

NATIONAL CONVENTIONAL ARMS CONTROL COMMITTEE

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AC 5/1/9A

Private Bag X 910
Pretoria
0001
February 2013

Speaker: National Assembly
Parliament of the Republic of South Africa
P.O. Box 15
CAPE TOWN
8000



Dear Speaker

2012 NATIONAL CONVENTIONAL ARMS CONTROL COMMITTEE (NCACC) ANNUAL REPORT

Appendix A: January to December 2012 Statistics on Permits Issued

*B: January to December 2012 South Africa's Statistics for Conventional
Arms Exports*

*C: January to December 2012 Statistics on Permits Issued for Peace
Keeping/Military Exercise/Humanitarian Aid and Military Training*

INTRODUCTION

1. Section 23 (1) (c) of the National Conventional Arms Control Act, (Act 41 of 2002) provides that the National Conventional Arms Control Committee (NCACC) must submit an Annual Report to a committee of Parliament determined by Parliament on all conventional concluded during the preceding calendar year. In accordance with the legislative requirement, the NCACC wishes to present this 2012 Annual Report to the Speaker: National Assembly.

2. This 2012 Annual Report provides information on conventional arms exports conducted by South Africa over the period 01 January to 31 December 2012. The Annual Report presents this information in a manner consistent with the provisions of the National Conventional Arms Control Act (Act 41 of 2002). To that end, the following categories of information are covered by the report:

- a. Names of importing countries (countries where conventional arms were exported to).
- b. Types of conventional arms exported.

- c. Rand value of the exports.
- d. Reasons for temporary transfers.

NCACC'S LEGISLATIVE FRAMEWORK AND MANDATE

3. The National Conventional Arms Control Committee (NCACC) is a Committee established in terms of law to regulate the conventional arms sector in South Africa. Section 3 of the National Conventional Arms Control Act (Act 41 of 2002) provides for the object and mandate of the NCACC. Section 4 of this Act provides for the functions of the NCACC. These could be summarized as the regulation of development, manufacturing and transfer of conventional arms in South Africa. The regulations to the National Conventional Arms Control Act (Act 41 of 2002) dated 28 May 2004 provides details on how the regulation of the conventional arms sector is conducted in South Africa.

4. Section 5 of the National Conventional Arms Control Act (Act 41 of 2002) provides for the membership of the NCACC. Members of the NCACC are Cabinet Ministers and Deputy Ministers specifically appointed by the President. The positions of the Chairperson and Deputy Chairperson respectively of the NCACC are held by Cabinet Ministers who do not have line function interests in the conventional arms business. This has been done for purposes of ensuring the NCACC's objectivity in the conduct of its business.

5. In order to provide for administrative support to the NCACC, Section 8 of the National Conventional Arms Control Act (Act 41 of 2002) provides for the establishment of the Secretariat. This Secretariat is located within the Department of Defence (Defence Secretariat). This Secretariat has a specific function as provided for in the Act. Briefly, this function is to provide for an administrative mechanism to prepare documentation for the NCACC and to serve as the line of communication between the NCACC, the defence industry and all other relevant stakeholders. This Secretariat also ensures the execution of the NCACC's decisions and policies.

6. As a further support structure to the NCACC Section 9 of the National Conventional Arms Control Act, (Act 41 of 2002) establishes the Inspectorate. The purpose of the Inspectorate is to ensure that trade in conventional arms is conducted in compliance with the provisions of the Act. The Inspectorate also ensures that the internal regulatory processes of the Committee are complied with.

7. The NCACC has ensured that all the necessary institutional mechanism and structures prescribed by the Act to support the efficient regulation of conventional arms are in place. The NCACC is supported by other government departments and agencies. These include the Department of International Relations & Cooperation, Department of Defence, Department of Trade and Industry, Department of State Security and the South African Police Service. Over and above these, the NCACC can be assisted by any other relevant institutions of government as and when required.

