

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

Regulation Gazette

No. 8975

Regulasiekoerant

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Oktober**

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IMPORTANT ANNOUNCEMENT

Closing times **PRIOR TO PUBLIC HOLIDAYS** for
**GOVERNMENT NOTICES, GENERAL
NOTICES, REGULATION NOTICES
AND PROCLAMATIONS** 2008

The closing time is 15:00 sharp on the following days:

- ▶ 11 December, Thursday, for the issue of Friday 19 December 2008
- ▶ 15 December, Monday, for the issue of Wednesday 24 December 2008
- ▶ 19 December, Friday, for the issue of Friday 2 January 2009

Late notices will be published in the subsequent issue, if under special circumstances, a late notice is accepted, a double tariff will be charged

The copy for a SEPARATE *Government Gazette* must be handed in not later than three calendar weeks before date of publication

BELANGRIKE AANKONDIGING

Sluitingstye **VOOR VAKANSIEDAE** vir
**GOEWERMENTS-, ALGEMENE- &
REGULASIEKENNISGEWINGS
ASOOK PROKLAMASIES** 2008

Die sluitingstyd is stiptelik 15:00 op die volgende dae:

- ▶ 11 Desember, Donderdag, vir die uitgawe van Vrydag 19 Desember 2008
- ▶ 15 Desember, Maandag, vir die uitgawe van Woensdag 24 Desember 2008
- ▶ 19 Desember, Vrydag, vir die uitgawe van Vrydag 2 Januarie 2009

Laat kennisgewings sal in die daaropvolgende uitgawe geplaas word. Indien 'n laat kennisgewing wel, onder spesiale omstandighede, aanvaar word, sal 'n dubbeltarief gehef word

Wanneer 'n APARTE *Staatskoerant* verlang word moet die kople drie kalenderweke voor publikasie ingedien word

GOVERNMENT NOTICES
GOEWERMENTSKENNISGEWINGS

DEPARTMENT OF AGRICULTURE
DEPARTEMENT VAN LANDBOU

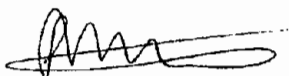
No. R. 1120

24 October 2008

MARKETING OF AGRICULTURAL PRODUCTS ACT, 1996 (ACT No. 47 OF 1996)

**CONTINUATION OF STATUTORY MEASURE: REGISTRATION OF
PRODUCERS AND PERSONS DEALING WITH WOOL IN THE COURSE OF
TRADE**

I, Lulama Xingwana, Minister of Agriculture, acting under sections 13 and 19 of the Marketing of Agricultural Products Act, 1996 (Act No. 47 of 1996), hereby establish the statutory measure set out in the Schedule.



L. XINGWANA

Minister of Agriculture

SCHEDULE

Definitions

1. In this Schedule any word or expression to which a meaning has been assigned in the Act shall have that meaning, and unless the context otherwise indicates -

“broker” means a person dealing with wool in the course of trade by treating, keeping, conveying, selling or processing wool on behalf of a producer or cause such actions to be taken on behalf of a producer, or for himself;

“Cape Wools SA” means Cape Wools SA, an association not for gain incorporated under section 21 of the Companies Act, 1973 (Act No. 61 of 1973), with registration number 1997/03450/08;

“exporter” means a person dealing with wool in the course of trade by exporting it from the Republic;

“importer” means a person dealing with wool in the course of trade by importing it into the Republic;

“processor” means a person dealing with wool in the course of trade by scouring and combing it, or processing it in any other manner, or cause such actions to be taken;

“producer” means a person producing wool or involved in the production of wool;

“Republic” means the Republic of South Africa;

“the Act” means the Marketing of Agricultural Products Act, 1996 (Act No. 47 of 1996), as amended;

“trader or wool buyer” means a person dealing with wool in the course of trade by buying and selling wool;

“wool” means the removed natural coat of the sheep (*genus ovis*), in whatever form;

Purpose and aims of statutory measure and the relation thereof to objectives of the Act

2. The purpose and aim of this statutory measure is to provide a statutory mechanism for producers, brokers, traders or wool buyers, processors, importers and exporters to register with Cape Wools SA. A central database of names and contact details of individuals and organisations involved in the production, trading, processing and exporting of wool (by means of a unique identification number) supports the accurate and efficient gathering of data. The associated statutory measure for records and returns provides the framework for recording this data on a customised national wool industry database.

Cape Wools SA's mandate and purpose is to facilitate access to the wool market for all participants, to promote the efficiency of the marketing of wool and to optimise the export income from wool as per the objective of the Act. This can be achieved by producing and distributing a range of generic and customised market information products.

Product to which statutory measure applies

3. This statutory measure shall apply to wool.

Area in which statutory measure applies

4. This statutory measure shall apply within the geographical area of the Republic of South Africa.

Registration of producers, brokers, traders or wool buyers, processors, importers and exporters

- 5.(1) All producers, brokers, traders or wool buyers, processors, importers and exporters shall register as such with Cape Wools SA in the manner set out in section 6.
- (2) An application for registration in terms of subsection (1) shall be made within 30 days from the date of commencement of this statutory measure and, in the case of a person becoming a producer, broker, trader or wool buyer, processor, importer and exporter after such date of commencement, within 30 days of becoming a producer, broker, trader or wool buyer, processor, importer and exporter.
- (3) Upon registration a certificate of registration shall be issued to the applicant.
- (4) A registration certificate issued in terms of subsection (3) shall lapse -
- (a) on 30 June 2014; or
 - (b) upon cancellation in terms of subsection (6).
- (5) (a) An application for continued registration shall be lodged at least 30 days before the termination date in terms of subclause (4)(a).
- (b) The provisions of clause 6 shall *mutatis mutandis* apply to an application for continued registration.
- (6) Each producer, broker, trader or wool buyer, processor, importer and exporter shall within 30 days of ceasing to be a producer, broker, trader or wool buyer, processor, importer and exporter notify Cape Wools SA in writing thereof whereupon his or her registration shall be cancelled.

Application for registration as producer, broker, trader or wool buyer, processor, importer and exporter

6.(1) An application for registration shall be furnished in the form or manner determined by Cape Wools SA for this purpose, and shall, if furnished on paper, be completed in ink.

(2) The application form shall -

(a) when forwarded by post, be addressed to -

The General Manager
Cape Wools SA
P.O. Box 2191
North End
PORT ELIZABETH
6056

(b) when delivered by hand, be delivered to -

The General Manager
Cape Wools SA
Wool House
18 Grahamstown Road
North End
PORT ELIZABETH
6056

(c) when submitted electronically, be submitted to an address supplied by Cape Wools on request.

Commencement and period of validity

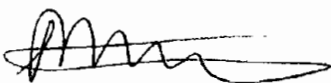
7. This statutory measure shall come into operation on the date of publication hereof and shall lapse on 30 June 2012.

No. R. 1120**24 Oktober 2008**

WET OP DIE BEMARKING VAN LANDBOUPRODUKTE, 1996 (WET No. 47 VAN 1996)

**VOORTSETTING VAN STATUTÊRE MAATREËL: REGISTRASIE VAN
WOLPRODUSENTE EN PERSONE WAT MET WOL AS 'N BESIGHEID HANDEL**

Ek, Lulama Xingwana, Minister van Landbou, handelende kragtens artikels 13 en 19 van die Wet op die Bemarking van Landbouprodukte, 1996 (Wet No. 47 van 1996), stel hiermee die statutêre maatreël in die Bylae uiteengesit, in.



