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GOVERNMENT NOTICES • GOEWERMENTSKENNISGEWINGS

DEPARTMENT OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT**NO. R. 1296****11 DECEMBER 2020****MARKETING OF AGRICULTURAL PRODUCTS ACT, 1996
(ACT No. 47 OF 1996)****ESTABLISHMENT OF STATUTORY MEASURE: RECORDS AND RETURNS
RELATING TO PERSONS INVOLVED IN THE EXPORT OF FRESH CITRUS
FRUIT**

I, Angela Thokozile 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.

MRS AT 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

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“Agricultural Product Standards Act” means the Agricultural Product Standards Act, 1991 (Act No. 119 of 1991)

"CGA" means the Citrus Growers Association of Southern Africa, incorporated under the Companies Act, 2008 (Act No. 71 of 2008), with registration number 2000/010147/08;

“export agent” means a person that exports citrus fruit on behalf of a producer in an agency capacity;

"exporter" means a person that exports citrus fruit in his own right, and includes a producer that exports citrus fruit on his own behalf or on behalf of other producers;

"export citrus fruit" means fresh citrus fruit intended for export;

“levies” means levies imposed under the Act;

“person” includes any person defined as such in the Interpretation Act, 1957 (Act No. 33 of 1957);

“PPECB” means the Perishable Products Export Control Board established under the Perishable Products Export Control Act, 1983 (Act No. 9 of 1983);

"producer" means grower of export citrus fruit; and

"the Act" means the Marketing of Agricultural Products Act, 1996 (Act No. 47 of 1996).

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

- 2.(1) The purpose and aim of this statutory measure is to compel the parties set out herein to keep records and render returns to the CGA. This is necessary to ensure that the amount of the levies paid by producers, export agents or exporters correlate with the total of fresh citrus fruit exported.
- (2) By prescribing the keeping of records with the rendering of returns on an individual basis, this information can be correlated to ensure that all producers are actually paying what they are supposed to.
- (3) The measure will be administered by CGA.

Persons to which statutory measure applies

3. This statutory measure shall apply to the PPECB and all producers, export agents and exporters of export citrus fruit.

Area in which statutory measure applies

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

Records to be kept and returns to be rendered

- 5.(1) All export agents, exporters and producers shall keep such records as may be required by the CGA relating to export citrus fruit produced, received, sold, exported or otherwise utilized, and render a copy thereof to the CGA.
- (2) The PPECB shall keep record of all export certificates of citrus fruit approved for export under the Agricultural Product Standards Act, and the information required by the CGA as contained in such certificates, and render a copy thereof to the CGA.

- (3) The records referred to in subsection (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.
- (4) The returns to be rendered in terms of subsections (1) and (2) shall be submitted electronically, or on a form obtainable free of charge from the CGA, within 15 days after the end of each calendar month, and shall -
- (a) when forwarded by post, be addressed to -

CGA
P.O. Box 461
Hillcrest
3650
 - (b) when delivered by hand, be delivered to -

CGA
Unit 7
22 on Main
GILLITTS
 - (c) when submitted by e-mail, be sent to -

robertm@cga.co.za

Commencement and validity

6. This statutory measure comes into operation on the date of publication hereof and lapses on 31 December 2024.

DEPARTMENT OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT

NO. R. 1297

11 DECEMBER 2020

**MARKETING OF AGRICULTURAL PRODUCTS ACT, 1996
(ACT No. 47 OF 1996)****ESTABLISHMENT OF STATUTORY MEASURE: REGISTRATION OF PERSONS
INVOLVED IN THE EXPORT OF FRESH CITRUS FRUIT**

I, Angela Thokozile 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.

MRS AT DIDIZA, MLP**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 -

"**CGA**" means the Citrus Growers Association of Southern Africa, deemed to be incorporated under the Companies Act, 2008 (Act No. 71 of 2008), with registration number 2000/010147/08;

"**exporter**" means an exporter of citrus fruit that exports citrus fruit on behalf of a producer, and includes a producer that exports on his own behalf or on behalf of other producers;

"**export citrus fruit**" means fresh citrus fruit intended for export;

"**producer**" means a grower of export citrus fruit; and

"**the Act**" means the Marketing of Agricultural Products Act, 1996 (Act No. 47 of 1996).

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

- 2.(1) The purpose and aim of this statutory measure is to compel the parties set out herein to register with the CGA. Registration is necessary to ensure that the levy paid by producers on export citrus fruit can be collected.
- (2) By requiring registration with the keeping of information and the rendering of returns, information for the whole of the industry can be co-ordinated to ensure the orderly collection of levies.
- (3) The measure will be administered by CGA.

Persons to whom statutory measure applies

3. This statutory measure shall apply to all producers and exporters of export citrus fruit.

Area in which statutory measure applies

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

Registration

5.(1) All exporters and all producers of export citrus fruit shall be obliged to register with the CGA and inform the CGA when their status change.

(2) Application for registration, or a change in the status of a person that requires amendment to his or her registration, shall -

(a) be made within 30 days of the commencement of this statutory measure, or in the case of a person becoming an exporter or a producer, ceasing to be an exporter or a producer, or otherwise changing his or her status as an exporter or a producer, within 30 days of such change;

(b) be made on the applicable form obtainable free of charge from the CGA.

(3) The application for registration, or a change in registration referred to in subsection (2), shall -

(a) when forwarded by post, be addressed to -

CGA
P.O. Box 461
Hillcrest
3650

(b) when delivered by hand, be delivered to -

CGA
Unit 7
22 On Main
GILLITTS

(c) when submitted by e-mail, be sent to -

robertm@cga.co.za

Commencement and validity

6. This statutory measure comes into operation on the date of publication hereof and lapses on 31 December 2024.

DEPARTMENT OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT

NO. R. 1298

11 DECEMBER 2020

**MARKETING OF AGRICULTURAL PRODUCTS ACT, 1996
(ACT No. 47 OF 1996)****ESTABLISHMENT OF STATUTORY MEASURE AND DETERMINATION OF
GUIDELINE PRICES: LEVIES ON FRESH CITRUS FRUIT INTENDED FOR
EXPORT**

I, Angela Thokozile 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 –

- (a) establish the statutory measure set out in the Schedule;
- (b) determine the guideline price for fresh citrus fruit intended for export to be R143.36 (weighted average price) per 15kg carton.

