

**REPUBLIC OF SOUTH AFRICA  
REPUBLIEK VAN SUID-AFRIKA**

*Regulation Gazette*

**No. 8945**

*Regulasiekoerant*

**Vol. 518**

**Pretoria, 22 August  
Augustus 2008**

**No. 31342**

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**GOVERNMENT NOTICES**  
**GOEWERMENTSKENNISGEWINGS**

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**SOUTH AFRICAN RESERVE BANK**  
**SUID-AFRIKAANSE RESERWEBANK**

No. R. 887

22 August 2008

**DESIGNATION OF INSTITUTION OF WHICH THE ACTIVITIES DO NOT  
FALL WITHIN THE MEANING OF "THE BUSINESS OF A BANK"  
("FINANCIAL SERVICE CO-OPERATIVE")**

I, Trevor Andrew Manuel, Minister of Finance, acting in terms of paragraph (dd)(i) of the definition of "the business of a bank", in section 1 of the Banks Act, 1990 (Act No. 94 of 1990), hereby -

- (a) revoke Government Notice No. R671 of 1 January 2007; and
- (b) designate an institution specified in paragraph 2 of the Schedule as an institution of which the activities do not fall within the meaning of "the business of a bank", subject to the conditions set out in paragraph 3 of the Schedule.

**T A MANUEL, MP**  
Minister of Finance

**SCHEDULE**

**1. Definitions**

In this Schedule, unless the context indicates otherwise, any word or expression to which a meaning has been assigned in the Banks Act, the Regulations relating to Banks or the Co-operatives Act shall bear the meaning so assigned, and -

**"Banks Act"** means the Banks Act, 1990 (Act No. 94 of 1990):

**"Co-operatives Act"** means the Co-operatives Act, 2005 (Act No. 14 of 2005);

**"member"** means a person to whom, in compliance with the requirements determined in the statute of a financial service co-operative, a share in that financial service co-operative has been issued or transferred;

**"financial service co-operative"** means a primary co-operative whose main objective is to provide financial services to its members, -

- (a) accepts deposits from members; and

(b) advances loans to members.

**"Regulations relating to Banks"** means the Regulations relating to Banks published under Government Notice No. R.628 of 26 April 1996 and amended from time to time;

2. **Institution**

Any financial service co-operative.

3. **Conditions**

3.1 The activities of financial service co-operative, in so far as they correspond to the activities contemplated in paragraphs (a), (b), (c) and (d) of the definition of "the business of a bank" in section 1(1) of the Banks Act, shall be performed solely -

3.1.1 in respect of its members; and

3.1.2 in pursuit of such financial service co-operative's objective of providing banking-related financial services to its members, who are members of a community within a defined geographical district.

3.2 A financial service co-operative shall not -

3.2.1 in the performance of its activities, use, or refer to itself by, any name, description or symbol indicating, or calculated to lead persons to infer, that it is a bank;

3.2.2 in respect of itself or any of its undertakings use a name or description that includes the word "bank", or any derivative thereof, unless such name or description is composed of words that include the word "bank" as part of a place-name or a personal name;

3.2.3 despite any provisions to the contrary -

3.2.3.1 issue shares not fully paid up;

3.2.3.2 without the prior written approval of the South African Microfinance Apex Fund, register its statute with the Registrar of Co-operatives or register an amendment or replacement of its statute with the Registrar of Co-operatives;

3.2.4 pursue any objective or perform any function not authorised by its statute; or

3.2.5 at any time, hold deposits from members amounting in the aggregate to more than R20 million.

3.3 A financial service co-operative shall strictly comply with -

3.3.1 the provisions relating to-

3.3.1.1 the management of co-operatives contained in Chapter 5 of the Co-operatives Act; and

3.3.1.2 accounting records, accounting and auditing of co-operatives contained in Chapter 7 of the Co-operatives Act;

3.3.2 any additional prescriptions of or conditions imposed by the Registrar of Co-operatives.

