



# Government Gazette Staatskoerant

REPUBLIC OF SOUTH AFRICA  
REPUBLIEK VAN SUID AFRIKA

*Regulation Gazette*

**No. 11508**

*Regulasiekoerant*

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**AIDS HELPLINE: 0800-0123-22 Prevention is the cure**

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**No FUTURE QUERIES WILL BE HANDLED IN CONNECTION WITH THE ABOVE.**

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government  
printing

Department:  
Government Printing Works  
REPUBLIC OF SOUTH AFRICA

## HIGH ALERT: SCAM WARNING!!!

### TO ALL SUPPLIERS AND SERVICE PROVIDERS OF THE GOVERNMENT PRINTING WORKS

It has come to the attention of the *GOVERNMENT PRINTING WORKS* that there are certain unscrupulous companies and individuals who are defrauding unsuspecting businesses disguised as representatives of the *Government Printing Works (GPW)*.

The scam involves the fraudsters using the letterhead of *GPW* to send out fake tender bids to companies and requests to supply equipment and goods.

Although the contact person's name on the letter may be of an existing official, the contact details on the letter are not the same as the *Government Printing Works*. When searching on the Internet for the address of the company that has sent the fake tender document, the address does not exist.

The banking details are in a private name and not company name. Government will never ask you to deposit any funds for any business transaction. *GPW* has alerted the relevant law enforcement authorities to investigate this scam to protect legitimate businesses as well as the name of the organisation.

Example of e-mails these fraudsters are using:

[PROCUREMENT@GPW-GOV.ORG](mailto:PROCUREMENT@GPW-GOV.ORG)

Should you suspect that you are a victim of a scam, you must urgently contact the police and inform the *GPW*.

*GPW* has an official email with the domain as [@gpw.gov.za](mailto:GPW@gpw.gov.za)

Government e-mails DO NOT have org in their e-mail addresses. All of these fraudsters also use the same or very similar telephone numbers. Although such number with an area code 012 looks like a landline, it is not fixed to any property.

*GPW* will never send you an e-mail asking you to supply equipment and goods without a purchase/order number. *GPW* does not procure goods for another level of Government. The organisation will not be liable for actions that result in companies or individuals being resultant victims of such a scam.

*Government Printing Works* gives businesses the opportunity to supply goods and services through RFQ / Tendering process. In order to be eligible to bid to provide goods and services, suppliers must be registered on the National Treasury's Central Supplier Database (CSD). To be registered, they must meet all current legislative requirements (e.g. have a valid tax clearance certificate and be in good standing with the South African Revenue Services - SARS).

The tender process is managed through the Supply Chain Management (SCM) system of the department. SCM is highly regulated to minimise the risk of fraud, and to meet objectives which include value for money, open and effective competition, equitability, accountability, fair dealing, transparency and an ethical approach. Relevant legislation, regulations, policies, guidelines and instructions can be found on the tender's website.

## Fake Tenders

National Treasury's CSD has launched the Government Order Scam campaign to combat fraudulent requests for quotes (RFQs). Such fraudulent requests have resulted in innocent companies losing money. We work hard at preventing and fighting fraud, but criminal activity is always a risk.

### How tender scams work

There are many types of tender scams. Here are some of the more frequent scenarios:

Fraudsters use what appears to be government department stationery with fictitious logos and contact details to send a fake RFQ to a company to invite it to urgently supply goods. Shortly after the company has submitted its quote, it receives notification that it has won the tender. The company delivers the goods to someone who poses as an official or at a fake site. The Department has no idea of this transaction made in its name. The company is then never paid and suffers a loss.

OR

Fraudsters use what appears to be government department stationery with fictitious logos and contact details to send a fake RFQ to Company A to invite it to urgently supply goods. Typically, the tender specification is so unique that only Company B (a fictitious company created by the fraudster) can supply the goods in question.

Shortly after Company A has submitted its quote it receives notification that it has won the tender. Company A orders the goods and pays a deposit to the fictitious Company B. Once Company B receives the money, it disappears. Company A's money is stolen in the process.

Protect yourself from being scammed

- If you are registered on the supplier databases and you receive a request to tender or quote that seems to be from a government department, contact the department to confirm that the request is legitimate. Do not use the contact details on the tender document as these might be fraudulent.
- Compare tender details with those that appear in the Tender Bulletin, available online at [www.gpwonline.co.za](http://www.gpwonline.co.za)
- Make sure you familiarise yourself with how government procures goods and services. Visit the tender website for more information on how to tender.
- If you are uncomfortable about the request received, consider visiting the government department and/or the place of delivery and/or the service provider from whom you will be sourcing the goods.
- In the unlikely event that you are asked for a deposit to make a bid, contact the SCM unit of the department in question to ask whether this is in fact correct.

Any incidents of corruption, fraud, theft and misuse of government property in the *Government Printing Works* can be reported to:

Supply Chain Management: Ms. Anna Marie Du Toit, Tel. (012) 748 6292.  
Email: [Annamarie.DuToit@gpw.gov.za](mailto:Annamarie.DuToit@gpw.gov.za)

Marketing and Stakeholder Relations: Ms Bonakele Mbhele, at Tel. (012) 748 6193.  
Email: [Bonakele.Mbhele@gpw.gov.za](mailto:Bonakele.Mbhele@gpw.gov.za)

Security Services: Mr Daniel Legoabe, at tel. (012) 748 6176.  
Email: [Daniel.Legoabe@gpw.gov.za](mailto:Daniel.Legoabe@gpw.gov.za)

# Closing times for **ORDINARY WEEKLY** **REGULATION GAZETTE** **2022**

*The closing time is **15:00** sharp on the following days:*

- **31 December 2021**, Friday for the issue of Friday **07 January 2022**
- **07 January**, Friday for the issue of Friday **14 January 2022**
- **14 January**, Friday for the issue of Friday **21 January 2022**
- **21 January**, Friday for the issue of Friday **28 January 2022**
- **28 January**, Friday for the issue of Friday **04 February 2022**
- **04 February**, Friday for the issue of Friday **11 February 2022**
- **11 February**, Friday for the issue of Friday **18 February 2022**
- **18 February**, Friday for the issue of Friday **25 February 2022**
- **25 February**, Friday for the issue of Friday **04 March 2022**
- **04 March**, Friday for the issue of Friday **11 March 2022**
- **11 March**, Friday for the issue of Friday **18 March 2022**
- **17 March**, Thursday for the issue of Friday **25 March 2022**
- **25 March**, Friday for the issue of Friday **01 April 2022**
- **01 April**, Friday for the issue of Friday **08 April 2022**
- **07 April**, Thursday for the issue of Thursday **14 April 2022**
- **13 April**, Wednesday for the issue of Friday **22 April 2022**
- **21 April**, Thursday for the issue of Friday **29 April 2022**
- **28 April**, Thursday for the issue of Friday **06 May 2022**
- **06 May**, Friday for the issue of Friday **13 May 2022**
- **13 May**, Friday for the issue of Friday **20 May 2022**
- **20 May**, Friday for the issue of Friday **27 May 2022**
- **27 May**, Friday for the issue of Friday **03 June 2022**
- **03 June**, Friday for the issue of Friday **10 June 2022**
- **09 June**, Thursday for the issue of Friday **17 June 2022**
- **17 June**, Friday for the issue of Friday **24 June 2022**
- **24 June**, Friday for the issue of Friday **01 July 2022**
- **01 July**, Friday for the issue of Friday **08 July 2022**
- **08 July**, Friday for the issue of Friday **15 July 2022**
- **15 July**, Friday for the issue of Friday **22 July 2022**
- **22 July**, Friday for the issue of Friday **29 July 2022**
- **29 July**, Friday for the issue of Friday **05 August 2022**
- **04 August**, Thursday for the issue of Friday **12 August 2022**
- **12 August**, Friday for the issue of Friday **19 August 2022**
- **19 August**, Friday for the issue of Friday **26 August 2022**
- **26 August**, Friday for the issue of Friday **02 September 2022**
- **02 September**, Friday for the issue of Friday **09 September 2022**
- **09 September**, Friday for the issue of Friday **16 September 2022**
- **16 September**, Friday for the issue of Friday **23 September 2022**
- **23 September**, Friday for the issue of Friday **30 September 2022**
- **30 September**, Friday for the issue of Friday **07 October 2022**
- **07 October**, Friday for the issue of Friday **14 October 2022**
- **14 October**, Friday for the issue of Friday **21 October 2022**
- **21 October**, Friday for the issue of Friday **28 October 2022**
- **28 October**, Friday for the issue of Friday **04 November 2022**
- **04 November**, Friday for the issue of Friday **11 November 2022**
- **11 November**, Friday for the issue of Friday **18 November 2022**
- **18 November**, Friday for the issue of Friday **25 November 2022**
- **25 November**, Friday for the issue of Friday **02 December 2022**
- **02 December**, Friday for the issue of Friday **09 December 2022**
- **08 December**, Thursday for the issue of Thursday **15 December 2022**
- **15 December**, Thursday for the issue of Friday **23 December 2022**
- **22 December**, Thursday for the issue of Friday **30 December 2022**

