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REPUBLIC OF SOUTH AFRICA
REPUBLIEK VAN SUID AFRIKA

Regulation Gazette

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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

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

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
- 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

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

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

Closing times for **ORDINARY WEEKLY** **REGULATION GAZETTE** **2023**

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

- **29 December**, Thursday for the issue of Friday **06 January 2023**
- **06 January**, Friday for the issue of Friday **13 January 2023**
- **13 January**, Friday for the issue of Friday **20 January 2023**
- **20 January**, Friday for the issue of Friday **27 January 2023**
- **27 January**, Friday for the issue of Friday **03 February 2023**
- **03 February**, Friday for the issue of Friday **10 February 2023**
- **10 February**, Friday for the issue of Friday **17 February 2023**
- **17 February**, Friday for the issue of Friday **24 February 2023**
- **24 February**, Friday for the issue of Friday **03 March 2023**
- **03 March**, Friday for the issue of Friday **10 March 2023**
- **10 March**, Friday for the issue of Friday **17 March 2023**
- **16 March**, Thursday for the issue of Friday **24 March 2023**
- **24 March**, Friday for the issue of Friday **31 March 2023**
- **30 March**, Thursday for the issue of Thursday **06 April 2023**
- **05 April**, Wednesday for the issue of Friday **14 April 2023**
- **14 April**, Friday for the issue of Friday **21 April 2023**
- **20 April**, Thursday for the issue of Friday **28 April 2023**
- **26 April**, Wednesday for the issue of Friday **05 May 2023**
- **05 May**, Friday for the issue of Friday **12 May 2023**
- **12 May**, Friday for the issue of Friday **19 May 2023**
- **19 May**, Friday for the issue of Friday **26 May 2023**
- **26 May**, Friday for the issue of Friday **02 June 2023**
- **02 June**, Friday for the issue of Friday **09 June 2023**
- **08 June**, Thursday for the issue of Thursday **15 June 2023**
- **15 June**, Thursday for the issue of Friday **23 June 2023**
- **23 June**, Friday for the issue of Friday **30 June 2023**
- **30 June**, Friday for the issue of Friday **07 July 2023**
- **07 July**, Friday for the issue of Friday **14 July 2023**
- **14 July**, Friday for the issue of Friday **21 July 2023**
- **21 July**, Friday for the issue of Friday **28 July 2023**
- **28 July**, Friday for the issue of Friday **04 August 2023**
- **03 August**, Thursday for the issue of Friday **11 August 2023**
- **11 August**, Friday for the issue of Friday **18 August 2023**
- **18 August**, Friday for the issue of Friday **25 August 2023**
- **25 August**, Friday for the issue of Friday **01 September 2023**
- **01 September**, Friday for the issue of Friday **08 September 2023**
- **08 September**, Friday for the issue of Friday **15 September 2023**
- **15 September**, Friday for the issue of Friday **22 September 2023**
- **21 September**, Thursday for the issue of Friday **29 September 2023**
- **29 September**, Friday for the issue of Friday **06 October 2023**
- **06 October**, Friday for the issue of Friday **13 October 2023**
- **13 October**, Friday for the issue of Friday **20 October 2023**
- **20 October**, Friday for the issue of Friday **27 October 2023**
- **27 October**, Friday for the issue of Friday **03 November 2023**
- **03 November**, Friday for the issue of Friday **10 November 2023**
- **10 November**, Friday for the issue of Friday **17 November 2023**
- **17 November**, Friday for the issue of Friday **24 November 2023**
- **24 November**, Friday for the issue of Friday **01 December 2023**
- **01 December**, Friday for the issue of Friday **08 December 2023**
- **08 December**, Friday for the issue of Friday **15 December 2023**
- **15 December**, Friday for the issue of Friday **22 December 2023**
- **20 December**, Wednesday for the issue of Friday **29 December 2023**

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

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 after 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 after submission deadline
Northern Cape Liquor License Gazette	Monthly	First Friday of the month	Two weeks before publication	3 working days after submission deadline
National Liquor License Gazette	Monthly	First Friday of the month	Two weeks before publication	3 working days after 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.
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. 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). 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 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.gpwnonline.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

E-mail: info.egazette@gpw.gov.za

Tel: 012-748 6200

Contact person for subscribers: Mrs M. Toka:

E-mail: subscriptions@gpw.gov.za

Tel: 012-748-6066 / 6060 / 6058

Fax: 012-323-9574

GOVERNMENT NOTICES • GOEWERMENTSKENNISGEWINGS

DEPARTMENT OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT

NO. R. 3097

3 March 2023

MARKETING OF AGRICULTURAL PRODUCTS ACT, 1996 (ACT NO. 47 OF 1996)**ESTABLISHMENT OF A STATUTORY MEASURE: RECORDS AND RETURNS BY
PROCESSORS AND PERSONS DEALING IN LUCERNE SEED AND
LUCERNE HAY**

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



MRS ANGELA THOKOZILE DIDIZA
MINISTER FOR 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 otherwise indicates -

“deal” means the receiving, buying, importing, exporting and selling of lucerne seed or lucerne hay, whether for the account of the person thus dealing therein, or for the account of somebody else;

“lucerne” means lucerne seed or lucerne hay;

“lucerne hay” means hay produced from lucerne;

“lucerne hay dealer” means a person dealing in the course of business with lucerne hay;

“lucerne hay processor” means a person that processes lucerne hay;

“lucerne seed” means any locally produced lucerne seed;

“lucerne seed dealer” means a person dealing in the course of business with lucerne seed;

“private and public cultivars” means cultivars of lucerne seed in which the plant variety rights vests privately or may be used by the public;

“process” means any process or action whereby value is added to lucerne hay, whether such lucerne hay remains in its original form or not, and “processes” has a similar meaning; and

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

Purpose and aim 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 National Lucerne Trust. This is necessary to ensure that continuous timeous and accurate information relating to lucerne hay and lucerne seed is available to all role players. Market information is deemed essential for all role players for them to make informed decisions. By prescribing the keeping of records with the rendering of returns on an individual basis, market information for the whole of the industry can be processed and disseminated.

The establishment of the measure should assist in promoting the efficiency of the marketing of lucerne hay and seed. The viability of the lucerne industry should thus be enhanced.

The 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 fair labour practice in the lucerne industry.

Any information obtained through this mechanism will be dealt with in a confidential manner and no sensitive or potentially sensitive client-specific information will be made available to any party without the prior approval of the party whose rights are affected.

The measure will be administered by the National Lucerne Trust, who will act in terms of the mandate and on behalf of the lucerne industry.

Products to which statutory measure applies

3. This statutory measure shall apply to lucerne seed and lucerne hay.

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) All lucerne seed dealers, lucerne hay dealers and lucerne hay processors shall keep the following records and render returns on a monthly basis to the National Lucerne Trust relating to -

- (a) Lucerne seed:
Lucerne seed locally received, imported, exported, sold and balance on hand at end of month, rendered separately per category for private and public cultivars, per kg.
- (b) Lucerne hay:
Lucerne hay locally received, imported, exported, sold and balance on hand at end of month, rendered separately per category and class, per ton.
- (c) Lucerne hay processed:
Lucerne hay received and processed and balance of lucerne hay at end of month, rendered separately per category and class, per ton.

- (2) The records referred to in subsection (1) shall -

- (a) be recorded on a computer or with ink in a book;
- (b) be kept at the registered premises of the person required to keep it for a period of at least three years.