2012 MEMBERSHIP OF THE NCACC

8. In the period under review, (January to December 2012) the NCACC comprised of the following Cabinet Ministers appointed by the President in terms of the provisions of the National Conventional Arms Control Act (Act 41 of 2002):

- a. Minister J.T. Radebe (Chairperson)
- b. Minister G.N. Pandor (Deputy Chairperson)
- c. Minister L.N. Sisulu
- d. Minister R. Davies
- e. Minister S. Cwele
- f. Minister M. Nkoana-Mashabane
- g. Minister N. Mthethwa
- h. Deputy Minister T.S.P. Makwetla
- i. Deputy Minister E. Ebrahim
- j. Deputy Minister N.M. Nene

LEGISLATIVE DEVELOPMENTS

9. The NCACC administers both the National Conventional Arms Control Act (Act 41 of 2002) and the Prohibition of Mercenary Activities and the Regulations of Certain Activities in a Country of Armed Conflict Act (Act 27 of 2006). This Act is not in operation yet pending the approval of its Regulations.

10. The National Conventional Arms Control Amendment Act, (Act 73 of 2008) is in force subsequent to the implementation and promulgation of its Regulations and Notice in April 2012. Applicable Government Gazettes in this regard are 35283 and 35272.

PERMIT APPLICATIONS

11. As its primary function, the NCACC considers the defence industry's permit applications and issues or denies such permits. In executing this important function, the NCACC considers all relevant factors as stipulated in Section 15 of the National Conventional Arms Control Act (Act 41 of 2002). The NCACC considers each and every permit application submitted on the basis of its own merits in line with the *case-by-case principle* as contemplated in the Act. In the period under review, the NCACC considered the following categories and numbers of permit applications:

- a. Registration Permit Applications, 92.
- b. Marketing Permit Applications, 20.
- c. Contracting Permit Applications, 398.
- d. Export Permit Applications, 3663.
- e. Import Permit Applications, 2677.
- f. Conveyance Permit Applications, 3.

12. Details on these applications in terms of approvals, countries, values and categories of equipment involved are contained in Appendix A, B and C of this report.

COMPLIANCE AND VERIFICATION MATTERS

13. As indicated above, Section 9 of the National Conventional Arms Control Act (Act 41 of 2002) provides that Conventional Arms Control Inspectorate be established for the purposes of ensuring that the Defence Industry and all other relevant role players comply with the laid down conventional arms control regulations. In line with its statutory function, the Conventional Arms Control Inspectorate has conducted various activities.

CONCLUSION

14. In the period under review, the NCACC conducted all the activities indicated above in pursuance of its functions as contemplated in the National Conventional Arms Control Act (Act 41 of 2002). In conclusion, it is important to note that the activities of the NCACC, over the reporting period, have contributed significantly to the strengthening of the country's arms control regime thus positioning South Africa firmly in the international arena.

Yours faithfully

J. Radtke 28/02/13
(J.T. RADEBE)

**CHAIRPERSON OF THE NATIONAL CONVENTIONAL ARMS CONTROL COMMITTEE
(NCACC); MINISTER OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT**

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The Chairperson: National Council of Provinces (NCOP)
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P.O. Box 15
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Dear Chairperson

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J. Rad8. 28/02/13

(J.T. RADEBE)

**CHAIRPERSON OF THE NATIONAL CONVENTIONAL ARMS CONTROL COMMITTEE
(NCACC): MINISTER OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT**

APPENDIX A

STATISTICAL INFORMATION ON TYPES AND QUANTITIES OF PERMITS ISSUED

PERIOD: 01/01/2012-31/12/2012

REGISTRATION

Number of companies registered	92
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MARKETING

Number of Marketing Permits Issued	20
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CONTRACTING

Number of Contracting Permits Issued	398
Number of Contracting Applications Denied	24
Total Value of Contracts Approved	171,046,654,315.00
Total Number of Countries Contracted with	80

EXPORT

Number of Export Permits Issued	3,663
Total Value of Exports	10,603,748,933.00
Total Number of Countries Exported To	89

IMPORT

Number of Import Permits Issued	2,677
Total Value of Imports	3,237,963,518.00
Total Number of Countries Imported From	67

CONVEYANCE

Number of Conveyance Permits Issued	3
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APPENDIX B