3.4 A financial service co-operative must at all times subject itself to supervision and regulation by the South African Microfinance Apex Fund, a trading entity established within the administration of Department of Trade and Industry under the Public Finance Management Act, 1999 (Act No. 1 of 1999).

#### 4. **Exemption**

A financial service co-operative shall be exempt from the provisions of regulation 66 of the Regulations relating to Banks.

**SOUTH AFRICAN REVENUE SERVICE  
SUID-AFRIKAANSE INKOMSTEDIENS**

No. R. 880

22 August 2008

**CUSTOMS AND EXCISE ACT, 1964.  
AMENDMENT OF SCHEDULE NO. 1 (NO. 1/1/1360)**

Under section 48 of the Customs and Excise Act, 1964, Part 1 of Schedule No. 1 to the said Act is hereby amended to the extent set out in the Schedule hereto.

**J MOLEKETI  
DEPUTY MINISTER OF FINANCE**

**SCHEDULE**

**By the insertion before subheading 3926.90.15 of the following:**

Heading	Subheading	C D	Article Description	Statistical Unit	Rate of Duty			
					General	EU	EFTA	SADC
39.26	3926.90.05	0	-- Sheets consisting predominantly of polyethylene, with one side not exceeding 160 mm and the other side not exceeding 465 mm, with 16 flat plastic spoons affixed to it	kg	free	free	free	free

No. R. 880

22 Augustus 2008

**DOEANE- EN AKSYNSWET, 1964.  
WYSIGING VAN BYLAE NO. 1 (NO. 1/1/360)**

Kragtens artikel 48 van die Doeane- en Aksynswet, 1964, word Deel 1 van Bylae No. 1 by bogenoemde Wet hiermee gewysig, in die mate in die Bylae hierby aangetoon.

**J MOLEKETI  
ADJUNKMINISTER VAN FINANSIES**

**BYLAE**

**Deur voor subpos 3926.90.15 die volgende in te voeg:**

Pos	Subpos	T S	Artikel Beskrywing	Statistiese Eenheid	Skaal van Reg			
					Algemeen	EU	EFTA	SAOG
39.26	3926.90.05	0	-- Velle bestaande hoofsaaklik uit poliëtileen, met een kant van hoogstens 160 mm en die ander kant van hoogstens 465 mm, met 16 plat plastiese lepels daaraan vasgeheg	kg	vry	vry	vry	vry

**CUSTOMS AND EXCISE ACT, 1964.  
AMENDMENT OF SCHEDULE NO. 2 (NO. 2/305)**

Under section 56 of the Customs and Excise Act, 1964, Schedule No. 2 to the said Act is hereby amended to the extent set out in the Schedule hereto.

**J MOLEKETI  
DEPUTY MINISTER OF FINANCE**

**SCHEDULE**

By the substitution for tariff headings 8301.40 and 8302.41 to anti-dumping item 215.12 of the following:

Item	Tariff Heading	Code	C D	Description	Rebate items	Imported from or originating in	Rate of duty
215.12	8301.40	01.06	62	Mortise locks, 2, 3 and 4 lever, of base metal, with or without handles (excluding those with handles of copper-zinc base alloys as defined in subheading Note 1(a) to Chapter 74 in Schedule No. 1, stainless steel or aluminium), used for doors for buildings (excluding that imported from Ningbo Jiangbei Minjin Lock Factory)		China	1 196c/kg
215.12	8302.41	01.06	64	Door handles, of base metal (excluding copper-zinc base alloys as defined in subheading Note 1(a) to Chapter 74 in Schedule No.1, stainless steel or aluminium), suitable for doors for buildings (excluding that imported from Ningbo Jiangbei Minjin Lock Factory)		China	1 196 c/kg

**DOEANE- EN AKSYNSWET, 1964.  
WYSIGING VAN BYLAE NO. 2 (NO. 2/305)**

Kragtens artikel 56 van die Doeane- en Aksynswet, 1964, word Bylae No. 2 by bogenoemde Wet hiermee gewysig, in die mate in die Bylae hierby aangetoon.

