

**CONTROL OF GOODS (IMPORT AND EXPORT OF AGRICULTURAL PRODUCTS)
REGULATIONS**
(under section 3)
(25th November, 1985)

ARRANGEMENT OF REGULATIONS

REGULATION

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S.I. 154, 1985,
S.I. 63, 1995,
S.I. 30, 1998,
S.I. 71, 2000,
S.I. 11, 2004,
S.I. 22, 2005,
S.I. 66, 2005.

1. Citation

These Regulations may be cited as the Control of Goods (Import and Export of Agricultural Products) Regulations.

2. Interpretation

For the purposes of these Regulations "authorized officer" means the officer in the Ministry of Agriculture who is charged with the responsibility of issuing permits for the importation into Botswana and exportation out of Botswana of agricultural products.

3. Restriction on importation of certain agricultural products

(1) No person shall import any agricultural products specified in the First Schedule hereto except under and in accordance with a written permit issued by the authorized officer.

(2) Notwithstanding the provisions of subregulation (1), no permit shall be required for the importation of-

- (a) green maize commonly known as mealies;
- (b) seed intended for planting, being a consignment or part of a consignment clearly marked as seed; or
- (c) any agricultural product specified in the Second Schedule hereto, where such goods are imported by any person for the purpose of that person's own consumption or use and in the quantities specified in the said Schedule.

4. Restriction on exportation of certain agricultural products

(1) No person shall export any agricultural product specified in the Second and Third Schedules hereto except under and in accordance with a written permit issued by the authorized officer.

(2) Notwithstanding the provisions of subregulation (1), no permit shall be required for

the exportation of any agricultural product which does not exceed the quantities specified under the Second Schedule.

5. Application for permit

(1) An application for an import or export permit, as the case may be under these Regulations, shall be made to the authorized officer, and such application shall contain such information and shall be accompanied by such documents as may be specified by the authorized officer.

(2) Any person applying for an import permit under these Regulations shall produce, to the authorised officer, such information or documents as the officer may require, proving that at least—

- (a) 30% of the maize grain;
- (b) 70% of the maize meal, samp, maize rice or animal feed for poultry and livestock;
- (c) 50% of the sorghum grains; or
- (d) 70% of the sorghum meal, sorghum rice or any other processed sorghum product, which is the subject of his or her application, was obtained in Botswana.

6. Issue of permit

Where the authorized officer is satisfied that an applicant for a permit is a fit and proper person and such person has complied with all the conditions specified for the issue of a permit, he may issue the applicant with an import or export permit, as the case may be.

7. Appeal

Any person who is aggrieved by the refusal of the authorized officer to issue him with an import or export permit, as the case may be, under these Regulations may appeal to the Minister of Agriculture whose decision thereon shall be final.

FIRST SCHEDULE RESTRICTED AGRICULTURAL IMPORTS (reg. 3(1))

Animal feed for poultry and livestock
Bananas
Beetroot
Butternuts
Cabbage
Carrots
Fresh milk
Green pepper
Maize
Maize products
Mangoes
Onions
Oranges
Potatoes
Pulses
Pumpkin
Sorghum
Sorghum products
Sweet potatoes
Tomatoes
Water melon
Wheat

SECOND SCHEDULE
SPECIFIED AGRICULTURAL PRODUCTS(*reg. 3(2)(c)*)

Products Quantity

Bananas 20 kg per person
Beetroot 10 kg per person
Butternuts 10 kg per person
Carrots 10 kg per person
Green pepper 10 kg per person
Maize 25 kg per person
Maize products 25 kg per person
Mangoes 10 kg per person
Pulses 25 kg per person
Pumpkin 10 kg per person
Sorghum 25 kg per person
Sorghum products 25 kg per person
Sweet potatoes 10 kg per person
Water melon 10 kg per person
Wheat 25 kg per person
Cabbage 30 kg per person
Fresh milk 2 litres per person
Onions 15 kg per person
Oranges 15 kg per person
Potatoes 20 kg per person
Tomatoes 10 kg per person

THIRD SCHEDULE
RESTRICTED AGRICULTURAL EXPORTS

(*reg. 4*)

Castor beans
Groundnuts
Maize
Maize products
Millet
Millet products

Pulses
Sorghum
Sorghum products
Sunflower seed
Wheat