

- (iii) to renew driving licences under Regulation 37;
 - (iv) to issue licences for projecting loads under Regulation 45 (n), for excess passengers under Regulations 46 (g) and 47, and for excess goods or luggage on roof under Regulation 53 (1) (s).
2. The Notification published under No. 615 in Supplement No. 3 to the *Gazette* of the 12th December, 1951, is hereby cancelled.

J. H. ASHMORE,
Registrar of Motor Cars.

Nicosia, 7th May, 1953.

No. 238.

TOBACCO PRODUCTION AND MARKETING SCHEME.

PART I.

Preliminary.

1. This Scheme may be cited as the Tobacco Production and Marketing Scheme, 1953, and shall be applicable throughout the Colony. Short title.

2. In this Scheme, unless the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them, that is to say—

“ area ” means an area constituted for the purpose of this Scheme ;
 “ dealer ” means a dealer licensed under the provisions of the Tobacco Law ; Cap. 170.

“ the Law ” means the Agricultural Marketing Law, 1953 ;
 “ leaf-tobacco ” means leaves of the plant *Nicotiana Tabacum* the produce of Cyprus which have been cured and dried but have undergone no other process to render them fit for consumption and includes all types of leaf tobacco excepting the type known as “ Latakia ” or “ Fumigated ” ;

“ licence ” means a licence issued to a producer under the provisions of the Tobacco Law ; Cap. 170.

“ manufacturer ” means a manufacturer licensed under the provisions of the Tobacco Law ; Cap. 170.

“ registered ” means registered under this Scheme and “ registration ” shall be construed accordingly ;

“ tobacco ” means the plant known as *Nicotiana Tabacum* and includes seedlings, plants, leaves or any part thereof.

PART II.

Administration of the Scheme.

3. The Board to administer this Scheme shall be called “ the Tobacco Marketing Board ” and is hereafter referred to in this Scheme as “ the Board.” The Board shall be a body corporate with a common seal and power to hold immovable property.

4.—(1) Until the..... the Board shall consist of the following persons..... Constitution of Board.
 and four persons nominated by the Governor.....

.....
 and thereafter the Board shall consist of nine area members, annually elected in accordance with the provisions of the First Schedule hereto, and four members annually nominated to the Board by the Governor and any such member of the Board shall, subject to the provisions of this Scheme, hold office until the expiration of the day on which a successor is elected or nominated. First Schedule.

(2) The Governor shall, of the members nominated by him, depute one as the Chairman of the Board.

- Filling of casual vacancies.
5. If an area member of the Board dies or ceases to hold office under paragraph 6 of this Scheme the Board may co-opt in his place any person who in the opinion of the Board is qualified to represent the registered producers of tobacco in that area.
- Conditions under which a member of the Board ceases to hold office.
6. A member of the Board shall cease to hold office—
- (a) if he delivers to the Board a written resignation of his office and the resignation is accepted by the Board or, if not so accepted, is not withdrawn within seven days ; or
 - (b) if he is detained for more than seven days in any place under any Law in force for the time being relating to persons of unsound mind ; or
 - (c) if he is adjudged bankrupt or enters into a composition or scheme of arrangement with his creditors ; or
 - (d) if the Board by resolution declare he has been absent from six consecutive meetings of the Board without reasonable excuse ; or
 - (e) if he is convicted for any offence under section 17 of the Law.
- Powers of the Board.
7. The Board—
- (a) shall elect from amongst their members a Vice-Chairman who shall (provided he remains a member of the Board) hold office until the expiration of the day on which the next ensuing annual area elections are held ;
 - (b) may employ a secretary and such other officers, servants and agents as they think fit ;
 - (c) shall have an office at which communications and notices shall at all times be received and shall notify the Director of Agriculture of the address thereof and of any change in such address ;
 - (d) may have such district and local offices as they think fit ;
 - (e) shall establish a warehouse or warehouses in such localities as they deem fit and obtain equipment for the efficient working of such warehouse or warehouses ;
 - (f) may enter into such agreements, acquire such property and do such things as may in their opinion be necessary or desirable for the purpose of exercising any of their powers or performing any of their duties under this Scheme and may mortgage, sell or otherwise dispose of any property acquired by them ; and
 - (g) may appoint such committees from amongst their members as they think fit for the purpose of considering and reporting to the Board on such matters as the Board may direct ;
 - (h) may take such measures as may in their opinion be necessary or desirable for controlling the supply and distribution of tobacco seed or seedlings to tobacco producers and may direct that only tobacco seed from sources approved by the Board shall be used by tobacco producers registered under this Scheme.
- Chairman of meetings.
8. At every meeting of the Board or of any Committee appointed by the Board the chair shall be taken by the Chairman, or, in his absence, the Vice-Chairman. If at any meeting neither the Chairman nor the Vice-Chairman shall be present, the meeting shall elect a chairman for that meeting.
- Convocation of meetings.
- 9.—(1) Meetings of the Board, or of any Committee thereof, shall be convened by the Secretary who shall forward to each member of the Board or Committee by registered post, at least seven clear days before the date of the meeting, a notice stating—
- (a) the time and place appointed for the meeting ; and
 - (b) the business to be transacted.
- The non-delivery or non-receipt of any such notice shall not invalidate the proceedings of any meeting of the Board or Committee.
- (2) The Secretary shall, on the written request of any seven members of the Board, convene a meeting of the Board.