- (3) The returns referred to in subsection (1) shall be rendered on a form obtainable free of charge for this purpose from the National Lucerne Trust within 15 days after the end of each calendar month and shall -

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

The Manager
National Lucerne Trust
P.O. Box 185
OUDTSHOORN
6620

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

The Manager

National Lucerne Trust
152 St John Street
OUDTSHOORN
6625

(c) when sent by email, be addressed to -

info@lusern.org

Commencement and period of validity

6. This statutory measure shall come into operation on the date of publication and shall lapse on 30 November 2026.

DEPARTEMENT VAN LANDBOU, GRONDHERVORMING EN LANDELIKE ONTWIKKELING

NO. R. 3097

3 Maart 2023

WET OP BEMARKING VAN LANDBOUPRODUKTE, 1996 (WET NO. 47 VAN 1996)**INSTELLING VAN STATUTÊRE MAATREËL: AANTEKENNGE EN OPGAWES
VAN VERWERKERS, PRODUSENTE EN PERSONE WAT IN LUSERNSAAD EN
LUSERNHOOI HANDEL DRYF**

Ek, Thoko Didiza, Minister van Landbou, Grondhervorming en Landelike Ontwikkeling, handelende kragtens artikels 13 en 18 van die Wet op die Bemarking van Landbouprodukte, 1996 (Wet No. 47 van 1996) soos gewysig, stel hiermee die statutêre maatreël in die aangehegte Bylae uiteengesit, in.

**ME ANGELA THOKOZILE DIDIZA
MINISTER VAN LANDBOU, GRONDHERVORMING EN LANDELIKE
ONTWIKKELING**

BYLAE

Woordomskrywing

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 –

“handel dryf” ontvang, koop, invoer, uitvoer en verkoop van lusernsaad of lusernhooi, vir die rekening van die persoon wat daarmee handel dryf of namens iemand anders daarmee handel;

“lusern” beteken lusernsaad of lusernhooi;

“lusernhooi” die hooi van lusern geproduseer;

“lusernhooi handelaar” die persoon wat met lusernhooi handel dryf;

“lusern verwerker” die persoon wat lusernhooi verwerk;

“lusernsaad” die plaaslik geproduseerde lusernsaad;

“lusernsaad handelaar” die persoon wat met lusernsaad handel dryf;

“privaat en publieke variëteite” beteken lusernsaad variëteite waaraan planttelersregte toegeken is of as publieke variëteit verhandel mag word;

“verwerk” beteken enige proses of aksie waar waardetoevoeging by lusernhooi plaasvind, ongeag of sodanige lusernhooi in sy oorspronklike vorm bly of nie en “verwerking” het hier dieselfde betekenis; en

“die Wet” die Wet op Bemaking van Landbouprodukte, 1996 (Wet No.47 van 1996) soos gewysig.

Doel en doelwitte van statutêre maatreël en die verband daarvan met die oogmerke van die wet.

2. Die doel en oogmerke van die statutêre maatreël is om die partye soos hierin uiteengesit te verplig om aantekeninge en opgawes aan die Nasionale Lusern Trust te verstrek. Dit word noodsaaklik geag te einde te verseker dat deurlopende, tydige en akkurate markinligting beskikbaar gestel word aan alle rolspelers, ten einde hulle in staat te stel om ingeligte besluite te kan neem. Deur die verpligte 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 help om die doeltreffendheid van die bemaking van lusernsaad en lusernhooi te bevorder. Die lewensvatbaarheid van die lusernbedryf in die breë bevorder.

Die maatreël sal nie nadelig wees vir enige doelwitte van die Wet, en in die besonder sal nie nadelig wees vir die aantal werkgeleenthede of billike arbeidspraktyk in die lusernbedryf nie.

Enige inligting verkry deur middel van hierdie maatreël sal op 'n konfidensiële manier hanteer word en geen sensitiewe of potensieel sensitiewe kliënt-spesifieke inligting sal beskikbaar gestel word aan enige ander party, sonder die vooraf goedkeuring deur die persoon wie se regte aangetas kan word.

Hierdie statutêre maatreël sal geadministreer word deur die Nasionale Lusern Trust, wat sal handel in terme van sy mandaat en namens die lusern bedryf.

Produkte waarop statutêre maatreël van toepassing is

3. Hierdie maatreël is op lusernsaad en lusernhooi 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.

Aantekeninge wat gehou moet word en opgawes wat verstrek moet word

5.(1) Alle lusernsaad handelaars, lusernhooi handelaars en lusernhooi verwerkers moet aantekeninge hou en opgawes verstrek op 'n maandelikse basis aan die Nasionale Lusern Trust in verband met –

- (a) Lusernsaad:
Lusernsaad plaaslik ontvang, ingevoer, uitgevoer, verkoop en voorraad aan die einde van 'n maand, afsonderlik per kategorie vir privaat en publieke variëteite, per kg.
- (b) Lusernhooi:
Lusernhooi plaaslik ontvang, ingevoer, uitgevoer, verkoop en balans aan die einde van elke maand afsonderlik per kategorie en klas, per ton.
- (c) Lusernhooi verwerk:
Lusernhooi ontvang en verwerk en die balans lusernhooi teen die einde van elke maand afsonderlik per kategorie en klas, per ton.

- (2) Die opgawes in subklousule (1) sal -

- (a) Aangeteken word op 'n rekenaar of met ink in 'n boek
- (b) Aangehou word in die registreerde kantore van die persoon wie dit moet hou vir ten minste drie jaar.

Die opgawes genoem in subklousule (1) sal ingedien word op 'n vorm wat gratis verkry kan word vir die doel by die Nasionale Lusern Trust, binne 15 dae na die einde van elke kalendermaand en sal ingedien word –

- (a) Indien per pos versend, na –

Die Bestuurder
Nasionale Lusern Trust
Posbus 185
OUDTSHOORN
6620

- (b) indien afgelewer per hand, by -

Die Bestuurder

Nasionale Lusern Trust
St John Straat 152
OUDTSHOORN
6625

(c) Indien per epos, na -

info@lusern.org

Inwerkingtreding en tydperk van geldigheid

6. Hierdie statutêre maatreël tree in werking op datum van hierdie publikasie en sal op 30 November 2026 verval.

DEPARTMENT OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT

NO. R. 3098

3 March 2023

MARKETING OF AGRICULTURAL PRODUCTS ACT, 1996 (ACT NO. 47 OF 1996)**ESTABLISHMENT OF A STATUTORY MEASURE AND DETERMINATION OF
GUIDELINE PRICES:
LEVIES RELATING TO LUCERNE SEED AND LUCERNE HAY**

I, 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;
- (b) determine the guideline prices for –
 - (i) lucerne hay as R2 500 per ton and
 - (ii) lucerne seed as R115 per ton.


MRS ANGELA THOKOZILE DIDIZA
MINISTER FOR 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 otherwise indicates-

“cleaned lucerne seed” means lucerne seed cleaned in terms of the Plant Improvement Act, 1976 (Act No. 53 of 1976);

“commercial purpose” means the buying and selling of lucerne seed or lucerne hay for commercial gain;

“dealing” means the buying and selling of lucerne seed or lucerne hay, whether for the account of the person thus dealing therein, or for the account of somebody else;

“lucerne” means lucerne seed or lucerne hay;

“lucerne seed cleaner” means a person that cleans lucerne seed in terms of the Plant Improvement Act, 1976 (Act No. 53 of 1976);

“lucerne hay” means hay produced from lucerne;

“lucerne hay dealer” means a person dealing with lucerne hay;

“lucerne seed” means any locally produced lucerne seed;

“NIR Instrument” means a near infrared spectroscopy instrument used for the grading of lucerne hay and accredited with the NLT;

“NLT” means the National Lucerne Trust; 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 objectives of the Act

2. The purpose and aims of this statutory measure are to provide financial support to lucerne information, transformation and research functions, which have been identified by the lucerne industry as essential and in the interest of the industry as a whole.

