

No. R. 86

10 February 2012

**PLANT IMPROVEMENT ACT, 1976
(ACT No. 53 OF 1976)**

**REGULATIONS RELATING TO ESTABLISHMENTS, VARIETIES, PLANTS AND PROPAGATING
MATERIAL: AMENDMENT**

The Minister of Agriculture, Forestry and Fisheries, acting under Section 34 of the Plant Improvement Act, 1976 (Act No. 53 of 1976), has made the following regulations in the Schedule.

SCHEDULE

Definition

1. In this Schedule "the Regulations" means the regulations published by Government Notice No. R. 1064 of 23 May 1980, as amended by Government Notices Nos. R. 1621 of 22 July 1983, R. 2173 of 28 September 1984, R. 1287 of 14 June 1985 (as corrected by Government Notice No. R. 1524 of 12 July 1985), R. 1522 of 12 July 1985, R. 256 of 14 February 1986, R. 1489 of 11 July 1986, R. 1903 of 12 September 1986, R. 1389 of 26 June 1987, R. 1700 of 7 August 1987, R. 86 of 22 January 1988, R. 2496 of 9 December 1988, R. 1518 of 14 July 1989, (as corrected by Government Notice No. R. 1976 of 15 September 1989), R. 2092 of 29 September 1989, R. 76 of 18 January 1991, R. 1638 of 12 July 1991, (as corrected by Government Notice No. R. 1971 of 16 August 1991), R. 2119 of 24 July 1992, R. 2618 of 18 September 1992, R. 891 of 28 May 1993, R. 1590 of 27 August 1993, R. 2057 of 29 October 1993, R. 513 of 18 March 1994, R. 1465 of 26 August 1994, R. 174 of 10 February 1995 (as corrected by Government Notice No. R. 319 of 3 March 1995), R. 1976 of 22 December 1995, R. 1177 of 19 July 1996, R. 97 of 24 January 1997, R. 1011 of 1 August 1997, R. 866 of 3 July 1998 (as corrected by Government Notice No. R. 949 of 24 July 1998), R. 1284 of 16 October 1998, R. 1015 of 27 August 1999, R. 232 of 17 March 2000, R. 919 of 15 September 2000, R. 1207 of 1 December 2000, R. 430 of 25 May 2001, R. 19 of 11 January 2002, R. 547 of 10 May 2002, R.1 of 3 January 2003, R. 410 of 28 March 2003, R. 577 of 2 May 2003, R. 185 of 11 March 2005, R. 477 of 27 May 2005; R. 849 of 2 September 2005 (as corrected by Government Notice No. R. 928 of 30 September 2005), R. 131 of 17 February 2006, R. 187 of 3 March 2006, R. 770 of 4 August 2006, R. 45 of 26 January 2007, R. 56 of 2 February 2007, R. 521 of 29 June 2007, R. 430 of 11 April 2008, R. 381 of 17 April 2009, R. 99 of 19 February 2010, R. 100 of 19 February 2010, R. 928 of 22 October 2010 and R. 161 of 4 March 2011.

