

ORDINANCES SUPPLEMENT

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The Local Governments (Kibaale District)
Ordinance 7 *(Maize Quality) Ordinance* **2019**

THE LOCAL GOVERNMENTS (KIBAALÉ DISTRICT) (MAIZE
QUALITY CONTROL) ORDINANCE, 2019.

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The Local Governments (Kibaale District) (Maize Quality Control) Ordinance, 2019.

(Made under sections 38, 40 and 41 of the Local Governments Act, Cap. 243)

An ordinance to regulate the planting, harvesting, post-harvest handling of maize and registration of large scale maize dealers and maize milling premises in Kibaale district.

BE IT ORDAINED by the Council of the District of Kibaale as follows:

PART I—PRELIMINARY

1. Title.

This Ordinance may be cited as the Local Governments (Kibaale District) (Maize Quality Control) Ordinance, 2019.

2. Interpretation

In this Ordinance, unless the context otherwise requires—

“adulterated maize” means maize that has been mixed up with foreign materials such as sand, chaff or agricultural chemicals such as catalysts for drying;

“Council” means Kibaale District Council;

“currency point” is equivalent to twenty thousand shillings;

“district” means Kibaale District;

“agricultural extension officer” includes an agricultural officer;

“farmer” means a person who grows maize whether on small or large scale;

“large scale maize dealer” means a person who buys or sells more than five tons of maize on a commercial basis.

3. Application.

This Ordinance applies to the whole of Kibaale District.

4. Objective.

The objective of this Ordinance is to—

- (a) improve maize farming practices;
- (b) regulate harvest and post-harvest handling of maize by farmers; and
- (c) provide for registration of large scale maize dealers and maize milling premises in the district.

PART II—MAIZE FARMING PRACTICES

5. Maize planting.

(1) A farmer shall, before the start of the rains plough or dig the field, where he or she intends to plant maize to ensure that it is clean and weed free.

(2) A farmer shall preferably plant maize at the start of a rainy season, except where the person is able to irrigate the maize.

(3) A farmer shall plant maize in accordance with the recommended spacing on the seed packaging.

(4) Where the seeds have no packaging or the packaging does not indicate the recommended spacing, a farmer shall use the space of 80cm by 25cm between maize plants.

6. Thinning maize plants

A farmer shall thin maize plants by leaving a maximum of two maize plants per hole, during weeding.

7. Weeding of maize plants.

(1) A farmer shall weed the maize plants on time in order to control weeds, and he or she may repeat the weeding where the weeds re-grow.

(2) Notwithstanding subsection (1) of this section, a farmer may, with the guidance of an agricultural extension worker, use a herbicide to control weeds in a maize field.

(3) Where herbicides are used, under subsection (2) of this section, the farmer shall ensure that the person applying the herbicide wears protective gear.

8. Fertilizers.

(1) A farmer may during the planting or weeding of maize plants, use fertilizers or manure.

(2) The Council shall, with the guidance of the district agricultural officer, issue guidelines on the use of fertilizers in the district.

9. Pests and diseases.

(1) A farmer who suspects that his or her maize has been affected by pests or disease, shall as soon as practicable, but in not more than seven days inform an agricultural extension worker about the pests or disease.

(2) On receiving information about the suspected pest or disease, the agricultural extension worker shall, examine the maize suspected to be affected and depending on the findings, make recommendations for control or prevention to the farmer.

(3) A farmer may, with the guidance of an agricultural extension officer, use agro-chemicals to control pests or diseases affecting maize.

(4) The Council shall with the guidance of the district agricultural officer, issue guidelines setting out the recommended agro-chemicals for the control or prevention of pests or diseases affecting maize in the district.

(5) A person who contravenes subsection (1), (2) or (3) of this section commits an offence and shall, on conviction, be liable to a fine not exceeding two currency points or a term of imprisonment not exceeding six months or both.

(6) Where an outbreak of pests or disease is confirmed under subsection (2), the Council shall ensure that farmers are immediately informed of the outbreak and control measures that the farmers may apply.

10. Maize harvesting.

(1) A farmer shall, except where he or she is harvesting for immediate domestic consumption, leave the maize to dry on the cob or stalk in the garden.

(2) Subject to sub-section (1), a farmer shall dry maize on a tarpaulin, crib, carpet or concrete floor.

(3) Where the maize is dry, the farmer shall store it in a silo, crib, granary or any other storage facility.

11. Drying maize on bare ground.

(1) A person shall not dry maize on bare ground.

(2) A person who contravenes subsection (1) of this section commits an offence and is liable, on conviction, to a fine not exceeding one currency point or community service for a period not exceeding three months or both.

12. Use of agricultural chemicals to dry agricultural produce.

(1) A person shall not use agricultural chemicals to dry or speed up the drying of agricultural produce.

(2) A person who contravenes subsection (1) of this section commits an offence and is liable, on conviction, to a fine not exceeding one currency point or a term of imprisonment not exceeding three months or both.

PART III—REGULATION OF MAIZE BUSINESS

13. Registration of maize milling premises.

(1) A person who intends to operate a maize milling machine shall apply to the Council for registration of the maize milling premises.

(2) A person who contravenes the provision of subsection (1) of this section commits an offence and is liable, on conviction, to a fine not exceeding two currency points or a term of imprisonment not exceeding six months or both.

14. Application for registration of milling premises.

(1) A person who wishes to register premises to be used for maize milling shall make a written application to the Council for registration of the premises, accompanied by the fees prescribed in Schedule 2.

(2) An application for registration of maize milling premise shall contain the name and address of the applicant, physical location of the premise and whether the premise is owned by the applicant or is rented.

