

MINUTES
OF THE MEETING OF THE EXECUTIVE COUNCIL UNDER GMO ACT, 1997 HELD ON
11 MAY 2010, HARVEST HOUSE, ROOM 332, PRETORIA

PRESENT

Dr J Jaffha (Chairperson)
 Mr B Durham
 Ms W P Mandivenyi
 Mr A Pretorius
 Ms E Koekemoer

Department of Agriculture, Forestry and Fisheries (DAFF)
 Department of Science and Technology (DST)
 Department of Environmental Affairs (DEA)
 Department of Health (DoH)
 Department of Trade and Industry (**thedti**)

APPOLOGY

Dr G Bouwer

Chairperson of the Advisory Committee (AC) under the GMO Act, 1997

IN ATTENDANCE

Ms C Arendse
 Ms G Christians
 Ms E Jantjies
 Ms I Muedi
 Ms R Chanda
 Mr S Mokhothu
 Ms L Segooa
 Ms P Kershaw
 Ms J Mhlophe

Department of Agriculture, Forestry and Fisheries (DAFF)
 Department of Agriculture, Forestry and Fisheries (DAFF)
 Department of Agriculture, Forestry and Fisheries (DAFF)
 Department of Agriculture, Forestry and Fisheries (DAFF) (secretariat)
 Department of Health (DoH)
 Department of Agriculture, Forestry and Fisheries (DAFF)
 Department of Science and Technology (DST)
 Department of Environmental Affairs (DEA)
 Department of Labour (DoL) (observer)

NO.	SUBJECT	RESOLUTION	FOR ATTENTION
1.	OPENING AND WELCOME	The Chairperson welcomed those present at the EC meeting.	EC Chairperson
2.	ATTENDANCE REGISTER	The attendance register was circulated to everyone present for signature.	EC Chairperson

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NO.	SUBJECT AND APOLOGIES	RESOLUTION	FOR ATTENTION
3.	ADDITIONS TO AND ADOPTION OF THE AGENDA	The agenda was adopted with no additions:	
4.	APPROVAL OF THE RECORD OF PROCEEDINGS OF 2 MARCH 2010	The record of proceedings of the meeting of 2 March 2010 were amended and approved.	
5.	MATTERS ARISING FROM THE PROCEEDINGS		

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5.5	Monsanto-09/470: Introgression of event MON89034 and MON89304 x NK603 (Pannar and Linkseed) R&D agreement (Registrar)	(i) The EC noted that the legal opinion is still pending.	OoR
5.6	SASRI-09-013: Trial release of GM Sugarcane (pASNI), SASRI-09-014: Trial release of GM sugarcane (pSVPPase); SASRI-09-015: Trial release of GM Sugarcane (pAUGdf510/pHAN-UGM) (Registrar) (for noting)	(ii) The EC noted that the applicant's response is for noting based on a request made by the EC at the previous meeting for further clarity from the applicant. The applicant indicated that the repeated testing of vegetatively propagated material is to confirm stable integration of the construct in the material generated.	OoR
5.7	Monsanto 09/673 :Import and Trial release of Canola (RT73) (Registrar)	(i) The EC noted that Monsanto has withdrawn this application	OoR
5.8	Non-GM vaccines (Registrar)	(i) The EC noted that the response to the information requested is still pending.	OoR.
5.9	Risk assessment guideline for stacked events (Registrar, EC)	(i) The EC noted that additional inputs should be submitted by the Council members.	OoR, EC
5.11	Isolation distance workshop (Registrar, DEA, DST)	(i) The EC emphasised that isolation distances is an urgent matter to be addressed especially considering the volume of field applications being received. (ii) The EC noted the importance of field visits and requested the OoR to co-	EC

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		ordinate such a visit.	OoR, EC
6	Application to be considered by EC Time extensions and amendment to existing permits (registrar)		
6.1	Monsanto 39.4.1-Monsanto 10/795: Export of seed	(i) The EC approved the request for seed exports to Honduras and approved the export subject to the submission of the appropriate documentation.	OoR
6.2	Monsanto 39.4.1-Monsanto 10/810: Export of MON89034	(i) The EC approved the export of MON89034 seed for analysis purposes.	OoR
6.3	PPD 39.4.1/PPD-10/007: Import for contained use	(i) The EC approved that the remainder of the investigational product to be imported.	OoR
6.4	Triclinium 39.4.1/Triclinium-10/033: Export for contained use	(i) The EC approved the request from the applicant to export material for analysis.	OoR
6.5	New Application Extension of trial release (and import and/or export) Monsanto-10/795:Extension Permit for Maize(MON89034)	(i) The EC noted that Monsanto submitted two general release applications, namely MON89034 and MON89034 x NK603. The extension request is to continue field trial experiments at previously approved sites in order to generate further data. The EC noted that the general release applications are still subject to review and that the data generated by additional field trial may also address aspects emerging from the review of the general release applications. (ii) The EC furthermore noted the request from the applicant to include Christiana, which was one of the original sites included and assessed. (iii) The EC approved the application for Monsanto-10/795: Extension Permit for	