10.—(1) The quorum of the Board shall be such members, not being less than nine, as the Board may from time to time determine, and until otherwise so determined shall be nine and the Board shall have power at all times to act notwithstanding any vacancy in their number.

Quorum of Board and Committees.

(2) The quorum of any Committee appointed by the Board shall be such as the Board may determine.

11. The meetings of the Board, or of any Committee of the Board, shall be held at such place or places as may be determined by the Board or the Committee respectively, and the expenses thereof shall be defrayed out of the funds of the Board.

Place of meetings.

12. Questions arising at any meeting of the Board, or of a Committee thereof, shall be decided by a majority of the votes of the members present, and if at any such meeting the votes are equally divided on any question, the Chairman of the meeting shall, for the purpose of deciding that question, have a second or casting vote.

Determination of questions arising.

13. Minutes shall be kept of the proceedings of the Board and of every Committee thereof, and any such minutes shall, if signed by a person purporting to have acted as Chairman of the meeting to which they relate, or of a meeting at which they were read, be evidence of those proceedings; and the meeting to which any such minutes relate shall be presumed, until the contrary is proved, to have been regularly convened and constituted.

Minutes to be kept.

14. The common seal of the Board shall not be applied to any document except by the authority of the Board, and the application of the seal shall be attested by the Chairman or Vice-Chairman and at least one other member and by the Secretary of the Board.

Application of the common seal.

15. All acts done at a meeting of the Board, or of any Committee thereof, shall, notwithstanding that it is afterwards discovered that there was some defect in the appointment, election or qualification of a person purporting to be a member of the Board or of the Committee, or that a member of the Board or of the Committee had voted upon any question upon which he was not entitled to vote, be as valid as if that defect had not existed or such member had been entitled to vote.

Validity of acts at meetings of Board or Committee.

16. The Board may pay to members of the Board, and of any Committee thereof, such travelling and other expenses as have, in the opinion of the Board, been reasonably incurred by them in connection with the business of the Board and may also pay to the members of the Board such remuneration, if any, as may be determined by resolution of the registered producers in annual general meeting.

Payment of expenses, etc. to members of Board.

PART III.

Registration of producers and poll on whether Scheme shall remain in force.

17.—(1) The Board shall prepare and keep a register of tobacco producers (hereinafter referred to as "the register"), and all persons who have held a licence for the cultivation of tobacco during any season within the five years immediately preceding the coming into force of this Scheme shall, on making application within the time specified by the Board in the notice published under the provisions of section 7 of the Law, be entitled to be registered as a registered producer; provided that the Board may refuse to register any person who has been convicted, during the preceding five years, of any offence under the Tobacco Law.

Registration of producers

(2) The Board shall register as a registered producer any person who makes an application for this purpose on such form, and during such period in any year, as the Board may prescribe:

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Provided that no such applications shall be entertained if in the opinion of the Board it is necessary to impose the provisions of paragraph 27 of this Scheme.