SUMMARY OF EXPORT PERMITS ISSUED PER COUNTRY

Country	Category	ZAR Value	Explanation
AFRICAN UNION MISSION (AMISOM IN SOMALIA)	B	1,440,000.00	Sales
	SUB TOTAL	1,440,000.00	
ALGERIA	A	0.00	Replacements
	C	39,446,519.00	Demonstrations, repairs, replacements and sales
	G	2,102,161.00	Integrations, repairs, replacements and sales
	SUB TOTAL	41,548,680.00	
ARGENTINA	A	0.00	Demonstrations
	C	381,600.00	Demonstrations, repairs, replacements and sales
	SUB TOTAL	381,600.00	
ARMENIA	B	420,000.00	
	SUB TOTAL	420,000.00	
AUSTRALIA	A	6,736,556.00	Tests and sales
	B	0.00	Evaluations
	C	18,464,886.00	Repairs, sales and tests
	D	66,954,405.00	Sales
	G	0.00	Exhibitions
	SUB TOTAL	92,155,847.00	
AUSTRIA	A	0.00	Evaluations
	C	1,949,749.00	Demonstrations, evaluations and sales
	SUB TOTAL	1,949,749.00	
AZERBAIJAN	A	30,925,120.00	Sales
	B	800,000.00	Sales
	C	230,489,251.00	Repairs and sales
	G	1,874,019.00	Demonstrations, repairs and sales
	SUB TOTAL	264,088,390.00	
BANGLADESH	C	529,106.00	Sales
	SUB TOTAL	529,106.00	
BELGIUM	A	5,918,876.00	Evaluations and sales
	C	0.00	Replacements
	SUB TOTAL	5,918,876.00	

Country	Category	ZAR Value	Explanation
BENIN	A	36,895,310.00	Sales
	C	15,255,093.00	Demonstrations and sales
	G	20,000.00	Sales
	SUB TOTAL	52,170,403.00	
BOTSWANA	A	321,195.00	Demonstrations and sales
	B	53,100.00	Sales
	C	12,988,265.00	Demonstrations, repairs and sales
	G	744,210.00	Sales
	SUB TOTAL	14,106,770.00	
BRAZIL	A	250,332.00	Exhibitions and sales
	B	37,536.00	Sales
	C	18,162,064.00	Demonstrations, evaluations, repairs and sales
	G	2,635,303.00	Sales
	SUB TOTAL	21,085,235.00	
BULGARIA	A	0.00	Evaluations
	SUB TOTAL	0.00	
BURUNDI	C	47,878,156.00	Sales
	G	1,891,000.00	Sales
	SUB TOTAL	49,769,156.00	
CANADA	C	14,059,928.00	Demonstrations, evaluations, exhibitions, sales, repairs, tests and upgrades
	SUB TOTAL	14,059,928.00	
CENTRAL AFRICAN REPUBLIC	C	0.00	Donation
	SUB TOTAL	0.00	
CHILE	A	24,960,068.00	Demonstrations, exhibitions and sales
	B	2,117,700.00	Sales
	C	2,795,827.00	Demonstrations, exhibitions and sales
	D	4,880,000.00	Sales
	G	2,445,000.00	Exhibitions and sales
	SUB TOTAL	37,198,595.00	
COLOMBIA	A	0.00	Evaluations
	C	5,610,290.00	Evaluations and sales

Country	Category	ZAR Value	Explanation
	SUB TOTAL	5,610,290.00	
CZECH REPUBLIC	C	778,960.00	Demonstrations, repairs and sales
	SUB TOTAL	778,960.00	
DENMARK	C	0.00	Tests
	SUB TOTAL	0.00	
ECUADOR	C	103,268,496.00	sales and support
	SUB TOTAL	103,268,496.00	
EGYPT	C	45,546,071.00	Repairs and sales
	SUB TOTAL	45,546,071.00	
FINLAND	A	62,370,522.00	Sales
	B	1,287,283.00	Replacements and sales
	C	3,090,371.00	Repairs, sales and tests
	SUB TOTAL	66,748,176.00	
FRANCE	A	453,960.00	Demonstrations, exhibitions and sales
	B	0.00	Exhibitions
	C	62,654,892.00	Demonstrations, evaluations, exhibition, repairs, replacements and sales
	G	0.00	Exhibition and repairs
	SUB TOTAL	63,108,852.00	
GABON	A	4,053,030.00	Repairs and sales
	C	116,368.00	Sales
	SUB TOTAL	4,169,398.00	
GERMANY	A	26,751,727.00	Evaluations, exhibitions, repairs and sales
	C	44,111,435.00	Demonstrations, evaluations, exhibitions, repairs and sales
	G	41,696,290.00	Demonstrations, Exhibition, upgrade and sales
	SUB TOTAL	112,559,452.00	
GHANA	A	2,522,900.00	Sales
	C	43,227,900.00	Sales
	D	4,041,200.00	Sales
	SUB TOTAL	49,792,000.00	

