

REPUBLIC OF SOUTH AFRICA

**PORTFOLIO COMMITTEE AMENDMENTS
TO
GENETICALLY MODIFIED
ORGANISMS BILL**

[B 3—97]

*(As agreed to by the Portfolio Committee on Agriculture, Water Affairs and Forestry
(National Assembly))*

[B 3A—97]

REPUBLIEK VAN SUID-AFRIKA

**PORTEFEULJEKOMITEE-AMENDEMENTE
OP
WETSONTWERP OP GENETIES
GEMANIPULEERDE
ORGANISMES**

[W 3—97]

*(Soos goedgekeur deur die Portefeuljekomitee oor Landbou, Waterwese en Bosbou
(Nasionale Vergadering))*

[W 3A—97]

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AMENDMENTS AGREED TO

GENETICALLY MODIFIED ORGANISMS BILL
[B 3—97]

CLAUSE 1

1. On page 4, in line 34, to omit “officer” and to substitute “person”.
2. On page 4, in line 50, after “activity” to insert
in connection with genetically modified organisms

CLAUSE 3

1. On page 6, in line 14, to omit “six” and to substitute “not more than eight”.
2. On page 6, from line 16, to omit “shall have knowledge of genetically modified organisms and shall be designated by” and to substitute:
 - (a) shall be one officer of
3. On page 6, after line 24, to insert:
 - who shall have knowledge of the implications of genetically modified organisms with regard to the sector represented by his or her department;
 - (b) shall include the chairperson of the Committee; and
 - (c) may include any other person.
4. On page 6, in line 29, to omit subsection (5).

CLAUSE 5

1. On page 8, in line 35, after “(l)” to insert:
with the consent of the Minister

CLAUSE 7

1. On page 10, from line 18, to omit subsection (3) and to substitute:
 - (3) A decision of the Council shall be reached on the basis of consensus.
2. On page 10, from line 25, to omit the proviso.

CLAUSE 8

1. On page 10, after line 32, to insert the following paragraph:
 - (b) An appointment under paragraph (a)—

- (i) shall terminate if the person resigns as registrar;
- (ii) may be terminated by the Minister if the registrar does not perform his or her duties satisfactorily.

CLAUSE 10

- 1. On page 12, in line 19, to omit “on” and to substitute “after”.
- 2. On page 12, in line 29, to omit “on” and to substitute “after”.

CLAUSE 11

- 1. On page 12, from line 57, to omit subsection (2).

CLAUSE 12

- 1. On page 14, in line 4, to omit “co-opted members and”.
- 2. On page 14, in line 5, after “members” to insert:
and the member referred to in section 3(2)(c)

CLAUSE 15

- 1. On page 14, from line 19, to omit subsection (1) and to substitute:
(1) The registrar may appoint any officer, or with the approval of the Minister, any person who is not an officer, as an inspector to exercise and perform the functions referred to in subsection (4) and in section 16.

NEW CLAUSE

- 1. That the following be a new Clause to follow Clause 15:

Routine inspections by inspectors

- 16.** An inspector may during office hours, without warrant, enter any place or facility registered in terms of this Act in order to—
- (a) open any container found in or upon such place or facility and which the inspector believes on reasonable grounds to contain material of any genetically modified organism;
 - (b) examine the material of any genetically modified organism and take samples thereof;
 - (c) inspect any activity or process carried out in or upon the place or facility in connection with genetically modified organisms; and
 - (d) require the owner or occupier thereof to produce for inspection or for the purpose of obtaining copies or extracts, thereof or therefrom any book, label, shipping bill, bill of lading or other document with respect to the administration of this Act.