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Contents

<i>No.</i>	<i>Gazette No.</i>	<i>Page No.</i>
GOVERNMENT NOTICES • GOEWERMENTSKENNISGEWINGS		
Agriculture, Forestry and Fisheries, Department of/ Landbou, Bosbou en Visserye, Departement van		
R. 1576	Marketing of Agricultural Products Act (47/1996): Establishment of statutory measure: Registration of producers, exporters, municipal markets and traders of plums and prunes, peaches and nectarines, apricots, apples and pears and processors of apple concentrate and dried fruit.....	42888 14
R. 1577	Marketing of Agricultural Products Act (47/1996): Establishment of statutory measure: Records and returns relating to trees as well as production and marketing information of plums and prunes, nectarines and peaches, apricots, apples and pears.....	42888 17
R. 1578	Marketing of Agricultural Products Act (47/1996): Establishment of statutory measure: Registration of producers, processors, importers and exporters of pecan nuts and pecan nut products.....	42888 20
R. 1578	Wet op die Bemaring van Landbouprodukte (47/1996): Instelling van 'n statutêre maatreël: Registrasie van produsente, verwerkers, invoerders en uitvoerders van pekanneute en pekanneutprodukte.....	42888 24
R. 1579	Marketing of Agricultural Products Act (47/1996): Establishment of statutory measure and determination of guideline prices: Levies relating to pecan nuts and pecan nut products.....	42888 28
R. 1579	Wet op die Bemarking van Landbouprodukte (47/1996): Instelling van statutêre maatreël en bepaling van riglynprys: Heffings op pekanneute en pekanneutprodukte.....	42888 32
R. 1580	Marketing of Agricultural Products Act (47/1996): Establishment of statutory measure: Records and returns relating to Pecan Nut Trees as well as Domestic Production, processing, imports and exports of pecan nuts products.....	42888 36
R. 1580	Wet op Bemarking van Landbouprodukte (47/1996): Instelling van statutêre maatreël: Aantekeninge en opgawes met betrekking tot pekanneut bome, plaaslike produksie, verwerking, invoer en uitvoer van pekanneute en pekanneutprodukte.....	42888 39
R. 1581	Marketing of Agricultural Products Act (47/1996): Establishment of statutory measure and determination of levies on apricots.....	42888 43
R. 1582	Marketing of Agricultural Products Act (47/1996): Establishment of statutory measure and determination of levies on apples.....	42888 46
R. 1583	Marketing of Agricultural Products Act (47/1996): Establishment of statutory measure and determination of levies on peaches and nectarines.....	42888 49
R. 1584	Marketing of Agricultural Products Act (47/1996): Establishment of statutory measure and determination of levies on pears.....	42888 52
R. 1585	Marketing of Agricultural Products Act (47/1996): Establishment of statutory measure and determination of levies on plums and prunes.....	42888 55
Labour, Department of/ Arbeid, Departement van		
R. 1586	Labour Relations Act, 1995: Regulation of a Federation in terms of section 107 of the Act.....	42888 58
National Treasury/ Nasionale Tesourie		
R. 1587	Development Bank of Southern Africa (131/1997): Amendment of regulations made under section 17.....	42888 59
R. 1587	Wet op Ontwikkelingsbank van Suider-Afrika (13/1997): Wysiging van regulasies ingevolge artikel 17 uitgevaardig.....	42888 59

GOVERNMENT NOTICES • GOEWERMENTSKENNISGEWINGS

DEPARTMENT OF AGRICULTURE, FORESTRY AND FISHERIES

NO. R. 1576

06 DECEMBER 2019

**MARKETING OF AGRICULTURAL PRODUCTS ACT, 1996
(ACT No 47 OF 1996)****ESTABLISHMENT OF STATUTORY MEASURE: REGISTRATION OF
PRODUCERS, EXPORTERS, MUNICIPAL MARKETS AND TRADERS OF
PLUMS AND PRUNES, PEACHES AND NECTARINES, APRICOTS,
APPLES AND PEARS AND PROCESSORS OF APPLE CONCENTRATE
AND DRIED FRUIT**

I, Angela Thoko Didiza, Minister of Agriculture, Land Reform and Rural Development, acting under sections 13 and 19 of the Marketing of Agricultural Products Act, 1996 (Act No 47 of 1996), hereby establish the statutory measure set out in the attached Schedule.

AT DIDIZA,

Minister for Agriculture, Land Reform and Rural Development.

SCHEDULE**Definitions**

1. In this Schedule any word or expression to which a meaning has been assigned in the Act shall have that meaning, and unless the context otherwise indicates –
“**Exporter**” means a person who trade pome fruit and stone fruit for export for his own account, or acts as an agent on a commission basis on behalf of producers;
“**Municipal market**” means the fresh produce markets as defined from time to time;
“**Pome fruit producer**” means a producer of apples and pears intended for fresh pome fruit exports, domestic fresh consumption, dried fruit and for the production of apple juice concentrate;
“**Processor**” means an apple juice concentrate manufacturer or a processor of dried (pome and stone) fruit;
“**Retailer**” means a person who trades with pome fruit and stone fruit on a retail level on the domestic market; and
“**Stone fruit producer**” means a producer of plums, prunes, peaches, nectarines and apricots intended for fresh stone fruit exports, domestic fresh consumption and dried fruit.

A person shall have a choice to register as either a producer or an exporter or municipal market or retailer or processor. A person who is a producer as well as an exporter or retailer or processor, must register as a producer and as an exporter or retailer or processor.

Purpose and aims of statutory measure and the relation thereof to the objectives of the Act

2. The purpose and aims of the statutory measure is to compel the parties set out herein to register with HORTGRO (Pty) Ltd. Registration is necessary to assist HORTGRO in ensuring that continuous, timeous and accurate information relating to the products as defined, is available to all role players. Market information is deemed essential for all role players in order for them to make informed decisions. By combining compulsory registration with the keeping of information and the rendering of returns on an individual basis, market information for the whole of the industry can be processed and disseminated and will form the basis for the collection of levies where applicable and appropriate.

The establishment of the measure would assist in promoting the efficiency of the production and marketing of pome fruit and stone fruit products. The viability of the pome fruit and stone fruit industry will thus be enhanced. The measure will not be detrimental to the number of employment opportunities or fair labour practice.

The measure will be administered by HORTGRO, a company established in terms of the Companies Act (as amended), 2008 (Act 71 of 2008). HORTGRO will implement and administer the measure as set out in the Schedule within DFPT Finance, a non-profit company incorporated under the Companies Act (as amended), 2008 (Act 71 of 2008).

Products to which statutory measure applies.

3. This statutory measure shall apply to plums, prunes, peaches, nectarines, apricots, apples and pears intended for fresh domestic consumption and/or export and/or dried fruit and/or apples for juice concentrate processing.

Area in which measure shall apply

4. This measure shall apply in the geographical area of the Republic of South Africa.

Registration of parties concerned

5. (1) All producers, exporters, retailer, processors and municipal markets of pome fruit and stone fruit for fresh domestic consumption and/or export and/or dried fruit and/or processors of apples, shall register with HORTGRO.
(2) A person shall have a choice to register as either a producer or exporter or retailer or processor.

- (3) A person who is a producer as well as a processor or exporter or trader shall register as a producer and as exporter or retailer or processor.

Application for registration

6. Application for registration shall –

- (1) be made within thirty (30) days of the commencement of this statutory measure, and in the case of a person becoming a party as contemplated in clause 5 after such date of commencement, within thirty (30) days of becoming such a party;
- (2) be made on the application form obtainable free of charge from HORTGRO;
- (3) be submitted, when forwarded by post, to –
HORTGRO
PO Box 163
PAARL
7620
- (4) when delivered by hand, be delivered to –
HORTGRO
258 Main Road
PAARL
7646
- (5) when sent by telefax, be addressed to –
021-870 2915
- (6) when sent by E-mail, addressed to –
info@hortgro.co.za

Commencement and period of validity

7. This statutory measure shall come into operation on the date of publication hereof and will lapse four years later.

DEPARTMENT OF AGRICULTURE, FORESTRY AND FISHERIES

NO. R. 1577

06 DECEMBER 2019

MARKETING OF AGRICULTURAL PRODUCTS ACT, 1996
(ACT No 47 OF 1996)**ESTABLISHMENT OF STATUTORY MEASURE: RECORDS AND RETURNS RELATING TO TREES AS WELL AS PRODUCTION AND MARKETING INFORMATION OF PLUMS AND PRUNES, NECTARINES AND PEACHES, APRICOTS, APPLES AND PEARS**

I, Angela Thoko Didiza, Minister of Agriculture, Land Reform and Rural Development acting under sections 13 and 18 of the Marketing of Agricultural Products Act, 1996 (Act No 47 of 1996), hereby establish the statutory measure set out in the attached Schedule.

AT Didiza,
Minister of Agriculture, Land Reform and Rural Development.

SCHEDULE**Definitions**

1. In this Schedule any word or expression to which a meaning has been assigned in the Act shall have that meaning, and unless the context otherwise indicates –
 - “**Exporter**” means a person who trade stone fruit and pome fruit for export for his own account, or acts as an agent on a commission basis on behalf of producers;
 - “**Municipal market**” means the national fresh produce markets as defined from time to time;
 - “**Pome fruit producer**” means a producer of apples and pears intended for fresh pome fruit exports and/or domestic fresh consumption and/or drying, as well as apples for apple juice concentrate;
 - “**Processor**” means an apple juice concentrate manufacturer or a packer of dried pome and stone fruit;
 - “**Retailer**” means a person who trades with fresh stone fruit and/or pome fruit on a retail level on the domestic market;
 - “**Stone fruit producer**” means a producer of plums, prunes, peaches, nectarines and apricots intended for fresh stone fruit exports and/or domestic fresh consumption and/or drying;

“**Trees**” means trees intended for the production of apples, pears, plums, prunes, peaches, nectarines and apricots; and

A person shall have a choice to register as either a producer or an exporter or dryer or retailer or processor. A person who is a producer as well as an exporter or retailer or processor, must register as a producer and as an exporter or retailer or processor.

