
GOVERNMENT NOTICES • GOEWERMENTSKENNISGEWINGS

DEPARTMENT OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT

NO. R. 2614

14 October 2022

**MARKETING OF AGRICULTURAL PRODUCTS ACT, 1996
(ACT NO. 47 OF 1996)****ESTABLISHMENT OF STATUTORY MEASURE: REGISTRATION OF ROLE-
PLAYERS IN THE RED MEAT INDUSTRY**

I, Angela Thoko 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), as amended, hereby establish the statutory measure set out in the attached Schedule.


ANGELA THOKO DIDIZA**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, unless the context otherwise indicates –

“designated animals” for purposes of this notice, means cattle, sheep and goats;

“handled” in relation to red meat, means deboning, portioning, dicing, mincing, cooling or freezing;

“levy notice” means any notice whereby a levy is imposed on designated animals and red meat in terms of the Act;

“Levy Administrator” means the juristic person entrusted with the implementation, administration and enforcement of the statutory measure established in this notice;

“processing” in relation to red meat, means altering the meat, other than cutting portioning, dicing and mincing such meat, to enhance the meat, and **“process”** and **“processes”** shall have a corresponding meaning;

“red meat” means any carcass or any part of a slaughtered and skinned designated animal, fresh or frozen which has not undergone any processing other than deboning, portioning, dicing, mincing, cooling or freezing; and

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

2. Purpose and aim of the statutory measure and the relation thereof to the objectives of the Act

The purpose and aim of this statutory measure is to compel the parties set out herein to register with the Levy Administrator. This is necessary to ensure that continuous, timeous and accurate information relating to designated animals slaughtered and red meat are available to all role-players. Market information is deemed essential to all role-players in order for them to make informed decisions.

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

The statutory measure is not detrimental to any of the objectives of the Act, and in particular will not be detrimental to the number of employment opportunities or to fair labour practices in the red meat industry.

This statutory measure will be administered by the Levy Administrator, who will act in terms of the mandate and on behalf of the Red Meat, and Livestock Primary Cluster through its representative structure.

3. Products to which this statutory measure applies

This statutory measure shall apply to all –

- (a) designated animals slaughtered by abattoirs;
- (b) red meat from designated animals handled within the boundaries of the Republic of South Africa; and
- (c) designated animals exported live from the Republic of South Africa.

4. Area in which the measure shall apply

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

5. Registration and the enforcement thereof

Any person referred to in sections 5(1) and 5(2) of the levy notice shall on an annual basis register or re-register with the Levy Administrator at the discretion of Levy Administrator.

- 5.1 Registration shall be done immediately upon receipt of a registration form, or upon receipt of an invite from an electronic system obtainable free of charge for this purpose from the Levy Administrator, and must –
 - a) be submitted, when forwarded by email, to the levy administrator by email; or
 - b) when sent by the electronic system on the system.
- 5.2 The implementation, administration and enforcement of the statutory measure established in this notice are entrusted to a non-profit company as contemplated in the Companies Act, 2008 (Act No. 71 of 2008).

6. Commencement and period of validity

This statutory measure shall come into operation on 5 November 2022 and will lapse after an extension period of four years. The lapsing of the statutory measure shall not -

- (a) Affect the previous operation of the statutory measure so lapsed or anything duly done or suffered under the statutory measure so lapsed; or
- (b) Affect any right, privilege, obligation or liability acquired, accrued or incurred under the statutory measure so lapsed; or
- (c) Affect any penalty, forfeiture or punishment incurred in respect of any offence committed against the statutory measure so lapsed; or
- (d) Affect any investigation, legal proceeding or remedy in respect of any such right, privilege, obligation, liability, forfeiture or punishment as acquired, accrued or incurred in terms of the statutory measure so lapsed.

And any such investigation, legal proceeding or remedy may be instituted, continued or enforced, and any such penalty, forfeiture or punishment may be imposed, as if the statutory measure had not lapsed.

LANDBOU, GRONDHERVORMING EN LANDELIKE ONTWIKKELING, DEPARTEMENT VAN

NO. R. 2614

14 Oktober 2022

WET OP DIE BEMARKING VAN LANDBOUPRODUKTE, 1996**(WET Nr. 47 VAN 1996)****INSTELLING VAN STATUTÊRE MAATREËL: REGISTRASIE VAN ROLSPELERS
IN DIE ROOIVLEISBEDRYF**

Ek, Angela Thoko Didiza, Minister van Landbou, Grondhervorming en Landelike Ontwikkeling, handelende kragtens artikels 10, 13, 14 en 19 van die Wet op die Bemarking van Landbouprodukte, 1996 (Wet Nr. 47 van 1996), soos gewysig, stel hiermee die statutêre maatreël in soos in die Bylaag hierby aangeheg, uiteengesit is.



