



APPLICATION FOR LICENCE TO IMPORT A PESTICIDE

16. (1) An application for the grant or renewal of a licence to import a pesticide shall be addressed to the Board and submitted in duplicate to the Registrar by the applicant.
- (2) The application shall contain the following particulars:
 - (a) the name, place of business and the nature of business of the applicant;
 - (b) the name and address of the manufacturer;
 - (c) the trade name and registration number of the pesticide; and
 - (d) such other particulars as the Board may require.
- (3) An application fee of one hundred and fifty dollars for the grant or renewal of the licence shall be paid to the Comptroller of Accounts or any other Revenue Office and the receipt shall be submitted with the application.




GRANT OF LICENCE TO IMPORT A PESTICIDE

17. (1) The Board may grant a licence to import a pesticide on such conditions as it considers necessary.
 - (2) A licence shall be signed by the Registrar or the Chairman of the Board and shall state -
 - (a) the trade name of the pesticide and the physical form in which it may be imported, stored, sold or used;
 - (b) the registration number of the pesticide;
 - (c) the conditions subject to which the licence is granted; and
 - (d) such other requirements and information as the Board considers necessary.
 - (3) A licence shall, subject to regulation 20, be valid for a period of three years or for such lesser period as the Board may decide, but may be renewed from time to time on such conditions as the Board considers necessary.
 - (4) Where the Board grants a licence the Registrar shall enter particulars of the licence in the Register of Licences.
18. A licence to import a pesticide shall be in such form as the Board may from time to time approve.
 19. Where the Board decides not to grant or renew a licence to import a pesticide, it shall as soon as practicable thereafter, inform the applicant of its decision and the reasons therefor.



VALIDITY OF LICENCE TO IMPORT A PESTICIDE

20. A Licence to import a pesticide shall remain valid notwithstanding a change in any or all of the following -
 - (a) the trade name of the pesticide; and
 - (b) the name and address of the importer or the manufacturer, if the change is notified to the Registrar within one month thereof.



KEEPING OF RECORDS

21. The holder of a licence to import a pesticide shall keep records showing -
 - (a) the quantity of the pesticides he has imported and the registration number of the pesticide;
 - (b) the date of importation of the pesticide;
 - (c) the name and address of the manufacturer of the pesticide; and
 - (d) such other information as the Board may require.



CANCELLATION OF LICENCE TO IMPORT A PESTICIDE

22. (1) Subject to subregulation (2), the Board may cancel a licence to import a pesticide -
 - (a) upon breach of a condition subject to which the licence was granted;
 - (b) where the holder of the licence contravenes any provision of the Act or the Regulations;
 - (c) where the registration of the pesticides has been cancelled;
 - (d) where the Board is satisfied that information which was misleading, false or deceptive or likely to deceive or create an erroneous impression on the Board was submitted in support of the licence and on the basis of which the licence was granted or renewed;
 - (e) upon failure of importer to keep up-to-date import records in accordance with regulation 21;
 - (f) for any other reason where the Board thinks it proper to do so.
- (2) Where the Board cancels a licence, it shall as soon as practicable thereafter notify in writing the person to whom the licence was granted and such notice shall state the reason for the cancellation.



 **APPEALS**

- 23. (1) Any person who is aggrieved by a decision of the Board may at any time within sixty (60) days of the decision, by notice in writing appeal to the Minister against such decision.
- (2) A notice under subregulation (1) shall state the grounds on which the appeal is based and shall be filed with the Registrar.
- (3) Within twenty-one (21) days of the receipt of the notice the Board shall send to the Minister the notice of appeal, the reasons for its decision and any other documents that the Minister may require.

- 24. (1) In reviewing a decision of the Board the Minister may consult with any person he considers competent for the purpose.
- (2) The Board shall regulate the procedure on appeal.

- 25. (1) The Minister may dispose of an appeal either by confirming or reversing the decision of the Board and by giving such directions as may be necessary for giving effect to his decision.
- (2) The decision of the Minister shall be final and shall not be questioned in any court of law, except that, on a point of law, a further appeal may lie therefrom to a Judge in Chambers within twenty-eight (28) days of the decision of the Minister.

- (3) Where the Board refuses to grant approval for the registration of a pesticide or to grant a licence or the Minister confirms such a decision of the Board the appellant is not precluded from making a new application in respect of the same pesticide, except that the Board may refuse to consider any such application within two years of the date of its decision or within two years of the date of confirmation by the Minister if such decision, whichever date is the later.

 **PUBLICATION**

- 26. (1) The Board shall publish from time to time in the Gazette -
 - (a) lists of all pesticides currently registered and the conditions subject to which they are registered;
 - (b) the names and addresses of persons to whom licences have been granted and of persons whose licences have been cancelled; and
 - (c) such other information as it considers necessary.

- (2) The Board may publish for the use of hospitals, medical practitioners, veterinarians and others, any information contained in an application for registration of a pesticide, relating to first aid and medical treatment of poisoning caused by the pesticide, and the Board may provide for the information of inspectors or persons applying for the registration of pesticides or the grant of licences or permits, copies of any guidelines it may have prepared on the conditions to be included in certificates of registration or licences.



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**The Pesticides
(Import
Licensing)
Regulations 1987**



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