MRS AT DIDIZA, MLP**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 must have that meaning, and unless the context otherwise indicates -

“APS Act” means the Agricultural Product Standards Act, 1990 (Act No. 119 of 1990);

“citrus fruit” means fresh citrus fruit;

“export agent” means a person that exports citrus fruit on behalf of a producer in an agency capacity;

“exporter” means a person that exports citrus fruit in his own right, and includes a producer that exports citrus fruit himself or on behalf of other producers;

“export citrus fruit” means citrus fruit approved for export after inspection by the PPECB;

“good standing” means the export agent, exporter or producer is not in arrears with the payment of any levies due to the CGA under this notice;

“person” includes any person defined as such in the Interpretation Act, 1957 (Act No. 33 of 1957);

“PPECB” means the Perishable Product Export Control Board established under the Perishable Product Export Control Act, 1983 (Act No. 9 of 1983);

“producer” means a person that grows citrus fruit intended for export; and

"the Act" means the Marketing of Agricultural Products Act, 1996 (Act No. 47 of 1996).

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

- 2.(1) The purpose and aim of this statutory measure is to compel the parties to whom it applies pay a levy to the CGA. The levy builds on the statutory levy introduced in 2008, and is needed by the CGA for the funding of production research and development, plant improvement, information and statistics and market access functions to maintain current and develop new export markets, as well as the transformation of the citrus sector.
- (2) The measure will not be detrimental to the number of employment opportunities or fair labour practice and will only affect the role players in the citrus industry. The statutory measure aims to maintain the position of South Africa as one of the largest producers of fresh citrus in the world.
- (3) The measure is administered by CGA, a company not for gain incorporated under the Companies Act, 2008.

Products to which statutory measure applies

3. This statutory measure shall apply to all citrus fruit intended for export.

Area in which statutory measure applies

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

Imposition of levy

5. A levy is hereby imposed on all export citrus fruit.

Amount of levy

6. The amount of the levy on export citrus fruit shall be as set out below:

| Amount of levy per 15kg carton | | | |
|---------------------------------------|-------------|-------------|-------------|
| 2021 | 2022 | 2023 | 2024 |
| R1,64 | R1,68 | R1,73 | R1,79 |

Persons by whom levy is payable

7. The producer shall at all times remain liable for the payment of the levy imposed under section 5, but the levy may be paid to the CGA in the manner and within the period set out in section 8.

Manner and time of levy payment

8.(1) Payment of the levy imposed under section 5 shall be made to the CGA –

- (a) directly by the producer concerned; or
- (b) on behalf of the producer by the export agent or the exporter of the citrus fruit concerned: Provided that –
 - (i) if the amount of the levy has been paid on behalf of the producer by the export agent or the exporter of the citrus fruit concerned, he or she may deduct the amount thereof from any monies owed by him or her to such producer, or collect the amount of such levy from the producer concerned; and
 - (ii) the export agent or the exporter shall be entitled to keep an administration fee equal to 1% of the levy thus deducted or collected in terms of subsection (1)(b)(i) for his or her own account.

(2) Payment of the levy on export citrus fruit –

(a) must be made by electronic bank transfer to:

Citrus Growers Association

Bank: Standard Bank

Branch: Hillcrest

Branch number: 045726

Account number: 250783924; and

(b) must be made within 30 days after the date of inspection of the consignment of citrus fruit and the approval thereof for export by the PPECB.

(3) The PPECB may refuse to inspect any consignment of citrus fruit intended for export where the CGA has in writing informed the PPECB that the producer, export agent or exporter concerned is not in good standing with the CGA.

Commencement and validity

9. This statutory measure comes into operation on the date of publication hereof and lapses on 31 December 2024.

DEPARTMENT OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT

NO. R. 1299

11 DECEMBER 2020

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

ESTABLISHMENT OF STATUTORY MEASURE AND DETERMINATION OF LEVIES
ON DRIED VINE FRUIT

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

MRS AT DIDIZA, MP
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

"currants" means the dried vine fruit obtained from seedless currant-type vine fruit;

"dried vine fruit" means dried vine fruit (raisins, seedless raisins, sultanas and currants) where either in the whole, cut up or minced form, subjected to any acknowledged drying process during which the largest part of the moisture had been abstracted therefrom, irrespective whether having been treated with water or steam or any preservative;

"exporter" means a person who exports dried vine fruit from South Africa, and includes a person who arranges or handles the exports in the name of or on behalf of another person;

"handle" means receive, store, dispatch or process;

"importer" means a person who imports dried vine fruit into South Africa, and this includes a person who arranges or handles the imports in the name of or on behalf of another person;

"packer" means a person who handles dried vine fruit and packs it for the purpose of sale;

"process" means to sort, clean, wash, cut, mince, mix or prepare to be packed for sale;

"producer" includes any person concerned in the production of dried vine fruit;

"Raisins South Africa NPC (Raisins SA)" means the company registered in terms of the Companies Act, 2008 (Act No. 71 of 2008 as amended) and which operates under the name "Raisins South Africa NPC (Raisins SA)". Raisins SA is a company with the aim to keep the local dried vine fruit industry abreast of the need for agricultural research, strategic information on volumes and quality to meet all sanitary and phytosanitary requirements for local and export marketing to serve the best interest of the industry as the need arises and keep the National Agricultural Marketing Council (NAMC) and Minister of Agriculture, Land Reform and Rural Development informed on strategic issues. Raisins SA is located at, 9 Groenpunt Avenue, Upington, Northern Cape, South Africa;

"raisins" means the dried vine fruit other than currants and seedless raisins that is obtained from vine fruit;

"seedless raisins" means the dried vine fruit obtained from seedless non-currant type vine fruit, and is either lyed or lyed and bleached or unlyed and unbleached;

"The Act" means the Marketing of Agricultural Products Act, 1996 (Act No. 47 of 1996), as amended;

"vine fruit" means the fruits of the plants of *Vitis vinifera*.

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

2. The levy is needed by Raisins SA to provide financial support for the following functions that the dried vine fruit industry has identified as essential and in the interest of the industry as a whole: The levy is needed by Raisins SA to fund 1) market access and development; 2) information and communication; 3) research and development programmes and technology transfer; 4) transformation and training and 5) administration for dried vine fruit.

