
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 -

“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.