



PARLIMEN MALAYSIA



RANG UNDANG-UNDANG
Perindustrian Nanas (Pindaan) 1987
DR.20/1987

RANG UNDANG-UNDANG

b e r n a m a

Suatu Akta untuk meminda Ordinan Perindustrian Nanas 1957.

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MAKA INILAH DIPERBUAT UNDANG-UNDANG oleh Duli Yang Maha Mulia Seri Paduka Baginda Yang di-Pertuan Agong dengan nasihat dan persetujuan Dewan Negara dan Dewan Rakyat yang bersidang dalam Parlimen, dan dengan kuasa daripadanya, seperti berikut:

1. Akta ini bolehlah dinamakan Akta Perindustrian Nanas (Pindaan) 1987 dan hendaklah mula berkuatkuasa pada tarikh yang ditetapkan oleh Menteri melalui pemberitahuan dalam *Warta*.
Tajuk
ringkas
dan mula
berkuat-
kuasa.
2. Seksyen 2 Ordinan Perindustrian Nanas 1957, yang dalam Akta ini disebut “Ordinan”, adalah dipinda—
Pindaan
seksyen 2.
Ord. 13/57.
 - (a) dengan memasukkan, selepas sahaja perkataan “juice form” dalam takrif “canned pineapple”, perkataan-perkataan “(whether or not mixed with other fruit)”; dan
 - (b) dengan memasukkan, selepas sahaja takrif “can-supplier”, takrif baru yang berikut:

“ ‘chief executive officer’ means the chief executive officer of the Board appointed under subsection (1) of section 10 and includes any person appointed to act as chief executive officer under subsection (3) of section 10.”

Pindaan
seksyen 3.

3. Seksyen 3 Ordinan adalah dipinda—

(a) dengan menggantikan subseksyen (2) dengan yang berikut:

“(2) The Board shall consist of the following members who shall be appointed by the Minister:

- (a) a Chairman;
- (b) a representative of the Ministry responsible for the pineapple industry;
- (c) a representative of the Ministry of Trade and Industry;
- (d) a representative of the Treasury;
- (e) a representative of such other Ministry as the Minister may determine after consulting the Minister of that Ministry;
- (f) two persons to represent the interests of registered canners nominated by the representative association of the canning sector of the pineapple industry;
- (g) two persons to represent the interests of growers; and
- (h) the State Director of Agriculture, Johore.”;

(b) dengan menggantikan subseksyen (3) dengan yang berikut:

“(3) (a) The Minister may, in respect of each member of the Board other than the Chairman, appoint an alternate member who may attend any meeting of the Board which the member is, for any reason, unable to attend.

(b) When attending a meeting of the Board, an alternate member shall, for all purposes, be deemed to be a member of the Board.”;

- (c) dengan memotong subseksyen (4);
(d) dengan menggantikan subseksyen (5) dengan yang berikut:

“(5) Every member of the Board, other than the person appointed under paragraph (h) of subsection (2) shall, unless his appointment is sooner revoked or he sooner resigns, hold office for such period as the Minister may specify in his letter of appointment or, if no such period is specified, for a period of two years from the date of his appointment, and shall be eligible for reappointment.”; dan

- (e) dengan memasukkan, selepas sahaja subseksyen (5), subseksyen baru (5A) yang berikut:

“(5A) Every alternate member shall, unless he sooner resigns or his appointment is sooner revoked, cease to be an alternate member when the member in respect of whom he is an alternate member ceases to be a member of the Board.”.

4. Seksyen 7 Ordinan adalah dipinda—

Pindaan
seksyen 7.

- (a) dengan memasukkan, selepas sahaja subperenggan (iv) subseksyen (2), subperenggan baru (v), (vi) dan (vii) yang berikut:

“(v) all monies borrowed by the Board under section 8A;

(vi) all monies earned or arising from any investment under section 8B or from any property acquired by or vested in the Board; and

(vii) all other monies that may in any manner become payable to or vested in the Board in respect of any matter incidental to its functions.”; dan

(b) dengan menggantikan subseksyen (4) dengan yang berikut:

Akta 240. “(4) The Statutory Bodies (Accounts and Annual Reports) Act 1980 shall apply in respect of the Board.”.

Seksyen baru
8A dan 8B.

5. Ordinan adalah dipinda dengan memasukkan, selepas sahaja seksyen 8, seksyen-seksyen baru 8A dan 8B yang berikut:

“Power to
borrow.

8A. The Board may, with the approval of the Minister and the concurrence of the Minister of Finance, borrow monies for the purpose of carrying out its functions.