**J MOLEKETI  
ADJUNKMINISTER VAN FINANSIES**

**BYLAE**

**Deur tariefposte 8301.40 en 8302.41 by anti-dumpingitem 215.12 deur die volgende te vervang:**

Item	Tariefpos	Kode	T S	Beskrywing	Korting Items	Ingevoer vanaf of afkomstig van	Skaal van reg
215.12	8301.40	01.06	62	Insteekslotte, 2, 3 en 4 klawer, van onedelmetaal, (uitgesonderd dié met handvatsels van legerings met 'n koper-sinkbasis soos in Opmerking 1(a) by Hoofstuk 74 van Bylae No. 1 omskryf, vlekvrystaal of aluminium), van 'n soort vir gebruik vir deure vir geboue (uitgesonderd dié ingevoer vanaf Ningbo Jiangbei Minjin Lock Factory)		China	1 196c/kg
215.12	8302.41	01.06	64	Deur handvatsels, van onedelmetaal (uitgesonderd dié van legerings met 'n koper-sinkbasis soos in Opmerking 1(a) by Hoofstuk 74 van Bylae No. 1 omskryf, vlekvrystaal of aluminium), vir gebruik vir deure vir geboue (uitgesonderd dié ingevoer vanaf Ningbo Jiangbei Minjin Lock Factory)		China	1 196 c/kg



**CUSTOMS AND EXCISE ACT, 1964.**  
**AMENDMENT OF SCHEDULE NO. 3 (NO. 3/634)**

Under section 75 of the Customs and Excise Act, 1964, Schedule No. 3 to the said Act is hereby amended to the extent set out in the Schedule hereto.

**J MOLEKETI**  
**DEPUTY MINISTER OF FINANCE**

**SCHEDULE**

By the insertion after tariff heading 3920.49/01.06 to rebate item 307.04 of the following:

Rebate Item	Tariff Heading	Rebate Code	C D	Description	Extent of Rebate
307.04	3920.49	02.06	67	Plates, sheets, film, foil and strip of polymers of vinyl chloride containing by mass less than 6 per cent of plasticisers, with a width not exceeding 160 mm and a thickness of 0,36 mm, printed, for the manufacture of moulded trays for the packing and conveyance of goods classifiable under tariff subheading 3923.90.90	Full duty

**DOEANE- EN AKSYNSWET, 1964.**  
**WYSIGING VAN BYLAE NO. 3 (NO. 3/634)**

Kragtens artikel 75 van die Doeane- en Aksynswet, 1964, word Bylae No. 3 by bogenoemde Wet hiermee gewysig, in die mate in die Bylae hierby aangetoon.

**J MOLEKETI**  
**ADJUNKMINISTER VAN FINANSIES**

**BYLAE**

Deur na tariefpos 3920.49/01.06 by kortingitem 307.04 die volgende in te voeg:

Korting Item	Tariefpos	Korting Kode	T S	Beskrywing	Mate van Korting
307.04	3920.49	02.06	67	Plate, velle, film, foelie en reep van polimere van vinielchloried wat, volgens massa, minder as 6 persent plastiseerders bevat, met 'n wydte van hoogstens 160 mm en 'n dikte van 0,36 mm, bedruk, vir die vervaardiging van gevormde houers vir die verpakking en vervoer van goedere indeelbaar onder subpos 3923.90.90	Volle reg

**CUSTOMS AND EXCISE ACT, 1964.  
AMENDMENT OF SCHEDULE NO. 3 (NO. 3/635)**

Under section 75 of the Customs and Excise Act, 1964, Schedule No. 3 to the said Act is hereby amended to the extent set out in the Schedule hereto.

