

## CHAPTER 230.

## PALM OIL.

## PALM OIL RULES

*made by the Governor in Council under section 12.*

Citation.

1. These rules may be cited as the Palm Oil Rules.

Interpretation.

2. In these rules—

“right” means an exclusive right to construct and work mills to be operated by mechanical power for expressing or extracting oil from the pericarp of palm fruits.

“area” means the extent of land over which a right as defined in this rule is applied for or granted, as the case may be.

Form of areas.

3. Subject to such exceptions as the Governor may approve every area shall be in the form of a circle.

Form of application.

4. An application for a grant of a right shall be made in writing in the Form A in the schedule hereto. Such application shall set forth the name in full, address, and occupation of the applicant, and if he be not resident in the Colony or Protectorate the name and address of an attorney resident in the Colony or Protectorate duly appointed to represent the applicant in all matters concerning the application and the grant, the period for which such right is applied for, the area, the names of all paramount chiefs known to the applicant or his attorney owning or exercising jurisdiction over any land within such area.

Particulars concerning applicant.

5. The applicant shall supply such further information and particulars as the Governor may require concerning the applicant, and as to his financial position and general *bona fides*.

Survey of area.

6. The Governor may, in any case in which he shall deem it necessary, require before a right is granted in respect of any area, that the same be demarcated or surveyed by such surveyor as he shall approve.

The cost of such demarcation, survey or fixing shall be paid by the applicant, and he shall desposit with the Accountant General such sum as the Governor may direct as security for such payment.

7. The Minister shall, if he considers the information supplied under sections four and five hereof to have been satisfactory, send a copy of the application to the District Commissioner of the district in which an area or any portion thereof is situate.

District Commissioner to be informed.

8. The District Commissioner shall cause a meeting of each Tribal Authority exercising jurisdiction over such area or any portion thereof to be summoned and shall cause the application to be read over and explained at such meeting.

Consultation with Tribal Authority.

9. If the Tribal Authority consent to the grant of the right, they shall express such consent in writing which shall be in the Form B in the schedule hereto and shall be read over and explained by the District Commissioner to the members consenting to the grant who shall sign such consent in his presence.

Form of consent by Tribal Authority.

10. The grantee shall erect and maintain a concrete pillar not less than six feet high and two feet thick, at the centre or at such point as the Governor may in writing direct, of his area, on which shall at all times be posted a notice in the Form C in the schedule hereto, stating the name of the grantee and a description of his area.

Publication of notice on area.

11. Any grantee resident in the Colony or Protectorate, or if he be not so resident, then his attorney, who fails to comply with the requirements of the last preceding section shall be guilty of an offence and shall be liable, on conviction before a Magistrate, to a fine not exceeding five pounds for every day on which the offence is committed or continued.

Penalty for non-publication.

12. A grant of a right shall be under the hand of the Governor and the Public Seal of the Colony, and may set forth any terms and conditions prescribed by the Governor under section three of the Palm Oil Ordinance. Such grant shall be in the Form D in the schedule hereto or as near thereto as circumstances permit.

Form of grant.

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THE SCHEDULE.

Rule 4.

FORM A.

To the Minister, Freetown.

THE PALM OIL ORDINANCE.

Application is hereby made for the grant to \*.....of an exclusive right to construct and work mills to be operated by mechanical power for the expressing or extracting oil from the pericarp of palm fruits for the period of.....years within the circular area having its centre at.....and a radius of.....

To the best of my knowledge and belief the following paramount chiefs own or exercise jurisdiction over land within such area—

To the best of my knowledge and belief no person holds a concession or grant whereby a right to erect a mill or machinery for expressing or extracting oil from the pericarp of palm fruits within the said area is expressly or otherwise granted.

The applicant is not entitled to nor has he any substantial interest in any right granted under the Palm Oil Ordinance, in respect of any area any part of which is within fifty miles of any part of the area herein-above described. †.....of.....in the Colony of Sierra Leone is the Attorney duly appointed to represent the applicant in all matters concerning this application and the grant of a right.

Dated this.....day of.....19.....

.....  
*Applicant or Attorney for Applicant.*

\*Here state full name, description and address of applicant.

†Here give full description of position of the centre.

‡Here insert full name and address of Attorney.

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FORM B.

THE PALM OIL ORDINANCE.

Whereas an application has been made to the Minister for a grant to \*.....of an exclusive right to construct and work mills to be operated by mechanical power for expressing or extracting oil from the pericarp of palm fruits for a period of.....years within a circular†.....area having its centre at.....and a radius of.....and the said.....has agreed to pay an annual rent of £.....into the Treasury for the benefit of.....etc., in consideration of such grant.

We,.....as representing the Tribal Authority of ‡.....Chiefdom in the.....District of.....in the Protectorate of Sierra Leone, approve of the grant of such a right, and we do hereby consent to the grant thereof.

Signed by the said.....in my presence this.....day of.....19.....

.....  
*District Commissioner  
of the.....District.*

\*Here insert name, address and occupation of applicant.

†In case the area be not circular insert proper description.

‡Here state chiefdom.

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FORM C.

THE PALM OIL ORDINANCE.

The exclusive right to construct and work mills to be operated by mechanical power for expressing or extracting oil from the pericarp of palm fruits within a circle having this pillar as its centre and a radius of.....for a period of.....years commencing on the.....day of.....19....., has been granted to.....

FORM D.

Sec. 12.

THE PALM OIL ORDINANCE.

Whereas an application has been made to me by.....of..... for the grant to him (or it) of an exclusive right to construct and work mills to be operated by mechanical power for the expressing or extracting oil from the pericarp of palm fruits within the area.....and for the period hereinafter described.

And whereas the Tribal Authority (or Authorities) have expressed their consent to the grant of such right.

Now, therefore, I,..... Governor and Commander-in-Chief of the Colony of Sierra Leone and the Protectorate thereof, by virtue of the powers vested in me by the Palm Oil Ordinance, do hereby grant to the said..... (hereinafter called the grantee) the exclusive right to construct and work mills to be operated by mechanical power for expressing or extracting oil from the pericarp of palm fruits within the circular area having its centre at.....in the.....District of the Protectorate of the said Colony, and a radius of.....miles (except that portion thereof.....) for the period of.....years.....commencing on the date of this grant, subject to the terms and conditions following, viz.—

1. The grantee shall on the.....day of.....in every year during the term of this grant pay into the Treasury the sum of £.....the first of such payments to be made on the.....day of.....19.....

2. The grantee will not during the said term infringe any existing rights or native law or custom which, in the opinion of the District Commissioner of the District in which the said area or any part thereof is situated, should be respected or observed by the grantee.

3. The grantee will commence active operations within twelve months from the date hereof, and such operations shall not be suspended without good cause, of which the Governor shall be the judge, and the grantee shall within such twelve months erect buildings and install machinery for the purpose of such operations to the value of £.....

4. Upon any breach of these conditions by the grantee all rights hereby granted shall absolutely cease and determine provided that non-payment of rent shall not be deemed to be a breach until the expiration of three months from the date when the same shall have been payable and demanded.

Dated this.....day of.....19.....

(L.S.)

.....  
Governor.

I accept this grant subject to the terms and conditions set forth above.

.....  
Grantee.

CHAPTER 231.

TRADE PROTECTION.  
(No subsidiary legislation.)