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Regulation Gazette

No. 9750

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Vol. 563

**Pretoria, 18 May
Mei 2012**

No. 35338

IMPORTANT NOTICE

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IMPORTANT ANNOUNCEMENT

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

2012

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

- ▶ **2 August**, Thursday, for the issue of Friday **10 August 2012**
- ▶ **20 September**, Thursday, for the issue of Friday **28 September 2012**
- ▶ **13 December**, Thursday, for the issue of Friday **21 December 2012**
- ▶ **18 December**, Tuesday, for the issue of Friday **28 December 2012**
- ▶ **21 December**, Friday, for the issue of Friday **4 January 2013**

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- & REGULASIE-
 KENNISGEWINGS ASOOK PROKLAMASIES**

2012

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

- ▶ **2 Augustus**, Donderdag, vir die uitgawe van Vrydag **10 Augustus 2012**
- ▶ **20 September**, Donderdag, vir die uitgawe van Vrydag **28 Desember 2012**
- ▶ **13 Desember**, Donderdag, vir die uitgawe van Vrydag **21 Desember 2012**
- ▶ **18 Desember**, Dinsdag, vir die uitgawe van Vrydag **28 Desember 2012**
- ▶ **21 Desember**, Vrydag, vir die uitgawe van Vrydag **4 Januarie 2013**

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, FORESTRY AND FISHERIES DEPARTEMENT VAN LANDBOU, BOSBOU EN VISSERYE

No. R. 373

18 May 2012

AGRICULTURAL PRODUCT STANDARDS ACT, 1990 (ACT No. 119 OF 1990)

REGULATIONS RELATING TO DAIRY PRODUCTS AND IMITATION DAIRY PRODUCTS: NEW REGULATIONS

The Executive Officer: Agricultural Product Standards intends to request the Minister of Agriculture, Forestry and Fisheries to publish new Regulations Relating to Dairy products and Imitation dairy products.

The proposed regulations are available for inspection and copies can be obtained from the website www.daff.gov.za. go to "Divisions", then to "Food Safety and Quality Assurance" and then to "Draft legislation for comments", or from the Executive Officer: Agricultural Product Standards, Department of Agriculture, Forestry and Fisheries, Private Bag X343, Pretoria, 0001; Telephone (012) 319-6059; Fax (012) 319 6055; E-mail yvonneT@daff.gov.za.

Interested parties who wish to comment or make representations regarding the proposed regulations are invited to furnish such comments or representations in writing to the Executive Officer at the above contact information, not later than 15 June 2012.

B.M. MAKHAFOLA

Executive Officer: Agricultural Product Standards

**DEPARTMENT OF LABOUR
DEPARTEMENT VAN ARBEID**

No. R. 374

18 May 2012

LABOUR RELATIONS ACT, 1995**BARGAINING COUNCIL FOR THE HAIRDRESSING, COSMETOLOGY,
BEAUTY AND SKINCARE:
RENEWAL OF PERIOD OF OPERATION OF MAIN COLLECTIVE
AGREEMENT**

I, IAN MACUN, Director: Collective Bargaining duly authorised thereto by the Minister of Labour, hereby, in terms of section 32(6)(a)(ii) of the Labour Relations Act, 1995, declare the provisions of Government Notices Nos. R. 183 of 9 March 2007, R. 507 of 9 May 2008 and R. 152 of 20 February 2009 to be effective from **2 June 2012** and for the period ending 31 December 2012.

IA MACUN
DIRECTOR: COLLECTIVE BARGAINING

No. R. 374

18 Mei 2012

WET OP ARBEIDSVERHOUDINGE, 1995**BEDINGINGSRAAD VIR DIE HAARKAPPERS- EN
KOSMETOLOGIEBEDRYF SKOONHEID EN VELSORG:
HERNUWING VAN TYDPERK VAN HOOF KOLLEKTIEWE
OOREENKOMS**

Ek, IAN MACUN, Direkteur:: Kollektiewe Bedinging, behoorlik daartoe gemagtig deur die Minister van Arbeid, verklaar hierby, kragtens artikel 32(6)(a)(ii) van die Wet op Arbeidsverhoudinge, 1995, dat die bepalinge van Goewermentskennisgewings Nos. R. 183 van 9 Maart 2007, R. 507 of 9 Mei 2008 en R. 152 van 20 Februarie 2009 van krag is vanaf **2 Junie 2012** en vir die tydperk wat op 31 Desember 2012 eindig.