## LIST OF TARIFF RATES FOR PUBLICATION OF NOTICES

**COMMENCEMENT: 1 APRIL 2018**

### NATIONAL AND PROVINCIAL

Notice sizes for National, Provincial & Tender gazettes 1/4, 2/4, 3/4, 4/4 per page. Notices submitted will be charged at R1008.80 per full page, pro-rated based on the above categories.

Pricing for National, Provincial - Variable Priced Notices		
Notice Type	Page Space	New Price (R)
Ordinary National, Provincial	1/4 - Quarter Page	252.20
Ordinary National, Provincial	2/4 - Half Page	504.40
Ordinary National, Provincial	3/4 - Three Quarter Page	756.60
Ordinary National, Provincial	4/4 - Full Page	1008.80

### EXTRA-ORDINARY

All Extra-ordinary National and Provincial gazette notices are non-standard notices and attract a variable price based on the number of pages submitted.

The pricing structure for National and Provincial notices which are submitted as **Extra ordinary submissions** will be charged at **R3026.32** per page.

## GOVERNMENT PRINTING WORKS - BUSINESS RULES

The **Government Printing Works (GPW)** has established rules for submitting notices in line with its electronic notice processing system, which requires the use of electronic *Adobe Forms*. Please ensure that you adhere to these guidelines when completing and submitting your notice submission.

### CLOSING TIMES FOR ACCEPTANCE OF NOTICES

1. The *Government Gazette* and *Government Tender Bulletin* are weekly publications that are published on Fridays and the closing time for the acceptance of notices is strictly applied according to the scheduled time for each gazette.
2. Please refer to the Submission Notice Deadline schedule in the table below. This schedule is also published online on the Government Printing works website [www.gpwonline.co.za](http://www.gpwonline.co.za)

All re-submissions will be subject to the standard cut-off times.

**All notices received after the closing time will be rejected.**

Government Gazette Type	Publication Frequency	Publication Date	Submission Deadline	Cancellations Deadline
National Gazette	Weekly	Friday	Friday 15h00 for next Friday	Tuesday, 15h00 - 3 working days prior to publication
Regulation Gazette	Weekly	Friday	Friday 15h00 for next Friday	Tuesday, 15h00 - 3 working days prior to publication
Petrol Price Gazette	Monthly	Tuesday before 1st Wednesday of the month	One day before publication	1 working day prior to publication
Road Carrier Permits	Weekly	Friday	Thursday 15h00 for next Friday	3 working days prior to publication
Unclaimed Monies (Justice, Labour or Lawyers)	January / September 2 per year	Last Friday	One week before publication	3 working days prior to publication
Parliament (Acts, White Paper, Green Paper)	As required	Any day of the week	None	3 working days prior to publication
Manuals	Bi- Monthly	2nd and last Thursday of the month	One week before publication	3 working days prior to publication
State of Budget (National Treasury)	Monthly	30th or last Friday of the month	One week before publication	3 working days prior to publication
<i>Extraordinary Gazettes</i>	As required	Any day of the week	<i>Before 10h00 on publication date</i>	<i>Before 10h00 on publication date</i>
Legal Gazettes A, B and C	Weekly	Friday	One week before publication	Tuesday, 15h00 - 3 working days prior to publication
Tender Bulletin	Weekly	Friday	Friday 15h00 for next Friday	Tuesday, 15h00 - 3 working days prior to publication
Gauteng	Weekly	Wednesday	Two weeks before publication	3 days <b>after</b> submission deadline
Eastern Cape	Weekly	Monday	One week before publication	3 working days prior to publication
Northern Cape	Weekly	Monday	One week before publication	3 working days prior to publication
North West	Weekly	Tuesday	One week before publication	3 working days prior to publication
KwaZulu-Natal	Weekly	Thursday	One week before publication	3 working days prior to publication
Limpopo	Weekly	Friday	One week before publication	3 working days prior to publication
Mpumalanga	Weekly	Friday	One week before publication	3 working days prior to publication

### GOVERNMENT PRINTING WORKS - BUSINESS RULES

Government Gazette Type	Publication Frequency	Publication Date	Submission Deadline	Cancellations Deadline
Gauteng Liquor License Gazette	Monthly	Wednesday before the First Friday of the month	Two weeks before publication	3 working days <b>after</b> submission deadline
Northern Cape Liquor License Gazette	Monthly	First Friday of the month	Two weeks before publication	3 working days <b>after</b> submission deadline
National Liquor License Gazette	Monthly	First Friday of the month	Two weeks before publication	3 working days <b>after</b> submission deadline
Mpumalanga Liquor License Gazette	Bi-Monthly	Second & Fourth Friday	One week before publication	3 working days prior to publication

### EXTRAORDINARY GAZETTES

3. *Extraordinary Gazettes* can have only one publication date. If multiple publications of an *Extraordinary Gazette* are required, a separate Z95/Z95Prov *Adobe* Forms for each publication date must be submitted.

### NOTICE SUBMISSION PROCESS

4. Download the latest *Adobe* form, for the relevant notice to be placed, from the **Government Printing Works** website [www.gpwonline.co.za](http://www.gpwonline.co.za).
5. The *Adobe* form needs to be completed electronically using *Adobe Acrobat / Acrobat Reader*. Only electronically completed *Adobe* forms will be accepted. No printed, handwritten and/or scanned *Adobe* forms will be accepted.
6. The completed electronic *Adobe* form has to be submitted via email to [submit.egazette@gpw.gov.za](mailto:submit.egazette@gpw.gov.za). The form needs to be submitted in its original electronic *Adobe* format to enable the system to extract the completed information from the form for placement in the publication.
7. Every notice submitted **must** be accompanied by an official **GPW** quotation. This must be obtained from the *eGazette* Contact Centre.
8. Each notice submission should be sent as a single email. The email **must** contain **all documentation relating to a particular notice submission**.
  - 8.1. Each of the following documents must be attached to the email as a separate attachment:
    - 8.1.1. An electronically completed *Adobe* form, specific to the type of notice that is to be placed.
      - 8.1.1.1. For *National Government Gazette* or *Provincial Gazette* notices, the notices must be accompanied by an electronic Z95 or Z95Prov *Adobe* form
      - 8.1.1.2. The notice content (body copy) **MUST** be a separate attachment.
    - 8.1.2. A copy of the official **Government Printing Works** quotation you received for your notice. (*Please see Quotation section below for further details*)
    - 8.1.3. A valid and legible Proof of Payment / Purchase Order: **Government Printing Works** account customer must include a copy of their Purchase Order. **Non-Government Printing Works** account customer needs to submit the proof of payment for the notice
    - 8.1.4. Where separate notice content is applicable (Z95, Z95 Prov and TForm 3, it should **also** be attached as a separate attachment. (*Please see the Copy Section below, for the specifications*).
    - 8.1.5. Any additional notice information if applicable.