These functions are:

- Cleaning, grading and classification standards and services;
- The collection and dissemination of statistics and other information;
- Liaison with Government and other role-players on industry issues;
- Small farmers development and training; and
- Research relating to lucerne seed and lucerne hay.

The establishment of the measure should assist in promoting the efficiency of the marketing of lucerne hay and seed. The viability of the lucerne industry should thus be enhanced. The 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 fair labour practice in the lucerne industry. The measure will be administered by the National Lucerne Trust, who will act in terms of the mandate on behalf of the lucerne industry.

Product to which statutory measure applies

3. This statutory measure shall apply to lucerne.

Area in which statutory measure applies

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

Imposition of levies

5. Levies are hereby imposed on –
- (a) Cleaned lucerne seed produced locally for commercial and own use purposes; and
 - (b) Lucerne hay analysed by a NIR Instrument.

Amount of levies

6. The amounts (VAT excluded) of the levies imposed in terms of clause 5 shall be–
- (a) R1.15 per kg for the period 01 December 2022 to 30 November 2023, to R1.20 per kg for the period 01 December 2023 to 30 November 2024, to R1.25 per kg for the period 01 December 2024 to 30 November 2025, and to R1.30 per kg for the period 01 December 2025 to 30 November 2026, on cleaned locally produced seed; and
 - (b) any sample, for sale or otherwise, analysed by the NIR instrument be charged at R125.00 per analysis for the period 01 December 2022 to 30 November 2023, to R130.00 per analysis for the period 01 December 2023 to 30 November 2024, to R135.00 per analysis for the period 01 December 2024 to 30 November 2024, and to R140.00 per analysis for the period 01 December 2024 to 30 November 2025.

Persons by whom levies are payable

7. (1) The levies payable in terms of clause 5 shall be payable–
- (a) in the case of a levy contemplated in clause 5(a), be payable by the lucerne seed cleaner; and
 - (b) in the case of a levy contemplated in clause 5(b), the owner of the NIR Instrument.
- (2) A levy paid by a person referred to in –
- (a) subclause (1)(a) may be recovered from the person submitting the lucerne seed concerned for cleaning; and
 - (b) subclause (1)(b) may be recovered from the person that submits for sample testing on the NIR instrument.

Payment of levies

8. (1) Payment of a levy imposed in terms of clause 5 shall be made by the persons contemplated in clause 7, not later than the last day of the month following the month in which the lucerne seed was submitted for cleaning or the lucerne hay was analysed.
- (2) Payment to the NLT, together with the returns required by the NLT shall –

- (a) when delivered by hand, be delivered to –
The Manager
National Lucerne Trust
152 St John Street
OUDTSHOORN
6625
- (b) when transferred electronically, be paid into the bank account of the NLT, ABSA account number 1120156566, branch code 63225.

Administration of levies

9. The statutory measure shall be administered by the NLT. Approximately 70% of levy income will be spent on core activities (research and information functions), not more than 10% on administration and 20% on transformation (development of emerging farmers). The levies shall be accounted for, in a manner and to the extent acceptable to the Auditor-General, separately from any other funds or assets under the control of the NLT. 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 the NLT. The Minister shall decide on the application of any surplus levies at the date of termination of the statutory measure.

Commencement and period of validity

10. This statutory measure shall come into operation on the date of publication thereof and shall lapse four years later.

DEPARTEMENT VAN LANDBOU, GRONDHERVORMING EN LANDELIKE ONTWIKKELING

NO. R. 3098

3 Maart 2023

WET OP BEMARKING VAN LANDBOUPRODUKTE, 1996 (WET NO. 47 VAN 1996)**INSTELLING VAN STATUTÊRE MAATREËL EN BEPALINGS VAN RIGLYNPRYS:
HEFFING BETREFFENDE LUSERN SAAD EN LUSERN HOOI**

Ek, Thoko Didiza, Minister van Landbou, Grondhervorming en Landelike Ontwikkeling, handelende kragtens artikels 13 en 15 van die Wet op die Bemarking van Landbouprodukte, 1996 (Wet No. 47 van 1996)-

- (a) stel hiermee die statutêre maatreël in die Bylae uiteengesit, in;
- (b) bepaal hierby die riglynpryse vir —
 - (i) Lusernhooi as R2 500 per ton en
 - (ii) Lusernsaad as R115 per kg.

ME ANGELA THOKOZILE DIDIZA
MINISTER VAN LANDBOU, GRONDHERVORMING EN LANDELIKE
ONTWIKKELING

BYLAE

Woordomskrywing

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 -

“skoongemaakte lusernsaad” lusernsaad skoongemaak in terme van die Plantverbeteringswet, 1976 (Wet No. 53 van 1976);

“kommersiële doeleindes” die koop en verkoop van lusernsaad of lusernhooi vir kommersiële wins;

“handel” die koop en verkoop van lusernsaad of lusernhooi, vir die rekening van die persoon wat daarmee handel dryf of namens iemand anders daarmee handel;

“lusern” lusernsaad of lusernhooi;

“lusernsaad skoonmaker” die persoon wat lusernsaad skoonmaak in terme van die Plantverbeteringswet, 1976 (Wet No. 53 van 1976);

“lusernhooi” die hooi van lusern geproduseer;

“lusernhooi handelaar” die persoon wat met lusernhooi handel dryf;

“lusernsaad” die plaaslik geproduseerde lusernsaad;

“NIRS Instrument” die Naby-infrarooi spektroskopie instrument wat vir die gradering van lusernhooi gebruik word en geakriditeer is by die NLT;

“NLT” die Nasionale Lusern Trust;

“die Wet” die Wet op Bemaking van Landbouprodukte, 1996 (Wet No.47 van 1996) soos gewysig.

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

2. Die oogmerke en doelwitte van hierdie statutêre maatreël is om finansiële ondersteuning aan die lusern navorsing-, inligtings- en ontwikkelings-funksies te verleen wat deur die lusernbedryf as noodsaaklik en in belang van die bedryf as geheel geïdentifiseer is.

Hierdie funksies sluit die volgende in:

- Skoonmaak, gradering en klassifisering standarde en dienste;
- Die insameling en verspreiding van statistiek en ander inligting;
- Onderhandelings met regering en ander instansies insake bedryfsaangeleenthede;
- Kleinboer ontwikkeling en opleiding; en
- Navorsing betreffende lusernsaad en lusernhooi.

Die instelling van die maatreël sal die effektiwiteit van die bemaking van lusernsaad en lusernhooi bevorder. Die lewensvatbaarheid van die lusernbedryf sal versterk word. Die maatreël is nie teenstrydig met enige van die oogmerke van die Wet nie, en sal nie werksgeleenthede of regverdige arbeidpraktyke benadeel nie. Die maatreël sal deur die NLT geadministreer word, wat sal handel volgens sy mandaat in belang van die lusernbedryf.