IA MACUN
DIREKTEUR: KOLLEKTIEWE BEDINGING

No. R. 383

18 May 2012

LABOUR RELATIONS ACT, 1995**BARGAINING COUNCIL FOR THE HAIRDRESSING TRADE, CAPE PENINSULA:
EXTENSION OF AMENDMENT OF MAIN COLLECTIVE AGREEMENT TO NON-
PARTIES**

I, **MILDRED NELISIWE OLIPHANT**, 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 Hairdressing Trade, Cape Peninsula** 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 28 May 2012 and for the period ending 31 December 2012.

**MN OLIPHANT
MINISTER OF LABOUR**

UMNYANGO WEZABASEBENZI

No. R. 383

Usuku: 18 May 2012

UMTHETHO WOBUDLELWANO KWEZABASEBENZI, KA-1995**UMKHANDLU WOKUXOXISANA PHAKATHI KWABAQASHI NABASEBENZI
EMBONINI YOSIZO LOKULUNGISWA KWEZINWELE – E CAPE PENINSULA:
UKWELULELWA KWESIVUMELWANO ESIYINGQIKITHI SABAQASHI NABASEBENZI
ESICHIBIYELAYO SELULELWA KULABO ABANGEYONA INGXYENYE YASO**

Mina, **MILDRED NELISIWE OLIPHANT**, onguNgqongqoshe Wezabasebenzi, ngokwesigaba 32(2) soMthetho Wobudlelwano Kwezabasebenzi ka-1995, ngazisa ukuthi isiVumelwano sabaqashi nabasebenzi esitholakala kuSheduli yesiNgisi exhanywe lapha, esenziwa **uMkhandlu Wokuxoxisana Phakathi Kwabaqashi Nabasebenzi Embonini Yosizo Lokulungiswa Kwezindle Nobuhle – e Cape Peninsula**, futhi ngokwesigaba 31 soMthetho Wobudlelwano Kwezabasebenzi ka 1995 esibopha labo abasebenzayo, sizobopha bonke abanye abaqashi nabasebenzi kuleyomboni, kusukela mhlaka 28 kuNhlaba 2012 kuze kube mhlaka 31 kuZibandlela 2012.

**MN OLIPHANT
UNGQONGQOSHE WEZABASEBENZI**

SCHEDULE**BARGAINING COUNCIL FOR THE HAIRDRESSING TRADE CAPE PENINSULA****MAIN COLLECTIVE AMENDING AGREEMENT**

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

EMPLOYERS' ORGANISATION FOR HAIRDRESSING, COSMETOLOGY AND BEAUTY (hereinafter referred to as the "employers" or the "employers' organisation"), of the one part, and the

UASA THE UNION

(hereinafter referred to as the "employees" or the "trade union"), of the other part, being the parties to the Bargaining Council for the Hairdressing Trade, Cape Peninsula, to amend the Agreement published under Government Notice No. R.1532 of 13 December 2002 to further amend and renewed under Government Gazette Nos. R.939 and R.940 of 13 August 2004; R.915 and R.916 of 15 September 2006; R.1175 and R.1176 of 14 December 2007; R. 419 of 17 April 2009, R.320 and R.321 of 23 April 2010, R.261 and R.283 of 1 April 2011 and R.612 of 29 July 2011.

1. SCOPE OF APPLICATION

1.1 The terms of this agreement shall be observed in the Hairdressing Trade –

1.1.1 by all employers who are members of the employers' organisation and by all employees who are members of the trade union;

1.1.2 In the Magisterial Districts of The Cape, Wynberg, Simon's Town, Goodwood and Bellville, in those portions of the Magisterial Districts of Malmesbury and Stellenbosch which, prior to the publication of Government Notices 171 of 8 February 1957 and 283 of 2 March 1962, respectively, fell within the Magisterial District of Bellville, in that portion of the Magisterial District of Kuilsriver which, prior to the publication of Government Notice 661 of 19 April 1974, fell within the Magisterial District of Stellenbosch but which, prior to 2 March 1962, fell within the Magisterial District of Bellville in that portion of the Magisterial District of Kuils River which prior to the publication of Government Notice 1683 of 7 August 1987, fell within the Magisterial District of Bellville and in that portion of the Magisterial District of Somerset West which, prior to 9 March 1973 (Government Notice 173 of 9 February 1973), fell within the Magisterial District of Wynberg.

