



**MINISTER
ENVIRONMENTAL AFFAIRS
REPUBLIC OF SOUTH AFRICA**

Private Bag X447, Pretoria, 0001, Environment House, 473 Steve Biko Road, Tel: (012) 399 8743
Private Bag X9052, Cape Town, 8000, Tel: (021) 464 1500, Fax: (021) 465 3362

Ref: EDMS 157055 (BABS/000716P)

Mr Matthew Lawrence Sampson
Bestinvestin Property (Pty) Ltd
P O Box 3387
DURBANVILLE
7551

E-mail: matthew@sampson.co.za

Dear Mr Sampson,

**APPLICATION FOR INTEGRATED BIOTRADE AND BIOPROSPECTING PERMIT BY
BESTINVESTIN PROPERTIES (PTY) LTD, REFERENCE NUMBER BABS/000716P**

The integrated biotrade and bioprospecting permit application submitted on 09 March 2016, reference number BABS/000716P has reference.

It is my honor to inform you that the integrated biotrade and bioprospecting permit application, reference number BABS/000716P has been approved with certain conditions and that the permit has been granted for a period of five years (2018 – 2023). You may apply for amendment of the permit after the first annual project status reporting. The official permit document is enclosed.

Please note that the regulation 33(4) of the Bioprospecting, Access and Benefit Sharing Amendment Regulations of 2015 made under the National Environmental Management: Biodiversity Act, 2004 (Act No. 10 of 2004) (NEMBA) provides that the following standard permit conditions apply to all integrated biotrade and bioprospecting permits:

- (i) All money due to stakeholders in terms of a benefit sharing agreement must be paid into the Bioprospecting Trust Fund, as required by section 85(1) of NEMBA. The banking details of the Bioprospecting Trust Fund is provided below;
- (ii) The permit holder must notify the Department when the money due to stakeholders as specified in the benefit sharing agreement will be transferred or paid into the Bioprospecting Trust Fund;
- (iii) The permit holder must notify stakeholder or stakeholders entitled to a monetary benefit in terms of the benefit sharing agreement that money was transferred or paid into the Bioprospecting Trust Fund;

- (iv) The permit holder must, on an annual basis, or such alternative timeframe as determined by the issuing authority, submit a status report to the issuing authority in a format determined by the issuing authority;
- (v) The indigenous genetic and biological resources to which a bioprospecting component of a permit relates may not be sold, donated or transferred to a third party without the written consent of the issuing authority; and
- (vi) The permit holder will be liable for the costs of mitigation or remedying the impact of the integrated biotrade and bioprospecting on the environment, in accordance with section 28 of the NEMA.

The Bioprospecting Trust Fund banking details:

Departmental Bank Account

ABSA Bank

Account number: 1044240072

Swift Account: ABSA ZAJJ CPT

Pretoria

South Africa

Branch code: 632005

Additional specific permit conditions imposed are as follows:

- (i) The Benefit Sharing Agreement concluded with Fair Wupperthal Agricultural Cooperative for the provision of access to the indigenous genetic and biological resources (i.e Rooibos leaves and stalks) will be subjected to the Transactional Advisor appointed by the Department of Environmental Affairs within the first year of the permit with a view to strengthen the benefit sharing arrangements for the Fair Wupperthal Agricultural Cooperative; and
- (ii) The permit holder will be required to conclude a separate Benefit Sharing Agreement for the utilization of traditional knowledge associated with rooibos, once the process of establishing the Wupperthal Community Development Trust for the benefit of the entire community is finalized taking into consideration the ongoing engagement for a broader benefit sharing agreement between the South African San Council jointly with the National Khoisan Council and the Rooibos Industries.

For any queries you might have on the integrated biotrade and bioprospecting permit and its conditions, kindly contact Ms Natalie Feltman: Director: Bioprospecting and Biodiversity Economy at 012 399 8917 or nfeltman@environment.gov.za or Ms Lactitia Tshitwamulomoni: Biodiversity Officer Control Grade B: BABS Policy Development and Implementation at 012 399 9611 or lmabadahane@environment.gov.za.

Yours sincerely



MRS B E E MOLEWA, MP
MINISTER OF ENVIRONMENTAL AFFAIRS

DATE: 2018/06/07