Produk waarop statutêre maatreël van toepassing is

3. Hierdie statutêre maatreël is op lusern van toepassing.

Gebied waarin statutêre maatreël van toepassing is

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

Instel van heffings

5. 'n Heffing word hiermee ingestel op
- (a) Skoongemaakte lusernseed geproduseer vir kommersiële en eie gebruik doeleindes; en
 - (b) Lusernhooi geproduseer wat 'n NIRS Instrument geanaliseer is.

Bedrag van heffings

6. Die bedrae van die heffings (BTW uitgesluit) is soos volg:
- (a) R1.15 per kg vanaf 01 Desember 2022 tot 30 November 2023, R1.20 per kg vanaf 01 Desember 2023 tot 30 November 2024, R1.25 per kg vanaf 01 Desember 2024 tot 31 Desember 2025, en R1.30 per kg vanaf 01 Desember 2025 tot 30 November 2026, op skoon plaaslik geproduseerde seed; en
 - (b) enige monster, te koop of andersins, geanaliseer deur die NIR instrument word gedoen teen R125.00 per analise vir die periode 01 Desember 2022 tot 30 November 2023, na R130.00 per analise vir die periode 01 Desember 2023 tot 30 November 2024, na R135.00 per analise vir die periode 01 Desember 2024 tot 30 November 2024, en na R140.00 per analise vir die periode 01 Desember 2024 tot 30 November 2025.

Persone deur wie heffings betaalbaar is

7. (1) Die heffings wat in terme van klousule 5 opgelê is, sal betaalbaar wees deur-
- (a) in geval van die heffing genoem in klousule 5(a), deur die lusernseed skoonmaker; en
 - (b) in geval van die heffing genoem in klousule 5(b), deur die eienaar van die NIRS Instrument.
- (2) Die heffings betaal deur die persoon genoem in –
- (a) subklousule (1)(a) mag verhaal word van die persoon wat die betrokke lusernseed lewer vir skoonmaak; en
 - (b) subklousule (1)(b) mag verhaal word van die persoon wat die betrokke lusernhooi gestuur het vir analise.

Betaling van heffings

8. (1) Die betaling van die heffings opgelê in terme van klousule 5 sal gemaak word deur die persone bedoel in klousule 7, nie later nie as die laaste dag van die maand volgende op die maand waarin die lusernseed versend is vir skoonmaak, of hooi geanaliseer word.
- (2) Betaling moet ten gunste van NLT uitgemaak word, en moet –
- (a) wanneer per hand afgelewer, afgelewer word by –
Die Bestuurder

Nasionale Lusern Trust
St John Street 152
OUDTSHOORN
6625

- (b) Indien elektronies oorbetal, na die bankrekening van die NLT, ABSA rekening nommer 1120156566, takkode 63225.

Administrasie van heffings

9. Hierdie statutêre maatreël sal deur die NLT geadministreer word. Ongeveer 70% van heffings inkomste sal op primêre funksies (navorsing en inligting), nie meer as 10% op administrasie en 20% op transformasie (ontwikkeling van opkomende boere) spandeer word. Heffings sal bestuur word op 'n manier aanvaarbaar vir die Ouditeur Generaal, apart van enige ander fondse of bates beheer deur die NLT. Jaarlikse geouditeerde finansiële state sal aan die Nasionale Landboubemarkingsraad en Ouditeur Generaal gestuur word, met die bedrae toegewys aan transformasie duidelik uitgewys en gestaaf deur 'n verslag wat aandui hoe die doelwitte van die heffing behaal is. Enige tekort op die vervaldatum van hierdie statutêre maatreël sal vir die rekening van die NLT wees. Die Minister sal oor die aanwending van enige surplus heffingsfondse, op die vervaldatum van die statutêre maatreël, besluit.

Inwerkingtreëding en tydperk van geldigheid

10. Hierdie statutêre maatreël tree in werking op die dag van publikasie en sal vier jaar later verstryk

DEPARTMENT OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT

NO. R. 3099

3 March 2023

MARKETING OF AGRICULTURAL PRODUCTS ACT, 1996 (ACT NO. 47 OF 1996)**ESTABLISHMENT OF STATUTORY MEASURE: REGISTRATION OF PROCESSORS,
PRODUCERS AND PERSONS DEALING IN LUCERNE SEED AND LUCERNE HAY**

I, Thoko Didiza, Minister of Agriculture, Land Reform and Rural Development, acting in terms of sections 13 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.

**MRS ANGELA THOKOZILE DIDIZA****MINISTER FOR 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 otherwise indicates -

“**deal**” means the receiving, buying, importing, exporting and selling of lucerne seed or lucerne hay, whether for the account of the person thus dealing therein, or for the account of somebody else;

“**lucerne**” means lucerne seed or lucerne hay;

“**lucerne hay**” means hay produced from lucerne;

“**lucerne hay dealer**” means a person dealing in the course of business with lucerne hay;

“**lucerne hay processor**” means a person that processes lucerne hay;

“**lucerne producer**” means a person who produces lucerne seed, lucerne hay or both;

“**lucerne seed**” means any locally produced lucerne seed;

“**lucerne seed dealer**” means a person dealing in the course of business with lucerne seed;

“**process**” means any process or action whereby value is added to lucerne hay, whether such lucerne hay remains in its original form or not, and “processes” has a similar meaning; and

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

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

2. The purpose and aims of this statutory measure are to compel the parties set out herein to register with the National Lucerne Trust. This is necessary to ensure that continuous, timeous and accurate information relating to lucerne seed and lucerne hay is available to all role players. Market information is deemed essential for all role layers in order for them to make informed decisions.

The establishment of the measure should assist in promoting the efficiency of the marketing of lucerne seed and lucerne hay. The viability of the lucerne industry should thus be enhanced.

The measure is not detrimental to any of the objectives of the Act, and will not be detrimental to the number of employment opportunities or fair labour practice in the lucerne industry.

The measure will be administered by the National Lucerne Trust, who will act in terms of the mandate and on behalf of the lucerne industry.

Products to which statutory measure applies

3. This statutory measure shall apply to lucerne seed and lucerne hay.

Area in which measure shall apply

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

Registration of lucerne seed and lucerne hay dealers, processors and producers

5.(1) Any lucerne seed or lucerne hay dealer, lucerne hay processor or lucerne producer shall register with the National Lucerne Trust.

(2) Registration shall be done immediately upon receipt of a registration form obtainable free of charge for this purpose from the National Lucerne Trust, and must -

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

The Manager
National Lucerne Trust
P.O. Box 185
OUDTSHOORN
6620

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

The Manager
National Lucerne Trust
152 St John Street
OUDTSHOORN
6625

(c) when sent by email, be addressed to -

info@lusern.org

Commencement and period of validity

6. This statutory measure shall come into operation on the date of publication and shall lapse on 30 November 2026.

DEPARTEMENT VAN LANDBOU, GRONDHERVORMING EN LANDELIKE ONTWIKKELING

NO. R. 3099

3 Maart 2023

WET OP BEMARKING VAN LANDBOUPRODUKTE, 1996 (WET NO. 47 VAN 1996)**INSTELLING VAN STATUTÊRE MAATREËL: REGISTRASIE VAN VERWERKERS,
PRODUSENTE EN PERSONE WAT IN LUSERNSAAD EN LUSERNHOOI HANDEL
DRYF**

Ek, Thoko Didiza, Minister van Landbou, Grondhervorming en Landelike Ontwikkeling, handelende kragtens artikels 13 en 19 van die Wet op die Bemarking van Landbouprodukte, 1996 (Wet No. 47 van 1996) soos gewysig, stel hiermee die statutêre maatreël in die aangehegte Bylae uiteengesit, in.

