FIRST REGULAR NATIONAL REPORT ON THE IMPLEMENTATION OF THE CARTAGENA PROTOCOL ON BIOSAFETY

Origin of report

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Please provide summary information on the process by which this report has been prepared, including information on the types of stakeholders who have been actively involved in its preparation and on material which was used as a basis for the report:

The Department of Environmental Affairs and Tourism, the focal point for the Cartagena Protocol on Biosafety and the Department of Agriculture, the Competent National Authority, jointly compiled this report. All responses in the report refer to progress made up to the end of August 2007.

The Director General of the Department of Environmental Affairs and Tourism approved the completed report.

1. Several articles of the Protocol require that information be provided to the Biosafety Clearing-House (see the list below). For your Government, if there are cases where relevant information exists but has not been provided to the Biosafety Clearing-House (BCH), describe any obstacles or impediments encountered regarding provision of that information (note: To answer this question, please check the BCH to determine the current status of your country's information submissions relative to the list of required information below. If you do not have access to the BCH, contact the Secretariat for a summary):

Although South Africa has submitted some information to the BCH, there is still information which is to be submitted, with special reference to information pertaining to risk assessments of Living Modified Organisms (LMOs) that have been approved in accordance with the Advanced Informed Agreement (AIA) procedure before the Protocol became effective for South Africa.

The information on South Africa on the BCH currently includes:

- Environment Conservation Act, 1989, Regulations: The Identification under Section 21 of activities that may have a substantial detrimental effect on the environment.
- Genetically Modified Organisms Act, 1997 (Act No. 15 of 1997)
- Regulations: Genetically Modified Organisms Act, 1997: Intentional introduction into the environment (AIA), LMOs for use as food, feed or for processing, Transit and contained use
- Contact details for competent national authorities
- Contact details for the national focal point

South Africa is finalizing the implementation of the national biosafety clearing house website, under the Department of Agriculture. A third phase of ensuring the interoperability of the national Biosafety Clearinghouse with the BCH under the CPB has been technically more complicated than anticipated and has delayed implementation of the national BCH.

Several guideline documents (applicants, decision-makers) exists, these however needs to be amended in line with the amended domestic regulatory framework. These will be submitted to the BCH upon finalization.

2. Please provide an overview of information that is required to be provided to the Biosafety Clearing-House:

Type of information	Information	Information	Information
	exists and is	exists but is not	does not exist
	being provided to	yet provided to	/not
	the Biosafety	the Biosafety	applicable
	Clearing-House	Clearing-House	
a) Existing national legislation, regulations and	X- The domestic		
guidelines for implementing the Protocol, as well	regulatory		
as information required by Parties for the	framework has		
advance informed agreement procedure	been amended		
(Article 20.3(a))	and once		
	finalized it will		
	be updated on		
	BCH		

b) National laws, regulations and guidelines applicable to the import of LMOs intended for direct use as food or feed, or for processing (Article 11.5);	X		
c) Bilateral, multilateral and regional agreements and arrangements (Articles 14.2, 20.3(b), and 24.1);			X
d) Contact details for competent national authorities (Articles 19.2 and 19.3), national focal points (Articles 19.1 and 19.3), and emergency contacts (Article 17.2 and 17.3(e));	X		
e) In cases of multiple competent national authorities, responsibilities for each (Articles 19.2 and 19.3);			X
f) Reports submitted by the Parties on the operation of the Protocol (Article 20.3(e));	X		
g) Occurrence of unintentional transboundary movements that are likely to have significant adverse effects on biological diversity (Article 17.1);			X- No unintentional transboundar y movements experienced
Type of information	Information exists and is being provided to the Biosafety Clearing-House	Information exists but is not yet provided to the Biosafety Clearing-House	Information does not exist /not applicable
h) Illegal transboundary movements of LMOs (Article 25.3);			X- No illegal transboundar y movements experienced
i) Final decisions regarding the importation or release of LMOs (i.e. approval or prohibition, any conditions, requests for further information, extensions granted, reasons for decision) (Articles 10.3 and 20.3(d));	X		
j) Information on the application of domestic regulations to specific imports of LMOs (Article 14.4);	X		
k) Final decisions regarding the domestic use of LMOs that may be subject to transboundary movement for direct use as food or feed, or for processing (Article 11.1);	X		
l) Final decisions regarding the import of LMOs intended for direct use as food or feed, or for processing that are taken under domestic	X		