1.2 Notwithstanding the provisions of subclause (1), the terms of this agreement shall –

1.2.1 apply only to employees for whom wages are specified in this agreement and to the employers of such employees;

1.2.2 apply to learners only in so far as they are not inconsistent with the provisions of the Skills Development Act, 1998 or any contract entered into or any condition fixed there under.

2. PERIOD OF OPERATION

(1) This agreement shall come into operation –

(a) In respect of the parties as agreed between them on 1 January 2012.

(b) in respect of non-parties, on such date as determined by the Minister.

The Agreement shall remain in force until 31 December 2012.

3. EXCEPTIONS

The provisions of this Agreement do not apply to non-parties in respect of clause 1.1.1 and 2(1)(a).

4. CLAUSE 4: WAGES

4.1 Substitute the following for subclause 4.1

*Subject to the provisions of subclause 4.2, every employer must pay each employee a wage that is not less than the minimum wage specified for that employee's relevant job category and experience.

WAGE SCHEDULE		
	JOB CATEGORY	RAND PER MONTH
1.1	Hairdresser Qualified Experienced	4964
1.2	Hairdresser Qualified First Year	3492
1.3	Hairdresser Non-Qualified	3089
2.	Operator	3384
3.	Cleaner	2439
4.1.	Receptionist Experienced	3941
4.2	Receptionist First Year	3001
5.1	Learners employed prior to 1 January 2011 who have as yet not progressed to Level 2	2070
5.2	Learners employment after 1 January 2011	

	Learners Who Have Completed College Full Time	New Learners Attending College Part Time	
5.2.1	Starting Salary	Starting Salary	2051
5.2.2	After 3 months	After Level 2 Passed	2214
5.2.3	After further 3 months	After Level 3 Passed	2392
5.2.4	After further 3 months	After Level 4 Passed	2584
6.1	Manager		5000
6.2	Stylist Manager		5964
7.1	Entrance Hairdressing Assistant (1 st year)		2000
7.2	Skilled Hairdressing Assistant (2 nd year)		2257

4.2 Delete sub-clause 4.3

5. CLAUSE 35: SICK BENEFIT FUND

Substitute sub-clause "35.2" with 35.2.1 and add the following sub-clause 35.2.2:

"35.2.2 The Sick Benefit fund is compulsory to all employees to belong to this fund and it is compulsory for employers to contribute to the fund".

6. CLAUSE 36: SICK PAY FUND

Substitute sub-clause "36.2" with 36.2.1 and add the following new sub-clause 35.2.2:

"36.2.2 The Sick Pay fund is compulsory to all employees to belong to this fund and it is compulsory for employers to contribute to the fund".

7. CLAUSE 35.17a Finance and Administration

Substitute sub-clause 35.17a with the following:

"35.17a The Management board must administer the fund and may delegate specific tasks to the executive committee".

8. CLAUSE 41: DEFINITIONS

Add the following new definitions in alphabetical order between the existing definitions

"entrance hairdressing assistant" means a special needs employee who is being trained to perform the following duties, general cleaning, sweeping and washing of floors, laundering towels, capes and gowns, assisting the stylists with seating and gowning of clients, shampooing of clients and apply in-salon treatments, assisting the stylists with the application of tints, highlights and other colour applications, and who works under the supervision and guidance of a qualified stylist.

"manager" means an employee who is not performing the duties of a Hairstylist and who generally performs the duties of a manager including but not limited to the supervision of other staff members, and who is responsible for the day-to-day running of the salon, the opening and closing of the salon and the cashing up.

"skilled hairdressing assistant" means a special needs employee who is being trained to perform the following duties, general cleaning, sweeping and washing of floors, laundering towels, capes and gowns, assisting the stylists with seating and gowning of clients, shampooing of clients and apply in-salon treatments, assisting the stylists with the application of tints, highlights and other colour applications, assisting hairstylists with Blow-drying and flat-ironing, being taught basic cutting skills and performing cuts under supervision and guidance of a qualified stylist.

"stylist manager" means an employee who in addition to performing the duties of a Hairstylist also performs the duties of a manager.

SIGNED AT CAPE TOWN FOR AND BEHALF OF THE PARTIES

THIS 7th DAY OF DECEMBER 2011



STEPHEN DELPORT
Chairman of the Council



MELANIE BOTES
Vice-Chairman of the Council



ELOUISE NELL
Administrator of the Council

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

No. R. 375

18 May 2012

**CUSTOMS AND EXCISE ACT, 1964.
AMENDMENT OF SCHEDULE NO. 1 (NO.1/1/1440)**

In terms of 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.