L. XINGWANA

Minister van Landbou

BYLAE**Woordomskrywing**

1. In hierdie Bylae het enige woord of uitdrukking waaraan 'n betekenis in die Wet geheg is, daardie betekenis en, tensy uit die samehang anders blyk, beteken -

"Cape Wools SA" 'n vereniging sonder winsoogmerk ingelyf kragtens artikel 21 van die Maatskappywet, 1973 (Wet No. 61 van 1973), met registrasienommer 1997/03450/08;

"die Wet" die Wet op die Bemaking van Landbouprodukte, 1996 (Wet No. 47 van 1996), soos gewysig;

"handelaar of wolkoper" 'n persoon wat met wol as 'n besigheid handel deur wol te koop en te verkoop;

"invoerder" 'n persoon wat met wol as 'n besigheid handel deur dit in die Republiek van Suid-Afrika in te voer of in te bring;

"makelaar" 'n persoon wat met wol as 'n besigheid handel deur dit ten behoeve van 'n produsent te verwerk, behandel, opberg, vervoer, verkoop of verwerk of sodanige handeling ten behoeve van 'n produsent, of vir homself, laat verrig;

"produsent" 'n persoon wat betrokke is by die produksie van wol;

"Republiek" die Republiek van Suid-Afrika.

"uitvoerder" 'n persoon wat met wol as 'n besigheid handel deur dit uit te voer;

"verwerker" 'n persoon wat met wol as 'n besigheid handel deur dit te was en te kam of andersins te verwerk of sodanige handeling te laat verrig;

“*wol*” die verwyderde natuurlike bedekking van die skaap (*genus ovis*), in watter vorm ook al.

Doel en doelwitte van statutêre maatreël en die verband daarvan met die oogmerke van die Wet

2. Die doel en doelwit van hierdie statutêre maatreël is om ‘n statutêre meganisme daar te stel om produsente, makelaars, handelaars of wolkopers, verwerkers, invoerders en uitvoerders by Cape Wools SA te registreer. ‘n Nasionale databasis van name en kontakbesonderhede van individue en organisasies betrokke by die produksie, verhandeling en uitvoer van wol (deur middel van ‘n unieke identifiseringsnommer) is ondersteunend tot die akkurate en doeltreffende versameling van data. Die begeleidende statutêre maatreël vir aantekeninge en opgawes verskaf die raamwerk vir die byhou van data op ‘n nasionale wolbedryfsdatabasis.

Cape Wools SA se mandaat en doelwit is om toegang tot die wolmark vir alle deelnemers te fasiliteer, om die doeltreffende bemarking van wol te bevorder, en om uitvoerverdienste uit wol te optimaliseer, soos ten doel gestel deur die Wet. Hierdie doelwit kan bereik word deur die opstel en verspreiding van ‘n reeks generiese en pasklaargemaakte inligtingsprodukte met behulp van die inligting wat op die databasis vasgelê is.

Produk waarop statutêre maatreël van toepassing is

3. Hierdie statutêre maatreël is op wol van toepassing.

Gebied waarin statutêre maatreël van toepassing is

4. Hierdie statutêre maatreël is in die geografiese gebied van Suid-Afrika van toepassing.

Registrasie van produsente, makelaars, handelaars of wolkopers, verwerkers, invoerders en uitvoerders

- 5(1) Alle produsente, makelaars, handelaars of wolkopers, verwerkers, invoerders en uitvoerders moet as sulks registreer by Cape Wools SA op die wyse in klousule 6 uiteengesit.
- (2) 'n Aansoek om registrasie ingevolge subklousule (1) moet binne 30 dae na die datum van inwerkingtreding van hierdie statutêre maatreël gedoen word en, in geval van 'n persoon wat 'n produsent, makelaar, handelaar of wolkoper, verwerker, invoerder en uitvoerder word na sodanige datum van inwerkingtreding, binne 30 dae nadat hy 'n produsent, makelaar, handelaar of wolkoper, verwerker, invoerder en uitvoerder geword het.
- (3) By registrasie word 'n sertifikaat van registrasie aan die applikant uitgereik.
- (4) 'n Registrasiesertifikaat ingevolge subklousule (3) uitgereik, verval -
- (a) op 30 Junie 2014; of
 - (b) wanneer gekanselleer ooreenkomstig subklousule (6).
- (5) (a) 'n Aansoek om voortgesette registrasie moet minstens 30 dae voor die vervaldatum ingevolge subklousule (4)(a) ingedien word.
- (b) Die bepalings van klousule 6 is *mutatis mutandis* van toepassing op 'n aansoek om voortgesette registrasie.

- (6) Elke produsent, makelaar, handelaar of wolkoper, verwerker, invoerder en uitvoerder moet Cape Wools SA binne 30 dae nadat hy ophou om 'n produsent, makelaar, handelaar of wolkoper, verwerker, invoerder en uitvoerder te wees skriftelik daarvan in kennis stel waarop sy of haar registrasie gekanselleer word.

Aansoek om registrasie as produsent, makelaar, handelaar of wolkoper, verwerker, invoerder en uitvoerder

6.(1) Aansoek om registrasie moet gedoen word op die wyse soos deur Cape Wools SA bepaal, en moet, indien skriftelik ingehandig, in ink voltooi word.

(2) Die aansoekvorms moet -

(a) wanneer dit per pos gestuur word, geadresseer wees aan -

Die Hoofbestuurder
Cape Wools SA
Posbus 2191
Noordeinde
PORT ELIZABETH
6056

(b) wanneer per hand afgelewer, afgelewer word by -

Die Hoofbestuurder
Cape Wools SA
Wool House
Grahamstadweg 18
Noordeinde
PORT ELIZABETH
6056

- (c) wanneer elektronies ingehandig, ingedien word by 'n adres soos deur Cape Wools verskaf, op versoek.

Inwerkingtreding en tydperk van geldigheid

7. Hierdie statutêre maatreël tree in werking op die datum van publikasie hiervan en verval op 30 Junie 2012.
-

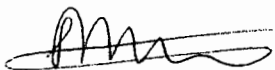
No. R. 1121

24 October 2008

MARKETING OF AGRICULTURAL PRODUCTS ACT, 1996 (ACT No. 47 OF 1996)

**CONTINUATION OF STATUTORY MEASURE - RECORDS AND RETURNS BY
BROKERS, TRADERS OR WOOL BUYERS, PROCESSORS, IMPORTERS AND
EXPORTERS OF WOOL**

I, Lulama Xingwana, Minister of Agriculture, acting under sections 13 and 18 of the Marketing of Agricultural Products Act, 1996 (Act No. 47 of 1996), hereby establish the statutory measure set out in the Schedule.



L. XINGWANA

Minister of Agriculture

SCHEDULE

Definitions

1. In this Schedule any word or expression to which a meaning has been assigned in the Act shall have that meaning, and unless the context otherwise indicates -

“broker” means a person dealing with wool in the course of trade by treating, keeping, conveying, selling or processing wool on behalf of a producer or cause such actions to be taken on behalf of a producer, or for himself;

“Cape Wools SA” means Cape Wools SA, an association not for gain incorporated under section 21 of the Companies Act, 1973 (Act No. 61 of 1973), with registration number 1997/03450/08;

“exporter” means a person dealing with wool in the course of trade by exporting it from the Republic;

“importer” means a person dealing with wool in the course of trade by importing it into the Republic;

“magisterial district” means a magisterial district as defined from time to time by the national Government of the Republic;

“processor” means a person dealing with wool in the course of trade by scouring and combing it, or processing it in any other manner, or cause such actions to be taken;

“producer” means a person producing wool or involved in the production of wool;

“Republic” means the Republic of South Africa;

"the Act" means the Marketing of Agricultural Products Act, 1996 (Act No. 47 of 1996), as amended;

"trader or wool buyer" means a person dealing with wool in the course of trade by buying and selling wool;

"wool" means the removed natural coat of the sheep (*genus ovis*), in whatever form;

Purpose and aims of statutory measure and the relation thereof to objectives of the Act

2. The purpose and aim of this statutory measure is to provide a statutory mechanism for the keeping of records and the furnishing of returns to Cape Wools SA. This is deemed necessary to ensure that continuous, timeous and accurate statistics and information relating to the characteristics and the marketing and sale of wool is made available to all role-players. The statutory measure will further the objects of the Act as set out in section 2(2) thereof, and will not be detrimental to any of the matters specified in section 2(3) of the Act.