Substitution of Table 1 of the Regulations

2. The table in Annexure A is hereby substituting Table 1 of the Regulations:

Substitution of Table 8 of the Regulations

3. The table in Annexure B is hereby substituting Table 8 of the Regulations:

ANNEXURE A / AANHANGSEL A

**"TABLE 1/TABEL 1
FEES PAYABLE FROM 1 APRIL 2012•GELDE BETAALBAAR VANAF 1 APRIL 2012**

No.	Particulars of service/ Aard van diens	Purpose/ Doel	Tariff/ Tarief
1.	Issuing of export certificate under section 27/ Uitreiking van uitvoersertifikaat ingevolge artikel 27	a) Application for a certificate/ Aansoek om 'n sertifikaat [Reg. 45A(2)(a)] b) Inspection and sampling of plant and propagating material/ Ondersoek en monsterneming van plante en voortplantings-materiaal [Reg. 45(3)] c) Purity analysis/ Suiwerheidsontleding d) Germination or viability test/ Ontkiemings- of lewenskragtigheidstoets	R 65,00 per certificate/ sertifikaat R 160,00 per half hour/ per halfuur R 115,00 each/ elk R 530,00 each/ elk
2.	Registration of premises under section 7/ Registrasie van perseel ingevolge artikel 7	a) Application for registration of premises in respect of a business/ Aansoek om registrasie van 'n perseel ten opsigte van 'n besigheid [Reg. 2(2)(b)] b) Application for renewal of registration of premises in respect of a business/ Aansoek om hernuwing van registrasie van 'n perseel ten opsigte van 'n besigheid [Reg. 3(2)] c) Conduction of examination for a seed analyst to act as responsible officer of a seed testing laboratory / Eksaminering van 'n saadanalisis om as verantwoordelike beampte van 'n saadtoetslaboratorium op te tree	R 260,00 for one type of business plus R 130,00 for each additional type of business / R 260,00 vir een soort besigheid plus R 130,00 vir elke bykomende soort besigheid R 260,00 for one type of business plus R 130,00 for each additional type of business/ R 260,00 vir een soort besigheid plus R 130,00 vir elke bykomende soort besigheid R 265,00 per person per day/ per persoon per dag
3.	Variety listing (recognition of a variety/ Variëteitslysplasing (erkenning van 'n variëteit)	a) Application fee in respect of the recognition of a variety/ Aansoekgeld ten opsigte van die erkenning van 'n variëteit [Reg. 16(b)]	R 950,00 each/ elk
		b) Investigation fee for variety list placement/ Ondersoekgeld vir variëteitsplasing: [Reg. 17(1)]	

No.	Particulars of service/ Aard van diens	Purpose/ Doel	Tariff/ Tarief
		Category A (agronomic, vegetable and pasture crops and sweet corn)/ Kategorie A (akkerbou-, groente- en weidingsgewasse en suikermielies)	R 1 160,00 each/ elk
		Category B (white and yellow maize)/ Kategorie B (wit- en geelmielies)	R 1 370,00 each/ elk
		Category C (fruit, vines and citrus)/ Kategorie C (vrugte, wingerd en sitrus)	R 2 200,00 each/ elk
		c) Application for the alteration or supplementation of the denomination of a variety/ Aansoek om die wysiging of aanvulling van die benaming van 'n variëteit [Reg. 20A]	R 1 780,00 each/ elk
4.	General/ Algemeen	a) Perusal of a document/ Insae in 'n dokument [Reg. 52(1)]	R400,00 per occasion/ per geleentheid
		b) Application for a copy of a document/ Aansoek om 'n afskrif van 'n dokument [Reg. 52(3)]	R 35,00 plus R 0,60 per A4 copy plus postage (where applicable) plus R 15,00 per hour labour cost. The first hour is free of charge as it is included in the R 35,00/ R 35,00 plus R 0,60 per A4 afskrif plus posgeld (waar van toepassing) plus R 15,00 per uur arbeidskoste. Die eerste uur is gratis omdat dit reeds ingesluit is in R 35,00.
		c) Lodgement of appeal against a decision of or steps taken by the Registrar/ Indiening van appèl teen die beslissing van, of stappe gedoen deur die Registrateur [Reg. 53(1)(d)]	R4 280,00 each / elk.
No.	Particulars of service/ Aard van diens	Tariff/ Tarief	
5.	Tariffs not provided for by legislation / Tariewe waarvoor wetgewing nie voorsiening maak nie:		
5.1	Unjustified complaints concerning plants or propagation material/Ongeregverdigde klagtes in verband met plante of voortplantingsmateriaal		
	(a) inspection, sampling and sealing/ Ondersoek, monsterneming en verseëling	R 160,00 per half hour/per halfuur	

