

No. 1561

13 December 2002

**NATIONAL AGRICULTURAL MARKETING COUNCIL**

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

**REQUEST FOR THE INTRODUCTION OF STATUTORY MEASURES IN THE SOUTH AFRICAN DAIRY INDUSTRY (REGISTRATION OF DAIRY PRODUCERS AND THE SUBMISSION OF RECORDS AND RETURNS) IN TERMS OF THE MARKETING OF AGRICULTURAL PRODUCTS ACT, 1996 (ACT No. 47 OF 1996)**

It is hereby made known in terms of section 11 of the Marketing of Agricultural Products Act, 1996 (Act No. 47 of 1996), that the Minister of Agriculture has received a request for a statutory measure in terms of section 10 of the said Act as set out in the Schedule hereto.

Directly affected groups are hereby invited to lodge any objection or representation regarding the proposed statutory measure with the National Agricultural Marketing Council within 14 days of the publication thereof.

Submissions should be in writing and be addressed to:

**The Chairperson  
National Agricultural Marketing Council  
Private Bag X935  
PRETORIA  
0001  
Fax No. (012) 341-1911  
Enquiries: Mr Donald Mokoena/Mr Winston Mvabaza  
Tel. (012) 341-1115 ext 216**

**M. G. RATHOGWA****Chairperson: National Agricultural Marketing Council****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—

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

“milk” means the normal secretion of the mammary glands of bovines, goats or sheep;

“dairy producer” means any person who keeps bovines, goats or sheep for the production of milk.

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

2. The purpose of this statutory measure is to compel the dairy producers of the Republic of South Africa to register with the Milk Producers' Organisation.

The registration of dairy producers will assist the industry to liaise with them regarding matters of concern such as legislation, training courses and technology transfer. The registration of dairy producers will facilitate the maintenance of a national data base which is a prerequisite for the publication of reliable industry statistics.

In terms of international requirements, exporting countries have to comply with certain specifications. The dairy industry therefore needs to identify steps in dairy farming which is critical to ensure food safety and that adequate safety procedures are identified, implemented, maintained and reviewed. The only way to ensure that every dairy producer is informed of the required practices and to monitor those, is by means of compulsory registration.

**Administration of the measure**

3. This statutory measure will be administered by the Milk Producers' Organisation, an association incorporated under Section 21 of the Companies Act, 1973 (Act No. 61 of 1973). This body will also implement, administer and enforce the intervention set out in the Schedule.

**Product to which statutory measure applies**

4. This statutory measure shall apply to milk.

**Area in which statutory measure applies**

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

**Registration of parties concerned**

6. (1) The following persons shall register with the Milk Producers' Organisation in the manner set out in clause 6:

(a) All dairy producers.

(2) An application for registration in terms of subclause (1) shall be made within 30 days from the date of comment of this statutory measure and, in case of a person becoming a party in terms of subclause (1) after such date of commencement, within 30 days of becoming a party in terms of subclause (1).

(3) The parties in terms of subclause (1) shall within 30 days of ceasing to be a party in terms of subclause (1) notify the Milk Producers' Organisation in writing thereof whereupon his or her registration shall be cancelled.

***Application for registration***

7. (1) Application for registration in terms of clause 5 shall be made on an application form, copies of which are obtainable free of charge from the Milk Producers' Organisation.

(2) The application form shall be completed in ink and signed by a person duly authorized thereof.

(3) The application form shall be submitted—

(a) when forwarded by post, to—

The Administrator  
Milk Producers' Organisation  
P.O. Box 1284  
PRETORIA  
0001;

(b) when delivered by hand, delivered to—

The Administrator  
Milk Producers' Organisation  
90 Cycad Place  
off Watermeyer Street  
Val de Grace Extension 10  
PRETORIA  
0184

***Commencement and period of validity***

8. This statutory measure shall come into operation on the date of publication hereof and shall lapse on .....

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