

DEPARTMENT OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT

NO. 3198

24 March 2023

**MARKETING OF AGRICULTURAL PRODUCTS ACT, 1996
(ACT No. 47 of 1996)**

**ESTABLISHMENT OF STATUTORY MEASURE: REGISTRATION BY IMPORTERS OF
MEAT, POULTRY AND MECHANICALLY DEBONED MEAT**

I, Angela Thokozile Didiza, Minister of Agriculture, Land Reform and Rural Development acting under sections 10, 13, 14 and 19 of the Marketing of Agricultural Products Act, 1996 (Act No. 47 of 1996), hereby establish the statutory measure set out in the Schedule hereto.


MRS AT DIDIZA, MLP

MINISTER OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT

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 –

“Levy Administrator” means the Association of Meat Importers and Exporters, the juristic person entrusted with the implementation, administration and enforcement of the statutory measure established under this regulation;

“Mechanically Deboned Meat (MDM)” means a paste-like meat product produced by forcing pureed or ground beef, pork, mutton, turkey or chicken, under high pressure through a sieve or similar device to separate the bone from the edible meat tissue; and

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

2. PURPOSE AND AIM OF THIS STATUTORY MEASURE AND THE RELATION THEREOF TO THE OBJECTIVES OF THE ACT

The purpose and aims of this statutory measure are to compel importers of red meat and poultry meat to register with the levy administrator. This is necessary to ensure that continuous, timeous and accurate market information relating to imported meat is available to all role players. Market information is deemed essential for all role players in order for them to make informed decisions.

The establishment of the statutory measure should assist in promoting the efficiency of the marketing of imported meat. The viability of the imported meat industry should thus be enhanced.

The measure 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 imported meat industry.

Confidential information of any person subject to this statutory measure obtained by the Levy Administrator through the implementation, administration and enforcement of this statutory measure shall be dealt with in accordance with section 23(2) of the Act.

The measure shall be administered by the Association of Meat Importers and Exporters who may appoint another service provider if and when necessary to assist them with the administration of the statutory measure. The latter shall act in terms of the mandate and on behalf of the Association of Meat Importers and Exporters.

3. PRODUCT TO WHICH THE STATUTORY MEASURE SHALL APPLY

This statutory measure shall apply to importers of beef, pork, lamb, poultry meat and MDM into South Africa.

4. AREA IN WHICH STATUTORY MEASURE SHALL APPLY

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

5. REGISTRATION AND ENFORCEMENT

- (1) Any importer of meat, poultry meat and MDM for commercial use, shall on an annual basis register and re-register with the Levy Administrator.
- (2) Registration shall be done immediately upon receipt of a registration form obtainable free of charge for this purpose from the Levy Administrator, and shall –

- a) be submitted, when forwarded by mail, to the Levy Administrator; and
- b) when sent by email to the Levy Administrator.

(3) The implementation, administration and enforcement of the statutory measure established in terms of this Regulation are entrusted to the Levy Administrator in terms of sections 14 & 19 of the Act.

6. COMMENCEMENT AND PERIOD OF VALIDITY

This statutory measure shall come into effect on the date of publication and will lapse four years later.