ME ANGELA THOKOZILE DIDIZA**MINISTER VAN LANDBOU, GRONDHERVORMING EN LANDELIKE ONTWIKKELING**

BYLAE

Woordomskrywing

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 –

“handel dryf” ontvang, koop, invoer, uitvoer en verkoop van lusernsaad of lusernhooi, vir die rekening van die persoon wat daarmee handel dryf of namens iemand anders daarmee handel;

“lusern” beteken lusernsaad of lusernhooi;

“lusernhooi” die hooi van lusern geproduseer;

“lusernhooi handelaar” die persoon wat met lusernhooi handel dryf;

“lusernhooi verwerker” die persoon wat lusernhooi verwerk;

“lusern produsent” 'n persoon wie lusernsaad en/of lusernhooi produseer ;

“lusernsaad” die plaaslik geproduseerde lusernsaad;

“lusernsaad handelaar” die persoon wat met lusernsaad handel dryf;

“verwerk” beteken enige proses of aksie waar waardetoevoeging by lusernhooi plaasvind, ongeag of sodanige lusernhooi in sy oorspronklike vorm bly of nie en “verwerking” het hier dieselfde betekenis; en

“die Wet” die Wet op Bemaking van Landbouprodukte, 1996 (Wet No.47 van 1996) soos gewysig.

Doel en oogmerke van statutêre maatreël en die verband daarvan met die oogmerke van die wet.

2. Die doel en oogmerke van hierdie statutêre maatreël is om die volgende partye te verplig om by die Nasionale Lusern Trust te registreer. Registrasie is nodig om te verseker dat deurlopende, tydig en akkurate inligting aangaande lusernsaad en lusernhooi vir alle rolspelers beskikbaar gestel word. Markinligting word noodsaaklik geag vir alle rolspelers ten einde hulle in staat te stel om ingeligte besluite te kan neem.

Die instelling van hierdie statutêre maatreël sal help om die doeltreffendheid van die bemaking van lusernsaad en lusernhooi te bevorder. Die lewensvatbaarheid van die lusernbedryf word sodoende bevorder.

Die maatreël sal nie nadelig wees vir enige van die doelwitte van die Wet, en in die besonder sal nie nadelig wees vir die aantal werkgeleenthede of billike arbeidspraktyk in die lusernbedryf nie.

Hierdie statutêre maatreël sal geadministreer word deur die Nasionale Lusern Trust wat sal handel in terme van sy mandaat en namens die lusern bedryf.

Produkte waarop statutêre maatreël van toepassing is

3. Hierdie maatreël is op lusernsaad en lusernhooi 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 lusernsaad en lusernhooi handelaars, verwerkers en produsente

5.(1) Enige lusernsaad of lusernhooi handelaar, lusernhooi verwerker en lusern produsent moet as sulks registreer by die Nasionale Lusern Trust.

(2) Registrasie sal onmiddelik na ontvangs van 'n registrasievorm, gratis verkrygbaar vir die doel by die Nasionale Lusern Trust, gedoen word, en sal ingedien word –

(a) Indien per pos versend, na -

Die Bestuurder
Nasionale Lusern Trust
Posbus 185
OUDTSHOORN
6620

(b) indien afgelewer per hand, by -

Die Bestuurder
Nasionale Lusern Trust
St John Straat 152
OUDTSHOORN
6625

(c) Indien per epos, na -

info@lusern.org

Inwerkingtreding en tydperk van geldigheid

6. Hierdie statutêre maatreël tree in werking op datum van hierdie publikasie en sal op 30 November 2026 verval.

DEPARTMENT OF HEALTH

NO. R. 3100

3 March 2023

HEALTH PROFESSIONS ACT, 1974 (ACT NO.56 OF 1974)

REGULATIONS DEFINING THE SCOPE OF THE PROFESSION OF DIETITIANS

The Minister of Health intends, under section 33 (1) of the Health Professions Act, 1974 (Act No. 56 of 1974) and on the recommendation the Health Professions Council of South Africa, to make the regulations in the Schedule.

Interested persons are invited to submit any substantiated comments or representations on the proposed regulations to the Director-General of Health, Private Bag X828, Pretoria, 0001 (for attention of the Director: Public Entities Governance; mihloti.mushwana@health.gov.za and paul.tsebe@health.gov.za), within three months of the date of publication of this notice.



DR. MJ PHAAHLA, MP

MINISTER OF HEALTH

DATE: 06/02/2023

SCHEDULE

Definitions

1. In these regulations, any word or expression to which a meaning has been assigned in the Act shall have that meaning, unless the context indicates otherwise :-

“professional board” means the Professional Board for Dietetics and Nutrition established in terms of section 15 of the Act; and

“the Act” means the Health Professions Act, 1974 (Act No. 56 of 1974).

Acts pertaining to the Scope of the Profession of Dietitians

2. The optimization the nutritional well-being of individuals and groups in different settings by:

- (a) Using evidence-based theory and practice of nutrition to prevent, treat, and manage nutrition related diseases;
- (b) Utilizing a comprehensive body of knowledge of principles of nutritional sciences to advise on food, nutrition, and nutritional care in an ethical and responsible manner to communities or population groups during the different stages of the life cycle of all individuals;
- (c) Advocating for the nutrition profession, services, and programmes;
- (d) Assessing the nutritional status (anthropometric, biochemical, clinical and dietary, socio-economic; medication interactions) and concomitant health risks of clients or patients and groups using relevant methodologies;
- (e) Conceptualizing, planning, implementing, managing, evaluating, and documenting appropriate nutritional prescriptions for individual patients or clients with specific nutritional needs;
- (f) Communicating effectively to inform and to change behaviour using appropriate counselling methods or skills;

- (g) Conceptualising, planning, implementing, monitoring, evaluating and documenting appropriate intervention strategies to address nutrition and related health issues and diseases;
- (h) Planning and executing an effective food service system based on the specific food and nutritional needs of the healthy and the ill;
- (i) Managing human, financial, and other resources to ensure optimal and equitable delivery of nutrition services at all levels of service delivery;
- (j) Conceptualizing, formulating, implementing and communicating nutrition related research;
- (k) Planning, implementing, managing, evaluating, monitoring, and documenting procedures and policies relating to human, financial, operational, and other resources;
- (l) Applying critical and creative thinking in working effectively within a multidisciplinary environment contributing to the personal, social, and economic development of the society in an ethical and professional manner within a human rights perspective;

are acts pertaining to the Scope of the Profession of Dietitians.

Repeal

3. The regulations Defining the Scope of the Profession of Dietetics as published under Government Notice R891 in *Regulation Gazette* 4684 of 26 April 1991 are hereby repealed.

Short title

4. These regulations are called Regulations Defining the Scope of the Profession of Dietitians, 2023.

DEPARTMENT OF HEALTH

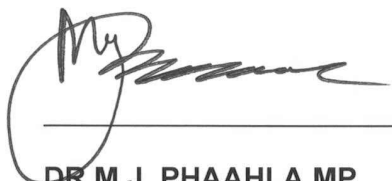
NO. R. 3101

3 March 2023

HEALTH PROFESSIONS ACT, 1974 (ACT NO.56 OF 1974)

REGULATIONS DEFINING THE SCOPE OF THE PROFESSION OF
OCCUPATIONAL THERAPY

The Minister of Health has, under section 33 (1) of the Health Professions Act, 1974 (Act No. 56 of 1974), and on the recommendation of the Health Professions Council of South Africa and the Professional Board for Occupational Therapy, Medical Orthotist / Prosthetist, made the regulations in the Schedule.