regulatory frameworks (Article 11.4) or in accordance with annex III (Article 11.6) (requirement of Article 20.3(d))			
m) Declarations regarding the framework to be used for LMOs intended for direct use as food or feed, or for processing (Article 11.6)	X		
n) Review and change of decisions regarding intentional transboundary movements of LMOs (Article 12.1);	X		
o) LMOs granted exemption status by each Party (Article 13.1)	X- Simplified procedure for MON810xNK60 3 maize, RR Flex Cotton and BGRR Cotton		
p) Cases where intentional transboundary movement may take place at the same time as the movement is notified to the Party of import (Article 13.1);			X- Not applicable as it is not allowed under SA law.
q) Summaries of risk assessments or environmental reviews of LMOs generated by regulatory processes and relevant information regarding products thereof (Article 20.3(c)).		X	

Article 2 – General provisions

3. Has your country introduced the necessary legal, administrative and other measures for implementation of the Protocol? (Article 2.1)	
a) full domestic regulatory framework in place (please give details below)	X
b) some measures introduced (please give details below)	
c) no measures yet taken	

4. Please provide further details about your response to the above question, as well as description of your country's experiences and progress in implementing Article 2, including any obstacles or impediments encountered:

South Africa implemented its Genetically Modified Organisms Act, 1997 (Act No. 15 of 1997) in 1999. Since then all activities with GMO's are regulated in accordance with this Act. The GMO Act, regulations, guidelines and operating procedures to a large extent, already encompasses many of the provisions of the Protocol. Those not covered under the GMO Act have been incorporated into the GMO Amendment Act, which has been approved by the State President. The GMO Amendment Act will be implemented as soon as the Minister of Agriculture approves the accompanied regulations.

In addition to the GMO Act 15 of 1997, South Africa also has other pieces of legislation that considers biosafety issues. These include:

- Environmental Conservation Act of 1989

- National Environmental Management Biodiversity Act 10 of 2004
- Foodstuffs, Cosmetics and Disinfectants Act 54 of 1972

The National Environmental Management Biodiversity Act 10 of 2004 under the Department of Environmental Affairs and Tourism makes provisions for the long term monitoring and reporting of LMOs.

The major challenge thus far has been public debate on LMOs and ensuring public understanding of biotechnology.

Articles 7 to 10 and 12: The advance informed agreement procedure
See question 1 regarding provision of information to the Biosafety Clearing-House.

5.	Were you a Party of import during this reporting period?	
	a) yes	
	b) no	
6.	Were you a Party of export during this reporting period?	
	a) yes	
	b) no	
7. juri	Is there a legal requirement for the accuracy of information provided by exporters is diction of your country? (Article 8.2)	1/ under the
	a) yes	X- Completion of an affidavit to declare that information is true and accurate
	b) not yet, but under development	
	c) no	
	d) not applicable – not a Party of export	
	If you were a Party of export during this reporting period, did you request any Pariew a decision it had made under Article 10 on the grounds specified in Article 12.	
	a) yes (please give details below)	
	b) not yet, but under development	X
	c) no	
	d) not applicable – not a Party of export	
9. by	Did your country take decisions regarding import under domestic regulatory frame Article 9.2(c).	eworks as allowed
	a) yes	X
	b) no	
		

^{1/} The use of terms in the questions follows the meanings accorded to them under Article 3 of the Protocol.

- c) not applicable no decisions taken during the reporting period
- 10. If your country has been a Party of export of LMOs intended for release into the environment during the reporting period, please describe your experiences and progress in implementing Articles 7 to 10 and 12, including any obstacles or impediments encountered:

South Africa exported LMO's intended for environmental release. However, this was only of LMO's that already have commercial release status in the Party of Import, hence the Parties of Import did not require Advanced Informed Agreement procedures before consenting to the importation.

