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IMPORTANT NOTICE

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GENERAL NOTICE

NOTICE 133 OF 2011

DEPARTMENT OF ENVIRONMENTAL AFFAIRS

NATIONAL ENVIRONMENTAL MANAGEMENT: BIODIVERSITY ACT, 2004 (ACT NO. 10 OF 2004)

BIO-PROSPECTING BENEFIT SHARING AGREEMENT

I, Bomo Edith Edna Molewa, Minister of Water and Environmental Affairs, hereby publish under section 100 of the National Environmental Management Act, 2004 (Act No. 10 of 2004), read with regulation 17(3)(c) of the Bioprospecting, Access and Benefit Sharing Regulations, 2008, non-confidential information from a Bioprospecting Benefit Sharing Agreement received for approval in terms of section 83 of the National Environmental Management: Biodiversity Act for public comment in the schedule hereto.

Any person who wishes to submit written representations and/or objections to the proposed Benefit Sharing Agreement are invited to do so within 30 days of the publication of this notice. All representations and comments must be submitted in writing to the Director-General of the Department of Environmental Affairs:

By post to: The Director-General: Environmental Affairs
 Attention: Mrs C Malherbe
 Private Bag X447
 PRETORIA
 0001

Delivered to: The Director-General: Environmental Affairs
 Attention: Mrs C Malherbe
 315 Pretorius Street
 Fedsure Form
 North Tower (Room 1324)
 PRETORIA

By fax to: (012) 320-4087, and
By e-mail to: cmalherbe@environment.gov.za

Any enquiries in connection with the Bioprospecting Benefit Sharing Agreement can be directed to Mrs Carina Malherbe at Tel: (012) 310 3799.

Comments received after the closing date may not be considered.

A handwritten signature in black ink, appearing to read 'Bomo Edith Edna Molewa', with a stylized flourish at the end.

BOMO EDITH EDNA MOLEWA
MINISTER OF WATER AND ENVIRONMENTAL AFFAIRS

SCHEDULE

The following non-confidential information of a Bioprospecting Benefit Sharing Agreement received for approval in terms of section 83 of the National Environmental Management: Biodiversity Act is published for public comment.

1. The parties to the Benefit Sharing Agreement are Edakeni Muthi Futhi Trust (TRUST registration number IT 488/2008/PMB) and the Edakeni community in Umlalazi Municipality, KwaZulu-Natal.

Indigenous biological resources to be used:

Scientific name	Common name (English)	Zulu
<i>Acacia xanthophyloea</i>	Fever bark tree	umhlosinga
<i>Acokanthera oppositifolia</i>	Poison bush	unhlungunyembe
<i>Albuca Fastigiata</i>		Umaphipha intelezi
<i>Alepidea amatymbica</i>	Larger linsel flower	ikhathazo
<i>Aloe aristata</i>	Lace aloe	umathithibala
<i>Artemisia Afra</i>	Africa wormwood	umhlonyane
<i>Boweia volubilis</i>	Climbing lily	igibilisa
<i>Bulbine natalensis</i>	Bulbine	ibhucu
<i>Carisaa macrocarpa</i>	Big Num-num	amathungulu
<i>Clivia miniata</i>	Bush lily	umayime
<i>Combretum kraussii</i>	Forest bushwillow	umdubu
<i>Cordia caffra</i>	Septee	umkhanyakude
<i>Dioscorea sylvatica</i>	Forest elephants foot	ingwevu
<i>Eucomis Autumnalis</i>	Pineapple flower	umathunga
<i>Gasteria croucheri</i>	Gasteria	impundu
<i>Harpephyllum caffrum</i>	Natal wild plum	umgwenya
<i>Haworthia limifolia</i>	Haworthia	umathithibala
<i>Heteropyxis natalensis</i>	Lavender tree	umkhuze
<i>Hypoxis hemerocallidea</i>	African potato	inkomfe
<i>Margaritara discoidea</i>	Pheasant berry	umkhwangu
<i>Ocotea bullata</i>	Black stinkwood	umnukani
<i>Ornithogalum longibracteatum</i>	Pregnant onion	umababaza
<i>Scilla natalensis</i>	Blue squill	ingduza
<i>Sclerocarya birrea</i>	Marula	umganu
<i>Senecio serratuloides</i>		unsukumbili
<i>Siphonocilus aethiopicus</i>	Wild ginger	isiphephetho
<i>Tulbaghia violacea</i>	Wild garlic	Isweli-lezinyoka/ isihaga
<i>Warburgia salutaris</i>	Pepper bark tree	isibaha

2. All indigenous biological resource used by the Trust are sourced from registered nurseries and cultivated in Edakeni. No material will be collected from the wild to produce any products.
3. The above indigenous biological resources will be cultivated, processed using specific formulations and packaged for commercial distribution.
4. All formulas used by the Trust to develop products have been created by the late Isaac Banda, an *inyanga* and economic development consultant who initiated the project. No indigenous knowledge of the community was used in the project. The formulations of the products are kept as trade secrets by the Edakeni Muthi Futhi Trust.
5. The Edakeni community owns 35 percent of shares in the project. The Benefit Sharing Agreement has been signed with the community in order to comply with BABS Regulations.
6. The Benefit Sharing Agreement will be reviewed every five years.