

DEPARTMENT OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT**NO. R. 1298****11 DECEMBER 2020****MARKETING OF AGRICULTURAL PRODUCTS ACT, 1996
(ACT No. 47 OF 1996)****ESTABLISHMENT OF STATUTORY MEASURE AND DETERMINATION OF
GUIDELINE PRICES: LEVIES ON FRESH CITRUS FRUIT INTENDED FOR
EXPORT**

I, Angela Thokozile Didiza, Minister of Agriculture, Land Reform and Rural Development, acting under sections 13 and 15 of the Marketing of Agricultural Products Act, 1996 (Act No. 47 of 1996), hereby –

- (a) establish the statutory measure set out in the Schedule;
- (b) determine the guideline price for fresh citrus fruit intended for export to be R143.36 (weighted average price) per 15kg carton.

MRS AT DIDIZA, MLP**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 must have that meaning, and unless the context otherwise indicates -

“APS Act” means the Agricultural Product Standards Act, 1990 (Act No. 119 of 1990);

“citrus fruit” means fresh citrus fruit;

“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 himself or on behalf of other producers;

“export citrus fruit” means citrus fruit approved for export after inspection by the PPECB;

“good standing” means the export agent, exporter or producer is not in arrears with the payment of any levies due to the CGA under this notice;

“person” includes any person defined as such in the Interpretation Act, 1957 (Act No. 33 of 1957);

“PPECB” means the Perishable Product Export Control Board established under the Perishable Product Export Control Act, 1983 (Act No. 9 of 1983);

“producer” means a person that grows citrus fruit intended for export; 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 to whom it applies pay a levy to the CGA. The levy builds on the statutory levy introduced in 2008, and is needed by the CGA for the funding of production research and development, plant improvement, information and statistics and market access functions to maintain current and develop new export markets, as well as the transformation of the citrus sector.
- (2) The measure will not be detrimental to the number of employment opportunities or fair labour practice and will only affect the role players in the citrus industry. The statutory measure aims to maintain the position of South Africa as one of the largest producers of fresh citrus in the world.
- (3) The measure is administered by CGA, a company not for gain incorporated under the Companies Act, 2008.

Products to which statutory measure applies

3. This statutory measure shall apply to all citrus fruit intended for export.

Area in which statutory measure applies

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

Imposition of levy

5. A levy is hereby imposed on all export citrus fruit.

Amount of levy

6. The amount of the levy on export citrus fruit shall be as set out below:

Amount of levy per 15kg carton			
2021	2022	2023	2024
R1,64	R1,68	R1,73	R1,79

Persons by whom levy is payable

7. The producer shall at all times remain liable for the payment of the levy imposed under section 5, but the levy may be paid to the CGA in the manner and within the period set out in section 8.

Manner and time of levy payment

8.(1) Payment of the levy imposed under section 5 shall be made to the CGA –

- (a) directly by the producer concerned; or
- (b) on behalf of the producer by the export agent or the exporter of the citrus fruit concerned: Provided that –
 - (i) if the amount of the levy has been paid on behalf of the producer by the export agent or the exporter of the citrus fruit concerned, he or she may deduct the amount thereof from any monies owed by him or her to such producer, or collect the amount of such levy from the producer concerned; and
 - (ii) the export agent or the exporter shall be entitled to keep an administration fee equal to 1% of the levy thus deducted or collected in terms of subsection (1)(b)(i) for his or her own account.

(2) Payment of the levy on export citrus fruit –

- (a) must be made by electronic bank transfer to:

Citrus Growers Association

Bank: Standard Bank

Branch: Hillcrest

Branch number: 045726

Account number: 250783924; and

- (b) must be made within 30 days after the date of inspection of the consignment of citrus fruit and the approval thereof for export by the PPECB.
- (3) The PPECB may refuse to inspect any consignment of citrus fruit intended for export where the CGA has in writing informed the PPECB that the producer, export agent or exporter concerned is not in good standing with the CGA.

Commencement and validity

9. This statutory measure comes into operation on the date of publication hereof and lapses on 31 December 2024.