
GOVERNMENT NOTICES • GOEWERMENTSKENNISGEWINGS

DEPARTMENT OF AGRICULTURE, FORESTRY AND FISHERIES

NO. R. 1259

27 SEPTEMBER 2019

**AGRICULTURAL PRODUCT STANDARDS ACT, 1990
(ACT No. 119 OF 1990)****REGULATIONS REGARDING DEPARTMENTAL FEES**

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

- (a) made the regulations in the Schedule; and
- (b) determined that the said regulations shall come into operation on the date of publication.

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 -

“**assignee**” means a person, undertaking body, institution, association or board designated as such under section 2(3) of the Act;

“**Departmental laboratory**” means an official laboratory of the Department that uses recognised methods of analysis to establish compliance of products;

“**Department**” means the Department of Agriculture, Forestry and Fisheries;

“**Executive Officer**” means the officer designated under section 2(1) of the Act; and

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

Analysis, inspections and audits (local and import)

2. (1) In the case where an inspection performed in terms of section 3(1) of the Act also requires for samples of a product to be submitted for analysis to a Departmental laboratory, the owner of such product shall be responsible for -

- (a) the courier (transport) fees when samples are dispatched to the Departmental laboratory concerned; and
- (b) analysis fees specified in column 2 opposite the function concerned in column 1 of Table 1.

(2) In the case where the inspection was performed by an assignee the fees referred to in sub-regulation (1)(b) above shall be payable to the relevant assignee who will then be responsible for payment of the prescribed fees to the Department.

(3) In the case where an inspection and/or an audit was performed by the Department, the fees in column 2 opposite the function concerned in column 1 of Table 1 shall be payable to the Department.

Analysis (export)

3. (1) In the case where an inspection by an assignee performed in terms of sections 4(4) of the Act also requires for samples of a product to be submitted for analysis to a Departmental laboratory, the owner of such product shall be responsible for -

- (a) the courier (transport) fees when samples are dispatched to the Departmental laboratory concerned; and

- (b) analysis fees specified in column 2 opposite the function concerned in column 1 of Table 2.

(2) The fees referred to in sub-regulation (1)(b) above shall be payable to the relevant assignee who will then be responsible for payment of the prescribed fees to the Department.

Colour charts (local, import and export)

4. (1) Colour charts prescribed in the local regulations or export standards and requirements for the products concerned may be obtained from the office of the Executive Officer.

(2) The amount specified in column 2 of Table 3 for the colour chart size concerned shall be payable in respect of each chart.

Appeals (local, import and export)

5. (1) An appeal referred to in Section 10 of the Act may be lodged in the manner prescribed in the regulations regarding appeal procedures as published in the Government Gazette.

(2) The amount specified in column 2 of Table 4 or Table 5, as the case may be, opposite the function concerned shall be payable in respect of each appeal lodged.

Payment of prescribed fees

6. (1) Any amount which is payable in terms of regulation 4(2) above shall be paid in advance and proof of such payment shall accompany the request before the colour charts will be handed over or dispatched: Provided that any additional costs incurred with the dispatching of the purchased colour charts shall be for the account of the buyer.

(2) Any amount which is payable in terms of regulation 5(2) above shall be paid within the period specified in the regulations for appeal procedures as published in the Government Gazette.

(3) Analysis, colour chart and appeal fees shall be paid directly by –

- (a) electronic funds transfer (EFT) to the bank account of the Department; or
- (b) cash deposit into the Department's bank account.

TABLE 1
ANALYSIS, INSPECTION AND AUDIT FEES (LOCAL AND IMPORT)
[Reg. 2]

Function 1	Fees payable 2
Quality control analyses:	
Determination of:	
(a) Moisture in dried fruits	R257,00 per sample
(b) Total solids in bread	R20,00 per sample
(c) Total acidity and Brix in fruit juices	R148,00 per sample
(d) % ash in honey	R50,00 per sample
(e) Lund in honey	R77,00 per sample
(f) Moisture in honey	R66,00 per sample
(g) HMF (hydroxy-methylfurfural) in honey	R108,00 per sample
(h) Total acidity in honey	R239,00 per sample
(i) Free acid in honey	R150,00 per sample
(j) Specific rotation in honey	R161,00 per sample
(k) % acetic acid in vinegar	R349,00 per sample
(l) Oxidation value in vinegar	R524,00 per sample
(m) Sulphurdioxide in dried fruits	R132,00 per sample
(n) Fat in food dressing and separable	R298,00 per sample
(o) Fat in milk	R228,00 per sample
(p) Fat in cheese and processed cheese	R337,00 per sample
(q) Fat in dried milk	R208,00 per sample
(r) Salt in butter	R91,00 per sample
(s) Fat in cream	R212,00 per sample
(t) Fat in skimmed milk, whey and buttermilk	R236,00 per sample
(u) Fat in evaporated milk and sweetened condensed milk	R206,00 per sample
(v) Fat in butter-oil	R98,00 per sample
(w) Moisture in butter	R80,00 per sample
(x) Fat in butter	R136,00 per sample
(y) Total solids in cheese and processed cheese	R215,00 per sample
(z) Total solids in milk, cream and evaporated milk	R93,00 per sample

