

## DEPARTMENT OF AGRICULTURE, FORESTRY AND FISHERIES

NO. 797

04 SEPTEMBER 2015

PLANT IMPROVEMENT ACT, 1976  
(ACT No. 53 OF 1976)

## REGULATIONS RELATING TO APPLICATION OF THE ACT: AMENDMENT

The Minister of Agriculture, Forestry and Fisheries, acting under Section 34 of the Plant Improvement Act, 1976 (Act No. 53 of 1976), has made the following regulations in the Schedule

## SCHEDULE

1. In this Schedule "the Regulations" means the regulations relating to the application of the Act published by Government Notice No. R. 1901 of 12 September 1986, as amended by Government Notices Nos. R. 1387 of 26 June 1987, R. 2503 of 9 December 1988, and R. 1639 of 12 July 1991 (as corrected by R. 1970 of 16 August 1991), R. 2619 of 18 September 1992, R. 1592 of 27 August 1993, R. 2056 of 29 October 1993, R. 512 of 18 March 1994, R. 1464 of 26 August 1994, R. 96 of 24 January 1997 and R. 54 of 1 February 2013.

2. Addition of the following genus in the alphabetical correct position in Schedule B:

*Prunus* spp. (Prunus rootstock)

3. Addition of the following genera and species in the alphabetical correct positions in Schedule C:

*Allium fistulosum* L. (Bunching onion)  
*Allium fistulosum* L. x *A. cepa* L. (New bunching onion)  
*Cajanus cajan* (L.) Huth (Pigeon pea)  
*Coriandrum sativum* L. (Coriander)  
*Echinochloa crus-galli* (L.) P, Beauv. (Japanese millet)  
*Foeniculum vulgare* Mill. (Fennel)  
*Panicum coloratum* L. (Small buffalo grass)

4. Substitution of Schedules A, B and C by the tables in Annexure A to provide for the correction and update of botanical and common names in accordance with the latest internationally accepted nomenclature.

## ANNEXURE A

### SCHEDULE A

KINDS OF PLANTS OF WHICH THE SEED IS SUBJECT TO ALL PROVISIONS

| Botanical name                                                                                               | Common name            |
|--------------------------------------------------------------------------------------------------------------|------------------------|
| <i>Arachis hypogaea</i> L.                                                                                   | Groundnut              |
| <i>Phaseolus coccineus</i> L.                                                                                | Kidney bean            |
| <i>Phaseolus vulgaris</i> L.                                                                                 | Dry bean               |
| <i>Sorghum bicolor</i> (L.) Moench [= <i>S. vulgare</i> Pers.; including <i>S. dochna</i> (Forssk.) Snowden] | Grain sorghum          |
| <i>Vigna unguiculata</i> (L.) Walp.                                                                          | Cowpea                 |
| <i>Zea mays</i> L.                                                                                           | White and yellow maize |

### SCHEDULE B

KINDS OF PLANTS WHICH ARE SUBJECT TO ALL PROVISIONS EXCEPT SECTION 27

| Botanical name                                                      | Common name                                                                           |
|---------------------------------------------------------------------|---------------------------------------------------------------------------------------|
| <i>Actinidia</i> spp.                                               | Kiwi fruit                                                                            |
| <i>Anacardium occidentale</i> L.                                    | Cashew nut                                                                            |
| <i>Bertholletia excelsa</i> Humb. & Bonpl.                          | Brazil nut                                                                            |
| <i>Carica papaya</i> L.                                             | Papaya                                                                                |
| <i>Carya illinoensis</i> (Wagenh.) K. Koch                          | Pecan nut                                                                             |
| <i>Castanea sativa</i> Mill.                                        | Chestnut                                                                              |
| <i>Citrus</i> spp.                                                  | Lemon, lime, orange, tangerine, mandarin and mandarin hybrids, grapefruit and pummelo |
| <i>Camellia sinensis</i> (L.) Kuntze<br>[= <i>Thea sinensis</i> L.] | Tea                                                                                   |
| <i>Coffea</i> spp.                                                  | Coffee                                                                                |
| <i>Corylus avellana</i> L.                                          | Hazel nut                                                                             |
| <i>Cydonia</i> spp.                                                 | Quince                                                                                |
| <i>Cydonia</i> spp.                                                 | Quince rootstock                                                                      |
| <i>Ficus</i> spp.                                                   | Fig                                                                                   |
| <i>Fortunella</i> spp.                                              | Kumquat                                                                               |
| <i>Juglans regia</i> L.                                             | Walnut                                                                                |
| <i>Litchi chinensis</i> Sonn                                        | Litchi                                                                                |
| <i>Macadamia</i> spp.                                               | Macadamia nut                                                                         |
| <i>Malus</i> spp.                                                   | Apple                                                                                 |
| <i>Mangifera indica</i> L.                                          | Mango                                                                                 |
| <i>Olea europea</i> L.                                              | Olive                                                                                 |
| <i>Passiflora</i> spp.                                              | Granadilla                                                                            |
| <i>Persea americana</i> Mill.                                       | Avocado                                                                               |
| <i>Pistacia</i> spp.                                                | Pistachio                                                                             |

