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THE NAROK COUNTY POTATO (PACKAGING AND MARKETING) BILL, 2014

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FIRST SCHEDULE – BUSINESS AND AFFAIRS OF THE CORPORATION
THE NAROK COUNTY POTATO (PACKAGING AND MARKETING) BILL, 2014

A Bill for

AN ACT of Narok County Assembly to provide for the packaging, marketing, sale and disposal of potatoes generally and for connected purposes

ENACTED by Narok County Assembly, as follows -

PART I – PRELIMINARY

1. This Act may be cited as the Narok County Potato (Packaging and Marketing) Act, 2014.

2. In this Act, unless the context otherwise requires -
   “Corporation” means the Narok County Potato Marketing Corporation established under section 10;
   “County” means the County Government of Narok;
   “County Assembly” means the County Assembly of Narok County;
   “County Emergency Fund” means the fund established under the Narok County Emergency Fund Act, 2014;
   “County Executive Committee Member” means the County Executive Member for the time being responsible for matters relating to Agriculture;
   “Grower” means a person by whom or on whose behalf potatoes are actually grown or produced for sale;
   “Inspector” means an inspector appointed by the Executive Committee Member;
   “Marketing pool” means the marketing pool established under section 19 allocated along constituency lines within the county;
   “Packaging” includes any container, bag or other receptacle;
   “potato product” includes peeled potatoes, potato crisps, chips, meal or flakes, or canned potatoes or any other product that is wholly or partly derived from potatoes;
“potato” means the plant botanically known as *Solanum tuberosum*, and includes its shoots, tubers, stem cuttings, tuberlets, plant-lets, eye-buds, seed potatoes, ware potatoes, leaves and any other part of the plant, whether raw or processed;

“produce” means potatoes;

“public notice” means a notice published in the *County Gazette* and in one newspaper circulating in the County;

“seed potato” means potatoes traded for propagation use;

“sell” includes barter and exchange and sale has a corresponding meaning; and

“ware potato” means potatoes traded purely for consumption use.

**Object of the Act**

3. The object of this Act is to -

(a) promote the establishment of potato marketing pools in viable areas to serve as buying stations of potato seed and produce, packaging houses, pick-up points and meeting places of farmers and growers cooperatives;

(b) promote best practices in, and regulate the production, processing, marketing, grading, storage, collection, transportation and warehousing of potato seed and produce.

**PART II – PROVISIONS RELATING TO POTATO PACKAGING**

4. (1) To ensure that only quality potatoes reach the market, producers shall conform to the following practices -

(a) harvest mature tubers only and sort out carefully to avoid damage;

(b) remove foreign matter such as loose soil and soil clods from the harvested produce;

(c) remove substandard tubers such as those diseased, affected by greening, damaged by potato tuber moth (PTM) or damaged during harvest or in storage;
(d) wash, brush and peel if destined for the pre-peeled potato
market.

(3) Potatoes shall not be removed from any area unless they are
packaged in clean and intact sisal or jute bags and well sewn on top
with netting material and the bags shall bear clear marks, in letters
at least two inches in size, indicating the name, address and
location of the grower, potato variety, date harvested and sell or use
by date.

(4) The standard weight for seed potatoes of a specified variety
shall be 50 Kg.

(5) The standard weight for ware potatoes of a specified
variety shall be 90 Kg.

5. A person shall not offer any potato produce for sale to the
public by use of an extended bag or package in any County market.

6. An officer in charge of a market within the county shall not
allow entry into such market any produce for sale to the public in
an extended package or bag.

7. The standard weight package of produce which shall be
allowed entry into the county or any other urban market therein for
the purposes of sale to the public shall not weigh more than the
weight specified section 4 (4) and (5) above.

8. Any person who contravenes the provisions under this Part
commits an offence and is liable to a fine not exceeding ten
thousand shillings or to imprisonment for a term not exceeding six
months or to both.

9. (1) The Court convicting any person under section 8 above
may, in addition to or lieu of imposing any other punishment
authorized by law, order that the produce in respect of which the
breach was committed, be forfeited.

(2) Where produce is forfeited under subsection (1), it shall
be sold or otherwise dealt with as the Court may direct.

(3) Where any produce is ordered to be sold, the court may
direct that the proceeds of sale be paid into the County Emergency
Establishment of corporation

PART III – ESTABLISHMENT OF THE NAROK COUNTY POTATO MARKETING CORPORATION AND PROVISIONS RELATING TO POTATO MARKETING

10. (1) There is established a Corporation to be known as the Narok County Potato Marketing Corporation.