ANGELA THOKO DIDIZA
MINISTER VAN LANDBOU, GRONDHERVORMING EN LANDELIKE
ONTWIKKELING

BYLAAG

1. Woordomskrywing

In hierdie Bylaag het enige woord of uitdrukking waaraan 'n betekenis volgens die Wet toegeken is, daardie betekenis tensy die konteks anders bepaal, en beteken—

“aangewese dier” vir die doel van hierdie kennisgewing verwys na beeste, skape en bokke;

“die Wet” verwys na die Wet op die Bemarking van Landbouprodukte, 1996 (Wet nr. 47 van 1996) soos gewysig;

“hanteer” in verband met rooivleis beteken die verandering van sulke vleis deur dit te ontbeen, versnipper, verdeel, maal, verkoel of bevræs;

“Heffingsadministrateur” verwys na die regspersoon wat toevertrou is met die implementering, administrasie en toepassing van die statutêre maatreël gevestig in hierdie kennisgewing;

“heffingskennisgewing” verwys na enige kennisgewing waarvolgens 'n heffing op 'n aangewese dier en rooivleis in terme van die Wet ingestel word;

“prosessering” in verband met rooivleis beteken die verandering van sulke vleis andersins as sny, verdeel, versnipper en maal om die vleis te verbeter, en “prosseer” en “prosse” het 'n dienoooreenkomstige betekenis; en

“rooivleis” beteken enige karkas of enige gedeelte van 'n geslagte en afgeslagte aangewese dier, vars of bevrore, wat nie prosessering andersins as ontbening, versnippering, verdeling, maal, verkoeling of bevræsing ondergaan het nie.

2. Doel en oogmerk van die statutêre maatreël en die verwantskap met die doelwitte van die Wet

Die doel en oogmerke van hierdie statutêre maatreël is om die partye hierin uiteengesit te noop om by die Heffingsadministrateur te registreer. Dit is om te verseker dat aaneenlopende, tydlige en akkurate inligting rakende geslagte aangewese diere en rooivleis aan alle rolspelers beskikbaar is. Markinligting is noodsaaklik vir alle rolspelers om ingeligte keuses te kan uitoefen.

Die daarstelling van hierdie statutêre maatreël moet help om die effektiwiteit van die rooivelsbemarking te bevorder. Die lewensvatbaarheid en doeltreffendheid van die rooivelsbedryf behoort dus verhoog te word.

Hierdie statutêre maatreël is nie nadelig vir enige van die doelwitte van die Wet nie en sal, in besonder, nie nadelig vir die aantal werkegeleenthede of op regverdige arbeidspraktyk in die rooivelsbedryf wees nie.

Die statutêre maatreël sal deur die Heffingsadministrateur volgens die mandaat en namens die Rooivels en Lewendehawe Primêre Kluster deur middel van die verteenwoordigende liggaam, geadministreer word.

3. Produkte waarop die statutêre maatreël van toepassing is

Hierdie statutêre maatreël sal van toepassing wees op alle -

- (a) aangewese diere wat geslag is by abattoirs;
- (b) rooivels wat binne die grense van die Republiek van Suid-Afrika hanteer word; en
- (b) aangewese diere wat uitgevoer word van die Republiek van Suid-Afrika.

4. Gebied waarin die statutêre maatreël van toepassing is

Hierdie statutêre maatreël sal binne die geografiese grense van die Republiek van Suid-Afrika van toepassing wees.

5. Registrasie en die toepassing daarvan

Enige persoon waarna in artikels 5(1) en 5(2) van die heffingskennisgewing verwys is moet op 'n jaarlikse basis registreer of her-registreer by die Heffingsadministrateur.

5.1 Registrasie moet plaasvind sodra 'n registrasievorm, of 'n uitnodiging vanaf 'n elektroniese stelsel, gratis verkrygbaar van die Heffingsadministrateur, ontvang word en moet -

- (a) per epos versend word aan die Heffingsadministrateur indien per epos ontvang; of
- (b) wanneer dit per elektroniese stelsel ontvang is op die stelsel terug gestuur word.

5.2 Die Implementering, administrasie en toepassing van die statutêre maatreël gevestig in hierdie kennisgewing is toevertrou aan 'n nie-

winsgewende maatskappy soos uiteengesit in die Wet op Maatskappye, 2008 (Wet Nr. 71 van 2008).

