

## GOVERNMENT NOTICES

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### DEPARTMENT OF AGRICULTURE, FORESTRY AND FISHERIES

No. R. 1237

31 December 2010

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

#### ESTABLISHMENT OF STATUTORY MEASURE: REGISTRATION OF PROCESSORS, PRODUCERS AND PERSONS DEALING IN LUCERNE SEED AND LUCERNE HAY

I, Tina Joemat-Pettersson, Minister of Agriculture, Forestry and Fisheries, 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 Schedule.

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

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

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

**“lucerne 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 and imported 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 is 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 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 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 telefax, be addressed to -

044 - 2792838

### **Commencement and period of validity**

6. This statutory measure shall come into operation on 1 May 2010 and shall lapse on 30 April 2013.