

**Local Order No. 40 of 1989**

**Concerning**

**Conditions to be Fulfilled by Imported and Locally Produced Organic Fertilizers**

**We, Hamdan Bin Rashid Al Maktoum, Chairman of Dubai Municipality**

- Upon review of the powers vested in us by law pursuant to the Decree Establishing Dubai Municipality;
- The recommendation of the Secretariat General of Municipalities at its session held on 13/9/1988 approving the conditions to be fulfilled by imported and locally manufactured organic fertilizers; and
- Pursuant to the resolution of the Finance and General Objective committees issued at their session held on 21/12/1988

**We, the Chairman of the Municipality hereby issue the following Local Order:**

**Article (1):**

This Order shall be called (Local Order Concerning Conditions to be Fulfilled by Imported and Locally Produced Organic Fertilizer).

**Article (2):**

In applying the provisions of this Order the following terms and words shall have the meanings set forth against them respectively:

- |    |                    |   |
|----|--------------------|---|
| 1. | Emirate:           | The Emirate of Dubai  |
| 2. | Chairman:          | The Chairman of Dubai Municipality  |
| 3. | Municipality:      | Dubai Municipality  |
| 4. | Director:          | The Director of Dubai Municipality  |
| 5. | Country of Origin: | The country of production or the country from which the fertilizers were directly imported. |

**Article (3):**

The conditions listed hereinafter must be fulfilled by imported and local organic fertilizers:

1. The fertilizer must be manufactured and thermally treated. It may not be mixed with soil or sand. It must be free from weed seeds and toxic substances such as lead, mercury and Cadmium.
2. The organic materials percentage shall not be less than 50% in the imported organic fertilizer and shall not be less than 30% in the local organic fertilizer; the PH shall not exceed 7.5; the C:N shall be 20:1; and the Sodium Chlorine shall not exceed 1%.
3. Where Urea is added, the pyrite shall not exceed 0.5% of the total weight.

**Article (4):**

The fertilizer package capacity shall be 25 kilograms, they shall be sealed and durable to last in handling.

The packages shall have printed, in a manner that can not be removed easily or by ordinary means, the following details:

1. Type of fertilizer
2. Additives to fertilizer or the elements included in it
3. Weight in kilogram
4. Date of production and date of expiry

**Article (5):**

The imported shipment shall be accompanied by:

- a. Agricultural health certificate issued by competent official authority in the Country of Origin confirming clearance of the shipment from bacteria, fungus, harmful viruses, Nematodes, insects and animal pests and toxic substances and that it does not contain seeds, soil or sand.
- b. Laboratory analysis certificate showing all the elements constituting the fertilizer, specifically the percentage of organic materials, PH, humidity, C.N, Sodium, Urea and Pyrite.

- c. Legalization of these two certificates in accordance with the applicable rules.

**Article (6):**

Inspectors of the Health Department and agricultural engineers in the State maritime and land entry points, each within their jurisdiction, shall not release any imported shipment except after carrying out laboratory tests of samples of the shipment in the Municipality laboratory. In the case of finding any violation, they shall seize the imported fertilizers and shall not release them if such violation causes restricting import of the same into the Emirate. The violation shall be recorded in minutes which shall be referred with the documents relating to the goods to the Director of the Municipality for issuance of a decision for destroying them in case of refusal by the importer to re-export them to their origin within the time specified for the purpose.

**Article (7):**

Inspectors of the Health Department, agricultural engineers and the employees nominated by the Director of the Municipality shall be entitled to oversee implementation of the provisions of this Order. To that end, they may enter fertilizer plants in the Emirate and take the necessary samples for analysis, they may demand any documents or papers relating to the produced material and issue minutes on all the violations to this Order and its Implementing Regulations.

**Article (8):**

Imported fertilizers which do not fulfill the conditions provided for in this Order shall not be allowed to enter the Emirates and shall, in case of entering the Emirate, be confiscated.

Fertilizers manufactured locally which are non-compliant with the provisions of this Order shall not be traded in the markets. The importer may be given not more than 15 days for returning the fertilizers to the country from which the violating fertilizers were imported; failing which the fertilizers shall be destroyed. The manufacturer of fertilizers in the Emirate may be given the same term for rectifying the specifications of the product, where such rectification is possible, otherwise the product shall be destroyed.

**Article (9):**

Importers of the fertilizers existing in the Emirate shall be given 4 months from the date of issuance of the Order for fulfillment of the documents required by its provisions, otherwise the fertilizers shall be confiscated and destroyed at the end of the said period.

**Article (10):**

Without prejudice to any more severe penalty provided for in any other laws or local orders, a person who violates the provisions of this Order shall be penalized by one of the penalties listed below, subject to application of the below penalties in order:

1. Warning.
2. Fine of not less than Dirhams 5000 and not more than Dirhams 15,000, which shall be doubled in case of repetition of the violation.
3. Cancellation of license.

The Director may issue a decision for confiscation and destroying of the seized materials.

**Article (11):**

The implementing regulations shall be issued by resolution of the Director of the Municipality.

**Article (12):**

This Order shall come into effect as of the date of issuance and shall be published in the Official Gazette.

[signed]

**Hamdan Bin Rashid Al Maktoum**

**Chairman of Dubai Municipality**