These measures are necessary to ensure that continuous, accurate and timely macro-economic and industry specific information relating to the dried vine fruit industry, is available to all role players in order for them to make informed decisions in the spheres as indicated. This will advance transparent market information to all parties.

The advancement of dried vine fruit production can deliver a material on food security and job creation in South Africa.

Research is important to ensure a complete dried vine fruit industry is advanced, especially in context to a global competitive industry. Research is important for both the commercial and emerging sector. The maintenance of effective cultivar development programmes and the study of cultivar characteristics, such as yield potential, adaptability, weather resistance against pest and diseases, enable dried vine fruit growers to make informed cultivar decisions for specific conditions.

As per the guidelines, funds will also be used to support previous advantage individuals (PDI's) and empower the emerging sector accordingly.

The levies will advance market access for all, but furthermore contribute to furthering the viability of the industry at large. The establishment of these measures is aligned to the objective set out in the Act, as per article 2.

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 dried vine fruit products. This statutory measure shall be administered by Raisins South Africa (Raisins SA).

Product to which statutory measure applies

3. This statutory measure shall apply to all dried deciduous vine fruit as defined, produced in and imported into South Africa.

Area in which statutory measure applies

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

Imposition of levy

5. A levy is hereby imposed on dried vine fruit (gross mass delivered/received) bought or received by a packer or imported by a packer or processor or produced by a producer. A packer who has paid a levy may recover the amount of the levy from the person from which he has received the dried vine fruit on which the levy is payable, or who has produced the dried vine fruit.

Amount of levy

6. The levy shall be imposed on all dried vine fruit gross mass delivered at the following rates:
 - 16c per kilogram for the levy cycle 2020/2021,
 - 17.67c per kilogram for the levy cycle 2021/2022,
 - 19.33c per kilogram for the levy cycle of 2022/2023, and;
 - 21c per kilogram for the levy cycle 2023/2024.All excluding VAT.

Persons by whom and to whom levy is payable

7. The levy imposed in terms of clause 5 shall
 - (a) be payable by packers or processor or traders on behalf of producers of dried vine fruit; and

- (b) be payable to Raisins South Africa (Raisins SA) in accordance with clause 8.

Payment of levy

- 8. (1) Payment of the levy shall be made not later than 60 (sixty) days following the month end of the declared quantity dried vine grapes received. Any amount not paid within this period will be charged interest at a rate of 1% per month. 'n Monthly volume declaration (for invoicing purposes) will be made to Raisins SA, which upon an invoice will be issued.
- (2) Payment shall be made by means of an electronic transfer in favour of and into the bank account of Raisins South Africa (bank details obtainable from Raisins SA on request).

Use of levy

- 9. The schedule provides that -
 - (a) at least 70% of the levy funds should be used for the core business functions e.g. research;
 - (b) not more than 10% for administrative use; and
 - (c) at least 20% be allocated towards transformation.

Commencement and period of validity

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

DEPARTMENT OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT

NO. R. 1300

11 DECEMBER 2020

MARKETING OF AGRICULTURAL PRODUCTS ACT, 1996
(ACT No. 47 OF 1996)ESTABLISHMENT OF STATUTORY MEASURE: RECORDS AND RETURNS
IN RESPECT OF DRIED VINE FRUIT

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), as amended, hereby establish the statutory measure set out in the Schedule.

MRS AT DIDIZA, MP
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

"currants" means the dried vine fruit obtained from seedless currant-type vine fruit;

"dried deciduous fruit" means dried vine fruit (raisins, seedless raisins, sultanas and currants) where either in the whole, cut up or minced form, subjected to any acknowledged drying process during which the largest part of the moisture had been abstracted therefrom, irrespective whether having been treated with water or steam or any preservative;

"exporter" means a person who exports dried vine fruit from South Africa, and includes a person who arranges or handles the exports in the name of, or on behalf of another person;

"handle" means receive, store, dispatch or process;

"importer" means a person who imports dried vine fruit into South Africa, and this includes a person who arranges or handles the imports in the name of or on behalf of another person;

"packer" means a person who handles dried vine fruit and packs it for the purpose of sale;

"process" means to sort, clean, wash, cut, mince, mix or prepare to be packed for sale;

"producer" includes any person concerned in the production of dried vine fruit;
"Raisins South Africa (Raisins SA)" means the company registered in terms of the Companies Act, 2008 (Act No. 71 of 2008 as amended) and which operates under the name Raisins South Africa (Raisins SA); Raisins South Africa (Raisins SA) is a company with the aim to keep the local dried vine fruit

industry abreast of the need for agricultural research; strategic information on volumes and quality; to meet all sanitary and phytosanitary requirements for local and export markets; to serve the best interest of the industry as the need arises; and keep the National Agricultural Marketing Council (NAMC) and Minister of Agriculture, Land Reform and Rural Development informed on strategic issues. The Raisins SA is located at, 9 Groenpunt Avenue, Upington, Northern Cape, South Africa;

"raisins" means the dried vine fruit other than currants, seedless raisins that is obtained from vine fruit;

"seedless raisins" means the dried vine fruit obtained from seedless non-currant type vine fruit, and is either lyed or lyed and bleached or unlyed and unbleached;

"The Act" means the Marketing of Agricultural Products Act 1996, (Act No. 47 of 1996), as mended;

"vine fruit" means the fruits of the plants of *Vitis vinifera*.

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

2. The purpose and aim of this statutory measure is to compel importers, packers, producers, exporters and processors of dried vine fruit to keep records and submit returns to Raisins South Africa (Raisins SA). These shall also include any person, e.g. a producer who acts in the capacity of the aforementioned persons. The statutory measure is deemed necessary in order to ensure that market information in respect of dried vine fruit is made available accurately to all role-players in the dried vine fruit industry. Information gathered by Raisins SA by means of records and returns is disseminated freely in the marketplace. Through the mandatory submission of monthly (weekly during intake) returns on an individual basis, market information for the whole country can be processed and disseminated in the marketplace.

This statutory measure will not only facilitate access for all participants, but it should also assist in promoting the effective marketing of dried vine fruit. Furthermore, the market information obtained in this *manner*, will promote the viability of the dried vine fruit industry and the agricultural sector at large.