## GOVERNMENT PRINTING WORKS - BUSINESS RULES

9. The electronic *Adobe* form will be taken as the primary source for the notice information to be published. Instructions that are on the email body or covering letter that contradicts the notice form content will not be considered. The information submitted on the electronic *Adobe* form will be published as-is.
10. To avoid duplicated publication of the same notice and double billing, Please submit your notice **ONLY ONCE**.
11. Notices brought to **GPW** by “walk-in” customers on electronic media can only be submitted in *Adobe* electronic form format. All “walk-in” customers with notices that are not on electronic *Adobe* forms will be routed to the Contact Centre where they will be assisted to complete the forms in the required format.
12. Should a customer submit a bulk submission of hard copy notices delivered by a messenger on behalf of any organisation e.g. newspaper publisher, the messenger will be referred back to the sender as the submission does not adhere to the submission rules.

### QUOTATIONS

13. Quotations are valid until the next tariff change.
  - 13.1. **Take note:** **GPW**'s annual tariff increase takes place on **1 April** therefore any quotations issued, accepted and submitted for publication up to **31 March** will keep the old tariff. For notices to be published from 1 April, a quotation must be obtained from **GPW** with the new tariffs. Where a tariff increase is implemented during the year, **GPW** endeavours to provide customers with 30 days' notice of such changes.
14. Each quotation has a unique number.
15. Form Content notices must be emailed to the *eGazette* Contact Centre for a quotation.
  - 15.1. The *Adobe* form supplied is uploaded by the Contact Centre Agent and the system automatically calculates the cost of your notice based on the layout/format of the content supplied.
  - 15.2. It is critical that these *Adobe* Forms are completed correctly and adhere to the guidelines as stipulated by **GPW**.
16. **APPLICABLE ONLY TO GPW ACCOUNT HOLDERS:**
  - 16.1. **GPW** Account Customers must provide a valid **GPW** account number to obtain a quotation.
  - 16.2. Accounts for **GPW** account customers **must** be active with sufficient credit to transact with **GPW** to submit notices.
    - 16.2.1. If you are unsure about or need to resolve the status of your account, please contact the **GPW** Finance Department prior to submitting your notices. (If the account status is not resolved prior to submission of your notice, the notice will be failed during the process).
17. **APPLICABLE ONLY TO CASH CUSTOMERS:**
  - 17.1. Cash customers doing **bulk payments** must use a **single email address** in order to use the **same proof of payment** for submitting multiple notices.
18. The responsibility lies with you, the customer, to ensure that the payment made for your notice(s) to be published is sufficient to cover the cost of the notice(s).
19. Each quotation will be associated with one proof of payment / purchase order / cash receipt.
  - 19.1. This means that **the quotation number can only be used once to make a payment.**

**GOVERNMENT PRINTING WORKS - BUSINESS RULES****COPY (SEPARATE NOTICE CONTENT DOCUMENT)**

20. Where the copy is part of a separate attachment document for Z95, Z95Prov and TForm03
- 20.1. Copy of notices must be supplied in a separate document and may not constitute part of any covering letter, purchase order, proof of payment or other attached documents.
- The content document should contain only one notice. (You may include the different translations of the same notice in the same document).
- 20.2. The notice should be set on an A4 page, with margins and fonts set as follows:
- Page size = A4 Portrait with page margins: Top = 40mm, LH/RH = 16mm, Bottom = 40mm;  
Use font size: Arial or Helvetica 10pt with 11pt line spacing;
- Page size = A4 Landscape with page margins: Top = 16mm, LH/RH = 40mm, Bottom = 16mm;  
Use font size: Arial or Helvetica 10pt with 11pt line spacing;

**CANCELLATIONS**

21. Cancellation of notice submissions are accepted by **GPW** according to the deadlines stated in the table above in point 2. Non-compliance to these deadlines will result in your request being failed. Please pay special attention to the different deadlines for each gazette. Please note that any notices cancelled after the cancellation deadline will be published and charged at full cost.
22. Requests for cancellation must be sent by the original sender of the notice and must be accompanied by the relevant notice reference number (N-) in the email body.

**AMENDMENTS TO NOTICES**

23. With effect from 01 October 2015, **GPW** will not longer accept amendments to notices. The cancellation process will need to be followed according to the deadline and a new notice submitted thereafter for the next available publication date.

**REJECTIONS**

24. All notices not meeting the submission rules will be rejected to the customer to be corrected and resubmitted. Assistance will be available through the Contact Centre should help be required when completing the forms. (012-748 6200 or email [info.egazette@gpw.gov.za](mailto:info.egazette@gpw.gov.za)). Reasons for rejections include the following:
- 24.1. Incorrectly completed forms and notices submitted in the wrong format, will be rejected.
- 24.2. Any notice submissions not on the correct *Adobe* electronic form, will be rejected.
- 24.3. Any notice submissions not accompanied by the proof of payment / purchase order will be rejected and the notice will not be processed.
- 24.4. Any submissions or re-submissions that miss the submission cut-off times will be rejected to the customer. The Notice needs to be re-submitted with a new publication date.

**GOVERNMENT PRINTING WORKS - BUSINESS RULES****APPROVAL OF NOTICES**

25. Any notices other than legal notices are subject to the approval of the Government Printer, who may refuse acceptance or further publication of any notice.
26. No amendments will be accepted in respect to separate notice content that was sent with a Z95 or Z95Prov notice submissions. The copy of notice in layout format (previously known as proof-out) is only provided where requested, for Advertiser to see the notice in final Gazette layout. Should they find that the information submitted was incorrect, they should request for a notice cancellation and resubmit the corrected notice, subject to standard submission deadlines. The cancellation is also subject to the stages in the publishing process, i.e. If cancellation is received when production (printing process) has commenced, then the notice cannot be cancelled.

**GOVERNMENT PRINTER INDEMNIFIED AGAINST LIABILITY**

27. The Government Printer will assume no liability in respect of—
  - 27.1. any delay in the publication of a notice or publication of such notice on any date other than that stipulated by the advertiser;
  - 27.2. erroneous classification of a notice, or the placement of such notice in any section or under any heading other than the section or heading stipulated by the advertiser;
  - 27.3. any editing, revision, omission, typographical errors or errors resulting from faint or indistinct copy.

**LIABILITY OF ADVERTISER**

28. Advertisers will be held liable for any compensation and costs arising from any action which may be instituted against the Government Printer in consequence of the publication of any notice.

**CUSTOMER INQUIRIES**

Many of our customers request immediate feedback/confirmation of notice placement in the gazette from our Contact Centre once they have submitted their notice – While **GPW** deems it one of their highest priorities and responsibilities to provide customers with this requested feedback and the best service at all times, we are only able to do so once we have started processing your notice submission.

**GPW** has a 2-working day turnaround time for processing notices received according to the business rules and deadline submissions.

Please keep this in mind when making inquiries about your notice submission at the Contact Centre.

29. Requests for information, quotations and inquiries must be sent to the Contact Centre ONLY.
30. Requests for Quotations (RFQs) should be received by the Contact Centre at least **2 working days** before the submission deadline for that specific publication.

