

DISCIPLINARY PROCEEDINGS

THE REGISTRAR OF THE AGRICULTURAL PRODUCE AGENT'S COUNCIL

("the Council")

Vs

HANNELIE BRANDT

("the Accused")

On 01 March 2017 and at Weavind & Weavind, 361 Oberon Street, Faerie Glen, Pretoria, the Accused were found guilty of improper conduct (as defined in Section 23(a) and/or (c) of the Act) by contravening Rules 2, 4 and 6 and which conduct amounts to unprofessional and/or improper conduct within the meaning of Section 26 of the Act, in that she:

- (a) Failed to act with integrity, objectivity and independence as envisaged in Rule 2;
- (b) Resorted to ventures which resulted or could result in a conflict of interest or an impairment of independent judgment in the practicing of her occupation as envisaged in Rule 4;
- (c) Failed to act in the best interest of her principals.

More particularly in the following respects:

- (a) She represented to the market authority that certain Removal Note(s) pertaining to the sale of fresh produce totaling an amount of R 3 470.00 should be cancelled.
- (b) After the subsequent cancelation of the removal notes, the accused issued a new removal note pertaining to the same produce which was sold, for a lessor amount, being R 2 210.00.
- (c) The Accused utilized the balance of the amount, being R 1,260.00, to settle and make payment of certain shortages which occurred on her floor and for which she was liable.

SANCTION (FINDING)

1. The Accused is fined an amount of R10,000.00 of which R5,000.00 is suspended for a period of 3 years on condition that the Accused is not convicted of a similar offence committed within the said period of suspension.
2. The fine is payable by way of 10 equal monthly instalments of R500.00 each, the first payment to be made on or before 31 March 2017, and all subsequent payments to be made on or before the first day of each and every succeeding month, until the full amount outstanding has been paid.
3. The Accused is ordered to pay the taxed or agreed costs of the proceedings.

(342 words)