(2) The Corporation shall be a body corporate with perpetual succession and a common seal and shall in its corporate name, be capable of -

(a) suing and being sued;
(b) taking, purchasing or otherwise acquiring, holding, charging or disposing of movable and immovable property;
(c) borrowing or lending money;
(d) entering into contracts; and
(e) performing such other things or acts necessary for the proper performance of its functions under this Act and which may lawfully be done or performed by a body corporate.

(3) The Corporation shall consist of six members appointed by the Executive Committee Member, two of whom shall be persons elected by the commercial producers under paragraph 1(1) of the First Schedule.

(4) Other than the persons elected under the First Schedule, of the members of the Corporation -

(a) one shall be appointed as chairperson of the Corporation, being a person who in the opinion of the Executive Committee Member has relevant commercial expertise; and
(b) shall be persons who have, in the opinion of the Executive Committee Member, relevant commercial expertise in finance, in marketing, or in the food industry.

(c) the business and affairs of the Corporation shall be
conducted in accordance with the First Schedule.

11. The functions of the Corporation are to -

(a) regulate the production of ware potatoes so as to ensure the supply of the quantities, kinds and qualities preferred by consumers in the County;
(b) take delivery of, and otherwise deal with, potatoes in accordance with this Act and market potatoes in the County and elsewhere;
(c) register persons who are to be authorised to carry on business as a commercial producer of potatoes, and license the areas of land to be used in any such business;
(d) encourage and promote the use of potatoes and provide for the monitoring and, if thought fit, regulation of the production of potatoes for propagation or for any other prescribed kind of use; and
(e) foster methods of production and adopt methods of marketing that will enable potatoes grown in the County to compete in price and quality against potatoes from alternative sources of supply;
(f) promote, encourage, fund and arrange for the conduct of research into matters relating to the production and marketing of potatoes, and undertake market development; and
(g) seek and apply knowledge of new and improved techniques and materials that will assist it to perform its functions.

12. (1) The Corporation may for the purposes of carrying out the duties and functions imposed on it by the other provisions of this Act -

(a) enter into a partnership or an arrangement for the sharing of expenditure, profits and losses;
(b) subscribe for, invest in or otherwise acquire, and dispose of, shares in, or debentures or other securities of, a corporation;
(c) borrow money and mortgage or charge any of its property as security for the repayment of any money borrowed;

(d) fix a minimum price at which potatoes from a domestic marketing pool may be sold to wholesalers by the Corporation;

(e) establish or maintain premises for receiving, handling, grading, treatment, storage or sale of potatoes;

(f) receive, handle, wash, brush, package, grade, treat, process, store, purchase or sell potatoes, or contract or arrange for any such matter;

(g) purchase, hire, construct, erect and maintain any premises, machinery, plant and equipment required for the performance of its functions;

(h) may with respect to the marketing or production of any potatoes enter into arrangements with anybody, association or corporation in the Commonwealth which has among its principal objects the management, control or regulation of the marketing or production of the potatoes, and may through any member or delegate of the Corporation participate in the membership or management of any such body, association or corporation;

(i) undertake transport and carrying services;

(j) exercise the functions usually exercised by shipping agents;

(k) at its discretion -

(i) grant, or refuse, the registration of persons as authorised to carry on business as a commercial producer of potatoes, whatever the purpose for which those potatoes are to be grown; and

(ii) license, or refuse to license, the areas of land sought to be used in any such business; and

(iii) regulate domestic market entitlements, and marketing pools;

(l) administer the granting, issue, duration, refusal, transfer, suspension and cancellation of licences and registration
under this Act;

(m) impose conditions upon licences granted, including restrictions limiting or defining the area or areas within which potatoes may be sown or produced for sale or the quantity of potatoes that may be produced for sale, and may from time to time add to, vary or revoke such conditions or any of them;

(n) prohibit the production of potatoes for sale to consumers in the County except in accordance with the conditions determined by the Corporation;

(o) require any grower who may cease to grow potatoes for sale, or who may intend to grow less than any relevant market entitlement granted to that grower contemplates, to give to the Corporation written notice and particulars of the circumstances within a reasonable time;

(p) do all other acts, matters and things which it is required by this Act to do, or which may be necessary or convenient to be done by the Corporation for giving effect to this Act.

