

NYAYO TEA ZONES DEVELOPMENT CORPORATION ORDER, 2002

ARRANGEMENT OF ORDERS

Order

1. Citation.
 2. Establishment of the Corporation.
 3. Powers and function of the Corporation.
 - 4.
-

NYAYO TEA ZONES DEVELOPMENT CORPORATION ORDER, 2002

[L.N. 30/2002.]

1. Citation

This Order may be cited as the Nyayo Tea Zones Development Corporation Order, 2002.

2. Establishment of the Corporation

There is hereby established a state Corporation, to be known as the Nyayo Tea Zones Development Corporation (hereinafter called "the Corporation") which shall be a body corporate with a Board constituted in accordance with section 6(1) of the Act.

3. Powers and function of the Corporation

- (a) The Corporation shall, in consultation with the Chief Conservator of Forests, create tea and fuel wood growing zones to be known as the "Nyayo Tea Zones", in gazetted forests and gazetted trust land forests in those areas of Kenya where the Kenya Tea Development Agency does not, in accordance with the Schedule to the Kenya Tea Development Agency Order (Cap. 318, Sub. Leg.), operate.
- (b) After the creation of the tea and fuel wood growing zones, the land shall be vested and become the property of the Corporation for the purposes of this Order.
- (c) Any tea and fuel wood growing areas created and developed in gazetted forests and trust lands forests by the Government prior to the making of this Order, shall be deemed to have been created by the Corporation for the purpose of this Order.
- (d) The zones so created under subparagraph (1) shall serve as buffer zones to protect and conserve the forests, rehabilitate the ecologically fragile areas by planting tea, indigenous trees, fuel wood plantations and other suitable tree crops.

(2) The Corporation shall manage and foster the development of tea growing and forest conservation in the zones created under subparagraph (1) and shall for that purpose in the zones—

- (a) establish, manage and develop tea and fuel wood plantations;
- (b) establish and manage nurseries for the propagation of tea and forest tree seedlings;
- (c) establish, manage and maintain tea processing factories and process tea therein;
- (d) construct and maintain access roads, offices and green leaf buying centres; and
- (e) empower its officers to safeguard its assets in the field.

(3) The Corporation may buy and process tea from areas outside the zones created under section 3(1)(a) but it shall only buy and process tea from areas where the Kenya Tea Development Agency operates with the consent of that Agency, which consent shall not be unduly withheld.

(4) The Corporation may enter into agreements with competent tea and fuel wood plantation firms as well as tea processing factories for the purpose of establishing plantations and processing tea produced by the Corporation.

(5) The Corporation shall have the sole right to transport, lease, sell or market in Kenya or outside Kenya any tea, wood and other products produced or processed by it or on its behalf.

(6) In addition to the powers and functions specified in this paragraph, the Corporation shall perform such other functions as may be necessary for the performance of its functions under this Order.

4. Legal Notice Number 265/1986 is hereby revoked.