Product to which statutory measure applies

3. This statutory measure shall apply to all dried deciduous vine fruit as defined.

Area in which statutory measure applies

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

Records to be kept by importers, packers, exporters and processors of dried vine fruit

5. (1) Each producers, importer, packer, exporter and processor of dried vine fruit shall keep complete records for each calendar month in respect of dried vine fruit handled, imported or exported by him. These shall *also* include any person, e.g. a producer who acts in the capacity of the aforementioned persons.
- (2) Each person mentioned in sub-clause (1), irrespective of whether or not he has premises, shall keep the following records:
- (a) Opening stock - the opening stock of all dried vine fruit physically on his premises on the first day of a calendar month.
 - (b) Producer deliveries - all dried vine fruit received direct from the farm of a producer on his premises according to fruit kind of production. This will include the grades of the loads delivered.
 - (c) Imports - in respect of imported dried vine fruit, records shall be kept of:
 - (i) Name and address of importer and person on whose behalf imports are made.
 - (ii) Quantity of dried vine fruit imported per country of origin and per fruit kind.
 - (iii) Quantity of imported dried vine fruit destined for:
 - (aa) consumption in South Africa.
 - (bb) exports per country of destination.
 - (d) Other receipts - all dried vine fruit received at the premises other than dried vine fruit already declared above as producer deliveries and imports, including records of the name of the consignor and address of the premises from where the dried vine fruit was dispatched as well as the mass of the dried vine fruit received.
 - (e) Dried vine fruit processed - all dried vine fruit processed on his premises in the name of or on behalf of producers or other clients.
 - (f) Exports and local distribution - in respect of dried vine fruit that is distributed (international and local market), records shall be kept in respect of:
 - (i) Name and address of the exporter and the person on behalf of whom the export takes place.
 - (ii) Quantity of dried vine fruit per fruit kind and size exported per country of intended destination.
 - (iii) Name of harbour and owner of harbour premises where the exported dried vine fruit was handled.
 - (iv) Name and particulars of the vessel in which a quantity of dried vine fruit is exported.
 - (g) Other local dispatches - records shall be kept of all dried vine fruit dispatched from his premises to other premises than those mentioned in (f), including separate records of the name of the person and the address of the premises to which the dried vine fruit was dispatched, as well as the mass per fruit kind dispatched.
 - (h) Closing stock - the closing stock of all dried vine fruit physically on his premises on the last day of a calendar month.
 - (i) Storage of dried vine fruit on producer's farm - the quantity of dried vine fruit that is in a storage facility on the producer's farm on the last day of a calendar month and of which the full ownership has already passed on to the keeper of the records.

- 3 Records mentioned in sub-clauses (1) to (2) shall be
 - (a) recorded on an electronic system to ensure volumes and grades can be audited annually.
 - (b) kept at the head office or usual place of business of the person who is required to keep them for a period of at least four years after the end of the period in respect of which such records were kept.
- 4 Producers are requested to supply any records, e.g. numbers of vines or fruit produced.

Returns to be rendered by importers, packers, exporters and processors of dried vine fruit

6.
 - (1) Volume intake (dried vine fruit – grower supplied) will be recorded weekly and reported accordingly to Raisins SA.
 - (2) Each importer, packer, exporter and processor of dried vine fruit shall within 15 days after the end of each calendar month furnish an accurate return to Raisins SA in respect of dried vine fruit handled, imported or exported by him. These shall also include any person, e.g. a producer who acts in the capacity of the aforementioned person.
 - (3) Each importer, packer, exporter and processor of dried vine fruit shall report stock levels (closing- and opening stock) on the 1st January and 30 July, annually.
 - (4) The return shall be furnished on the form obtainable free of charge from Raisins SA, and shall be completed electronically. Totals returns for a specific year must reach Raisins SA by 30 May, after which the final volume numbers will be reconciled by end of July, annually.
 - (5) The return shall when forwarded by post, be addressed to:
The CEO: Raisins SA
PO Box 2536
UPINGTON
8800
 - (b) when delivered by hand, be delivered to:
The CEO: Raisins SA
9 Groenpunt Avenue
Office nr 1
Keidebees
UPINGTON
8801
 - (c) when transmitted electronically, be sent to:
Any of the fax numbers, e-mail addresses or any other electronic addresses as furnished on the official return forms.
 - (6) The return shall be forwarded, delivered or transmitted electronically to reach the chief executive officer of Raisins SA before or on the return date mentioned in sub-clause (1).
 - (7) A zero return shall be submitted if no dried vine fruit was handled, imported or exported during the period of the return.

Commencement and period of validity

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

DEPARTMENT OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT

NO. R. 1301

11 DECEMBER 2020

**MARKETING OF AGRICULTURAL PRODUCTS ACT, 1996
(ACT No. 47 OF 1996)****ESTABLISHMENT OF STATUTORY MEASURE: REGISTRATION OF CERTAIN
PERSONS IN RESPECT OF DRIED VINE FRUIT**

I, Angela Thoko Didiza, Minister of Agriculture, 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.

**MRS AT DIDIZA, MP
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

"currants" means the dried vine fruit obtained from seedless currant-type vine fruit;

"dried deciduous fruit" means dried vine fruit (raisins, seedless raisins, sultanas and currants) where either in the whole, cut up or minced form, subjected to any acknowledged drying process during which the largest part of the moisture had been abstracted therefrom, irrespective whether having been treated with water or steam or any preservative;

"exporter" means a person who exports dried vine fruit from South Africa, and includes a person who arranges or handles the exports in the name of ,or on behalf of another person;

"handle" means receive, store, dispatch or process;

"importer" means a person who imports dried vine fruit into South Africa, and this includes a person who arranges or handles the imports in the name of or on behalf of another person;

"packer" means a person who handles dried vine fruit and packs it for the purpose of sale;

"process" means to sort, clean, wash, cut, mince, mix or prepare to be packed for sale;

"producer" includes any person concerned in the production of dried vine fruit;
"Raisins South Africa (Raisins SA)" means the company registered in terms of the Companies Act, 2008 (Act No. 71 of 2008 as amended) and which operates under the name Raisins South Africa (Raisins SA); Raisins South Africa (Raisins SA) is a company with the aim to keep the local dried vine fruit industry abreast of the need for agricultural research; strategic information on volumes and quality; to meet all sanitary and phytosanitary requirements for local and export markets; to serve the best interest of the industry as the need arises; and keep the National Agricultural Marketing Council (NAMC) and Minister of Agriculture, Land Reform and Rural Development informed on strategic issues. The Raisins SA is located at, 9 Groenpunt Avenue, Upington, Northern Cape, South Africa;

"raisins" means the dried vine fruit other than currants, seedless raisins that is obtained from vine fruit;

"seedless raisins" means the dried vine fruit obtained from seedless non-currant type vine fruit, and is either lyed or lyed and bleached or unlyed and unbleached;

"The Act" means the Marketing of Agricultural Products Act 1996, (Act No. 47 of 1996), as amended;

"vine fruit" means the fruits of the plants of *Vitis vinifera*.