(2) Subject to the approval of the Executive Committee Member, the Corporation may delegate the exercise of any of its powers, or the performance of any duty conferred or imposed on it, to any other person.

(3) The Corporation may from time to time appoint any person -

(a) on such terms and conditions as are; and

(b) to the extent and in the area that is, agreed between the Corporation and that person, to act as the agent of the Corporation and that person may be thereby authorised to take deliveries from growers, to act as a grading and packing merchant, to sell or distribute potatoes, or to perform any other specified function on behalf of the Corporation.

(4) The appointment of a person under subsection (3) as an agent of the Corporation may from time to time be amended, or revoked by the Corporation.
13. (1) The Executive Member may give directions in writing to the Corporation concerning the performance of its functions, either generally or with respect to a particular matter, and the Corporation shall, subject to this Act, give effect to any such direction.

14. (1) The Corporation may establish consultative groups of persons for the purpose of considering, and advising the Corporation on, any matter relating to the performance of the functions of the Corporation that is referred to them by the Corporation, and may appoint in writing the members of such groups.

(2) The Executive Member may determine the terms and conditions of appointment, including remuneration and allowances, of a member of a consultative group.

15. (1) A person shall not sell or deliver ware potatoes, otherwise than the Corporation or an agent authorised to act on behalf of the Corporation.

(2) A person, other than the Corporation or an agent authorised to act on behalf of the Corporation, shall not purchase or take delivery of ware potatoes -

(a) from a grower of those potatoes; or

(b) from a person other than such a grower, unless those potatoes are sold or delivered in accordance with the provisions of Act.

16. (1) The Corporation shall not refuse to accept delivery from any grower of any ware potatoes provided that -

(a) they are of the prescribed quality and, if the case so requires, are in any container which conforms to the prescribed standards;

(b) when so prescribed, they are potatoes for which a certificate of merchantable quality from such officer of the County Department of Agriculture or other person as is approved (whether generally or in any particular case) in that behalf by the Executive Committee Member has been obtained and
tendered with the potatoes; and
(c) they are delivered to the Corporation at the place or places,
at the times, during the periods, in the quantity or quantities,
and of the quality or standards, that the Corporation has, in
the area where such potatoes are produced, by public notice
or by notice to the grower or growers concerned, stipulated,
if any such notice was given.

(2) When any potatoes are refused by the Corporation on the
ground that they are below the prescribed quality, the Corporation
shall issue to the grower thereof a certificate of such refusal in the
prescribed form.

(3) The Corporation may accept delivery from any grower of
potatoes -
(a) for use by potato product manufacturers; or
(b) for export,
but shall not be under any duty to do so.

(4) Acceptance by the Corporation of the delivery of any
potatoes does not constitute any representation, express or implied,
that the acceptance will require the Corporation to pay any amount,
or at all, for those potatoes except such as is required under this
Act.

17. (1) All potatoes delivered to the Corporation by growers
and accepted by the Corporation shall thereupon be vested in and
become the absolute property of the Corporation freed and
discharged from all mortgages, charges, liens, pledges, interests,
trusts, contracts and encumbrances affecting those potatoes and the
rights and interests of every person to or in the potatoes shall
thereupon be converted into a claim for compensation therefor in
accordance with the provisions of this Act, unless a contract
between the grower and the Corporation otherwise provides.

(2) Potatoes shall be taken to have been accepted by the
Corporation when -
(a) delivery has been made to or on behalf of the Corporation in
accordance with a sales docket, delivery note or relevant
consignment advice as may be required by the regulations and which contains the prescribed information; and
(b) a price has been determined, by or on behalf of the Corporation following the grading of the potatoes.

(3) For the purpose of accepting delivery of potatoes on behalf of the Corporation, the Corporation may appoint persons as agents for the time being, and whilst the appointment subsists delivery of potatoes to such an agent shall be taken to be delivery to the Corporation.

18. (1) The Corporation shall establish a marketing system for ware potatoes, comprising marketing pools, and entitlement to participate in which may be allocated by reference to the tonnage deliverable according to its terms, as may be determined by the Corporation in respect to the relevant pool period.

(2) The Corporation shall, prior to the commencement of each pool period, submit to the Executive Member a written statement setting out -
(a) an estimate by the Corporation of the quantity, expressed in tonnes required to satisfy the anticipated domestic demand for ware potatoes in that pool period; and
(b) the recommendations of the Corporation as to whether any, and what, additional provision, should be made so as to ensure that, if the anticipated domestic demand is exceeded, the actual requirement of consumers in the County can be met.