## GOVERNMENT PRINTING WORKS - BUSINESS RULES

### PAYMENT OF COST

31. The Request for Quotation for placement of the notice should be sent to the Gazette Contact Centre as indicated above, prior to submission of notice for advertising.
32. Payment should then be made, or Purchase Order prepared based on the received quotation, prior to the submission of the notice for advertising as these documents i.e. proof of payment or Purchase order will be required as part of the notice submission, as indicated earlier.
33. Every proof of payment must have a valid **GPW** quotation number as a reference on the proof of payment document.
34. Where there is any doubt about the cost of publication of a notice, and in the case of copy, an enquiry, accompanied by the relevant copy, should be addressed to the Gazette Contact Centre, **Government Printing Works**, Private Bag X85, Pretoria, 0001 email: [info.egazette@gpw.gov.za](mailto:info.egazette@gpw.gov.za) before publication.
35. Overpayment resulting from miscalculation on the part of the advertiser of the cost of publication of a notice will not be refunded, unless the advertiser furnishes adequate reasons why such miscalculation occurred. In the event of underpayments, the difference will be recovered from the advertiser, and future notice(s) will not be published until such time as the full cost of such publication has been duly paid in cash or electronic funds transfer into the **Government Printing Works** banking account.
36. In the event of a notice being cancelled, a refund will be made only if no cost regarding the placing of the notice has been incurred by the **Government Printing Works**.
37. The **Government Printing Works** reserves the right to levy an additional charge in cases where notices, the cost of which has been calculated in accordance with the List of Fixed Tariff Rates, are subsequently found to be excessively lengthy or to contain overmuch or complicated tabulation.

### PROOF OF PUBLICATION

38. Copies of any of the *Government Gazette* or *Provincial Gazette* can be downloaded from the **Government Printing Works** website [www.gpwonline.co.za](http://www.gpwonline.co.za) free of charge, should a proof of publication be required.
39. Printed copies may be ordered from the Publications department at the ruling price. The **Government Printing Works** will assume no liability for any failure to post or for any delay in despatching of such *Government Gazette(s)*

## GOVERNMENT PRINTING WORKS CONTACT INFORMATION

**Physical Address:**
**Government Printing Works**

149 Bosman Street

Pretoria

**Postal Address:**

Private Bag X85

Pretoria

0001

**GPW Banking Details:**
**Bank:** ABSA Bosman Street

**Account No.:** 405 7114 016

**Branch Code:** 632-005

**For Gazette and Notice submissions:** Gazette Submissions:

**For queries and quotations, contact:** Gazette Contact Centre:

**E-mail:** [submit.egazette@gpw.gov.za](mailto:submit.egazette@gpw.gov.za)
**E-mail:** [info.egazette@gpw.gov.za](mailto:info.egazette@gpw.gov.za)
**Tel:** 012-748 6200

**Contact person for subscribers:** Mrs M. Toka:

**E-mail:** [subscriptions@gpw.gov.za](mailto:subscriptions@gpw.gov.za)
**Tel:** 012-748-6066 / 6060 / 6058

**Fax:** 012-323-9574

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**GOVERNMENT NOTICES • GOEWERMENTSKENNISGEWINGS**

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**DEPARTMENT OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT****NO. R. 2724****11 November 2022****MARKETING OF AGRICULTURAL PRODUCTS ACT, 1996  
(ACT No. 47 OF 1996)****ESTABLISHMENT OF STATUTORY MEASURE: REGISTRATION OF MACADAMIA  
GROWERS, PROCESSORS, CONSOLIDATORS, IMPORTERS, EXPORTERS OF  
MACADAMIA NUTS AND NURSERIES**

I, Angela Thoko Didiza, Minister of Agriculture, Land Reform and Rural Development, 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 hereto.

**MRS AT DIDIZA, MLP****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 indicates otherwise:

**“address”** means the physical address where the applicable business is conducted, whether at a home, farm or other premises;

**“bonded warehouse activity”** means activities in relation to imported macadamias which have been wholly exempted from the payment of taxes in the manner envisaged in section 19 of the Customs and Excise Act;

**“commercial production”** means any production undertaken for purposes other than household use or consumption;

**“consolidator”** means a person that receives macadamias from growers for the purpose of preparing and packing for sale such macadamias; and includes any person that buys macadamias from growers and/or acts as an agent for the sale of macadamias and/or acts as an agent or contractor in respect of the dehusking of NIS; and further includes growers that sell macadamias to traders, exporters, wholesalers, retailers, consumers and/or other purchasers (but specifically excludes any bonded warehouse activity);

**“exporter”** means any person that exports macadamias for his own account or, acts as an agent on behalf of producers and/or processors or packers of macadamias;

**“grower”** is synonymous with the term “producer” and means any person engaging, in a proprietary capacity, in the commercial production of macadamias inclusive of persons or entities who process, produce or, trade with their own macadamias and/or who grow and/or sell macadamia trees;

**“importer”** means an entity who imports macadamias into South Africa for any

purpose (other than storage and processing in a bonded warehouse activity) and includes persons organizing imports on behalf of or in the name of another person or entity;

**"kernel"** means the edible seed of the macadamia;

**"levy"** has the meaning ascribed thereto in the Act;

**"macadamias"** means the fruits of the macadamia tree, including but not limited to NIH, NIS or kernel;

**"macadamia industry"** means all participants and role players in the South African macadamia industry;

**"macadamia nursery"** means any person involved in the production of macadamia nursery trees, either for own use or sale for commercial gain;

**"NIH"** means nut in husk;

**"NIS"** means nut in shell;

**"NIS industry standard"** means notwithstanding the actual form and volume of the applicable macadamias, NIS with a kernel moisture content of 1.5% (determined by way of utilization of prevailing macadamia industry standards, provided such standards are reasonably acceptable to SAMAC);

**"person"** means any natural or juristic person and includes a partnership, association or statutory body;

**"processor"** means a person that sorts, cleans, cracks and processes macadamias, excluding growers that dehusk and dry their own macadamias;

**"SAMAC"** means Macadamias South Africa Non-Profit Company with registration

number 2017/656242/08;

**“statutory measure”** has the meaning ascribed thereto in the Act; and

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

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

2. The purpose and aim of the statutory measure are to compel the parties set out herein to register with the SAMAC. Registration is necessary to assist the South African macadamia industry in ensuring that continuous, timeous and accurate information relating to the macadamia industry is available to all macadamia industry stakeholders. Such information is essential for purposes of assisting macadamia industry stakeholders in making informed decisions in relation to the macadamia industry. By combining compulsory registration with the obligation to retain certain information and render of returns in relation thereto on an individual basis, generic aggregated information in relation to the macadamia industry is capable of being processed and analyzed for the benefit of the macadamia industry by way of utilizing the revenue generated from the collection of levies.

The establishment of this statutory measure is intended to assist in promoting the efficiency of the production and marketing of macadamias. The viability of the macadamia industry will thus be enhanced. The measure will not be detrimental to the number of employment opportunities in the macadamia industry or fair labour practice.

The statutory measure, as set out in this Schedule will be implemented and administered by SAMAC.

**Products to which the statutory measure applies**

3. This statutory measure shall apply to macadamias.



**Area in which measure shall apply**

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

**Registration of parties concerned**

5. (1) All growers, nurseries, processors, consolidators, importers and exporters of macadamias shall register with SAMAC in the manner prescribed in clause 6.
- (2) Each person becoming a grower, nursery, processor, consolidator, importer or exporter of macadamias shall register with SAMAC within 30 days of becoming a grower, nursery, processor, consolidator, importer or exporter of macadamias.
- (3) Persons whose activities are classified under more than one of the categories mentioned in clauses 5(1) and 5(2) shall register as such in each category within which its activities fall. By way of example, a grower that dries and packages his macadamias for sale to a trader, shall register both as a grower and a consolidator.
- (4) Growers, nurseries, processors, consolidators, exporters and importers shall provide an address (inclusive of GPS coordinates) for each location, nursery, processing facility, warehouse etc. where macadamias are kept.
- (5) Persons that are not members of SAMAC shall re-register annually on or before 31 January in each year.