No.	Particulars of service/ Aard van diens	Tariff/ Tarief
	(b) Purity analysis (grasses excluded)/ Suiwerheidsontleding (grasse uitgesluit)	R 115,00 each/elk
	(c) Purity analyses on grasses (excluding where degluming or the blowing method is required)/ Suiwerheidsontleding op grasse (uitgesluit waar uitdop of die blaasmetode vereis word)	R 265,00 each/elk
	(d) Purity analysis on grasses that require degluming/ Suiwerheidsontleding op grasse wat uitdop vereis	R 395,00 each/elk
	(e) Purity analysis on grasses that require the uniform blowing method/ Suiwerheidsontleding op grasse wat die eenvormige blaasmetode vereis	R 345,00 each/elk
	(f) Germination test / Ontkiemingstoets	R 530,00 each/elk
	(g) Weighed replicate germination test/ Geweegde replikaat ontkiemingstoets	R 630,00 each/elk
	(h) Tetrazolium test / Tetrazoliumtoets	R 650,00 each/elk
5.2	Seed analyses and seed technological examinations/ Saadontledings en saadtegnologiese ondersoeke	
	(a) Purity analysis (grasses excluded)/ Suiwerheidsontleding (grasse uitgesluit)	R 115,00 each/elk
	(b) Purity analyses on grasses (excluding where degluming or the blowing method is required)/ Suiwerheidsontleding op grasse (uitgesluit waar uitdop of die blaasmetode vereis word)	R 265,00 each/elk
	(c) Purity analysis on grasses that require degluming/ Suiwerheidsontleding op grasse wat uitdop vereis	R 395,00 each/elk
	(d) Purity analysis on grasses that require the uniform blowing method/ Suiwerheidsontleding op grasse wat die eenvormige blaasmetode vereis	R 345,00 each/elk
	(e) Germination test / Ontkiemingstoets	R 530,00 each/elk
	(f) Weighed replicate germination test/ Geweegde replikaat ontkiemingstoets	R 630,00 each/elk
	(g) Other seed determination / Ander saadbepaling	R350,00 each/elk
	(h) Alkaloid test / Bitterstoefstoets	R 90,00 each/elk
	(i) Moisture determination / Vogbepaling	R 175,00 each/elk
	(j) Tetrazolium test / Tetrazoliumtoets	R 650,00 each/elk
	(k) Preference testing for (a) to (j) above / Voorkeurtoetsing vir (a) tot (j) hierbo	Double tariff / dubbel tarief
	(l) Seed identification / Saad identifikasie	R 130,00 per hour/per uur
	(m) Seed quality investigation / Saadkwaliteitsondersoek	R 265,00 per hour/per uur
	(n) Annual courses presented in seed testing methods and techniques for a trainee seed analyst/ Jaarlikse kursusse aangebied in saadtoetsmetodes en tegnieke vir leerling saadanalisis	R 1 785,00 per person/per persoon
	(o) Specialist workshop presented in seed testing methods and techniques for a qualified seed analyst/ Spesialis werkswinkel aangebied in saadtoetsmetodes en tegnieke vir 'n gekwalifiseerde saadanalisis	R 475,00 per person per day/ per persoon per dag
5.3	International certificates/ Internasionale sertifikaate	
	(a) Issuing of seed quality certificates/ Uitreiking van saadkwaliteit sertifikaate	R 120,00 per certificate/per sertifikaat

No.	Particulars of service/ Aard van diens	Tariff/ Tarief
	(b) Sampling and sealing of containers/ Monsterneming en verseëling van houers	R 160,00 per hour/per uur
	(c) Seals for sealing containers/ Seëls vir verseëling van houers	R 0,15 per seal/per seël
5.4	Seals for sealing containers of seed for which an export certificate has been issued under section 27 of the Plant Improvement Act, 1976 (act no 53 of 1976)/ Seëls vir verseëling van houers saad waarvoor 'n uitvoersertifikaat ingevolge artikel 27 van die Plantverbeterings wet, 1976 (wet no 53 van 1976) uitgereik is.	R 0,15 per seal/per seël
5.5	Application for the issue of an authorisation to import unlisted varieties/ Aansoek vir die uitreiking van 'n magtiging vir die invoer van ongelysde variëteite	R 75,00 per authorisation for a maximum of 10 varieties/ R 75,00 per magtiging met maksimum 10 variëteite
5.6	Examination of samples to determine conformity with variety descriptions / Ondersoek om te bepaal of monsters aan variëteitsbeskrywings voldoen	R 1 160,00 (Cat/Kat. A) R 1 370,00 (Cat/Kat. B) R 2 200,00 (Cat/Kat. C)