DR M.J. PHAAHLA,MP

MINISTER OF HEALTH

DATE: 06/02/2023

SCHEDULE

Definitions

1. In these regulations any word or expression to which a meaning has been assigned in the Act shall bear such meaning and, unless the context otherwise indicates:-

“activity” means a productive action required for development, maturation and used for sensory, motor, psychological, social and cognitive functions, with or without yielding an object and/or an action as a vehicle to acquire, maintain or redevelop skills necessary to fulfil occupational roles and provide satisfaction;

“occupation” means the ordinary, everyday things that individuals and communities do to meet daily and human development needs across the life span which may be culturally determined, and which unfolds within the contexts in which people live, learn, work and play;

“occupational risk factors” means occupational deprivation, imbalance, alienation and/or restriction;

“pre-occupational categories” means factors that enable or restrict occupational participation and are addressed in the following categories by mechanical, neurological, psychosocial, sensory and perceptual and interpersonal skills; and

“the Act” means the Health Professions Act, 1974 (Act No. 56 of 1974).

Specific occupational therapy acts

2. The following are, for the purposes of the application of the Act, deemed to be acts pertaining to the Profession of Occupational Therapy:

- (a) All acts within the profession that take place within the foundational and occupational conceptual frameworks of occupational science, including but not limited to:
 - (i) The assessment and evaluation of occupational performance through observation, the use and interpretation of various standardized and non-standardized tests, activities, interviews, questionnaires, instruments, apparatus, devices or similar method for the determination of participation categories of occupation of individuals or groups of persons in whom these are impaired or at risk of being impaired;
 - (ii) The assessment and analysis of the contexts and environments in which the individuals or groups of persons live, work, learn, play, and

- interact socially;
- (iii) The assessment and analysis of occupations;
- (iv) The identification of occupational risk factors; and
- (v) The provision of intervention to address occupational risk factors.
- (b) The use of any occupational therapy method, technique or procedure to:
 - (i) Promote health, prevent disease, and improve quality of life;
 - (ii) Prevent occupational dysfunction and to promote, develop, and habilitate ability to participate in occupation by means of active participation in meaningful and purposeful occupations and activities;
 - (iii) Improve, remediate, rehabilitate, and maintain participation in occupation or to compensate for occupational dysfunction by means of active participation in meaningful and purposeful occupations and activities;
 - (iv) Adjust the environment to ensure accessibility and to facilitate active participation in all areas of occupation by persons who are occupationally at risk; and
 - (v) Adjust and adapt activities and occupations or prescribe assistive technology to facilitate active participation in all areas of occupation by persons who are occupationally at risk.
- (c) The use and application of appropriate methods and techniques preceding and during activity participation to facilitate such participation; and
- (d) The control, development, management, and quality assurance of occupational therapy programs.

Occupational and pre-occupational categories of the Occupational Therapy Profession

3. Occupational Therapists must enable participation and enhance performance in the following categories of occupation:

- (a) Education and learning: Committed occupations for the advancement of human skills and potential.
- (b) Leisure: Discretionary occupations to meet recreational and social needs.
- (c) Personal and Community Living: All occupations necessary for the care of self, dependents and the lived environment. These include those occupations that facilitate community and civic participation. Activities related to rest and sleep are also included.
- (d) Play: That which is done in structured and unstructured ludic engagements, that may or may not involve playfulness; which refers to player disposition or

attitude.

- (e) Social participation: Occupations that constitute interactions with family, peers, friend and community members.
- (f) Work: Contracted occupations for formal and informal income generation and volunteerism.

Pre-occupational categories

4. Occupational Therapists operate in the following pre-occupational categories by addressing engagement and or performance through activities that are meaningful, goal-directed and purposeful in addressing:

- (a) Biomechanical and Neurological factors;
- (b) Interpersonal factors
- (c) Psycho-social (including cognition, volition and affect) factors;
- (d) Sensory and Perceptual factors.

Repeal

5. The Regulations Defining the Scope of the Profession of Occupational Therapy published under Government Notice No. R2145 in *Government Gazette* No. 14178 of 31 July 1992 are hereby repealed.

Short title

5. These Regulations are called Regulations Defining the Scope of the Profession of Occupational Therapy, 2023.

DEPARTMENT OF HEALTH

NO. R. 3102

3 March 2023

HEALTH PROFESSIONS ACT, 1974 (ACT NO.56 OF 1974)

REGULATIONS RELATING TO FINES WHICH MAY BE IMPOSED BY A COMMITTEE OF ENQUIRY AGAINST PRACTITIONERS FOUND GUILTY OF IMPROPER OR DISGRACEFUL CONDUCT UNDER THE HEALTH PROFESSIONS ACT, 1974

The Minister of Health intends, in terms of section 61(1) (j) read with section 42(8) of the Health Professions Act, 1974 (Act No. 56 of 1974), to make the regulations in the Schedule.

Interested persons are invited to submit any substantiated comments or representations on the proposed regulations to the Director-General of Health, Private Bag X828, Pretoria, 0001 (for attention of the Director: Public Entities Governance, mihloti.mushwana@health.gov.za and paul.tsebe@health.gov.za), within three months of the date of publication of this Notice.



DR M.J. PHAAHLA, MP

MINISTER OF HEALTH

DATE: 06/02/2023

SCHEDULE

DEFINITIONS

1. In these regulations any word or expression to which has been assigned in the Act shall have that meaning, unless the context indicates otherwise:-

“preliminary committee of inquiry” means the preliminary committee of inquiry referred to in the regulations relating to the conduct of inquiries made in terms of section 61(1)(h) of the Act;

“professional conduct committee” means the professional conduct committee referred to in the regulations relating to the conduct of inquiries;

“regulations relating to the conduct of inquiries” means the regulations relating to the conduct of inquiries into alleged unprofessional conduct under the Health Professions Act, 1974 as published under *Government Notice No. R. 102* in *Government Gazette No. 31859* of 06 February 2009; and

“Act” means the Health Professions Act, 1974 (Act No. 56 of 1974).

Fines which may be imposed by a preliminary committee of enquiry and a professional conduct committee

2. A preliminary committee of inquiry and a professional conduct committee may impose a fine equal to or falling within the range of the minimum and maximum fines stipulated for each category of unprofessional conduct indicated below against a registered person who has been found guilty of unprofessional conduct under Chapter IV of the Act.

