinning mill or factory and a marketing agent licensed under section 7 of the Act shall complete and forward to the Board on or before the seventh day of each month a return in a form to be prescribed by the Board.

10. Any person who fails to comply with any of these Rules shall be guilty of an offence and liable to a fine not exceeding one thousand shillings or to imprisonment for a term not exceeding six months or to both.

SCHEDULE
[Rule 4 (2).]

SISAL GRADING DEFINITIONS

Bale Marks

1

Length from 3 ft. with average 3 ft. 6 in.
Free of defective decortications
Properly brushed.
Free of tow, bunchy ends, knots and harshness.
Colour: creamy white to cream.

A
Same as Grade 1 but colour yellowish, sunburned, slightly spotted or slightly discoloured.

2
Length from 2 ft. 6 in. upwards. Otherwise same as Grade 1.

3 L
Length from 3 ft. upwards. Otherwise the same as Grade 3.

UG
Fibre that does not conform to the above-mentioned grades as regards length, colour and cleaning, but minimum length 2 ft.

SCWF
Length not less than 18 in. and not more than 24 in Otherwise same as Grade 3.

TOW 1
Proper tow from the brushing machines. Free of line fibre, cuttings, dust, dirt, sweepings and knots.
Colour: creamy white to cream.

TOW 2
Darker colour allowed. Small percentage of line fibre, long white cuttings, and not entirely free of dust, but entirely free of sweepings and knots.

Notes relating to Grades 1, A, 2, 3L, 3, UG and SCWF—
(a) All grades to be of parallel packing, no ties or knots, free of dampness and excessive baling pressure.
(b) The word “harshness” included in the definitions of Grades 1, A, and 2 only refers to fibre from which the gum has not been sufficiently extracted by cleaning, and does not apply to fibre which is coarse in texture owing to soil or climatic conditions.
SISAL INDUSTRY (SALE OF SISAL AND COLLECTION OF CESS) RULES, 1951

1. These Rules may be cited as the Sisal Industry (Sale of Sisal and Collection of Cess) Rules, 1951.

2. No sisal or sisal fibre produced within Kenya shall be sold except through an agent duly licensed under section 7 of the Act, and any person who sells sisal or sisal fibre other than through such an agent shall be guilty of an offence.

3. Every agent appointed by the Board under section 7 of the Act shall be issued with a certificate of appointment which shall be in the form prescribed in the Third Schedule.

4. The Board may from time to time attach such conditions or additional conditions as it may consider necessary to the appointment of any person as an agent, or delete any conditions therefrom and may enter such conditions or additional conditions in the certificate issued under these Rules.

5. An agent appointed by the Board shall be remunerated in such manner as the Board may, in consultation with the Minister, determine which manner shall be subsequently accepted in writing by the agent.


7. The Board may by notice in writing, require the holder of a certificate issued under these Rules to surrender it to the Board within a specific period for the entry or deletion of any conditions under rule 3.

8. It shall be the duty of the Board from time to time to determine the prices which shall be paid for sisal and sisal fibre.

9. No sisal or sisal fibre produced within Kenya shall be exported except under a licence granted by the board which shall be in the form in the schedule to these Rules, and any person who exports sisal or sisal fibre without a licence shall be guilty of an offence.

10. The cess imposed under section 18 of the Act shall be paid monthly to the Board by every licensee licensed under section 13 of the Act.

11. The fees for licences issued by the Board under section 13 of the Act shall be those specified in the Second Schedule.

12. Any person who is guilty of an offence under these Rules shall be liable to a fine not exceeding one thousand shillings or to imprisonment for a term not exceeding six months or to both.

FIRST SCHEDULE
[Rule 4.]

EXPORT LICENCE

Application for permission to export Sisal and/or Sisal Fibre.
[To be sent to the Secretary, Sisal Board, P.O. Box 1179, Nairobi, in triplicate.]

Mark(s) ....................
Central Contract No. ....................................
Local Contract No. ..........................................

Name of Licensed Agent ..........................................................
Address .............................................................................
FIRST SCHEDULE—continued

<table>
<thead>
<tr>
<th>Grade</th>
<th>1</th>
<th>A</th>
<th>2</th>
<th>3L</th>
<th>3</th>
<th>SCWF</th>
<th>UG</th>
<th>T1</th>
<th>T2</th>
</tr>
</thead>
<tbody>
<tr>
<td>Sisal to be exported in tons</td>
<td>..............</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Price c.i.f. U.K. basis per ton</td>
<td>..............</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Total value c.i.f. basis</td>
<td>..............</td>
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<td></td>
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<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Total value f.o.b. basis</td>
<td>..............</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Country of destination ..........................................................
To whom consigned ......................................................................
Date of shipment ........................................................................
Name of ship ..............................................................................

I/we hereby certify that the information which I/we have given above is true and accurate to the best of my/our knowledge and belief.

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

FOR OFFICIAL USE ONLY Licence No. ..............................................
Export of .............................................................................
approved .............................................................................

Date ........................................... Secretary, ..............................................
For and on behalf of Sisal Board

SECOND SCHEDULE

[Rule 6.]

FEES

Sh

1. Fees for an agency licence authorizing the holder to buy and sell sisal and sisal fibre produced in Kenya for purposes of export only .......... 5,000 per annum
2. Fees for an agency licence authorizing the holder to buy and sell sisal and sisal fibre produced in Kenya for the purposes of the domestic market only ................................................................. 1,000 per annum
3. Fees for each export licence authorizing the holder to export sisal fibre or tow from Kenya ................................................................. 50
4. Fees for a licence authorizing the holder to process his own sisal leaf exclusively ................................................................. 1,000 per annum
5. Fees for a licence authorizing the holder to process the leaf of other growers as well as his own ................................................................. 1,500 per annum
6. Fees for a licence authorizing the holder to process bought fibre only ................................................................. 500 per annum
THIRD SCHEDULE

[Rule 3.]

SISAL BOARD OF KENYA

CERTIFICATE OF APPOINTMENT OF AGENT

This is to certify that .................................................................................................................................................................
has been appointed under section 7 of the Sisal Industry Act (Cap. 341) to be an agent of the Board for the purposes of receipt and sale or other disposal of sisal fibre produced in Kenya on the following terms and conditions:

Date ........................................................................... Signed ..............................................................
Designation .......................................................... for Sisal Board of Kenya
SISAL INDUSTRY (CESS ON SISAL FIBRE) ORDER, 1965

ORDER UNDER SECTION 18

1. This Order may be cited as the Sisal Industry (Cess on Sisal Fibre) Order.

2. There shall be levied a cess on all sisal fibre produced in Kenya at the following rate—
   Line fibre and brushed tow .................................. Sh. 30 per tonne.