

## **GOVERNMENT NOTICES GOEWERMENTSKENNISGEWINGS**

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### **DEPARTMENT OF AGRICULTURE DEPARTEMENT VAN LANDBOU**

**No. R. 548**

**23 May 2008**

**FERTILIZERS, FARM FEEDS, AGRICULTURAL REMEDIES AND STOCK  
REMEDIES ACT, 1947 (ACT NO. 36 OF 1947)**

#### **REGULATIONS RELATING TO STERILIZING PLANTS, APPEALS AND IMPORTS: PROPOSED AMENDMENT**

I, Lulama Xingwana, Minister of Agriculture, acting under Section 23 of the Fertilizers, Farm Feeds, Agricultural Remedies and Stock Remedies Act, 1947 (Act No. 36 of 1947), hereby-

- i. make known that I intend to make regulation in the schedule; and
- ii. invite interested persons to submit any objections to or representations concerning the proposed regulation in writing to the Registrar: Fertilizer, Farm Feeds, Agricultural Remedies and Stock Remedies, Private bag X 343, Pretoria, 0001, within four weeks from date of publication hereof.

L. Xingwana  
Minister of Agriculture

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**FERTILIZERS, FARM FEEDS, AGRICULTURAL REMEDIES AND STOCK  
REMEDIES ACT, 1947 (ACT NO. 36 OF 1947)**

**STERILIZING PLANTS REGULATIONS: AMENDMENT**

The Minister of Agriculture has under section 23 of the Fertilizers, Farm Feeds, Agricultural Remedies and Stock Remedies Act, 1947 (Act No. 36 of 1947), made the regulations in the Schedule.

**SCHEDULE**

In this Schedule "the Regulations" means regulations published by Government Notice No. R.1086 of 3 November 2006 as corrected by Government Notice No 1108 of 3 November 2006.

**Amendment of regulation 1**

1. Regulation 1 is hereby amended –

(a) by the substitution for the definition of "application fee" of the following definition:

**"application fee"** means fees that, in terms of these regulations, are payable for the registration of a Sterilizing plant and the renewal of such registration;

(b) by the insertion after the definition of "intermediate plants" of the following definition:

**"inspection fee"** means fees payable by the applicant or registration holder for establishment inspection;

(c) by the insertion after the definition of "registration number" of the following definitions:

**"ruminant animal by-product"** means the entire body or parts of ruminant animal origin whether mixed or not mixed with other animal species, which are not intended for human consumption;

**"returns"** means records to be kept and the returns to be rendered from those records by registered Sterilizing plant to the Registrar;

**"SANAS"** means South African National Accreditation System;

**Amendment of regulation 2**

2. Regulation 2 is hereby amended -

(a) by the substitution for regulation 2 of the following regulation:

(1) An application in terms of Section 3(1) of the Act for registration of a Sterilizing plant must be made on a form made available by the Registrar for this purpose.

(2) The application mentioned in sub – regulation (1) above must be-

(a) made by a person residing in the Republic of South Africa, or, in the case of legal person, that legal person shall have a registered office in the Republic;

(b) accompanied by the following:

(i) applicable fee as specified in Table 1;

(ii) veterinary inspection certificate or report;

(iii) facilities plan and manufacturing process (es); and

(iv) proof of approval of the Environmental Impact Assessment from the Department of Environmental Affairs and Tourism.

**Amendment of regulation 3**

3. Regulation 3 is hereby amended -

(a) by the substitution for regulation 3 of the following regulation:

(1) Apart from the provisions of Sections 4 and 4A of the Act, a Sterilizing plant registration in terms of Section 3 of the Act shall be valid up to 31 March of a three year registration cycle.

(2) In the event that a registration is granted after 1 January in a particular calendar year, such registration shall remain valid until the last 31 March of a three year registration cycle.

**Amendment of regulation 4**

4. Regulation 4 is hereby amended -

(a) by the substitution for regulation 4 of the following regulation:

(1) An application in terms of Section 3 (4) (a) of the Act for renewal of registration of a Sterilizing plant must be made on a form made available by the Registrar for this purpose.

(2) Such an application must be -

(a) postmarked or courier dispatched by the applicant no later than 31 March of the last year on which the three year registration cycle lapses;

(b) be accompanied by the prescribed fee and a veterinary inspection certificate; and

(c) at the request of the Registrar, be accompanied by an inspection certificate and report from a SANAS accredited inspection body, for inspecting Sterilizing plants.

(3) Apart from the provisions of sub-regulation 2(b) above, an application under sub-regulation 4(1) received by the Registrar after 1 May of the last year in a particular three year registration cycle will not be considered as a renewal application, and an application for original registration must be made under regulation 2.

(4) Anyone applying for renewal of a registration in terms of this regulation shall submit a sworn statement that the information he/she supplies with such an application for the particular Sterilizing plant does not deviate in any respect at all from the comparable details that have already been registered or approved.

**Amendment of regulation 10**

5. Regulation 10 is hereby amended -

(a) by the substitution for sub-regulation (3) of the following sub-regulation:

(3) The invoices for animal by-products of ruminant origin must be produced at least in triplicate (one original and two copies). The original must accompany consignment to its final destination. The receiver must retain it. The producer must retain one of the copies and the other copy must be sent to the Registrar: Act No. 36 of 1947 within 45 days after delivery.

**Amendment of regulation 11**

6. Regulation 11 is hereby amended -

(a) by the substitution for sub-regulation (8) of the following sub-regulation:

(8) Unprocessed material destined for the production of farm feed material or pet food must be transported chilled or frozen, unless processed within 24 hours of departure or, in the case of purpose caught fish material, within 30 hours of catching.