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

1. The purpose and aim of these statutory measures is to compel importers, producers, packers, exporters, processors and marketers of dried vine fruit to register with Raisins South Africa (Raisins SA). These shall include any person, e.g. a producer who acts in the capacity of the aforementioned persons. Registration of the said persons is necessary to enable Raisins SA to make available continuous, timely and accurate market information in respect of dried vine fruit for all role-players. It is essential that market information in the deregulated market be as accurate as possible in order to be able to make informed decisions. Through the combination of mandatory registration of the major role-players together with the submission of monthly returns (weekly in the case of fruit intake) on an individual basis, market information for the whole country can be processed and disseminated in the marketplace.

This statutory measure will not only assist in improving market access for all market participants, but it should also assist in promoting the affectivity of the marketing of dried vine fruit. The viability of the dried vine fruit industry will thus be promoted in general. The measure will not be detrimental to the number of employment opportunities or fair labour practice. All individual information collected will be managed in an appropriate manner.

Products to which statutory measure applies

2. This statutory measure shall apply to all dried deciduous vine fruit as defined.

Area in which statutory measure applies

3. This statutory measure shall apply within the geographical area of the Republic of South Africa.

Registration of importers, packers, exporters, processors and marketers of dried vine fruit

4. (1) All importers, producers, packers, exporters, processors and marketers of dried vine fruit shall register with Raisins SA in the manner prescribed in clause 6. These shall also include any person, e.g. a producer who acts in the capacity of the aforementioned persons.
- (2) Each person who becomes an importer, packer, exporter or processor shall register with Raisins SA within 30 days after he became an importer, packer, exporter, or processor or marketer.
- (3) Upon registration of an applicant by Raisins SA, a letter of certification is issued to him.
- (4) The registration issued in terms of sub-clause (3) shall expire when this statutory measure is revoked or when it is cancelled by Raisins SA.
- (5) The provisions of sub-clause (6) shall apply *mutatis mutandis* to persons who were already registered with Raisins SA at the time of this publication.
- (6) Every importer, packer, exporter or processor of dried vine fruit shall notify Raisins SA in writing within 30 days after he has ceased to act in that capacity, whereupon his registration will be cancelled.

Application for registration as importer, packers, exporter or processor of dried vine fruit

5. (1) An application for registration in terms of clause 5 shall be made on the application form available from Raisins SA.
- (2) The application form shall be completed in ink by a person who is duly authorised and it shall be completed in ink by an importer, packer, exporter, or processor and by any person who is duly authorised and it shall be accompanied by the corroborating documentation as specified in the application form.
- (3) The application form shall
- (a) when forwarded by post, be addressed to:
The CEO: Raisins SA
PO Box 2536
UPINGTON
8800
 - (b) when delivered by hand, be delivered to:
The CEO: Raisins SA
9 Groenpunt Avenue
Office nr 1
Keidebees
UPINGTON
8801
 - (c) when transmitted electronically, be sent to:
Any of the e-mail addresses or any other electronic addresses as they appear on the application form.

Commencement and period of validity

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

DEPARTMENT OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT**NO. R. 1302****11 DECEMBER 2020****PUBLICATION OF INCREASED AMOUNTS IN TERMS OF REGULATION 8(2)(a) OF
THE REGULATIONS RELATING TO ASSISTANCE TO VICTIMS IN RESPECT OF
BASIC EDUCATION: PROMOTION OF NATIONAL UNITY AND RECONCILIATION
ACT, 1995**

The accounting officer appointed by the Minister in terms of section 42(6) of the Promotion of National Unity and Reconciliation Act, 1995 (Act No. 34 of 1995), hereby publishes in terms of regulation 8(2) of the Regulations relating to Assistance to Victims in respect of Basic Education, 2014, for the purposes of the regulations mentioned in Column 1 of the Schedule hereto, the increased amounts mentioned opposite thereto in Column 2 of the Schedule, with effect from 1 January 2020.

MS K PILLAY**ACTING ACCOUNTING OFFICER**

SCHEDULE

| COLUMN 1 Regulation | COLUMN 2 Increased Amount |
|--------------------------------|--------------------------------------|
| Regulation 5(1)(a) | R7 347,00 |
| Regulation 5(1)(b) | R29 387,00 |
| Regulation 5(1)(c) | R3 637,00 |
| Regulation 5(1)(d) | R4 407,00 |
| Regulation 6(1)(a) | R13 225,00 |
| Regulation 6(1)(b) | R29 387,00 |
| Regulation 6(1)(c) | R3 637,00 |
| Regulation 6(1)(d) | R4 407,00 |
| Regulation 7(1)(a) | R22 041,00 |
| Regulation 7(1)(b) | R29 387,00 |
| Regulation 7(1)(c) | R4 407,00 |
| Regulation 7(1)(d) | R5 143,00 |
| Regulation 9(1)(a) | R193 952,00 |

DEPARTEMENT VAN JUSTISIE EN STAATKUNDIGE ONTWIKKELING

NO. R. 1302

11 DESEMBER 2020

**PUBLIKASIE VAN VERHOOGDE BEDRAE INGEVOLGE REGULASIE 8(2)(a) VAN
DIE REGULASIES BETREFFENDE BYSTAND AAN SLAGOFFERS TEN OPSIGTE
VAN BASIESE ONDERWYS: WET OP DIE BEVORDERING VAN NASIONALE
EENHEID EN VERSOENING, 1995**

Die rekenpligtige beampte aangestel deur die Minister ingevolge artikel 42(6) van die Wet op die Bevordering van Nasionale Eenheid en Versoening, 1995 (Wet No. 34 van 1995), publiseer hiermee ingevolge regulasie 8(2) van die Regulasies betreffende Bystand aan Slagoffers ten opsigte van Basiese Onderwys, 2014, vir doeleindes van die regulasies genoem in Kolom 1 van die Bylae, die verhoogde teenoorstaande bedrae genoem in Kolom 2 van die Bylae, met ingang van 1 Januarie 2020.

