

**DEPARTMENT OF AGRICULTURE, FORESTRY AND FISHERIES****NO. 748****27 JULY 2018****MARKETING OF AGRICULTURAL PRODUCTS ACT, 1996  
(ACT No. 47 of 1996)****ESTABLISHMENT OF STATUTORY MEASURE AND DETERMINATION OF GUIDELINE  
PRICE: LEVIES RELATING TO TABLE EGGS**

I, Senzeni Zokwana, Minister of Agriculture, Forestry and Fisheries, acting under sections 10, 13, 14 and 15 of the Marketing of Agricultural Products Act, 1996 (Act No. 47 of 1996), hereby establish the statutory measure set out in the attached Schedule.

**SENZENI ZOKWANA****MINISTER OF AGRICULTURE, FORESTRY AND FISHERIES**

## SCHEDULE

### 1. DEFINITIONS

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 indicates otherwise –

**“table eggs”** means non-fertile eggs of the species *Gallus gallus domesticus* for domestic consumption;

**“levy administrator”** means the South African Poultry Association, the juristic person entrusted with the implementation, administration and enforcement of the statutory measure established under this regulation;

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

### 2. PURPOSE AND AIMS OF THE STATUTORY MEASURE AND THE RELATION THEREOF TO OBJECTIVES OF THE ACT

The measure is required by the egg industry to fund –

- (a) Transformation in the developing sector;
- (b) Consumer education;
- (c) Consumer assurance;
- (d) Research and development;
- (e) Industry information and liaison;
- (f) Production development; and
- (g) Administration cost.

The levy is not detrimental to any of the objectives of the Act and, in particular, shall not be detrimental to the number of employment opportunities or fair labour practice in the egg industry.

The statutory measure shall be administered by the levy administrator, who will appoint a third party to assist them with the collection of the statutory levy. The latter shall act in terms of the mandate and on behalf of the South African Poultry Association.

The statutory measure is necessary to finance the above-mentioned functions and the levy shall be utilised in accordance with the levy application. The Auditor-General shall also be responsible for auditing the statutory levies collected.

### **3. EMPLOYMENT OF STATUTORY LEVIES**

It is hereby determined that, in respect of levies collected –

- a) approximately 70% of the funds shall be used for functions relating to consumer communication and education, consumer assurance, research, industry liaison and production development;
- b) at least 20% of the funds shall be used for transformation; and
- c) not more than 10% of the funds shall be used for administration cost.

### **4. PRODUCT TO WHICH STATUTORY MEASURE APPLIES**

This statutory measure shall apply to –

- a) Table eggs sold to the trade.

### **5. AREA IN WHICH STATUTORY MEASURE APPLIES**

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

### **6. DETERMINATION OF GUIDELINE PRICE**

The guideline price is determined as follows:

- a) R13,77 per dozen of eggs sold to the trade.

## 7. AMOUNT OF LEVY

The amount of the levy payable:

	<b>Dozen of eggs</b>
From 1 April 2018 to 31 March 2019	R0,015 (VAT excluded)
From 1 April 2019 to 31 March 2020	R0,016 (VAT excluded)
From 1 April 2020 to 31 March 2021	R0,017 (VAT excluded)
From 1 April 2021 to 31 March 2022	R0,018 (VAT excluded)

## 8. PERSONS BY WHOM LEVY IS PAYABLE

The levy imposed in terms of this notice shall be –

- a) paid by persons involved in the sale of table eggs to the trade.

## 9. PAYMENT AND ENFORCEMENT OF LEVY

(1) The levy shall be paid to the levy administrator –

- a) by the fourteenth day of the month following the month in which the eggs were sold to the trade; and

(2) Payments shall be made by means of a cheque or electronic bank transfer in favour of the levy administrator, and shall –

- a) When paid by cheque, be addressed to –

The Levy Administrator  
P O Box 1202  
Honeydew  
2040

- b) When electronically transferred, be paid to the account number obtainable from the levy administrator.

- (3) The implementation, administration and enforcement of the statutory measure established in this regulation is entrusted to the levy administrator in terms of section 14 of the Act.

#### **10. COMMENCEMENT AND PERIOD OF VALIDITY**

This statutory measure shall come into operation on the date of publication and will expire on 31 March 2022.