Power to
invest.

8B. The Board may, with the approval of the Minister and the concurrence of the Minister of Finance, from time to time, invest the Fund or any part thereof, not being immediately required for meeting its obligations or carrying out its functions—

(a) in any investment or securities authorized for the investment of trust funds by any written law for the time being in force; or

(b) in such other investment or securities as the Board thinks fit.”.

Penggantian
seksyen 10.

6. Ordinan adalah dipinda dengan menggantikan seksyen 10 dengan yang berikut:

“Appoint-
ment of
officers
and
servants.

10. (1) The Board may appoint a chief executive officer who may be designated by any name and such other officers and servants as it considers necessary for the purpose of discharging its functions under the Ordinance.

(2) The appointment of the chief executive officer shall be with the approval of the Minister.

(3) If the chief executive officer is for any reason unable to exercise the powers and perform the duties of his office, the Board may appoint any other person to act as chief executive officer:

Provided that the consent of the Minister shall be obtained where the deputation exceeds or is likely to exceed a continuous period of three months.

(4) The appointment of the chief executive officer shall be published in the *Gazette*.

(5) The Board shall obtain the approval of the Treasury and the Public Services Department before establishing or modifying any scheme of service for the chief executive officer and its other officers and servants, including the terms and conditions of service, the salaries, allowances and other remuneration payable, and facilities for loans for the purchase of conveyances.”.

7. Ordinan adalah dipinda dengan memasukkan, selepas sahaja seksyen 10, seksyen-seksyen baru 10A dan 10B yang berikut:

Seksyen
baru 10A
dan 10B.

“Duties of
the chief
executive
officer.

10A. (1) The chief executive officer shall—

(a) be responsible for putting into execution the policy decisions of the Board and for the general administration of its affairs;

(b) exercise supervision and control over all officers and servants of the Board; and

(c) perform such other duties and undertake such other responsibilities as the Board may from time to time determine or as the Chairman may from time to time direct.

(2) The chief executive officer shall be present at every meeting of the Board unless he is excused from doing so by the Chairman.

(3) The chief executive officer shall have no right to vote at meetings of the Board.

Regulations governing the conduct and discipline of officers and servants.

10B. Subject to any other written law, the Board may, with the approval of the Minister, make regulations governing the conduct and discipline of its officers and servants including provisions for surcharge.”.

HURAIAN

Rang Undang-Undang ini bertujuan meminda Ordinan Perindustrian Nanas 1957.

2. *Fasal 2* bertujuan meminda seksyen 2 Ordinan. Takrif “canned pineapple” diperluaskan bagi merangkumi nanas yang dicampur dengan buah lain untuk mengawal amalan-amalan salah yang tertentu dalam perindustrian ini. Fasal ini juga bertujuan memperuntukkan suatu takrif bagi istilah “chief executive officer” sebagaimana yang dimasukkan dalam pindaan seksyen 10.

3. *Fasal 3* bertujuan meminda subseksyen (2) seksyen 3 bagi memperuntukkan komposisi Lembaga yang lebih besar dengan penambahan wakil-wakil daripada Perbendaharaan dan Kementerian Perdagangan dan Perindustrian.

4. *Fasal 4* adalah berbangkit sebahagian besarnya daripada pindaan-pindaan yang dicadangkan dalam fasal 5.

5. *Fasal 5* bertujuan memasukkan dua seksyen baru iaitu seksyen 8A dan 8B untuk memberi kuasa kepada Lembaga bagi meminjam wang serta melabur.

6. *Fasal 6* bertujuan meminda seksyen 10 bagi memperuntukkan perlantikan seorang ketua pegawai eksekutif dengan maksud untuk memastikan Lembaga berfungsi dengan lebih berkesan dan pengurusan wajarnya. Pada masa sekarang, pentadbiran urusan hari ke hari adalah diuruskan oleh setiausaha Lembaga itu.

7. *Fasal 7* bertujuan memasukkan dua seksyen baru, iaitu, seksyen 10A dan 10B. Seksyen 10A mengenalpasti fungsi-fungsi dan kewajipan-kewajipan tertentu seorang ketua pegawai eksekutif. Seksyen 10B memberi kuasa kepada Lembaga bagi membuat peraturan-peraturan bagi mengawal kelakuan dan disiplin.

IMPLIKASI KEWANGAN

Rang Undang-Undang ini tidak akan melibatkan Kerajaan dalam apa-apa perbelanjaan wang tambahan. [PN. (U²) 1030 Pt. II.]