

**MINUTES OF THE MEETING OF THE EXECUTIVE COUNCIL UNDER THE GMO ACT, 1997 HELD ON
26 October 2010, HARVEST HOUSE, ROOM 332, PRETORIA**

PRESENT

Mr B Durham (Chairperson)
Ms W P Mandivenyi
Mr A Pretorius
Dr G Bouwer

Department of Science and Technology (DST)
Department of Environmental Affairs (DEA)
Department of Health (DoH)
Chairperson of the Advisory Committee (AC) under the GMO Act, 1997

APOLOGIES

Dr J Jaffha
Ms J Mhlophe
Ms P Kershaw
Ms E Koekemoer
Ms M Ruiters

Department of Agriculture, Forestry and Fisheries (DAFF)
Department of Labour (DoL)
Department of Environmental Affairs (DEA)
Department of Trade and Industry (the dti)
Department of Labour (DoL)

IN ATTENDANCE

Ms C Arendse
Ms E Jantjies
Ms I Muedi
Ms R Chanda
Mr S Mokhothu
Ms L Segooa

Department of Agriculture, Forestry and Fisheries (DAFF)
Department of Agriculture, Forestry and Fisheries (DAFF)
Department of Agriculture, Forestry and Fisheries (secretariat) (DAFF)
Department of Health (DoH)
Department of Agriculture, Forestry and Fisheries (DAFF)
Department of Science and Technology (DST)

NO.	SUBJECT	RESOLUTION	FOR ATTENTION
1.	OPENING AND WELCOME	The Chairperson welcomed those present at the EC meeting.	EC Chairperson
2.	ATTENDANCE REGISTER AND APOLOGIES	The attendance register was circulated to everyone present for signature.	EC Chairperson
3.	ADDITIONS TO AND ADOPTION OF THE AGENDA	The agenda was adopted with no additions:	

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NO.	SUBJECT	RESOLUTION	FOR ATTENTION
4.	APPROVAL OF THE RECORD OF PROCEEDINGS OF 07 September 2010	The record of proceedings of the meeting held on 07 September 2010 were amended and approved.	
5.	MATTERS ARISING FROM THE PROCEEDINGS		
5.1	Feedback on appeals lodged under the GMO Act (DAFF)	(i) The EC members were informed of delays by the appeal board in reaching a decision as a result of the African Centre for Biosafety's (ACB) request to make a submission to the appeal board. A response was drafted by the appeal board chairperson and distributed to both ACB and ARC in order to resolve this issue.	DAFF
5.2	Commodities (Registrar) (a) SABS standard	(i) The EC noted that the SABS document has been returned from editing and that outstanding issues that need to be resolved included the definitions. The EC was requested to submit inputs by 29 October 2010.	OoR
	(b) Asynchronous approvals	(i) None	OoR

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	(c) Permit conditions	<p>(i) The EC noted that the OoR has received written inputs with regard to the commodity permits from the dti and DST. The OoR will liaise with the two Departments (DST and the dti) to ensure that all amendments have been captured correctly.</p> <p>(ii) Following discussions at the previous EC meeting, all commodity clearance applicants were requested to provide feedback on why the events contained in commodity applications were not being considered for general release in SA.</p> <p>(iii) The EC noted that responses received from Bayer, Syngenta, Pioneer and Dow Agroscience was circulated amongst members for consideration.</p>	OoR
5.3	Pioneer 17/3/1-Pioneer - 09/383:Commodity clearance of maize 98140 (DoH, Registrar, AC Chair)	(i) The EC recommended that additional information submitted by the applicant be referred back to the AC review panel for further consideration.	AC Chair ,DoH
5.4	GM threshold vs adventitious presence (DoH, Registrar)	(i) The EC noted that a meeting between the DoH, the dti and DAFF will be scheduled before the next EC meeting in January 2011 in order to consider the relevant information on LLP and AP with a view to develop a threshold limit. Subject to availability, Biosafety South Africa (BSA) will facilitate these discussions.	OoR, DoH
5.5	Non-GM vaccines (Registrar)	(i) For Noting	OoR
5.6	Departmental representation (Registrar)	(i) For Noting	OoR
5.7	Monsanto /Pannar/Linkseed Introgression agreement (Registrar)	(i) For Noting	OoR
5.8	Dual permits :Monsanto and Dow Agro sciences combined application (Registrar)	(i) For Noting	OoR
5.9	Risk Assessment guideline	(i) For Noting	OoR