Country	Category	ZAR Value	Explanation
GREECE	C	0.00	Repairs
	SUB TOTAL	0.00	
HUNGARY	C	0.00	Exhibition
	G	0.00	Evaluation
	SUB TOTAL	0.00	
INDIA	A	119,048,010.00	Demonstrations, evaluations, exhibitions, repairs and sales
	C	394,161,800.00	Demonstrations, evaluations, exhibitions, repairs and sales
	G	15,212.00	Exhibitions and sales
	SUB TOTAL	513,225,022.00	
INDONESIA	A	20,986,277.00	Evaluations and sales
	B	0.00	Exhibitions
	C	8,762,638.00	Demonstrations, exhibitions and sales
	G	372,948.00	Sales
	SUB TOTAL	30,121,863.00	
IRELAND	A	0.00	Replacements
	SUB TOTAL	0.00	
ITALY	C	1,558,976.00	Demonstrations, repairs, sales and tests
	G	0.00	Exhibitions
	SUB TOTAL	1,558,976.00	
JAPAN	D	0.00	Evaluations
	SUB TOTAL	0.00	
JORDAN	A	14,567,130.00	Demonstrations, evaluations and sales
	B	2,088,000.00	Sales
	C	46,333.00	Exhibitions
	G	0.00	Exhibitions
	SUB TOTAL	16,701,463.00	
KENYA	A	23,914,390.00	Sales
	C	84,615,237.00	Evaluations, repairs and sales
	D	0.00	Replacements
	SUB TOTAL	108,529,627.00	

Country	Category	ZAR Value	Explanation
KUWAIT	C	348,000.00	Sales
	G	40,000.00	Sales
	SUB TOTAL	388,000.00	
LESOTHO	C	929,195.00	Demonstrations and sales
	SUB TOTAL	929,195.00	
MACEDONIA (EX YUGOSLAVIA)	C	0.00	Replacements
	SUB TOTAL	0.00	
MALAWI	A	11,260,000.00	Sales
	C	3,700,000.00	Repairs and sales
	SUB TOTAL	14,960,000.00	
MALAYSIA	A	152,603,415.00	Demonstrations and sales
	B	0.00	Demonstrations
	C	999,646.00	Demonstrations, repairs and sales
	D	0.00	Demonstrations
	G	3,994,364.00	Exhibitions, repairs and sales
	SUB TOTAL	157,597,425.00	
MEXICO	A	11,081,007.00	Sales
	SUB TOTAL	11,081,007.00	
MOZAMBIQUE	A	200,000.00	Demonstrations and sales
	C	293,886.00	Sales
	D	400,000.00	Sales
	SUB TOTAL	893,886.00	
NAMIBIA	A	0.00	Demonstrations
	C	4,265,950.00	Demonstrations and sales
	D	1,997,540.00	Sales
	SUB TOTAL	6,263,490.00	
NEPAL	C	79,123.00	Sales
	G	8,000.00	Sales
	SUB TOTAL	87,123.00	
NETHERLANDS	C	4,808,605.00	Demonstrations, evaluations, repairs and sales
	SUB TOTAL	4,808,605.00	

