

## ORDER :

Article 1 — Order n° 56 MJLP. DSJ. of 25 March 1996 accepting the resignation of his office presented by Mr. Wollet Gneba Justin, judicial officer holding the first office of Divo.

Art. 2. — Maitre Mambo Adou Yacinthe, judicial office in Divo is appointed as liquidator of the first charge of Divo.

Art. 3. — Maitre Mambo Adou Yacinthe will exercise the functions of liquidator cumulatively with those he occupies as holder of the first office of Divo.

Abidjan, June 10, 1996.

Faustin KOUAME.

ORDER n° 68 MJLP. DSJ. of 11 June 1996 appointing a judicial officer to the first office in Touba.

THE KEEPER OF THE SEALS, MINISTER OF JUSTICE AND PUBLIC FREEDOMS,

Considering Law No. 69-242 of 9 June 1969 on the status of judicial officers,

Considering Decree No. 69-243 of 9 June 1969 laying down the conditions for the application of Law No. 69-249 of 9 June 1969;

Considering Decree No. 83-1308 of 17 November 1983 creating the offices of notary, auctioneer and bailiff, amended by Decrees No. 85-182 of 13 March 1985, 85-1194 of 5 December 1985, 89-120 of 8 February 1989, 91-810 of 11 December 1991 and 94-397 of 28 July 1994;

Considering the application of Mr Koné Daouda, known as Daga Ballo, dated 17 January 1996 and the supporting documents,

## ORDER

Article 1. — Mr. Koné Daouda, known as Daga Ballo, B.P. 258 Touba, is a judicial officer holding the first office of the court section of Touba.

Art. 2. — Before taking up his duties and in order to be admitted to the professional oath, the interested party must justify the payment to an accountant of the Treasury of the sum of 20,000 francs C.F.A., the amount of the legal guarantee.

Art. 3. — The Public Prosecutor at the Court of Appeal of Daloa is responsible for the execution of this order.

Abidjan, 11 June 1996.

Faustin KOUAME.

ORDER No. 70 MJLP. DSJ. of 24 June 1996 appointing an auctioneer to the seat of the Court of First Instance of Man

THE KEEPER OF THE SEALS, MINISTER OF JUSTICE AND PUBLIC FREEDOMS.

Considering law n° 83-783 of 2 August 1983 concerning the status of auctioneers;

Considering Decree No. 83-1307 of 17 November 1983 laying down the procedures for applying Law No. 83-787 of 1 August 1983;

Considering Decree n° 83-1308 of 17 November 1983 creating the offices of notary, auctioneer and bailiff, modified by decrees n° 85-182 of 13 March 1985, 85-1194 of 5 December 1985, 89-120 of 8 February 1989, 91-810 of 11 December 1991 and 94-397 of 28 July 1994;

Considering Order No. 69. MJLP.DSJ. of 24 June 1996 accepting the submission of the second office of Gagnoa presented by Maitre Tokpa Diomande;

Considering the application of Mr Tokpa Diomandé dated 20 March 1996 and supporting documents,

## DECIDES:

Article 1. — Mr Tokpa Diomande, B.P. 1186 Gagnoa, is appointed auctioneer, holder of the third office created at the seat of the court of first instance of Man. His residence is fixed at Man.

Art. 2. — Before taking office, Tokpa Diomandé will take an oath in accordance with the law & referring to the competent jurisdiction.

Art. 3. — The Public Prosecutor at the Court of Appeal of Daloa is responsible for the execution of this order.

Abidjan, 24 June 1996.

Faustin KOUAME.

### MINISTRY OF AGRICULTURE AND ANIMAL RESSOURCES

*DECREE No. 96-851 of 23 October 1996 on the -  
marketing of coffee and cocoa 1996-1997.*

THE PRESIDENT OF THE REPUBLIC,

On the joint report of the Minister of Agriculture and Animal Resources, the Minister of Trade and the Minister of Economy and Finance

Considering Law 44 n° 62-252 of 26 June 1962 tending to repress infringements of the regulations concerning the packaging of coffee and cocoa;

Considering law no 63-301 of 31 July 1963 on the repression of fraud in the sale of goods and falsification of foodstuffs and agricultural products;

Considering law n° 64-291 of 1<sup>st</sup> August 1964 on the Customs Code;

Considering law n° 88-650 of 7 July 1988 relating to the repression of offences in the field of agricultural marketing, as amended by law n° 89-521 of 11 May 1989;

Considering decree n° 93-778 of 29 September 1993 fixing the conditions of marketing of cocoa and coffee;

Considering decree no. 96 PR. 02 of 26 January 1996 appointing the members of the Government, as amended by decree no. 96 PR. 10 of 10 August 1996;

Considering decree No. 96-179 of 1 March 1996 on the powers of members of the Government;

Considering Decree No. 96-725 of 19 September 1996 on the organisation of the Ministry of Agriculture and Animal Resources ;

The Council of Ministers heard

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*For further precision, refer to the original version*

DECIDES :

TITLE I

DOMESTIC MARKETING

Article 1. — The domestic marketing of coffee and cocoa is carried out by the operators concerned in accordance with the principles set out in articles 2, 3 and 4 below.