| Botanical name                                                                  | Common name         |
|---------------------------------------------------------------------------------|---------------------|
| <i>Poncirus trifoliata</i> Raf.                                                 | Trifoliolate orange |
| <i>Prunus</i> spp.                                                              | Prunus rootstock    |
| <i>Prunus amygdalus</i> Batch. – <b>see <i>Prunus dulcis</i></b>                |                     |
| <i>Prunus armeniaca</i> L. [including interspecific hybrids]                    | Apricot             |
| <i>Prunus avium</i> (L.) L.                                                     | Sweet cherry        |
| <i>Prunus cerasus</i> L.                                                        | Sour cherry         |
| <i>Prunus domestica</i> L.                                                      | Plum, European plum |
| <i>Prunus dulcis</i> (Mill.) D.A. Webb<br>[= <i>P. amygdalus</i> Batch.]        | Almond              |
| <i>Prunus persica</i> (L.) Batsch                                               | Peach               |
| <i>Prunus persica</i> (L.) Batsch var. <i>nucipersica</i> (Sukow) C.K. Schneid. | Nectarine           |
| <i>Prunus salicina</i> Lindl. [including interspecific hybrids]                 | Japanese plum       |
| <i>Psidium guajava</i> L.                                                       | Guava               |
| <i>Pyrus</i> spp.                                                               | Pear                |
| <i>Thea sinensis</i> L. – <b>see <i>Camellia sinensis</i></b>                   |                     |
| <i>Vitis</i> spp.                                                               | Grape               |

### SCHEDULE C

KINDS OF PLANTS OF WHICH THE SEED IS SUBJECT TO ALL PROVISIONS EXCEPT SECTION 27

| Botanical name                                                                                                                                                         | Common name                                                                                  |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------|
| <i>xAgrotriticum</i> spp.                                                                                                                                              | Agrotriticum                                                                                 |
| <i>Allium cepa</i> L.                                                                                                                                                  | Onion                                                                                        |
| <i>Allium fistulosum</i> L.                                                                                                                                            | Bunching onion                                                                               |
| <i>Allium fistulosum</i> L. x <i>A. cepa</i> L.                                                                                                                        | New bunching onion                                                                           |
| <i>Allium porrum</i> L.                                                                                                                                                | Leek                                                                                         |
| <i>Antheophora pubescens</i> Nees                                                                                                                                      | Bottlebrush grass, Wool grass                                                                |
| <i>Asparagus officinalis</i> L.                                                                                                                                        | Asparagus                                                                                    |
| <i>Avena nuda</i> L.                                                                                                                                                   | Naked oats                                                                                   |
| <i>Avena sativa</i> L. [including <i>Avena byzantina</i> K.Koch]                                                                                                       | Oats, Red oats                                                                               |
| <i>Avena strigosa</i> Schreb.                                                                                                                                          | Black oats                                                                                   |
| <i>Beta vulgaris</i> L.                                                                                                                                                | Fodder beet, Garden beet, Sugar beet, Swiss chard                                            |
| <i>Brassica napus</i> L.                                                                                                                                               | Forage rape, Oilseed rape, Swede                                                             |
| <i>Brassica oleracea</i> L. var. <i>botrytis</i> L.                                                                                                                    | Cauliflower, Cabbage, Brussels sprouts, Kohlrabi, Broccoli, Savoy cabbage, Kale, Fodder kale |
| <i>Brassica rapa</i> L. [including <i>B. campestris</i> L.; <i>B. chinensis</i> L. <i>B. pekinensis</i> (Lour.) Rupr.; <i>B. perviridis</i> (L.H. Bailey) L.H. Bailey] | Turnip, Chinese cabbage, pak-choi                                                            |
| <i>Bromus catharticus</i> Vahl                                                                                                                                         | Rescue grass                                                                                 |
| <i>Cajanus cajan</i> (L.) Huth.                                                                                                                                        | Pigeon Pea                                                                                   |
| <i>Capsicum</i> spp.                                                                                                                                                   | Chilli, Hot pepper, Sweet pepper, Paprika, Pepper rootstock                                  |
| <i>Cenchrus ciliaris</i> L.                                                                                                                                            | Blue buffalo grass                                                                           |
| <i>Chloris gayana</i> Kunth                                                                                                                                            | Rhodes grass                                                                                 |
| <i>Citrullus lanatus</i> (Thunb.) Matsum. et Nakai                                                                                                                     | Watermelon                                                                                   |
| <i>Coriandrum sativum</i> L.                                                                                                                                           | Coriander                                                                                    |
| <i>Cucumis melo</i> L.                                                                                                                                                 | Sweet melon                                                                                  |
| <i>Cucumis sativus</i> L.                                                                                                                                              | Cucumber                                                                                     |