A centralised source of reliable, objective and user-friendly statistics and information on the aggregate profile of the industry at any given point in time, to aid decision-making during the growing, marketing, processing and promotion of South African wool is an essential tool to continuously position the South African wool industry nationally and internationally.

Reliable national statistics and objective aggregate information regarding production (on magisterial district basis), sales, price trends and projections, export volumes, prices and destinations and co-ordinated national and international economic data are fundamental to the need to increase market access for all participants, but especially developing farmers who need impartial and objective information. Access to a national database of this nature supports the development of efficient marketing mechanisms for wool and assists in the optimisation of export earnings for all sectors.

The viability of the agricultural sector, particularly in developing areas, can only be accelerated if reliable, inclusive and comprehensive industry data is available to assess the progress of this sector over time against the benchmark of reliable historical data.

This statutory measure will be implemented and administered by Cape Wools SA, with due consideration of the South African wool industry's international associations and links and the need to establish a structure that will ensure the ongoing involvement by all affected parties.

Information gathered will be dealt with in the context of section 23(2) of the Act read with the applicable provisions of the Constitution and the Promotion of Access to Information Act.

Cape Wools SA will provide macro generic industry statistics and information on and for the wool industry. This information will be made available on an aggregate basis, in an appropriate format.

Product to which statutory measure applies

3. This statutory measure shall apply to wool.

Area in which statutory measure applies

4. This statutory measure shall apply within the geographical area of the Republic of South Africa.

Records to be kept by brokers, traders or wool buyers, processors, importers and exporters

5(1) Each broker, trader or wool buyer, processor, importer and exporter of wool shall keep the following records with regard to wool that he or she has in his or her possession or under his or her control:

5(1)(i) *Brokers and traders or wool buyers*

- (a) Monthly receipts of wool, (total mass) to be offered for sale by catalogue.
- (b) Monthly receipts and/or purchases of wool (total mass) not for offer for sale by catalogue.
- (c) Details of sale of wool by catalogue, or otherwise, in respect of all relevant and certified technical specifications thereof.
- (d) Auction sales data of wool (gross total monthly wool sales).
- (e) Lots put up for sale at auctions and not knocked down at that auction.
- (f) Monthly payments to producers and other sellers of wool (total mass and value).
- (g) Name and address changes of producers and/or traders from whom wool is received.
- (h) Details of actual sales of wool per auction, or otherwise, including details relating to the broker, the producer or other seller, and the trader or wool buyer buying that wool, including the prices obtained per lot and details of wool put up for sale but not sold at that auction.

5(1)(ii) Processors

- (a) Total mass of greasy wool processed on a monthly basis identified by product category (Merino, Karakul, Coarse and Coloured, as appropriate).
- (b) Total mass of processed output on a monthly basis identified by product category (scoured not for carbonising or topmaking, carbonised, top, noil or waste, as appropriate).

5(1)(iii) Exporters

- (a) Description of consignment (greasy, scoured, carbonised, top, noil or waste, as appropriate).
- (b) Mass of consignment.
- (c) Free on board value of consignment.
- (d) Port of export.
- (e) Destination of consignment (country where further processing will take place).

5(1)(iv) Importers

- (a) Description of consignment (greasy, scoured, carbonised, top, noil or waste, as appropriate).
- (b) Mass of consignment.
- (c) Value of consignment.
- (d) Country imported from.

5(2) The records referred to in subsection (1) shall -

- (a) be recorded on a computer or with ink in a book; and
- (b) be kept at the head office or usual place of business of the person required to keep it for a period of at least four years after the end of the period for which such records must be kept.

Returns to be rendered by brokers, traders or wool buyers, processors, importers and exporters

6(1) Each broker, trader or wool buyer, processor, importer and exporter of wool shall within 15 days after the end of each calendar month, furnish to Cape Wools SA an accurate return of the particulars prescribed in section 5.

6(2) Notwithstanding the provisions of section 6(1), each broker selling wool by auction, shall furnish an accurate return of the particulars prescribed in (5(1)(i)(h) by not later than close of business on the day following the auction.

6(3) The returns referred to in subsection (1), shall be furnished in the form or manner determined by Cape Wools SA for this purpose, and shall, if furnished on paper, be completed in ink.

6(4) The return shall -

- (a) when forwarded by post, be addressed to -

The General Manager
Cape Wools SA
P.O. Box 2191
North End
PORT ELIZABETH
6056; or

- (b) when delivered by hand, be delivered to -

The General Manager
Cape Wools SA
Wool House
18 Grahamstown Road
North End
PORT ELIZABETH
6056

- (c) when submitted electronically, be submitted to an address supplied by Cape Wools on request.

6(5) The return shall be forwarded or delivered so as to reach the General Manager of Cape Wools SA before or on the return date mentioned in subclause (1).

6(6) The return shall be rendered even if there is nothing to be reported on the return.

Commencement and period of validity

7. This statutory measure shall come into operation on the date of publication hereof and shall lapse on 30 June 2012.

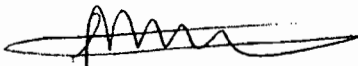
No. R. 1121

24 Oktober 2008

WET OP DIE BEMARKING VAN LANDBOUPRODUKTE, 1996 (WET NO. 47 VAN
1996)

**VOORTSETTING VAN STATUTêRE MAATREël - AANTEKENINGE EN
OPGAWES DEUR MAKELAARS, HANDELAARS OF WOLKOPERS,
VERWERKERS, INVOERDERS EN UITVOERDERS VAN WOL**

Ek, Lulama Xingwana, Minister van Landbou, handelende kragtens artikels 13 en 18 van die Wet op die Bemarking van Landbouprodukte, 1996 (Wet No. 47 van 1996), stel hiermee die statutêre maatreël in die Bylae uiteengesit, in.



L. XINGWANA

Minister van Landbou

BYLAE

Woordomskrywing

1. In hierdie Bylae het enige woord of uitdrukking waaraan 'n betekenis in die Wet geheg is, daardie betekenis en, tensy uit die samehang anders blyk, beteken -

“Cape Wools SA” 'n vereniging sonder winsoogmerk ingelyf kragtens artikel 21 van die Maatskappywet, 1973 (Wet No. 61 van 1973), met registrasienommer 1997/03450/08;

“die Wet” die Wet op die Bemaking van Landbouprodukte, 1996 (Wet No. 47 van 1996), soos gewysig;

“eie perseel” 'n perseel waarvan die persoon waarna verwys word die eienaar of huurder is of andersins die beheer oor het en waar sodanige persoon meer as een so 'n perseel het, sluit dit al sulke persele in;

“handelaar of wolkoper” 'n persoon wat met wol as 'n besigheid handel deur wol te koop en te verkoop;

“invoerder” 'n persoon wat met wol as 'n besigheid handel deur dit in die Republiek van Suid-Afrika in te voer of in te bring;

“magistraatsdistrik” 'n magistraatsdistrik soos van tyd tot tyd deur die Regering van die Republiek gedefinieer;

“makelaar” 'n persoon wat met wol as 'n besigheid handel deur dit ten behoeve van 'n produsent te behandel, opberg, vervoer, verkoop of verwerk of sodanige handelinge ten behoeve van 'n produsent, of vir homself, laat verrig;

“produsent” 'n persoon wat betrokke is by die produksie van wol;

“Republiek” die Republiek van Suid-Afrika;

“uitvoerder” ‘n persoon wat met wol as ‘n besigheid handel deur dit uit te voer;

“verwerker” ‘n persoon wat met wol as ‘n besigheid handel deur dit te was en te kam of andersins te verwerk of sodanige handelinge te laat verrig;

“wol” die verwyderde natuurlike bedekking van die skaap (*genus ovis*), in watter vorm ook al;

Doel en doelwitte van statutêre maatreël en die verband daarvan met die oogmerke van die Wet

2. Die doel en doelwit van hierdie statutêre maatreëls is om ‘n statutêre meganisme daar te stel vir die hou van aantekeninge en om opgawes aan Cape Wools SA te verstrek. Dit word noodsaaklik geag ten einde te verseker dat deurlopende, tydige en akkurate statistieke en inligting aangaande wol vir alle rolspelers beskikbaar gestel word. Die statutêre maatreël sal die oogmerke van die Wet soos uiteengesit in klousule 2(2) daarvan bevorder, en sal nie enige van die oogmerke in klousule 2(3) benadeel nie.