(3) The Board may exempt from registration under this paragraph of the Scheme such producers as the Board may declare, in the notice published under the provisions of section 7 of the Law, to be exempt.

18.—(1) The register shall be open for inspection at the office of the Board during such hours on each week day, other than Saturdays or Bank Holidays, as the Board may decide.

(2) The Board shall furnish a copy of the register or any part thereof to any person demanding it on payment of a fee of one piastre for each entry copy of which is furnished.

Poll whether Scheme to remain in force.

19. As soon as possible after the coming into force of this Scheme a poll of the registered producers shall be taken on the question whether this Scheme is to remain in force. The said poll (in this Scheme referred to as the "initial poll"), and any poll held in connection with a proposal for the amendment or revocation of this Scheme shall be taken in accordance with the ensuing provisions of this Part of this Scheme.

Qualification of voters.

20. The producers who are entitled to vote on the poll shall be the producers who are registered on the qualifying date, that is to say:—

(a) in the case of the initial poll all producers who shall have been registered under the provisions of paragraph 17 of this Scheme by such day as the Board may determine ;

(b) in the case of any other poll taken in accordance with the provisions of this Scheme all producers whose name shall be borne on the register on such day as the Board may determine.

Method of conducting poll.

21. The poll shall be conducted in such manner as the Board may determine and if conducted by post the Board shall, not later than the fifth day after the qualifying date, send a voting paper to every producer entitled to vote. In the event of the loss of a voting paper so sent the Board may supply a duplicate voting paper.

Voting paper, form of.

22. The voting paper shall be in such form as the Board may prescribe, and only voting papers which are properly completed and which reach the office of the Board on such day as the Board may prescribe being not less than twenty days after the qualifying date shall be taken into account.

Counting of votes and publication of result.

23. The Board shall cause the votes given on any poll to be counted by an independent person, and the result of the poll as certified by him shall, as soon as possible, be declared at a meeting of the Board by the member acting as Chairman of that meeting and shall be published in at least four newspapers ; or, at the option of the Board, by sending a notice thereof, in the case of the initial poll, to every person who is known to the Board to be a producer, and in the case of any other poll to every registered producer.

PART IV.

Production of Tobacco and Marketing Provisions.

Fixing date for this Part to become operative.

24. The provisions of this Part of this Scheme shall come into operation on a date to be fixed by the Governor after the result of the initial poll is declared to be favourable to the continuance in force of this Scheme.

Prohibiting the planting of tobacco without certificate.

25. No person who is not a registered producer in possession of a certificate issued under the provisions of paragraph 26 of this Scheme nor exempt from registration under sub-paragraph (3) of paragraph 17 of this Scheme shall plant or cultivate tobacco ; and no person other than the Board, a registered producer as aforesaid, a manufacturer, and a dealer or exporter, shall have in his possession any leaf-tobacco the produce of Cyprus. Any person contravening the provisions of this paragraph shall be liable, on summary conviction, to a fine not exceeding £100 and the tobacco or leaf-tobacco forming the subject of the contravention shall be liable to forfeiture to the Board.

26.—(1) On or before the first day of December in any year the Board shall issue to each registered producer an application form in the form set out in the Second Schedule hereto and all registered producers who desire to plant or cultivate tobacco during the following year must return the form duly completed by such date as the Board may determine.

Application form and issue of certificate for planting tobacco. Second Schedule.

(2) On receipt of the application form duly completed the Board shall issue to each applicant a certificate in the form set out in the Third Schedule hereto.

Third Schedule.

27. When, in the opinion of the Board, it is necessary in the interests of the registered producers and of the industry to limit the amount of leaf-tobacco to be produced in any year the Board shall control the production in accordance with the provisions of the Fourth Schedule hereto.

Controlling production.

Fourth Schedule.

Marketing Provisions.

28. Subject to any provisions which the Board may make with respect to existing contracts all registered producers shall, on the coming into force of this Part of this Scheme, deliver all leaf-tobacco in their possession to the Board at such place, between such dates, and in such manner as the Board may prescribe and the Board shall be bound to accept any leaf-tobacco so tendered to them by a registered producer :

All leaf-tobacco to be delivered to the Board.