**J MOLEKETI  
DEPUTY MINISTER OF FINANCE**

**SCHEDULE**

By the insertion before tariff heading 60.02 to rebate item 311.20 of the following:

Rebate Item	Tariff Heading	Rebate Code	C D	Description	Extent of Rebate
311.20	5407.61	01.06	66	Woven fabrics, of a mass of 35 g/m <sup>2</sup> or more but not exceeding 50 g/m <sup>2</sup> , consisting of 100 per cent non-textured polyester monofilament yarns, with a linear density of 15 dtex or more but not exceeding 22 dtex and with a construction of 60 threads per cm <sup>2</sup> or more but not exceeding 80 threads per cm <sup>2</sup> , for the manufacture of women's and girls' dresses	Full duty

**DOEANE- EN AKSYNSWET, 1964.  
WYSIGING VAN BYLAE NO. 3 (NO. 3/635)**

Kragtens artikel 75 van die Doeane- en Aksynswet, 1964, word Bylae No. 3 by bogenoemde Wet hiermee gewysig, in die mate in die Bylae hierby aangetoon.

**J MOLEKETI  
ADJUNKMINISTER VAN FINANSIES**

**BYLAE**

Deur voor tariefpos 60.02 by kortingitem 311.20 die volgende in te voeg:

Korting Item	Tariefpos	Korting Kode	T S	Beskrywing	Mate van Korting
311.20	5407.61	01.06	66	Weefstowwe, met 'n massa van 35 g/m <sup>2</sup> of meer maar hoogstens 50 g/m <sup>2</sup> , wat 100 persent nie-getekstureerde poliëstermonofilament garings bevat, van garings met 'n lineêre densiteit van 15 dtex of meer maar hoogstens 22 dtex en met 'n konstruksie van 60 drade per cm <sup>2</sup> of meer maar hoogstens 80 drade per cm <sup>2</sup> , vir die vervaardiging van vroue en meisies rokke	Volle reg

CUSTOMS AND EXCISE ACT, 1964.  
AMENDMENT OF SCHEDULE NO. 4 (NO. 4/314)

Under section 75 of the Customs and Excise Act, 1964, Schedule No. 4 to the said Act is hereby amended to the extent set out in the Schedule hereto.

**J MOLEKETI**  
DEPUTY MINISTER OF FINANCE

SCHEDULE

By the insertion after tariff heading 03.02 to rebate item 460.01 of tariff heading 0302.1 and the insertion after tariff heading 03.03 to rebate item 460.01 of tariff headings 0303.1 and 0303.2 of the following:

Rebate Item	Tariff Heading	Rebate Code	C D	Description	Extent of Rebate
460.01	0302.1	01.05	51	Salmonidae (excluding livers and roes), fresh or chilled [excluding trout (SALMO TRUTTA, ONCORHYNCHUS MYKISS, ONCORHYNCHUS CLARKI, ONCORHYNCHUS AGUABONITA, ONCORHYNCHUS GILAE, ONCORHYNCHUS APACHE and ONCORHYNCHUS CHRYSOGASTER)], for further processing by means of smoking, at such times, in such quantities and subject to such conditions as the International Trade Administration Commission may allow by specific permit	Full duty
460.01	0303.1	01.05	58	Pacific salmon (ONCORHYNCHUS NERKA, ONCORHYNCHUS GORBUSCHA, ONCORHYNCHUS KETA, ONCORHYNCHUS TSCHAWYTSCHA, ONCORHYNCHUS KISUTCH, ONCORHYNCHUS MASOU and ONCORHYNCHUS RHODURUS), (excluding livers and roes), frozen, for further processing by means of smoking, at such times, in such quantities and subject to such conditions as the International Trade Administration Commission may allow by specific permit	Full duty
460.01	0303.2	01.05	55	Other Salmonidae (excluding livers and roes), frozen, [excluding trout (SALMO TRUTTA, ONCORHYNCHUS MYKISS, ONCORHYNCHUS CLARKI, ONCORHYNCHUS AGUABONITA, ONCORHYNCHUS GILAE, ONCORHYNCHUS APACHE and ONCORHYNCHUS CHRYSOGASTER)], for further processing by means of smoking, at such times, in such quantities and subject to such conditions as the International Trade Administration Commission may allow by specific permit	Full duty

**DOEANE EN AKSYNSWET, 1964.  
WYSIGING VAN BYLAE NO. 4 (NO. 4/314)**

Kragtens artikel 75 van die Doeane- en Aksynswet, 1964, Bylae No. 4 by bogenoemde Wet hiermee gewysig in die mate in die Bylae hierby aangetoon.