(3) The Executive Committee Member shall, after considering that statement, by directions given to the Corporation, establish the quantity of ware potatoes the delivery of which the Corporation is to be required to accept as the domestic marketing pool and the Corporation shall then, by public notice, advertise the pool period, the tonnage to be accepted, and any particular specifications relevant to that pool.

(4) The Corporation may also establish, and by public notice advertise, marketing pools related to potatoes other than ware
The specification of a marketing pool -

(a) shall establish the quantity of potatoes which the Corporation is willing to accept in respect of that pool, if that is not to be unlimited; and

(b) may impose conditions as to -

(i) the quality;
(ii) the size;
(iii) testing for potato cyst nematodes, or other matters relating to disease or pests;
(iv) public health matters;
(v) timing;
(vi) variety;
(vii) the packaging; and
(viii) other matters relating to the potatoes that may be delivered.

20. For each marketing pool the Corporation shall allocate domestic market entitlements specifying the quantity of ware potatoes that the Corporation is required to accept if delivered in accordance the provisions of this Act during the relevant pool period.

21. Subject to this Act, the Corporation shall, out of the proceeds of potatoes disposed of by it under this Act, make payments to the persons by or for whom the potatoes were delivered to the Corporation under this Act, in respect of the potatoes so delivered on the basis of the net proceeds of the sale of potatoes of a comparable quality, standard, variety, or grade, delivered to the Corporation and accepted for the purposes of the same marketing pool and pool period, and the proportion of the

potatoes, for -

(a) export, generally; or
(b) particular export markets; or
(c) other purposes,

and shall specify the specifications relevant to each pool and the relevant pool periods.
potatoes so delivered by those persons during each such period, or on such other basis as the Corporation may determine, but in determining the basis of payment and the amount of such payments the Corporation may have regard to any other circumstances which it considers relevant.

(2) Notwithstanding anything contained in subsection (1), the Corporation may -

(a) make progress payments to each person by or for whom the potatoes were delivered to the Corporation under this Act, in respect of the potatoes from time to time so delivered by that person and accepted for a particular marketing pool and at or about the time of each such delivery or at such other times and on such terms and conditions and in such manner, having regard to expected market returns, as the Corporation may determine;

(b) out of any surplus moneys in the hands of the Corporation in respect of a particular marketing pool for a particular pool period make final payments to each such person on such basis, subject to this Act, as the Corporation may determine.

22. (1) Loading and off-loading of potatoes shall be done with care to avoid tuber injury.

(2) Potatoes shall be transported in a mode that will ensure that no deterioration through moisture loss, rain, physical damage or injury is caused.

(3) A vessel or vehicle to be used for transportation of potatoes shall be cleaned thoroughly before potatoes are loaded.

23. A person who is the driver or who is in charge or apparently in charge of a vehicle on which there are potatoes to a quantity exceeding 90 kg in weight, or estimated by an inspector in a manner which the Court deems reasonable to exceed 90 kg in weight, shall be deemed to have control of the potatoes, but this presumption does not prejudice any other method of proof of possession or control.
24. Evidence that a person had in his possession or control potatoes of a quantity exceeding 90 kg in weight, or estimated by an inspector in a manner which the Court deems reasonable to exceed 90 kg in weight, shall be deemed prima facie evidence that he received the whole of the quantity into his possession or control by one and the same purchase, or, as the case may be, by one and the same acceptance of delivery.

25. (1) The inspector, or any other person authorized in writing by the County Executive Committee Member, may enter upon any land or into any building or vehicle where potatoes are grown, purchased, stored or transported for the purposes of ascertaining that the provisions of this Act are complied with.

(2) Any person who obstructs or refuses entry to an inspector or a person authorized under subsection (1) from carrying out the required inspection commits an offence.

26. An inspector or a person authorized by the County Executive Committee Member may—

(a) stop, search and detain any vehicle which he has reason to believe is being or has been used for conveying potatoes in respect of which an offence is being or has been committed;

(b) convey such vehicle with its contents to the nearest police station;

(c) seize and remove, on issue of a receipt signed by him, any potatoes from any land, building or vehicle where tobacco is grown, purchased, stored or transported if he has reason to believe that an offence is being or has been committed;

(d) require the owner, occupant, user or driver of any such land, building or vehicle to render such explanations and give such information relating to the potatoes found therein as may reasonably be required by such person in the performance of his duties.

