

USDA Foreign Agricultural Service

GAIN Report

Global Agricultural Information Network

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POLICY

Voluntary Public

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South Africa - Republic of

Post: Pretoria

Final prohibition of Geographical Indications under the SADC EU EPA

Report Categories:

Trade Policy Monitoring

Agricultural Situation

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Report Highlights:

On October 21, 2016, South Africa published the final list of agricultural products and beer names protected under the SADC-EU Economic Partnership Agreement and the rules of use applicable to the protected GI's. Post believes that such protection would be prohibitive to trade and could affect United States exports.

Background

On February 4, 2014, as part of the negotiating process of the Economic Partnership Agreement (EPA) between South Africa and the European Union (EU), the South African Department of Trade and Industry (DTI) issued a government notice, listing the names of certain products that the European Union requested to be protected on the basis of their geographical indications (GIs). This Government Notice (No. 66 of 2014) can be found on the following link:

http://www.thedti.gov.za/business_regulation/docs/EU_GIS.pdf. The descriptions of the products as well as the rules of use applicable were also published on the following link:

http://www.thedti.gov.za/business_regulation/SA_EU.jsp. The protection of the proposed geographical indications was made in terms of the Merchandise Marks Act (Act 17 of 1941). The deadline for public comments was March 7, 2014. Post also published a GAIN report on this notice and the potential implications of the protected GI's to trade. [Click here to download the GAIN report published by Post in 2014.](#)

The EPA between EU and some of the Southern African Development Community (SADC) countries, namely, Botswana, Lesotho, Mozambique, Namibia, Swaziland and South Africa.

On October 21, 2016, South Africa published the final list of agricultural posts and beer names protected under the EPA and the rules of use applicable to the protected GI's under Government Gazette Notice No 1303 of 2016. [Click here to download the notice.](#)

Descriptions of the Products and rules of use applicable

Table 1 below provides the links to the descriptions of the agricultural products and beers names as well as the Rules of Use applicable thereto can be viewed at the following links:

Product	Link to the list and rules of use applicable
Fruit, vegetables and cereals fresh or processed	http://www.thedti.gov.za/business_regulation/docs/AnnexII_1.pdf
Cheeses Part 1	http://www.thedti.gov.za/business_regulation/docs/AnnexII_2_partie.pdf
Cheeses Part 2	http://www.thedti.gov.za/business_regulation/docs/AnnexII_2_partie_2.pdf
Meat Products	http://www.thedti.gov.za/business_regulation/docs/AnnexII_3.pdf
Olive oil	http://www.thedti.gov.za/business_regulation/docs/Annex_II_4.pdf
Fisheries Products	http://www.thedti.gov.za/business_regulation/docs/Annex_II_5.pdf
Beer	http://www.thedti.gov.za/business_regulation/docs/Beers_list.pdf
Ceske pivov	http://www.thedti.gov.za/business_regulation/docs/Ceske_pivo.pdf
Ceskobudejovicke pivo	http://www.thedti.gov.za/business_regulation/docs/Ceskobudejovicke.pdf
Bayerisches Bier.	http://www.thedti.gov.za/business_regulation/docs/Bayerisches_Bier.pdf
Bremer Bier	http://www.thedti.gov.za/business_regulation/docs/Bremer_Bier.pdf
Munchener Bier	http://www.thedti.gov.za/business_regulation/docs/Munchener_Bier.pdf
Other Products	http://www.thedti.gov.za/business_regulation/docs/annexII_7.pdf