6. Aanvang en geldigheids tydperk

Hierdie statutêre maatreël sal op 5 November 2022 in werking tree en sal na 'n verlengingsperiode van vier jaar verval. Die verval van die statutêre maatreël sal nie

- (a) Invloed hê op die vorige werking van die statutêre maatreël of op iets behoorlik gedoen of gely onder die statutêre maatreël nie; of
- (b) Enige reg, voorreg, verpligting of aanspreeklikheid hê, verkry, toeval of aangaan onder die statutêre maatreël soos verval nie; of
- (c) Enige boete, verbeurdverklaring of straf hê aangegaan ten opsigte van 'n misdryf gepleeg onder die statutêre maatreël soos verval nie; of
- (d) Enige ondersoek, regsgeding of regsmiddel ten opsigte van enige sodanige reg, voorreg, verpligting, aanspreeklikheid, verbeuring of straf hê, verkry, toeval of aangaan in terme van die statutêre maatreël soos verval, en so 'n ondersoek, regsgeding of middel mag ingestel, voorgesit of afgedwing word, en so 'n boete, verbeurdverklaring of straf kan opgelê kan word, asof die statutêre maatreël nie verval het nie.

DEPARTMENT OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT

NO. R. 2615

14 October 2022

**MARKETING OF AGRICULTURAL PRODUCTS ACT, 1996
(ACT NO. 47 OF 1996)****ESTABLISHMENT OF LEVY AND DETERMINATION OF GUIDELINE PRICES:
LEVY ON CATTLE, SHEEP, GOATS AND RED MEAT**

I, Angela Thoko Didiza, Minister of Agriculture, Land Reform and Rural Development, acting under sections 10, 13, 14 and 15 of the Marketing of Agricultural Products Act, 1996 (Act No. 47 of 1996), as amended-

- (a) introduce the levies as set out in the attached Schedule; and
- (b) determine that the guideline prices for cattle, sheep, goats and red meat for purposes of determining the said levies shall be as set out in the attached Schedule.



ANGELA THOKO DIDIZA

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, unless the context otherwise indicates—

“abattoir” means a slaughter facility as defined in section 1 of the Meat Safety Act, 2000 (Act No. 40 of 2000), and where used in context of an obligation placed on an abattoir in this notice, refers to the owner of the slaughter facility;

“agent” means any person who acts as the agent of the buyer or seller of the designated animals, whether the risk of ownership of such designated animals has passed to such person or not;

“DALRRD” means the National Department of Agriculture, Land Reform and Rural Development;

“designated animals” for purposes of this notice, means cattle, sheep and goats;

“handled” in relation to red meat, means deboning, portioning, dicing, mincing, cooling or freezing;

“head” means one designated animal irrespective of its age, size or weight or whether it is sold together with another animal, animals or offspring;

“Levy Administrator” means the juristic person entrusted with the implementation, administration and enforcement of the statutory levy established in this notice;

“owner” for the purposes of this notice means, in relation to any designated animal-

- (a) the person liable to pay the price charged by the abattoir for the slaughter of that animal; or
- (b) the person on whose behalf the designated animal is delivered for slaughter, in the event that no price is charged by the abattoir for the slaughter of the designated animal; or
- (c) the abattoir, if the abattoir was the last person to own or acquire the designated animal prior to the slaughter of such animal.

“**person**” includes natural and juristic persons, partnerships, trusts, voluntary associations, co-operatives and any other bodies, institutions or establishments, whether incorporated or not;

“**processing**” in relation to red meat, means altering the meat, other than cutting, portioning, dicing and mincing such meat, to enhance the meat, and “process” and “processes” shall have a corresponding meaning;

“**red meat**” means any carcass or part of a slaughtered and skinned designated animal, fresh or frozen which has not undergone any processing other than deboning, portioning, dicing, mincing, cooling or freezing;

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

“**year**” for the purposes of section 5 of this notice, means the 365 days period after the inception of this levy, and every subsequent such period.

2. **Purpose and aim of the levy and the relation thereof to the objectives of the Act**

The red meat industry has been identified by the DALRRD as a productive sector and job driver with potential for accelerated economic growth and job creation through the Agricultural Policy Action Plan and the Agricultural and Agro-Processing Master Plan processes. The red meat industry refined, aligned and redefined a new statutory measure to support the crucial future development and sustainability of the sector. As such, the red meat industry wishes to implement a new levy for a period of four years to deliver on the functions identified, whilst investigating how these functions could be better. These functions are-

- (a) Animal Health, Public Health and Biosecurity
 - (i) FMD high risk prioritisation
 - (ii) Traceability and Identification
 - (iii) Consumer assurance and product safety
- (b) Market Access
 - (i) Increase market size and value-chain participation
- (c) Inclusive Growth
 - (i) Transformation in the developing sector
- (d) Competitiveness & Sustainability
 - (i) Production development

- (ii) Industry Information
- (iii) Red meat research and development
- (iv) Consumer communication and education
- (e) Administration and Governance

The levy is not detrimental to any of the objectives of the Act, and in particular will not be detrimental to the number of employment opportunities or for labour practice in the red meat industry.