**N NENE
DEPUTY MINISTER OF FINANCE**

SCHEDULE

By the substitution of the following:

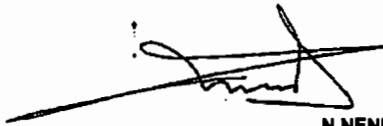
Heading / Subheading	CD	Article Description	Statistical Unit	Rate of Duty			
				General	EU	EFTA	SADC
2002.90	5	- Other	kg	37%	free	5,7%	free

No. R. 375

18 Mei 2012

**DOEANE- EN AKSYNSWET, 1964.
WYSIGING VAN BYLAE NO. 1 (NO.1/1/1440)**

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.



**N NENE
ADJUNKMINISTER VAN FINANSIES**

BYLAE

Deur die vervanging van die volgende:

Pos / Subpos	TS	Artikel Beskrywing	Statistiese Eenheid	Skaal van Reg			
				Algemeen	EU	EFTA	SAOG
2002.90	5	- Ander	kg	37%	vry	5,7%	vry

No. R. 376

18 May 2012

**CUSTOMS AND EXCISE ACT, 1964.
AMENDMENT OF SCHEDULE NO. 3 (NO. 3/1/681)**

In terms of section 75 of the Customs and Excise Act, 1964, Part 1 of Schedule No. 3 to the said Act is hereby amended to the extent set out in the Schedule hereto.



**N NENE
DEPUTY MINISTER OF FINANCE**

SCHEDULE

By the insertion of the following:

Rebate Item	Tariff Heading	Rebate Code	CD	Description	Extent of Rebate
304.07	2002.90	01.06	67	Tomato paste in containers holding 200 l or more used in the manufacture of food preparations classifiable in Chapters 16 to 21 in such quantities, at such times and subject to such conditions as the International Trade Administration Commission of South Africa may allow by specific permit	Full duty

**DOEANE- EN AKSYNSWET, 1964.
WYSIGING VAN BYLAE NO. 3 (NO. 3/1/681)**

Kragtens artikel 75 van die Doeane- en Aksynswet, 1964, word Deel 1 van Bylae No. 3 by bogenoemde Wet hiermee gewysig in die mate in die Bylae hierby aangetoon.



**N NENE
ADJUNKMINISTER VAN FINANSIES**

BYLAE

Deur die invoeging van die volgende:

Kortingsitem	Tariefpos	Kortingskode	TS	Beskrywing	Mate van Korting
304.07	2002.90	01.06	67	Tamatie pasta in houers van 200 li of meer vir die gebruik in die vervaardiging van voedselvoorbereidings indeelbaar in Hoofstukke 16 tot 21 in die hoeveelhede, in sodanige tye en onderhewig aan sodanige omstandighede wat die Internasionale Handelsadministrasie Kommissie by bepaalde permit mag toelaat	Volle reg

No. R. 377

18 May 2012

**CUSTOMS AND EXCISE ACT, 1964.
AMENDMENT OF SCHEDULE NO. 3 (NO.3/1/682)**

In terms of section 75 of the Customs and Excise Act, 1964, Part 1 of Schedule No. 3 to the said Act is hereby amended set out in the Schedule hereto.

**N NENE
DEPUTY MINISTER OF FINANCE**

SCHEDULE

By the insertion of the following:

Rebate Item	Tariff Heading	Rebate Code	CD	Description	Extent of Rebate
320.04	5404.1	01.05	57	Synthetic monofilament of 67 dtex or more and of which no cross-sectional dimension exceeds 1 mm (excluding elastomeric filament), for use in the manufacture of artificial turf classifiable in tariff subheading 9506.99.20	Full duty
320.04	5404.90	01.06	60	Strip and the like of synthetic textile materials of an apparent width not exceeding 5 mm for use in the manufacture of artificial turf classifiable in tariff subheading 9506.99.20	Full duty
320.04	5407.20	01.06	69	Woven fabrics obtained from strip and the like, of a width exceeding 350 cm, for use in the manufacture of artificial turf classifiable in tariff subheading 9506.99.20	Full duty
320.04	5512.19	01.06	61	Woven fabrics containing 85 per cent or more by mass of polyester staple fibres (excluding unbleached or bleached fabric), of a width exceeding 350 cm, for use in the manufacture of artificial turf classifiable in tariff subheading 9506.99.20	Full duty

**DOEANE- EN AKSYNSWET, 1964.
WYSIGING VAN BYLAE NO. 3 (NO. 3/1/682)**

Kragtens artikel 75 van die Doeane- en Aksynswet, 1964, word Deel 1 van Bylae No. 3 by bogenoemde Wet hiermee gewysig in die mate in die Bylae hierby aangetoon.