Purpose and aims of statutory measure and the relation thereof to the objectives of the Act

2. The purpose and aims of the statutory measure is to compel the parties set out herein to keep records and render returns to HORTGRO (Pty) Ltd. This is necessary to ensure that continuous, timeous and accurate information relating to the products as defined, is available to all role players. Market information is deemed essential for all role players in order for them to make informed decisions. By prescribing the keeping of records with the rendering of returns on an individual basis, market and production information for the pome fruit and the stone fruit industry can be processed and disseminated.

The establishment of the measure will assist in promoting the efficiency of the production and marketing of products. The viability of the pome fruit and stone fruit industry will thus be enhanced. The measure will not be detrimental to the number of employment opportunities or fair labour practice. Any information obtained will be dealt with in a confidential manner and no sensitive or potentially sensitive client-specific information will be made available to any party without the prior approval of the party whose rights may be affected.

The measure will be administered by HORTGRO a company established in terms of the Companies Act (as amended), 2008 (Act 71 of 2008). HORTGRO will implement and administer the measure as set out in the Schedule within DFPT Finance, a non-profit company incorporated under the Companies Act (as amended), 2008 (Act 71 of 2008).

Products to which statutory measure applies.

3. This statutory measure shall apply to apples, pears, plums, prunes, peaches, nectarines and apricots intended for fresh domestic consumption and/or export and/or drying, as well as apples intended for processing of juice concentrate.

Area in which measure shall apply

4. This measure shall apply in the geographical area of the Republic of South Africa.

Records to be kept and returns to be rendered

5. (1A) All producers, exporters, traders, dryers and processors of apples, pears, plums, prunes, peaches, nectarines and apricots shall keep such records and render the returns as may be required by HORTGRO relating to:

- (a) tree surveys;
 - (b) the volume of apples, pears, plums, prunes peaches, nectarines and apricots destined for domestic fresh consumption and/or export and/or drying; and
 - (c) the volume of apples destined for processing of juice concentrate.
- (1B) No records or returns shall be required in terms of this measure which disclose confidential information of a marketing nature, and in particular, no returns disclosing, inter alia, contracting parties; purchasers of fruit; prices of services or the prices obtained for fruit, or any similar information, shall be required to be furnished.
- (2) The National Department of Agriculture, Land Reform and Rural Development or its assignee shall render a copy of all export certificates or furnish the information required by HORTGRO contained in such certificates within the period specified in sub-clause (4).
- (3) The records referred to in sub-clause (1) shall –
- (a) be recorded on a computer or with ink in a book; and
 - (b) be kept at the registered premises of the person required to keep it for a period of at least three years.
- (4) The returns referred to in sub-clause (1) shall be rendered on forms obtainable free of charge for this purpose from HORTGRO within fifteen (15) days after the end of the month in which the returns have been requested.
- (a) be submitted, when forwarded by post, to –
HORTGRO
PO Box 163
PAARL
7620
 - (b) when delivered by hand, be delivered to –
HORTGRO
258 Main Road
PAARL
7646
 - (c) when sent by telefax, be addressed to –
021-870 2915
 - (d) when sent by E-mail, addressed to –
info@hortgro.co.za

Commencement and period of validity

6. This statutory measure shall come into operation on the date of publication hereof and will lapse four years later.

DEPARTMENT OF AGRICULTURE, FORESTRY AND FISHERIES

NO. R. 1578

06 DECEMBER 2019

MARKETING OF AGRICULTURAL PRODUCTS ACT, 1996 (ACT NO. 47 OF 1996)

**ESTABLISHMENT OF STATUTORY MEASURE: REGISTRATION OF PRODUCERS,
PROCESSORS, IMPORTERS AND EXPORTERS OF PECAN NUTS AND PECAN NUT
PRODUCTS**

I, Thoko Didiza, Minister of Agriculture, Land Reform and Rural Development, acting under sections 13 and 19 of the Marketing of Agricultural Products Act, 1996 (Act No. 47 of 1996), hereby establish the statutory measure set out in the Schedule.

(MS) A.T. DIDIZA, (MP)

MINISTER OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT

SCHEDULE

Definitions

1. In this Schedule any word or expression to which a meaning has been assigned in the Act shall have that meaning, and unless the context otherwise indicates –

“Exporter” means a person or entity who exports pecan nuts or pecan nut products from South Africa and includes persons or entities who arranges or handles exports on behalf or in the name of someone else;

“Grower” means a person or entity involved in growing pecan nut trees to be sold for commercial gain, i.e. nurseries;

“Importer” means a person or entity who imports pecan nuts or pecan nut products into South Africa and includes persons or entities who arranges or handles imports on behalf or in the name of someone else;

“Packer” means a person or entity who buys or acquires pecan nuts and/or pecan nut products and packages it for resale; or packs its own products for retail sale;

“Pecan nut industry” means all participants and role players in the South African pecan nut industry;

“Pecan nut kernels” means shelled pecan nuts;

“Pecan nut products” means the processed products obtained from pecan nuts;

“Pecan nut” means the stone or pit of the fruit of the Pecan Nut tree *Carya illinoensis*;

“Processor” means a person or entity who sorts and/or cleans and/or shells and/or processes pecan nuts for resale;

“Producer” means a person or entity who grows pecan nut trees to produce pecan nuts for commercial gain; and

“The Act” means the Marketing of Agricultural Products Act, 1996 (Act No 47 of 1996).

Purpose and aims of statutory measure and the relation thereof to the objectives of the Act

2. The purpose and aims of the statutory measure are to compel the parties set out herein to register with the South African Pecan Nut Producers Association NPC (SAPPA). Registration is necessary to assist SAPPA in ensuring that continuous, timeous and accurate information relating to the products as defined, is available to all role players. Market information is deemed essential for all role players in order for them to make informed decisions. By combining compulsory registration with the keeping of information and the rendering of returns on an individual basis, market information for the whole of the industry can be processed and disseminated and will form the basis for the collection of levies where applicable and appropriate.

The establishment of the measure would assist in promoting the efficiency of the marketing of pecan nuts and pecan nut products. The viability of the pecan nut industry

will thus be enhanced. The measure will not be detrimental to the number of employment opportunities or fair labour practice.

The measure will be administered by SAPPA, a non-profit company established in terms of the Companies Act (as amended), 2008 (Act 71 of 2008). SAPPA will implement and administer the measure as set out in the Schedule.

Products to which statutory measure applies

3. This statutory measure shall apply to pecan nuts and pecan nut products, both from domestic source and on imported product.

Area in which measure shall apply

4. This measure shall apply in the geographical area of the Republic of South Africa.

Registration of parties concerned

5. (1) All producers, growers, processors, packers, importers and exporters of pecan nuts and/or pecan nut products shall register with SAPPA in the manner prescribed in clause 6.
- (2) Each person or entity who becomes a producer, grower, processor, packer, importer and/or exporter of pecan nuts and/or pecan nut products shall register with SAPPA.
- (3) A person shall have a choice to register as either a producer or processor or importer or exporter.
- (4) A person who is a producer as well as a processor or importer or exporter shall register as a producer and as processor or importer or exporter.

Application for registration

6. Application for registration shall –

- (1) be made within thirty (30) days of the commencement of this statutory measure, and in the case of a person becoming a party as contemplated in clause 5 after such date of commencement, within thirty (30) days of becoming such a party;

- (2) be made on the application form obtainable free of charge from SAPPA;

- (3) be submitted, when forwarded by post, to –

SAPPA
PO Box 163
PAARL
7620

- (4) when delivered by hand, be delivered to –

SAPPA

258 Main Street
PAARL
7646

- (5) when sent by telefax, be addressed to –
012 870 2915
- (6) when sent by E-mail, addressed to –
sappa@hortgro.co.za

Commencement and period of validity

- 7. This statutory measure shall come into operation on the date of publication hereof and will lapse 4 years later.

DEPARTEMENT VAN LANDBOU, BOSBOU EN VISSERYE

NO. R. 1578

06 DESEMBER 2019

WET OP DIE BEMARKING VAN LANDBOUPRODUKTE, 1996 (WET NO. 47 VAN 1996)**INSTELLING VAN 'N STATUTÊRE MAATREËL: REGISTRASIE VAN PRODUSENTE,
VERWERKERS, INVOERDERS EN UITVOERDERS VAN PEKANNEUTE EN
PEKANNEUTPRODUKTE**

Ek, Thoko Didiza, Minister van Landbou, Grondhervorming en Landelike Ontwikkeling, stel hiermee in terme van artikels 13 en 19 van die Wet op die Bemarking van Landbouprodukte, 1996 (Wet No. 47 van 1996), die statutêre maatreël in soos uiteengesit in hierdie Bylae.

