



agriculture, forestry & fisheries

Department:
Agriculture, Forestry and Fisheries
REPUBLIC OF SOUTH AFRICA

Directorate: Food Safety and Quality Assurance, Private Bag X343, PRETORIA, 0001

TO: A. ALL PROCESSORS, PACKERS, IMPORTERS AND RETAILERS OF DAIRY AND IMITATION DAIRY PRODUCTS
B. NEJAHMOGUL TECHNOLOGIES AND AGRIC SERVICES (ASSIGNEE)

FROM: Thabang Rampa **E-MAIL:** thabangk@daff.gov.za
TEL: +27 (0)12 319 6093 **REF NO:** 20.4.11.1.5/Dairy and Imitation Dairy Products
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NO. 2 **DATE:** 14 February 2019
PAGES:

Subject:

THE INTENTION TO WITHDRAW INDUSTRY DISPENSATIONS UNDER THE DAIRY PRODUCTS AND IMITATION DAIRY PRODUCTS REGULATIONS (R.260 OF 27 MARCH 2015)

1. The following industry dispensations listed in the table below were issued from 17 September 2015 until 21 May 2018 to deviate from the requirements in the *Regulations relating to the classification, packing and marking of Dairy Products and Imitation Dairy Products intended for sale in the Republic of South Africa (R.260 of 27 March 2015)*:

INDUSTRY DISPENSATION	DATE
• Relaxation of letter size restriction for trademarks or trade names still in the process of registration	17 September 2015
• Use of a different colour in class designation and adjustment of protein	26 November 2015
• (A) Standards for 'Milkshake', (B) Naming of fruits & other foodstuffs in the class designation; (C) Indication of the class designation on multipacks; and (D) Use of 'coconut cream' as a class designation	03 February 2016
• Smoked cheese and lactose free dairy products	22 March 2016
• Use of "Fresh" on dairy products	14 July 2016
• Butter, Modified Butter and certain cheeses	23 January 2017
• Composition of imported cheeses in EU SADC EPA	21 June 2017

INDUSTRY DISPENSATION	DATE
<ul style="list-style-type: none"> • Wedges, mini pods and tubs, Kefir, regulation 30(2) and table 19 	31 October 2017
<ul style="list-style-type: none"> • Extension of Medium Fat Butter classes in Table 13 	07 December 2017
<ul style="list-style-type: none"> • Relaxation of certain clauses (yoghurt shake and kefir) 	21 May 2018

2. The Executive Officer: Agricultural Product Standards Act 119 of 1990 hereby intends to withdraw the above mentioned industry dispensations, due to the fact that the Agricultural Product Standards Act 119 of 1990 provides for the Minister only to make regulations, and the Executive Officer therefore does not have the powers to amend the promulgated regulations by means of an industry dispensation.
3. The withdrawal concerned will be executed in terms of section 16 (3) (b) of the Agricultural Product Standards Act 119 of 1990.
4. The Directorate: Food Safety and Quality Assurance will work with the dairy industry and other stakeholders in following the correct procedures to implement amendments to regulation R.260 dated 27 March 2015. A draft regulation with all the industry dispensations concerned incorporated will be circulated for comments by no later than the 28th February 2019.
5. It has to be noted however that the industry dispensations in question will remain valid during this period of amending the *dairy products and imitation dairy products* regulations.
6. Please do not hesitate to contact us for any further enquiry in this regard.



**EXECUTIVE OFFICER:
AGRICULTURAL PRODUCT STANDARDS ACT**