**N NENE
ADJUNKMINISTER VAN FINANSIES**

BYLAE

Deur die invoeging van die volgende:

KortingItem	Tariefpos	Kortingkode	TS	Beskrywing	Mate van Korting
320.04	5404.1	01.05	57	Sintetiese monofilament van 67 dtex of meer en waarvan geen dwarsdeursnee afmeting 1 mm oorskry nie (uitgesonderd elastomeriese filament), vir gebruik in die vervaardiging van kunsgras indeelbaar in tariefsubpos 9506.99.20	Volle reg
320.04	5404.90	01.06	60	Reep en soortgelyke goedere van sintetiese tekstielstowwe met 'n skynwydte van hoogstens 5 mm, vir gebruik in die vervaardiging van kunsgras indeelbaar in tariefsubpos 9506.99.20	Volle reg
320.04	5407.20	01.06	69	Weefstowwe van reep of soortgelyke produkte verkry, met 'n wydte van meer as 350 cm, vir gebruik in die vervaardiging van kunsgras indeelbaar in tariefsubpos 9506.99.20	Volle reg
320.04	5512.19	01.06	61	Weefstowwe wat, volgens massa, minstens 85 persent poliëster stapelvelsels bevat (uitgesonderd ongebleikte of gebleikte weefstof) met 'n wydte van meer as 350 cm, vir gebruik in die vervaardiging van kunsgras indeelbaar in tariefsubpos 9506.99.20	Volle reg

No. R. 378

18 May 2018

SOUTH AFRICAN REVENUE SERVICE

CORRECTION NOTICE

**CUSTOMS AND EXCISE ACT, 1964
AMENDMENT OF SCHEDULE NO. 3 (No. 3/683)**

By the substitution for "rebate code **01.06**" and "check digit **65**" in rebate item 304.07/2304.00 of Schedule No. 3, where it appears in Notice No. R.1214 of Government Gazette No. 30586 published on 21 December 2007, with "rebate code **01.04**" and "check digit **44**".

No. R. 378

18 Mei 2012

SUID-AFRIKAANSE INKOMSTEDIENS

VERBETERINGSKENNISGEWING

**DOEANE- EN AKSYNSWET, 1964
WYSIGING VAN BYLAE NO. 3 (No. 3/683)**

Deur die vervanging van "kortingkode **01.06**" en "toetssyfer **65**" by kortingitem 304.07/2304.00 van Bylae No. 3, waar dit voorkom in Kennisgewing No. R.1214 van Staatskoerant No. 30586 gepubliseer op 21 Desember 2007, met "kortingkode **01.04**" en "toetssyfer **44**".

No. R. 379

18 May 2012

SOUTH AFRICAN REVENUE SERVICE

CORRECTION NOTICE

**CUSTOMS AND EXCISE ACT, 1964
AMENDMENT OF SCHEDULE NO. 3 (No. 3/684)**

By the substitution for "check digit 40" in rebate item 316.11/39.01 of Schedule No. 3, where it appears in Notice No. R.19 of Government Gazette No. 19657 published on 8 January 1999, with "check digit 48".



No. R. 379

18 Mei 2012

SUID-AFRIKAANSE INKOMSTEDIENS

VERBETERINGSKENNISGEWING

**DOEANE- EN AKSYNSWET, 1964
WYSIGING VAN BYLAE NO. 3 (No. 3/684)**

Deur die vervanging van "toetssyfer 40" by kortingitem 316.11/39.01 van Bylae No. 3, waar dit voorkom in Kennisgewing No. R.19 van Staatskoerant No. 19657 gepubliseer op 8 Januarie 1999, met "toetssyfer 48".

No. R. 380

18 May 2012

SOUTH AFRICAN REVENUE SERVICE

CORRECTION NOTICE

**CUSTOMS AND EXCISE ACT, 1964
AMENDMENT OF SCHEDULE NO. 5 (No. 5/96)**

By the substitution for “drawback code 01.04” and “check digit 40” in drawback item 537.02/87.00 of Schedule No. 5, where it appears in Notice No. R.917 of Government Gazette No. 29206 published on 15 September 2006, with “rebate code 01.02” and “check digit 24”.