**Registration**

6. Registration shall –
- (1) be made within 30 days of the commencement of this statutory measure, and in the event of a person only becoming obligated to register after the commencement of the statutory measure, within 30 days of such obligation arising;
- (2) Be accompanied by such supporting documentation as may be reasonably required by SAMAC;

- (3) be made on such application form and in the manner reasonably prescribed by SAMAC:
- (4) when sent by email, be sent to –  
[office@samac.org.za](mailto:office@samac.org.za)
- (5) be submitted, when forwarded by post, to –  
SAMAC  
PostNet Suite #431  
Private Bag X1  
East Rand  
1462
- (6) when delivered by hand, be delivered to –  
SAMAC  
Unit 15, Benvista Office Park  
Edgar Road  
Jansen Park
- (7) alternatively, be made online, on the SAMAC website - [www.samac.org.za](http://www.samac.org.za).

**Failure to comply with the statutory measures in this schedule**

- 7. Upon a failure by any person to comply with the statutory measures as set out herein resulting in legal action being implemented by SAMAC and/or any other duly authorised person for purpose of enforcing compliance with the provisions of this statutory measures, such persons shall be liable for the legal costs so incurred by SAMAC and/or any other duly authorised person, on the scale as between attorney and own client.

**Commencement and period of validity**

- 8. This statutory measure shall come into operation on the date of publication and will lapse on 28 February 2027.

**DEPARTMENT OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT****NO. R. 2725****11 November 2022****MARKETING OF AGRICULTURAL PRODUCTS ACT, 1996  
(ACT No. 47 OF 1996)****ESTABLISHMENT OF STATUTORY MEASURE AND DETERMINATION OF LEVIES  
ON MACADAMIA NUTS**

I, Angela Thoko Didiza, Minister of 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), hereby -

- (a) establish the statutory measure set out in the schedule hereto; and
- (b) determine the guideline price for macadamias (recent average domestic growers' selling price, Nut In Shell, 1.5% kernel moisture), as R75.04 per kg.

**MRS AT DIDIZA, MLP****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, and unless the context indicates otherwise:

**“bonded warehouse activity”** means activities in relation to imported macadamias which have been wholly exempted from the payment of taxes in the manner envisaged in section 19 of the Customs and Excise Act;

**“commercial production”** means any production undertaken for purposes other than household use or consumption;

**“consolidator”** means a person that receives macadamias from growers for the purpose of preparing and packing for sale such macadamias, and/or any person that buys macadamias from growers and/or acts as an agent for the sale of macadamias and/or acts as an agent or contractor in respect of the dehusking of NIS; and further includes growers that sell macadamias to traders, exporters, wholesalers, retailers, consumers and/or other purchasers (but specifically excludes any bonded warehouse activity);

**“Customs and Excise Act”** means the Customs and Excise Act, 1964 (Act no. 91 of 1964);

**“exporter”** means any person that exports macadamias for his own account or acts as an agent on behalf of producers, consolidators, processors and/or packers of macadamias in relation to the export of macadamias;

**“grower”** is synonymous with the term “producer” and means any person engaging, in a proprietary capacity, in the commercial production of macadamias inclusive of persons or entities who process, produce or, trade with their own macadamias and/or who grow and/or sell macadamia trees;

**“grower’s returns”** means any remuneration, consideration and/or proceeds payable to

a grower in respect of the applicable macadamias;

**“importer”** means an entity who imports macadamias into South Africa for any purpose (other than storage and processing in a bonded warehouse activity) and includes persons organizing imports on behalf of or in the name of another person or entity;

**“inspector”** means an inspector appointed by the Minister of Agriculture, Land Reform and Rural Development in terms of section 21 of the Act;

**“kernel”** means the edible seed of the macadamia;

**“levy”** has the meaning ascribed thereto in the Act;

**“macadamias”** means the fruits of the macadamia tree including but not limited to NIH, NIS or kernel;

**“macadamia industry”** means all participants and role players in the South African macadamia industry;

**“NIH”** means nut in husk;

**“NIS”** means nut in shell;

**“NIS industry standard”** means notwithstanding the actual form and volume of the applicable macadamias, NIS with a kernel moisture content of 1.5% (determined by way of utilization of prevailing macadamia industry standards, provided such standards are reasonably acceptable to SAMAC);

**“person”** means any natural or juristic person and includes a partnership, association or statutory body;

**“Prescribed Rate of Interest Act”** means the Prescribed Rate of Interest Act, 1975 (Act no. 55 of 1975);

**“processor”** means a person that sorts, cleans cracks and/or processes macadamias, excluding growers that dehusk and dry their own macadamias;

**“SAMAC”** means Macadamias South Africa Non-Profit Company with registration number 2017/656242/08;

**“statutory measure”** has the meaning ascribed thereto in the Act; and

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

**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 are to provide financial support for the following activities in the interest of the South African macadamia industry as a whole:
  - (a) Collection, processing and dissemination of reliable production and market information;
  - (b) Production, post-harvest, product, and market development research;
  - (c) Technology transfer;
  - (d) Determination of quality standards;
  - (e) Stimulation of increased consumption of macadamias;
  - (f) Liaison with local and international governments, organisations and interested groups;
  - (g) Promotion of co-operation between growers, handlers, processors and other macadamia industry role players;

- (h) Promotion of market access including gaining, retaining and optimising markets;
- (i) Medical and other research to promote the health benefits of macadamia consumption;
- (j) Benchmarking and determination of best practice; and
- (k) Facilitation of transformation within the macadamia industry.

The statutory measure will not be detrimental to the number of employment opportunities in the macadamia industry or fair labour practice.

The statutory measure will be administered by SAMAC.

**Products to which the statutory measure applies**

3. This statutory measure shall apply to macadamias.

**Area in which measure shall apply**

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

**Imposition of levy**

5. A levy is hereby imposed on (subject to clause 7) all macadamias received from a grower, by an exporter, importer, processor or consolidator (which for the avoidance of doubt includes a “grower” who falls within the definition of the term “consolidator”) of macadamias.

**Amount of levy**

6. The amount of the levy is (notwithstanding the form of the macadamia) to be determined by way of utilisation of the NIS industry standard and shall be as follows (excluding VAT):

Period	15/11/2022 to 28/02/2023	1/03/2023 to 28/02/2024	1/03/2024 to 28/02/2025	1/03/2025 to 28/02/2026	1/03/2026 to 28/02/2027
Levy per kg NIS at NIS industry standard	R0.68	R0.68	R0.70	R0.72	R0.74

**Persons / entities who shall pay the levy**

7. (1) The levy imposed under clauses 5 and 6 shall –
- be payable by an exporter, importer, processor or consolidator of macadamias that receives macadamias from a grower (or as relates to a grower that falls within the definition of the term “consolidator”, in respect of the grower’s own macadamias), regardless of whether such an exporter, importer, processor or consolidator buys the macadamias from the grower or acts as a marketing agent;
  - be a grower’s levy, deducted from the grower’s returns by the exporter, importer, processor or consolidator of macadamias;
  - extend to and includes persons or entities who process, produce or trade in macadamias; and
  - be payable by an exporter, importer, processor or consolidator in the instance where kernel is received from another exporter, importer, processor or consolidator of NIS macadamias and no guarantee is received by means of an affidavit or warranty that a levy has not been paid on the specific consignment. In such instances a levy shall be determined by converting the kilograms of kernel to a NIS basis by dividing the kilograms of kernel by 0.25 and applying the levy as stated in clause 6.



- (2) It is the responsibility of the grower to ensure that the levy referred to in this statutory measure is deducted and paid to SAMAC, provided an exporter, importer, processor or consolidator of macadamias may also be held liable for failure to ensure payment of the levy to SAMAC in the manner envisaged in this statutory measure.
- (3) Where a dispute arises in relation to a definition, classification or responsibility of an entity or person which has a bearing on the payment of the levy envisaged in this statutory measure, the inspector shall make a determination as to who is responsible for the payment of the levy envisaged herein.

#### **Payment of levy**

- 8. (1) Payment of the levy shall be made by no later than 90 days following the last day of the month in which the macadamias contemplated in clause 5 were received.
- (2) Any levy which is not paid on the due date therefore shall attract interest at the rate prescribed in the Prescribed Rate of Interest Act from the due date to date of final payment, both days inclusive.
- (3) Payment shall be made by means of an electronic funds transfer and be paid into the bank account nominated by SAMAC for this purpose.