(ME) A.T. DIDIZA, (MP)

MINISTER VAN LANDBOU, GRONDHERVORMING EN LANDELIKE ONTWIKKELING

BYLAE

Definisies

1. In hierdie Bylae het enige woord of uitdrukking waaraan 'n betekenis in die Wet geheg is, daardie betekenis en tensy uit die samehang anders blyk, beteken –

“Die Wet” beteken die Wet op die Bemarking van Landbouprodukte, 1996 (Wet No 47 van 1996);

“Invoerder” beteken 'n persoon of instansie wat pekanneute of pekanneutprodukte na Suid-Afrika invoer en sluit ook persone of instansies in wat invoere namens of ten behoeve van 'n ander reël of hanteer;

“Kweker” beteken 'n persoon of instansie wat pekanneutbome kweek om verkoop te word vir kommersiële gewin;

“Pekanneutbedryf” beteken al die deelnemers en rolspelers in die Suid-Afrikaanse pekanneutbedryf;

“Pekanneut” beteken die steen of pit van die vrug van die Pekanneutboom *Carya illinoensis*;

“Pekanneutkerns” beteken uitgedopte pekanneute;

“Pekanneutprodukte” beteken die verwerkte produkte van pekanneute verkry;

“Produsent” beteken 'n persoon of instansie wat pekanneutbome aanplant om pekanneute vir kommersiële gewin te produseer;

“Uitvoerder” beteken 'n persoon of instansie wat pekanneute of pekanneutprodukte vanuit Suid-Afrika uitvoer en sluit ook persone of instansies in wat uitvoere namens of ten behoeve van 'n ander reël of hanteer;

“Verpakker” beteken 'n persoon of instansie wat pekanneute of pekanneutprodukte aankoop of verkry en verpak met die doel om dit te verhandel, of sy eie produk verpak om te verhandel; en

“Verwerker” beteken 'n persoon of instansie wat pekanneute sorteer en/of skoonmaak en/of uitdop en/of verwerk sodat dit aangebied kan word vir verkoop.

Doelwit en oogmerk van die statutêre maatreël en die verwantskap daarvan met die doelwitte van die Wet

2. Die doelwit en oogmerk van die statutêre maatreël is om die partye soos uiteengesit hierin, te laat registreer by die Suid-Afrikaanse Pekanneutprodusente Assosiasie NPC (SAPPA). Registrasie is noodsaaklik om SAPPA instaat te stel om deurlopende, tydige en akkurate inligting oor die produkte soos gedefinieer, beskikbaar te maak aan alle rolspelers. Mark inligting word geag noodsaaklik te wees vir alle rolspelers ten einde ingeligte besluite te kan neem. Deur die kombinerings van verpligte registrasie met die hou van inligting en die indiening van inligting op 'n individuele basis, kan mark inligting vir die totale bedryf verwerk en beskikbaar gestel word en sal dit ook die basis vorm vir die vordering van heffings waar toepaslik.

Die instel van die maatreël sal die doeltreffendheid van die bemarking van pekanneute en pekanneutprodukte bevorder en verbeter. Die lewensvatbaarheid van die pekanneutbedryf sal derhalwe verbeter word. Die maatreël sal nie nadelig op werksgeleenthede en regverdige arbeidspraktyke inwerk nie.

Die maatreël sal deur SAPPA, 'n maatskappy sonder winsoogmerk wat in terme van die Maatskappy Wet (soos gewysig), 2008 (Wet 71 van 2008) opgerig is, administreer word. SAPPA sal die maatreëls implementeer en administreer soos uiteengesit in hierdie Bylae.

Produkte waarop die statutêre maatreëls van toepassing is

3. Hierdie statutêre maatreël sal toegepas word op pekanneute en pekanneutprodukte wat plaaslik geproduseer word, sowel as enige pekanneute wat ingevoer word.

Area waarin die maatreëls toegepas sal word

4. Hierdie maatreël sal in die geografiese gebied van die Republiek van Suid-Afrika geld.

Registrasie van geaffekteerde partye

5. (1) Alle produsente, kwekers, verwerkers, verpakkers, invoerders en uitvoerders van pekanneute en/of pekanneutprodukte sal by SAPPA registreer soos aangedui in klousule 6.
- (2) Elke persoon wat 'n produsent, kweker, verwerker, verpakker, invoerder en/of uitvoerder van pekanneute en/of pekanneutprodukte word, sal by SAPPA registreer.
- (3) 'n Persoon sal 'n keuse hê om óf as produsent óf as verwerker óf as uitvoerder óf as invoerder te registreer.
- (4) 'n Persoon wat 'n produsent sowel as 'n verwerker of uitvoerder of invoerder is, sal as produsent en as 'n verwerker of uitvoerder of invoerder, registreer.

Aansoek om registrasie

6. Aansoek om registrasie sal –
 - (1) binne dertig (30) dae na die instelling van hierdie statutêre maatreël, en in die geval van 'n persoon/instansie wat 'n party word soos aangedui in klousule 5 na sodanige datum van instelling, binne dertig (30) dae nadat hy sodanige party geword het;
 - (2) gedoen word op die aansoekvorm wat gratis van SAPPA verkry kan word;
 - (3) ingedien word, wanneer aangestuur word per pos, na –

SAPPA
Posbus 163
PAARL

7620

- (4) wanneer per hand besorg word, afgelewer word by –

SAPPA
Hoofstraat 258
PAARL
7646

- (5) wanneer per telefaks gestuur word, geadresseer aan –

012 870 2915

- (6) wanneer aangestuur word per e-pos, geadresseer aan –

sappa@hortgro.co.za

Inwerkingtreding en periode van toepassing

7. Hierdie statutêre maatreël sal in werking tree op die datum van publikasie hiervan en sal 4 jaar later verval.

DEPARTMENT OF AGRICULTURE, FORESTRY AND FISHERIES

NO. R. 1579

06 DECEMBER 2019

MARKETING OF AGRICULTURAL PRODUCTS ACT, 1996 (ACT NO. 47 OF 1996)

**ESTABLISHMENT OF STATUTORY MEASURE AND DETERMINATION OF
GUIDELINE PRICES: LEVIES RELATING TO PECAN NUTS AND PECAN NUT
PRODUCTS**

I, Thoko Didiza, Minister of Agriculture, Land Reform and Rural Development, acting under sections 13 and 15 of the Marketing of Agricultural Products Act, 1996 (Act No. 47 of 1996), hereby establish the statutory measure set out in the Schedule.

(MS) A.T. DIDIZA, (MP)

MINISTER OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT

SCHEDULE

Definitions

1. In this Schedule any word or expression to which a meaning has been assigned in the Act shall have that meaning, and unless the context otherwise indicates –

“**Exporter**” means a person or entity who exports pecan nuts or pecan nut products from South Africa and includes persons or entities who arranges or handles exports on behalf or in the name of someone else;

“**Grower**” means a person or entity involved in growing pecan nut trees to be sold for commercial gain, i.e. nurseries;

“**Importer**” means a person or entity that imports pecan nuts or pecan nut products into South Africa and includes persons or entities who arranges or handles imports on behalf or in the name of someone else;

“**Packer**” means a person or entity that buys or acquires pecan nuts and/or pecan nut products and packages it for resale; or packs its own products for retail sale;

“**Pecan nut industry**” means all participants and role players in the South African pecan nut industry;

“**Pecan nut kernels**” means shelled pecan nuts;

“**Pecan nut products**” means the processed products obtained from pecan nuts;

“**Pecan nut**” means the stone or pit of the fruit of the Pecan Nut tree Carya illinoensis;

“**Processor**” means a person or entity who sorts and/or cleans and/or shells and/or processes pecan nuts for resale;

“**Producer**” means a person or entity who grows pecan nut trees to produce pecan nuts for commercial gain; and

“**The Act**” means the Marketing of Agricultural Products Act, 1996 (Act No 47 of 1996).

Purpose and aims of statutory measure and the relation thereof to the objectives of the Act

2. The purpose and aims of this statutory measure are to provide financial support to the South African Pecan Nut Producers Association NPS (SAPPA) to fund research projects, information and technology transfer; plant improvement functions and certification; market information and statistics; communication; trade and market access; and transformation and training for the pecan nut industry.

These measures are necessary to ensure that continuous, timeous and accurate information relating to the pecan nut industry is available to all role players in order for them to make informed decisions.

The measure will not be detrimental to the number of employment opportunities or fair labour practice and will support the statutory measures relating to registration and the rendering of returns applicable to pecan nuts and pecan nut products.

The measure will be administered by SAPPA, a non-profit company established in terms of the Companies Act (as amended), 2008 (Act 71 of 2008). SAPPA will implement and administer the measure as set out in the Schedule.

Products to which statutory measure applies

3. This statutory measure shall apply to pecan nuts and pecan nut products, both from domestic source and on imported product.

Area in which measure shall apply

4. This measure shall apply in the geographical area of the Republic of South Africa.

Imposition of levy

5. A levy is hereby imposed on pecan nuts and pecan nut products.

Amount of levy

6. The amounts of the levies (excluding Value Added Tax) will be as follows:

In shell pecan nuts	1 March 2020 to 28 February 2021	35c/kg
	1 March 2021 to 28 February 2022	35c/kg
	1 March 2022 to 28 February 2023	40c/kg
	1 March 2023 to 29 February 2024	40c/kg
Pecan nut kernels	1 March 2020 to 28 February 2021	70c/kg
	1 March 2021 to 28 February 2022	70c/kg
	1 March 2022 to 28 February 2023	80c/kg
	1 March 2023 to 29 February 2024	80c/kg

Persons by whom and to whom levy shall be payable

7. (1) The levy imposed under clause 5 shall –
- (a) be payable by a processor, packer or exporter on behalf of the producer from which such pecan nuts have been procured in respect of all pecan nuts processed, packed or exported;
 - (b) be payable by a processor or packer on behalf of a producer in respect of all pecan nuts sorted and/or cleaned and/or shelled and/or packed and/or processed for and returned to such a producer;
 - (c) be payable by an importer on all pecan nuts and pecan nut products imported; and
 - (d) be payable by a producer who packs his own pecan nuts or pecan nut products for retail sale.
- (2) A levy imposed under clause 5 shall be payable to SAPPA in accordance with clause 8.