Category of improper or disgraceful conduct – (1) Improper or disgraceful conduct relating to:	Minimum fine	Maximum fine
(a) advertising	R5 000.00	R20 000.00
(b) communication	R6 000.00	R30 000.00
(c) supersession	R2 000.00	R16 000.00
(d) itinerant practice	R5 000.00	R20 000.00
(e) certificates and reports	R4 000.00	R20 000.00
(f) reputation of colleagues	R2 000.00	R16 000.00
(g) fees and commission	R10 000.00	R16 000.00
(2) Overcharging patients in fees	R10 000.00	R30 000.00

Category of improper or disgraceful conduct – (1) Improper or disgraceful conduct relating to:	Minimum fine	Maximum fine
(3) contravention of rule 21 of the rules	R10 000.00	R30 000.00
(4) Practicing out of scope of practice	R10 000.00	R30 000.00
(5) practicing beyond the scope of own Profession	R10 000.00	R30 000.00
(6) employing an unregistered person	R10 000.00	R30 000.00
(7) Withholding emergency healthcare service	R10 000.00	R30 000.00
(8) Overservicing	R40 000.00	Amount claimed for over-servicing + 5% of such amount or R40 000.00 whichever is greater
(9) Exposing a patient to danger or harm	R10 000.00	R40 000.00
(10) Providing insufficient care to a patient	R10 000.00	R30 000.00
(11) Providing treatment to a patient without the patient's or next-of-kin's informed consent	R4 000.00	R20 000.00
(12) Sharing consulting rooms with a person not registered in terms of the Act	R10 000.00	R30 000.00
(13) Allowance by a practitioner to be Exploited	R10 000.00	R20 000.00
(14) Incompetence	R20 000.00	R100 000.00
(15) Negligence	R40 000.00	R140 000.00
(16) Fraud	R40 000.00	R140 000.00
(17) Giving or receiving perverse incentive or kickback	R40 000.00	Amount of incentive or kickback + 5% of such amount or

Category of improper or disgraceful conduct – (1) Improper or disgraceful conduct relating to:	Minimum fine	Maximum fine
		R40 000.00 whichever is greater
(18) Unprofessional conduct emanating from criminal conviction	R20 000.00	R100 000.00
(19) Issuing of improper prescription	R10 000.00	R40 000.00
(20) Engaging in unacceptable relationship	R40 000.00	R100 000.00
(21) contravention of rule 23 of the rules	R10 000.00	R30 000.00
(22) Engaging in undesirable business practices or models	R20 000.00	R60 000.00
(23) Divulging confidential information about a patient	R20 000.00	R60 000.00
(24) Defeating the ends of justice	R5 000.00	R20 000.00
(25) Defeating or obstructing the Health Professions Council or the professional board in the performance of its duties	R5 000.00	R20 000.00
(26) Any other form of unprofessional conduct that is considered by the committee to be minor but that is not prescribed in these regulations	R5 000.00	R20 000.00

Fines which may be imposed by a professional conduct committee

3. A professional conduct committee may impose, against a registered person who has been found guilty of unprofessional conduct under Chapter IV of the Act, a fine equal to or falling within the range of the minimum and maximum fines stipulated for each category of unprofessional conduct indicated in the table below if such unprofessional conduct resulted in the death of the patient.

(1) Incompetence	R20 000.00	R100 000.00
(2) Negligence	R40 000.00	R140 000.00
(3) Withholding emergency healthcare service	R10 000.00	R30 000.00
(4) unprofessional conduct emanating from criminal conviction	R20 000.00	R100 000.00

Repeal

4. The regulations relating to fines which may be imposed by a committee of enquiry against practitioners found guilty of improper or disgraceful conduct under the Health Professions Act, 1974 as published under *Government Notice* No. R. 632 in *Government Gazette* No. 33385 of 23 July 2010 are hereby repealed.

Short title

5. These Regulations are called Regulations Relating to Fines Which May Be Imposed by a Committee of Enquiry Against Practitioners Found Guilty of Improper or Disgraceful Conduct Under the Health Professions Act, 1974, 2023.

DEPARTMENT OF HEALTH

NO. R. 3103

3 March 2023

HEALTH PROFESSIONS ACT, 1974 (ACT NO.56 OF 1974)

REGULATIONS RELATING TO THE QUALIFICATIONS FOR REGISTRATION OF
ARTS THERAPISTS

The Minister of Health has, in terms of section 24 of the Health Professions Act, 1974 (Act No. 56 of 1974), and on the recommendations of the Health Professions Council of South Africa, made the regulations in the Schedule.



DR M.J. PHAAHLA, MP

MINISTER OF HEALTH

DATE: 06/02/2023

SCHEDULE

Definitions

1. In these regulations any word or expression to which a meaning has been assigned in the Act shall bear such meaning and, unless the context otherwise indicates-

“board” means the Professional Board for Occupational Therapy, Medical Orthotics and Prosthetics and Arts Therapy established in terms of section 15 of the Act; and

“the Act” means the Health Professions Act, 1974 (Act No. 56 of 1974).

Registration of an arts therapist

2. (1) The registrar may subject to regulation 2.1 and 2.2 register as an arts therapist, in the category of music or drama, any person who is in possession of the following relevant qualifications:-

Examining Authority and Qualification	Abbreviation for registration
University of Durban-Westville Bachelor of Music (Therapy) Westville	BMus (Ther) - Univ Dbn-
University of Pretoria Master of Music (Music Therapy) Univ of Pretoria	MMus (Music Therapy) Univ of Pretoria
University of the Witwatersrand Master of Arts (Drama Therapy)	MADT (Drama Therapy) Univ of Wits

(2) A person who is in possession of a relevant qualification referred to in subregulation (1) must only be registered if he or she has trained for a period of at

least five years, of which at least two years must have been full time postgraduate study in a training institution approved by the Board.

(3) The registrar must register as an arts therapist in the category of drama any person, who, in addition to the above requirements, has undertaken internship for a period of twelve months.

Repeal

3. The Regulations relating to the Qualifications for registration of Arts Therapists and registration of persons qualified outside the Republic, as published under Government Notice 1449 in *Government Gazette* 25554 of 10 October 2003, are hereby repealed.

Short title

4. These Regulations are called Regulations Relating to the Qualifications for Registration of Arts Therapists, 2023.

DEPARTMENT OF HEALTH

NO. R. 3104

3 March 2023

HEALTH PROFESSIONS ACT, 1974 (ACT NO.56 OF 1974)

REGULATIONS RELATING TO THE QUALIFICATIONS FOR REGISTRATION OF
DENTAL ASSISTANTS: AMENDMENT

The Minister of Health intends, under section 24 of the Health Professions Act, 1974 (Act No. 56 of 1974) and on the recommendation of the Health Professions Council of South Africa, to make the regulations in the Schedule.

Interested persons are invited to submit any substantiated comments or representations on the proposed regulations to the Director-General of Health, Private Bag X828, Pretoria, 0001 (for attention of the Director: Public Entities Governance; mihloti.mushwana@health.gov.za and paul.tsebe@health.gov.za), within three month of the date of publication of this notice.



DR M.J. PHAAHLA, MP

MINISTER OF HEALTH

DATE: 06/02/2023

SCHEDULE

Definitions

1. In these regulations and any word or expression to which a meaning has been assigned in the regulations shall have that meaning, unless the context otherwise indicates: –

“**the regulations**” means the regulations relating to the qualifications for registration of dental assistants as published under Government Notice R338 in *Government Gazette* 27464 of 15 April 2005 as amended by Government Notices R580 in *Government Gazette* No 31084 of 30 May 2008, R120 in *Government Gazette* No. 35045 of 14 February 2012, R332 in *Government Gazette* No. 40772 of 07 April 2017, and R1838 in *Government Gazette* No. 46000 of 04 March 2022.

Amendment of regulation 2 of the regulations

2. Regulation 2 of the regulations is hereby amended by the substitution for sub regulation (2) of the following sub regulation: –

“(2) Notwithstanding anything contrary contained in these regulations, any person who worked as a dental assistant, prior to the date of publication of these regulations, may apply to the board for registration as a dental assistant, and the board may exempt such person from the requirements of sub-regulation (1).”

Short title

3. These Regulations are called Regulations Relating to the Qualifications for Registration of Dental Assistants: Amendment, 2023.