#### **Administration of levies**

- 9. The statutory measure envisaged herein shall be administered by SAMAC, and the statutory levies will be used as follows:
  - (1) Approximately 70% of the levy income derived from this statutory measure will be spent on activities set out in 2(a) to 2(k) above;
  - (2) Not more than 10% of the levy income derived from this statutory measure will be spent on administration of levies; and

- (3) At least 20% of the levy income derived from this statutory measure will be spent on transformation activities in the macadamia industry.

The levies shall be accounted for in a manner and to the extent acceptable to the Auditor-General, separately from other funds or assets under the control of SAMAC. Annual audited financial statements will be submitted to the National Agricultural Marketing Council and the Auditor-General, with the percentage allocated towards transformation clearly indicated and accompanied by a report stating how the objectives of the levy have been met. Any deficit at the date of termination of this statutory measure shall be for the account of SAMAC. The Minister of Agriculture, Land Reform and Rural Development shall decide on the application of any surplus levies at the date of termination of the statutory measure.

**Failure to comply with the statutory measures in this schedule**

10. Upon a failure by any person to comply with the statutory measures as set out herein resulting in legal action being implemented by SAMAC and/or any other duly authorised person for purpose of enforcing compliance with the provisions of this statutory measures, such persons shall be liable for the legal costs so incurred by SAMAC and/or any other duly authorised person, on the scale as between attorney and own client.

**Commencement and period of validity**

11. This statutory measure shall come into operation on the date of publication and will lapse on 28 February 2027.

**DEPARTMENT OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT****NO. R. 2726****11 November 2022****MARKETING OF AGRICULTURAL PRODUCTS ACT, 1996  
(ACT No. 47 OF 1996)****ESTABLISHMENT OF STATUTORY MEASURE: RECORDS AND RETURNS  
RELATING TO MACADAMIAS DOMESTIC PRODUCTION, PROCESSING, IMPORTS,  
EXPORTS OF MACADAMIA NUTS AS WELL AS TREES**

I, Angela Thoko Didiza, Minister of Agriculture, Land Reform and Rural Development 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.

**MRS AT DIDIZA, MLP****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, and unless the context indicates otherwise:

**“address”** means the physical address where the applicable business is conducted, whether at a home, farm or other premises;

**“bonded warehouse activity”** means activities in relation to imported macadamias which have been wholly exempted from the payment of taxes in the manner envisaged in section 19 of the Customs and Excise Act;

**“contact details”** means the name and surname, cellular telephone number, landline number(s) and where applicable email address of an individual, business or entity;

**“commercial production”** means any production undertaken for purposes other than household use or consumption;

**“commercial use”** means use undertaken for purposes other than household use or consumption;

**“consolidator”** means a person that receives macadamias from growers for the purpose of preparing and packing for sale such macadamias, and/or any person that buys macadamias from growers and/or acts as an agent for the sale of macadamias and/or acts as an agent or contractor in respect of the dehusking of NIS; and further includes growers that sell macadamias to traders, exporters, wholesalers, retailers, consumers and/or other purchasers (but specifically excludes any bonded warehouse activity);

**“Customs and Excise Act”** means the Customs and Excise Act, 1964 (Act no. 91 of 1964);

**“exporter”** means any person that exports macadamias for his own account or, acts as an agent on behalf of producers and/or processors or packers of macadamia in relation to the export of macadamias;

**“geographic region”** means country of origin or destination, or South African province, or a sub-region of a province where otherwise indicated such as the Northern or Southern part of a province, for instance KwaZulu-Natal North Coast;

**“grower”** is synonymous with the term “producer” and means any person engaging, in a proprietary capacity, in the commercial production of macadamias inclusive of persons or entities who process, produce or, trade with their own macadamias and/or who grow and/or sell macadamia trees;

**“importer”** means an entity who imports macadamias into South Africa for any purpose (other than storage and processing in a bonded warehouse activity) and includes persons organizing imports on behalf of or in the name of another person or entity;

**“inspector”** means an inspector appointed by the Minister of Agriculture, Forestry and Fisheries in terms of section 21 of the Act;

**“kernel”** means the edible seed of the macadamia;

**“levy”** has the meaning ascribed thereto in the Act;

**“macadamias”** means the fruits of the macadamia tree Including but not limited to NIH, NIS or kernel;

**“macadamia industry”** means all participants and role players in the South African macadamia industry;

**“macadamia nursery”** means any person involved in the production of macadamia nut nursery trees, either for own commercial use or sale for commercial gain;

**“NIH”** means nut in husk;

**“NIS”** means nut in shell;

**“NIS industry standard”** means notwithstanding the actual form and volume of the applicable macadamias, NIS with a kernel moisture content of 1.5% (determined by way of utilization of prevailing macadamia industry standards, provided such standards are reasonably acceptable to SAMAC);

**“person”** means any natural or juristic person and includes a partnership, association or statutory body;

**“processor”** means a person that sorts, cleans cracks and/or processes macadamias, excluding growers that dehusk and dry their own macadamias;

**“SAMAC”** means Macadamias South Africa Non-Profit Company with registration number 2017/656242/08;

**“sound kernel”** means the edible kernel expressed as a percentage of the total in shell weight;

**“statutory measure”** has the meaning ascribed thereto in the Act;

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

**“unsound kernel”** is inedible, defected kernel; and

**“written requests”** means requests made by email, documents, letters transmitted via post or delivered by hand, to the addresses provided to SAMAC at the time of registration as a member of SAMAC.

**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 parties set out herein to keep records and render returns to SAMAC. This is necessary to ensure that continuous, timeous and accurate information relating to macadamias, is available to macadamia industry stakeholders. Such information is essential for purposes of assisting macadamia industry stakeholders in making informed decisions in relation to the macadamia industry. The obligation to retain certain information and render returns in relation thereto on an individual basis ensures that generic aggregated information in relation to the macadamia industry is capable of being processed and analyzed for the benefit of the macadamia industry by way of utilizing the revenue generated from the collection of levies.

The establishment of this statutory measure is intended to assist in promoting the efficiency of the production and marketing of macadamias. The viability of the macadamia industry will thus be enhanced. The measure will not be detrimental to the number of employment opportunities in the macadamia industry or fair labour practice.

The measure, as set out in this Schedule will be implemented and administered by SAMAC.

**Products to which the statutory measure applies**

3. This statutory measure shall apply to macadamias, both locally produced and imported (other than storage and processing in a bonded warehouse activity), as well as macadamia trees.

**Area in which measure shall apply**

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

**Records to be kept and returns to be rendered**

5. (1) The following parties shall keep records and furnish returns to SAMAC, its inspectors or the South African Police Service as may be required by written requests, with regard to macadamias and macadamia trees:

- (a) Nurseries;
- (b) Growers;
- (c) Processors;
- (d) Consolidators;
- (e) Importers; and
- (f) Exporters.

(2) Records and returns shall in the case of **nurseries**, contain information with regard to the following:

- (a) Number of trees and cultivars produced in a given period;
- (b) Rootstocks;
- (c) Scion cultivars;
- (d) Geographic distribution of tree sales (including cultivar indication);
- (e) Province of the nursery;
- (f) Number of exported trees and cultivars; and
- (g) Name of country exported to.

(3) Records and returns shall in the case of **growers**, contain information with regard to the following:

- a) Number of trees planted;
- b) Number of hectares planted;
- c) Tree age;
- d) Rootstocks;
- e) Scion cultivars;
- f) Presence or absence of irrigation systems;
- g) Crop estimates and crop produced previous year (NIS industry standard);
- h) Total volume of NIS, NIH and kernel delivered to consolidators, processors, importers and exporters;
- i) The location of the properties relating to the information from which the information contained in (a) to (h) above is derived (inclusive of GPS coordinates); and
- j) Contact details of the consolidators, processors, importers and exporters to whom macadamias are delivered (inclusive of the addresses).