Provided that—

- (a) the Board may refuse to accept leaf-tobacco of any season previous to the season immediately prior to the coming into force of this Part of this Scheme, but if they so refuse, they shall be deemed to have consented unconditionally to the sale of the leaf-tobacco otherwise than through their agency ;
- (b) the Board may refuse to accept leaf-tobacco of any season, if it is tendered to the Board after such date as the Board may fix as the last date for the tendering to them of leaf-tobacco of that season but, if any registered producer owing to weather conditions or any circumstances beyond his control fails to tender his leaf-tobacco on or before the date so fixed, the Board may fix a later date by which such producer must tender his leaf-tobacco. Any leaf-tobacco not tendered to the Board by the date so fixed shall be liable to forfeiture.

29. Before fixing the dates for the delivery of leaf-tobacco by registered producers the Board shall publish the grades and the prices which they have fixed for the leaf-tobacco of that season and on delivery of any leaf-tobacco by a registered producer it shall be consigned to grades by officers appointed by the Board for that purpose and the registered producer shall be given a receipt, in duplicate, for the leaf-tobacco he has delivered. Such receipt, which shall be in the form prescribed by the Board, shall show the weight and price of each grade delivered :

Publication of grades and prices.

Provided that any registered producer, who is dissatisfied with the decision of the officers who graded the leaf-tobacco, shall have the right of appeal to such other officer as the Director of Agriculture may nominate for this purpose and whose decision shall be final.

30. The Board shall grant to all registered producers who deliver leaf-tobacco an advance in proportion to the weight of each grade of the leaf-tobacco so delivered as the Board may decide, and the Board may vary the amount of such advance according to grades :

Granting of advances on leaf-tobacco delivered.

Provided that no advance on each oke of any one grade shall exceed fifty per cent of the price fixed for each oke of that grade under paragraph 29 of this Scheme.

Leaf-tobacco to become property of the Board. 31. All leaf-tobacco accepted by the Board from a registered producer shall become the property of the Board and accordingly the Board may grade, pack, store, adapt it for sale, sell, export, insure, advertise and transport it, may borrow money on the security thereof and may, if they are unable to sell it within a reasonable time, destroy it or dispose of it by any other means as they may decide.

Distribution to registered producers from sales of leaf-tobacco. 32. The sum realised by the Board from the sale of leaf-tobacco of any season, after deduction of the expenses of the Board and of any selling commission paid by the Board in respect of the sales thereof, shall be distributed by the Board amongst all the registered producers who have supplied the Board with leaf-tobacco, in proportion to the price and weight of each grade of the leaf-tobacco of that season respectively supplied by them, irrespective of which leaf-tobacco has actually been sold by the Board and at what prices :

Provided that the Board may deduct from the sum payable under this paragraph to any grower such sum, not exceeding fifty per cent of the sum payable, in respect of every oke of leaf-tobacco of the season in question supplied by him, as the Board may prescribe in relation to leaf-tobacco of that season, in order to provide a contribution to the Fund, so as to enable the Board to meet their general expenses and liabilities and, if they think fit, provide reserves for the purposes of meeting in any future season such expenses and liabilities as are referred to in this proviso.

Demand for information regarding crops. 33. The Board may, whenever they consider it necessary for the operation of this Scheme so to do, serve on any registered producer a demand in writing requiring him to furnish to them such estimates, returns and other information relating to his crop of tobacco as may be specified in the demand and it shall be his duty to comply with the demand.

Powers of inspection. 34. Any person authorized in writing by the Board may, for the purpose of securing compliance with this Scheme, enter and inspect, at any reasonable time and on production of his authority, any part of the land or premises occupied by any registered producer which the person so authorized has reason to believe is used for growing, storing or curing leaf-tobacco, and any leaf-tobacco therein or thereon.

Removal of producer's name from register. 35. If a registered producer—
 (a) sells or disposes of any leaf-tobacco in contravention of this part of this Scheme ; or
 (b) without reasonable excuse fails to comply with a demand duly made on him under this Scheme for estimates, returns, or other information, or knowingly makes any false statement in reply to a demand,

the Board may, in addition to and without prejudice to any penalty to which the producer may be liable under any other Law, remove the producer's name from the register of producers in which case the producer shall forfeit all the contributions he may have made to the Fund.