11. If your country has taken decisions on import of LMOs intended for release into the environment during the reporting period, please describe your experiences and progress in implementing Articles 7 to 10 and 12, including any obstacles or impediments encountered:

The GMO Act makes provision for Advanced Informed Agreement requirements that is consistent with the Protocol, which were followed in taking decisions on the proposed importation of LMO's intended for environmental release. This system has been in operation since 2000, but is continuously improving as more and more applications are assessed and experience is gained.

Article 11 – Procedure for living modified organisms intended for direct use as food or feed, or for processing

See question 1 regarding provision of information to the Biosafety Clearing-House.

12. Is there a legal requirement for the accuracy of information provided by the applicant with respect to the domestic use of a living modified organism that may be subject to transboundary movement for direct use as food or feed, or for processing? (Article 11.2)		
a) yes	X	
b) not yet, but under development		
c) no		
d) not applicable (please give details below)		
13. Has your country indicated its needs for financial and technical assistance and capacity-building in respect of living modified organisms intended for direct use as food or feed, or for processing? (Article 11.9)		
a) yes (please give details below)		
b) no	X	
c) not relevant		
14. Did your country take decisions regarding import under domestic regulatory frameworks as allowed by Article 11.4?		
a) yes	X	
b) no		
c) not applicable – no decisions taken during the reporting period		

15. If your country has been a Party of export of LMOs intended for direct use for food or feed, or for processing, during the reporting period, please describe your experiences and progress in implementing Article 11, including any obstacles or impediments encountered:

South Africa exported LMO's intended for food or feed or for processing but only of LMO's that already have similar approval status in the Party of Import. No obstacles or impediments were encountered.

16. If your country has been a Party of import of LMOs intended for direct use for food or feed, or for processing, during the reporting period, please describe your experiences and progress in implementing Article 11, including any obstacles or impediments encountered:

All decisions pertaining to for food or feed, or for processing are taken in accordance with the provisions of the GMO Act. Some of the constraints experienced included certification of the LMOs which are commercially available in the exporting country.

When consulting the BCH concerns arise as to the status of the information (when last it was updated). Documentation provided by the importers also needs to be verified. Our experience has indicated that importers present certification documentation (detailing which LMOs have been approved in the country of export) from various authorities. It has been difficult to establish the legal status of these certification bodies from the competent authorities.

Article 13 – Simplified procedure

See question 1 regarding provision of information to the Biosafety Clearing-House.

17. Have you applied the simplified procedure during the reporting period?	
a) yes	
b) no	

18. If your country has used the simplified procedure during the reporting period, or if you have been unable to do so for some reason, please describe your experiences in implementing Article 13, including any obstacles or impediments encountered:

Transboundary movement of LMOs approved previously (where a full AIA was applied) is subject to the Simplified Procedure. This is a very useful Article and prevents unnecessary delays in trade. An import permit in line with the GMO Act is issued.

Article 14 – Bilateral, regional and multilateral agreements and arrangements

See question 1 regarding provision of information to the Biosafety Clearing-House.

19. Has your country entered into any bilateral, regional or multilateral agreements or arrangements?	
a) yes	
b) no	
20. If your country has entered into bilateral, regional or multilateral agreements or arrangements, or if you have been unable to do so for some reason, describe your experiences in implementing Article 14 during the reporting period, including any obstacles or impediments encountered:	
South Africa did not enter into any bilateral, regional or multilateral agreements or arr	angements

