

# CONTROL OF GOODS (IMPORT AND EXPORT OF AGRICULTURAL PRODUCTS) REGULATIONS

(under section 3)  
(25th November, 1985)

## ARRANGEMENT OF REGULATIONS

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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,  
S.I. 6, 2011,  
S.I. 24, 2011,  
S.I. 38, 2011,  
S.I. 109, 2020.

#### 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 "**authorised 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 authorised officer.

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

- (a) ...
- (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 authorised 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 authorised officer, and such application shall contain such information and shall be accompanied by such documents as may be specified by the authorised 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.

(3) An application for an import and export permit under subregulation (1) shall be accompanied by an application fee of P150.

#### **6. Issue of permit**

Where the authorised 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 authorised 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

Broccoli

Butternuts

Cabbage

Carrots

Cauliflower

Cucumber

Fresh milk

Gem Squash

Green pepper

Green beans

Lettuce

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))

<i>Products</i>	<i>Quantity</i>
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	Pulses
Groundnuts	Sorghum
Maize	Sorghum products
Maize products	Sunflower seed
Millet	Wheat
Millet products	