| Botanical name                                                                                  | Common name                                              |
|-------------------------------------------------------------------------------------------------|----------------------------------------------------------|
| <i>Cucumis</i> spp.                                                                             | Cucumis rootstock                                        |
| <i>Cucurbita maxima</i> Duch.                                                                   | Pumpkin, Squash                                          |
| <i>Cucurbita moschata</i> Duch.                                                                 | Pumpkin, Squash                                          |
| <i>Cucurbita pepo</i> L.                                                                        | Squash, Zucchini, Vegetable marrow                       |
| <i>Cucurbita</i> spp.                                                                           | Cucurbita rootstock                                      |
| <i>Dactylis glomerata</i> L.                                                                    | Cocksfoot                                                |
| <i>Daucus carota</i> L.                                                                         | Carrot                                                   |
| <i>Desmodium intortum</i> (Mill.) Urb.                                                          | Green leaf desmodium                                     |
| <i>Desmodium uncinatum</i> (Jacq.) DC.                                                          | Silver leaf desmodium                                    |
| <i>Digitaria eriantha</i> Steud.                                                                | Smuts finger grass                                       |
| <i>Echinochloa crus-galli</i> (L.) P. Beauv.                                                    | Japanese Millet                                          |
| <i>Eragrostis curvula</i> (Schrad.) Nees                                                        | Weeping lovegrass                                        |
| <i>Eragrostis tef</i> (Zucc.) Trotter                                                           | Teff                                                     |
| <i>Festuca arundinacea</i> Schreb.                                                              | Tall fescue                                              |
| <i>xFestulolium loliaceum</i> (Huds.) P.Fourn.                                                  | <i>Festuca pratensis</i> x <i>Lolium perenne</i> hybrids |
| <i>Foeniculum vulgare</i> Mill.                                                                 | Fennel                                                   |
| <i>Glycine max</i> (L.) Merrill                                                                 | Soya bean                                                |
| <i>Gossypium hirsutum</i> L.                                                                    | Cotton                                                   |
| <i>Helianthus annuus</i> L.                                                                     | Sunflower                                                |
| <i>Hordeum vulgare</i> L.                                                                       | Barley                                                   |
| <i>Kummerowia striata</i> (Thunb.) Schindl. [= <i>Lespedeza striata</i> (Thunb.) Hook. et Arn.] | Common Lespedeza                                         |
| <i>Lactuca sativa</i> L.                                                                        | Lettuce                                                  |
| <i>Lespedeza cuneata</i> (Dum. Cours.) G. Don.                                                  | Chinese Lespedeza                                        |
| <i>Lespedeza striata</i> (Thunb.) Hook. et Arn. – see <b><i>Kummerowia striata</i></b>          |                                                          |
| <i>Lolium multiflorum</i> Lam.                                                                  | Italian and Westerwold ryegrass                          |
| <i>Lolium perenne</i> L.                                                                        | Perennial ryegrass                                       |
| <i>Lolium rigidum</i> Gaudin                                                                    | Wimmera ryegrass, Rigid ryegrass                         |
| <i>Lolium xboucheanum</i> Kunth. – see <b><i>Lolium xhybridum</i></b>                           |                                                          |
| <i>Lolium xhybridum</i> Hausskn. (= <i>L. xboucheanum</i> Kunth.)                               | Hybrid ryegrass                                          |
| <i>Lotus corniculatus</i> L.                                                                    | Birdsfoot trefoil                                        |
| <i>Lupinus albus</i> L.                                                                         | White lupin                                              |
| <i>Lupinus angustifolius</i> L.                                                                 | Narrow leaf lupin                                        |
| <i>Lupinus luteus</i> L.                                                                        | Yellow lupin                                             |
| <i>Lycopersicon esculentum</i> Mill. – see <b><i>Solanum lycopersicum</i></b>                   |                                                          |
| <i>Medicago littoralis</i> Rohde ex Loisel.                                                     | Strand medic                                             |
| <i>Medicago polymorpha</i> L.                                                                   | Burr medic                                               |
| <i>Medicago rugosa</i> Desr.                                                                    | Gama medic                                               |
| <i>Medicago sativa</i> L.                                                                       | Lucerne                                                  |
| <i>Medicago scutellata</i> (L.) Mill.                                                           | Snail medic                                              |
| <i>Medicago truncatula</i> Gaertn.                                                              | Barrel medic                                             |
| <i>Nicotiana tabacum</i> L.                                                                     | Tabacco                                                  |
| <i>Ornithopus compressus</i> L.                                                                 | Yellow serradella                                        |
| <i>Ornithopus sativus</i> Brot.                                                                 | Serradella                                               |
| <i>Oryza sativa</i> L.                                                                          | Rice                                                     |
| <i>Panicum coloratum</i> L.                                                                     | Small Buffalo grass                                      |
| <i>Panicum maximum</i> Jacq.                                                                    | White buffalo grass, Guinea grass                        |
| <i>Paspalum dilatatum</i> Poir.                                                                 | Dallis grass                                             |
| <i>Paspalum notatum</i> Flügge                                                                  | Bahia grass                                              |
| <i>Pastinaca sativa</i> L.                                                                      | Parsnip                                                  |

