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GOVERNMENT NOTICES  
GOEWERMENTSKENNISGEWINGS

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DEPARTMENT OF AGRICULTURE  
DEPARTEMENT VAN LANDBOU

No. R. 15

12 January 2007

REGULATIONS AMENDING A STATUTORY  
MEASURE: REGISTRATION

I, Lulu Xingwana, Minister of Agriculture, acting under sections 10, 11, 13 and 14 of the Marketing of Agricultural Products Act, 1996 (Act 47 of 1996), hereby amend the Regulations set out in the Schedule.

L Xingwana

Minister of Agriculture

\_\_\_\_\_  
Date

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SCHEDULE

Definitions

1. In these regulations –

“**Regulations**” means the Regulations published under Government Notice No. R. 810 of 5 August 2005;

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

Reasons for the amendment of the Statutory Measure, purpose **and** aim of the amendment and the relation thereof to the objectives of the Act

2. These amendments are necessary **so** as to clarify the definition of "levy administrator", make provision for the change of the juristic person responsible for implementing, administering and enforcing the levy and make provision for the procedure whereby abattoirs may apply for exemption from the statutory measure.
3. The Regulations did not differentiate between the products of designated animals on the one hand, and red meat products ~~on~~ the other. This differentiation is necessary in order to exempt imported hides and skins from the statutory measure.
4. It is intended that abattoirs slaughtering for own non-commercial use, should, upon application, be entitled to be exempted from the obligations to comply with the obligations contained in clause 5(a)(ii), (b) ~~(ii)~~ or (c)(i) of the levy notice.
5. These amendments allow for greater efficiency in the implementation, administration and enforcement of the statutory measure and collection of the levy **so** as to finance the functions that have been identified as crucial to the future development and sustainability of the red meat industry, with specific reference to the functions identified in the Regulations.

### Amendment of regulation 1 of the Regulations

6. Regulation 1 of the Regulations is hereby amended by the substitution of the words:

“ **“levy administrator”** means the juristic person entrusted with the implementation, administration and enforcement of the statutory measure established in these Regulations, and identified in regulation 5 of the Schedule”

in place of the words:

“ **“levy administrator”** means the levy administrator as defined in the Levy Notice”.

### Amendment of regulation 3 of the Regulations

7. Regulation 3 of the Regulations is hereby amended by the substitution of the words:

“This statutory measure shall apply to all designated animals and products from these animals as **well** as all designated animals or red meat products imported into the Republic of South Africa.”

in place of the words:

“This statutory measure shall apply to all designated animals and products from these animals **as** well as any red meat products imported into the Republic of South Africa.”.

**Amendment of regulation 5 of the Regulations**

8. Regulation 5 of the Regulations is hereby amended by -
- a) the substitution in the heading of regulation 5 of the words  
“**Registration and enforcement**” in place of the word “**Registration**”;
  - b) the deletion of paragraph (2)(a) and (c) and the substitution in its place of the following:  
  
“**(a)** be submitted, when forwarded by post, to-  
The Levy Administrator  
P O Box 36802  
Menlopark  
PRETORIA  
0102  
  
**(b)** When sent by telefax, be addressed to-  
+27 12 361 6004”
  - c) the introduction after paragraph (2) of the following -  
  
“(3) Any abattoir as defined in the **levy** notice **may** apply to the Levy Administrator for exemption from the **provisions** of clause 5(a)(ii), **(b)** (ii) or (c)(i) of the levy notice for purposes of this statutory measure on the grounds that it is a welfare organisation as defined in terms of section 1 of the Value-Added Tax Act 89 of 1991.

- (4) The implementation, administration and enforcement ~~of~~ the statutory measure established in these Regulations are entrusted to the Levy Administrator in terms of Section 14 of the Act.”

### Amendment *of* regulation 6 *of* the Regulations

### Commencement and period of validity

9. These amendments shall come into operation on the date of publication hereof and lapse on the date as provided for by regulation 6 *of* the Regulations.