

CYPRUS

AGRICULTURAL FERTILIZERS

CHAPTER 26 OF THE LAWS

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1959

CHAPTER 26.

AGRICULTURAL FERTILIZERS LAW.

ARRANGEMENT OF SECTIONS.

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TO PROVIDE FOR THE PROTECTION OF AGRICULTURAL
FERTILIZERS AGAINST ADULTERATION.

1949 Cap. 37.
1 of 54.
3 of 56.

[29th April, 1922.]

Short title.

1. This Law may be cited as the Agricultural Fertilizers Law.

Interpretation.

2. In this Law—

“analyst” means the Government Analyst or any person appointed by the Governor to act as analyst under the Director of Commerce and Industry for the purposes of this Law;

“fertilizer” means any substance which has been subjected to any artificial process and which is imported into or produced in Cyprus for use as a fertilizer of the soil whether mixed with any other substance or not;

“sack” means a sack or other receptacle, capable of being sealed, used for containing any fertilizer;

“sampler” means any person appointed by the Governor to act as sampler for the purposes of this Law.

Sale of fertilizer.

3. No person shall sell or expose for sale any fertilizer save in sacks clearly and legibly bearing upon them such marks and sealed with such seal and in such manner as the Governor in Council may by Regulation prescribe:

Provided that the Director of Commerce and Industry

may in his discretion, by writing under his hand and subject to such conditions as he may prescribe, permit the sale of any fertilizer, whether by wholesale or retail, notwithstanding that the fertilizer is not contained in sacks and is not sealed as aforesaid.

of 11/54.
a) of 3/56.

4. The analyst or a sampler may take a sample from any fertilizer for analysis. The analyst or sampler may seal up or otherwise secure the whole or a part of the fertilizer from which the sample is taken pending the completion of the analysis of the sample, and the owner or person in possession of such fertilizer shall retain the same so sealed up or otherwise secured by the analyst or sampler and shall not tamper with the fertilizer or any seal thereon:

Analysis.

Provided that the analysis shall be completed within twenty days from the taking of the sample; and if the analysis be not completed within twenty days as aforesaid, the owner or person in possession may sell or otherwise dispose of the fertilizer from which the sample was taken.

5. Any person tampering with any sack containing fertilizer or with any mark placed upon any sack or with any seal with which a sack is sealed or in any way mixing or altering any fertilizer in any sack shall be liable to imprisonment for the period of six months or to a fine of one hundred pounds or both such punishments, and any sacks or fertilizer contained therein in respect to which the offence shall be committed shall be liable to be confiscated.

Penalty for tampering with sack or contents.

6. Any purchaser of any fertilizer shall be entitled, on the payment of the prescribed fee, to have it analysed by the analyst and to receive from him a certificate of the result of his analysis.

Purchaser may obtain analysis by analyst.

7. The analyst's certificate of analysis shall be in the form set forth in the Schedule hereto or to the like effect.

Form of certificate of analysis.
Schedule.

8. At the hearing of any charge of an offence under this Law or any Regulations made thereunder the production of the certificate of the analyst shall be sufficient evidence of the facts therein stated, unless the person charged shall require that the analyst shall be called as a witness.

Analyst's certificate to be *prima facie* evidence.

9. Any person committing a breach of or failing to comply with the provisions of this Law or of any Regulations made thereunder for which no penalty is prescribed or obstructing

Penalty for breach of Law.

any official carrying into effect this Law or any Regulations made thereunder shall be liable to a fine not exceeding one hundred pounds and any sacks or fertilizer in respect of which the offence shall be committed shall be liable to be confiscated.

Reward to informers.

10. Upon the conviction of any person on any charge for an offence under this Law or any Regulations made thereunder the Court before whom the charge has been heard may make any order that the Court may think fit awarding the whole or any portion of any fine to be paid to the person on whose information the charge has been laid.

Regulations.

11. The Governor in Council may by Regulations prescribe—

- (a) the kind of sacks in which fertilizers may be sold;
- (b) the marks to be placed upon the sacks containing fertilizers;
- (c) the seals to be used in sealing the sacks containing fertilizers;
- (d) the manner and times at which fertilizers, which are not imported in sacks, may be placed in sacks;
- (e) the persons authorized to supervise or perform any operation prescribed by this Law or any Regulations thereunder; and
- (f) the fees to be paid in respect of any matter or thing prescribed by this Law or any Regulations made thereunder.

SCHEDULE.

(Schedule 7.)

FORM OF CERTIFICATE.

To _____, the undersigned, _____ do hereby certify that I received on the _____ day of _____ 19____, from _____ a sample labelled _____ for analysis and I have analysed the same, and declare the result of my analysis to be as follows:—

I am of opinion that the same is a sample of genuine

or

I am of opinion that the said sample contained the part as under, or the percentages of foreign ingredients as under:—

Observations.

As witness my hand this _____ day of _____ at _____.