
First Session First Parliament Republic of Trinidad
and Tobago



REPUBLIC OF TRINIDAD AND TOBAGO

Act No. 33 of 1977

[L.S.]

AN ACT to amend the Production of Cane Ordinance,
Ch. 23. No. 12

[Assented to 22nd July, 1977]

ENACTED by the Parliament of Trinidad and Tobago as **Enactment**
follows—

1. This Act may be cited as **the Production of Cane Short title**
(Amendment) Act, 1977.

Production
of Cane
Ordinance
amended.

Ch. 23. No. 12

2. The Production of Cane Ordinance (hereinafter referred to as "the ordinance") is amended in section 2—

(a) by repealing the definition of "manufacturer" occurring in section 2(1) as renumbered and replacing it as follows:—

" "miller" means subject to subsection (2) a person who processes cane into sugar in his factory in Trinidad and Tobago and who purchases cane from a farmer for such purpose but does not include a person who processes cane only into wet molasses sugar;"

(b) by inserting in its appropriate alphabetical order the following definitions—

" "crop-season" means the period between the 1st day of December in any year and the 31st day of July in the succeeding year;

"Minister" means the member of the Cabinet to whom responsibility for the subject of Agriculture is assigned;"

(c) by repealing subsection (2) and replacing it as follows—

" (2) Where a factory owned by any person has ground cane for at least twenty-one days during the crop season and cane is processed into sugar on behalf of that person in the factory of another miller in Trinidad and Tobago, the cane shall be deemed to have been processed into sugar in the factory of that person."

3. Section 9 of the Ordinance is amended—

- (a) by repealing and replacing subsection (1) as follows—

Section 9 of the Ordinance repealed and replaced

“Minister to fix rates of interim payments

9. (1) The Minister shall, as soon as may be practicable in each year—

- (a) fix the minimum rate of interim payments to be made by millers against the price of farmers' cane purchased during the year; and

- (b) determine in accordance with the rules set out in the Third Schedule, the price to be paid by millers for farmers' canes purchased during the year.”;

Third Schedule

- (b) by adding immediately after subsection (7) the following subsection—

“ (8) The minimum rate of interim payments and the price determined under subparagraphs (i) and (ii) respectively of subsection (1) shall be published in the *Gazette*.”;

- (c) by substituting the words “under subsections (1) and (8) respectively” for the words “under subsection (1)” occurring in line two of paragraphs (a) and (b) of subsection (2).

4. The Ordinance is amended by repealing the Third Schedule and replacing it as follows:—

The Ordinance is amended by repealing and replacing Third Schedule

“THIRD SCHEDULE

Rules for Determining the Price of Farmers' Canes

1. In this Schedule—

“administered cost of the industry” means one-half the cost of the Cane Farming Department together with the full cost incurred in operating scales and derricks;

“by-products” means molasses and bagasse;

THIRD SCHEDULE—Continued

“post-processing expenses” means the cost of handling, storage, transportation and sale of sugar and its by-products;

“stripped value” means the gross revenue derived from sugar and its by-products and includes polarisation premiums less the administered cost of the industry and all post-processing expenses divided by the tonnage of sugar;

“sugar” means commercial sugar of 96° polarisation.

2. The price of cane which has been delivered at the factory gate shall be determined in accordance with the following formula—

$$P = \frac{SV}{tc/ts} - 1.02 - \frac{C}{2}$$

3. The price of cane which has been delivered at an outside purchasing point shall be determined in accordance with the following formula—

$$P = \frac{SV}{tc/ts} - A - \frac{C}{2} + J, \text{ where}$$

$$J = 1.02 \times \frac{F}{T}$$

4. In rules 2 and 3—

A=the average cost price per ton of transporting farmers' cane from an outside purchasing point to the factory gate;

C=the cost per ton cane of the Cane Farming Department;

F=the tonnage of farmers' cane which has been delivered to the factory gate;

J=the transport cost adjustment of contribution to transport costs in dollars;

P=the price in dollars per ton of cane;

SV=the proportionate share of stripped value allocable to a farmer; that is to say 72.75 per cent of stripped value;

T=the tonnage of farmers' canes which has been delivered at an outside purchasing point;

tc/ts=the number of tons of cane required to make one ton of sugar.”.

5. The ordinance is amended by substituting the word "miller" for the word "manufacturer" wherever it occurs in the ordinance.

6. This Act shall be deemed to have come into operation on the 1st day of January, 1972. Commencement

Passed in the House of Representatives this 10th day of June, 1977.

R. L. GRIFFITH
Acting Clerk of the House

Passed in the Senate this 28th day of June, 1977.

E. WILLIAMS
Acting Clerk of the Senate