Articles 15 and 16 – Risk assessment and risk management

21. If you were a Party of import during this reporting period, were risk assessments carried out for all decisions taken under Article 10? (Article 15.2)	
a) yes	X

b) no (please clarify below)	
c) not a Party of import / no decisions taken under Article 10	
22. If yes to question 21, did you require the exporter to carry out the risk assessment?	?
a) yes – in all cases	X
b) yes – in some cases (please specify the number and give further details below)	
c) no	
d) not a Party of import / no decisions taken under Article 10	
23. If you took a decision under Article 10 during the reporting period, did you require bear the cost of the risk assessment? (Article 15.3)	e the notifier to
a) yes – in all cases	X
b) yes – in some cases (please specify the number and give further details below)	
c) no	
d) not a Party of import / no decisions taken under Article 10	
24. Has your country established and maintained appropriate mechanisms, measures a regulate, manage and control risks identified in the risk assessment provisions of the P 16.1)	
a) yes – fully established	X
	X
a) yes – fully establishedb) not yet, but under development or partially established (please give further	X
 a) yes – fully established b) not yet, but under development or partially established (please give further details below) 	
 a) yes – fully established b) not yet, but under development or partially established (please give further details below) c) no 25. Has your country adopted appropriate measures to prevent unintentional transbour 	
 a) yes – fully established b) not yet, but under development or partially established (please give further details below) c) no 25. Has your country adopted appropriate measures to prevent unintentional transbour of living modified organisms? (Article 16.3) 	ndary movements
 a) yes – fully established b) not yet, but under development or partially established (please give further details below) c) no 25. Has your country adopted appropriate measures to prevent unintentional transbour of living modified organisms? (Article 16.3) a) yes – fully adopted b) not yet, but under development or partially adopted (please give further 	ndary movements
 a) yes – fully established b) not yet, but under development or partially established (please give further details below) c) no 25. Has your country adopted appropriate measures to prevent unintentional transbour of living modified organisms? (Article 16.3) a) yes – fully adopted b) not yet, but under development or partially adopted (please give further details below) 	ndary movements X er imported or
 a) yes – fully established b) not yet, but under development or partially established (please give further details below) c) no 25. Has your country adopted appropriate measures to prevent unintentional transbour of living modified organisms? (Article 16.3) a) yes – fully adopted b) not yet, but under development or partially adopted (please give further details below) c) no 26. Does your country endeavour to ensure that any living modified organism, whethe locally developed, undergoes an appropriate period of observation commensurate with 	ndary movements X er imported or
a) yes – fully established b) not yet, but under development or partially established (please give further details below) c) no 25. Has your country adopted appropriate measures to prevent unintentional transbour of living modified organisms? (Article 16.3) a) yes – fully adopted b) not yet, but under development or partially adopted (please give further details below) c) no 26. Does your country endeavour to ensure that any living modified organism, whethe locally developed, undergoes an appropriate period of observation commensurate with generation time before it is put to its intended use? (Article 16.4)	andary movements X er imported or a its life-cycle or
a) yes – fully established b) not yet, but under development or partially established (please give further details below) c) no 25. Has your country adopted appropriate measures to prevent unintentional transbour of living modified organisms? (Article 16.3) a) yes – fully adopted b) not yet, but under development or partially adopted (please give further details below) c) no 26. Does your country endeavour to ensure that any living modified organism, whether locally developed, undergoes an appropriate period of observation commensurate with generation time before it is put to its intended use? (Article 16.4) a) yes – in all cases	andary movements X er imported or a its life-cycle or
a) yes – fully established b) not yet, but under development or partially established (please give further details below) c) no 25. Has your country adopted appropriate measures to prevent unintentional transbour of living modified organisms? (Article 16.3) a) yes – fully adopted b) not yet, but under development or partially adopted (please give further details below) c) no 26. Does your country endeavour to ensure that any living modified organism, whethelocally developed, undergoes an appropriate period of observation commensurate with generation time before it is put to its intended use? (Article 16.4) a) yes – in all cases b) yes – in some cases (please give further details below)	andary movements X er imported or a its life-cycle or

a	yes (please give further details below)	
b	no (please give further details below)	X

28. Please provide further details about your responses to the above questions, as well as description of your country's experiences and progress in implementing Articles 15 and 16, including any obstacles or impediments encountered:

All applicants (notifiers) are required to conduct risk assessments at their own cost and submit this with any application for contained use, release into the environment or food, feed and processing. This information is reviewed through an extensive process, which includes public participation, before authorization is approved.