Control of sale and export of leaf-tobacco. 36. Subject to the provisions of the Law as respects existing contracts, no manufacturer, dealer or exporter shall purchase any leaf-tobacco the produce of Cyprus from any person other than the Board and no such leaf-tobacco shall be exported unless it has been graded and packed by the Board. For the purposes of export the Board shall adopt standard grades and the grade designation shall be clearly marked on each bale.

Accounts and Finance.

Establishment of a Fund. 37. There shall be established a Fund (in this Scheme referred to as "the Fund") which shall be administered and controlled by the Board. All moneys received by the Board shall be paid into the Fund and any moneys required by the Board for the operation of this Scheme shall be paid out of the Fund. Any moneys for the time being standing to the credit of the Fund may be left on current or deposit account in any bank or invested in any securities as may be approved by the Accountant-General.

38.—(1) The Board shall keep proper accounts, and in particular shall annually make out a balance sheet and profit and loss account and shall cause them to be audited by one or more auditors appointed by the Board and as soon as may be after the auditors have reported thereon and in any case within three months of the close of the period covered by the profit and loss account the Board shall send to the Director of Agriculture a copy of the account and balance sheet and also a report by the Board as to the working of this Scheme during the period covered by the profit and loss account.

The Board to keep accounts.

(2) For the purpose of this paragraph—

“auditor” means an auditor as defined in sub-section (1) of section 154 of the Companies Law, 1951.

7 of 1951.

39. The Board shall on the demand of any person and on payment by him of such fee as may be fixed by the Board supply him with a copy of any of their balance sheets and reports.

Reports of the Board to be supplied to applicants.

40. The Board may for the purpose of exercising any of their functions under this Scheme, borrow money in such manner, on such terms, and on such security, as may be arranged by them with the person from whom the money is borrowed.

Power to borrow money.

41. All moneys standing to the credit of the Fund which, in the opinion of the Board, are not required for the operation of this Scheme after meeting the Board's administrative and other expenses shall be distributed amongst the registered growers in proportion to the contributions made to the Fund.

Distribution of moneys from the Fund.

PART V.

Meetings of Registered Producers.

42. Whenever anything is due under this Scheme to be done by an area meeting of registered producers the Board shall arrange for the holding of an area meeting at such time and place within the area as the Board may appoint.

Area and general meetings of registered producers.

43. The Board may convene a general or area meeting to discuss any question which, in the opinion of the Board, should be discussed at such meetings :

Board to convene general meetings.

Provided that the Board shall call—

(a) an area meeting if a written requisition is submitted to it therefor signed by not less than fifty registered producers of the area and stating the subject for the discussion and resolution for which the area meeting is sought to be convened ;

(b) a general meeting if the requisition containing the particulars mentioned in paragraph (a) hereof is signed by not less than two hundred registered producers.

44. The Chairman of every meeting shall be appointed by the Board : Provided always that, if the person appointed by the Board to be Chairman is not present within fifteen minutes after the time appointed for the meeting, the meeting shall choose a Chairman.

Chairman of all meetings to be appointed by the Board.

45.—(1) At least thirty days in the case of a general meeting, or at least twenty-one days in the case of an area meeting, before the date fixed for the holding of such meeting, the Board shall send to every registered producer who is entitled to vote at the meeting a written notice stating—

Notice convening meetings.

(a) the time and place appointed for the holding of the meeting ;

(b) the business to be transacted ;

(c) the name of the Chairman.

(2) No business shall be transacted at any meeting other than the business of which notice has been given as aforesaid by the Board.

Registered producers entitled to vote at meetings.

46. All registered producers shall be entitled to vote at a general meeting, and at an area meeting those registered producers shall be entitled to vote who are registered for that area.

Method of voting.

47. Every question put before a general meeting or area meeting of registered producers (not being a question as to who is to be elected a member of the Board) shall be decided on a show of hands.

Chairman's decision final.

48. At any meeting the declarations of the Chairman of the result of any vote shall be final.

PART VI.

Miscellaneous.

Entering into contracts.