ANNEXURE B / AANHANGSEL B

"TABLE 8/ TABEL 8

VARIETIES IN RESPECT OF WHICH CERTIFICATION IS REQUIRED
VARIËTEITE WAARVAN SERTIFISERING VEREIS WORD

Botanical name Botaniese naam	Common name Gewone naam	Denomination of variety/ Benaming van variëteit	Date of commencement / Datum van inwerkingtreding
<i>Allium cepa</i> L.	Onion/ Ui	* Capricio	2003-03-01
		Radium	1988-06-01
		* Rion 1	1996-01-01
		* Rion 2	1996-01-01
		* Rion 3	1996-01-01
		* Rion 4	1996-01-01
<i>Arachis hypogaea</i> L. .	Groundnut/ Grondboon	Akwa	1997-07-01
		Anel	1997-07-01
		Harts	1995-01-30
		Kwarts	1995-01-30
		Mwenje	2010-01-31
		Nyanda	2010-01-31
		* SA Juweel.....	2008-01-31
		Sellie	1995-01-30
		* Tufa	2012-01-01
<i>Avena sativa</i> L.	Oats/ Hawer	Le Tucana	2004-09-01
		Maluti	1997-07-01
		* SSH 491	2000-06-01
<i>Brassica napus</i> L.	Oil seed rape/ Oliesaadraap	* Varola 54	2001-12-01
<i>Cenchrus ciliaris</i> L.	Blue buffalo grass/ Bloubuffelsgras	* Bergbuffel	2000-06-01
<i>Cucurbita maxima</i> Duchesne ex Lam.	Pumpkin & Squash/ Pampoen en Skorsie	Flat White Boer-Van Niekerk/ Plat Wit Boer-Van Niekerk	1988-06-01
		* Sunproof	2003-03-01
<i>Cucurbita pepo</i> L.	Squash/ Skorsie	Blanco	2003-03-01
		Rolet	1988-06-01
<i>Daucus carota</i> L.	Carrot/ Geelwortel	Brazilia	1991-12-01
<i>Digitaria eriantha</i> Steud.	Smuts finger grass/ Smutsvingergras	Tip Top	1998-01-01
<i>Eragrostis curvula</i> (Schrad.) Nees	Weeping lovegrass/ Oulandsgras	* Agpal	2000-06-01
		Umgeni	1995-10-01
<i>Eragrostis tef</i> (Zucc.) Trotter	Teff/ Tefgras	* Emerald	2007-02-01
		* Emerson.....	2007-02-01
		* Highveld.....	2007-02-01
		* Ivory.....	2007-02-01
		* Rooiberg.....	2007-02-01
		* Witkop.....	2007-02-01
<i>Festuca arundinacea</i> Schreb.	Tall fescue/ Langswenkgras	* Boschhoek.....	2007-02-01
		* Jenna.....	2007-02-01

