

Milk and Milk Products Act Cap 67:05 amended 1988

To be Presented at OIE Seminar on
Veterinary Legislation, Gaborone, 31st
October to 2nd Nov., 2011

Malawi Dairy Industries Corporation (Establishment) order under section 4.

- As a preliminary, this order may be cited as the Malawi Dairy Industries Corporation (MDIC).
- In this order, 'Board' means the board of Directors of the Corporation appointed by the Minister of Agriculture.

The MDIC shall:

- Be a body corporate with perpetual succession and common seal.
- In its corporate name, be capable of suing and being sued.
- Be capable of holding, purchasing and otherwise acquiring and disposing of any property, moveable or immovable, for the purposes, or in the course, carrying out its functions and
- Be capable of doing and performing all such acts and things as bodies corporate may by law do and perform.

Composition of MDIC.

- One member appointed by the Minister and designated by him as chairman of the board;
- Two members appointed by the Minister from the private sector, one as representative of the retail trade, and the other as representative of the consumers of dairy products.
- Two members representing the interests of producers appointed by the Minister, one as representative of smallholder producers and the other representing estate producers.

Ex officio Members.

- The Secretary for Agriculture or representative.
- The Secretary to Treasury or representative
- The Secretary to President and Cabinet or representative.
- The secretary for Trade, Industry and Tourism or representative.
- The Chief Veterinary Officer

Purposes of the Corporation.

- To foster a commercial basis through:
 - The improvement and multiplication of livestock for the production of milk and milk products.
 - The manufacture, processing, sale and distribution of milk and milk products.

Functions of the Corporation.

- Production of livestock for the production of milk and milk products.
- Processing of milk and milk products.
- Purchasing from smallholder and estate producers milk of acceptable commercial standard and quality.
- Establishment and operation of factories and other processing and marketing infrastructure necessary for the fulfillment of its functions.

Functions cont'.

- Processing of milk and milk products to standards suitable for human consumption.
- Production, marketing or otherwise disposing within Malawi, of the Corporation's milk and milk products, livestock and crops; and the corporation may, with the approval of the Minister and subject to any other written law, export any quantities and such products which are surplus to demand in Malawi.

Functions cont'.

- Transportation of milk and milk products from designated centres and collection points to the processing factory or other processing facility

Management of MDIC.

- The Board shall appoint the General Manager of the Corporation who shall be the Chief Executive Officer who shall be entitled to be present and speak , but not to vote at the meetings of the Corporation. This appoint is subject to approval by the Minister.
- Subject to the approval of the Minister, the Board may from time to time appoint, on terms approved by the Board, such other officers, clerks and servants.

Financial Provisions.

- The funds of the Board shall consist of:
 1. Moneys appropriated by the Parliament.
 2. Moneys arising from its assets
 3. Moneys by way of grants, subsidies, donations, subscriptions, gifts, rents, interests or royalties .

Milk and Milk Product Regulations- arranged in accordance with:

- Adulteration of Milk and Milk Products.
- Milk Production and Registration.
- Dairy Plant License.
- Dairy Plant Premises and Equipment.
- Dairy Plant and Milk Collection Centre Personnel.
- Distributors License.
- Distributors Premises

Milk and Milk Product Regulations- arrangements in accordance with:

- Bacterial Standard-Pasteurized Milk in Dairy Plants and Distributors Premises.
- Milk and Milk Products Samples
- Miscellaneous Provisions.

Challenges

- Traceability issues not covered.
- Definition of Milk only refers to bovines.
- Use of old terminology (need for amendment?).

Conclusion

- Malawi has a relevant Milk and Milk Products Act in place, but amendment is necessary to respond to the current national demands.

The End.

Thank you very much.
(Zikomo kwambiri).