- (4) Records and returns shall in the case of **Processors** contain information with regard to the following:
- a) Carryover stock from previous seasons;
  - b) Forecast intake of NIS for a given period by geographic region;
  - c) Actual intake of NIS for a given period;
  - d) Forecast kernel production of various styles for a given period;
  - e) Kernel stock of various styles not committed for sale for a given period;
  - f) NIS shipments with corresponding volumes per geographic region for a given period;
  - g) Kernel shipments with corresponding volumes per geographic region for a given period;
  - h) Soundkernel production;
  - i) Details of factors leading to unsound kernel;
  - j) NIS intake by geographic region;
  - k) Kernel intake by geographic region;
  - l) Contact details, SAMAC growers codes and address of individuals and/or suppliers of NIS and their corresponding total deliveries of NIS;
  - m) The contact details and address of individual growers and / or suppliers of kernel and their corresponding total deliveries of kernel;
  - n) In the instance where kernel is bought or received from growers, processors, individuals or any other parties, contact details and address of such suppliers of kernel, as well as confirmation by means of an affidavit or warranty that the levies due to SAMAC were paid to SAMAC on the specific consignment of kernel; and
  - o) In the instance where NIS is bought or received from entities other than growers, such as processors, consolidators, individuals or any other parties, contact details and address of such suppliers of NIS as well as confirmation by means of an affidavit or warranty that the levies due to SAMAC were paid to SAMAC in relation to the specific consignment of NIS.
- (5) Records and returns shall in the case of consolidators, contain information with regard to the following:
- a) Carryover stock from previous seasons;

- b) Forecast intake of NIS for a given period by geographic region;
  - c) Intake of NIS macadamias for a given period;
  - d) NIS shipments with corresponding volumes per geographic region for a given period;
  - e) NIS not committed for sale for a given period;
  - f) NIS intake by geographic region;
  - g) Kernel intake by geographic region;
  - h) Contact details and addresses of individual growers and / or suppliers of NIS and their corresponding total deliveries of NIS;
  - i) Contact details and address of individual growers and / or suppliers of kernel and their corresponding total deliveries of kernel;
  - j) In the instance where kernel is bought or received from growers, processors, individuals or other any parties, contact details and address of such suppliers of kernel, as well as confirmation by means of an affidavit or warranty that the levies due to SAMAC in respect of the specific consignment of kernel were paid to SAMAC; and
  - k) In the instance where NIS are bought or received from entities other than growers, such as processors, consolidators, individuals or other parties, contact details and addresses of such suppliers of NIS, as well as confirmation by means of an affidavit or warranty that the levies to SAMAC were paid to SAMAC.
- (6) Records and returns shall in the case of **importers**, contain information with regard to the following:
- a) Volume of NIS imported in a given period;
  - b) Volume of kernel imported in a given period; and
  - c) Country of origin of imports and bonded imports.
- (7) Records and returns shall in the case of **exporters**, contain information with regard to the following:
- a) Volume of NIS exported in a given period;
  - b) Volume of kernel exported in a given period;
  - c) country of destination of exports;

- d) Contacts details and address of sources of NIS obtained for export with the respective corresponding volumes; and
  - e) Contacts details and address of sources of kernel obtained for export with the respective corresponding volumes.
- (8) The Department of Agriculture, Land Reform and Rural Development or its assignee shall render a copy of all import certificates or furnish the information required by SAMAC contained in such certificates within the period specified in sub-clause (9).
- (9) The Department of Agriculture, Land Reform and Rural Development, the Perishable Products Export Control Board or any other assignee of the Department of Agriculture, Land Reform and Rural Development mandated to carry out export and/or local inspections shall render information relating to specific importers, exporters, processors and consolidators and the respective import or export volumes of all macadamia products, including kernel and nut in shell, to SAMAC.
- (10) The records referred to in sub-clauses (2) – (7) shall be verified annually by an accounting firm registered with a professional body, who shall be required to provide confirmation that all information (inclusive of the NIH, NIS and kernel intake volumes provided to SAMAC) in relation to the previous year, are true, accurate and correct. Such confirmation shall be submitted to SAMAC before 30 June of each year. The report compiled by the accounting firm shall comply with International Standard on Related Services ISRS 4400 – Engagements to Perform Agreed-Upon Procedures and will include all the information required set out above and such reasonable directions imposed by SAMAC.
- (11) Forms shall be submitted,
- a) When sent by email, addressed to –  
[info@samac.org.za](mailto:info@samac.org.za)
  - b) when forwarded by post, to –  
SAMAC

Suite #431  
Private Bag X1  
Jansen Park  
1462

- (c) when delivered by hand, be delivered to –  
SAMAC  
Unit 15, Benvista Office Park  
Edgar Road  
Jansen Park  
1462

**Failure to comply with the statutory measures in this schedule**

6. Upon a failure by any person to comply with the statutory measures as set out herein resulting in legal action being implemented by SAMAC and/or any other duly authorised person for purpose of enforcing compliance with the provisions of this statutory measures, such persons shall be liable for the legal costs so incurred by SAMAC and/or any other duly authorised person, on the scale as between attorney and own client.

**Commencement and period of validity**

7. This statutory measure shall come into operation on the date of publication and will lapse 28 February 2027.

## PROCLAMATIONS • PROKLAMASIES

## SOUTH AFRICAN REVENUE SERVICE

NO. R. 2727

11 November 2022



PRESIDENT'S MINUTE NO. 287/2022

Under the power vested in me by section 120(1) and (3) of the Tax Administration Act (Act No 28 of 2011), I hereby, by means of the accompanying Proclamation, appoint, and re-appoint the members of the Tax Court for the hearing of tax appeal cases for a five-year period from the date of Proclamation.

Given under my Hand at Johannesburg on this 02 day of November, Two thousand and twenty-two (2022).

PRESIDENT

A handwritten signature in black ink, appearing to be "Galea", written over a horizontal line.

MINISTER OF THE CABINET

A large, stylized handwritten signature in black ink, likely belonging to the President, written over a horizontal line.



**PRESIDENT OF THE REPUBLIC OF SOUTH AFRICA**

**APPOINTMENT AND REAPPOINTMENT OF MEMBERS OF THE TAX COURT.**

Whereas the persons mentioned in Schedule A and B of this Proclamation are suitable for appointment for the first time and reappointment as members of the Tax Court, constituted in accordance with the provisions of section 116 of the Tax Administration Act (Act No. 28 of 2011) ("the Act");

Now therefore under the powers vested in me by section 120(1) and (3) of the Act, I do hereby appoint and reappoint the persons mentioned in Schedule A and B to this Proclamation as members of the Tax Court for a period of five years, from the date of this Proclamation, subject to the provisions of section 120(4) and (5) of the Act.

Given under my Hand and Seal of the Republic of South Africa at .....  
on this...<sup>02</sup> day of ...<sup>November</sup>... Two thousand and twenty-two.

