

No. R. 196

9 March 2012

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

**ESTABLISHMENT OF STATUTORY MEASURE – REGISTRATION OF MILK  
PRODUCERS**

I, Tina Joemat-Pettersson, Minister of Agriculture, Forestry and Fisheries acting under sections 10, 11, 13, 14 and 19 of the Marketing of Agricultural Products Act, 1996 (Act No. 47 of 1996), hereby establish the statutory measure set out in the attached Schedule.

**TINA JOEMAT-PETTERSSON,  
MINISTER OF AGRICULTURE, FORESTRY AND FISHERIES.**

## SCHEDULE

### 1. DEFINITIONS

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 –

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

**“milk”** means the normal secretion of the mammary glands of bovines, goats or sheep.

**“milk producer”** means any person who keeps bovines, goats or sheep for the production of milk.

### 2. PURPOSE AND AIMS OF THIS STATUTORY MEASURE AND THE RELATION THEREOF TO THE OBJECTIVES OF THE ACT

The purpose of this statutory measure is to compel the milk producers of the Republic of South Africa to register with the Milk Producers' Organisation.

The registration of milk producers will assist the industry to liaise with them regarding matters of concern such as legislation, training courses and technology transfer. The registration of milk producers will facilitate the maintenance of a national data base which is a prerequisite for the publication of reliable industry statistics.

In terms of international requirement, exporting countries have to comply with certain specifications. The dairy industry therefore needs to identify steps in dairy farming which is critical to ensure food safety and that adequate safety procedures are identified, implemented, maintained and reviewed. The only way to ensure that

every milk producer is informed of the required practices and to monitor those is by means of compulsory registration.

### **3. ADMINISTRATION OF THE STATUTORY MEASURE**

This statutory measure will be administered by the Milk Producers' Organisation, a non-profit company in terms of section 21 of the Companies Act, 2008 (Act No. 71 of 2008). This body will also implement, administer and enforce the intervention set out in this Schedule.

### **4. PRODUCT TO WHICH THE STATUTORY MEASURE APPLIES**

This statutory measure shall apply to milk.

### **5. AREA IN WHICH STATUTORY MEASURE APPLIES**

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

### **6. REGISTRATION OF PARTIES CONCERNED**

- (1) The following persons shall register with the Milk Producers' Organisation in the manner set out in clause 7:
  - (a) All milk producers.
- (2) An application for registration shall be made within 30 days from the date of commencement of this statutory measure and, in case of a person becoming

a party in terms of sub clause (1) after such date of commencement, within 30 days of becoming a party in terms of sub clause (1).

- (3) The parties in terms of sub clause (1) shall within 30 days of ceasing to be a party in terms of sub clause (1) notify the Milk Producers' Organisation in writing thereof whereupon his or her registration shall be cancelled.

## **7. APPLICATION FOR REGISTRATION**

- (1) Application for registration shall be made on an application form, copies of which are obtainable free of charge from the Milk Producers' Organisation.
- (2) The application form shall be completed in ink and signed by a person duly authorised thereto.
- (3) The application form shall be submitted,

(a) when forwarded by post, to:

The Administrator  
Milk Producers' Organisation  
PO Box 1284  
Pretoria  
0001

(b) when delivered by hand, delivered to:

The Administrator  
Milk Producers' Organisation  
86 Watermeyer street,  
Val de Grace  
Pretoria  
0184

(c) when sent electronically to:

info@mpo.co.za

## **8. COMMENCEMENT AND PERIOD OF VALIDITY**

This statutory measure shall come into operation on the date of publication and shall lapse on 1 November 2015.

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