Gevolgtrek is ‘n gesentraliseerde databasis van betroubare, objektiewe en gebruikersvriendelike statistieke en inligting van die totale profiel van die bedryf, op enige gegewe tydstip, ‘n noodsaaklike hulpbron om besluitneming te ondersteun vir die produksie, verwerking, bemarking en bevordering van Suid-Afrikaanse wol, en is van kernbelang om die Suid-Afrikaanse wolbedryf nasionaal en internasionaal te posisioneer.

Die versameling en beskikbaarstelling van betroubare nasionale statistiek en objektiewe inligting insake produksie (op landdrosdistriktbasis), verkope, prystendense en projeksies, uitvoervolumes, pryse en bestemmings en nasionale en internasionale ekonomiese data, is fundamenteel om marktoegang vir alle deelnemers te vergroot, veral vir opkomende produsente wat onpartydige inligting benodig. Toegang tot ‘n nasionale databasis van

hierdie aard, sal die ontwikkeling van effektiewe bemarkingsmeganismes vir wol ondersteun en sal verder valutaverdienste vir alle sektore verhoog.

Die lewensvatbaarheid van die landbousektor, veral in ontwikkelende gebiede, kan slegs versnel word as betroubare, inklusiewe en omvattende bedryfsdata beskikbaar is om die ontwikkeling van hierdie sektor teenoor betroubare historiese data te meet.

Hierdie maatreël sal geadministreer word deur Cape Wools SA, wat deur sy struktuur die voortgesette betrokkenheid van alle direk geaffekteerde groepe sal verseker, en wat as bedryfsmaatskappy geposisioneer is om sy verantwoordelikhede in terme van sy internasionale verbintenisse te vervul.

Die inligting wat ingewin word, sal op so 'n wyse hanteer word dat daar voldoen word aan die bepalings van artikel 23(2) van die Wet op Bemaking van Landbouprodukte, saamgelees met die bepalings van die Grondwet en die Wet op Bevordering van Toegang tot Inligting.

Cape Wools SA sal makro generiese bedryfstatistiek en inligting oor en aan die wolbedryf verskaf. Die inligting sal op 'n saamgevoegde basis en in 'n toepaslike formaat voorsien word.

Produk waarop statutêre maatreël van toepassing is

3. Hierdie statutêre maatreël is op wol van toepassing.

Gebied waarin statutêre maatreël van toepassing is

4. Hierdie statutêre maatreël is in die geografiese gebied van Suid-Afrika van toepassing.

Aantekeninge wat gehou moet word deur makelaars, handelaars of wolkopers, verwerkers, invoerders en uitvoerders

5(1) Elke makelaar, handelaar of wolkoper, verwerker, invoerder en uitvoerder van wol moet die volgende aantekeninge hou in verband met wol wat hy of sy in sy of haar besit of onder sy of haar beheer het:

5(1)(i) *Makelaars en handelaars of wolkopers*

- (a) Maandelikse ontvangste van wol, (totale massa) wat vir verkoop per katalogus aangebied gaan word.
- (b) Maandelikse ontvangste en/of aankope van wol (totale massa) nie vir verkoop per katalogus nie.
- (c) Detail van verkope van wol per katalogus, of andersins, in terme van alle relevante en gesertifiseerde tegniese spesifikasies daarvan.
- (d) Veilingverkoopsdata van wol (totale bruto maandelikse wolverkope).
- (e) Lotte aangebied vir verkoop op 'n veiling, maar onverkoop verklaar op die veiling.
- (f) Maandelikse betalings aan produsente en ander verkopers van wol (totale massa en waarde).
- (g) Naam- en adresveranderings van produsente van wie wol ontvang is.
- (h) Detail van werklike verkope per veiling, of andersins, ingesluit detail wat verwys na die makelaar, die produsent of ander verkoper, en die handelaar of wolkoper wat die wol koop, asook die prys behaal per lot en detail van wol aangebied vir verkoop, maar onverkoop verklaar is op die veiling.

5(1)(ii) Verwerkers

- (a) Totale massa van vetwol geprosesseer op 'n maandelikse basis, geïdentifiseer per produkkategorie (Merino, Karakoel, Grof en Gekleur, soos van toepassing).
- (b) Totale massa van verwerkte uitset op 'n maandelikse basis, geïdentifiseer per produkkategorie (gewas, maar nie vir verkoling of kambol, gekarboniseer, kambol, uitkamsels of uitskot, soos toepaslik).

5(1)(iii) Uitvoerders

- (a) Beskrywing van besending (vetwol, gewas, gekarboniseer, kambol, uitkamsels of uitskot, soos van toepassing).
- (b) Massa van besending.
- (c) Vry aan boord waarde van besending.
- (d) Uitvoerhawe.
- (e) Bestemming van besending (land waar verdere verwerking sal plaasvind).

5(1)(iv) Invoerders

- (a) Beskrywing van besending (vetwol, gewas, gekarboniseer, kambol, uitkamsels of uitskot, soos van toepassing).
- (b) Massa van besending.
- (c) Waarde van besending.
- (d) Land van oorsprong.

5(2) Die aantekeninge genoem in subklousule (1) moet -

- (a) aangeteken word op 'n rekenaar of met ink in 'n boek; en
- (b) by die hoofkantoor of gewone plek van besigheid van die persoon van wie vereis word om dit te hou, gehou word vir 'n tydperk van ten minste vier jaar na die einde van die tydperk ten opsigte waarvan sodanige aantekeninge gehou moet word.

Opgawes wat verstrek moet word deur makelaars, handelaars of wolkopers, verwerkers, invoerders en uitvoerders

- 6(1) Elke makelaar, handelaar of wolkoper, verwerker, invoerder en uitvoerder van wol moet binne 15 dae na die einde van elke kalendermaand, 'n akkurate opgawe van die besonderhede in klousule 5 voorgeskryf, aan Cape Wools SA verstrek.
- 6(2) Nieteenstaande die bepalings van klousule 6(1), sal elke makelaar wat wol verhandel op 'n veiling, 'n akkurate opgawe voorsien van die detail voorgeskryf in 5(1)(i)(h), nie later nie as teen sluit van besigheid op die dag wat volg op die dag van die veiling.
- 6(3) Die opgawes verwys na in klousule (1), sal ingehandig word op die wyse soos voorgeskryf en bepaal deur Cape Wools SA, en indien skriftelik ingehandig, in ink voltooi word.

6(4) Die opgawe moet -

(a) wanneer dit per pos gestuur word, geadresseer word aan -

Die Hoofbestuurder
Cape Wools SA
Posbus 2191
Noordeinde
PORT ELIZABETH
6056; of

(b) wanneer per hand afgelewer, afgelewer word by -

Die Hoofbestuurder
Cape Wools SA
Wool House
Grahamstadweg 18
Noordeinde
PORT ELIZABETH
6056

(c) wanneer elektronies ingehandig, ingedien word by 'n adres soos deur Cape Wools verskaf, op versoek.