Country	Category	ZAR Value	Explanation
NEW ZEALAND	C	0.00	Repairs
	SUB TOTAL	0.00	
NIGER	C	0.00	Repairs
	SUB TOTAL	0.00	
NIGERIA	A	10,330,250.00	Sales
	C	1,130,302.00	Exhibitions and sales
	G	287,704.00	Sales
	SUB TOTAL	11,748,256.00	
NORWAY	A	64,000.00	Sales
	C	17,000,000.00	Sales
	SUB TOTAL	17,064,000.00	
OMAN	A	20,279,482.00	Repairs, sales and trials
	C	53,402,565.00	Repairs and sales
	D	600,181.00	Sales
	G	156,000.00	Sales
	SUB TOTAL	74,438,228.00	
PAKISTAN	A	0.00	Repairs and tests
	B	0.00	Repairs
	C	118,118,284.00	Repairs, upgrade and sales
	G	21,749,566.00	Replacements, upgrade and sales
	SUB TOTAL	139,867,850.00	
PEOPLES REPUBLIC OF CHINA	A	0.00	Exhibitions
	C	12,324,288.00	Demonstrations, exhibitions, repairs and sales
	G	2,120,435.00	Sales
	SUB TOTAL	14,444,723.00	
PERU	A	11,067,977.00	Sales
	SUB TOTAL	11,067,977.00	
PHILIPPINES	A	25,097,069.00	Sales
	B	9,104,323.00	Sales
	C	0.00	Evaluations
	SUB TOTAL	34,201,392.00	
POLAND	A	0.00	Exhibitions
	B	0.00	Exhibitions

Country	Category	ZAR Value	Explanation
	C	808,800.00	Demonstrations, exhibitions, evaluations and sales
	SUB TOTAL	808,800.00	
PORTUGAL	C	0.00	Repairs
	SUB TOTAL	0.00	
REPUBLIC OF CONGO (BRAZAVILLE)	A	2,400,000.00	Sales
	C	116,111,000.00	Repairs and sales
	G	1,626,790.00	Support, repairs and sales
	SUB TOTAL	120,137,790.00	
REPUBLIC OF KOREA	A	49,175,979.00	Evaluations and sales
	C	69,936,618.00	Demonstrations, training and sales
	G	1,700.00	Sales
	SUB TOTAL	119,114,297.00	
ROMANIA	C	0.00	Repairs
	SUB TOTAL	0.00	
RUSSIAN FEDERATION	A	0.00	Exhibitions and repairs
	C	2,690,000.00	Sales
	SUB TOTAL	2,690,000.00	
RWANDA	A	1,180,140.00	Sales
	C	2,482,153.00	Sales
	SUB TOTAL	3,662,293.00	
SAUDI ARABIA	A	804,025.00	Demonstrations, evaluations and sales
	B	47,845,630.00	Evaluations and sales
	C	70,958,375.00	Demonstrations, evaluations, repairs and sales
	G	160,000,000.00	Demonstrations and sales
	SUB TOTAL	279,608,030.00	
SENEGAL	A	1,594,750.00	Sales
	B	1,522,600.00	Sales
	SUB TOTAL	3,117,350.00	
SERBIA	C	836,000.00	Sales
	SUB TOTAL	836,000.00	

Country	Category	ZAR Value	Explanation
SIERRA LEONE	C	30,891,322.00	Sales
	SUB TOTAL	30,891,322.00	
SINGAPORE	A	6,379,500.00	Demonstrations, integration, sales and tests
	B	0.00	tests
	C	37,417,781.00	Demonstrations, evaluations, integration, repairs, sales and tests
	G	71,200,000.00	Demonstrations, repairs, sales and tests
	SUB TOTAL	114,997,281.00	
SLOVAK REPUBLIC	A	0.00	Demonstration and exhibition
	B	0.00	Replacements
	C	0.00	Demonstration and exhibition
	SUB TOTAL	0.00	
SLOVENIA	C	0.00	Repairs
	SUB TOTAL	0.00	
SOUTH SUDAN	A	16,500,000.00	Sales
	SUB TOTAL	16,500,000.00	
SPAIN	A	9,005,564.00	Demonstrations, evaluations, repairs, replacements and sales
	C	49,938,032.00	Repairs, replacements and sales
	D	42,886,660.00	
	G	153,765.00	Replacements
	SUB TOTAL	101,984,021.00	
SRI LANKA	C	138,956.00	Sales
	SUB TOTAL	138,956.00	
SWEDEN	A	383,776,000.00	Integrations, repairs and sales
	C	77,937,662.00	Demonstrations, evaluations, integration, sales and repairs
	G	1,500,330.00	Evaluations and sales
	SUB TOTAL	463,213,992.00	
SWITZERLAND	A	0.00	Evaluations, tests and trials
	B	215,000.00	Evaluations and sales
	C	7,128,995.00	Sales and tests
	G	0.00	Demonstrations, repairs and tests
	SUB TOTAL	7,343,995.00	