The levy will be administered by the Levy Administrator who will act in terms of the mandate granted to it by the Red Meat, and Livestock Primary Cluster, the representative structure of the primary red meat industry. The Levy Administrator will appoint a Levy Collector if and when necessary to assist them with the collection of the statutory levy.

This levy is necessary to finance the above-mentioned functions and the levy will be utilized in accordance with the levy application submitted to the Minister. The Auditor-General will solely be responsible to audit the statutory levies collected and expended.

The actual beneficiaries of the levy will be determined by the Levy Administrator in accordance with their approved business plans and budgets for the benefit of the entire industry.

3. Products to which the levy applies

This levy shall apply to all –

- (a) designated animals slaughtered at an abattoir;
- (b) red meat from designated animals handled within the boundaries of the Republic of South Africa; and
- (c) designated animals exported live from the Republic of South Africa.

4. Area in which the levy shall apply

This levy shall apply within the geographical boundaries of the Republic of South Africa.

5. Imposition of the levy

The following levies (VAT excluded) are hereby imposed in respect of designated animals and red meat as contemplated in section 3 -

(1) Cattle-

Levy	How payable
(a) R13.00 per head	Payable by the owner at slaughter, to the abattoir who slaughters such animal, the abattoir shall be liable to collect such levy from the owner and pay it over to the Levy Administrator. Where the abattoir is the owner, the abattoir shall make payment directly to the Levy Administrator.
(b) R13.00 per head exported live from the Republic of South Africa	Payable by the exporter to the Levy Administrator.

(2) Sheep and Goats-

Levy	How payable
(a) R2.53 per head	Payable by the owner at slaughter, to the abattoir who slaughters such animal, the abattoir shall be liable to collect such levy from the owner and pay it over to the Levy Administrator. Where the abattoir is the owner, the abattoir shall make payment directly to the Levy Administrator.
(b) R2.53 per head exported live from the Republic of South Africa.	Payable by the exporter to the Levy Administrator.

NOTES:

- a) The Levy Administrator will determine the percentage allowed to be deducted as a collection fee by the abattoir, before the levies are remitted to the Levy Administrator, on an annual basis, The maximum percentage allowed will not exceed 3%.

6. Persons by whom and to whom the levy shall be payable

The levy imposed under section 5 shall be payable by the persons set out in the notice to the Levy Administrator, or his designated agent, within the period set out in section 8.

7. Guideline prices

The guideline prices for the different designated animals and red meat shall be as follows -

(1) Cattle -

<u>Category</u>	<u>Guideline price</u>
(a) Cattle	
Weaners	R7 000 per head
Slaughter stock	R12 000 per head
(b) Carcass price	Average price R46/kg
(c) Cattle exported live	R14 000 per head

(2) Sheep and Goats-

<u>Category</u>	<u>Guideline price</u>
(a) Sheep and goats	
Slaughter stock	R1 700 per head
Lambs and kids	R725 per head
(b) Carcass price	Average price R55/kg
(c) Sheep & goats exported live	R1 700 per head

8. Payment and enforcement of the Levy

A levy imposed in terms of this notice shall be paid to the Levy Administrator -

- (a) in the case of an event referred to in sections 5(1)(a) and 5(2)(a), within 14 days after the end of the calendar month within which the purchase, sale or other event, as the case may be, took place;
- (b) in the case of an event referred to in sections 5(1)(b) and 5(2)(b) payment is made prior to the issuance of an export permit.

8.1 Payment shall be made by means of electronic bank transfer in favour of the Levy Administrator, and shall-

(a) be paid into the account number obtainable from the Levy Administrator.

8.2 The implementation, administration and enforcement of the levy established in this notice is entrusted to the Levy Administrator, a non-profit company as contemplated in the Companies Act, 2008 (Act No. 71 of 2008).

9. Levy and escalation

The levy will be as follows-

	2022/2023	2023/2024	2024/2025	2025/2026
5(1)(a)	R 13,00	R 13,65	R 14,33	R 15,05
5(1)(b)	R 13,00	R 13,65	R 14,33	R 15,05
5(2)(a)	R 2,53	R 2,66	R 2,79	R 2,93
5(2)(b)	R 2,53	R 2,66	R 2,79	R 2,93

10. Use of the levy

The Minister approves that-

- (a) approximately 70% of the levy funds should be used for activities relating to; Animal Health, Public Health and Biosecurity, Market Access, Inclusive Growth and Competitiveness & Sustainability and compliance to legislation
- (b) not more than 10% for administrative use; and
- (c) at least 20% is allocated towards transformation and that the National Agricultural Marketing Council's new transformation guidelines be followed.