49. Any contract or instrument which if entered into or executed by a person not being a body corporate, would not be required to be under seal may be entered into or executed on behalf of the Board by any person authorized by them in that behalf, either generally or specially.

Members of the Board and entry to contract.

50. No contract to which the Board are a party shall be avoided by reason only that a member of the Board is also a party thereto, or is interested therein, and a member of the Board who is a party to or is interested in such contract shall not, by reason only that he is a member of the Board, be liable to account to the Board for any profit realised by him by reason of the contract; but a member of the Board must forthwith disclose to the Board any interest which he has or acquires in any contract whatever, if such interest in any way conflicts with his duty as a member of the Board, and shall not vote upon any question relating to the contract; and if he does vote, his vote shall not be counted:

Provided always that a member of the Board shall not be precluded from voting on a question relating to the general policy of the Board with respect to any matter, by reason only that the determination of that question will, or may, affect contracts which have been, or may thereafter be, entered into by him with the Board.

Powers to encourage co-operation and research.

51. The Board may take such steps as they consider practicable to encourage, promote and conduct agricultural co-operation, research and education in connection with the production and marketing of leaf-tobacco and products derived therefrom and may for this purpose establish, equip and maintain laboratories, workshops and factories and conduct and carry on experiments and employ skilled, professional and technical advisers and workers. Any expenditure incurred by the Board in the doing of anything authorized to be done under this paragraph shall be defrayed out of the Fund.

Power to circulate information concerning tobacco production.

52. The Board may from time to time circulate statistics and other information which in the opinion of the Board is in any way connected with or bears upon the production or marketing of leaf-tobacco and any expenditure incurred by the Board in the doing of anything authorized to be done under this paragraph shall be defrayed out of the Fund.

Provisions for arbitration.

53. Any registered producer who is aggrieved by any act, decision or omission of the Board may refer the matter to a single arbitrator to be agreed upon between the grower and the Board or, in default of agreement to be nominated by the Director of Agriculture on the application of either party and the arbitrator may make such order in the matter as he thinks just. Every such arbitration shall be conducted in accordance with the Arbitration Law.

Cap. 5.

Service of documents.

54. Any requirement of this Scheme that a document shall be sent to or served on a person by the Board shall be deemed to have been complied with if within the period, if any, limited for the sending or service of the document the document is despatched to him by post, properly addressed and with the postage prepaid.

55. A registered producer who resides in one area and produces his leaf-tobacco in another area, shall, on registration or within such time thereafter as the Board may allow, be entitled to choose the area in which he desires to exercise his rights in the election of area members and after he has chosen an area he shall be considered as belonging to that area.

Power for producer to choose area in which to exercise his rights.

56. Where by reason of a registered producer dying or becoming subject to some legal disability or entering into a composition or scheme of arrangement with his creditors the property in or control of any leaf-tobacco is transferred from him to a personal representative, trustee, guardian or other person—

Personal representative, etc., of producers.

- (a) the personal representative, trustee, guardian or other person shall, if he is not himself a registered producer, be deemed for the purposes of sub-section (2) of section 9 of the Law and for the purpose of this Scheme to be a registered producer so long as he has any interest in or control of any of the leaf-tobacco or of any of the proceeds thereof;
- (b) the leaf-tobacco shall be delivered to the Board in accordance with the provisions of this Scheme and the Board shall have the like powers and be under the like obligations in connection therewith as if the leaf-tobacco had been delivered by the registered producer who died; became subject to the legal disability or entered into the composition or scheme of arrangement.

PART VII.

Amendment and Revocation of the Scheme.

57. Before submitting a substitutional scheme or an amendment to this Scheme to the Governor, the Board shall publish the proposed scheme or amendment by serving notice thereof on every registered producer.

Notice of amendment to be given.

58. A poll on the question whether or not a substitutional scheme or an amendment to this Scheme shall be submitted to the Governor may, within one month from the publication thereof, be demanded in writing by any two hundred registered producers, and a poll on the question whether or not this Scheme is to be revoked may be demanded at any time in the said manner by fifty per cent. of the registered producers; but no poll on the question whether or not this Scheme is to be revoked shall, without the consent of the Board, be taken within two years from the date of the declaration of the result of the initial poll, or within one year from the date of the declaration of the result of any previous poll on that question. For the revocation of this Scheme at least two-thirds of the registered producers voting shall vote in favour of the revocation.