Article 17 – Unintentional transboundary movements and emergency measures See question 1 regarding provision of information to the Biosafety Clearing-House.

29. During the reporting period, if there were any occurrences under your jurisdiction that led, or could have led, to an unintentional transboundary movement of a living modified organism that had, or could have had, significant adverse effects on the conservation and sustainable use of biological diversity, taking also into account risks to human health in such States, did you immediately consult the affected or potentially affected States for the purposes specified in Article 17.4?

a) yes – all relevant States immediately	
b) yes – partially consulted, or consultations were delayed (please clarify below)	
c) no – did not consult immediately (please clarify below)	X
d) not applicable (no such occurrences)	

30. Please provide further details about your response to the above question, as well as description of your country's experiences in implementing Article 17, including any obstacles or impediments encountered:

South Africa did not experience any unintentional transboundary movements during this reporting period.

Article 18 – Handling, transport, packaging and identification

31. Has your country taken measures to require that living modified organisms that are subject to transboundary movement within the scope of the Protocol are handled, packaged and transported under conditions of safety, taking into account relevant international rules and standards? (Article 18.1)	
a) yes (please give details below)	X
b) not yet, but under development	
c) no	
d) not applicable (please clarify below)	
32. Has your country taken measures to require that documentation accompanying liv organisms for direct use as food or feed, or for processing, clearly identifies that they modified organisms and are not intended for intentional introduction into the environmentation point for information? (Article 18.2(a))	'may contain' living
a) yes	X
b) not yet, but under development	

c)	no	l

33. Has your country taken measures to require that documentation accompanying living modified organisms that are destined for contained use clearly identifies them as living modified organisms and specifies any requirements for the safe handling, storage, transport and use, the contact point for further information, including the name and address of the individual and institution to whom the living modified organisms are consigned? (Article 18.2(b))

a) yes	X
b) not yet, but under development	
c) no	

34. Has your country adopted measures to require that documentation accompanying living modified organisms that are intended for intentional introduction into the environment of the Party of import and any other living modified organisms within the scope of the Protocol, clearly identifies them as living modified organisms; specifies the identity and relevant traits and/or characteristics, any requirements for the safe handling, storage, transport and use, the contact point for further information and, as appropriate, the name and address of the importer and exporter; and contains a declaration that the movement is in conformity with the requirements of this Protocol applicable to the exporter? (Article 18.2(c))

a) yes	X
b) not yet, but under development	
c) no	

35. Please provide further details about your responses to the above questions, as well as a description of your country's experiences and progress in implementing Article 18, including any obstacles or impediments encountered:

All requirements pertaining to this Article have been incorporated into export permits issued by South Africa.

Article 19 - Competent national authorities and national focal points

See question 1 regarding provision of information to the Biosafety Clearing-House.

Article 20 – Information-sharing and the Biosafety Clearing-House

See question 1 regarding provision of information to the Biosafety Clearing-House.

36. In addition to the response to question 1, please describe any further details regarding your country's experiences and progress in implementing Article 20, including any obstacles or impediments encountered:

Not all countries have submitted complete information to the BCH, which makes it very difficult to make decisions, especially with regard to proposed imports for food or feed, or for processing. It will be useful to share information on GMO environmental risk assessments with countries that have similar environments. At this stage, South Africa is the only southern African nation that is approving GMO's for environmental and commercial release.

