

CANNABIS / HEMP APPLICATION CHECKLIST

The Incentives Branch of the Department of Trade, Industry and Competition (**the dtic**) provides support to manufacturing of products containing Cannabis / Hemp. Applications must comply with all applicable statutory provisions pertaining to the specific applications wherein manufacturing occurs using Cannabis / Hemp plant material.

The checklist is only intended to guide and assist prospective applicants with the applicable legal framework but it is not exhaustive. A duty rests on a prospective applicant to ensure that its application is compliant with all legal requirements pertaining to the manufacturing of its product containing Cannabis / Hemp for which it seeks support from **the dtic**, and has the necessary licences / permits / authorisations in place.

the dtic may support applications of entities engaged in the manufacturing of products containing Cannabis / Hemp that complies with the Cannabis / Hemp checklist, the eligibility criteria and mandatory requirements of the relevant incentive programme under which the application is lodged.

1. In respect of applications for manufacturing products containing Cannabis for medicinal use, **the dtic** will only accept and adjudicate applications which:
 - (a) Present a valid licence issued in terms of Section 22C (1) (b) of the Medicines and Related Substances Act, 1965 (Act No. 101 of 1965) in respect of the manufacture of medicines, scheduled substances and the manufacture of cannabidiol-containing products for medicinal use.
 - (b) In addition to the licence issued by South African Health Products Regulatory Authority, also obtain and present a permit issued by the Director-General of the National Department of Health in terms of Section 22A(9)(a)(i) of the Medicines and Related Substances Act, 1965 (Act No. 101 of 1965) to manufacture products containing tetrahydrocannabinol (THC) for medicinal use.
2. In respect of applications for manufacturing products containing Cannabis for non-medicinal use, **the dtic** will only accept and adjudicate applications which present or accompanied by a Permit issued by the Director-General of the National Department of Health in terms of Section 22A(9)(a)(ii) of the Medicines and Related Substances Act, 1965 (Act No. 101 of 1965) to manufacture products containing tetrahydrocannabinol (THC).
3. In the case of processed cannabis products intended for ingestion, they must contain 0,0075 percent or less of cannabidiol (CBD) where only the naturally occurring quantity of cannabinoids found in the source material are contained in the product. Applicants are well

advised to have regard to the provisions of the Foodstuffs, Cosmetics and Disinfectants Act, 1972 (Act 54 of 1972).

4. In respect of applications for manufacturing products containing Hemp (low THC plants or parts of plants of *Cannabis sativa* L. cultivated for agricultural or industrial purposes, of which the leaves and flowering heads do not contain more than 0,2% THC), **the dtic** will only accept and adjudicate applications , excluding primary hemp cultivation, wherein:
 - (a) the processed products manufactured from the raw hemp material, is intended for industrial purposes, in a form not suitable for ingestion, smoking or inhaling purposes, including the manufacture or compounding of consumer items or products which have no pharmacological action or medicinal purposes.
5. Further, please note that hemp processed products, e.g. hemp seed oil, hemp cream, hemp powder (the list is not exhaustive) may not exceed 0,2% percent THC. Applicants are well advised to have regard to the provisions of the Foodstuffs, Cosmetics and Disinfectants Act, 1972 (Act 54 of 1972)
6. In addition, all applications in respect of manufacturing of products containing Cannabis / Hemp must obtain a certificate from a South African laboratory that is accredited to analyse Cannabis / Hemp products confirming THC and/or CBD levels.

Funding applications received will be dealt with on a case by case basis.

the dtic will not support / consider any applications relating to recreational cannabis activities.

A sample list and location of South African laboratories that are accredited to analyse cannabis products is herein attached as Table 1.