GUYANA No. 13 of 2007

REGULATIONS

MADE UNDER
THE PESTICIDES AND TOXIC CHEMICALS CONTROL ACT 2000
(No. 13 of 2000)

ARRANGEMENT OF REGULATIONS

REGULATION

1. Citation.
2. Commencement.
3. Amendment of regulation 95 of Principal Regulations.
4. Insertion of new part VIA relating to importation and exportation of controlled products.
5. Amendment of Sixth Schedule to Principal Regulations.

SCHEDULE 1 – New Form I added to Sixth Schedule of Principal Regulations
SCHEDULE 2 – New Form J added to Sixth Schedule of Principal Regulations
IN EXERCISE OF THE POWERS CONFERRED UPON ME BY SECTION 32 OF
THE PESTICIDES AND TOXIC CHEMICALS CONTROL ACT 2000, I HEREBY
MAKE THE FOLLOWING REGULATIONS:-

Citation
1. These Regulations, which amend the Pesticides and Toxic Chemicals
Control Regulations 2004, may be cited as the Pesticides and Toxic
Chemicals Control (Amendment) Regulations 2006.

Commencement
2. (1) Subject to subclause (2) of this regulation, these regulations
come into force six months after the date of their publication in the Gazette.

   (2) Regulation 4 of these regulations, so far as it relates to
importation of controlled products or import licences, is deemed to have
come into force on 27 November 2004.

Amendment of regulation 95 of Principal Regulations
3. Regulation 95 of the Principal Regulations is amended by inserting in
subclauses (1) and (2), after the word “manufacture” in each case, the word
“export”.

Insertion of new Part VIA relating to importation and exportation of
controlled products
4. The Principal Regulations are amended by inserting, after Part VI, the
following Part:

“PART VIA
IMPORTATION AND EXPORTATION OF PESTICIDES OR
TOXIC CHEMICALS

Form of application for import licence
135A. Any person who wishes to import a
controlled product may apply to the Registrar for an
import licence using Form G of the Sixth Schedule
accompanied by the relevant fee (if any) set out in the
Third Schedule.
135B. An import licence issued by the Board –
(a) must be in Form H of the Sixth Schedule; and
(b) is valid for a single importation of the product specified in the licence; and
(c) expires six months after its date of issue, unless an earlier expiry date is specified on the licence; and
(d) cannot be transferred or renewed.

135C. Any person who wishes to export a controlled product may apply to the Registrar for an export licence using Form I of the Sixth Schedule accompanied by the relevant fee (if any) set out in the Third Schedule.

135D. An export licence issued by the Board –
(a) must be in Form J of the Sixth Schedule; and
(b) is valid for a single exportation of the product specified in the licence; and
(c) expires six months after its date of issue, unless an earlier expiry date is specified on the licence; and
(d) cannot be transferred or renewed.

135E. If the Board decides to refuse an application for an import or export licence, the Board must, as soon as practicable, notify the
applicant in writing of its decision and the reasons for it.

135F. If the Board decides to revoke an import or export licence, the Board must, as soon as practicable, notify the licence holder in writing of its decision and the reasons for it.

135G. (1) The holder of an import or export licence must notify the Registrar in writing of -

(a) Any change in the trade name of a product specified in the licence; and
(b) Any change in the name or address of the holder; and
(c) In relation to an import licence, any change in the identity, name, or address of the supplier or buying agent; and
(d) In relation to an export licence, any change in the identity, name, or address of the importer.

(2) A notification under subsection (1) must be made –

(a) before any further importation or exportation of product under the relevant licence; and
(b) in any case, within one month of the relevant change.

(3) Failure to comply with subclause (2)
5. The Sixth Schedule to the Principal Regulations is amended by adding the following forms:
   
   (a) Form I, which is set out in Schedule 1; and
   
   (b) Form J, which is set out in Schedule 2.

Made this __________day of ___________________________2007.

………………………………………….

Minister of Agriculture
SCHEDULE 1

New Form I added to Sixth Schedule of principal regulations

FORM I

APPLICATION FOR LICENCE TO EXPORT PESTICIDES AND TOXIC CHEMICALS

(To be prepared in Duplicate)

APPLICATION FOR EXPORT LICENCE

PESTICIDES AND TOXIC CHEMICALS

(Under the Pesticides and Toxic Chemicals Act (No. 13 of 2000))

TO THE REGISTRAR, PESTICIDES AND TOXIC CHEMICALS:

We,______________________________________________________________________________________ of
______________________________________________________________________________________ hereby apply for Licence to export the goods specified below
to:

<table>
<thead>
<tr>
<th>Product Name</th>
<th>Active Ingredients &amp; %</th>
<th>Product Type</th>
<th>Registration No.</th>
</tr>
</thead>
<tbody>
<tr>
<td>(a)</td>
<td>________________________</td>
<td>______________</td>
<td>________________</td>
</tr>
<tr>
<td>(b)</td>
<td>________________________</td>
<td>______________</td>
<td>________________</td>
</tr>
<tr>
<td>(c)</td>
<td>________________________</td>
<td>______________</td>
<td>________________</td>
</tr>
<tr>
<td>(d)</td>
<td>________________________</td>
<td>______________</td>
<td>________________</td>
</tr>
<tr>
<td>(e)</td>
<td>________________________</td>
<td>______________</td>
<td>________________</td>
</tr>
</tbody>
</table>

_____________________________________________________________________________________________

(Country of consignment)

Name and Address of Importer:

____________________________________________________________________________________________

___________________ e-mail:_________________ Phone No.:_____________ Fax No.___________.

2. We desire to forward these goods on or about __________________________(Date)

   by __________________________.(State whether by air or ship, or otherwise)

Per __________________________(Name of authorized Individual)

Signature ______________________ Date __________________________
SCHEDULE 2

New Form J added to Sixth Schedule of principal regulations

FORM J
FORM OF EXPORT LICENCE
PESTICIDES AND TOXIC CHEMICALS CONTROL BOARD

Reference: _______________

EXPORT LICENCE
PESTICIDES AND TOXIC CHEMICALS

Permission is hereby granted under the Pesticides and Toxic Chemicals Control Act (No. 13 of 2000) to __________________________________________ to export the following goods specified below:

<table>
<thead>
<tr>
<th>Description of Goods</th>
<th>Quantity</th>
<th>Classification</th>
</tr>
</thead>
<tbody>
<tr>
<td>(a)</td>
<td></td>
<td></td>
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<tr>
<td>(b)</td>
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<td>(d)</td>
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<tr>
<td>(e)</td>
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<td></td>
</tr>
</tbody>
</table>

to ______________________________________________________________________________________
subject to the conditions, restrictions and limitations stated hereunder.

CONDITIONS

1. This licence shall remain in force until the _____ day of ____________ 20____.
2. ...........................................................................................................................................
3. .............................................................................................................................................

_________________________________    __________________
Registrar         Date
PESTICIDES AND TOXIC CHEMICALS

Stamp

Seal