11. Commencement and period of validity

This levy shall come into operation on 5 November 2022 and will lapse after an extension period of four years. The lapsing of the levy shall not -

- (a) Affect the previous operation of the levy so lapsed or anything duly done or suffered under the levy so lapsed; or

- (b) Affect any right, privilege, obligation or liability acquired, accrued or incurred under the levy so lapsed; or.
- (c) Affect any penalty, forfeiture or punishment incurred in respect of any offence committed against the levy so lapsed; or
- (d) Affect any investigation, legal proceeding or remedy in respect of any such right, privilege, obligation, liability, forfeiture or punishment as acquired, accrued or incurred in terms of the levy so lapsed.

And any such investigation, legal proceeding or remedy may be instituted, continued or enforced, and any such penalty, forfeiture or punishment may be imposed, as if the levy had not lapsed.

LANDBOU, GRONDHERVORMING EN LANDELIKE ONTWIKKELING, DEPARTEMENT VAN

NO. R. 2615

14 Oktober 2022

WET OP DIE BEMARKING VAN LANDBOUPRODUKTE, 1996

(WET Nr. 47 VAN 1996)

**DAARSTELLING VAN HEFFING EN RIGLYNPRYSE: HEFFING OP BEESTE,
SKAPE, BOKKE EN ROOIVLEIS**

Ek, Angela Thoko Didiza, Minister van Landbou, Grondhervorming en Landelike Ontwikkeling, handelende kragtens artikels 10, 13, 14 en 15 van die Wet op die Bemarking van Landbouprodukte, 1996 (Wet Nr. 47 van 1996), soos gewysig -

- a) stel hiermee die heffing in, soos uiteengesit in die Bylaag hierby aangeheg; en
- b) bepaal dat die riglynpryse vir beeste, skape, bokke en rooivleis vir die doel van die bepaling van die betrokke heffing sal wees, soos uiteengesit in die Bylaag hierby aangeheg.


ANGELA THOKO DIDIZA
MINISTER VAN LANDBOU, GRONDHERVORMING EN LANDELIKE
ONTWIKKELING

BYLAAG**1. Woordomskrywing**

In hierdie Bylaag het enige woord of uitdrukking waaraan 'n betekenis volgens die Wet toegeken is, daardie betekenis tensy die konteks anders bepaal, en beteken-

“aangewese dier” vir die doel van hierdie kennisgewing verwys na beeste, skape en bokke;

“abattoir” beteken 'n slagfasiliteit soos omskryf in artikel 1 van die Wet op Vleisveiligheid, 2000 (Wet Nr. 40 van 2000), en waar gebruik 'n verpligting op die abattoir plaas in hierdie kennisgewing, verwys na die eienaar van die slagfasiliteit;

“die Wet” verwys na die Wet op die Bemaking van Landbouprodukte, 1996 (Wet Nr. 47 van 1996) soos gewysig;

“DLGLO” beteken die Nasionale Departement van Landbou, Grondhervorming en Landelike Ontwikkeling;

“eienaar” vir die doel van artikel 5 van hierdie kennisgewing beteken in verband met enige aangewese dier-

- (a) die persoon wat aanspreeklik is om die prys te betaal wat deur die abattoir gevra word om die dier te slag of;
- (b) die persoon namens wie die aangewese dier vir slag aangebied word in die geval dat geen prys deur die abattoir gevra word vir die slag van 'n aangewese dier nie; of
- (c) die abattoir, as die abattoir die laaste persoon was aan wie die aangewese dier behoort het of aangeskaf was voor die slagting van sodanige dier;

“hanteer” in verband met rooivleis beteken die verandering van sulke vleis deur dit te ontbeen, versnipper, verdeel, maal, verkoel of bevries;

“Heffingsadministrateur” verwys na die regspersoon wat toevertrou is met die implementering, administrasie en toepassing van die statutêre heffing

gevestig in hierdie kennisgewing, en soos uiteengesit in artikel 8 van die Bylae;

“jaar” vir die doel van artikel 5 van hierdie kennisgewing, beteken die tydperk van 365 dae wat sal volg op die daarstelling van hierdie heffing, en elke daaropvolgende periode;

“kop” beteken een aangewese dier ongeag van sy/haar ouderdom, grootte of gewig of ongeag of hy/sy saam met 'n ander dier, diere of nasate verkoop word;

“persoon” sluit natuurlike en regspersone, vennootskappe, trusts, vrywillige genootskappe, koöperasies en enige ander liggame, inrigtings of instellings in, hetsy ingelyf al dan nie;

“prosessering” in verband met rooivleis beteken die verandering van sulke vleis andersins as sny, verdeel, versnipper en maal om die vleis te verbeter, en “prosesseer” en “prosesse” het 'n dienoooreenkomstige betekenis; en

“rooivleis” beteken enige karkas of gedeelte van 'n geslagte, afgeslagde aangewese dier, vars of bevrore, wat nie prosessering andersins as ontbening, versnippering, verdeling, maal, verkoeling of bevrising ondergaan het nie.