DEPARTMENT OF HEALTH

NO. R. 3105

3 March 2023

HEALTH PROFESSIONS ACT, 1974 (ACT NO.56 OF 1974)**REGULATIONS RELATING TO THE QUALIFICATIONS FOR REGISTRATION OF
MEDICAL ORTHOTISTS AND PROSTHETISTS.**

The Minister of Health intends, in terms of section 24 read with section 61(2) of the Health Professions Act, 1974 (Act No. 56 of 1974), and after consultation with the Health Professions Council of South Africa, to make the regulations in the Schedule.

Interested persons are invited to submit any substantiated comments or representations on the proposed regulations to the Director-General of Health, Private Bag X828, Pretoria, 0001 (for attention of the Director: Public Entities Governance, mihloti.mushwana@health.gov.za and paul.tsebe@health.gov.za within three months of the date of publication of this notice.

**DR M.J. PHAAHLA, MP****MINISTER OF HEALTH****DATE:** 06/02/2023

SCHEDULE

Definitions

1. In these regulations, and any word or expression to which a meaning has been assigned in the Act shall bear such meaning, unless the context indicates otherwise-

“the regulations” means Regulations relating to the qualifications for the registration of Medical Orthotist and Prosthetist as published under Government Notice R. 398 in *Government Gazette No. 35366* of 21 May 2012.

Qualification for registration

2. The registrar must register as a Medical Orthotist and Prosthetist any person who is in possession of the following qualifications: -

<i>Examining Authority and Qualification</i>	<i>Abbreviation for Registration</i>
Tshwane University of Technology National Diploma: Medical Orthotics and Prosthetics Bachelor of Health Sciences in Medical Orthotics and Prosthetics	ND: Medical Orthotics and Prosthetics BHSc: Medical Orthotics and Prosthetics
Durban University of Technology Bachelor of Health Sciences in Medical Orthotics and Prosthetics	BHSc: Medical Orthotics and Prosthetics
Walter Sisulu University Bachelor of Health Science in Medical Orthotics and Prosthetics	BHSc: Medical Orthotics and Prosthetics

Repeal

3. The Rules for the Registration of Medical Orthotists and Prosthetists as published under Government Notice No. R. 58 in *Regulation Gazette No. 4306* of 13 January 1989 are hereby repealed.

Short title

4. These Regulations are called Regulations Relating to the Qualifications for Registration of Medical Orthotists and Prosthetists, 2022.

DEPARTMENT OF HEALTH

NO. R. 3106

3 March 2023

HEALTH PROFESSIONS ACT, 1974 (ACT NO.56 OF 1974)

REGULATIONS RELATING TO THE REGISTRATION OF OPTOMETRY OR DISPENSING
OPTICIAN STUDENTS

The Acting Minister of Health intends, under section 61 (1) (a) (i) of the Health Professions Act, 1974 (Act 56 of 1974) and after consultation with the Health Professions Council of South Africa, to make the regulations in the schedule.

Interested persons are invited to submit any substantiated comments in writing on the proposed amendments to the Director-General: Health, Private Bag X828, Pretoria, 0001 (for the attention of the Director: Public Entities Governance), Mihloti.mushwana@health.gov.za and Paul.tsebe@health.gov.za, within three months from date of publication of this Notice.



DR M.J PHAAHLA, MP

MINISTER OF HEALTH

DATE: 06/02/2023

SCHEDULE

Definitions

1. In these regulations any word or expression to which a meaning has been assigned in the Act shall bear such meaning and, unless the context indicates otherwise-

“educational institution” means a university or any training institution in the Republic of South Africa offering training leading to a qualification which is recognised by the Professional Board or prescribed for registration of Optometrists or Dispensing Opticians in terms of the Act;

“Professional Board” means the Professional Board for Optometry and Dispensing Opticians established in terms of section 15 of the Act;

“student” means a student enrolled at an educational institution for training leading to registration as an Optometrist or Dispensing Optician or a person registered as an Optometry or Dispensing Optician student; and

“Act” means the Health Professions Act, 1974 (Act No. 56 of 1974).

Registration of students

2. (1) A student enrolled at an educational institution for training leading to registration as an Optometrist or Dispensing Optician must, within two months of such enrolment, apply to the registrar for registration as a student in accordance with the provisions of subregulation 2.

(2) The application referred to in subregulation 1 must be submitted to the Registrar on a form supplied by the Professional Board and must be accompanied by-

- (a) a certified copy of the identity document or passport in a case of a foreign student, or such other proof of age and correct names as may be acceptable to the registrar;
- (b) a certified copy of the marriage certificate in case of change of name after marriage;
- (c) a certified copy of the matriculation certificate or an equivalent certificate or certificate of exemption from the matriculation examination;

(d) a certificate of enrolment at an educational institution, which certificate shall indicate the year of study in which the student is enrolled and the date on which he or she is so enrolled; and

(e) registration fee.

(3) An application by a student who has been enrolled at an educational institution in the Republic in a temporary capacity for a period not exceeding one academic year and not for degree or diploma purposes, must be accompanied only by:

(a) a certificate of having commenced study of a subject or subjects in a year of study for a qualification in Optometry or Dispensing Optician; and

(b) proof that he/she is registered as an Optometry or Dispensing Optician student by a registering authority for this purpose in a country other than the Republic of South Africa.

Application for re-registration

3. (1) A student who resumes study after having interrupted such study for a period of at least one year, must apply to the registrar for re-registration within two months of resumption of study.

(2) The application referred to in subregulation (1) must be accompanied by a certificate to the effect that the student has resumed study in Optometry or Dispensing Opticianry and the original certificate of registration.

(3) The name of a student who interrupts his or her studies for a period of more than one year but annually advises the registrar in writing of his or her intention to continue with his or her studies shall not be removed from the register of students.

(4) A student who applies for re-registration in terms of subregulation (1), and who is not able to submit the original certificate of registration, must apply to the registrar for a certified copy of the original certificate of registration for which a fee shall be payable.

(5) An application referred to in regulation 2 or 3 which has been submitted later than the period referred to in regulation 2 or 3, respectively, must be subjected to an additional registration fee in respect of each month or portion of the month thereof.

(6) A student who has not complied with the requirements referred to in these regulations may not be registered or re-registered as an Optometry or Dispensing Optician student.

(7) A student registered as an Optometry or Dispensing Optician student in terms of the Act must be furnished with a registration certificate by the Registrar.

Information to be submitted to the professional board

4. (1) An educational institution must submit to the registrar not later than 31 May of each year:-

(a) a list of students enrolled for the qualification in Optometry or Dispensing Opticianry at such an education institution; and

(b) a list of students who had discontinued their studies during the preceding 12 months.

(2) The list referred to in subregulation (1) must include the full names, the year of study and, in cases where students had discontinued their studies, the date of discontinuation of each student.

(3) Together with the list referred to in sub regulation (1), an educational institution must submit:

(a) a list of students who had discontinued their studies temporarily during the preceding 12 months, the reasons for such temporary discontinuation, and the date on which the students concerned are expected to resume their studies

(b) a list of students who, after temporary discontinuation of studies, had resumed their studies during the preceding 12 months.

Removal of the name from the register

5. The name of a student must be removed from the student register as soon as the student has been registered as an Optometrist or Dispensing Optician, or as soon as proof is given to the satisfaction of the registrar that such student has discontinued the Optometry or Dispensing Opticianry studies in the Republic.

Repeal

6. The Regulations Relating to the Registration of Optometry Students as published under Government Notice No. R. 1845 in *Government Gazette No. 5741* of 16 September 1977 are hereby repealed.

Short title

7. These Regulations are called Regulations Relating to the Registration of Optometry or Dispensing Optician Students, 2023.

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