6(5) Die opgawe moet gestuur of afgelewer word om die Hoofbestuurder van Cape Wools SA te bereik voor of op die keurdatum genoem in subklousule (1).

6(6) Die opgawe moet verstrek word selfs indien daar niks is om in die opgawe te rapporteer nie.

Inwerkingtreding en tydperk van geldigheid

7. Hierdie statutêre maatregel tree in werking op die datum van publikasie hiervan en verval op 30 Junie 2012.

**DEPARTMENT OF LABOUR
DEPARTEMENT VAN ARBEID**

No. R. 1122

24 October 2008

LABOUR RELATIONS ACT, 1995

**BARGAINING COUNCIL FOR THE FURNITURE MANUFACTURING
INDUSTRY, KWAZULU-NATAL: EXTENSION TO NON-PARTIES OF THE
PROVIDENT FUND AND MORTALITY BENEFIT ASSOCIATION
COLLECTIVE AMENDING AGREEMENT**

I, MEMBATHISI MPHUMZI SHEPHERD MDLADLANA, Minister of Labour, hereby in terms of section 32(2) of the Labour Relations Act, 1995, declare that the collective agreement which appears in the Schedule hereto, which was concluded in the Bargaining Council for the Furniture Manufacturing Industry, Kwazulu-Natal and is binding in terms of section 31 of the Labour Relations Act, 1995, on the parties which concluded the agreement, shall be binding on the other employers and employees in that Industry with effect from 3 November 2008 and for the period ending 31 July 2011.

**M M S MDLADLANA
MINISTER OF LABOUR**

No. R. 1122

24 Oktober 2008

WET OP ARBEIDSVERHOUDINGE, 1995**BEDINGINGSRAAD VIR DIE MEUBELNYWERHEID, KWAZULU-NATAL:
UITBREIDING NA NIE-PARTYE VAN VOORSORGFONDS EN
STERFTEBYSTANDSVERENIGING KOLLEKTIEWE
WYSIGINGSOOREENKOMS**

Ek, MEMBATHISI MPHUMZI SHEPHERD MDLADLANA, Minister van Arbeid, verklaar hierby, kragtens artikel 32(2) van die Wet op Arbeidsverhoudinge, 1995, dat die Kollektiewe Ooreenkoms wat in die Bylae hiervan verskyn en wat in die Bedingingsraad vir die Meubelnywerheid, Kwazulu-Natal aangegaan is en kragtens artikel 31 van die Wet op Arbeidsverhoudinge, 1995, bindend is op die partye wat die ooreenkoms aangegaan het, bindend is vir die ander werkgewers en werknemers in daardie Nywerheid, met ingang van 3 November 2008 , en vir die tydperk wat op 31 July 2011 eindig.

**M M S MDLADLANA
MINISTER VAN ARBEID**

SCHEDULE

**BARGAINING COUNCIL FOR THE FURNITURE
MANUFACTURING INDUSTRY, KWAZULU-NATAL**

**PROVIDENT FUND AND MORTALITY BENEFIT ASSOCIATION
COLLECTIVE AGREEMENT**

in accordance with the provisions of the Labour Relations
Act, 1995, made and entered into by and between the

KwaZulu-Natal Furniture Manufacturers' Association

(hereinafter referred to as the "employers" or the "employers
organisation) of the one part,

and the

**National Union of Furniture and
Allied Workers' of South Africa**

and the

**Chemical Energy Paper Printing Wood
and Allied Workers' Union**

(hereinafter referred to as the "employees" or the "trade unions")
of the other part,

being the parties to the Bargaining Council for the Furniture Manufacturing
Industry, KwaZulu-Natal.

to amend the Provident Fund and Mortality Benefit Association Collective
Agreement under Government Notice R.244 dated 27 February 2004 and as
amended by R192 dated 11 March 2005 and extended for a further period by
R1281 dated 15 December 2006, and further amended by R.1172 dated 14
December 2007 and R.851 dated 15 August 2008.

1. SCOPE OF APPLICATION OF AGREEMENT

- (1)** The terms of this Agreement shall be observed in the Furniture Manufacturing Industry, KwaZulu-Natal-

 - (a)** by all employers who are members of the employer's organisation and by all employees who are members of the trade union, who are engaged or employed therein, respectively ;
 - (b)** in Area A, which consists of the Magisterial Districts of Camperdown, Chatsworth, Durban, Inanda, Pietermaritzburg, Pinetown and Mount Currie ;
 - (c)** in Area B, which consists of the Magisterial Districts of Greytown, Lions River, Port Shepstone, Richmond, Lower Tugela and Umzinto and the municipal areas of Estcourt, Ladysmith and Newcastle ; and
 - (d)** in Area C, which consists of the remainder of the Province of KwaZulu-Natal.
- (2)** Notwithstanding the provisions of sub-clause (1), the provisions of this Agreement shall-

 - (a)** only apply in respect of employees for whom minimum wages are prescribed in the Main Agreement and to working Partners, Directors or Members as defined in the Main Agreement ;
 - (b)** apply to learners in so far as they are not inconsistent with the provisions of the Skills Development Act, 92 of 1998 or any contracts entered into or any conditions fixed thereunder ;
 - (c)** not apply to any employee or working Partner, Director or Member who at the date of the coming into operation of this Agreement is, or thereafter becomes, a participant in and member of any other fund providing pension and/or provident benefits, which is in existence on the said date and in which the employer of that employee is on the said date a participant, or to the employer of such employee, during such period only as such other fund continues to operate and both employer and employee are participants therein, if in the opinion of the Council the benefits which the other fund provided are on the whole not less favourable than the benefits provided by the Council's fund ;
- (3)** Notwithstanding the provisions of this clause, employers who carry on not more than one business within the scope of application of this collective agreement and who employ less than five employees at all times in connection with such business, shall be entitled to the phasing in concessions as contained within Clause 1 (3) of the main collective agreement, provided that for the purpose of giving effect to Clause 13(1)(d) of this agreement, the contribution shall be

based on the wage prescribed for the highest paid employee in Schedule A of the Main Collective Agreement.

- (4) The provisions of Sub-Clause 3 shall not apply where an employer has more than four employees in his employ at the date of the coming into operation of this Collective Agreement, and subsequently reduces this number of employees to fewer than five.
- (5) The terms of this agreement shall not apply to non-parties in respect of clauses 1 (a) and 2.

2. PERIOD OF OPERATION OF AGREEMENT

This agreement shall come into operation for the parties to this Agreement on 01 October 2008 and for non-parties on such date as may be decided upon by the Minister of Labour in terms of Section 32 of the Labour Relations Act, 1995 as amended and shall remain in force until 31 July 2011.

3. MORTALITY BENEFITS

Replace the existing Schedule in its entirety as it appears under Clause 22. "MORTALITY BENEFITS" with the following new Schedule :

SCHEDULE

Period of Member contribution	MEMBER		SPOUSE		EACH CHILD	
	A		B		C	
Up to 2 years	1,020	-	-	-	-	
2 years plus	1,500		600		400	
3 years plus	1,980		600		400	
4 years plus	3,000		600		400	
5 years plus	3,600		800		480	
6 years plus	4,200		800		560	
7 years plus	4,800		800		640	
8 years plus	5,400		900		720	
9 years plus	6,000		900		800	
10 years plus	6,600		1,000		960	
11 years plus	7,200		1,000		960	
12 years plus	7,800		1,200		1,040	
13 years plus	8,200		1,300		1,120	
14 years plus	9,000		1,400		1,200	
15 years plus	9,600		1,500		1,280	
16 years plus	10,200		1,600		1,360	
17 years plus	10,800		1,700		1,440	
18 years plus	11,400		1,800		1,520	
19 years plus	12,000		1,900		1,600	
20 years plus	12,600		2,000		1,680	

SIGNED AT DURBAN ON THIS 21st DAY OF August 2008

S. GOVENDER
CHAIRPERSON

A.KHAN
VICE-CHAIRPERSON

G.J.P. BLIGNAUT
SECRETARY OF THE COUNCIL

**DEPARTMENT OF TRADE AND INDUSTRY
DEPARTEMENT VAN HANDEL EN NYWERHEID**

No. R. 1123

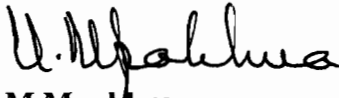
24 October 2008

STANDARDS ACT, 1993

**PROPOSED AMENDMENT OF THE COMPULSORY SPECIFICATION FOR
REPLACEMENT BRAKE LINING ASSEMBLIES FOR ROAD VEHICLES**

It is hereby made known under section 22(1)(a)(ii) of the Standards Act, (Act No. 29 of 1993), that the Minister of Trade and Industry, on the recommendation of the Council of the South African Bureau of Standards, intends to amend the compulsory specification for *Replacement Brake Lining Assemblies for Road Vehicles*, as set out in the attached Schedule.

