

GN. R. 1982
GG13473
23 August 1991

AGRICULTURAL PRODUCT STANDARDS ACT, 1990 (ACT No. 119 OF 1990) REGULATIONS REGARDING DISTINCTIVE MARKS

The Minister of Agriculture has, under section 15 of the Agricultural Product Standards Act, 1990 (Act No. 119 of 1990)-

- (a) made the regulations in Schedule; and
- (b) determined that the said regulations shall come into operation on 1 September 1991.

SCHEDULE

Definitions

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

class or grade means a class or grade of a product;

product means a prescribed product; and

the Act means the Agricultural Product Standards Act, 1990 (Act No. 119 of 1990).

Distinctive mark

2. The distinctive mark depicted in the Annexure may be used in connection with the sale of a product specified in column 1 of the Table, which is of a class or grade specified in column 2 of the Table opposite thereto, if the user thereof has been authorised thereto in terms of section 5 (2) (c) of the Act.

Authorisation for use of distinctive mark

- 3.(1) An application for an authorisation for the use of a distinctive mark shall be made in writing to the Executive Officer: Agricultural Product Standards, Private Bag X258, Pretoria, 0001.
- (2) The following particulars shall be supplied when such an application is made:
- (i) The name and address of the applicant.
 - (ii) The type of product, as well as the specific class or grade thereof.
 - (iii) The size of the containers (mass or volume, as the case may be) which will be used for the packaging of the products.
 - (iv) The intended date of implementation.
 - (v) The destination of the product concerned (local or export).
 - (vi) The address of the premises where the product concerned will be manufactured and packed.
 - (vii) The trade mark under which the product will be sold.
 - (viii) Any other pertinent information concerning the product.

TABLE

PRODUCTS ON WHICH OR ON THE RECEPTACLES OF WHICH DISTINCTIVE MARK MAY BE APPLIED

Product 1	Class or grade 2
1. Fruit juice and drink	(a) Fresh Apple Juice; (b) Apple Juice; (c) Apricot Nectar; (d) Fresh Grape Juice; (e) Unsweetened Grape Juice; (f) Granadilla Nectar; (g) Guava Nectar; (h) Fresh Pear Puree; (i) Unsweetened Pear Puree; (j) Sweetened Pear Puree; (k) Peach Nectar; (l) Fresh Pineapple Juice; (m) Unsweetened Pineapple Juice; (n) Sweetened Pineapple Juice; (o) Fresh Citrus Juice; (p) Unsweetened Citrus Juice; and (q) Sweetened Citrus Juice.
2. Canned foodstuffs	(a) First Grade (in the case of canned fruit jam, fruit conserve, jelly and marmalade only); and (b) Fancy Grade and Choice Grade (in the case of canned foodstuffs other than canned fruit jam, fruit conserve, jelly and marmalade).
3. Honey	Choice Grade.
4. Cheese, being a dairy product with the designations Cheddar and Gouda	Matured, Choice or Specially selected.
5. Butter, being a dairy product	Choice or Specially selected.
6. Poultry meat	Grade A frozen and deep frozen carcasses.

**Annexure
DISTINCTIVE MARK**