Poll may be demanded by registered producers.

59. In the event of the winding up of the Board—

Winding-up.

(a) Part V of the Companies Law, 1951, which relates to the winding up of companies shall apply, as far as the Board is concerned, *mutatis mutandis*;

7 of 1951.

(b) every registered grower shall be liable to contribute to the payment of the debts and liabilities of the Board and to the payment of the costs and expenses of the winding up an amount assessed proportionately to the maximum area which each contributor had under tobacco at any time during the year immediately before the revocation of this Scheme or before the commencement of the winding up, as the case may be, but such contribution shall not exceed five shillings per donum.

FIRST SCHEDULE.

(Paragraph 4).

Provisions for the election of area members.

1. For the purposes of electing area members to the Board there shall be six areas constituted as follows :—

Area	Comprising towns and villages of	Number of members to be elected
1. Rizokarpaso	Rizokarpaso and all villages between Rizokarpaso and Cape Andreas.	1
2. Yialousa	Yialousa, Ayia Trias, Galinoporni, Kórovia, Melanagra.	2
3. Leonarisso	Leonarisso, Vasili, Lythrangomi, Neta, Vathylakkas, Ayios Symeon, Koma tou Yialou, Ayios Andronikos, Kilanemos, Platanisso, Galatia, Tavros, Vokolidha.	2
4. Trikomo-Lefkoniko ..	Ayios Theodhoros, Ayios Evstathios, Livadhia, Komi Kebir, Dhavlos and all villages in the Famagusta District south and west of the road joining the aforementioned villages.	2
5. Nicosia and Kyrenia ..	The Districts of Nicosia and Kyrenia	1
6. South Western ..	The Districts of Larnaca, Limassol and Paphos.	1

and the registered producers in each area shall elect in accordance with the provisions of this Scheme an area member or members as therein specified :

Provided that, if at any time the Board are of opinion that the production of tobacco or the number of producers of tobacco within any area has altered to such an extent that a readjustment should be made, the Board may, subject to the provisions of paragraph 4 of this Scheme, alter the number of members to be elected by all or any of the areas. Such readjustment shall take effect at the next election in the area or areas affected thereby.

2. An area member who may be elected at an area meeting of the registered producers held in pursuance of this Scheme shall, subject to the provisions of this Scheme, hold office until the expiration of the day upon which the next election for that area takes place. Elections of area members shall be held each year during the month of October.

3. The following provisions shall have effect with respect to the election of members of the Board at area meetings of registered producers :—

(a) to be qualified for election as an area member a person must be nominated in writing by at least ten registered producers entitled to vote in that area. Every nomination must be received by the Secretary of the Board not later than seven days before the day fixed for the meeting at which the election is to take place.

(b) If the number of candidates duly nominated as aforesaid is less than the number of vacancies to be filled, the Chairman of the meeting may accept verbal nominations at the meeting and if at any election no more candidates have been duly nominated than the number of vacancies to be filled those candidates shall be declared elected. If at any election the number of candidates duly nominated is greater than the number of vacancies to be filled a vote shall forthwith be taken. Voting shall be by ballot.

4. On the taking of a formal vote a registered producer shall have a number of votes equal to the number of persons to be elected but shall not give more than one vote in favour of any one candidate.

5. A registered producer who is a limited company may exercise any of their rights at a meeting for the election of members of the Board by any one of their directors; and a registered producer who is a partnership firm may exercise any of their rights at such meeting by any one of their partners.

6. The declarations of the Chairman of the result of any vote shall be final.

SECOND SCHEDULE.

(Paragraph 26).

Tobacco Production and Marketing Scheme.

APPLICATION FOR A CERTIFICATE TO PLANT TOBACCO.

I,
of (address).....
a registered producer of tobacco hereby apply for a certificate to cultivate tobacco on the land described hereunder :—

Donums	Locality and Boundaries	Type of Tobacco

Dated.....19..... (Signed).....

Reserved for office use.

Producer's registered number..... Area..... Certificate No.....
issued on..... by.....
Entered in Area register by.....