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		<p>Maize (MON89034) for one season only. The EC suggested it should be clarified to applicants that additional sites does not form part of the framework for the time extension of activities.</p>	OoR
6.6	Monsanto-10/796:Extension Permit for Maize (MON89034 xNK603)	<p>(i) The EC approved the application for Monsanto-10/796: Extension Permit for Maize (MON89034x NK603) for one season only. (ii) The EC suggested it should be clarified to applicants that additional sites does not form part of the framework for the time extension of activities.</p>	OoR
6.7	Monsanto-10/789:Extension Permit for Maize (MON87460)	<p>(i) The EC noted that the African Centre for Biosafety (ACB) has submitted public comment which was circulated to the applicants and EC. (ii) The EC approved the extension of Monsanto-10/789: Extension Permit for Maize (MON87460) for one season only.</p>	OoR
6.8	Monsanto-10/790:Extension Permit for Maize (MON87460)	<p>(i) The EC noted that the African Centre for Biosafety (ACB) has submitted comments and it was circulated to the applicant and EC members. (iii) The EC approved the extension of Monsanto-10/790: Extension Permit for Maize (MON87460) for one season only subject to additional requirements being met.</p>	OoR
	Contained use (and import and /or export)		
6.9	Monsanto - 09/710:Contained use of Maize (event ZM70774)	<p>(i) The EC approved Monsanto -09/710: Contained use of Maize (event ZM70774) provided that all permit conditions are met.</p>	OoR
6.10	Monsanto - 09/711:Contained use of Maize (event LAJ136)	<p>(i) The EC approved Monsanto -09/711: Contained use of Maize (event LAJ136) provided that all permit conditions are met.</p>	OoR

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NO.	SUBJECT	RESOLUTION	FOR ATTENTION
6.11	Monsanto - 09/712: Contained use of Maize (event MON89034)	(i) The EC approved Monsanto -09/711: Contained use of Maize (event MON89034) provided that all permit conditions are met.	OoR
	Trial release and import and /or export		
6.12	ARC: VOPI-09/040: Trial release of GM Potato (MNANDI)	<p>(i) The EC noted that this is a repeat application and that the previously approved permit expired before any experimental work could be conducted due to a lack of funding.</p> <p>(ii) The EC reserves a decision on this application subject to further response by the applicant.</p> <p>(iii) The EC also proposed that specific members engage the ARC regarding the application.</p>	OoR DST, DAFF, OoR and thedti
6.13	Bayer-09/022: Import & trial release of cotton (Twinlink x Glytol)	<p>(i) The EC noted that previously approved field trials with this event have been on going since 2008 at one approved site. The applicant would like to increase the scope of the trial and conduct multi trial sites for each of the events.</p> <p>(ii) The EC recommended approval of Bayer-09/022: Import & trial release of cotton (Twinlink x Glytol) subject to additional information and permit conditions being met.</p>	OoR
6.14	Bayer-09/023: Import & trial release of cotton (BollgardIIX Glytol x LLCotton25)	<p>(i) The EC noted that previously approved field trials with this event have been on-going since 2008 at one approved site. The applicant would like to increase the scope of the trial and conduct multi trial sites for each of the events.</p> <p>(ii) The EC recommended approval of Bayer-09/023: Import & trial release of cotton (BollgardIIX Glytol x LLCotton25) subject to additional information and permit conditions being met.</p>	OoR
6.15	Bayer-09/024: Import & trial release of cotton (Glytol x LLCotton25)	<p>(i) The EC noted that previously approved field trials with this event have been on-going since 2008 at one approved site. The applicant would like to increase the scope of the trial and conduct multi trial sites for each of the events.</p> <p>(ii) The EC approved the application of Bayer-09/024: Import & trial release of cotton (Glytol x LLCotton25) subject to additional information and permit</p>	

