

Presidential Decree

No. 68 for the year 1971 concerning the

Establishment of Union of Producers and Exporters of Horticultural Crops

In the name of the Public

The President of the Republic

After reviewing the charter and law no. 26 for the year 1953 concerning the regulations of join-stock, partnership, and limited liability companies, law no.317 for the year 1956 concerning cooperatives, law no.51 for the year 1959 concerning agricultural co-operatives Law no. 60 for the year 1971 concerning public institution and public sector regulation, and law no. 61 for the year 1971 concerning employee rule in public sector. Based on what has been considering by state council, The following law has been stated:

Article 1:

Establishing of a general Union headquarter to be located in Cairo, having private entity, The Union is gathering producers and exporters of horticultural crops such as vegetables, fruits, medicinal and aromatic plants, and ornamental crops. The Union is annexed to the ministry of agriculture

Article 2:

The UNION" is composed of members of the following categories:

1. Economical units affiliated to public sector "whenever they work in the field of producing horticulture crops"
2. Agricultural cooperatives.
3. Private sector farmers who work in producing horticultural crops.

Article 3

"The UNION's "objectives are:

1. Developing horticultural crops cultivation scientifically.
2. Increasing horticultural crop arable lands in both private and public sectors.

3. Developing Egypt's total exports of horticultural and other agricultural products which haven't reached sufficient exporting outcome.

4. Increasing agricultural production income by rising the production rate at arable lands. Furthermore, rising crop prices.

Article 4:

The Union should undertake the following responsibilities in order to achieve the objectives explained in previous articles:

1. Making an annual study of foreign markets, its needs, and price ranges in it.

2. Making exporting contracts with foreign countries.

3. Informing the Union's members of total contracted and exported quantities. In addition, coordinating the production process among them due to that. And determining the properties of the production of each member.

4. Providing the members with all necessary facilities, production equipment either locally or through importing, and cash loans.

5. Providing all required technical instructions of cultivation stages, preparation, and the packing of exported products.

6. Setting up packing houses and providing them with all required facilities and equipment

7. Making local contracts to market the quantities which are inappropriate for exporting or manufacture it locally

8. Arranging internal means of transportation, making contracts which are concerned with marine and air freight, and controlling marketing and selling processes abroad.

9. Controlling marketing and selling processes abroad.

10. Cooperating with the institutions which carry out similar activities internally or externally and propagandizing Egyptian products abroad.

11. Establishing scientific centres for technical research and resorting to domestic and foreign experience.

12. Making final annual accounts with internal and external contractors who are contracting with the Union and collecting dues from them.

13. Making final annual accounts with the Union's members and delivering them their merited net profit.

Article 5

The Union management is to be in charge of:

1. Chairman of the board, who is assigned by Agriculture Minister's Decree, assisted by general manager, assigned by Agriculture Minister's Decree as well.

2. Board of directors: consist of ten members other than chairman of the board. General assembly elects six of its members "direct secret election" for a year "renewable, three out of six are private sector farmers, the other three are representatives of agricultural cooperatives. The rest of members are assigned by Agriculture Minister's Decree.

3. Establishing general assembly gather the Union's members.

Article 6:

Chairman of the board represent the Union before the court and in its relation with others. He makes the Union's contracts in case that he has the agreement of board of directors, wherever the contract value is exceeding the limit indicated in executive regulation"

Article 7:

The general assembly of Union's members holds a meeting once a year relying on board of director's invitation. They review the board's report concerning the Union's achievements through past fiscal year, approbating the budget, and making the annual election of six members of board of directors. Board of directors could invite the general assembly for an unusual meeting whenever it is necessary. An unusual meeting can be called for, it third of the total members ask for that.

Article 8:

The Union's resources include:

1. Membership fees which are paid by members.
2. Funds allocated by country.
3. Donations accepted by board of directors.

The loans which are directly given by Egyptian, foreign or international parties.

5. Profit rate, which is kept by Union, is directly proportioned to the Union's annual net profit.

Article 9:

The Union uses hard currency income "resulting of selling its products abroad", in paying its financial obligations. If there is a surplus, it can be deposited in a bank "Private hard currency", in order to be used in funding its transactions abroad.

This could be done according to the regime agreed upon by Ministry of Agriculture and Ministry of Economy.

Article 10:

The Union draws two plans of its activities:

1. An annual plan is made through the second half of June. It particularly includes a statement of contracts and what's required to carry it out, arable lands cultivated by members, agricultural products that could be purchased, the objective of its exportation, and what it needs of foreign expertise and its connection with carriers and shipping companies "marine and air freight".

2. A middle term plan is made on June of each five years.

It particularly includes the expansion range in the field of practical application of modern agriculture, manufacturing of agricultural products, the possibility of having its means of transportation, and its investment rate. The Union is responsible for carrying out these two plans after the general assembly approval and being approved by Minister of Agriculture.

Article 11:

The Union makes exportation and importation contracts without getting permission of any authorities.

Article 12:

Minister of Agriculture issues, after getting the approval of a concerned minister, decrees which control the relation between the Union and dominating bodies, which control air and marine transportation, airports and harbours as well as dominating bodies which control exportation and importation processes and fund control in order to facilitate the entry procedures of the Union's employees into above mentioned places without restrictions and facilitate its activities in general.

Minister of agriculture issues, after getting the approval of a concerned minister, decrees which manage the relation between the Union and authorities which have similar activity

Article 13:

The Union's employees are governed by the rules that govern public sector employees. "in case that it isn't mentioned at executive bylaw"

Article 14:

Minister of Agriculture issues the executive regulation which state the following items:

1. Organizing the areas within the Union i.e. controlled by Ministry of Agriculture.
2. Qualifications of the Union's members, duties and fees of each category, members' rights and duties, dealing with their conflicts and disagreements, and finally the expiry of membership
3. Duties and tasks of chairman, general manager, board of directors and general assembly. "In case of not being mentioned in the regulation Furthermore, stating meeting appointment and voting procedures of board of directors and general assembly.
4. Dividing the Union into general departments sections and braches=d internally and externally. "Stating each department and branch duties, directors and their tasks"

5. Salaries and bonuses of Chairman, board of directors and general of directors.
6. The structure of the Union's employees and financial affairs of employees who work abroad.
7. Production incentive system of employees including conditions and rules of giving individual and group bonuses and their share of profits, "without being restricted by governmental regulations of incentives"
8. Distributing system of profits among members and the ratio of such profits kept by the Union.
9. Financial system of the Union, the beginning and the end of its fiscal year
10. The rules of making contracts.
11. Minister of agriculture has the authority of appointing temporal committee, until he appoints board of directors decisively.
12. The chief of this committee has the authority and duties of chairman of the board.

Article 15:

This decree is being published in official gazette and it has the law power and being in force when it is published.

It is issued at presidency=y on September 23, 1971 "shaban 3, 1391"

(Anwar El-sadat)