ME K PILLAY**WAARNEMENDE REKENPLIGTIGE BEAMPTE**

BYLAE

| KOLOM 1 | KOLOM 2 |
|-------------------|-------------------------|
| Regulasie | Verhoogde bedrag |
| Regulasie 5(1)(a) | R7 347,00 |
| Regulasie 5(1)(b) | R29 387,00 |
| Regulasie 5(1)(c) | R3 637,00 |
| Regulasie 5(1)(d) | R4 407,00 |
| Regulasie 6(1)(a) | R13 225,00 |
| Regulasie 6(1)(b) | R29 387,00 |
| Regulasie 6(1)(c) | R3 637,00 |
| Regulasie 6(1)(d) | R4 407,00 |
| Regulasie 7(1)(a) | R22 041,00 |
| Regulasie 7(1)(b) | R29 387,00 |
| Regulasie 7(1)(c) | R4 407,00 |
| Regulasie 7(1)(d) | R5 143,00 |
| Regulasie 9(1)(a) | R193 952,00 |

DEPARTMENT OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT

NO. R. 1303

11 DECEMBER 2020

**PUBLICATION OF INCREASED AMOUNTS IN TERMS OF REGULATION 9(2)(a) OF
THE REGULATIONS RELATING TO ASSISTANCE TO VICTIMS IN RESPECT OF
HIGHER EDUCATION AND TRAINING: PROMOTION OF NATIONAL UNITY AND
RECONCILIATION ACT, 1995**

The accounting officer appointed by the Minister in terms of section 42(6) of the Promotion of National Unity and Reconciliation Act, 1995 (Act No. 34 of 1995), hereby publishes in terms of regulation 9(2) of the Regulations relating to Assistance to Victims in respect of Higher Education and Training, 2014, for the purposes of the Regulations mentioned in Column 1 of the Schedule hereto, the increased amounts mentioned opposite thereto in Column 2 of the Schedule, with effect from 1 January 2020.

**MS K PILLAY
ACTING ACCOUNTING OFFICER**

SCHEDULE

| COLUMN 1 Regulation | COLUMN 2 Increased Amount |
|-----------------------------|---|
| Regulation 5(1)(b) | R4 407,00 |
| Regulation 6(1)(b) | R23 508,00 |
| Regulation 6(1)(c) | R8 816,00 |
| Regulation 6(1)(d) | R4 407,00 |
| Regulation 7(1)(b) | R45 549,00 |
| Regulation 7(1)(c) | R7 347,00 |
| Regulation 7(1)(d) | R7 347,00 |
| Regulation 8(1)(c) | R2 204,00 |
| Regulation 8A(1)(a) | R2 015,00 per month R20 155,00 per annum |
| Regulation 8A(1)(b)(i) | R8 818,00 |
| Regulation 8A(1)(b)(ii) | R3 779,00 |
| Regulation 8B(6)(a) and (b) | R38 880,00 |
| Regulation 8C(1) | R51 840,00 |
| Regulation 10(1)(a) | R290 927,00 |

NOTE: In terms of Government Notice No. R. 1373 of 14 December 2018, regulation 5(1)(a), regulation 6(1)(a)(i), regulation 6(1)(a)(ii), regulation 7(1)(a), regulation 8(1)(a) and regulation 8(1)(b) have been amended to provide for payment of the actual amounts charged in respect of tuition fees.

DEPARTEMENT VAN JUSTISIE EN STAATKUNDIGE ONTWIKKELING

NO. R. 1303

11 DESEMBER 2020

**PUBLIKASIE VAN VERHOOGDE BEDRAE INGEVOLGE REGULASIE 9(2)(a) VAN
DIE REGULASIES BETREFFENDE BYSTAND AAN SLAGOFFERS TEN OPSIGTE
VAN HOËR ONDERWYS EN OPLEIDING: WET OP DIE BEVORDERING VAN
NASIONALE EENHEID EN VERSOENING, 1995**

Die rekenpligtige beampte aangestel deur die Minister ingevolge artikel 42(6) van die Wet op die Bevordering van Nasionale Eenheid en Versoening, 1995 (Wet No. 34 van 1995), publiseer hiermee ingevolge regulasie 9(2) van die Regulasies betreffende Bystand aan Slagoffers ten opsigte van Hoër Onderwys en Opleiding, 2014, vir doeleindes van die Regulasies genoem in Kolom 1 van die Bylae, die verhoogde teenoorstaande bedrae genoem in Kolom 2 van die Bylae, met ingang van 1 Januarie 2020.

**ME K PILLAY
WAARNEMENDE REKENPLIGTIGE BEAMPTE**

BYLAE

| KOLOM 1 Regulasie | KOLOM 2 Verhoogde bedrag |
|------------------------------------|--|
| Regulasie 5(1)(b) | R4 407,00 |
| Regulasie 6(1)(b) | R23 508,00 |
| Regulasie 6(1)(c) | R8 816,00 |
| Regulasie 6(1)(d) | R4 407,00 |
| Regulasie 7(1)(b) | R45 549,00 |
| Regulasie 7(1)(c) | R7 347,00 |
| Regulasie 7(1)(d) | R7 347,00 |
| Regulasie 8(1)(c) | R2 204,00 |
| Regulasie 8A(1)(a) | R2 015,00 per maand R20 155,00 per jaar |
| Regulasie 8A(1)(b)(i) | R8 818,00 |
| Regulasie 8A(1)(b)(ii) | R3 779,00 |
| Regulasie 8B(6)(a) en (b) | R38 880,00 |
| Regulasie 8C(1) | R51 840,00 |
| Regulasie 10(1)(a) | R290 927,00 |

NOTA: Ingevolge Goewermentskennisgewing No. R. 1373 van 14 Desember 2018 is regulasie 5(1)(a), regulasie 6(1)(a)(i), regulasie 6(1)(a)(ii), regulasie 7(1)(a), regulasie 8(1)(a) en regulasie 8(1)(b) gewysig om voorsiening te maak vir die betaling van die werklike fooie wat gehef word.

