

## APPLICATION TO REGISTER A PREMISES FOR PROTECTED AND UNPROTECTED FLORA AND FOR A LICENSE TO GROW AND/OR SELL PROTECTED FLORA

Nature Conservation Ordinance, 1974 (Ordinance 19 of 1974) (Section 65)

New Application  Renewal  Current CapeNature permit no:

Expiry date of current permit:

**PLEASE NOTE:**

- 1) Any outstanding information renders the application incomplete; incomplete applications will not be processed
- 2) Application form must be completed in full, in legible block letters with black ink
- 3) A signed information document must accompany this application (included as part of this application)
- 4) This application must be accompanied by written permission to pick / harvest / purchase or receive as donation and remove flora for every property where the applicant picks / harvests / purchases or receives as donation and removes flora and of which he / she is not the landowner (please see Template included as part of this application).
- 5) This application must be accompanied by a written agreement transferring the right to pick/ harvest flora on property not belonging to the picker/harvester (please see Template included as part of this application)
- 6) Proof of legal origin for all protected flora must accompany this application
- 7) A proof of payment of the non-refundable administration fee must accompany this application
- 8) Where the space provided is not adequate, the information should be attached as an addendum
- 9) A separate application is required for each address where flora is cultivated at, sold from or harvested at
- 10) Copy/ies of the applicable title deeds must accompany this application if first time application/registration/ new property/ies
- 11) The amount of flora to be harvested / sold must be indicated at the list of flora species
- 12) A detailed map of the property indicating the property boundaries must accompany this application

**MARK WITH A 'X' WHERE APPLICABLE**

Grow  Sell   
 Protected Flora  Unprotected Flora

**MARK WITH A 'X' WHERE APPLICABLE**

<b>Property owner – Picking and selling of protected flora that grow naturally on his/her property</b>	<b>Property owner who cultivates / artificially reproduces or propagates protected flora on his/her property (NO ADMINISTRATION FEE REQUIRED)</b>
<b>Person who wishes to pick protected flora on someone else's property and sell said flora</b> Please attach copies of the following to this application: 1. landowner's <u>License to Sell / Grow Protected Flora</u> 2. the <u>Lease Agreement to Transfer the Picking Rights</u>	<b>Person or business that wishes to purchase and sell protected flora</b> Please attach copies of the following to this application: 1. supplier's <u>License to Sell / Grow Protected Flora</u> 2. supplier's <u>Registration Certificate</u>

**DETAILS OF PROPERTY WHERE PROTECTED FLORA WILL BE HARVESTED (IF APPLICABLE):**

Name of property as it appears on the deed of transfer:	Name of the nursery / farm / lot:
Deed of transfer number:	Full Name and Surname of person holding legal title:
Size of area in which protected flora occur naturally (hectares):	Estimated age of natural veld (years):
Size of area in which protected flora is cultivated (hectares):	GPS Coordinates of property:

**DETAILS OF PERSON AND PROPERTY WHERE PROTECTED / UNPROTECTED FLORA WILL BE CULTIVATED AT / SOLD FROM**

Name of nursery/business/farm			
Full Name & Surname of applicant			
ID no. of applicant			
Position of applicant in nursery/business/farm (i.e. owner / shareholder / manager etc.)			
Physical address:		Postal address:	
Postal code:		Postal code:	
Tel. (w)		Tel. (h)	
Fax No.		Cell No.	
Email		Website	

**LIST OF SPECIES & DETAILS OF PROTECTED / UNPROTECTED FLORA WHICH YOU ARE APPLYING FOR:**  
(if Species list is longer than 5 spp, please send as Addendum in Word document or Excel spreadsheet)

		PLEASE INDICATE WITH AN 'X' AND INDICATE <u>AMOUNT</u> OF EACH						
Common Name	Scientific Name ( <b>MANDATORY</b> )	Seed	Seedlings	Flowers (Dried or Cut)	Natural	Cultivated	Other (Specify)	Quantity (e.g. kg/tonnage/ stems, etc)
	Genus and species name (e.g. <i>Protea repens</i> )							

**LICENSE COLLECTION: INDICATE WITH A 'X' WHETHER YOU WILL**

Collect your license       Receive it by post\*       Receive it by email

\* CapeNature cannot be held responsible for the loss of a license in the post

I, the applicant, hereby declare that all the information supplied herewith is true and correct. I understand that the submission of false information in this application constitutes an offence.