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5.10	(Registrar, All) ARC-VOPI-09/040: Trial release of GM Potato(MINANDI) (Registrar)	(i) The EC noted that the OoR is still awaiting response from the applicant regarding the list of questions that was forwarded to them. It was proposed that this item be removed from the agenda until such time that the information is available.	OoR
5.11	Syngenta – 09/107: General release of Maize (event GA21)	(i) The EC noted the additional information submitted by the applicant which was circulated amongst EC members. (ii) The EC approved the application for Syngenta – 09/107: General release of Maize (event GA21).	OoR EC
5.12	Syngenta – 09/109: General release of Maize (Bt11x GA21)	(i) The EC noted the additional information submitted by the applicant which was circulated amongst EC members. (ii) The EC approved the application for Syngenta – 09/109: General release of Maize (Bt11x GA21).	OoR EC
5.13	Monsanto-10/811 and Dow Agro -science -10/006: multi-stack maize event MON89034x1507xMON8801 7x59122	(i) The EC noted that final recommendations from some EC members were still outstanding. EC members were requested to submit final recommendations regarding Monsanto-10/811 and Dow Agro -science -10/006: multi-stack maize event MON89034x1507xMON88017x59122 by the 5 th November 2010.	EC
6.	Application to be considered by EC* Time extensions and amendment to existing permits (Registrar)	* Recommendation documents submitted by the DoL were considered as their input to the applications discussed by the EC.	
6.1	Monsanto's request to amend permit conditions New Applications	(i) The EC approved the request by the applicant to amend the permit conditions relating to isolation distances.	OoR
	Extension of trial release (and import and/or export)	(i) None	OoR

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NO.	SUBJECT	RESOLUTION	FOR ATTENTION
	Contained use (including import and /or export)	(i) None	OoR
	Trial release (including import and / or export)	(i) None	OoR
6.2	WITS-10/023:Import & Trial Release of HVTN086/SAAVI 103 Vaccine	(i) The EC approved the application for WITS-10/023: Import & Trial Release of HVTN086/SAAVI 103 Vaccine subject to approval by MCC.	OoR EC
6.3	Triclinium-10/036:Import & Trial Release of Ad26-ENVA & Ad35-ENVA HIV Vaccine	(i) The EC approved the application for Triclinium-10/036: Import & Trial Release of Ad26-ENVA & Ad35-ENVA HIV Vaccine subject to approval by MCC.	OoR EC
6.4	Pioneer-10/453:Import & Trial Release of Maize (DP-32138-1)	(i) The EC noted that the objective of the trial was to test for agronomic performance under SA conditions. (ii) The EC approved the application for Pioneer-10/453: Import & Trial Release of Maize (DP-32138-1) subject to the permit being issued for a year and adheres to the conditions prescribed by the EC.	OoR EC
6.5	Pioneer-10/471:Import & Trial Release of Maize event PHP36827	(i) The EC approved the application for Pioneer-10/471: Import & Trial Release of Maize event PHP36827 subject to clarification of field trial locations at the two proposed sites and adherence to permit conditions relating to isolation distances.	EC
6.6	Pioneer-10/472:Import & Trial Release of Maize event PHP37046	(i) The EC approved the application for Pioneer- 10/472: Import & Trial Release of Maize event PHP37046 subject to clarification of field trial locations at the two proposed sites and adherence to permit conditions relating to isolation distances.	OoR EC
6.7	Pioneer-10/473:Import & Trial Release of Maize event PHP36824	(i) The EC approved the application for Pioneer- 10/473: Import & Trial Release of Maize event PHP36824 subject to clarification of field trial locations at the two proposed sites and adherence to permit conditions relating to isolation distances.	EC
6.8	Pioneer-10/474:Import & Trial Release of Maize	(i) The EC approved the application for Pioneer- 10/474: Import & Trial Release of Maize event PHP37048 subject to clarification of field trial locations at the	OoR EC