DEPARTMENT OF MINERAL RESOURCES AND ENERGY

NO. R. 1304

11 DECEMBER 2020

NUCLEAR ENERGY ACT, 1999**INVITATION TO COMMENT ON DRAFT REGULATIONS
REGARDING NUCLEAR NON- PROLIFERATION**

The Minister of Minerals Resources and Energy in terms of section 54(4), hereby publishes for comment the proposed Regulations to be made under section 54(1) read with sections 33(3)(a)(b)(c)(d)(e)(f)(h) and (i), 34(2) and 35(2) of the Nuclear Energy Act, 1999 (Act 46 of 1999), as set out in the Schedule.

All interested persons and organisations are hereby invited to submit comments in writing on the proposed Regulations to the Director General: Department of Mineral Resources and Energy, for the attention of the Deputy Director General: Nuclear Energy, by-

- (a) Post to: Department of Mineral Resources and Energy
Private Bag X 96
Pretoria,
0001;

- (b) Hand delivery to: Department of Mineral Resources and Energy
192 Visagie Street,
Corner Paul Kruger and Visagie Streets
Pretoria,
0001; or

- (c) email to: safeguardsregulation@dmre.gov.za

Kindly provide the name, address, telephone number, fax number and email address of the person or organisation submitting the comments. Comments on the draft regulations must be submitted not later than 60 calendar days from the date of publication of this Regulations. Comments received after the closing date may not be considered.

SCHEDULE

Definitions

1. In these Regulations any word or expression to which a meaning has been assigned in the Act, has the meaning so assigned and, unless the context indicates otherwise-

"customs code" means a code number issued to a person by the South African Revenue Services upon registration in terms section 59A of the Customs and Excise Act, 1964 (Act No. 91 of 1964), to participate in import or export activities regulated by that Act;

"destructive analysis" means the determination of nuclear material content and, if required, of isotopic composition of chemical elements present in the sample;

"facility" means a reactor, critical facility, conversion plant, fabrication plant, reprocessing plant, an isotopic separation plant or a separate storage installation, or any location where nuclear material is customarily used;

"non-destructive assay" means a measurement of the nuclear material content or of the element or isotopic concentration of an item without producing significant physical or chemical changes in the item;

"nuclear event" means accidental loss of nuclear material or theft, capable of giving rise to the release of radiation with significant consequences to the public, the environment or the facility;

"nuclear material" includes source material, special nuclear material, restricted material, uranium hexafluoride, nuclear fuel, nuclear related equipment and material, radioactive waste or irradiated fuel, or any technology related to, and software related to.

"planned activity" means any activity associated with the use of nuclear material including the nuclear fuel cycle (NFC), NFC related research and development, design, procurement, construction, commissioning, operation, decommissioning, dismantling, storage, disposal, and any other activity related to nuclear material; and

"the Act" means the Nuclear Energy Act, 1999 (Act No. 46 of 1999).

Keeping of records

2. (1) The records that must be kept by any person in possession of, using, acquiring, producing, manufacturing or processing, transporting, importing, exporting, storing, reprocessing, or disposing of nuclear material in terms of section 33(3)(a) of the Act are-
- (a) an updated nuclear material inventory indicating actual quantities, mass, serial number, and composition of nuclear material present in the facility, its distribution, any changes and all measurement results, and all corrections made in respect of inventory changes;
 - (b) operating data which is used to establish inventory changes in the quantities and composition of nuclear material in the facility at any time, procedure to control the quality of measurements, procedure to ascertain the cause and magnitude of any accidental or unmeasured loss that might occur; and
 - (c) measuring control programmes including calibration, sampling and analysis, and measurement results used to compile the physical inventory of nuclear material.
- (2) The records contemplated in sub-regulation (1) must be kept permanently and made available to an inspector on request.

Reports to Minister

3. (1) The reports that must be submitted to the Minister in terms of section 33(3)(b) of the Act by any person in possession of, using, acquiring, producing, manufacturing or processing, transporting, importing, exporting, storing, reprocessing, or disposing of nuclear material are-
- (a) an initial report detailing the updated nuclear material inventory at the facility within three months of commencement of these Regulations;
 - (b) quarterly report of the records contemplated in regulation 2(1)(a), within 30 days of the end of each calendar quarter;
 - (c) an annual report of the records contemplated in regulation 2(1)(a), on or before 31 January of each calendar year; and
 - (d) in case of a nuclear event, a report notifying the Minister of the nuclear event within two hours of its occurrence and, within five working days of the nuclear event, a detailed report containing —

- (i) the time, exact location, and the nature or cause of the nuclear event, and the facility or activity involved;
- (ii) the results of any internal investigation and any remedial action taken;
- (iii) a description of the nuclear material involved in the nuclear event, including the type of material; the isotopic content of the material; the quantity of the material; the chemical and physical description of the material; and the application of the material;
- (iv) the particulars of all persons involved in the occurrence of the nuclear event;
- (v) a description of the contamination or damage to the facility, institution or organization concerned or to the environment;
- (vi) a list of persons who have been informed of the nuclear event;
- (vii) the persons, institutions or organisations linked to the origin and destination of the nuclear material;
- (viii) a description of the actions taken in order to ascertain the cause and magnitude of any accidental or unmeasured loss of nuclear material that might occur;
- (ix) measures taken to prevent the occurrence of the nuclear event;
- (x) measures proposed to prevent a recurrence of the nuclear event; and
- (xi) any other relevant information.

- (2) The reports contemplated in sub-regulation (1) must be kept permanently and must be submitted to the Minister as contemplated in regulation 12.

Measurements on nuclear material and maintaining measuring control programmes

4. (1) The measurements to be performed on nuclear material in terms of section 33(3)(c) of the Act by any person in possession of, using, acquiring, producing, manufacturing or processing, transporting, importing, exporting, storing, reprocessing, or disposing of nuclear material are -
- (a) the verification of quantities and mass of nuclear material received, processed, produced, shipped, lost or otherwise removed from the inventory; and
 - (b) the measurement of the inventory based on sampling for destructive analysis or non-destructive assay.