\_\_\_\_\_  
**SIGNATURE OF APPLICANT**

\_\_\_\_\_  
**DATE**

ACCOUNT HOLDER:	WESTERN CAPE NATURE CONSERVATION BOARD	ACCOUNT NUMBER:	145 205 7117
BANK:	NEDBANK	REFERENCE:	800490_insert your surname)
BRANCH CODE:	145 209	ADMINISTRATION FEE:	See: <a href="http://www.capenature.co.za">www.capenature.co.za</a>
ACCOUNT TYPE:	CURRENT ACCOUNT		

**COMPLETE APPLICATIONS CAN BE FORWARDED TO:**

TEL: 021-483-0000 E-MAIL: [permits.fax@capenature.co.za](mailto:permits.fax@capenature.co.za) POST: Private Bag x29, Gatesville, 7766

## INFORMATION DOCUMENT FOR THE TO REGISTRATION OF PREMISES AND FOR A LICENSE TO GROW AND / OR SELL PROTECTED OR UNPROTECTED FLORA

**I, the applicant, hereby declare that I take note of and understand:**

- That the onus is on me to acquaint myself with all legislation pertaining to the growing, selling, transport and possession of protected and unprotected flora.
- That the onus is on me to acquaint myself with all legislation pertaining to the international trade (import / export) in protected and unprotected flora and that additional permits (e.g. CITES and/or Dept. of Agriculture) may be required.
- That the onus is on me to verify the current conservation status of any flora species that is in my possession or are to be acquired / cultivated / sold prior to such possession / acquisition / cultivation or sale on the SANBI Red List of South African Plants at <http://redlist.sanbi.org/> and/or <http://www.iucnredlist.org/> and/or <https://www.cites.org/eng/app/appendices.php>.
- That a registration certificate to grow and / or sell protected and unprotected flora does not authorise me to possess, cultivate, acquire by any means or trade in endangered flora.
- That the onus is on me to ascertain whether any additional permits or authorisations are required from other local / provincial and / or national authorities (e.g. municipal approval, permits from the National Department of Environmental Affairs to propagate or trade in listed alien and invasive species etc.)
- That I may only grow and / or sell protected and unprotected flora on or from registered premises.
- That I can apply for permits at my nearest CapeNature regional office.
- That any permit / license has an expiry date and that the onus is on me to apply for the renewal of my license to grow / sell protected or unprotected flora at least ninety (90) days prior to the expiration.
- That I must have the necessary license and / or permit in my possession prior to commencing any activity with any specimen of protected and unprotected flora.
- That a registration certificate does not authorise me to grow / sell / harvest protected or unprotected flora or the seed thereof without a valid accompanying license and / or permit.
- That it is an offence to commence any activity with protected or unprotected flora without being in possession of a valid permit or license authorising that particular activity.
- That I must keep an invoice book in which the following information is specified: a) my full name and address, b) the full name and address of the buyer / receiver, c) the number and expiry date of my license to sell protected flora and d) the species name and quantity of each species which is being sold or donated.
- That I can be held responsible for reimbursement of the costs incurred by CapeNature to conduct an inspection if the minimum requirements for a permit / license are not met.
- That, in the case of repeated offences or failure to comply with permit conditions, it may lead to the cancellation of permits / licenses and/or the withholding of future permits / licenses.
- That, in the case of an offence regarding the specimen(s) contained in this application, the specimen(s) may be confiscated / seized by CapeNature.