Any person who wishes to object to the intention of the Minister to thus amend the Compulsory Specification concerned, shall lodge their objection in writing with the President, South African Bureau of Standards, Private Bag X191, Pretoria, 0001, on or before the date two (2) months after publication of this notice.



M Mpahla
Minister of Trade and Industry

SCHEDULE

PROPOSED COMPULSORY SPECIFICATION FOR REPLACEMENT BRAKE LINING ASSEMBLIES FOR ROAD VEHICLES

1 Scope

- 1.1 This specification covers the requirements for replacement brake lining assemblies and drum brake linings for power driven vehicles and their trailers.
- 1.2 The specification applies to brake lining assemblies and drum brake lining assemblies for use on motor vehicles manufactured on, or after 1 January 2000 in the case of M, N and O category motor vehicles and on, or after 1 January 2013 in the case of L category motor vehicles.
- 1.3 In so far as the parts are concerned, this specification applies in respect of a replacement brake lining assembly supplied for further manufacture by one manufacturer to another and the entire specification applies to the replacement brake lining assembly after its completion by the last-mentioned manufacturer.
- 1.4 Where a South African national standard, including an international standard or a UN ECE regulation adopted by South Africa as a national standard, is incorporated by reference into this specification, only the technical requirements/specification for the commodity and the tests to verify compliance, apply.

2 Definitions

For the purpose of this specification, the definitions in SANS 20090 shall apply.

3 General Requirements

3.1 Commodities covered by this specification shall comply with the requirements of the SANS 20090:2008.

3.2 The manufacturer or importer of each type of replacement brake lining assembly shall apply to the Regulator for pre-approval in accordance with the requirements of Annexure "A" to this schedule, prior to that product being offered for sale in RSA.

3.3 The Regulator shall issue a certificate to the applicant, once satisfactory evidence of compliance has been provided in accordance with the requirements of Annexure "A".

3.4 For the purpose of this specification clauses 6.1 and 6.2 of SANS 20090 are only applicable to commodities for M1, N1 and M2 category motor vehicles.

3.5 For the purpose of this specification clause 6.4 of SANS 20090 shall only apply to commodities for M1, N1 and M2 category motor vehicles, and shall be in the English language.

Exclusions

For the purpose of this specification the following clauses of SANS 20090 are excluded:

- a) clause 6.2.1
- b) clause 6.3.1
- c) clause 6.3.5
- d) clause 6.4.2
- e) clause 6.4.3
- f) clause 6.4.4
- g) clause 6.5.1
- h) clause 8 -Conformity of production (CoP)
- i) clause 9 –Penalties for Non-conformity of Production
- j) clause 10- Production definitely Discontinued
- k) clause 11 – Names and Addresses of Technical Services Responsible for Conducting Approval Tests, and of Administrative Departments
- l) clause 12 – Transitional Provisions

Annexure A**Pre-approval Process****The administrative process for Pre-approval of Replacement Brake Lining Assemblies for Road Vehicles.**

1. The Applicant shall formally submit a request for pre-approval, for each model of Replacement Brake Lining Assemblies intended to be manufactured or imported, in writing, to the Regulator providing details of the commodity concerned.
2. The Regulator shall forward to the Applicant the relevant Pre-approval application documents, for each model, as notified in 1 above. The Applicant shall complete the application and forward it to the Regulator. The application documents shall stipulate the information to be submitted to the Regulator, and these shall accompany the submitted application.
3. Upon receipt of the completed application documents, including the evidence of compliance, the Regulator shall review the documents for correctness and completeness. Incorrect documentation, or insufficient documentation will be reported to the Applicant, for his/her correction.
4. Once the application documentation is correct, the Regulator shall formally confirm to the Applicant where the samples to be inspected as part of the Pre-approval process, shall be submitted.
5. The Regulator shall inspect the samples and verify these against all mandatory requirements and the submitted evidence of conformity in the application documents, to these requirements.
6. Any non-compliances identified in 5 above, shall be resolved by the Applicant, to the satisfaction of the Regulator.
7. Once the Pre-approval process establishes that the model of Replacement Brake Lining Assembly complies with all the relevant mandatory requirements, the Regulator shall issue a formal Letter of Compliance, to the applicant.
8. Copies of the application documents, and supporting evidence of compliance, as necessary, may be taken, and maintained as Pre-approval records, by the Regulator.

No. R. 1134

24 October 2008

STANDARDS ACT, 1993**PROPOSED INTRODUCTION OF A COMPULSORY SPECIFICATION FOR MOTOR
VEHICLES OF CATEGORY L**

It is hereby made known under section 22(1)(a)(i) of the Standards Act, (Act No. 29 of 1993), that the Minister of Trade and Industry, on the recommendation of the Council of the SABS, intends to introduce a compulsory specification for *Motor vehicles of Category L*, as set out in the attached Schedule.

Any person who wishes to object to the intention of the Minister to thus introduce the compulsory specification concerned shall lodge their objection in writing with the President, South African Bureau of Standards, Private Bag X191, Pretoria, 0001, on or before the date two (2) months after publication of this notice.

**M Mpallwa****Minister of Trade and Industry**

SCHEDULE

Proposed Compulsory Specification for motor vehicles of Category L

1 Scope

1.1 This specification covers the requirements for motor vehicles of category L, not previously registered or licensed in South Africa, and motor vehicle models assembled from new frames or bodies and used parts from earlier designs of motor vehicle models, designed or adapted for operation on a public road.

1.2 The requirements of this specification, insofar as the parts already incorporated are concerned, apply in respect of incomplete motor vehicles supplied by one manufacturer to another for further manufacture and the entire specification shall apply to vehicle after completion thereof by the last manufacturer.

1.3 This specification does not apply to:

- a) experimental or prototype vehicles constructed or imported for the purpose of testing, assessment or development,
- b) a motor vehicle model that was manufactured before 1965, that has not been previously registered or licensed in South Africa, and that is certified by a motor club approved by the relevant Minister,
- c) vehicles with a maximum design speed not exceeding 6 km/h,
- d) vehicles intended for use by persons with disabilities,
- e) vehicles intended for pedestrian control,
- f) vehicles intended for use in competitions, on roads or in off-road conditions,
- g) tractors and machines used for agricultural or similar purposes, and
- h) vehicles designed primarily for off-road leisure use and cycles that are equipped with an auxiliary electric motor that has a maximum continuous rated power of 0,25 kW, of which the output is progressively reduced and finally cut off as the vehicle reaches a speed of 25 km/h, or sooner.

1.4 Where a South African national standard, including an international standard or a UN ECE regulation adopted as a South African national standard, is incorporated by reference into this specification, only the technical requirements/specification for the commodity and the tests to verify the compliance, apply.

2 Definitions

For the purposes of this document, the following definitions shall apply:

Where speeds are quoted in these definitions, a tolerance of 10 % for shall be acceptable.