- (2) The measuring control programme to be maintained in terms of section 33(3)(c) of the Act must include-
- (a) measurement system approved by facility to verify material that has been declared;
 - (b) a sampling system;
 - (c) analysis and evaluation of results by suitably qualified persons;
 - (d) an operator who introduces the measurement system into the operating system;
 - (e) counting and item identification, or nuclear material transformation calculations, quantitative and qualitative non-destructive assay; and
 - (f) a dedicated in-plant accounting and measurement system.

Provision of information on design of nuclear installation and site concerned and all changes effected to the design thereof

5. (1) The manner in which the Minister must be provided with information in terms of section 33(3)(d) of the Act, by any person in possession of nuclear installation or site license-
- (a) the existing or proposed company name, business address, geographic location, operational status and estimated or current production capacity of the nuclear installation and site concerned;
 - (b) a description of the nuclear installation and site concerned with reference to the type, location and flow of nuclear material, map of the site, plant design capacity and the general layout of important process equipment which uses, produces or processes nuclear material;
 - (c) a description of features of the nuclear installation and site concerned relating to security, control, containment and surveillance of nuclear material;
 - (d) key measurement points to measure the flow of nuclear material;
 - (e) a brief description of existing or proposed procedures at the nuclear installation and site concerned for nuclear material accounting and control, including a list of responsible persons; and
 - (f) where changes are to be effected to the design of a nuclear installation and site concerned, a description of all changes, including-
 - (i) the reasons for effecting the changes; and
 - (ii) the expected dates of completion of the changes.
- (2) The report contemplated in sub-regulation (1) must be submitted to the Minister as contemplated in regulation 12-

- (a) within three months of commencement of these Regulations for all existing nuclear installations and sites concerned; or
- (b) within three months of-
 - (i) the design of any new nuclear installation or site concerned; or
 - (ii) any changes effected to the design of the nuclear installation or site contemplated in paragraph (a).

Physical stocktaking of nuclear material

6. (1) The physical stocktaking that must be undertaken in terms of section 33(3)(e) of the Act, by any person performing restricted activities must be done within 30 days of the end of each calendar year, and shall be conducted in the following manner-
- (a) a physical inventory process must be determined;
 - (b) a physical inventory listing must be generated or updated;
 - (c) the nuclear material balance must be measured; and
 - (d) any discrepancies between nuclear material balance and book inventory record must be investigated and resolved.
- (2) A physical inventory listing contemplated in sub-regulation (1) must be kept permanently and must be submitted to the Minister within 30 days of the end of each calendar year as contemplated in regulation 12.
- (3) The records contemplated in sub-regulation (1) must be made available to an inspector on request and during inspection.

Prior notification of importation and exportation of nuclear material

7. The manner in which notice must be given in terms of section 33(3)(f) of the Act by a person who intends to import or export nuclear material, is that at least two weeks prior written notice must be submitted to the Department as contemplated in regulation 12, indicating-
- (a) the company name and country of the importer or exporter;
 - (b) the description and quantity of nuclear material to be imported or exported, including the gross mass of the consignment, batch number and material category;
 - (c) the date of import or export;
 - (d) authorisation number of authority issued in terms of sections 34 or 35 of the Act;

- (e) in the case of import, the name of the port of import, facility responsible for transportation from the port of import, and the route from the port of import to the end user's site;
- (f) in the case of export, the facility responsible for transportation to the port of export, and the route from the exporter's site to the port of export;
- (g) the end user of the import or export;
- (h) the intended use of the material; and
- (i) any additional information regarding the nuclear material to be imported or exported, as the case may be.

Notification on any loss of nuclear material

8. Any loss of nuclear material in terms of section 33(3)(h) of the Act regardless of the quantity, concentration or density, must without delay be reported in terms of regulation 3(1)(d).

Schedules of planned activities

9. (1) The schedule of planned activities to be provided to the Minister in terms of section 33(3)(i) of the Act by any person in possession of, using, acquiring, producing, manufacturing or processing, transporting, importing, exporting, storing, reprocessing, or disposing of nuclear material, must be submitted in a written report and must indicate-
- (a) the date of commencement and duration of the planned activity;
 - (b) a general description of and information specifying the location of nuclear fuel cycle related to research and development activities;
 - (c) a general description of planned activities and the identity of the person or entity carrying out such activities; and
 - (d) any additional information relevant to the planned activities.
- (2) The report contemplated in sub-regulation (1) must be submitted to the Minister in accordance with regulation 12 within three months of commencement of these Regulations and thereafter annually on or before 15 February of each year.
- (3) The Minister must immediately be informed in writing of any amendment to the report submitted in terms of subregulation (2).

Application for authorisation for acquisition, possession of, import and certain activities relating to nuclear material

10. A person applying for an authorisation in terms of section 34(2) of the Act must complete the relevant form DMRE23 (Application to possess, acquire, use or transport of, any activities related to nuclear material) or DMRE27 (Import and transport of nuclear material) contained in Annexure 1, and must lodge the application with Minister as contemplated in regulation 12.

Application for authorisation for exportation of nuclear material

11. A person applying for an authorisation in terms of section 35(2) of the Act must complete the form DMRE25 (Transport and export of nuclear material) contained in Annexure 2, and must lodge the application with Minister as contemplated in regulation 12.

General

12. Any application, notice, schedule or report that must be submitted to the Minister or Department in terms of these Regulations, must be submitted to the Director General for the attention of the Deputy Director General: Nuclear Energy-

- (a) by registered post to the following postal address:

Department of Mineral Resources and Energy
Private Bag X 96
Pretoria, 0001, or

- (b) by hand delivery to the following physical address:

Department of Mineral Resources and Energy
192 Visagie Street
Corner Paul Kruger and Visagie Streets
Pretoria, 0001.

Offences and penalties (Section 54 (2))

13. Any person who knowingly provides false information in respect of any matter concerning which he or she is required to give information in terms of these Regulations commits an offence and is liable on conviction to a fine or imprisonment not exceeding 12 months.

Short title and commencement

14. These regulations are called the Nuclear Non-Proliferation Regulations, 2020 and shall come into operation on the date of publication in the Gazette.

ANNEXURE 1**Application forms in terms of section 34 of the Act**

Application form DMRE23 (Application to possess, acquire, use or transport of, any activities related to nuclear material and equipment); or

Application form DMRE27 (Application to import and transport nuclear material and equipment).

ANNEXURE 2**Application forms in terms of section 35 of the Act**

Application form DMRE25 (Application to transport and export nuclear material and equipment).