



agriculture, forestry & fisheries

Department:
Agriculture, Forestry and Fisheries
REPUBLIC OF SOUTH AFRICA

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Enq: Dr. M. Mokoena
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Mr. Lucien Jansen
Chief Executive Officer
Perishable Products Export Control Board (PPECB)
FAX: 021 939 6868

Dear Mr. Jansen

REQUEST FOR ADMINISTRATORS OF LEVERS IN YOUR INSTITUTION TO ALIGN THEIR REGULATIONS AND SERVICES IN ACCORDANCE WITH THE APPROVED AGRIBEE ENFORCEMENT GUIDELINES.

The Broad Based Black Economic Empowerment (BBBEE) Act No. 53 of 2003 (as amended Act No. 46 of 2013) and Codes of Good Practice provide the overarching legislative framework for economic transformation in South Africa. However, the Act does not provide detailed strategies and measures to promote equity and ensure transformation of the economic sectors. The Amended AgriBEE Sector Code was developed as a strategy and enabler for economic transformation in the Agricultural Sector.

My department developed the Agri-BEE Enforcement Guidelines, which was adopted and endorsed during the workshop that took place on the 18th April 2018. The workshop was attended by officials from the affected directorates within my department, Provincial Departments of Agriculture (PDAs) and State-Owned Entities (SOEs). On the 21st May 2018, my department's executive committee approved the Agri-BEE Enforcement Guidelines, which provides a guide on how to align agricultural services with the BBBEE Act No. 53 of 2003, as amended and the AgriBEE Sector Codes. Alignment of services are in line with Section 10 of

the BBBEE Act, which states that all government departments and institutions must include BBBEE criteria when allocating licences, issuing certificates and permits, authorizations, approving grants for funding projects.

It is against this background that I request your institution to align its services to Section 10 of the BBBEE Amendment Act. The alignment process should be concluded by 31 March 2019 so as to enable the implementation effective from 1st April 2019. I would, however, like to draw your attention to Section 13G of the BBBEE Amendment Act that requires all spheres of government, public entities and organs of state to report their compliance to BBBEE in their audited financial statements and annual report. Therefore, where possible, the Agri-BEE Enforcement Guidelines should be implemented with immediate effect in order to adhere to Section 13G of the BBBEE Amendment Act. In a nut-shell, this alignment process does not prevent your institution from implementing Amended AgriBEE Sector Code and the Amended Generic Codes of Good Practice when providing services, as outlined in Section 10 of the BBBEE Amendment Act. You are therefore expected to provide report on progress regarding the implementation of the enforcement guidelines to my department. My department, through Directorate: BBBEE Charters Compliance, will offer technical assistance during the alignment process.

For further information, kindly contact the Director: BBBEE Charters Compliance (Dr Madime Mokoena) at MadimeM@daff.gov.za or 012 319 8459/60.

Yours sincerely


MR M.M MLENGANA
DIRECTOR-GENERAL
DATE: 27/7/18

Alignment of the services and regulations in line with approved AgriBEE Enforcement Guidelines