2.1

category L motor vehicle

motor vehicle defined in 2.2 to 2.8

2.2

category L₁ motor vehicle

moped

two-wheeled vehicle with a maximum design speed not exceeding 45 km/h and that is characterized by an engine whose

- a) cylinder capacity does not exceed 50 cm³, in the case of the internal combustion type, or
- b) maximum continuous rated power is not more than 4 kW, in the case of an electric motor

2.3

category L₂ motor vehicle

moped

three-wheeled vehicle with a maximum design speed not exceeding 45 km/h and that is characterized by an engine whose

- a) cylinder capacity does not exceed 50 cm³ if, of the spark (positive) ignition type, or
- b) maximum net power output does not exceed 4 kW, in the case of other internal combustion engines, or
- c) maximum continuous rated power does not exceed 4 kW, in the case of other internal electric motors

2.4

category L₃ motor vehicle

motorcycle

two-wheeled vehicle without a sidecar, fitted with an engine that has a cylinder of more than 50 cm³, if of the internal combustion type, or that has a maximum design speed of more than 45 km/h (or both)

2.5

category L₄ motor vehicle

motorcycle

sidecar

two-wheeled vehicle with a sidecar, fitted with an engine that has a cylinder of more than 50 cm³, if of the internal combustion type, or that has a maximum design speed of more than 45 km/h (or both)

2.6

category L₅ motor vehicle

motor tricycle

vehicle with three-wheels that are symmetrically arranged, fitted with an engine that has a cylinder capacity of more than 50 cm³, if of the internal combustion type, or a maximum design speed of more than 45 km/h (or both)

2.7

category L₆ motor vehicle

four-wheeled vehicle whose unladen mass is not more than 350 kg, not including the mass of the batteries, in case of electric vehicles, whose maximum design speed is not more than 45 km/h, and

- a) whose engine cylinder capacity does not exceed 50 cm³ for spark (positive) ignition engines, or
- b) whose maximum net power output does not exceed 4 kW, in the case of other internal combustion engines, or
- c) whose maximum continuous rated power does not exceed 4 kW, in the case of electric engines

2.8**category L₇ motor vehicle**

four-wheeled vehicle, other than those classified as category L₆,

- a) whose unladen mass exceeds 350 kg but is not more than 400 kg (550 kg for vehicles intended for carrying goods), not including the mass of batteries, in the case of electric vehicles; and
- b) whose maximum continuous rated power does not exceed 15 kW

2.9**manufacturer**

a person who, for the purpose of his/her business of selling motor vehicles, manufactures, modifies or assembles category L motor vehicles.

3 General requirements**3.1 Homologation**

Each model of motor vehicle covered by the scope of this specification shall be successfully homologated in accordance with the administrative requirements defined in Annexure A, against the requirements of this specification, prior to it being offered for sale.

3.2 Lights and lighting equipment**3.2.1 Lights**

Lights fitted to a vehicle shall comply with the relevant requirements of SANS 20050, SANS 20056 or SANS 20057, SANS 20072, SANS 20076 or SANS 20082.

3.2.2 Retro-reflecting devices

Retro-reflecting devices fitted to a vehicle shall comply with the requirements of SANS 20003. Side retro-reflectors shall be amber regardless of their position.

3.2.3 Lighting installation

3.2.3.1 The number of lamps for lighting installation shall be as follows:

- a) main-beam headlamps: 1 (min.)
- b) dipped-beam headlamps: 1 (min.)
- c) stop lamps: 1 (min.)
- d) directional indicator lamps: 2 front, 2 rear
- e) rear registration lamps: 1 (min.)
- f) front position lamps: 1 (min.)
- g) rear position lamps: 1 (min.)

3.2.3.2 Lighting installation of vehicles of category L₁ and L₂ shall comply with the requirements in SANS 20074.

3.2.3.3 Lighting installation of vehicles of category L₃, L₄ and L₅ shall comply with the requirements in SANS 20053.

3.2.3.4 Lighting installation of vehicles of category L₆ and L₇ shall comply with the requirements in 4.9.

3.3 Rear-view mirrors

Rear-view mirrors shall be fitted to a vehicle and shall comply with the relevant requirements given in SANS 20081.

3.4 Windscreens, windshields and windscreen wipers

3.4.1 Windscreens and windshields

3.4.1.1 A vehicle with an enclosing bodywork and a roof over the driver shall be fitted with a windscreen and such windscreen shall be of safety glass that complies with the relevant requirements given in SANS 20043.

3.4.1.2 The windscreen referred to in 3.4.1.1 shall have a light transmittance of not less than 70 %.

3.4.2 Windows and partitions

Glass partition and glass windows fitted to a vehicle shall be of safety glass that complies with the relevant requirements given in the SANS 20043.

The provisions of 3.4.1 and 3.4.2 exclude equipment used for deflecting wind.

3.4.3 Windscreen wipers

Where a vehicle is fitted with a windscreen, it shall be fitted with at least one windscreen wiper. The windscreen wiper shall be operated by other than manual means and, when in operation, shall continuously, evenly and efficiently wipe the outside of the windscreen directly in front of the drivers forward field of vision.

3.5 Brakes and braking equipment

Brakes and braking equipment shall be fitted to a vehicle and shall comply with the relevant requirements given in SANS 20078.

3.6 Audible warning devices

A vehicle shall be fitted with at least one audible warning device such that, when the device is operated, a continuous sound is emitted at a level of at least the following, determined in accordance with SANS 20028:

- a) 83 dB(A) and not exceeding 112 dB(A) for audible warning devices intended mainly for motor cycles with a power less than or equal to 7 kW (L_1 , L_2 and L_6);
- b) 93 dB(A) and not exceeding 112 dB(A) for audible warning devices intended mainly for motor cycles with a power greater than 7 kW (L_3 , L_4 , L_5 and L_7).

3.7 Controls

All controls that are fitted to a vehicle, and that are required for the operation of the vehicle, shall be so located that the rider of the vehicle can reach and operate them when he/she is seated in the normal riding position. Controls shall be so placed that they do not impair safe riding. Tell-tales display shall comply with the requirements in SANS 20060.

3.8 Devices to prevent unauthorised use

Devices to prevent unauthorised use shall be fitted to vehicles with handlebars and shall comply with the requirements of SANS 20062.

3.9 Speedometers

A vehicle shall be equipped with speedometer equipment that complies with the relevant requirements given in SANS 20039.

3.10 Motor vehicles of category L₆ and L₇

Vehicles of category L₆ shall comply with the requirements for vehicles of category L₂, and vehicles of category L₇ shall comply with the requirements for vehicles of category L₅. Lighting installation for vehicles of category L₆ and L₇ may, alternatively, comply with SANS 20048.

4 Information to be displayed

The following information shall be displayed legibly and permanently:

- a) the engine number, on the engine block of the vehicle; and
- b) the vehicle identification number (VIN) that complies with the relevant requirements given in SANS 3780:1983, *Road vehicles - World manufacture identifier (WMI) code* and SANS 3779:1983, *Road vehicles - Vehicle identification number-Content and structure*, which shall be readily visible on the frame of the vehicle.

5 Requirements for the control of environmental interference

5.1 Suppression of radio and television interference

All components, accessories or equipment fitted to a vehicle and that generate and radiate electromagnetic energy, shall comply with the relevant national legislation in terms of the Electrical Communications Act, 2005 (Act No.36 of 2005) and its Regulations.

5.2 Suppression of atmospheric pollution

5.2.1

All engines, accessories or equipment fitted to a vehicle and that generate smoke emissions, shall comply with the relevant national legislation in terms of the Atmospheric Pollution Prevention Act, 1965 (Act No.45 of 1965)

5.2.2

The gaseous and particulate emissions from the vehicle shall comply with the requirements of SANS 20040: or Global Technical Regulation (GTR) No. 2.