*Johannesburg*

  
**PRESIDENT**

By Order of the President-in-Cabinet



**MINISTER OF THE CABINET**

**SCHEDULE A****ACCOUNTANT MEMBERS  
RE-APPOINTMENTS****GAUTENG**

ADAM, BASHIER  
DIKOTLA, MANGADI DORIS  
JIYANE, GILLIAN NONHLANHLA  
KADER, NAZRIEN BANU  
KUNENE, NTOMBIZONKE NOMFUNDO  
KUNENE, PEACE MFUNDO  
MAHLARE, MAUBANE MOSIUWANE  
MAKDA, SUMAYYA  
MIA, ZEYN MOHAMMED AMEEN  
MOOSA, HAROON ABDOL SATAR  
NAIDOO, DHANASAGREE  
NEL, PETRUS JOHANNES  
NHLEKO, CYRIL SANDILE  
NOGE, MOCHELE  
SCHOLTZ, PETRUS HERMANUS  
STAATS (NEE VENTER), FRED A  
VAN DER ZWAN, PIETER  
VAN WYK, MAGIEL FREDERICK

**KWA-ZULU NATAL**

BACON, GAVIN RENNIE  
GANI, GOOLAM MAHOMED AMOD  
MITCHELL, ANTON TWEEDIE  
WESTERMEYER, CARMEN IRENE

**WESTERN CAPE**

LEDWABA, TLOU JOSEPH  
LOUW, JAKOBUS JOHANNES NEL  
LOUW, SUNEL MERCIA  
RABINOWITZ, JULIAN DAVID  
WARNEKE, DAVID ALAN

**EASTERN CAPE**

BRUWER, CHARLENE

**FREE STATE**

LIEBENBERG, JAKO

**COMMERCIAL MEMBERS  
RE-APPOINTMENTS**

**GAUTENG**

GOULD, GISELLE CORINA

KEKANA, VINCENT LAWRENCE

MATHIBELA, HERBERT BONGANI

MKHWANAZI, NORMAN JORAM

MOHALE, TSATSANE ROSE

MTEGHA, HUDSON

NKAMA, ISAAC ZAMBIA

TEICHERT, ANNA CATHARINA

**KWA-ZULU NATAL**

DIKO, SAKHUMZI

KALLIDEEN, UNESH DHOOKI

**WESTERN CAPE**

MOLEFE (nee NKANYUZA), YOLISA YOLANDA

SURTEES, PETER GEOFFREY

**EASTERN CAPE**

GROENER, LEE-ANNE

JORDAAN, SONJA

MPONCO, BRENDA BUKIWE



**SCHEDULE B****ACCOUNTANT MEMBERS  
NEW APPOINTMENTS****GAUTENG**

BHIMA, HASMUKH RAWJEE  
GOSAI, NISHANA  
LEVER, STEVEN BRIAN  
MAGADANI, AZWINNDINI STANLEY  
MALAPELA, KABELO  
MALATJI, MAKGOMO HANNESLIDA  
MASEKO, PHUMULANI TEDIOUS  
MASUKU, SAKHILE DELANI CYRIL  
MKHIZE, FORTUNATE PHINDILE  
MOFOLO, KGAITSEWE JULIA  
MPHUMBUDE, MBULAHENI ERIC  
NDLOVU, MOSHABE WILLIAM  
NKOMO, LETHABO JOHNY  
NKONKI, TULISIWE ZUZIWE MICHELLE  
RAJAH, BRANDON

**KWA-ZULU NATAL**

GARACH, RISHANI  
GERING, PAUL SAMUEL

**WESTERN CAPE**

BARLOW, LUKE GEOFFREY VERMAAK  
BRINCKER, ISABEAU  
FUTTER, ALISON JANE  
JANSE VAN RENSBURG, PIETER JOHAN  
MARAIS, ALBERTUS JOHANNES  
MOHAMED, YUSUF  
VAN DER MERWE (nee LE ROUX), ANDREA  
VAN WYK, JOHAN FERNANDO

**EASTERN CAPE**

MAHLAKAHLAKA, BULELWA FAITH

**FREE STATE**

VAN GREUNEN, ROCHELLE

**COMMERCIAL MEMBERS  
NEW APPOINTMENTS****GAUTENG**

KHUMALO, NOKUZALO GLORIA

LEKONYANE, BUTI CLEMENT

MAHARAJ, NALINI

MAKHUBELA, KHANYISA

MAKHUVELE, COLLERS CLYDE

MASEMOLA, TEBOGO

MATSHATSHE, SHUDUFHADZO

MIYA, JAMES

MNGUNI, KERENG

MOLOKO, LEBELONYANA JOHANNES

MONGWAKETSE, DINEO INNOCENTIA

MPHAHLELE, KAGISO

MTHEMBU (nee LETSIE), SEBUENG MAMOCHANA

MTILENI, LEBOGANG SOPHY

MUKWEVHO, PFARELO CHARLES

NAIDOO, MARI SOOBRAMONEY

NDAMASE, SIPHESIHLE

NYAMA, LEKGOWA RONIE

PARAK, HOWMERA

PATEL, BROUGHDWIN AYSIN

PRETORIUS, ETIENNE

SITHOLE, ANNAH KEFILWE

SON, GRANT REAGON

STEYN, THEO

THAMBI, KIYASHA

THUPANA, NARE

TLHOAELE, BRIAN LEBOGANG JEREMIA

TRUMPIE, ABRAHAM

YAKA, BONIWE

**KWA-ZULU NATAL**

BEECUM-KHADAROO, RAKSHA

CEKWANE, THANDEKA

ORI, MAHENDRA KUMAR

THANGO, MFUNDO WISEMAN

VAN ROOYEN, PATRICIA

XULU, KHANYISILE PRETTY

**WESTERN CAPE**

TITUS, MZIWAMADODA DUGMORE

**EASTERN CAPE**

BENTSWANA, ODWA

MAXOLO, SIBUSISO

**FREE STATE**

MALEFANE, CHAPOLE JOSEPH

NGUBENI, THABILE MARTHA

RUSSEN, ANTHONY DION

**NORTHERN CAPE**

BABUSENG, BOITUMELO MAXWELL

## SUID-AFRIKAANSE INKOMSTEDIENS

NO. R. 2727

11 November 2022



## PRESIDENT VAN DIE REPUBLIEK VAN SUID-AFRIKA

DIE AANSTELLING EN HERAANSTELLING VAN LEDE VAN DIE  
BELASTINGHOF

Aangesien die persone genoem in Bylae A en B by hierdie Proklamasie geskik is vir aanstelling en heraanstelling as lede van die Belastinghof, ingestel kragtens die bepalings van artikel 116 van die Wet van Belastingadministrasie (Wet no. 28 van 2011) ("die Wet");

Daarom, ingevolge die bevoegdheid aan my verleen by artikel 120(1) en 120(3) van die Wet, stel ek die persone aan in Bylae A en B by hierdie Proklamasie genoem, as lede van die Belastinghof, vir 'n tydperk van vyf jaar, met ingang van die datum van hierdie Proklamasie, behoudens die bepalings van artikel 120(4) en (5) van die Wet.

Geteken te Johannesburg op hierdie 02 dag van November,  
Tweeëuisend-en-twee-en-twintig.

PRESIDENT

By opdrag van die President-in-Kabinet

A handwritten signature in black ink, appearing to read 'Galea'.

MINISTER VAN DIE KABINET

**BYLAE A****REKENMEESTERLEDE  
HERAANSTELLING****GAUTENG**

ADAM, BASHIER  
DIKOTLA, MANGADI DORIS  
JIYANE, GILLIAN NONHLANHLA  
KADER, NAZRIEN BANU  
MAHLARE, MAUBANE MOSIUWANE  
MAKDA, SUMAYYA  
MIA, ZEYN MOHAMMED AMEEN  
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WARNEKE, DAVID ALAN

**OOS-KAAP**

BRUWER, CHARLENE

**VRYSTAAT**

LIEBENBERG, JAKO

**KOMMERSIËLE LEDE  
HERAANSTELLINGS**

**GAUTENG**

GOULD, GISELLE CORINA

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MTEGHA, HUDSON

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**OOS-KAAP**

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JORDAAN, SONJA

MPONCO, BRENDA BUKIWE

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NUWE AANSTELLINGS****GAUTENG**

BHIMA, HASMUKH RAWJEE  
GOSAI, NISHANA  
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VAN WYK, JOHAN FERNANDO

**OOS-KAAP**

MAHLAKAHLAKA BULELWA FAITH

**VRYSTAAT**

VAN GREUNEN ROCHELLE

**KOMMERSIËLE LEDE  
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MALEFANE, CHAPOLE JOSEPH

NGUBENI, THABILE MARTHA

RUSSEN, ANTHONY DION

**NOORD-KAAP**

BABUSENG, BOITUMELO MAXWELL





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