$Article\ 21-Confidential\ information$

37. Does your country have procedures to protect confidential information received us and that protect the confidentiality of such information in a manner no less favourable of confidential information in connection with domestically produced living modified 21.3)	than its treatment
a) yes	X
b) not yet, but under development	
c) no	
38. If you were a Party of import during this reporting period, did you permit any noting information submitted under the procedures of the Protocol or required by the Party of the advance informed agreement procedure that was to be treated as confidential? (Article 2015)	f import as part of
a) yes	X
If yes, please give number of cases	ALL
b) no	
c) not applicable – not a Party of import / no such requests received	
39. If you answered yes to the previous question, please provide information on your including description of any impediments or difficulties encountered:	experience
In South Africa the Genetically Modified Organisms Act as well as the Prom Information Act, 2000 (Act No. 2 of 2000), make provisions for the protection of c information. Applicants submit two copies of documentation, one of which is confidential information has been severed. In this way applicants are afforded the op which information should be treated as confidential. Information as detailed in considered confidential.	confidential business is a copy where all portunity to indicate
40. If you were a Party of export during this reporting period, please describe any implementation of the requirements of Article 21:	
South Africa did not experience any impediments or difficulties with regard to Arduring this reporting period.	ticle 21 for exports
Article 22 – Capacity-building	
41. If a developed country Party, during this reporting period has your country cooper development and/or strengthening of human resources and institutional capacities in b purposes of the effective implementation of the Protocol in developing country Parties least developed and small island developing States among them, and in Parties with extransition?	oiosafety for the s, in particular the
a) yes (please give details below)	X
b) no	
c) not applicable – not a developed country Party	
42. If yes to question 41, how has such cooperation taken place:	
South Africa has hosted delegations from various SADC member States, other Africa	an countries such as

Uganda. It has also participated regional workshops organized by RAEIN Africa. In addition various engagements with other government agencies such as the National Corn Growers Association and US Grains Council took place. It is noted that South Africa is often seen as the leader in applying GMO's in the context of the developing world, and especially Africa, seeks South Africa's experience to develop their domestic legislation in this regard. 43. If a developing country Party, or Party with an economy in transition, during this reporting period has your country contributed to the development and/or strengthening of human resources and institutional capacities in biosafety for the purposes of the effective implementation of the Protocol in another developing country Party or Party with an economy in transition? a) yes (please give details below) b) no c) not applicable – not a developing country Party 44. If yes to question 43, how has such cooperation taken place: 45. If a developing country Party or a Party with an economy in transition, have you benefited from cooperation for technical and scientific training in the proper and safe management of biotechnology to the extent that it is required for biosafety? a) yes – capacity-building needs fully met (please give details below) b) yes – capacity-building needs partially met (please give details below) c) no – capacity-building needs remain unmet (please give details below) d) no – we have no unmet capacity-building needs in this area X e) not applicable – not a developing country Party or a Party with an economy in transition 46. If a developing country Party or a Party with an economy in transition, have you benefited from cooperation for technical and scientific training in the use of risk assessment and risk management for biosafety? a) yes – capacity-building needs fully met (please give details below) b) yes – capacity-building needs partially met (please give details below) c) no – capacity-building needs remain unmet (please give details below) X d) no – we have no unmet capacity-building needs in this area e) not applicable – not a developing country Party or a Party with an economy in transition 47. If a developing country Party or a Party with an economy in transition, have you benefited from cooperation for technical and scientific training for enhancement of technological and institutional capacities in biosafety? a) yes – capacity-building needs fully met (please give details below) b) yes – capacity-building needs partially met (please give details below) c) no – capacity-building needs remain unmet (please give details below)

d) no – we have no unmet capacity-building needs in this area	X
e) not applicable – not a developing country Party or a Party with an economy in transition	

48. Please provide further details about your responses to the above questions, as well as description of your country's experiences and progress in implementing Article 22, including any obstacles or impediments encountered:

Most of the capacity building initiatives are aimed at developing countries and economies in transition that do not yet have regulatory frameworks in place. As South Africa already has a regulatory framework, it has not been possible to participate in these initiatives.