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NO.	SUBJECT	RESOLUTION	FOR ATTENTION
6.16	Bayer-09/025:Import & trial release of cotton (Bollgard x LLcotton25)	<p>conditions being met.</p> <p>(i) The EC noted that previously approved field trials with this event have been on going since 2008 at one approved site. The applicant would like to increase the scope of the trial and conduct multi trial sites for each of the events.</p> <p>(ii) The EC approved the application Bayer-09/025:Import & trial release of cotton (Bollgard x LLcotton25) subject to additional information and permit conditions being met.</p>	OoR
6.17	Monsanto-10/771: Trial release of Maize (MON89034xNK603)	<p>(i) The EC noted that this is an application for trait introgression and multiplication of the seed.</p> <p>(ii) The EC recommended approval for the application Monsanto-10/771: Trial release of Maize (MON89034xNK603)</p>	OoR
6.18	Monsanto-10/779: Trial release of Maize (MON89034)	<p>(i) The EC noted that this is an application for trait introgression and multiplication of the seed.</p> <p>(ii) The EC approved the application Monsanto-10/779: Trial release of Maize (MON89034) provided the all requirements are met.</p>	OoR
6.19	Triclinium-10/032: Import and trial release of OncoVex GM-CSF	<p>(i) The EC noted that the application is for administration of the drug in a phase three clinical trial that includes a sample of patients afflicted with various melanoma conditions. The application has also been submitted to MCC for approval.</p> <p>(ii) The EC approved the application Triclinium-10/032: Import and trial release of OncoVex GM-CSF subject to MCC approval.</p>	OoR
6.20	General release Monsanto-09/649: General release of Maize event MON89034	<p>(i) The EC noted that the applicant submitted general release applications for both MON89034 and MON89034 x NK603.</p> <p>(ii) The EC reserved a decision on the application Monsanto-09/649: General release of Maize event MON89034 is subject to further deliberation.</p>	OoR
6.21	Monsanto-09/658: General release of Maize event	(i) The EC reserved a decision on the application Monsanto-09/658: General release of Maize event MON89034 x NK603 is subject to further deliberation	OoR, EC

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	MON89034 x NK603		
6.22	Syngenta-09/107: General release of Maize (event GA21)	(i) The EC noted the application for general release of Maize GA21 (ii) The EC reserved a decision on the application Syngenta-09/107: General release of Maize (event GA21) subject to further deliberation.	OoR, EC
	Commodity Clearance		
6.23	Pioneer-09/448: Commodity Clearance of stacked soybean(305423x40-3-2)	(i) The EC deferred a decision on this application until remaining issues had been addressed.	OoR
7	General		
7.1	Regulatory and policy development	(i) The EC noted the intention of the Department of Agriculture, Forestry and Fisheries to review 23 Acts within the Department including also the GMO Act but Act 36 of 1947 was not included as part of the list	DAFF
7.2	COP-MOP 5 (DEA)		
7.2.1	Feedback on COP/MOP V progress	(i) The EC members were reminded of the upcoming Liability and Redress meeting in Malaysia. Outstanding key issues to be discussed include the scope of the supplementary protocol and whether products should be included or not. The EC were informed that the delegation from SA would continue to engage the Africa group, comprised of Ethiopia, Namibia, Egypt, Uganda, Burkino Faso and Liberia as it would be useful to reach agreement on matters that may be of common concern. (ii) The EC were also informed of the upcoming COP/MOP V meeting taking place in October 2010. It was indicated that the documents for this meeting have not been made available for engagement yet but follow-ups will be made in this regard. Letters of invitation will be forwarded by DEA and members were reminded that the meeting will be preceded by a preparatory meeting and therefore travel time may need to be earlier.	DEA, DAFF, thedti

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7.2.2	Fair on National Experiences with the implementation of the Cartagena protocol on Biosafety at the margins of the fifth meeting of the conference of the parties serving as the meeting of the parties of the Protocol (COP-MOP5) (DEA)	<p>(i) The EC noted that the concept of the exhibition area where countries are able to display Protocol and country-related information, had been successful at the previous COP/MOP meeting and will be repeated again in Japan. This provides Parties with an opportunity to showcase its capabilities and achievements thus far.</p> <p>(ii) The EC noted that DST's support of South African participation in exhibitions in the USA which could also be utilised in Japan. DEA agreed to submit a formal request to the Minister of Science of Technology motivating DST's participation at the exhibition in Japan.</p>	DEA, DST
7.3	Non –Compliance (registrar)	<p>(i) The EC noted the report on non compliance relating to the planting on a site where no regular monitoring was applied. The permit holder was advised to take the appropriate actions in line with recommendations from the OoR.</p> <p>(ii) The EC noted that report on non compliance by a permit holder for conducting an activity not currently permitted in terms of the stipulated permit. The permit holder was advised with regard to the appropriate measures to implement and rectify the situation.</p>	OoR OoR
7.4	Biosafety Research Strategy (DST)	(i) The EC noted that the process of developing a Biosafety Research Strategy was is currently being undertaken by DST. DAFF, DoH and DEA have been requested to participate in this process.	DST, DAFF, DEA, DoH
8.	Date of the next meeting	The date for the next meeting is scheduled for 20 July 2010	
9.	Closure	The meeting was concluded at 14:39	

Approved by Chairperson

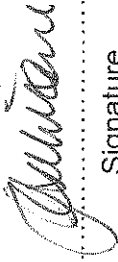
Approved by Registrar

Dr. J Jaffha
Name

Ms G Christians
Name

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Signature


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