No. R. 380

18 Mei 2012

SUID-AFRIKAANSE INKOMSTEDIENS

VERBETERINGSKENNISGEWING

**DOEANE- EN AKSYNSWET, 1964
WYSIGING VAN BYLAE NO. 5 (No. 5/96)**

Deur die vervanging van “teruggawekode 01.04” en “toetssyfer 40” by teruggawe-item 537.02/87.00 van Bylae No. 5, waar dit voorkom in Kennisgewing No. R.917 van Staatskoerant No. 29206 gepubliseer op 15 September 2006, met “kortingkode 01.02” en “toetssyfer 24”.

**DEPARTMENT OF TRADE AND INDUSTRY
DEPARTEMENT VAN HANDEL EN NYWERHEID****No. R. 384****18 May 2012****TRADE METROLOGY ACT, 1973 (ACT NO. 77 OF 1973)****NOTICE OF AMENDMENT OF THE REGULATIONS OF THE TRADE METROLOGY ACT NO 77 OF 1973 PUBLISHED BY GOVERNMENT NOTICE NO. R 2362 OF 18 NOVEMBER 1977, AS AMENDED.**

By virtue of the powers vested in me in terms of section 42 of the Trade Metrology Act, 1973, and after consultation with the Board established in terms of section 6 of the National Regulator for Compulsory Specifications Act 2008 (ACT 5 OF 2008), I, Dr Rob Davies, Minister of Trade and Industry hereby amend Part II of the Trade Metrology Regulations published by Government Notice No. R 2362 of 8 November 1977, as amended, as set out in the schedule hereto. The amendments shall come into effect on the date two (2) months after publication of this notice.



Dr Rob Davies, MP

Minister of Trade and Industry

SCHEDULE**AMENDMENT OF PART II OF THE TRADE METROLOGY REGULATIONS**

1. Regulation 1 is amended by the deletion of the following definitions:
 - a) "(vi) conventional true value"
 - b) "(xxii) result of measurement"
 - c) "(xxv) semi-digital indication"
 - d) "(xxix) principal indicator"
 - e) "(xxx) true value of a quantity"
2. Regulation 2 is amended by deleting subregulation 2 (e).
3. Regulation 26 is amended by:
 - a) in subregulation (1) (a) adding the words "Except as otherwise provided in any regulation of this Part," before the words "The position of balance of a massmeter"; and
 - b) in subregulation (2) (c) adding the words "Except as otherwise provided in any regulation of this Part," before the words "On a new or repaired massmeter".
4. Subregulation 30 (1) is amended by adding the words "Except as otherwise provided in any regulation of this Part," before the words "Where the load transmitting device of a massmeter".
5. Regulation 31 is amended by:
 - a) in subregulation (1) adding the words ",except a massmeter to which regulation 44 of this Part applies," after the words "On any massmeter";
 - b) in subregulation (2) adding the words "On a massmeter to which subregulation 1 applies —" as an opening sentence before subregulation (2) (a); and
 - c) in subregulation (3) adding the words "On a massmeter to which subregulation 1 applies —" as an opening sentence before subregulation (3) (a).
6. Regulation 32 is amended by:
 - a) in subregulation (3) (a) adding the words "Except as otherwise provided in any regulation of this Part," before the words "Before any massmeter is tested";
 - b) deleting subregulations (5), (6) and (7);
 - c) in subregulation (9) adding the words "Except as otherwise provided in any regulation of this Part," before the words "When the same load is kept";
 - d) in subregulation (10) adding the words "Except as otherwise provided in any regulation of this Part," before the words "After the balance of any massmeter";

- e) in subregulation (11) adding the words "Except as otherwise provided in any regulation of this Part," before the words "A vibrating massmeter";
 - f) in subregulation (12) adding the words "Except as otherwise provided in any regulation of this Part," before the words "An accelerating massmeter"; and
 - g) deleting subregulation 14.
7. Regulation 33 is amended by:
- a) in subregulation (1) deleting the introductory paragraph and replacing it with the following new paragraph:

"33 (1) A conventional mass measuring instrument of any of the following classes or kinds shall conform to any applicable regulation of this Part that pertains to it, consistent with the design of the instrument and relative to each class or kind and any such instrument which so conforms may be certified without being required to be of a model approved in terms of section 18 of the Act, unless, in the opinion of an inspector or verification officer any such instrument is of unusual or novel design or has any feature which may facilitate inaccurate measurement."; and
 - b) in subregulation (2) deleting subregulations 33 (2) (f) and (g).
8. Regulation 34 is amended by deleting the existing regulation in its entirety and replacing it with the following new regulation 34.