(3) Upon receipt of an application, the Council shall inspect the premises to determine that the premises are suitable for maize milling.

15. Grant, validity and renewal of a certificate of registration of maize milling premises.

(1) Where the Council is satisfied that the premises inspected are suitable for milling, it shall issue a certificate of registration of maize milling premises to the applicant.

(2) A certificate of registration of milling premises shall be as prescribed in Form 1 specified in Schedule 1.

(3) A certificate of registration of maize milling premises shall be valid for a period of two years from the date of issue and may be renewed.

(4) A person who registered a maize milling premise shall, at least three months before the expiry of the registration, apply for renewal of registration using the initial application procedure.

(5) Where the Council refuses to grant or renew the registration of maize milling premises, the Council shall state the reasons for the refusal in writing and notify the applicant within 10 working days of making the decision.

16. Suitability of milling premises.

(1) The Council shall inspect the premises to determine that the premises are suitable for maize milling before issuing a certificate of registration of maize milling premises.

(2) The premises to be used for maize milling shall—

- (a) be in a permanent building;
- (b) have sufficient space to carry out maize milling;
- (c) be free of rodents and dry at all times;
- (d) have a well-lit, ventilated and appropriate air-control facilities; and

(e) have insulated electric fittings.

(3) A person registered as the owner of the maize milling premises shall ensure that workers in the maize mill shall at all times while on duty wear the necessary protective gear.

17. Registration of large scale maize dealers.

(1) A person shall not carry out maize business on a large scale in the district unless he or she has been registered with the Council as a large scale maize dealer.

(2) A large scale maize dealer shall make a written application for registration as a large scale maize dealer to the Council upon payment of the fee prescribed in Schedule 2.

(3) A certificate of registration as a large scale maize dealer shall be specified in Form 2, Schedule 1.

(4) A large scale maize dealer shall display his or her registration certificate in a conspicuous place in his or her business premises.

(5) A person who contravenes subsection (1) of this section commits an offence and is liable, on conviction, to a fine not exceeding two currency points or a term of imprisonment not exceeding six months or both.

18. Roles of an agricultural extension officer.

An agricultural extension officer shall—

(1) advise farmers on the recommended pesticides and fertilizers for use in maize fields;

(2) where an outbreak of pests or disease, inform the council of the occurrence;

(3) make recommendations to the Council on measures that may be taken to prevent or control maize pests or disease;

(4) sensitize farmers and maize dealers on the provisions of this Ordinance; and

(5) sensitize farmers, and maize dealers on the guidelines issued under this Ordinance.

PART IV—OFFENCES AND PENALTIES.

19. General penalty.

(1) A person who contravenes any provision of this Ordinance for which no specific penalty is provided commits an offence and shall, on conviction, be liable to a fine not exceeding two currency points or imprisonment for six months or both.

(2) A court which convicts a person under subsection (1) may, in addition to the penalty imposed, revoke the registration certificate of the premises of the person convicted or the large scale maize dealer.

20. Adulteration of maize.

A person who directly or indirectly adulterates maize commits an offence and is liable, on conviction to a fine not exceeding two currency points or a term of imprisonment not exceeding six months or both.

21. Possession or sale of adulterated maize.

(1) A person who sells or is found in possession of adulterated maize commits an offence and is liable, on conviction, to a fine not exceeding two currency points or a term of imprisonment not exceeding six months or both.

(2) The Court may, in addition to the penalty specified in subsection (1) of this section, order for—

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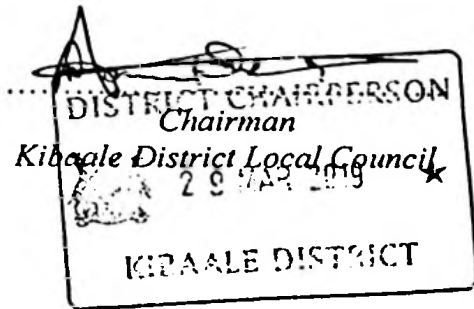
- (a) the closure of the premises in which the maize was sold or stored; or
- (b) the forfeiture or destruction of the adulterated maize at the expense of the convicted person.

22. Obstruction of a person implementing this Ordinance.

A person who hinders or obstructs a person discharging the functions under this Ordinance commits an offence and is liable, on conviction, to a fine of two currency points or imprisonment not exceeding three months or both.

2. The holder of certificate shall comply with the provisions of the Local Governments (Kibaale District) (Maize Quality Control) Ordinance, 2019.

3. This certificate is not transferable



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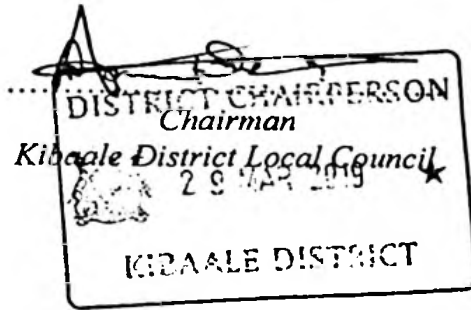
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3. The certificate of registration shall come into force immediately and be valid up to _____ unless previously cancelled or suspended.

4. This certificate is not transferable

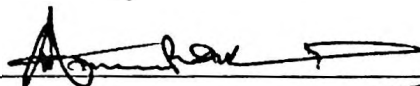


SCHEDULE 2

FEEES

No.	Item	Fee (UGX)
1.	Application for registration of maize milling premises	50,000/=
2.	Application for registration as a large scale maize dealer	50,000/=

Passed by Kiba:



I HEREBY sign