PART IV – OFFENCES AND PENALTIES

27. A contravention or failure, to comply with any of the
matters provided in this Act, or any rules and or regulations made hereunder shall constitute an offence.

28. (1) Any person convicted of an offence under this Act, the penalty for which is not otherwise prescribed, shall be liable to imprisonment for a term not exceeding six months, or to a fine not exceeding twenty thousand shillings, or to both such imprisonment and such fine.

(2) Proceedings for offences against this Act shall be heard and determined summarily.

(3) Where a body corporate is convicted of an offence under this Act, the penalty that the court may impose is a fine not exceeding 5 times the maximum amount that, but for this subsection, the court could impose as a pecuniary penalty for that offence.

(4) Where a court convicts a person of an offence against this Act, the court may, in addition to any other penalty imposed under this Act, order the forfeiture to the County Government -

(a) where the commission of the offence involved the sale of any potatoes, of any moneys or cheques that are the proceeds of the sale; and

(b) of any potatoes the subject of the offence; and

(c) of any packaging used in connection with the offence.

PART V - MISCELLANEOUS

29. (1) The Executive Committee Member is entitled -

(a) to have information in the possession of the Corporation; and

(b) where the information is in or on a document, to have, and make and retain copies of, that document.

(2) For the purposes of subsection (1) the Executive Member may -

(a) request the Corporation to furnish information to the Executive Member;

(b) request the Corporation to give the Executive Member
access to information;
(c) for the purposes of paragraph (b), make use of the staff and facilities of the Corporation to obtain the information and furnish it to the Executive Member.

(3) The Corporation shall comply with a request under subsection (2) (c) and make its staff and facilities available to the Executive Member.

30. In any proceedings for an offence against this Act, proof that any packaging had a mark or label (whether inside or outside the packaging) indicating that the packaging -
(a) contained potatoes or a particular variety of potatoes is, in the absence of proof to the contrary, proof that the packaging contained potatoes or that particular variety (as the case may be), or
(b) was packed or consigned by or for a particular person is, in the absence of proof to the contrary, proof that the packaging was packed or consigned by or for (as the case may be) that person.

31. In any proceedings for an offence against this Act, proof that any potatoes were -
(a) sold, purchased or delivered by a person and subsequently sold by or on behalf of the person, is conclusive evidence that the potatoes were sold, purchased or delivered by the person for the purpose of sale; or
(b) in the possession of a person and subsequently sold by or on behalf of the person, is conclusive evidence that the person had the potatoes in possession for the purpose of sale.

32. The County Executive Committee Member may make Regulations for the better carrying out of the provisions of this Act.
FIRST SCHEDULE (s. 10(3), (4))

BUSINESS AND AFFAIRS OF THE CORPORATION

1. Election of Members

   (1) The election of the persons eligible to be appointed as representing commercial producers as elective members of the Corporation shall be held and conducted in such manner and at such times and subject to such conditions as shall be prescribed by regulations.

   (2) The expenses incurred in connection with elections required under subsection (1) shall be paid out of moneys from time to time in the hands of the Corporation for the purposes of this Act.

2. Corporation is not agent etc. of the County Government

   The Corporation shall not, except in relation to any matter in which the Corporation is specially authorised by the Governor to act on behalf of the County Government, be the agent or servant or the representative of the County Government.

3. Remuneration of Members

   (1) The members of the Corporation shall be entitled to be paid such remuneration and expenses as are determined in accordance with the regulations.

   (2) Such remuneration and expenses shall be paid out of the moneys from time to time in the hands of the Corporation for the purposes of this Act.

4. Members term of office

   (1) Except as otherwise provided by this Act, a member of the Corporation shall hold office for such term, not exceeding -

       (a) in the case of the chairman, 5 years; and
       (b) otherwise, 3 years, as is specified in the instrument of appointment, and may from time to time be reappointed.
(2) A member of the Corporation whose term of office expires shall, unless the office becomes vacant under Section 5, continue in office until a successor comes into office.

5. Vacancies in office of member

The office of a member of the Corporation becomes vacant if that member -

(a) dies; or

(b) resigns by written notice given to the Executive Committee Member; or

(c) is an undischarged bankrupt; or

(d) by reason of -

(i) mental or physical incapacity; or

(ii) incompetence; or

(iii) neglect of duty; or

(iv) misbehaviour,

impairing the performance of the duties of the office and proved to the satisfaction of the Executive Committee Member, is removed from office by the Executive Committee member; or is absent without leave of the Corporation from 3 consecutive meetings of the Corporation of which the member had notice, and is declared by resolution of the Corporation thereby to have vacated office.