Art. 2. — Marketing operations shall be carried out exclusively during the official campaign opening periods.

Art. 3. — Purchases of cocoa and coffee are made on the basis of the minimum indicative field price of the current quality housed or unhoused product.

Art. 4. — Purchases from producers can be made by wholesalers, known as "buyers", by manufacturers and exporters.

Buyers must be registered in the trade register, mentioning their activities in the cocoa-coffee sector, and pay the corresponding licence.

They are required to have the equipment and shops necessary for the successful completion of their interventions.

They receive a professional card issued by the Groupement des Exportateurs.

TITLE II  
EXPORTATION

Art. 5. — the Caisse de Stabilisation et de Soutien des Prix des Productions agricoles organizes the export of cocoa and coffee.

For each season, it proposes to an inter-ministerial committee the list of traders who can be approved as cocoa and coffee exporters.

Art. 6. — All cocoa and coffee exports are subject to the general provisions of the Customs Code, those relating to packaging and the sales mechanism established by the Caisse de Stabilisation et de Soutien des Prix des Productions agricoles.

No one may market cocoa or coffee for export unless he/she holds a valid licence. Any offender shall be liable to the penalties provided for by the texts in force. Attempting to do so is punishable by law.

TITLE III  
FINAL PROVISIONS

Art. 7. — This decree abrogates all previous provisions to the contrary and in particular decree n° 93-778 of 29 September 1993 mentioned above.

Art. 8. — The Minister of Agriculture and Animal Resources, the Minister of Trade and the Minister of Economy and Finance shall be responsible, each in his or her area of responsibility, for the execution of this decree which shall be published in the Official Gazette of the Republic of Cote d'Ivoire..

Done in Abidjan, 23 October 1996.

Henri Konan BEDIE.

*DECREE No. 96-852 of 23 October 1996 regulating the profession of coffee and cocoa exporter.*

THE PRESIDENT OF THE REPUBLIC,

On the joint report of the Minister of Agriculture and Animal Resources, the Minister of Trade and the Minister of Economy and Finance,

Considering Decree No. 93-779 of 29 September 1993 on approval as an exporter of cocoa and coffee;

Considering Decree No. 96 PR. 02 of 26 January 1996 appointing the members of the Government, as amended by Decree No. 96 PR. 10 of 10 August 1996;

Considering Decree No. 96-725 of 19 September 1996 on the organisation of the Ministry of Agriculture and Animal Resources;

Considering Decree No. 96-851 of 23 October 1996 on the marketing of coffee and cocoa 1996-1997;

Considering Decree No. 95-635 of 23 August 1995 on the creation of the Interministerial Committee for Monitoring the Coffee and Cocoa Marketing System;

The Council of Ministers heard,

DECIDES:

Article 1. — The export of coffee and cocoa is carried out by authorised traders.

Art. 2. — The conditions for approval as a cocoa and coffee exporter are as follows:

- a) Have a minimum share capital of 200,000,000 CFA francs and produce a notarial deed attesting to it;
- b) Provide a bank guarantee of a minimum amount of 100,000,000 CFA francs which may be called upon in the event of default;
- c) Undertake to honor all its commitments vis-à-vis de the Caisse de Stabilisation et de Soutien des Prix des Productions agricoles ;
- d) Validate the releases by presenting a bank guarantee, the amount of which is set by joint order of the Minister of Agriculture and Animal Resources and the Minister of Economy and Finance;
- e) Undertake to directly carry out the operations inherent in the exercise of the profession, machining may however be entrusted to a third party and in this case, produce the machining contract;
- f) Provide proof of an organization and administrative, commercial and technical infrastructure enabling all commitments made to be met;
- g) Undertake to comply with the regulations in force in terms of marketing and packaging;
- h) Be registered in the commercial register and, for the leaders, have not suffered any afflictive or infamous penalty;
- i) Have the Register office of the business in Ivory Coast;
- j) Provide evidence of an export potential capable of making the company profitable;
- k) Communicate the articles of association of the company, indicating in particular the composition of the share capital, the list of shareholders, their nationality and the amount of their participation;
- l) Communicate the list of executive staff of the company with indication of nationalities and function