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27 September 2023

CIRCULAR: STATUTORY LEVY ON WINTER CROPS FOR BREEDING & TECHNOLOGY

The Minister of Agriculture approved the Continuation of a statutory levy on **wheat, barley, oats** and **lupins**, which was promulgated in the Government Gazette on the 4th of August 2023, a copy of which is available at <https://sactalevy.co.za/wp-content/uploads/2023/09/2023-Government-Gazette-WBO-3745.pdf> , and <https://sactalevy.co.za/wp-content/uploads/2023/09/2023-Government-Gazette-Lupins-3744.pdf> .

The approved levy for **Wheat, Barley & Oats** is valid for **three** seasons, and runs from **1 October 2023 – 30 September 2026**.

The levy amounts are as follows:

COMMODITY	PERIOD	AMOUNT (Excluding Value Added Tax)	AMOUNT (Including Value Added Tax)
Wheat	1/10/2023 – 30/09/2024	R33.00 per metric ton	R37.95 per metric ton
	1/10/2024 – 30/09/2025	R34.00 per metric ton	R39.10 per metric ton
	1/10/2025 – 30/09/2026	R35.00 per metric ton	R40.25 per metric ton
Barley	1/10/2023 – 30/09/2024	R33.00 per metric ton	R37.95 per metric ton
	1/10/2024 – 30/09/2025	R34.00 per metric ton	R39.10 per metric ton
	1/10/2025 – 30/09/2026	R35.00 per metric ton	R40.25 per metric ton
Oats	1/10/2023 – 30/09/2024	R33.00 per metric ton	R37.95 per metric ton
	1/10/2024 – 30/09/2025	R34.00 per metric ton	R39.10 per metric ton
	1/10/2025 – 30/09/2026	R35.00 per metric ton	R40.25 per metric ton

The approved levy for **Lupins** is valid for **two** seasons and runs from **1 October 2023 – 30 September 2025**.

COMMODITY	PERIOD	AMOUNT (Excluding Value Added Tax)	AMOUNT (Including Value Added Tax)
Lupins	1/10/2023 – 30/09/2024	R35.00 per metric ton	R40.25 per metric ton
	1/10/2024 – 30/09/2025	R35.00 per metric ton	R40.25 per metric ton

The purpose of the levy is to compensate breeders of wheat, barley, oats & lupin varieties for their contribution to the acquisition and utilisation of improved international and local agriculture related intellectual property to the benefit of the industry in South Africa.

The SA Cultivar & Technology Agency NPC (SACTA) has been appointed in terms of the Government Notice to collect and administer the levy. Details of the levy and the tariffs are set out below:

Circumstances under which the levy is payable.

The levy is applicable to wheat, barley, oats & lupins (the product):

- (a) that are sold by or on behalf of the producer thereof;
- (b) that are processed or converted into a product by or on behalf of the producer thereof, if the product is intended to be disposed of;
- (c) in respect of which a silo certificate has been issued, if the levy in respect of such product has not already been paid in terms of paragraph (a) or (b) above; and
- (d) that is exported from the Republic of South Africa, and in respect of which the levy has not been paid in terms of paragraphs (a), (b) or (c).

Please note that the levy is payable under all circumstances referred to above and is applicable to such actions with regard to all wheat, barley, oats and lupins, irrespective of the grade thereof or the purpose for which they are utilised. The levy is only applicable to wheat, barley, oats and lupins produced within the Republic of South Africa.

Parties responsible for payment of the levy.

In terms of the regulation, the levy is payable by the following parties:

- (a) by the buyer of the wheat, barley oats or lupins in the case of paragraph 1(a) above;
- (b) by the processor or converter of the wheat, barley oats or lupins in the case of paragraph 1(b) above;
- (c) by the person issuing the silo certificate in the case of paragraph 1(c) above; and
- (d) by the exporter of the wheat, barley oats or lupins in the case of paragraph 1(d) above.

Amount of the levy.

The levy on wheat, barley oats for the period 1 October 2032 to 30 September 2024, amounts to R33.00 per metric ton (excl VAT), as shown above, and for lupins, R35.00 per metric ton (excl VAT), as shown above.

Recovery of levy.

In terms of the regulation, the levy payable by the buyer or the processor or the converter of the wheat, barley, oats and lupins in the case of paragraph 1(a) or paragraph 1(b), may be deducted from the purchase price payable to the producer or may be recovered from the producer of such winter crops.

The levy payable by the person issuing a silo certificate in respect of wheat, barley, oats or lupins, in the case of paragraph 1(c), may be recovered from the person to whom such a silo certificate is issued.

Payment of levy.

In terms of the regulation, the levy is **payable by no later than the last day of the month** following the month in which the wheat, barley, oats or lupins had been sold, processed, converted, or when a silo receipt was issued, or the wheat, barley, oats or lupins were exported.

Payment of the levy must be made to:

The SA Cultivar and Technology Agency NPC
P.O. Box 74626
Lynnwood Ridge
0040

The banking details for payments are as follows:

Bank: First national bank
Branch: Menlyn Maine
Branch Code: 250-655
Account holder: SA Cultivar and Technology Agency
Account number: 6264 3558 185

Information to be submitted.

Directly affected parties are requested to please identify the breeders whose varieties are being purchased from producers, or are processed or converted on behalf of producers, or in respect of which a silo certificate is to be issued, inter alia, by means of declarations from the producers concerned or by the physical identification of the varieties. The purpose of such identification of varieties is to determine the involvement of the different breeders of wheat, barley, oats and/or lupins in the market in order to compensate breeders proportionately in accordance to their market share from the levy funds collected.

Payments of the levy must be accompanied by a duly completed payment advice (levy return form), a copy of which is attached, and which is also available on www.sactalevy.co.za . Your co-operation in completing the form with each payment to be made, will be appreciated.

You are kindly requested to ensure compliance with the provisions of the Government Notice by paying the levy and providing the required information to SACTA. The levies will be beneficial to the winter crops industry over the longer term and it is imperative to have the cooperation of all role-players in the industry to make this a success. For obvious reasons, SACTA will have to act against those parties that do not cooperate in this regard, a step that will be highly regrettable.

Enquiries may be directed to myself (Andrew Bennett) at 076 - 676 8206 or andrew@sactalevy.co.za, or admin@sactalevy.co.za.

Thanking you in advance for your continued support in this matter.



ANDREW BENNETT: CEO