2. Doel en oogmerk van die heffing en die verwantskap met die doelwitte van die Wet

Die rooivleisbedryf is deur die DLGLO as 'n produktiewe sektor en werkskepper geïdentifiseer met die potensiaal vir versnelde ekonomiese groei en werkskepping deur die Aksieplan vir Landboubeleid en Landbou- en Landbou-verwerking Meesterplan. As sodanig wil die rooivleisbedryf die bestaande heffing met twee jaar verleng om die funksies wat vantevore geïdentifiseer is te lewer, terwyl hierdie funksies verfyn, belyn en uitgebrei word om die voortgesette ontwikkeling en volhoubaarheid van die sektor te ondersteun. Hierdie funksies is -

- (a) Dieregesondheid, Publieke Gesondheid en Biosekuriteit
 - (i) Bek-en-Klou seer hoë risiko prioritisering
 - (ii) Naspeurbaarheid en Identifikasie
 - (iii) verbruikersversekering en produk veiligheid
- (b) Marktoegang
 - (i) Vergroot mark grootte en waardeketting deelname

- (c) Inklusiewe Groei
 - (i) Transformasie en ontwikkeling
- (d) Mededingendheid & Volhoubaarheid
 - (i) produksie-ontwikkeling
 - (ii) Industrie inligting
 - (iii) navorsing en ontwikkeling
 - (iv) verbruikerskommunikasie en opvoeding
- (e) administrasie en voldoening

Die heffing is nie nadelig vir enige van die doelwitte van die Wet nie en sal in besonder nie nadelig wees vir die aantal werksgeleenthede of op regverdige arbeidspraktyk in die rooivleisbedryf nie.

Die heffing sal deur die Heffingsadministrateur bestuur word, wat sal handel volgens die mandaat verleen deur die Rooivleis en lewendehawe primêre Kluster die verteenwoordigende liggaam van die primêre rooivleisbedryf.

Die heffing is nodig om bogenoemde funksies te befonds en sal aangewend word in ooreenstemming met die aansoek aan die Minister voorgelê. Die fondse wat deur die heffing gevorder is sal deur die Ouditeur-Generaal geaudit word.

Die werklike begunstigdes van die heffing sal bepaal word deur die Rooivleis en lewendehawe primêre Kluster in ooreenstemming met hul goedgekeurde besigheidsplanne en begrotings vir aanwending soos hierbo vermeld.

3. Produkte waarop die heffing van toepassing is

Hierdie heffing sal van toepassing wees op alle -

- (a) aangewese diere geslag is deur 'n abattoir;
- (b) rooivleis van die aangewese diere wat binne die grense van die Republiek van Suid-Afrika hanteer word; en
- (c) aangewese diere wat uitgevoer word van die Republiek van Suid-Afrika.

4. Gebied waarin die heffing van toepassing is

Hierdie heffing sal binne die geografiese grense van die Republiek van Suid-Afrika van toepassing wees.

5. Oplegging van die heffing

Die volgende heffings (BTW uitgesluit) word hiermee op aangewese diere, rooivleis, rooivleisprodukte, huide en velle, en geprosesseerde varkveis, opgelê, soos uiteengesit in artikel 3 -

(1) Beeste

Heffing

(a) R13.00 per kop

Waar betaalbaar

Betaalbaar deur die eenaar by slagting aan die abattoir wat so 'n dier slag, die abattoir sal aanspreeklik wees om so 'n heffing van die eenaar te vorder en oor te betaal aan die Heffingsadministrateur. Waar die abattoir die eenaar is, sal die abattoir die oorbetalings direk doen aan die Heffingsadministrateur.

(b) R13.00 per kop lewendig uitgevoer vanuit die Republiek van Suid Afrika

Betaalbaar deur die uitvoerder aan die Heffingsadministrateur.

(2) Skape en Bokke

Heffing

(a) R2.53 per kop

Waar betaalbaar

Betaalbaar deur die eenaar by slagting aan die abattoir wat so 'n dier slag, die abattoir sal aanspreeklik wees om so 'n heffing van die eenaar te vorder en oor te betaal aan die Heffingsadministrateur. Waar die abattoir die eenaar is, sal die abattoir die oorbetalings direk doen aan die Heffingsadministrateur.

