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GOVERNMENT NOTICE GOEWERMENTSKENNISGEWING

DEPARTMENT OF AGRICULTURE DEPARTEMENT VAN LANDBOU

No. R. 642

8 May 1998

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

ESTABLISHMENT OF STATUTORY MEASURE: REGISTRATION OF EXPORTERS, IMPORTERS, PROCESSORS, PRODUCERS AND PURCHASERS OF COTTON

I, Derek André Hanekom, Minister of Agriculture, acting under sections 13 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.

D. A. HANEKOM

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—

“cotton” means cotton lint and seed cotton derived from the ball of the cotton plant (*Gossypium hirsutum*);

“cotton lint” means the fibre derived from the seed cotton after the seed cotton has been ginned;

“Cotton South Africa” means the Company registered in terms of section 21 of the Companies Act, 1973 (Act No. 61 of 1973), which operates under the name Cotton South Africa;

“ginner” means any person who gins seed cotton for commercial purposes;

“gin”, in relation to seed cotton, means to separate the seed and fibre in seed cotton and ginning has a corresponding meaning;

“seed cotton” means the lint and seed derived from the ball of the cotton plant (*Gossypium hirsutum*), before it has been ginned;

“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 objectives of the Act

2. The purpose and aims of this statutory measure are to compel the following parties to register: All persons who produce seed cotton; all persons who are parties to the purchase of seed cotton from producers; those persons who process seed cotton for the sale of the products derived therefrom; those persons who are parties to the purchase of cotton lint from producers or ginner; and those persons who import or export cotton. Registration is necessary to assist Cotton South Africa in ensuring that continuous, timeous and accurate market information relating to cotton is made available to all role-players. Market information is deemed essential for all role-players in a deregulated market, in order for them to be able to make informed decisions. By combining the compulsory registration with the furnishing of monthly returns on an individual basis, market information for the whole of the country can be processed and disseminated to the market place.

The establishment of this statutory measure will not only assist in enhancing market access for all market participants but should also assist in promoting the efficiency of the marketing of cotton. The viability of the cotton industry will thus be enhanced. The measure will not be detrimental to the number of employment opportunities within the economy or fair labour practice.

This statutory measure will be administered by Cotton South Africa, a company incorporated under section 21 of the Companies Act, 1973 (Act No. 61 of 1973). Cotton South Africa is appointed to implement, administer and enforce the intervention as set out in the Schedule.

Product to which statutory measure applies

3. This statutory measure shall apply to cotton.

Area in which statutory measure applies

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

Registration of parties concerned

5. (1) The following parties shall register as such with Cotton South Africa in the manner set out in clause 6:

- (a) All persons who produce seed cotton;
- (b) all persons who are parties to the purchase of seed cotton from producers;
- (c) those persons who process seed cotton for the sale of the products derived therefrom;
- (d) those persons who are parties to the purchase of cotton lint from producers or ginner; and
- (e) those person who import or export cotton.

(2) An application for registration in terms of subclause (1) shall be made within 30 days from the date of commencement of this statutory measure and, in the case of a person becoming a party in terms of subclause (1) after such date of commencement, within 30 days of becoming a party in terms of subclause (1).

(3) The parties in terms of subclause (1) shall within 30 days of ceasing to be a party in terms of subclause (1) notify Cotton South Africa in writing thereof whereupon his or her registration shall be cancelled.

Application for registration

6. (1) Application for registration in terms of clause 5 shall be made on an application form, copies of which are obtainable free of charge from Cotton South Africa.

(2) The application form shall be completed in ink and signed by a person duly authorised thereto.

(3) (a) The application form shall be submitted, when forwarded by post to—

Cotton South Africa
P.O. Box 912232
SILVERTON
0127

(b) when delivered by hand delivered to—

Cotton South Africa
Cotton South Africa Building
90 Cycad Place
Off Watermeyer Street
Val de Grace Extension 10
PRETORIA
0184

Commencement and period of validity

7. This statutory measure shall come into operation on the date of publication hereof and shall lapse on 31 March 2002.

No. R. 642

8 Mei 1998

WET OP DIE BEMARKING VAN LANDBOUPRODUKTE, 1996 (WET No. 47 VAN 1996)

INSTELLING VAN STATUTÊRE MAATREËL: REGISTRASIE VAN INVOERDERS, UITVOERDERS, VERWERKERS, PRODUSENTE EN KOPERS VAN KATOEN

Ek, Derek André Hanekom, Minister van Landbou, handelende kragtens artikels 13 en 19 van die Wet op die Bemarking van Landbouprodukte, 1996 (Wet No. 47 van 1996), stel hiermee die statutêre maatreël in die Bylae uiteengesit, in.

D. A. HANEKOM

Minister van Landbou

BYLAE

Woordskrywing

1. In hierdie Bylae het enige woord of uitdrukking waaraan 'n betekenis in die Wet geheg is, daardie betekenis en, tensy uit die samehang anders blyk, beteken—

“die Wet” die Wet op die Bemarking van Landbouprodukte, 1996 (Wet No. 47 van 1996);

“katoen” katoenvesel en katoenpluksel verkry van die balletjie van die katoenplant (*Gossypium hirsutum*);

"Katoen Suid-Afrika" 'n maatskappy ingelyf kragtens artikel 21 van die Maatskappywet, 1973 (Wet No. 61 van 1973), en wat onder die naam Katoen Suid-Afrika sake bedryf;

"katoenpluksel" die vesel en saad afkomstig van die balletjie van die katoenplant (*Gossypium hirsutum*), voordat dit gepluis is;

"katoenvesel" die vesel verkry van katoenpluksel, nadat die katoenpluksel gepluis is;

"pluis" om die saad en vesel in die katoenpluksel van mekaar te skei;

"pluismeulenaar" enige persoon wat katoenpluksel vir kommersiële doeleindes pluis.