Botanical name Botaniese naam	Common name Gewone naam	Denomination of variety/ Benaming van variëteit	Date of commencement / Datum van inwerkingtreding
		* Panalex..... * Verdant.....	2007-02-01 2007-02-01
<i>Glycine max</i> (L.)Merril.	Soybean / Sojaboon	Octa * PAN 1595 * PAN 1867 * AS 4801 R * PAN 538 RR * PAN 737 RR * PAN 1454 R * PAN 1583 R * PAN 1664 R * PAN 1666 R	2012-01-01 2012-01-01 2012-01-01 2012-01-01 2012-01-01 2012-01-01 2012-01-01 2012-01-01 2012-01-01 2012-01-01
<i>Hordeum vulgare</i> L. ...	Barley/ Gars	* Puma	2006-02-01
<i>Lolium x boucheanum</i> Kunth.	Hybrid ryegrass/ Basterraagras	* Captivate..... * Titan.....	2007-02-01 2007-02-01
<i>Lolium multiflorum</i> Lam.	Italian and westerwold ryegrass/ Italiaanse en westerwoldse raaigras	Agri-Hilton * Agriton Burgundy * Captain * Caversham * Dairy Delight Dargle * Enhancer * Hutton * Kloof Midmar * Mispah * Moneymaker * Performer * Sophia * Springboard * Supreme Q * Winter Gold * York	2007-02-01 2000-06-01 2007-02-01 2007-02-01 2007-02-01 2007-02-01 2007-02-01 2007-02-01 2007-02-01 2007-02-01 1988-06-01 2007-02-01 2007-02-01 2007-02-01 2007-02-01 2007-02-01 2007-02-01 2007-02-01 2007-02-01
<i>Lupinus albus</i> L.	White lupin/ Witlupien ...	* Alida Esta Vladimir	2003-03-01 2003-03-01 2003-03-01
<i>Lycopersicon esculentum</i> Mill., nom cons.	Tomato/ Tamatie	Rotam 4 Stevens	1988-06-01 1988-06-01
<i>Medicago sativa</i> L.	Lucerne/Lusern	* S.A. Select	2004-09-01
<i>Panicum maximum</i> Jacq.	White buffalo grass/ Witbuffelgras	Puk P 8.....	2007-02-01
<i>Phaseolus vulgaris</i> L.	Dry bean/ Droëboon	Bonus * DBS 310 * DBS 360 Jenny Kranskop * Kranskop-HR 1	1988-06-01 2006-02-01 2006-02-01 2008-01-31 2008-01-31 2008-01-31

Botanical name Botaniese naam	Common name Gewone naam	Denomination of variety/ Benaming van variëteit	Date of commencement / Datum van inwerkingtreding
		Majuba	1988-06-01
		Maskam	1988-06-01
		* Minerva	2000-06-01
		Mkuzi	1989-01-01
		OPS-KW 1	2008-01-31
		OPS-RS 1	2008-01-31
		* OPS-RS 2	2008-01-31
		* OPS-RS 4	2008-01-31
		* PAN 116	2012-01-01
		* PAN 123	2012-01-01
		* PAN 128	2012-01-01
		* PAN 139	2012-01-01
		* PAN 148	2012-01-01
		* PAN 9249	2012-01-01
		* PAN 9280	2012-01-01
		* PAN 9281	2012-01-01
		* RS 5	2008-01-31
		* Sederberg	2008-01-31
		Teebus	1988-06-01
		* Teebus RCR 2	2008-01-31
		* Teebus RR1	2008-01-31
<i>Phaseolus vulgaris</i> L.	Garden bean (Runner)/ Tuinboon (Rank)	Witsa	1988-06-01
<i>Raphanus sativus</i> L.	Fodder radish/ Voerradys	* Geisha.....	2007-02-01
		* Lomo.....	2007-02-01
		* Samurai.....	2007-02-01
		* Star 1650.....	2007-02-01
		* Star 1651.....	2007-02-01
		* Sterling.....	2007-02-01
<i>Secale cereale</i> L.	Rye/ Rog	* Blue Chip.....	2007-02-01
		* Echo.....	2007-02-01
		* LS 35.....	2007-02-01
		* LS 62.....	2007-02-01
		* NCD Grazer.....	2007-02-01
		* PAN 263.....	2007-02-01
		* Southern Blue.....	2007-02-01
		* Southern Green.....	2007-02-01
		* Trojan.....	2007-02-01
		Wintergrazer 70	2012-01-01
<i>Sorghum bicolor</i> (L.) Moench.	Grain sorghum/ Graansorghum	NS 5511	2009-01-31
		NS 5655	2012-01-01
<i>Sorghum</i> spp.	Perennial forage sorghum/ Meerjarige Voersorghum	* Jaffa.....	2007-02-01
		Silk	1995-01-01
<i>Trifolium repens</i> L. ...	White clover/ Witklawer	Dusi	1988-03-01
<i>Triticum aestivum</i> L.	Wheat/ Koring	* Baviaans	2004-09-01
		* Betta DN	1999-01-01
		* Buffels	2010-01-31
		* Caledon	2004-09-01
		* CRN 826	2004-09-01
		* Duzi	2006-02-01