(b) R2.53 per kop lewendig uitgevoer vanuit die Republiek van Suid Afrika

Betaalbaar deur die uitvoerder aan die Heffingsadministrateur.

NOTAS:

- b) Die Heffingsadministrateur sal die persentasie wat toegelaat word om as 'n invorderingsfooi deur die abattoir van die heffings te verhaal, voordat die heffings aan die Heffingsadministrateur oorbetaal word, op 'n jaarlikse basis bepaal. Die maksimum toegelate persentasie sal nie 3% oorskry nie.

6. Persone deur wie en aan wie heffings betaalbaar is

Die heffing opgelê volgens die artikel 5 sal betaalbaar wees deur die persone soos uiteengesit in die kennisgewing aan die Heffingsadministrateur of sy benoemde agent binne die tydperk uiteengesit in artikel 8.

7. Riglynpryse

Die riglynpryse vir die verskillende aangewese diere, rooivleis en rooivleisprodukte, geprosesseerde varkvleis, huide en velle is as volg-

(1) Beeste-

<u>Kategorie</u>	<u>Riglynpryse</u>
(a) Slagdiere	
Speenkalwers	R7 000 per kop
Beeste	R12 000 per kop
(b) Karkasprys	Gemiddelde prys R46/kg
(c) Lewende beeste uitgevoer	R14 000 per kop

(2) Skape en Bokke-

<u>Kategorie</u>	<u>Riglynpryse</u>
(a) Skape en bokke	
Slagdiere	R1 700 per kop
Lammers	R725 per kop
(b) Karkasprys	Gemiddelde prys R55/kg
(d) Lewende skape en bokke uitgevoer	R1 700 per kop

8. Betaling en afdwinging van die heffing

'n Heffing opgelê in terme van hierdie kennisgewing sal betaal word aan die Heffingsadministrateur -

- (a) in geval van 'n gebeurlikheid soos na verwys in artikels 5(1)(a) en 5(2)(a) binne 14 dae na die einde van die kalendermaand waarin die gebeurlikheid plaasgevind het;
- (b) in die geval van 'n gebeurlikheid na verwys in artikels 5(1)(b) en 5(2)(b) word betaling gemaak voor die uitreiking van die uitvoerpermit.

8.1 Betaling sal gedoen word by wyse van 'n elektroniese bankoordrag ten gunste van die Heffingsadministrateur, en sal -

- (a) elektroniese oordrag geskied in die rekeningnommer verskaf deur die Heffingsadministrateur.

8.2 Die implementering, administrasie en toepassing van die heffing gevestig in hierdie kennisgewing is toevertrou aan 'n nie-winsgewende maatskappy soos uiteengesit in die Wet op Maatskappye, 2008 (Wet Nr. 71 van 2008).

9. Heffing en eskalاسie

Die heffing sal soos volg wees, naamlik –

	2022/2023	2023/2024	2024/2025	2025/2026
5(1)(a)	R 13,00	R 13,65	R 14,33	R 15,05
5(1)(b)	R 13,00	R 13,65	R 14,33	R 15,05
5(2)(a)	R 2,53	R 2,66	R 2,79	R 2,93
5(2)(b)	R 2,53	R 2,66	R 2,79	R 2,93

10. Aanwending van die heffing

Die Minister keur goed dat -

- (a) ongeveer 70% van die heffingsfondse vir die aktiwiteite rakende Diergesondheid, Publieke Gesondheid en Biosekuriteit, Mark toegang, Inklusiewe Groei en Mededingendheid en Volhoubaarheid en voldoening aan wetgewing aangewend sal word;
- (b) nie meer as 10% vir administratiewe werk gebruik word; en
- (c) ten minste 20% toegewys word aan transformasie en dat die Nasionale Bemarkingsraad se transformasie riglyne gevolg word.

11. Aanvang en geldigheids tydperk

Hierdie heffing sal op 5 November 2022 in werking tree en sal na 'n verlengingsperiode van vier jaar verval. Die verval van die heffing sal nie -

- (a) invloed hê op die vorige werking van die heffing of op iets behoorlik gedoen of gely onder die heffing nie; of
- (b) Enige reg, voorreg, verpligting of aanspreeklikheid hê, verkry, toeval of aangaan onder die heffing soos verval nie; of
- (c) Enige boete, verbeurdverklaring of straf hê aangegaan ten opsigte van 'n misdryf gepleeg onder die heffing soos verval nie; of
- (d) Enige ondersoek, regsgeding of regsmiddel ten opsigte van enige sodanige reg, voorreg, verpligting, aanspreeklikheid, verbeuring of straf hê, verkry, toeval of aangaan in terme van die heffing soos verval, en so 'n ondersoek, regsgeding of middel mag ingestel, voortgesit of afgedwing word, en so 'n boete, verbeurdverklaring of straf kan opgelê kan word, asof die heffing nie verval het nie.

DEPARTMENT OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT

NO. R. 2616

14 October 2022

**MARKETING OF AGRICULTURAL PRODUCTS ACT, 1996
(ACT NO. 47 OF 1996)****ESTABLISHMENT OF STATUTORY MEASURE: RECORDS AND RETURNS BY
ABATTOIRS AND OTHER ROLE-PLAYERS IN THE RED MEAT INDUSTRY**

I, Angela Thoko Didiza, Minister of Agriculture, Land Reform and Rural Development, acting under sections 10, 13, 14 and 18 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.



ANGELA THOKO DIDIZA

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 otherwise indicates –

“designated animals” for purposes of this notice, means cattle, sheep and goats;

“levy notice” means any notice whereby a levy is imposed on designated animals and red meat, in terms of the Act;

“Levy Administrator” means the juristic person entrusted with the implementation, administration and enforcement of the statutory measure established in this notice;

“processing” in relation to red meat, means altering the meat, other than cutting, portioning, dicing and mincing such meat, to enhance the meat, and **“process”** and **“processes”** shall have a corresponding meaning;

“red meat” means any carcass or any part of a slaughtered and skinned designated animal, fresh or frozen which has not undergone any processing other than deboning, portioning, dicing, mincing, cooling or freezing;

“handled” in relation to red meat, means deboning, portioning, dicing, mincing, cooling or freezing; and

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

2. Purpose and aim of the statutory measure and the relation thereof to the objectives of the Act

The purpose and aim of this statutory measure is to compel the parties set out herein to render records and returns to the Levy Administrator. This is necessary to ensure that continuous, timeous and accurate information relating to the designated animals slaughtered, is available to all role-players. Market information is deemed essential for all role-players in order for them to make informed decisions. By prescribing the keeping of records with the rendering of

returns on a individual basis, market information for the whole of the industry can be processed and published.

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

This statutory measure is not detrimental to any of the objectives of the Act, and in particular will not be detrimental to the number of employment opportunities or to fair labour practices in the red meat industry.

Any information obtained through this mechanism will be dealt with in a confidential manner and sensitive or potentially sensitive client-specific information shall be dealt with in accordance with section 23 (2) of the Act.

This statutory measure will be administered by the Levy Administrator, who will act in terms of the mandate and on behalf of the red meat industry through its representative structure, namely the Red Meat, and Livestock Primary Cluster.

3. Products to which this statutory measure applies

This statutory measure shall apply to all -

- (a) designated animals slaughtered by abattoirs;
- (b) red meat from designated animals handled within the boundaries of the Republic of South Africa; and
- (b) designated animals exported live from the Republic of South Africa.

4. Area in which the measure shall apply

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

5. Records to be kept, returns to be rendered and the enforcement thereof

Any person referred to in sections 5(1) and 5(2) of the levy notice, shall keep such record and render the returns as may be required by the Levy Administrator for the designated animals and red meat as contemplated in section 3 -

5.1 The records referred to in this notice shall –

- a) be recorded on a computer or by way of a computer programme; and

- b) be kept at the registered premises of the person required to keep such records for a period of at least three years.

5.2 The returns referred to in sub-clause (1) shall be rendered on a form or computer programme obtainable free of charge for this purpose from the levy administrator, and shall –

- a) be submitted, when forwarded by email, to the levy administrator; or
- b) be submitted by way of a computer programme.

5.3 The implementation, administration and enforcement of the statutory measure established in these Regulations are entrusted to the levy administrator in terms of section 14 of the Act.

5.4 All returns referred to must be submitted within 14 days after the end of the calendar month in which the transaction took place.

6. Commencement and period of validity

This statutory measure shall come into operation on 5 November 2022 and will lapse after an extension period of two years. The lapsing of the statutory measure shall not

- (a) Affect the previous operation of the statutory measure so lapsed or anything duly done or suffered under the statutory measure so lapsed; or
- (b) Affect any right, privilege, obligation or liability acquired, accrued or incurred under the statutory measure so lapsed; or
- (c) Affect any penalty, forfeiture or punishment incurred in respect of any offence committed against the statutory measure so lapsed; or
- (d) Affect any investigation, legal proceeding or remedy in respect of any such right, privilege, obligation, liability, forfeiture or punishment as acquired, accrued or incurred in terms of the statutory measure so lapsed.

And any such investigation, legal proceeding or remedy may be instituted, continued or enforced, and any such penalty, forfeiture or punishment may be imposed, as if the statutory measure had not lapsed.