**J MOLEKETI  
ADJUNKMINISTER VAN FINANSIES**

**BYLAE**

Deur die invoeging na tariefpos 03.02 by kortingitem 460.01 van tariefpos 0302.1 en die invoeging na tariefpos 03.03 by kortingitem 460.01 van tariefposte 0303.1 en 0303.2 van die volgende:

Korting Item	Tariefpos	Korting Kode	T S	Beskrywing	Mate van Korting
460.01	0302.1	01.05	51	Salmonidae (uitgesonderd lewers en viskuit), vars of verkoel [uitgesonderd forelle (SALMO TRUTTA, ONCORHYNCHUS MYKISS, ONCORHYNCHUS CLARKI, ONCORHYNCHUS AGUABONITA, ONCORHYNCHUS GILAE, ONCORHYNCHUS APACHE and ONCORHYNCHUS CHRYSOGASTER)], vir verdere prosessering deur middel van beroking, op die tye, in die hoeveelhede en op die voorwaardes soos die Internasionale Handelsadministrasie Kommissie by bepaalde permit mag toelaat	Volle reg
460.01	0303.1	01.05	58	Stille Oseaan salm (ONCORHYNCHUS NERKA, ONCORHYNCHUS GORBUSCHA, ONCORHYNCHUS KETA, ONCORHYNCHUS TSCHA WYTSCHA, ONCORHYNCHUS KISUTCH, ONCORHYNCHUS MASOU en ONCORHYNCHUS RHODURUS), (uitgesonderd lewers en viskuit), bevrore, vir verdere prosessering deur middel van beroking, op die tye, in die hoeveelhede en op die voorwaardes soos die Internasionale Handelsadministrasie Kommissie by bepaalde permit mag toelaat	Volle reg
460.01	0303.2	01.05	55	Ander Salmonidae (uitgesonderd lewers en viskuit), bevrore, [uitgesonderd forelle (SALMO TRUTTA, ONCORHYNCHUS MYKISS, ONCORHYNCHUS CLARKI, ONCORHYNCHUS AGUABONITA, ONCORHYNCHUS GILAE, ONCORHYNCHUS APACHE en ONCORHYNCHUS CHRYSOGASTER)], vir verdere prosessering deur middel van beroking, op die tye, in die hoeveelhede en op die voorwaardes soos die Internasionale Handelsadministrasie Kommissie by bepaalde permit mag toelaat	Volle reg

**CUSTOMS AND EXCISE ACT, 1964.  
AMENDMENT OF SCHEDULE NO. 1 (NO. 1/1/1359)**

Under section 48 of the Customs and Excise Act, 1964, Part 1 of Schedule No. 1 to the said Act is hereby amended to the extent set out in the Schedule hereto.

**J MOLEKETI  
DEPUTY MINISTER OF FINANCE**

**SCHEDULE**

**By the substitution of subheading 9506.99 of the following:**

Heading	Subheading	C D	Article Description	Statistical Unit	Rate of Duty			
					General	EU	EFTA	SADC
95.06	9506.99		-- Other:					
95.06	9506.99.10	0	--- Collapsible swimming pools and paddling pools, of polymers of vinyl chloride (PVC)	u				
95.06	9506.99.90	9	--- Other	u	10%	free	free	free
					free	free	free	free

**DOEANE- EN AKSYNSWET, 1964.  
WYSIGING VAN BYLAE NO. 1 (NO. 1/1/1359)**

Kragtens artikel 48 van die Doeane- en Aksynswet, 1964, word Deel 1 van Bylae No. 1 by bogenoemde Wet hiermee gewysig, in die mate in die Bylae hierby aangetoon.