Botanical name Botaniese naam	Common name Gewone naam	Denomination of variety/ Benaming van variëteit	Date of commencement / Datum van inwerkingtreding
		* Elands	2004-09-01
		Gariep	1997-07-01
		Kariega	1998-01-01
		* Komati	2004-09-01
		* Krokodil	2006-02-01
		Limpopo	1999-01-01
		* Mac B	2004-09-01
		* Matlabas	2006-02-01
		* Nossob	2006-02-01
		* Olifants	2004-09-01
		* PAN 3118	2003-03-01
		PAN 3349	2003-03-01
		* PAN 3377	2003-03-01
		* PAN 3492	2003-03-01
		* PAN 3120	2012-01-01
		* PAN 3144	2012-01-01
		* PAN 3355	2012-01-01
		* PAN 3368	2012-01-01
		* PAN 3379	2012-01-01
		* PAN 3408	2012-01-01
		* PAN 3434	2012-01-01
		* PAN 3471	2012-01-01
		* PAN 3478	2012-01-01
		* SST 015	2004-09-01
		* SST 027	2004-09-01
		* SST 036	2009-01-31
		* SST 047	2009-01-31
		* SST 056	2009-01-31
		* SST 087	2010-01-31
		SST 57	1999-11-01
		SST 65	1999-11-01
		* SST 88	2000-06-01
		* SST 94	2000-06-01
		* SST 322	2004-09-01
		* SST 334	2004-09-01
		* SST 347	2009-01-31
		* SST 356	2009-01-31
		* SST 363	1999-11-01
		* SST 374	2010-01-31
		* SST 387	2010-01-31
		* SST 399	2009-01-31
		* SST 806	2009-01-31
		SST 822	1999-11-01
		SST 825	1999-11-01
		* SST 835	2004-09-01
		* SST 867	2010-01-31
		* SST 875	2010-01-31
		* SST 876	1999-11-01
		* SST 877	2010-01-31
		* SST 878	2010-01-31
		* Sabie	2010-01-31
		* Steenbras	2004-09-01
		* Tankwa	2010-01-31
<i>xTriticosecale</i> Witt. (<i>Triticum x Secale</i>)	Triticale/ Korog, Triticale	* AgBeacon	2012-01-01
		* Bacchus	2002-04-01

Botanical name Botaniese naam	Common name Gewone naam	Denomination of variety/ Benaming van variëteit	Date of commencement / Datum van inwerkingtreding
		Cloc 1 Kiewiet Rex * Tobie * US 2007 * US 2009	1993-11-30 1997-07-01 1997-07-01 2003-03-01 2008-01-31 2012-01-01
<i>Vigna unguiculata</i> (L.) Walp	Cowpea/ Akkerboon ...	* Agri-Nawa..... Encore.....	2007-02-01 2007-02-01
<i>Zea mays</i> L.	High Quality Protein White Maize / Hoë Protein Witmielie	Obatanpa SR QS-King Qsoba	2008-01-31 2009-01-31 2006-02-01
<i>Zea mays</i> L.	White grain maize/ Wit graanmielie	* Afric 1 * Border King N1/05.... Gobi Mac Medium Pearl ... Namib * Nelson's Choice..... Nevada ZM 521 ZM 1421 ZM 1423 ZM 1523 ZM 1623	2004-09-01 2007-02-01 2002-04-01 1995-01-30 2002-04-01 2004-09-01 2003-03-01 2004-09-01 2008-01-31 2008-01-31 2008-01-31 2008-01-31
<i>Zea mays</i> L.	Yellow grain maize/ Yellow graanmielie	Colorado	2003-03-01

* Plant breeders' rights granted/ Planttelersregte toegeken.