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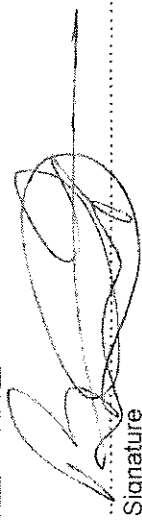
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6.9	event PHP37048 Pioneer-10/475:Import & Trial Release of Maize event PHP37049	two proposed sites and adherence to permit conditions relating to isolation distances. (i) The EC approved the application for Pioneer-10/475: Import & Trial Release of Maize event PHP37049 subject to clarification of field trial locations at the two proposed sites and adherence to permit conditions relating to isolation distances.	OoR EC
6.10	Pioneer-10/476:Import & Trial Release of Maize event PHP368276	(i) The EC approved the application for Pioneer-10/476: Import & Trial Release of Maize event PHP368276 subject to clarification of field trial locations at the two proposed sites and adherence to permit conditions relating to isolation distances.	OoR EC
6.11	Pioneer-10/477:Import & Trial Release of Maize event PHP37047	(i) The EC approved the application for Pioneer-10/477: Import & Trial Release of Maize event PHP37047 subject to clarification of field trial locations at the two proposed sites and adherence to permit conditions relating to isolation distances.	EC
	General Release	(i) None	OoR
	Commodity clearance		
6.12	CEVA-10/002:General Release of Poultry Vaccine(HVT-IBD)	(i) The EC approved the application for CEVA-10/002: General Release of Poultry Vaccine (HVT-IBD) subject to additional information as requested by EC members.	OoR EC
6.13	CEVA-10/003:General Release of Poultry Vaccine(HVT-NDV)	(i) The EC approved the application for CEVA-10/003: General Release of Poultry Vaccine (HVT-NDV) subject to additional information as requested by EC members.	OoR EC
7.	General Standing Matters		
7.1	Regulatory and policy development	(i) The EC was informed that the implementation of regulations for the Consumer Protection Act, 2008 (CPA) has been postponed to 1 April 2011. Ministers from the dti and DST were expected to meet for further engagement on the CPA labelling issue.	OoR
7.2	COP-MOP5-Report back on meeting	(i) The DEA recommended that feedback regarding the outcomes of COP-MOP5 be deferred to the next EC meeting as the decisions and meeting reports are not yet available on the website.	DEA

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7.3	Non-compliance (OoR)	(i) The EC noted that the OoR is experiencing some challenges with regard to the contact details of focal points.	OoR
7.4	Presentation by Prof van der Bergh (NWU) at 9:00 (before the official start of the meeting)	(i) A presentation was provided on the status of MON810 insect resistance in South Africa. (ii) Following discussions by the EC it was recommended that in order to obtain an industry wide perspective on the resistance issue the OoR request industry representatives to provide a written response on the marketing strategy and future availability of MON 810 technology in SA.	OoR
7.5	Stack events (Letter from Syngenta)	(i) The EC proposed that AC members should be requested to provide formal inputs on the request from Syngenta regarding stacked events. The AC should also consider the development of guidelines to address information requirements for stacked event applications in order to assist applicants. (ii) The EC's response to the Syngenta letter remains pending subject to further deliberations by members of the AC.	EC
8.	Date of the next meeting	(i) The date for the next meeting is scheduled for 25 January 2011 at the offices of DST.	All
9.	Closure	(i) The meeting was concluded at 12:10	

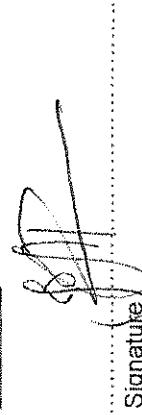
Approved by Chairperson

Mr B Durham


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Signature

Approved by Acting Registrar

Dr J Jaffha


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Signature