Country	Category	ZAR Value	Explanation
TAIWAN	A	0.00	Acceptance tests
	C	104,750,000.00	Demonstrations and sales
	SUB TOTAL	104,750,000.00	
THAILAND	A	49,933,567.00	Sales
	C	7,995,878.00	Demonstrations, exhibitions, repairs and sales
	G	282,684.00	Exhibitions and sales
	SUB TOTAL	58,212,129.00	
TURKEY	A	35,000,000.00	Evaluations, exhibition and sales
	B	0.00	Exhibition
	C	269,364.00	Demonstrations, exhibitions, repairs, tests and sales
	G	0.00	Exhibition
	SUB TOTAL	35,269,364.00	
UGANDA	A	19,052,996.00	Sales
	C	64,659,465.00	Donation, repairs and sales
	SUB TOTAL	83,712,461.00	
UNITED ARAB EMIRATES	A	171,804,827.00	Demonstrations, exhibition, evaluations, integration and sales
	B	840,000.00	Exhibition
	C	1,201,505,302.00	Demonstrations, exhibition, evaluations, repairs and sales
	G	11,070,113.00	Evaluations, exhibition, repairs and sales
	SUB TOTAL	1,385,220,242.00	
UNITED KINGDOM	A	75,917,729.00	Exhibitions, evaluations, sales and tests
	C	192,624,161.00	Evaluations, repairs and sales
	G	193,063.00	Calibration, exhibitions and sales
	SUB TOTAL	268,734,953.00	
UNITED NATIONS (DAMASCUS)	C	714,497.00	Sales
	SUB TOTAL	714,497.00	
UNITED STATES OF AMERICA	A	267,099,238.00	Evaluations and sales
	B	0.00	Evaluations
	C	3,580,444,726.00	Demonstrations, exhibitions, repairs, replacements and sales
	D	1,266,739,430.00	Evaluations and sales
	G	0.00	Replacements

Country	Category	ZAR Value	Explanation
	SUB TOTAL	5,114,283,394.00	
VENEZUELA	C	324,000.00	Demonstrations, evaluations, repairs and sales
	G	0.00	Evaluations
	SUB TOTAL	324,000.00	
VIETNAM	C	0.00	Repairs
	SUB TOTAL	0.00	
ZAMBIA	A	48,233,396.00	Sales
	C	18,404,432.00	Demonstrations, repairs and sales
	G	207,000.00	Demonstrations and sales
	SUB TOTAL	66,844,828.00	
ZIMBABWE	C	2,256,800.00	Sales
	SUB TOTAL	2,256,800.00	
GRAND TOTAL		10,603,748,933.00	

APPENDIX C

PEACE KEEPING/MILITARY EXERCISE/HUMANITARIAN AID AND TRAINING REPORT

COUNTRY	CATEGORY	NON-MONETARY EXPORTS REASON(S)	NAME
DEMOCRATIC REP OF CONGO	B	Peace-keeping Operations	Operation Monuc (UN), Operation Mistral
	C		
LESOTHO	G	Joint Military Exercise	Exercise Crown
MOZAMBIQUE	B	Anti-Piracy Mission	Operation Copper
NETHERLANDS	B	Joint Military Exercise	Exercise Serolane
SUDAN	C	Peace-keeping Operation	Operation Cordite
SWEDEN	A	Joint Military Exercise	Exercise Lion Effort
ZAMBIA	B	Joint Military Exercise	SADC Special Forces Rotational Training and Skills Exchange
	C		