Article 23 – Public awareness and participation

49. Does your country promote and facilitate public awareness, education and participathe safe transfer, handling and use of living modified organisms in relation to the consequence sustainable use of biological diversity, taking also into account risks to human health?	ervation and
a) yes – significant extent	
b) yes – limited extent	X
c) no	
50. If yes, do you cooperate with other States and international bodies?	
a) yes – significant extent	
b) yes – limited extent	
c) no	X
51. Does your country endeavour to ensure that public awareness and education encon information on living modified organisms identified in accordance with the Protocol th imported? (Article 23.1(b))	
a) yes – fully	
b) yes – limited extent	X
c) no	
52. Does your country, in accordance with its respective laws and regulations, consult decision-making process regarding living modified organisms and make the results of available to the public? (Article 23.2)	
a) yes – fully	
b) yes – limited extent	X
c) no	
53. Has your country informed its public about the means of public access to the Biosa House? (Article 23.3)	afety Clearing-
a) yes – fully	
b) yes – limited extent	X
c) no	

54. Please provide further details about your responses to the above questions, as well as description of your country's experiences and progress in implementing Article 23, including any obstacles or impediments encountered:

The GMO Act makes specific provisions for a process of public participation. In accordance with the National Biotechnology Strategy for South Africa, there is also a Public Understanding of Biotechnology Programme, which aims to create public awareness on biotechnology and enable informed debates on GMO's.

There are several non-government initiatives that are aimed at communicating biotechnology to the public. These include stakeholder organizations as well as non-governmental organizations and institutions of higher learning.

Article 24 – Non-Parties

55. Have there been any transboundary movements of living modified organisms between your country

See question 1 regarding provision of information to the Biosafety Clearing-House.

and a non-Party during the reporting period?

a) yes b) no

56. If there have been transboundary movements of living modified organisms betwe a non-Party, please provide information on your experience, including description of difficulties encountered:	
Yes. As an exporter to non-parties during this reporting period, we experienced prefer not to follow the provisions of the Protocol and are very reluctant to requirements that are beyond the requirements provided for by the Protocol.	
Article 25 – Illegal transboundary movements	
See question 1 regarding provision of information to the Biosafety Clearing-I	House.
57. Has your country adopted appropriate domestic measures to prevent and penalize transboundary movements of living modified organisms carried out in contravention (measures? (Article 25.1)	
a) yes	X
b) no	
58. Have there been any illegal transboundary movements of living modified organist country during the reporting period?	ms into your
a) yes	
b) no	
59. Please provide further details about your response to the above question, as well a your country's experiences in implementing Article 25, including any obstacles or improvement encountered:	
South Africa makes use of inspectors to monitor all imports into South Africa and t provision for penalties in cases of illegal transboundary movements.	he GMO Act makes

Article 26 – Socio-economic considerations

60. If during this reporting period your country has taken a decision on import, did it take into account
socio-economic considerations arising from the impact of living modified organisms on the conservation
and sustainable use of biological diversity, especially with regard to the value of biological diversity to
indigenous and local communities? (Article 26.1)

a) yes – significant extent	
b) yes – limited extent	X
c) no	
d) not a Party of import	

61. Has your country cooperated with other Parties on research and information exchange on any socio-economic impacts of living modified organisms, especially on indigenous and local communities? (Article 26.2)

a) yes – significant extent	
b) yes – limited extent	
c) no	X

62. Please provide further details about your responses to the above questions, as well as description of your country's experiences and progress in implementing Article 26, including any obstacles or impediments encountered:

Although socio-economic factors are taken into consideration when taking decisions in South Africa, there is a need for an international framework with regard to the socio-economic factors that should be taken into account during decision-making. As the scope of LMOs is increasing and considering lesson learnt thus far, socio-economic factors are increasingly enjoying attention in SA.

Article 28 – Financial mechanism and resources

63. Please indicate if, during the reporting period, your Government made financial resources available to other Parties or received financial resources from other Parties or financial institutions, for the purposes of implementation of the Protocol.

a) yes – made financial resources available to other Parties	
b) yes – received financial resources from other Parties or financial institutions	
c) both	
d) neither	X

64. Please provide further details about your response to the above question, as well as description of your country's experiences, including any obstacles or impediments encountered:

Other information

65. Please use this box to provide any other information related to articles of the Protocol, questions in the reporting format, or other issues related to national implementation of the Protocol:

None

Comments on reporting format

The wording of these questions is based on the Articles of the Protocol. Please provide information on any difficulties that you have encountered in interpreting the wording of these questions: