

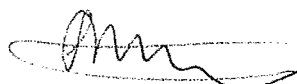
No. R. 927

1 September 2008

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

ESTABLISHMENT OF STATUTORY MEASURE: RECORDS AND RETURNS
BY EXPORTERS AND PRODUCERS OF FRESH CITRUS FRUIT

I, Lulu Xingwana, Minister of Agriculture, 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.



L. Xingwana,
Minister of Agriculture,

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 –

"CGA" means the Citrus Growers Association of Southern Africa, incorporated under section 21 of the Companies Act, 1973 (Act No. 61 of 1973) with registration number 2000/010147/08;

"exporter" means an exporter of citrus fruit that exports citrus fruit on behalf of a producer, and includes a producer that exports on his own behalf or on behalf of other producers;

"export citrus fruit" means fresh citrus fruit intended for export;

"producer" means a 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 statutory measure and the relation thereof to the objectives of the Act

2. The purpose and aims of this statutory measure is to compel the parties set out herein to render records and returns to the CGA. This is necessary to ensure that the amount of levies paid by producers correlate with the total of fresh citrus fruit exported. 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.

The measure will be administered by the CGA.

Products to which statutory measure applies

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

Area in which measure shall apply

4. This 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 exporters and all producers shall keep such records and render the returns as may be required by the CGA relating to export citrus fruit produced, received, sold, exported or otherwise utilized.

(2) The Perishable Product Export Control Board shall render a copy of all export certificates or the information required by the CGA contained in such certificates within the period specified in subclause (4) to the CGA.

(3) The records referred to in subclause (1) shall –

(a) be recorded on a computer or with ink in a book; and

(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 referred to in subclause (1) and (2) shall be rendered electronically, or on a form, obtainable free of charge for this purpose from the CGA, within 15 days after the end of each calendar month and shall –

(a) be submitted, when forwarded by post, to –

CGA
P O Box 461
HILLCREST
3650

- (b) when delivered by hand, be delivered to –

CGA
30 Old Main Road
HILLCREST

- (c) when sent by telefax, be addressed to –

031 765 8029

- (d) when sent electronically, be addressed to –

debbie@cga.co.za

Commencement and period of validity

6. This statutory measure shall come into operation on the date of publication hereof and lapse 31 December 2012.