Payment of levy

8. (1) Payment of the levy shall be made not later than thirty (30) days following the month end wherein the pecan nuts was delivered or imported or sold via any other method.
- (2) Payment shall be made by means of a cheque or electronic transfer in favour of SAPPA, and shall –
- (a) when paid by cheque, be addressed to –
- SAPPA
PO Box 163
PAARL
7620
- (b) when electronically transferred, be paid to the bank account obtainable from SAPPA on request.

Conditions of approval

9. This statutory measure is subject to the following conditions:
- (a) That 70% of levy income be spent on research, information and other functions, at least 20% on transformation (development of emerging farmers), and not more than 10% on administration;
- (b) That levies be accounted for, in a manner and to the extent acceptable to the Auditor-General, separately from any other funds or assets under the control of SAPPA, and audited by the Auditor-General; and
- (c) That after the lapsing of the levy, any surplus funds be utilised subject to the approval of the Minister.

Commencement and period of validity

10. This statutory measure shall come into operation on the date of publication hereof and will lapse 4 years later.

DEPARTEMENT VAN LANDBOU, BOSBOU EN VISSERYE

NO. R. 1579

06 DESEMBER 2019

WET OP DIE BEMARKING VAN LANDBOUPRODUKTE, 1996 (WET NO. 47 VAN 1996)**INSTELLING VAN STATUTÊRE MAATREËL EN BEPALINGS VAN RIGLYNPRYS:
HEFFINGS OP PEKANNEUTE EN PEKANNEUTPRODUKTE**

Ek, Thoko Didiza, Minister van Landbou, Grondhervorming en Landelike Ontwikkeling, handelende kragtens artikels 13 en 15 van die Wet op die Bemarking van Landbouprodukte, 1996 (Wet No. 47 van 1996) stel hierby die statutêre maatreël in die Bylae uiteengesit in.

(ME) A.T. DIDIZA, (MP)**MINISTER VAN LANDBOU, GRONDHERVORMING EN LANDELIKE ONTWIKKELING**

BYLAE

Definisies

1. In hierdie Bylae het enige woord of uitdrukking waaraan 'n betekenis in die Wet geheg is, daardie betekenis en tensy uit die samehang anders blyk, beteken –

“**Die Wet**” beteken die Wet op die Bemaking van Landbouprodukte, 1996 (Wet No 47 van 1996);

“**Invoerder**” beteken 'n persoon of instansie wat pekanneute of pekanneutprodukte na Suid-Afrika invoer en sluit ook persone of instansies in wat invoere namens of ten behoeve van 'n ander reël of hanteer;

“**Kweker**” beteken 'n persoon of instansie wat pekanneutbome kweek om verkoop te word vir kommersiële gewin;

“**Pekanneutbedryf**” beteken al die deelnemers en rolspelers in die Suid-Afrikaanse pekanneutbedryf;

“**Pekanneut**” beteken die steen of pit van die vrug van die Pekanneutboom Carya illinoensis;

“**Pekanneutkerns**” beteken uitgedopte pekanneute;

“**Pekanneutprodukte**” beteken die verwerkte produkte van pekanneute verkry;

“**Produsent**” beteken 'n persoon of instansie wat pekanneutbome aanplant om pekanneute vir kommersiële gewin te produseer;

“**Uitvoerder**” beteken 'n persoon of instansie wat pekanneute of pekanneutprodukte vanuit Suid-Afrika uitvoer en sluit ook persone of instansies in wat uitvoere namens of ten behoeve van 'n ander reël of hanteer;

“**Verpakker**” beteken 'n persoon of instansie wat pekanneute of pekanneutprodukte aankoop of verkry en verpak met die doel om dit te verhandel, of sy eie produk verpak om te verhandel; en

“**Verwerker**” beteken 'n persoon of instansie wat pekanneute sorteer en/of skoonmaak en/of uitdop en/of verwerk sodat dit aangebied kan word vir verkoop.

Doelwit en oogmerk van die statutêre maatreël en die verwantskap daarvan met die doelwitte van die Wet

2. Die heffing word deur die Suid-Afrikaanse Pekanneutprodusente Assosiasie NPC (SAPPA) benodig vir die befondsing van navorsingsprojekte, inligting en tegnologie oordrag; plantverbeteringsfunksies en sertifisering; markinligting en statistiek; kommunikasie; handel en marktoegang; en transformasie en opleiding vir die pekanneutbedryf.

Die maatreël is nodig om SAPPA instaat te stel om deurlopende, tydige en akkurate inligting oor die pekanneutbedryf aan alle rolspelers beskikbaar te stel op die terreine soos aangedui.

Die maatreël sal nie nadelig op werksgeleenthede en regverdigde arbeidspraktyke inwerk nie en sal die maatreëls met betrekking tot registrasie en die indiening van rekords en verslae van toepassing op pekanneute en pekanneutprodukte ondersteun.

Die maatreël sal deur SAPPa, 'n maatskappy sonder winsoogmerk wat in terme van die Maatskappy Wet (soos gewysig), 2008 (Wet 71 van 2008) opgerig is, administreer word. SAPPa sal die maatreëls implementeer en administreer soos uiteengesit in hierdie Bylae.

Produkte waarop die statutêre maatreëls van toepassing is

3. Hierdie statutêre maatreël sal toegepas word op pekanneute en pekanneutprodukte wat plaaslik geproduseer word, sowel as enige pekanneute wat ingevoer word.

Area waarin die maatreëls toegepas sal word

4. Hierdie maatreël sal in die geografiese gebied van die Republiek van Suid-Afrika geld.

Instel van 'n heffing

5. 'n Heffing word hiermee ingestel op pekanneute en pekanneutprodukte.

Bedrag van heffing

6. Die bedrag van die heffing (Belasting op Toegevoegde Waarde uitgesluit) is soos volg:

In Dop (Heel) Pekanneute	1 Maart 2020 tot 28 Februarie 2021	35c/kg
	1 Maart 2021 tot 28 Februarie 2022	35c/kg
	1 Maart 2022 tot 28 Februarie 2023	40c/kg
	1 Maart 2023 tot 29 Februarie 2024	40c/kg
Pekanneut Kerns	1 Maart 2020 tot 28 Februarie 2021	70c/kg
	1 Maart 2021 tot 28 Februarie 2022	70c/kg
	1 Maart 2022 tot 28 Februarie 2023	80c/kg
	1 Maart 2023 tot 29 Februarie 2024	80c/kg

Persone op wie die heffing van toepassing is en aan wie dit betaal word

7. (1) Die heffing wat in terme van klousule 5 ingestel word, sal –
- betalbaar wees deur 'n verwerker, verpakker of uitvoerder op alle pekanneute namens die produsent van wie sodanige pekanneute vir verwerking, verpakking of uitvoere bekom is;
 - betalbaar wees deur 'n verwerker of verpakker op alle pekanneute namens 'n produsent wie sy eie pekanneute laat sorteer en/of skoonmaak en/of uitdop en/of verpak en/of verwerk en daarna terugneem.
 - betalbaar wees deur 'n invoerder op alle pekanneute en pekanneutprodukte wat ingevoer is; en
 - betalbaar wees deur 'n produsent wie sy eie pekanneute of pekanneutprodukte verpak en verkoop.
- (2) Die heffings soos ingestel in terme van klousule 5 sal betaalbaar wees aan SAPPa soos aangedui in klousule 8.

Betaling van heffing

8. (1) Betaling van die heffing sal geskied nie later nie as dertig (30) dae na die maandeinde waarin die pekanneute gelewer of ingevoer is, of via enige ander wyse verkoop is.
- (2) Betaling sal geskied deur middel van 'n tjek of elektroniese oordrag uitgemaak aan SAPPA, en sal –
- (a) wanneer per tjek betaal word, geadresseer word aan –
- SAPPA
Posbus 163
PAARL
7620
- (b) wanneer elektronies oorgedra word, direk in die bankrekening inbetaal word wat op versoek van SAPPA verkry kan word.

Voorwaardes van goedkeuring

9. Hierdie statutêre heffings is onderworpe aan die volgende voorwaardes:
- (a) Dat 70% van heffingsinkomste spandeer word aan navorsing, inligting, en ander funksies, ten minste 20% op transformasie (ontwikkeling van swart boere) en nie meer as 10% op administrasie;
- (b) Dat die heffings bestuur word op 'n manier aanvaarbaar vir die Ouditeur-Generaal, apart van enige ander bates of fondse van SAPPA en geaudit word deur die Ouditeur-generaal; en
- (c) Dat die aanwending van enige surplusfondse wat na die heffingstermyn mag bestaan, onderhewig sal wees aan die goedkeuring van die Minister.

Inwerkingtreding en periode van toepassing

10. Hierdie statutêre maatreël sal in werking tree op die datum van publikasie hiervan en sal 4 jaar later verval.

DEPARTMENT OF AGRICULTURE, FORESTRY AND FISHERIES

NO. R. 1580

06 DECEMBER 2019

MARKETING OF AGRICULTURAL PRODUCTS ACT, 1996 (ACT NO. 47 OF 1996)**ESTABLISHMENT OF STATUTORY MEASURE: RECORDS AND RETURNS RELATING TO
PECAN NUT TREES AS WELL AS DOMESTIC PRODUCTION, PROCESSING, IMPORTS
AND EXPORTS OF PECAN NUTS AND PECAN NUT PRODUCTS**

I, Thoko Didiza, Minister of Agriculture, Land Reform and Rural Development, acting under sections 13 and 18 of the Marketing of Agricultural Products Act, 1996 (Act No. 47 of 1996), hereby establish the statutory measure set out in the Schedule.

(MS) A.T. DIDIZA, (MP)

MINISTER OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT

SCHEDULE

Definitions

1. In this Schedule any word or expression to which a meaning has been assigned in the Act shall have that meaning, and unless the context otherwise indicates –

“Exporter” means a person or entity who exports pecan nuts or pecan nut products from South Africa and includes persons or entities who arranges or handles exports on behalf or in the name of someone else;

“Grower” means a person or entity involved in growing pecan nut trees to be sold for commercial gain, i.e. nurseries;

“Importer” means a person or entity that imports pecan nuts or pecan nut products into South Africa and includes persons or entities who arranges or handles imports on behalf of or in the name of someone else;

“Packer” means a person or entity that buys or acquires pecan nuts and/or pecan nut products and packages it for resale; or packs its own products for retail sale;

“Pecan nut industry” means all participants and role players in the South African pecan nut industry;

“Pecan nut kernels” means shelled pecan nuts;

“Pecan nut products” means the processed products obtained from pecan nuts;

“Pecan nut” means the stone or pit of the fruit of the Pecan Nut tree *Carya illinoensis*;

“Processor” means a person or entity who sorts and/or cleans and/or shells and/or processes pecan nuts for resale;

“Producer” means a person or entity who grows pecan nut trees to produce pecan nuts for commercial gain; and

“The Act” means the Marketing of Agricultural Products Act, 1996 (Act No 47 of 1996).

Purpose and aims of statutory measure and the relation thereof to the objectives of the Act

2. The purpose and aims of the statutory measure is to compel the parties set out herein to keep records and render returns to the South African Pecan Nut Producers Association NPC (SAPPA). This is necessary to ensure that continuous, timeous and accurate information relating to the products as defined, is available to all role players. Market information is deemed essential for all role players in order for them to make informed decisions. By prescribing the keeping of records with the rendering of returns on an individual basis, market and production information for the pecan nut industry can be processed and disseminated.

The establishment of the measure will assist in promoting the efficiency of the marketing of products. The viability of the pecan nut industry should thus be enhanced. The measure will not be detrimental to the number of employment opportunities or fair labour practice. Any information obtained will be dealt with in a confidential manner and no sensitive or

potentially sensitive client-specific information will be made available to any party without the prior approval of the party whose rights may be affected.

The measure will be administered by SAPPA, a non-profit company established in terms of the Companies Act (as amended), 2008 (Act 71 of 2008). SAPPA will implement and administer the measure as set out in the Schedule.

Products to which statutory measure applies

3. This statutory measure shall apply to pecan nuts and pecan nut products, both from domestic source and on imported product.

Area in which measure shall apply

4. This measure shall apply in the geographical area of the Republic of South Africa.

Records to be kept and returns to be rendered

5. (1) All producers, processors, importers and exporters of pecan nuts and pecan nut products shall keep such records and render the returns as may be required by SAPPA relating to:
 - (a) Pecan nut trees;
 - (b) The volume of pecan nuts and/or pecan nut products produced ; and
 - (c) The volume of pecan nuts and/or pecan nut products imported and/or exported.
- (2) No records or returns shall be required in terms of this measure which disclose confidential information of a marketing nature, and in particular, no returns disclosing, inter alia, contracting parties; purchasers of pecan nuts products; prices of services or the prices obtained for product, or any similar information, shall be required to be furnished.
- (3) The National Department of Agriculture, Land Reform and Rural Development or its assignee shall render a copy of all export certificates or furnish the information required by SAPPA contained in such certificates within the period specified in sub-clause (4)
- (4) The records referred to in sub-clause (1) shall –
 - (a) be recorded on a computer or with ink in a book;
 - (b) be kept at the registered premises of the person required to keep it for a period of at least three years.
- (5) The returns referred to in sub-clause (1) shall be rendered on forms obtainable free of charge for this purpose from SAPPA within fifteen (15) days after the end of the month in which the returns have been requested.
 - (a) be submitted, when forwarded by post, to –

SAPPA
PO Box 163
PAARL
7620

- (b) when delivered by hand, be delivered to –
- SAPPA
258 Main Street
PAARL
7646
- (c) when sent by telefax, be addressed to –
- 021 870 2915
- (d) when sent by E-mail, addressed to –
- sappa@hortgro.co.za

Commencement and period of validity

6. This statutory measure shall come into operation on the date of publication hereof and will lapse 4 years later.

DEPARTEMENT VAN LANDBOU, BOSBOU EN VISSERIE

NO. R. 1580

06 DESEMBER 2019

WET OP DIE BEMARKING VAN LANDBOUPRODUKTE, 1996 (WET NO. 47 VAN 1996)

**INSTELLING VAN 'N STATUTÊRE MAATREËL: AANTEKENINGE EN OPGAWES MET
BETREKKING TOT PEKANNEUT BOME, PLAASLIKE PRODUKSIE, VERWERKING, INVOER
EN UITVOER VAN PEKANNEUTE EN PEKANNEUTPRODUKTE**

Ek, Thoko Didiza, Minister van Landbou, Grondhervorming en Landelike Ontwikkeling, stel hiermee in terme van artikels 13 en 18 van die Wet op die Bemarking van Landbouprodukte, 1996 (Wet No. 47 van 1996), die statutêre maatreël in soos uiteengesit in hierdie Bylae.

(ME) A.T. DIDIZA, (MP)

MINISTER VAN LANDBOU, GRONDHERVORMING EN LANDELIKE ONTWIKKELING

BYLAE

Definisies

1. In hierdie Bylae het enige woord of uitdrukking waaraan 'n betekenis in die Wet geheg is, daardie betekenis en tensy uit die samehang anders blyk, beteken –

“Die Wet” beteken die Wet op die Bemarking van Landbouprodukte, 1996 (Wet No 47 van 1996);

“Invoerder” beteken 'n persoon of instansie wat pekanneute of pekanneutprodukte na Suid-Afrika invoer en sluit ook persone of instansies in wat invoere namens of ten behoeve van 'n ander reël of hanteer;

“Kweker” beteken 'n persoon of instansie wat pekanneutbome kweek om verkoop te word vir kommersiële gewin;

“Pekanneutbedryf” beteken al die deelnemers en rolspelers in die Suid-Afrikaanse pekanneutbedryf;

“Pekanneut” beteken die steen of pit van die vrug van die Pekanneutboom Carya illinoensis;

“Pekanneutkerns” beteken uitgedopte pekanneute;

“Pekanneutprodukte” beteken die verwerkte produkte van pekanneute verkry;

“Produsent” beteken 'n persoon of instansie wat pekanneutbome aanplant om pekanneute vir kommersiële gewin te produseer;

“Uitvoerder” beteken 'n persoon of instansie wat pekanneute of pekanneutprodukte vanuit Suid-Afrika uitvoer en sluit ook persone of instansies in wat uitvoere namens of ten behoeve van 'n ander reël of hanteer;

“Verpakker” beteken 'n persoon of instansie wat pekanneute of pekanneutprodukte aankoop of verkry en verpak met die doel om dit te verhandel, of sy eie produk verpak om te verhandel; en

“Verwerker” beteken 'n persoon of instansie wat pekanneute sorteer en/of skoonmaak en/of uitdop en/of verwerk sodat dit aangebied kan word vir verkoop.

Doelwit en oogmerk van die statutêre maatreël en die verwantskap daarvan met die doelwitte van die Wet

2. Die doelwit en oogmerk van die statutêre maatreël is om die partye soos uiteengesit hierin te verplig om aantekeninge te hou en opgawes aan die Suid-Afrikaanse Pekanneutprodusente Assosiasie NPC (SAPPA) te verstrek. Dit is noodsaaklik om SAPPA instaat te stel om deurlopende, tydige en akkurate inligting oor die produkte soos gedefinieer, beskikbaar te maak aan alle rolspelers. Mark inligting word geag noodsaaklik te wees vir alle rolspelers ten einde ingeligte besluite te kan neem. Deur die kombinerende van verpligte registrasie met die hou van inligting en die indiening van inligting op 'n individuele basis, kan mark inligting vir die totale bedryf verwerk en beskikbaar gestel word en sal dit ook die basis vorm vir die vordering van heffings waar toepaslik.

Die instel van die maatreël sal die doeltreffendheid van die bemerking van pekanneute en pekanneutprodukte bevorder en verbeter. Die lewensvatbaarheid van die pekanneutbedryf sal derhalwe verbeter word. Die maatreël sal nie nadelig op werkseleenthede en regverdige arbeidspraktyke inwerk nie. Enige inligting wat op hierdie wyse verkry word sal vertroulik hanteer word en geen sensitiewe of potensieel sensitiewe kliënt spesifieke inligting sal aan enige party beskikbaar gemaak word sonder die vooraf goedkeuring van daardie partye wie se regte in enige mate geraak kan word nie.

Die maatreël sal deur SAPPA, 'n maatskappy sonder winsoogmerk wat in terme van die Maatskappy Wet (soos gewysig), 2008 (Wet 71 van 2008) opgerig is, administreer word. SAPPA sal die maatreëls implementeer en administreer soos uiteengesit in hierdie Bylae.

Produkte waarop die statutêre maatreëls van toepassing is

3. Hierdie statutêre maatreël sal toegepas word op pekanneute en pekanneutprodukte wat plaaslik geproduseer word, sowel as enige pekanneute wat ingevoer word.

Area waarin die maatreëls toegepas sal word

4. Hierdie maatreël sal in die geografiese gebied van die Republiek van Suid-Afrika geld.

Aantekeninge en opgawes wat gelewer moet word

5. (1) Alle produsente, verwerkers, invoerders en uitvoerders moet vir elke kalendermaand volledige aantekeninge hou en opgawes indien soos deur SAPPA verlang in verband met -
 - a) Pekanneutbome;
 - b) Die volume van pekanneute en pekanneutprodukte geproduseer; en
 - c) Die volumes van pekanneute en pekanneutprodukte ingevoer en/of uitgevoer.
- (2) Geen aantekeninge of opgawes sal in terme van hierdie maatreël verlang word wat enigsins vertroulike inligting van 'n bemerkingsaard, en spesifiek sal geen inligting wat onder andere kontrakterende partye, kopers van pekanneutprodukte, koste van dienste, die pryse van produkte, of enige soortgelyke inligting, verlang word nie.
- (3) Die Departement van Landbou, Bosbou en Visserye of sy agent sal 'n afskrif van alle uitvoer sertifikate en ander inligting wat in sodanige sertifikate vervat is en deur SAPPA verlang word, voorsien binne die periode soos gespesifiseer in sub-klausule (4).
- (4) Die aantekeninge soos verwys na in sub-klausule (1) sal –
 - a) vasgelê word per rekenaar of met ink in 'n boek;
 - b) gehou word by die geregistreerde perseel van die persoon van wie dit verlang word om sodanige aantekeninge te hou vir 'n periode van drie jaar.
- (5) Die opgawes waarna verwys word in sub-klausule (1), sal ingedien word op vorms wat gratis by SAPPA verkry kan word binne vyftien (15) dae na die einde van die maand waarin die opgawes aangevra is.
 - a) ingedien word, wanneer aangestuur word per pos, na –

Posbus 163
PAARL
7620

- (1) wanneer per hand besorg word, afgelewer word by –

SAPPA
Hoofstraat 258
PAARL
7646

- (2) wanneer per telefaks gestuur word, geadresseer aan –

012 870 2915

- (3) wanneer aangestuur word per e-pos, geadresseer aan –

sappa@hortgro.co.za

Inwerkingtreding en periode van toepassing

6. Hierdie statutêre maatreël sal in werking tree op die datum van publikasie hiervan en sal 4 jaar later verval.

DEPARTMENT OF AGRICULTURE, FORESTRY AND FISHERIES

NO. R. 1581

06 DECEMBER 2019

MARKETING OF AGRICULTURAL PRODUCTS ACT, 1996
(ACT No 47 OF 1996)**ESTABLISHMENT OF STATUTORY MEASURE AND DETERMINATION OF
LEVIES ON APRICOTS**

I, Angela Thoko Didiza, Minister of Agriculture, Land Reform and Rural Development, acting under sections 13 and 15 of the Marketing of Agricultural Products Act, 1996 (Act No 47 of 1996), hereby establish the statutory measure set out in the attached Schedule.

AT Didiza,
Minister of Agriculture, Land Reform and Rural Development.

SCHEDULE**Definitions**

1. In this Schedule any word or expression to which a meaning has been assigned in the Act shall have that meaning, and unless the context otherwise indicates –
“**Apricot producer**” means a producer of apricots intended for exports and/or fresh domestic consumption and/or drying;
“**Exporter**” means a person who trade apricots for export for his own account, or acts as an agent on a commission basis on behalf of apricot producers;
“**Municipal market**” means the national fresh produce markets as defined from time to time;
“**Processor**” means a person who procures dried apricots from a producer for local market and export; and
“**Retailer**” means a person who trades apricots on a retail level on the domestic market.

A person shall have a choice to register as either a producer or an exporter or municipal market or retailer or processor. A person who is a producer as

well as an exporter or dryer must register as a producer and as an exporter or retailer.

Purpose and aims of statutory measure and the relation thereof to the objectives of the Act

2. The levy is needed by HORTGRO (Pty) Ltd to fund research projects, information and technology transfer; plant improvement functions and certification; market information and statistics; communication; trade and market access; and transformation and training for fresh and dried apricots.

These measures are necessary to ensure that continuous, timeous and accurate information relating to the apricot industry, is available to all role players in order for them to make informed decisions.

The measure will not be detrimental to the number of employment opportunities or fair labour practice and will support the statutory measures relating to registration and the rendering of returns applicable to apricots.

The measure will be administered by HORTGRO, a company established in terms of the Companies Act (as amended), 2008 (Act 71 of 2008). HORTGRO will implement and administer the measure as set out in the Schedule within DFPT Finance, a non-profit company incorporated under of the Companies Act (as amended), 2008 (Act 71 of 2008).

Products to which statutory measure applies.

3. This statutory measure shall apply to apricots destined for export and/or domestic fresh consumption and/or drying.

Area in which measure shall apply

4. This measure shall apply in the geographical area of the Republic of South Africa.

Imposition of levy

5. A levy is hereby imposed on apricots.

Amount of levy

6. The amount of the levy shall be:

	2019/20	2020/21	2021/22	2022/23
Fresh – Export and Domestic	20,0 c/Kg	21,0 c/Kg	22,5 c/Kg	24,0 c/Kg
Fresh – Exports Trade and Markets	10,5 c/Kg	11,0 c/Kg	11,8 c/Kg	12,6 c/Kg
Dried	21 c/Kg	21 c/Kg	25 c/Kg	25 c/Kg
Dried – Trade and Markets	6,0 c/Kg	6,0 c/Kg	8,0 c/Kg	8,0 c/Kg

on all apricots on export (all classes) and/or domestic volumes (all classes) and/or dried fruit (all classes).

Persons by whom and to whom levy shall be payable

7. (1) The levy imposed under clause 5 shall –
- (a) be payable by an apricot exporter on behalf of the producer from which such apricots have been procured in respect of all apricots exported;
 - (b) be payable by a municipal market on behalf of the producer from which such apricots have been procured in respect of all apricots sold on that market;
 - (c) be payable by a processor of dried apricots; and
 - (d) be payable by a retailer on behalf of the producer from which such apricots have been procured in respect of all apricots procured by that retailer.
- (2) A levy imposed under clause 5 shall be payable to DFPT Finance in accordance with clause 8.

Payment of levy

8. (1) Payment of the levy shall be made not later than sixty (60) days following the month end of delivery of a quantity of apricots for export or delivery to be sold on a municipal market or via a retailer or via a processor.
- (2) Payment shall be made by means of a cheque or electronic transfer in favour of DFPT Finance, and shall –
- (a) when paid by cheque, be addressed to –
DFPT Finance
PO Box 163
PAARL
7620
 - (b) when electronically transferred, be paid to the bank account obtainable from HORTGRO on request.

Commencement and period of validity

9. This statutory measure shall come into operation on the date of publication hereof and will lapse four years later.

DEPARTMENT OF AGRICULTURE, FORESTRY AND FISHERIES

NO. R. 1582

06 DECEMBER 2019

MARKETING OF AGRICULTURAL PRODUCTS ACT, 1996
(ACT No 47 OF 1996)**ESTABLISHMENT OF STATUTORY MEASURE AND DETERMINATION OF
LEVIES ON APPLES**

I, Angela Thoko Didiza, Minister of Agriculture, Land Reform and Rural Development acting under sections 13 and 15 of the Marketing of Agricultural Products Act, 1996 (Act No 47 of 1996), hereby establish the statutory measure set out in the attached Schedule.

AT Didiza,
Minister of Agriculture, Land Reform and Rural Development.

SCHEDULE**Definitions**

1. In this Schedule any word or expression to which a meaning has been assigned in the Act shall have that meaning, and unless the context otherwise indicates –
 - “**Apple producer**” means a producer of apples intended for exports and/or fresh domestic consumption and/or drying, as well as for the production of apple juice concentrate;
 - “**Exporter**” means a person who trade apples for export for his own account, or acts as an agent on a commission basis on behalf of apple producers;
 - “**Municipal market**” means the national fresh produce markets as defined from time to time;
 - “**Processor**” means an apple juice concentrate manufacturer and/or processor of dried fruit; and
 - “**Retailer**” means a person who trades apples on a retail level on the domestic market.

A person shall have a choice to register as either a producer or an exporter or municipal market or retailer or processor. A person who is a producer as well as an exporter must register as a producer and as an exporter or retailer.

Purpose and aims of statutory measure and the relation thereof to the objectives of the Act

2. The levy is needed by HORTGRO (Pty) Ltd to fund research projects, information and technology transfer; plant improvement functions and certification; market information and statistics; communication; trade and market access; and transformation and training for the apple industry.

These measures are necessary to ensure that continuous, timeous and accurate information relating to the apple industry, is available to all role players in order for them to make informed decisions.

The measure will not be detrimental to the number of employment opportunities or fair labour practice and will support the statutory measures relating to registration and the rendering of returns applicable to apples.

The measure will be administered by HORTGRO, a company established in terms of the Companies Act (as amended), 2008 (Act 71 of 2008). HORTGRO will implement and administer the measure as set out in the Schedule within DFPT Finance, a company incorporated in terms of the Companies Act (as amended), 2008 (Act 71 of 2008).

Products to which statutory measure applies.

3. This statutory measure shall apply to apples destined for export and/or domestic fresh consumption and/or dried and/or the manufacturing of apple juice concentrate.

Area in which measure shall apply

4. This measure shall apply in the geographical area of the Republic of South Africa.

Imposition of levy

5. A levy is hereby imposed on apples.

Amount of levy

6. The amount of the levy shall be:

	2019/20	2020/21	2021/22	2022/23
Fresh – Export, Domestic and Imports	5,0 c/Kg	5,3 c/Kg	5,6 c/Kg	6,0 c/Kg
Fresh – Export/ Trade and Markets	2,8 c/Kg	2,85 c/Kg	2,9 c/Kg	3,0 c/Kg
Drying*	21,0 c/Kg	21,0 c/Kg	25,0 c/Kg	25,0c/Kg
Drying – Trade and Markets*	6,0 c/Kg	6,0 c/Kg	8,0c/Kg	8,0 c/Kg
Processing	R9,20/ton	R9,70/ton	R10,40/ton	R11,00/ton

*Dried kilograms

- (a) on all apples on export (all classes) and/or domestic volumes on municipal markets and retail level (all classes) and/or dried apples (all classes);
- (b) on all apples destined for the manufacturing of apple juice concentrate by concentrate processing plants and/or dried apples (all classes).

Persons by whom and to whom levy shall be payable

7. (1) The levy imposed under clause 5 shall –
- (a) be payable by an apple exporter on behalf of the producer from which such apples have been procured in respect of all apples exported;
 - (b) be payable by a municipal market on behalf of the producer from which such apples have been procured in respect of all apples sold on that market;
 - (c) be payable by a retailer on behalf of the producer from whom such apples have been procured in respect of apples procured by the retailer;
 - (d) be payable by a processors of dried apples on behalf of the producer from whom such dried apples have been procured by the processor; and
 - (e) be payable by a processor on behalf of a producer of such apples in respect of all apples procured for manufacturing of apple juice concentrate.
- (2) A levy imposed under clause 5 shall be payable to DFPT Finance in accordance with clause 8.

Payment of levy

8. (1) Payment of the levy shall be made not later than sixty (60) days following the month end wherein a quantity of apples was delivered for export or for sale on a municipal market or via a retailer or processor, or sold via any other method.
- (2) Payment shall be made by means of a cheque or electronic transfer in favour of DFPT Finance, and shall –
- (a) when paid by cheque, be addressed to –
DFPT Finance
PO Box 163
PAARL
7620
 - (b) when electronically transferred, be paid to the bank account obtainable from HORTGRO on request.

Commencement and period of validity

9. This statutory measure shall come into operation on the date of publication hereof and will lapse four years later.

DEPARTMENT OF AGRICULTURE, FORESTRY AND FISHERIES

NO. R. 1583

06 DECEMBER 2019

MARKETING OF AGRICULTURAL PRODUCTS ACT, 1996
(ACT No 47 OF 1996)**ESTABLISHMENT OF STATUTORY MEASURE AND DETERMINATION OF
LEVIES ON PEACHES AND NECTARINES**

I, Angela Thoko Didiza, Minister of Agriculture, Land Reform and Rural Development, acting under sections 13 and 15 of the Marketing of Agricultural Products Act, 1996 (Act No 47 of 1996), hereby establish the statutory measure set out in the attached Schedule.

AT Didiza,
Minister of Agriculture, Land Reform and Rural Development.

SCHEDULE**Definitions**

1. In this Schedule any word or expression to which a meaning has been assigned in the Act shall have that meaning, and unless the context otherwise indicates –
“**Exporter**” means a person who trade peaches and nectarines for export for his own account, or acts as an agent on a commission basis on behalf of peach and nectarine producers;
“**Municipal market**” means the national fresh produce markets as defined from time to time;
“**Peach and nectarine producer**” means a producer of peaches and nectarines intended for exports and/or fresh domestic consumption; and
“**Processor**” means a person who procures dried peaches and nectarines from a producer; and
“**Retailer**” means a person who trades peaches and nectarines on a retail level on the domestic market.

A person shall have a choice to register as either a producer or an exporter or municipal market or processor or retailer. A person who is a producer as well as an exporter or retailer must register as a producer and as an exporter or retailer or processor.

Purpose and aims of statutory measure and the relation thereof to the objectives of the Act

2. The levy is needed by HORTGRO to fund research projects, information and technology transfer; plant improvement functions and certification; market information and statistics; communication; trade and market access; and transformation and training for peaches and nectarines.

These measures are necessary to ensure that continuous, timeous and accurate information relating to the peach and nectarine industry, is available to all role players in order for them to make informed decisions in the spheres as indicated.

The measure will not be detrimental to the number of employment opportunities or fair labour practice and will support the statutory measures relating to registration and the rendering of returns applicable to peaches and nectarines.

The measure will be administered by HORTGRO a company established in terms of the Companies Act (as amended), 2008 (Act 71 of 2008). HORTGRO will implement and administer the measure as set out in the Schedule within DFPT Finance, a non-profit company incorporated under the Companies Act (as amended), 2008 (Act 71 of 2008).

Products to which statutory measure applies.

3. This statutory measure shall apply to peaches and nectarines destined for export and/or domestic fresh consumption and/or dried fruit.

Area in which measure shall apply

4. This measure shall apply in the geographical area of the Republic of South Africa.

Imposition of levy

5. A levy is hereby imposed on Peaches and Nectarines.

Amount of levy

6. The amount of the levy shall be:

	2019/20	2020/21	2021/22	2022/23
Fresh – Export and Domestic	12,6 c/Kg	13,4 c/Kg	14,0 c/Kg	15,0 c/Kg
Fresh – Exports Trade and Markets	21 c/Kg	22,2 c/Kg	23,7 c/Kg	25,0 c/Kg
Fresh – Domestic Trade	4,2 c/Kg	4,5 c/Kg	4,7 c/Kg	5,0 c/Kg
Dried *	21 c/Kg	21 c/Kg	25 c/Kg	25 c/Kg
Dried * – Trade and Markets	6,0 c/Kg	6,0 c/Kg	8,0 c/Kg	8,0 c/Kg

*Dried kilograms

on all peaches and nectarines on export (all classes) and/or domestic volumes on municipal markets and retail level (all classes) and/or dried fruit (all classes).

Persons by whom and to whom levy shall be payable

7. (1) The levy imposed under clause 5 shall –
- (a) be payable by a peach and nectarine exporter on behalf of the producer from which such peaches and nectarines have been procured in respect of all peaches and nectarines exported;
 - (b) be payable by a municipal market on behalf of the producer from which such peaches and nectarines have been procured in respect of all peaches and nectarines sold on that market;
 - (c) be payable by a processor of dried peaches and nectarines on behalf of the producer from which such dried peaches and nectarines have been procured; and
 - (d) be payable by a retailer on behalf of the producer from which such peaches and nectarines have been procured in respect of all peaches and nectarines procured by that retailer.
- (2) A levy imposed under clause 5 shall be payable to DFPT Finance in accordance with clause 8.

Payment of levy

8. (1) Payment of the levy shall be made not later than sixty (60) days following the month end of delivery of a quantity of peaches and nectarines for export or delivery to be sold on a municipal market or via a retailer or processor, or sold via any other manner.
- (2) Payment shall be made by means of a cheque or electronic transfer in favour of DFPT Finance, and shall –
- (a) when paid by cheque, be addressed to –
DFPT Finance
PO Box 163
PAARL
7620
 - (b) when electronically transferred, be paid to the bank account obtainable from HORTGRO on request.

Commencement and period of validity

9. This statutory measure shall come into operation on the date of publication hereof and will lapse four years later.

DEPARTMENT OF AGRICULTURE, FORESTRY AND FISHERIES

NO. R. 1584

06 DECEMBER 2019

MARKETING OF AGRICULTURAL PRODUCTS ACT, 1996
(ACT No 47 OF 1996)**ESTABLISHMENT OF STATUTORY MEASURE AND DETERMINATION OF
LEVIES ON PEARS**

I, Angela Thoko Didiza, Minister of Agriculture, Land Reform and Rural Development, acting under sections 13 and 15 of the Marketing of Agricultural Products Act, 1996 (Act No 47 of 1996), hereby establish the statutory measure set out in the attached Schedule.

AT Didiza,
Minister of Agriculture, Land Reform and Rural Development.

SCHEDULE**Definitions**

1. In this Schedule any word or expression to which a meaning has been assigned in the Act shall have that meaning, and unless the context otherwise indicates –
“**Exporter**” means a person who trade pears for export for his own account, or acts as an agent on a commission basis on behalf of pear producers;
“**Municipal market**” means the national fresh produce markets as defined from time to time;
“**Pear producer**” means a producer of pears intended for fresh and/or dried fruit exports and/or fresh and/or dried domestic consumption; and
“**Processor**” means a person who procures dried pears from a producer; and
“**Retailer**” means a person who trades pears on a retail level on the domestic market.

A person shall have a choice to register as either a producer or an exporter or processor or municipal market or retailer. A person who is a producer as well as an exporter or retailer or processor, must register as a producer and as an exporter or retailer or processor.

Purpose and aims of statutory measure and the relation thereof to the objectives of the Act

2. The levy is needed by HORTGRO (Pty) Ltd to fund research projects, information and technology transfer; plant improvement functions and certification; market information and statistics; communication; trade and market access; and transformation and training for pears.

These measures are necessary to ensure that continuous, timeous and accurate information relating to the pear industry, is available to all role players in order for them to make informed decisions in the spheres as indicated.

The measure will not be detrimental to the number of employment opportunities or fair labour practice and will support the statutory measures relating to registration and the rendering of returns applicable to pears.