| Botanical name                                                                                                 | Common name                         |
|----------------------------------------------------------------------------------------------------------------|-------------------------------------|
| <i>Pennisetum clandestinum</i> Hochst. ex Chiov.                                                               | Kikuyu                              |
| <i>Pennisetum glaucum</i> (L.) R. Br.                                                                          | Pearl millet                        |
| <i>Petroselinum crispum</i> (Mill.) Fuss                                                                       | Parsley                             |
| <i>Phalaris aquatica</i> L.                                                                                    | Harding grass                       |
| <i>Phaseolus vulgaris</i> L.                                                                                   | Garden bean                         |
| <i>Pisum sativum</i> L. <i>sensu lato</i>                                                                      | Dry pea, Garden pea                 |
| <i>Raphanus sativus</i> L.                                                                                     | Fodder radish, Garden radish        |
| <i>Ricinus communis</i> L.                                                                                     | Castor oil                          |
| <i>Secale cereale</i> L.                                                                                       | Rye                                 |
| <i>Setaria sphacelata</i> (Schum.) Stapf & C. E. Hubb.                                                         | Setaria                             |
| <i>Sinapis alba</i> L.                                                                                         | White mustard                       |
| <i>Solanum lycopersicum</i> L. [= <i>Lycopersicon esculentum</i> Mill.; <i>L. lycopersicum</i> (L.) H. Karst.] | Tomato                              |
| <i>Solanum melongena</i> L.                                                                                    | Eggplant; Aubergine, Brinjal        |
| <i>Solanum</i> spp. [excluding <i>S. elaeagnifolium</i> Cav]                                                   | Solanum Rootstock                   |
| <i>Sorghum</i> spp. [excluding <i>S. halepense</i> (L.) Pers.]                                                 | Annual and Perennial Forage sorghum |
| <i>Sporobolus fimbriatus</i> (Trin.) Nees                                                                      | Dropseed grass                      |
| <i>Stylosanthes hamata</i> (L.) Taub.                                                                          | Caribbean stylo                     |
| <i>Trifolium fragiferum</i> L.                                                                                 | Strawberry clover                   |
| <i>Trifolium hirtum</i> All.                                                                                   | Rose clover                         |
| <i>Trifolium incarnatum</i> L.                                                                                 | Crimson clover                      |
| <i>Trifolium pratense</i> L.                                                                                   | Red clover                          |
| <i>Trifolium repens</i> L.                                                                                     | White clover                        |
| <i>Trifolium resupinatum</i> L.                                                                                | Persian clover                      |
| <i>Trifolium subterraneum</i> L.                                                                               | Subterranean clover                 |
| <i>Trifolium vesiculosum</i> Savi                                                                              | Arrow leaf clover                   |
| <i>Triticum aestivum</i> L.                                                                                    | Wheat                               |
| <i>Triticum durum</i> Desf.                                                                                    | Durum wheat                         |
| <i>xTriticosecale</i> Wittm. Ex A. Camus                                                                       | Triticale                           |
| <i>Vicia faba</i> L.                                                                                           | Broad bean                          |
| <i>Vicia sativa</i> L. (including <i>V. angustifolia</i> L.)                                                   | Common vetch                        |
| <i>Vicia villosa</i> Roth (including <i>V. dasycarpa</i> Ten.)                                                 | Hairy vetch                         |
| <i>Zea mays</i> L.                                                                                             | Sweet corn                          |