**J MOLEKETI  
ADJUNKMINISTER VAN FINANSIES**

**BYLAE**

**Deur subpos 9506.99 deur die volgende te vervang:**

Pos	Subpos	T S	Artikel Beskrywing	Statistiese Eenheid	Skaal van Reg			
					Algemeen	EU	EFTA	SAOG
95.06	9506.99		-- Ander:	e				
95.06	9506.99.10	0	--- Opvoubare swembaddens en plaspoele, van polimere van viniel chloried (PVC)	e	10%	vry	vry	vry
95.06	9506.99.90	9	--- Ander	e	vry	vry	vry	vry

**CUSTOMS AND EXCISE ACT, 1964.  
AMENDMENT OF SCHEDULE NO. 3 (NO. 3/633)**

Under section 75 of the Customs and Excise Act, 1964, Schedule No. 3 to the said Act is hereby amended to the extent set out in the Schedule hereto.

**J MOLEKETI  
DEPUTY MINISTER OF FINANCE**

**SCHEDULE**

By the insertion after rebate item 320.05 of the following:

Rebate Item	Tariff Heading	Rebate Code	C D	Description	Extent of Rebate
<b>320.06</b>				<b>SWIMMING POOLS AND PADDLING POOLS</b>	
320.06	3920.43	01.06	69	Plates, sheets, film, foil and strip, of polymers of vinyl chloride (PVC) containing by mass not less than 6 percent of plasticisers, of a thickness of 0,25 mm or more but not exceeding 0,6 mm, for the manufacture of collapsible swimming pools and paddling pools	Full duty

**DOEANE- EN AKSYNSWET, 1964.  
WYSIGING VAN BYLAE NO. 3 (NO. 3/633)**

Kragtens artikel 75 van die Doeane- en Aksynswet, 1964, word Bylae No. 3 by bogenoemde Wet hiermee gewysig, in die mate in die Bylae hierby aangetoon.

**J MOLEKETI  
ADJUNKMINISTER VAN FINANSIES**

**BYLAE**

Deur na kortingitem 320.05 die volgende in te voeg:

Korting Item	Tarief Pos	Korting Kode	T S	Beskrywing	Mate van Korting
<b>320.06</b>				<b>SWEMBADDENS EN PLASPOELE</b>	
320.06	3920.43	01.06	69	Plate, velle, film, foelie en reep, van polimere van viniel chloried (PVC), wat volgens massa nie minder as 6 persent plastiseerders bevat nie, met 'n dikte van 0,25 mm of meer maar hoogstens 0,6 mm, vir die vervaardiging van opvoubare swembaddens en plaspoele	Volle reg

CORRECTION NOTICE

CUSTOMS AND EXCISE ACT, 1964.  
AMENDMENT OF SCHEDULE NO. 1 (NO. 1/1/1361)

By the substitution for subheading 7419.99 where it appears on page 165 in Government Notice No. R. 1257 of Government Gazette No. 29455 published on 15 December 2006, with retrospective effect from 1 January 2007.

SCHEDULE

Heading	Subheading	C D	Article Description	Statistical Unit	Rate of Duty			
					General	EU	EFTA	SADC
74.19	7419.99		Other:					

VERBETERINGSKENNISGEWING

DOEANE- EN AKSYNSWET, 1964.  
WYSIGING VAN BYLAE NO. 1 (NO. 1/1/1361)

Deur die vervanging van subpos 7419.99 waar die voorkom op bladsy 189 in Goewermentskennisgewing No. R. 1257 van Staatskoerant No. 29455 gepubliseer op 15 Desember 2006, met terugwerkende krag vanaf 1 Januarie 2007.

BYLAE

Pos	Subpos	T S	Artikel Beskrywing	Statistiese Eenheid	Skaal van Reg			
					Algemeen	EU	EFTA	SAOG
74.19	7419.99		Ander:					