THIRD SCHEDULE.

(Paragraph 26).

Tobacco Production and Marketing Scheme.

CERTIFICATE FOR TOBACCO CULTIVATION.

Mr.
of
a registered producer of tobacco is hereby authorized to cultivate tobacco on.....
donums of land described hereunder :—

Locality	Boundaries	Type of Tobacco

Issued for and on behalf of the Tobacco Board by.....
Date..... 19.....

Signature of Issuing Officer.

FOURTH SCHEDULE.

(Paragraph 27).

Provisions for Controlling Production.

1. Whenever the Board consider it necessary or advisable in the interests of the registered producers, and of the industry, to control the amount of tobacco to be produced in any year the following provisions shall become effective,

2. The Board shall allot to every registered producer a basic quota which shall be equal to the average annual quantity of leaf-tobacco produced by the registered producer during the five years immediately preceding the coming into force of the provisions of this Schedule or the period during which the registered producer has produced leaf-tobacco, whichever is the shorter :

Provided that the basic quota to be allotted to any registered producer shall not be less than fifty okes.

3. In order to control the production of leaf-tobacco in any year the Board shall allot to each registered producer on or before the first day of March in that year a quota of leaf-tobacco for that year and such quota shall be calculated in accordance with the provisions of the next succeeding paragraph by reference to—

(a) the estimated total demand for leaf-tobacco of that year ;

(b) the amount of the basic quota,

and the amount of the quota so allotted shall be stated on the certificate issued under the provisions of paragraph 26 of this Scheme.

4. The total market demand for leaf-tobacco shall be estimated by the Board and the quota of a registered producer for that year shall be such quantity as bears to the total market demand for leaf-tobacco of that year the like proportion as his basic quota for that year bears to the total basic quotas of all the registered producers :

Provided that any two registered producers may, before the first day of September in that year, jointly request the Board in writing that the quota of the one for leaf-tobacco for that year shall be increased, and that of the other diminished, by an amount specified in the request, and the Board shall cause the quotas of those registered producers for leaf-tobacco of that year to be increased and diminished accordingly.

5. If the quantity of leaf-tobacco of that year accepted by the Board from a registered producer does not exceed his quota for leaf-tobacco of that year as ascertained as aforesaid all the leaf-tobacco accepted from him shall be treated as quota leaf-tobacco.

If the quantity of leaf-tobacco of that year accepted by the Board from a registered producer exceeds his quota for leaf-tobacco of that year then, of the leaf-tobacco so accepted, a quantity equal to the amount of his quota shall be treated as quota leaf-tobacco and the remainder as non-quota leaf-tobacco and in selecting the leaf-tobacco which shall be treated as quota leaf-tobacco that having the greatest value shall be selected :

Provided that no advance shall be granted under the provisions of paragraph 30 of the Scheme on non-quota leaf-tobacco.

6. If the sum realized by the Board from the sale of leaf-tobacco of any year is insufficient to provide for each registered producer an amount equal to the value of all the leaf-tobacco of that year delivered by him the provisions of paragraph 32 of this Scheme shall, in relation to leaf-tobacco of that year, have effect subject to the following modifications :—

(a) the amount realized by the Board from the sale of leaf-tobacco of that year, after deduction of any selling commission paid by the Board in respect thereof and after deduction of expenses or contributions provided for in that paragraph, shall, instead of being distributed in proportion to the values of all the leaf-tobacco of that year respectively supplied by registered producers, be distributed in proportion to the values of the quota leaf-tobacco of that year respectively supplied by them, until there has been paid or credited to each registered producer who has supplied leaf-tobacco of that year, an amount equal to the value of the quota leaf-tobacco of that year supplied by him ;

- (b) when there has been paid or credited to each such registered producer such an amount as aforesaid, the remainder of the amount realized by the Board shall be distributed among the registered producers who have supplied non-quota leaf-tobacco of that year, in proportion to the values of the non-quota leaf-tobacco of that year respectively supplied by them;
- (c) the deduction to be made under the proviso to the said paragraph from the amount payable to any registered producer in respect of non-quota leaf-tobacco shall not exceed the sum payable to him in respect of that leaf-tobacco.