5.3 Suppression of noise emission

With the exception of noise emission originating from audible warning devices, any noise emitted by a vehicle shall be determined in accordance with SANS 20009, SANS 20041, or SANS 20063. The noise emitted by the vehicle shall not exceed the values given in SANS 20009, SANS 20041 or SANS 20063.

6 Engine and exhaust systems

6.1 Engine

The engine of a vehicle shall be so fitted as to comply with the relevant national legislation in terms of the National Road Traffic Act, 1996 (Act No. 93 of 1996) and its Regulations, and shall not be so exposed that it constitutes a source of danger.

6.2 Exhaust systems

The exhaust system of a vehicle shall comply with the requirements of the relevant national legislation in terms of the National Road Traffic Act (Act No. 93 of 1996), and its Regulations and shall not be so exposed that it constitutes a source of danger.

7 Fuel systems

7.1 Filler cap

The orifice for filling the fuel tank on a vehicle shall be fitted with a cap that effectively prevents incidental ingress of water or other foreign matter.

7.2 Fuel tank, carburettor, fuel injector and fuel pipes

Any fuel tank, carburettor, fuel injector and fuel pipes on a vehicle, shall not be so exposed that they constitute a source of danger.

8 Tyres

8.1 A vehicle shall be fitted with tyres that comply with the requirements given in SANS 20075.

8.2 If retro-reflective tyres are fitted to a two-wheeled vehicle, the tyres shall be retro-reflective tyres that comply with the requirements of SANS 20088.

9 Equivalent requirements

The requirements of any of the South African national standards stated in column 2 in the appropriate parts of Table 1, shall be deemed to have been met, if compliance with the equivalent standards given in columns 3, 4 or 5 of the same table, or their later amendment levels is achieved. Where an ECE Directive is quoted in column 4 with its amendment level, this shall mean that the Directive, and its amendments up to, and including the quoted level, is the minimum level deemed equivalent.

Category L Vehicles
TABLE 1- Equivalent standards

Col-1 Item	Col-2 SANS	Equivalent Standard		
		Col-3 ECE	Col-4 EEC	Col-5 Others
Installation of lighting	20048 20053 20074	R48 R58 R74	96/24/EC 93/92/EC	
Lights and signaling devices	20050 20056 20057 20076 20072 20082	R50 R56.01 R57.02 R76.01 R72.0 R82.01	97/24/EC C2	
Safety Glazing	20043	R43	92/22/EC 97/24/EC C12	
Braking	20078	R78.02	93/14/EC	
Audible warning devices	20028	R28	93/30/EC	
Speedometer	20039	R39	2000/7/EC	
Gaseous emissions	20040 20047	R40 R47	97/24/EC C5 2002/51/EC	GTR 2
Tyres	20075 20082	R75 R82	97/24 /EC/ C1	
Devices to prevent un- authorised use	20062	R62	93/33/EC	
Rear view mirrors	20081	R81	97/24/EC C4	
Noise emission	20009 20041 20063	R9.06 R41.03 R63.01	97/24/EC C9	
Identification of controls	20060	R60	93/29/EC	

Annexure A**Homologation****The administrative process for Homologation of models of Motor Vehicles of Category L.**

1. The Applicant shall formally submit a request for homologation, for each model of motor vehicle intended to be manufactured or imported, in writing, to the Regulator providing information of his/her intention to homologate that model of motor vehicle. This shall be at least 60 days prior to the homologation date requested.
2. The Regulator shall forward to the Applicant the relevant homologation application documents, for each model as notified in 1 above. The Applicant shall complete the application and forward it to the Regulator. The application documents shall stipulate the information to be submitted to the Regulator, and these shall accompany the submitted application. The appropriate fee, as determined by notice in the Government Gazette, or proof of payment of such, due to the Regulator, for the Homologation, shall accompany the application.
3. Upon receipt of the completed application documents, including the evidence of compliance, the Regulator shall review the documents for correctness, completeness, and authentic proof of compliance. Incorrect documentation, or insufficient documentation will be reported to the applicant, for his/her correction.
4. Once the application documentation is correct, the Regulator shall formally confirm the date and place to the Applicant for the sample vehicle to be inspected as part of the Homologation process.
5. At the Homologation Inspection, the Regulator shall inspect the sample vehicle and verify it against all mandatory requirements and the submitted evidence of conformity in the application documents, to these requirements.
6. Any non-compliances identified in 5 above, shall be resolved by the Applicant, to the satisfaction of the Regulator.
7. Once the Homologation process establishes that the vehicle model complies with all the relevant mandatory requirements, the Regulator shall issue a formal Letter of Compliance (Homologation approval letter), to the applicant.
8. The original application documents, and copies of supporting evidence of compliance documents, as necessary, shall be taken, and maintained as Homologation records, by the Regulator.

**DEPARTMENT OF TRANSPORT
DEPARTEMENT VAN VERVOER**

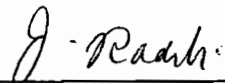
No. R. 1135

24 October 2008

**NATIONAL RAILWAY SAFETY REGULATOR REGULATIONS,
2002 (ACT No. 16 of 2002)**

I, Jeffrey Thamsanqa Radebe, Minister of Transport acting in terms of Section 50 of the National Railway Safety Regulator Act, 2002 (Act No. 16 of 2002), make the regulations in the Schedule.

These Regulations are published for General information and Compliance and will come into operation on the date of publication.



**J. T. Radebe MP
MINISTER OF TRANSPORT
DATE: 24/10/08**

DEPARTMENT OF TRANSPORT**NATIONAL RAILWAY SAFETY REGULATOR ACT, 2002 (ACT NO.16 OF 2002)**

The Minister responsible for Transport in the Republic has made the Regulations set out in the Schedule in terms of section 23 the National Railway Safety Regulator Act, 2002 (Act 16 of 2002).

SCHEDULE**Definitions****1. For the purposes of these Regulations –**

“application”	refers to application for a safety permit referred to section 23 of the Act.
“Chief Executive Officer”	refers to the Chief Executive Officer appointed in terms of section 9(1) of the Act;
“financial year”	means- (a) in relation to the Regulator, a year ending 31 March; or (b) in relation to an operator, the last completed twelve month financial reporting cycle prior to 30 June of every year;
“the Act”	means the National Safety Regulator Act, 2002 (Act No. 16 of 2002).
“safety permit fee”	refers to any fee payable to the Regulator in terms of section 23 (2) of the Act and includes a fixed application fee, an annual or fixed fee for processing an application and any other fee as may be determined by the Regulator in a Schedule of fees to be published annually by the Regulator.

Schedule of fees

2. (1) The Regulator shall determine annually the fees payable for the processing of safety permits.

(2) The Regulator must, after annual determination of safety permit fees to be charged -

- (a) publish in the Gazette a Schedule of fees by the end of November each year;
- (b) make available a copy of a Schedule of fees on the website of the Regulator; and
- (c) make available a copy of a Schedule of fees for public inspection during office hours at the offices of the Regulator.

(3) Fees published in the Schedule of Fees are applicable from 01 April of each year for a period of 12 months.

(4) The Regulator shall review the Schedule of Fees annually.

Total rail cost

3. (1) An operator must submit audited financial statements for the preceding completed financial year to the Regulator by the end of June of each year.

(2) The audited financial statements must provide the relevant cost of railway operations related to the following items:

(a) Maintenance of the network, rolling stock, including-

- (i) labour costs;
- (ii) material and consumable costs;
- (iii) contract payments;
- (iv) depreciation and other finance costs; and
- (v) energy costs

(b) Operation of the network, rolling stock and stations, including-

- (i) labour costs;
- (ii) material and consumable costs;
- (iii) contract payments;

Short title and commencement

4. These Regulations are called the Safety Permit Fee Regulations and come into operation on the date to be determined by the Minister of Transport.