6. Corporation's acts etc. not invalid due to vacancy or defect in appointment

(1) No act or proceeding of the Corporation shall be invalid or illegal in consequence only of the number of members of the Corporation not being complete at the time of such act or proceeding.

(2) All acts and proceedings of the Corporation shall, notwithstanding the subsequent discovery of any defect in the appointment or qualification of any member thereof, be as valid as if such member had been appointed and qualified.
7. Meetings of Corporation

(1) All powers vested in the Corporation may be exercised by a majority of the members present at any meeting duly held at which a quorum is present, and all questions shall be decided by a majority and by open voting.

(2) The chairman shall preside at every meeting of the Corporation at which he is present. If the chairman is absent from a meeting the other members of the Corporation present shall select one of their number to act as chairman at that meeting.

(3) If the votes of the members of the Corporation present at a meeting and voting on a question are equally divided, the chairman or other person presiding at that meeting shall have and may exercise a casting vote in addition to a deliberative vote.

(4) Three members of the Corporation shall form a quorum.

(5) The Corporation shall keep a record of its proceedings.

(6) Notice of meetings of the Corporation is to be given to the chief executive officer of the Corporation, who shall be entitled to attend any meeting of the Corporation and to participate in the discussion of any matter at the meeting but, unless a person who is a member of the Corporation, is not entitled to a vote.

8. Protection of members and officers from personal liability

(1) A person who is a member, or an officer, of the Corporation shall not be personally liable for any act done or omitted to be done in good faith by that person or by the Corporation in the performance, or purported performance, of any function under this Act.

(2) Subsection (1) does not relieve the Corporation of any liability that, but for subsection (1), it might have for the acts or omissions of a member or of an officer of the Corporation.

9. Meetings of Corporation, time and place of

(1) The first meeting of the Corporation after the passing of this Act shall be convened by the chairman, and thereafter meetings shall be held at the times and places...
determined by the Corporation but the chairman may, on reasonable notice to members of the Corporation, call a meeting at any time.

(2) Subject to this Act, the business of the Corporation shall be conducted in such manner as the Corporation determines.
The Narok County Potato (Packaging and Marketing) Bill, 2014

Assented to by the Governor, Narok County Government

This ................. day of ................................two thousand and fourteen

Signature .................................................................

Stamp:
MEMORANDUM OF OBJECTS AND REASONS

This Bill seeks to provide a legal framework for the regulation of potato packaging and marketing within Narok County.

It establishes the Potato Marketing Corporation of Narok County through which growers within the county can collectively market and sell their produce without exploitation. The Act establishes marketing pools within the County delineated by the three constituencies of Kilgoris, Narok North and Narok South.

The Bill also seeks to limit and specify the packaging standards and weight of potatoes for sale in the County most notably prohibiting the use of extended bags.

The Bill is structured as follows:

Part I comprises the preliminary section of the Bill.

Section 3 sets out the objectives of the Bill primarily the establishment of potato marketing pools.

Part II provides for Potato Packaging standards.

Section 4 establishes the acceptable weight of seed and ware potatoes for sale in the County.

Section 5 prohibits the sale of potatoes in extended bags or packages.

Section 8 and 9 provide for the offences and penalties relating to potato packaging under the Act.

Part III provides for Potato marketing Standards.

Section 10 establishes the Potato Marketing Corporation of Narok County and lays out the composition of its Board.

Sections 11 and 12 provide for the functions and powers of the Corporation and its Board.

Section 13 and 14 provide for means through which the Executive Committee Member and grower’s consultative groups may influence the Corporation’s policy and decision making.
Section 15 through 17 highlights provisions relating to delivery of potatoes to the Corporation by growers.

Section 19 establishes potato marketing pools at constituency level.

Section 22, 23 and 24 prescribes potato transportation standards and vests inspection mandate to county inspectors.

Part IV provides for offences and penalties related to potato packaging marketing.

Part V provides for miscellaneous matters.

Section 27 grants the Executive Committee Member access to the Corporation’s documentation and information.

Section 30 allows the Governor/Executive Committee Member to make regulations.

The First Schedule provides for the business and affairs of the Corporation.

The enactment of this Bill shall occasion additional expenditure of County funds which shall be provided for in the County Assembly estimates.

Dated the ______ day of __________, 2014.

County Executive Committee Member for Agriculture

(Office of the Governor)