<b>Full Name &amp; Surname of Applicant</b>	
<b>ID no. of Applicant</b>	

**I, the applicant, hereby declare that I take note of and understand the information supplied in this document.**

\_\_\_\_\_  
SIGNATURE OF APPLICANT

\_\_\_\_\_  
DATE

# DONATION / SALE OF FLORA TO OTHER PERSON(S) AND LANDOWNER PERMISSION FOR THE REMOVAL OF FLORA FROM PROPERTY

In terms of Section 39, 41, 42, 43 and 71 of the Nature Conservation Ordinance 19 of 1974 as amended, I confirm as follows:

**LANDOWNER:**

I, the undersigned Landowner (full name and surname):		
ID Number:		
Name of Property:		
Town:		
Contact Details:	Tel.:	
	Cell:	
	Fax / Email:	

**Hereby grant permission to:**

Full Name and Surname:		
ID Number:		
Permanent Address:		
Vehicle registration number:		
Contact Details:	Tel.:	
	Cell:	
	Fax / Email:	

To Receive as Donation / Sale and Remove from my Property:		
From (date):		To (date):
Permanent Address:		

The following Specie/s of flora and quantities: (if the space below is not sufficient attach a list)

Species:	Quantity:

I declare that the abovementioned plant(s) or parts thereof were donated / sold to the holder of this document and that he / she may remove the flora from my property.

\_\_\_\_\_  
SIGNATURE OF LANDOWNER

\_\_\_\_\_  
DATE

*This document must be kept in the possession of the holder for a period of at least two months from the date of issue or as long as the holder of the document is in possession of the flora.*

# LEASE AGREEMENT AND TRANSFER OF PICKING/HARVEST RIGHTS WITH REGARD TO PROTECTED FLORA AND UNPROTECTED FLORA ON A PROPERTY

<b>Description of property</b>	
<b>Deed of transfer number</b>	
<b>Name of property owner (here after referred to as Lessor)</b>	
<b>Or name of authorized person (eg: farm manager)</b>	
<b>Position</b>	
<b>Residential address</b>	
<b>Postal address</b>	
<b>Picker/ Harvester (here after referred to as lessee)</b>	
<b>Residential address</b>	
<b>Postal address</b>	

I, the lessor/ property owner, hereby give permission to the lessee to pick the following protected flora on my property according to the appendix 4 of the Nature Conservation Ordinance (Ordinance 19 of 1974

Common name	Scientific name	Amount/quantities (stems/mass/cut)

\*if the space provide is not sufficient, attach a list

I, the lessor/ property owner, undertake to transfer the picking rights regarding the above-mentioned flora on my property, for the period:

<b>From:</b>	
<b>To:</b>	

I, the lessor, undertake to register as the seller or grower of protected flora on my property, while the lessee will act as the grower of the protected and unprotected indigenous flora mentioned with regard to my property, in accordance with the provisions of the Ordinance.

The lessee remains responsible and accountable at all times for any action taken by people in his services and will ensure that they are in possession of the necessary documentation as long as they pick on the said property.

Both parties shall ensure that all other provisions of the Ordinance regarding the picking of flora will be adhered to.

Both parties shall ensure that sufficient flower heads/ stems are left on plants in the veld to ensure that seed source is protected, and harvesting remains sustainable.

It is the responsibility of the lessee to ascertain where exactly the boundaries of the property/ies are, within which he/she has the right to pick according to the provisions laid down.

Any additional conditions or details to this agreement must be specified here:

-----  
 -----

-----  
-----  
-----  
**Signed at** \_\_\_\_\_ **(place)**

**Signature of Lessor/ owner** \_\_\_\_\_

**Date:** \_\_\_\_\_

**Signature of lessee** \_\_\_\_\_

**Date:** \_\_\_\_\_

**Witness 1:** \_\_\_\_\_

**Witness 2:** \_\_\_\_\_

**Date:** \_\_\_\_\_

**Date:** \_\_\_\_\_