Function		Fees payable
1		2
(aa)	Total solids in yoghurt	R97,00 per sample
(ab)	Total solids in sweetened condensed milk	R113,00 per sample
(ac)	Water in dried milk and dried cream	R73,00 per sample
(ad)	Fat in milk-based edible ices and ice mixes	R205,00 per sample
(ae)	Total solids in ice-cream and milk ice	R113,00 per sample
(af)	Starch in milk powder and compound feeding stuffs	R54,00 per sample
(ag)	Added water, protein and lactose in dairy products using a Lactoscan	R72,00 per sample
(ah)	pH In liquid milk	R41,00 per sample

TABLE 2

ANALYSIS FEES (EXPORT)
[Reg. 3]

Laboratory analysis	Fees payable
1	2
Qualitative microbiological analyses	
(a) E. Coli	R148,00 per sample
(b) Salmonella	R148,00 per sample
(c) Total Bacterial Count	R148,00 per sample
Pesticide residue testing	R677,00 per sample

TABLE 3

FEES FOR COLOUR CHARTS (LOCAL, IMPORT AND EXPORT)
[Reg. 4]

Function	Fees payable
1	2
Illustrated colour charts	(a) R42,00 per A2 chart (b) R30,00 per A3 chart (c) R24,00 per A4 chart (d) R14,00 per A5 chart

TABLE 4

LOCAL AND IMPORT APPEAL FEES
[Reg. 5]

Function	Fees payable per appeal
1	2
(a) Apples (b) Apricots (c) Avocados	R2 354,00

Function		Fees payable per appeal
1		2
(d)	Bananas	
(e)	Canned fruit	
(f)	Canned mushrooms	
(g)	Canned pasta	
(h)	Canned vegetables	
(i)	Canola	
(j)	Carcasses: cattle, calves, sheep, lambs, goats, kids and pigs	
(k)	Citrus fruit	
(l)	Dairy products and imitation dairy products	
(m)	Dehydrated vegetables	
(n)	Dried fruit	
(o)	Dry beans	
(p)	Edible lces	
(q)	Eggs	
(r)	Fat spreads	
(s)	Fresh fruit	
(t)	Frozen fruit and vegetables	
(u)	Fruit juice and drink	
(v)	Garlic	
(w)	Grapes	
(x)	Groundnuts	
(y)	Honey	
(z)	Jam, jelly and marmalade	
(aa)	Litchis	
(ab)	Maize	
(ac)	Maize products	
(ad)	Malting barley	
(ae)	Mayonnaise and salad dressings	
(af)	Mohair	
(ag)	Onions	
(ah)	Peaches and nectarines	
(ai)	Pears	
(aj)	Pineapples	
(ak)	Plums and prunes	
(al)	Popcorn	
(am)	Potatoes	
(an)	Poultry meat	
(ao)	Pulses	
(ap)	Rice	
(aq)	Rooibos	
(ar)	Sorghum	
(as)	Soya beans	
(at)	Sunflower	
(au)	Table olives	
(av)	Tomatoes	
(aw)	Vegetables, excluding tomatoes, onions and garlic	
(ax)	Vinegar	
(ay)	Wheat	
(az)	Wheat products	
	Any other decision or direction	R2 354,00

TABLE 5
EXPORT APPEAL FEES
[Reg. 5]

Function	Fees payable
1	2
(a) Apples	R2 354,00 per consignment
(b) Apricots	
(c) Avocados	
(d) Buckweat	
(e) Canned fruit	
(f) Canned mushrooms	
(g) Canned pasta	
(h) Canned vegetables	
(i) Cherries	
(j) Citrus fruit	
(k) Dairy products	
(l) Dried fruit	
(m) Dry beans	
(n) Eggs	
(o) Feed products	
(p) Fresh cut flowers and ornamental foliage	
(q) Frozen fruit and vegetables	
(r) Fruit, excluding citrus fruit and certain deciduous fruit	
(s) Granadillas	
(t) Grass seed	
(u) Groundnuts	
(v) Honeybush	
(w) Jam, jelly and marmalade	
(x) Kernels: apricot and peach	
(y) Kiwi fruit	
(z) Leguminous seeds	
(aa) Lesser known types of maize	
(ab) Litchis	
(ac) Maize	
(ad) Maize products	
(ae) Mangoes	
(af) Melons and watermelons	
(ag) Oilseeds	
(ah) Onions	
(ai) Peaches and nectarines	
(aj) Pears	
(ak) Pecan nuts: in shell	
(al) Pineapples	
(am) Plums and prunes	
(an) Potatoes	
(ao) Poultry meat	
(ap) Rooibos	
(aq) Sorghum	
(ar) Soya beans	
(as) Strawberries	
(at) Table grapes	
(au) Tobacco	
(av) Vegetables, excluding potatoes and onions	
(aw) Wheat	
Any other decision or direction	R2 354,00 per appeal