

Orders & Notifications

NOTIFICATION (New Delhi, 1st March, 1986)

S.O. 783* - In exercise of the powers conferred by Section 17 of the Export (Quality Control and Inspection) Act, 1963 (22 of 1963) and in super session of the notifications of the Government of India in the Ministry of Commerce Nos. S.O. 1023, dated the 26th March, 1966 and S.O. 276 dated the 28th January, 1978 excepts as respects things done or omitted to have been done before such super session, the Central Government hereby makes the following rules, namely:-

1. Short title and commencement -

1. These rules may be called the Export of Cashew Kernels (Quality Control and Inspection) Rules, 1986.
2. They shall come into force on the date of their publication in the Official Gazette.

2. Definitions - In these rules, unless the context otherwise requires,

- a. "Act" means the Export (Quality Control and Inspection) Act, 1963 (22 of 1963);
- b. "Council" means the Export Inspection Council established under Section 3 of the Act;
- c. "Agency" means any one of the agencies established under Section 7 of the Act at Bombay, Calcutta, Cochin, Delhi and Madras;
- d. "Cashew Kernels" means all type of Cashew Kernels scorched, unescorted, wholes, pieces, roasted and salted kernels.

3. Quality Control and Inspection - The inspection of Cashew Kernels intended for export shall be carried out with a view to ensure that Cashew Kernels conform to the standard specifications recognised under Section 6 of the Act and specified in the schedule appended to these rules, either,

- a) On the basis of inspection and testing of finished products as per specifications recognised for this purpose by adopting the procedure specified in Annexure-1.

OR

- b) by ensuring that the product has been processed by exercising the controls at different stages of processing by following the levels of controls as specified in Annexure-II.

4. Appeal. -

- a. Any person aggrieved by the refusal of the Agency to accord approval for his unit under sub-paras (4) and (5) of para 2.7 of Annexure-II or to issue a certificate of export worthiness under sub-para (4) of para 5 of Annexure-II or sub-para(5) of para 2 of Annexure-I may within fifteen days of receipt of the communication of such refusal by it, prefer an appeal to the convener of the concerned panel of experts consisting of not less than three, but not more than seven members, appointed for the purpose by the Central Government.
- b. at least two-thirds of the total membership of the Panel of Experts shall consist of trade members:
- c. the quorum of the Panel shall be three:
- d. the appeal shall be disposed of within 15 days of its receipt.