Beam scales, balances, post office letter beam scales and mechanical non-self indicating counter scales

Definitions

- 34 (1) For the purposes of this regulation the definitions under the heading "definitions" in SANS 302, SANS 303 and the following definitions apply:
- (a) "**Post office letter beam scale**" means a beam scale or beam balance as defined in SANS 302 that is intended only for the weighing of letters for the determination of postal charges.
 - (b) "**SANS 302**" means the South African National Standard entitled "Non-automatic, undenominated beam scales and balances subject to legal metrology control", as amended from time to time.
 - (c) "**SANS 303**" means the South African National Standard entitled "Non-automatic, non-self-indicating or semi-self-indicating, ungraduated counter scales subject to legal metrology control", as amended from time to time.

Applicable requirements

- (2) (a) The applicable general requirements for instruments prescribed in this Part of the regulations shall apply to the instruments falling

within the scopes of SANS 302 and SANS 303 and to post office letter beam scales unless this regulation prescribes other requirements therefor.

- (b) A non-automatic, undenominated beam scale or balance shall comply with the requirements of SANS 302.
- (c) A non-automatic, non-self-indicating or semi-self-indicating, ungraduated counter scale shall comply with the requirements of SANS 303.
- (d) A post office letter beam scale shall conform to the applicable requirements for a beam scale specified in sub-regulation 2 (b), provided that a post office letter beam scale;
- (i) shall not be classified into an accuracy class,
- (ii) shall have a goods pan of suitable design to carry letters,
- (iii) unless new, may have its knife edges inserted in box ends on the beam,
- (iv) may be arranged so as not to be in equilibrium when unloaded, the pan for mass pieces being permanently pre-loaded to counter balance a set mass,
- (v) may be arranged so that the travel is on the goods pan side only, and
- (vi) shall have a maximum permissible error and sensitivity allowance, relevant to its capacity, prescribed in table 1, irrespective of whether it is new or in actual use, provided that if it is not of a tabulated capacity the permissible error and sensitivity allowance shall be in proportion to the allowances tabulated.

TABLE 1
Error and sensitivity allowances for Post Office letter beam scales

Capacity of instrument	Maximum permissible error/sensitivity allowance	
	Box-end type	Continuous knife-edged type
20g	120 mg	60 mg
50g	180 mg	90 mg
100g	240 mg	120 mg
200g	300 mg	150 mg

- (e) An instrument with an unusual or novel design or with any feature which is not in accordance with the requirements of this regulation,

shall be type approved in terms of section 18 of the Act and comply with any requirements or conditions imposed at the time of such type approval.

- (f) An instrument to which this regulation applies, that was subjected to initial verification in terms of any regulation before it was replaced by this regulation need only comply in design and construction with the regulation or any type approval requirements applicable at the time of initial verification and need not necessarily comply with all the requirements in this regulation.
- (g) Cream test scales are exempted from the requirements of this regulation and shall comply with the requirements of regulation 48 of this Part of the regulations.

Verification

- (3) (a) Non-automatic, undenominated beam scales and balances, irrespective of whether or not sub-regulation 2 (f) is applicable, shall be verified in accordance with the requirements of annex AA of SANS 302 provided that:
 - (i) in the case of post office letter beam scales the maximum permissible error and sensitivity allowances in sub-regulation 2 (d) (vi) are applicable and verification test procedures shall be suitably modified to allow for the requirements of sub-regulations 2 (d) (iv) and 2 (d) (v), or
 - (ii) any instrument that has been type approved in terms of sub-regulation 2 (e) shall also comply with any test and special maximum permissible error requirements prescribed at the time of type approval.
- (b) Non-automatic, non-self-indicating or semi-self indicating, ungraduated counter scales, irrespective of whether or not sub-regulation 2 (f) is applicable, shall be verified in accordance with the requirements of Annex AA of SANS 303 provided that any instrument that has been type approved in terms of sub-regulation 2 (e) shall also comply with any test and special maximum permissible error requirements prescribed at the time of type approval.

Responsibilities of users of instruments

(4) In addition to any requirement of the Act or any other applicable regulation and unless the user is exempted by any provision in the Act or any other applicable regulation, the requirements of annex BB of SANS 302 and annex BB of SANS 303, as applicable, shall be complied with by persons using, for a prescribed purpose, the instruments to which this regulation applies.

