

DEPARTMENT OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT

NO. R. 3939

6 October 2023

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

**ESTABLISHMENT OF STATUTORY MEASURE AND DETERMINATION OF LEVIES ON PLUMS
(INCLUDING INTERSPECIFIC PLUMS) AND PRUNES**

I, Angela Thokozile Didiza, Minister for 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), as amended hereby establish the statutory measure set out in the attached Schedule.

**MRS A.T. 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, unless the context otherwise indicates –

“Exporter” means a person who trade plums and prunes for export for his own account, or acts as an agent on a commission basis on behalf of plum and prune producers;

“Municipal market” means a national fresh produce market as defined from time to time;

“Plum and prune producer” means a producer of plums (including interspecific plums) and prunes intended for exports and/or domestic fresh consumption and/or dried consumption;

“Processor” means a person who procures dried plums and prunes from a producer or packages for his own account for the domestic or export market; and

“Retailer” means a person who trades fresh plums and prunes on a retail level on the domestic market.

A person shall have a choice to register as either a producer or an exporter or a municipal market or a retailer or processor. A person who is a producer as well as an exporter or retailer or processor must register as a producer and as an exporter or retailer or processor.

Purpose and aims of statutory measure and the relation thereof to the objectives of the Act

2. The levy is needed by HORTGRO (Pty) Ltd to fund research projects, information and technology transfer; plant improvement and certification functions, market information and statistics; communication; trade related and market access issues, and transformation and training for plums and prunes.

The measure will not be detrimental to the number of employment opportunities or fair labour practice and will support the statutory measures relating to registration and the rendering of records and returns applicable to plums and prunes.

The measure will be administered by HORTGRO, a company established in terms of the Companies Act (as amended), 2008 (Act 71 of 2008). HORTGRO will implement and administer the measure as set out in the Schedule within DFPT Finance NPC, a non-profit company incorporated under the Companies Act (as amended), 2008 (Act 71 of 2008).

Products to which the statutory measure applies

3. This statutory measure shall apply to plums and prunes destined for export and/or domestic fresh and/or dried fruit consumption.

Area in which the measure shall apply

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

Imposition of the levy

5. A levy is hereby imposed on plums and prunes.

Amount of the levy

6. The amount of the levy shall be:

	2023/2024	2024/2025	2025/2026	2026/2027
Fresh export and domestic volumes	18,6 c/Kg	18,6 c/Kg	19,3 c/Kg	20,0 c/Kg
Fresh exports trade and market access volumes	11,3 c/Kg	11,3 c/Kg	11,8 c/Kg	12,2 c/Kg
Fresh local trade volumes	2,0 c/Kg	2,1 c/Kg	2,2 c/Kg	2,4 c/Kg
Dried fruit volumes	26,00 c/Kg	26,00 c/Kg	27,00 c/Kg	27,00 c/Kg
Dried trade and market access volumes	8,30 c/Kg	8,30c/Kg	8,60 c/Kg	8,60 c/Kg

on all export volumes (all classes) and/or domestic volumes (all classes) on municipal markets and retail level and/or dried fruit volumes (all classes)

Persons by whom and to whom the levy shall be payable

7. (1) The levy imposed under clauses 5 and 6 shall –
- (a) be payable by a plum and prune exporter on behalf of the producer from which such plums have been procured in respect of all plums and prunes exported;
 - (b) be payable by a municipal market on behalf of the producer from which such plums and prunes have been procured in respect of all plums and prunes sold on that market;
 - (c) be payable by a processor of dried fruit on behalf of producers from which such plums and prunes have been procured in respect of all plums and prunes for drying purposes; and
 - (d) be payable by a retailer on behalf of the producer from which such plums and prunes have been procured in respect of all plums and prunes procured by that retailer.
- (2) A levy imposed under clauses 5 and 6 shall be payable to DFPT Finance NPC in accordance with clause 8.

Payment of the levy

8. (1) Payment of the levy shall be made not later than sixty (60) days following the month end of delivery of a quantity of plums and prunes for export or delivery to be sold on a municipal market or *via* a retailers or processed, or sold *via* any other manner; and
- (2) Payment shall be made by means of electronic transfer to DFPT Finance NPC, into the DFPT Finance NPC bank account obtainable from HORTGRO on request.

Commencement and period of validity

9. This statutory measure shall come into operation on the date of publication hereof and will lapse four (4) years later.