The measure will be administered by HORTGRO, a company established in terms of the Companies Act (as amended), 2008 (Act 71 of 2008). HORTGRO will implement and administer the measure as set out in the Schedule within DFPT Finance, a non-profit company incorporated in terms of the Companies Act (as amended), 2008 (Act 71 of 2008).

Products to which statutory measure applies.

3. This statutory measure shall apply to pears destined for export and/or domestic fresh consumption and/or dried fruit.

Area in which measure shall apply

4. This measure shall apply in the geographical area of the Republic of South Africa.

Imposition of levy

5. A levy is hereby imposed on pears.

Amount of levy

6. The amount of the levy shall be:

	2019/20	2020/21	2021/22	2022/23
Fresh – Export, Domestic and Import	5,0 c/Kg	5,3 c/Kg	5,6 c/Kg	6,0 c/Kg
Fresh – Exports	2,8 c/Kg	2,85 c/Kg	2,9 c/Kg	3,0 c/Kg
Dried*	21,0 c/Kg	21,0 c/Kg	25,0 c/Kg	25,0 c/kg
Dried* – Trade and Markets	6,0 c/Kg	6,0 c/Kg	8,0 c/Kg	8,0 c/Kg

* Dried kilograms

on all pears on export (all classes) and/or domestic volumes on municipal markets and retail level (all classes) and/or dried (all classes).

Persons by whom and to whom levy shall be payable

7. (1) The levy imposed under clause 5 shall –

- (a) be payable by an pear exporter on behalf of the producer from which such pears have been procured in respect of all pears exported;
 - (b) be payable by a municipal market on behalf of the producer from which such pears have been procured in respect of all pears sold on that market;
 - (c) be payable by a processor on behalf of the producer from which such pears have been procured for the dried pear market; and
 - (d) be payable by a retailer on behalf of the producer from whom such pears have been procured in respect of pears procured by the retailer.
- (2) A levy imposed under clause 5 shall be payable to DFPT Finance in accordance with clause 8.

Payment of levy

8. (1) Payment of the levy shall be made not later than sixty (60) days following the month end wherein a quantity of pears was delivered for export or for sale on a municipal market or via a retailer or processor, or sold via any other method.
- (2) Payment shall be made by means of a cheque or electronic transfer in favour of DFPT Finance, and shall –
- (a) when paid by cheque, be addressed to –
DFPT Finance
PO Box 163
PAARL
7620
 - (b) when electronically transferred, be paid to the bank account obtainable from HORTGRO on request.

Commencement and period of validity

9. This statutory measure shall come into operation on the date of publication hereof and will lapse four years later.

DEPARTMENT OF AGRICULTURE, FORESTRY AND FISHERIES

NO. R. 1585

06 DECEMBER 2019

MARKETING OF AGRICULTURAL PRODUCTS ACT, 1996
(ACT No 47 OF 1996)**ESTABLISHMENT OF STATUTORY MEASURE AND DETERMINATION OF
LEVIES ON PLUMS AND PRUNES**

I, Angela Thoko Didiza, Minister of Agriculture, Land Reform and Rural Development, acting under sections 13 and 15 of the Marketing of Agricultural Products Act, 1996 (Act No 47 of 1996), hereby establish the statutory measure set out in the attached Schedule.

AT Didiza,
Minister of Agriculture, Land Reform and Rural Development.

SCHEDULE**Definitions**

1. In this Schedule any word or expression to which a meaning has been assigned in the Act shall have that meaning, and unless the context otherwise indicates –
“**Exporter**” means a person who trade plums and prunes for export for his own account, or acts as an agent on a commission basis on behalf of plum producers;
“**Municipal market**” means a national fresh produce market as defined from time to time;
“**Plum and prune producer**” means a producer of plums and prunes intended for exports and/or domestic fresh consumption and/or dried consumption;
“**Processor**” means a person who procures dried plums and prunes from a producer; and

“Retailer” means a person who trades fresh plums and prunes on a retail level on the domestic market.

A person shall have a choice to register as either a producer or an exporter or a municipal market or a retailer or processor. A person who is a producer as well as an exporter or retailer or processor must register as a producer and as an exporter or retailer or processor.

Purpose and aims of statutory measure and the relation thereof to the objectives of the Act

2. The levy is needed by HORTGRO (Pty) Ltd to fund research projects, information and technology transfer; plant improvement and certification functions, market information and statistics; communication; trade related and market access issues, and transformation and training for plums and prunes.

These measures are necessary to ensure that continuous, timeous and accurate information relating to the plum and prune industry, is available to all role players in order for them to make informed decisions in the spheres as indicated.

The measure will not be detrimental to the number of employment opportunities or fair labour practice and will support the statutory measures relating to registration and the rendering of returns applicable to plums and prunes.

The measure will be administered by HORTGRO, a company established in terms of the Companies Act (as amended), 2008 (Act 71 of 2008). HORTGRO will implement and administer the measure as set out in the Schedule within DFPT Finance, a non-profit company incorporated under the Companies Act (as amended), 2008 (Act 71 of 2008).

Products to which statutory measure applies.

3. This statutory measure shall apply to plums and prunes destined for export and/or domestic fresh and/or dried fruit consumption.

Area in which measure shall apply

4. This measure shall apply in the geographical area of the Republic of South Africa.

Imposition of levy

5. A levy is hereby imposed on plums and prunes.

Amount of levy

6. The amount of the levy shall be:

	2019/20	2020/21	2021/22	2022/23
Fresh – Export and Domestic	16,5 c/Kg	17,5 c/Kg	18,6 c/Kg	20,0 c/Kg
Fresh – Exports Trade and Markets	10,0 c/Kg	10,6 c/Kg	11,3 c/Kg	12,0 c/Kg
Fresh – Domestic Trade	2,0c/kg	2,1 c/Kg	2,2 c/Kg	2,4 c/Kg

Dried *	21 c/Kg	21 c/Kg	25 c/Kg	25 c/Kg
Dried * – Trade and Markets	6,0 c/Kg	6,0 c/Kg	8,0 c/Kg	8,0 c/Kg

*Dried kilograms

on all export volumes (all classes) and/or domestic volumes (all classes) on municipal markets and retail level and/or dried fruit (all classes)

Persons by whom and to whom levy shall be payable

7. (1) The levy imposed under clause 5 shall –
- (a) be payable by a plum and prune exporter on behalf of the producer from which such plums have been procured in respect of all plums and prunes exported;
 - (b) be payable by a municipal market on behalf of the producer from which such plums and prunes have been procured in respect of all plums and prunes sold on that market;
 - (c) be payable by a processor on behalf of producers from which such plums and prunes have been procured in respect of all plums and prunes for drying purposes; and
 - (d) be payable by a retailer on behalf of the producer from which such plums and prunes have been procured in respect of all plums and prunes procured by that retailer.
- (2) A levy imposed under clause 5 shall be payable to DFPT Finance in accordance with clause 8.

Payment of levy

8. (1) Payment of the levy shall be made not later than sixty (60) days following the month end of delivery of a quantity of plums and prunes for export or delivery to be sold on a municipal market or via a retailers or processed, or sold via any other manner.
- (2) Payment shall be made by means of a cheque or electronic transfer in favour of DFPT Finance, and shall –
- (a) when paid by cheque, be addressed to –
DFPT Finance
PO Box 163
PAARL
7620
 - (b) when electronically transferred, be paid to the bank account obtainable from HORTGRO on request.

Commencement and period of validity

9. This statutory measure shall come into operation on the date of publication hereof and will lapse four years later.

DEPARTMENT OF LABOUR

NO. R. 1586

06 DECEMBER 2019

LABOUR RELATIONS ACT, 1995

REGULATION OF A FEDERATION IN TERMS OF SECTION 107 OF THE ACT

I, **Lehlohonolo Daniel Molefe**, Registrar of Labour Relations, hereby notify, in terms of section 109(2) of the Labour Relations Act, 1995, that the name of the **Mining Industry Association of Southern Africa (MIASA) (LR 2/6/5/21)** has been entered in the Register of Federations of Employers' Organisations with effect from

21 November 2019



REGISTRAR OF LABOUR RELATIONS

DATE: 21 November 2019

NATIONAL TREASURY

NO. R. 1587

06 DECEMBER 2019

**DEVELOPMENT BANK OF SOUTHERN AFRICA ACT, 1997:
AMENDMENT OF REGULATIONS MADE UNDER SECTION 17**

In terms of section 17 of the Development Bank of Southern Africa Act, 1997 (Act No. 13 of 1997), the Minister of Finance has amended the regulations published under Government Notice No. 1390 of 19 November 1997 (as amended) by the insertion of the following regulation after regulation 102:

“Extension of period of office

102A. Until a new appointment to the board is made, the Minister may extend the period of office of a director for a period not exceeding six months.”

NASIONALE TESOURIE

NO. R. 1587

06 DESEMBER 2019

**WET OP ONTWIKKELINGSBANK VAN SUIDER-AFRIKA, 1997:
WYSIGING VAN REGULASIES INGEVOLGE ARTIKEL 17 UITGEVAARDIG**

Die Minister van Finansies het, ingevolge artikel 17 van die Wet op Ontwikkelingsbank van Suider-Afrika, 1997 (Wet No. 13 van 1997), die regulasies kragtens Goewermentskennisgewing No. R. 1390 van 19 November 1997 gepubliseer (soos gewysing), gewysig deur die volgende regulasie na regulasie 102 in te voeg:

“Verlenging van ampstydperk

102A. Totdat 'n nuwe aanstelling op die raad gedoen is, kan die Minister die ampstydperk van 'n direkteur met 'n tydperk van hoogstens ses maande verleng.”