Doel en doelwitte van statutêre maatreël en die verband daarvan met die oogmerke van die Wet

2. Die doel en doelwitte van hierdie statutêre maatreël is om die volgende partye te verplig om by Katoen Suid-Afrika te registreer: Alle persone wat katoenpluksel produseer; alle persone wat betrokke is by die aankoop van katoenpluksel van produsente; die persone wat katoenpluksel verwerk vir die verkope van produkte daarvan afkomstig; die persone wat betrokke is by die aankoop van katoenvesel van produsente of pluismeulenaars; en die persone wat katoen in- of uitvoer. Registrasie is nodig om Katoen Suid-Afrika te help om te verseker dat deurlopende, tydige en akkurate markinligting aangaande katoen vir alle rolspelers beskikbaar gestel word. Markinligting word noodsaaklik geag vir alle rolspelers in 'n gedereguleerde mark ten einde hulle in staat te stel om ingeligte besluite te kan neem. Deur die kombinerende van verpligte registrasie met die verskaffing van maandelikse opgawes op 'n individuele basis, kan markinligting vir die hele land verwerk en in die markplek versprei word.

Die instelling van hierdie statutêre maatreël sal nie slegs help om marktoegang vir alle markdeelnemers te verbeter nie, maar behoort ook te help om die doeltreffendheid van die bemerking van katoen te bevorder. Die lewensvatbaarheid van die katoenbedryf word sodoende bevorder: Die maatreël sal nie nadelig wees vir voedselsekureit, die aantal werkseleenthede in die ekonomie of billike arbeidspraktyk nie.

Hierdie statutêre maatreël sal geadministreer word deur Katoen Suid-Afrika, 'n maatskappy geïnkorporeer ingevolge artikel 21 van die Maatskappywet, 1973 (Wet No. 61 van 1973). Katoen Suid-Afrika is aangestel om die maatreël, soos uiteengesit in die Bylae, te implementeer, administreer en af te dwing.

Produk waarop statutêre maatreël van toepassing is

3. Hier statutêre maatreël is op katoen van toepassing.

Gebied waarin statutêre maatreël van toepassing is

4. Hierdie statutêre maatreël is in die geografiese gebied van die Republiek van Suid-Afrika van toepassing.

Registrasie van betrokke partye

5. (1) Die volgende partye moet as sulks registreer by Katoen Suid-Afrika op die wyse in klousule 6 uiteengesit:

- (a) Alle persone wat katoenpluksel produseer;
- (b) alle persone wat betrokke is by die aankoop van katoenpluksel van produsente;
- (c) die persone wat katoenpluksel verwerk vir die verkoop van produkte daarvan afkomstig;
- (d) die persone wat betrokke is by die aankoop van katoenvesel van produsente of pluismeulenaars; en
- (e) die persone wat katoen in- of uitvoer.

(2) 'n Aansoek om registrasie ingevolge subklousule (1) moet binne 30 dae na die datum van inwerkingtreding van hierdie statutêre maatreël gedoen word en in die geval van 'n persoon wat 'n party ingevolge subklousule (1) word na sodanige datum van inwerkingtreding, binne 30 dae nadat hy of sy 'n party ingevolge subklousule (1) geword het.

(3) Elke party ingevolge klousule (1) moet Katoen Suid-Afrika binne 30 dae nadat hy of sy ophou om 'n party ingevolge klousule (1) te wees skriftelik daarvan in kennis stel waarop sy of haar registrasie gekanselleer word.

Aansoek om registrasie

6. (1) Aansoek om registrasie ingevolge klousule 5 moet gedoen word op 'n aansoekvorm, afskrifte van welke aansoekvorm gratis van Katoen Suid-Afrika verkrygbaar is.

(2) Die aansoekvorm moet in ink ingevul word, onderteken word deur 'n persoon wat behoorlik daartoe gemagtig is.

(3) (a) Die aansoekvorm moet ingedien word, indien per pos, by—

Katoen Suid-Afrika
Posbus 912232
SILVERTON
0127

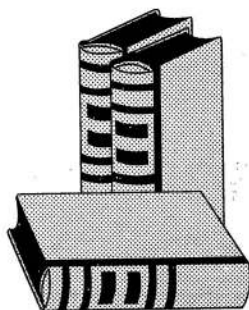
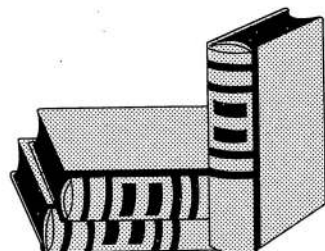
(b) indien afgelewer per hand, by—

Katoen Suid-Afrika
Katoen Suid-Afrika-gebou
Cycadoord 90
Uit Watermeyerstraat
Val de Grace-uitbreiding 10
PRETORIA
0184

Inwerkingtreding en tydperk van geldigheid

7. Hierdie statutêre maatreël tree in werking op die datum van publikasie hiervan en verval op 31 Maart 2002.

Where is the largest amount of meteorological information in the whole of South Africa available?



Waar is die meeste weerkundige inligting in die hele Suid-Afrika beskikbaar?

Department of Environmental Affairs and Tourism
Departement van Omgewingsake en Toerisme



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