9. Regulation 35 is deleted in its entirety.

10. Regulation 36 is deleted in its entirety.
11. Regulation 38 is deleted in its entirety.
12. Regulation 39 is deleted in its entirety.
13. Regulation 40 is deleted in its entirety.
14. Regulation 43 is amended by:
 - a) in subregulation (1) (a) deleting the "s" at the end of the word "regulations", deleting the words "to 40" and replacing the word "apply" with the word "applies";
 - b) deleting the existing wording in subregulation (1) (g) and replacing it with the following new wording:
"(g) any counting scale"; and
 - c) in subregulation (2) deleting the words "in particular to any applicable provision of regulations 44 to 56 of this Part".

15. Regulation 44 is amended by deleting the existing regulation in its entirety and replaced with the following new regulation:

Non-automatic self-indicating, semi-self-indicating and non-self-indicating weighing instruments with denominated verification scale intervals

Definitions

44 (1) For the purposes of this regulation the definitions under the heading "terminology" in SANS 1649 and the following definitions apply:

- (a) "**Denominated verification scale intervals**", means verification scale intervals each denominated or with multiples of such intervals that are denominated with values expressed in units of mass.
- (b) "**Non-automatic weighing instrument**", means an instrument that requires the intervention of an operator during the weighing process.
- (c) "**Non-self-indicating instrument**", means an instrument in which the position of equilibrium is obtained entirely by the operator.
- (d) "**Self-indicating instrument**", means an instrument in which the position of equilibrium is obtained without the intervention of an operator.
- (e) "**Semi-self-indicating instrument**", means an instrument with a self-indication weighing range, in which the operator intervenes to alter the limits of this range.
- (f) "**SANS 1649**", means the South African National Standard entitled "Non-automatic self-indicating, semi-self-indicating and non-self-indicating weighing instruments with denominated verification scale intervals", as amended from time to time.

Applicable requirements

- (2) (a) All non-automatic self-indicating, semi-self-indicating and non-self-indicating weighing instruments with denominated verification scale intervals shall be constructed according to the relevant requirements of SANS 1649.
- (b) The provisions of Regulations 27, 28, 28A, 30, 31, 32, 57, 59 and 60 of this part do not apply to non-automatic self-indicating, semi-self-indicating and non-self-indicating weighing instruments with denominated verification scale intervals.

Verification

(3) Non-automatic self-indicating, semi-self-indicating and non-self-indicating weighing instruments with denominated verification scale intervals shall be verified in accordance with the requirements of annex AA of SANS 1649.

Responsibilities of users of instruments

(4) In addition to any requirement of the Act or any other applicable regulation in terms of the Act and unless the user is exempted by any provision in the Act or any other applicable regulation in terms of the Act, the requirements of annex BB of SANS 1649 shall be complied with by persons using the instruments to which this regulation applies, for a prescribed purpose.

16. Regulation 46 is deleted in its entirety.

17. Regulation 48 is amended by:

- a) in the table to subregulation (5) (c) deleting the words "New and repaired instruments where they appear in column 3 and replacing them with "At the time of verification"; and
- b) in subregulation (6) (b) deleting the words "the Annexure" and replacing them with "regulation 44".

18. Regulation 49 is deleted in its entirety.

19. Regulation 52 is deleted in its entirety.

20. Regulation 53 is deleted in its entirety.

21. Regulation 54 is deleted in its entirety.

22. Regulation 57 is deleted in its entirety.

23. Regulation 59 is deleted in its entirety.

24. Regulation 60 is amended by:

- a) deleting the regulation heading "Rail and road vehicle scales" and replacing it with the following new heading:
"Road vehicle scales for the determination of the mass of road vehicles in motion or axle by axle";
- b) in subregulation (1) deleting the definitions in (1) (a) "vehicle scale", (1) (b) "rail vehicle scale" and (1) (d) "road/rail vehicle scale" and deleting (c) where it appears before the remaining definition for "road vehicle scale";
- c) deleting subregulation (2) and replacing it with the following new subregulation:

“(2) A road vehicle scale used for measuring the tare or gross mass of a road vehicle or vehicles in motion or axle by axle shall conform to any applicable provision of the regulations of this Part consistent with the design of the scale.”; and

- d) Deleting the heading to subregulation (3) and replacing it with the following new heading:
“Special requirements”

25. Regulation 61 is amended by deleting the proviso to subregulation 10 and replacing it with the following new proviso:

“Provided that, in the case of a system for measuring axle massloads, when a load equal to capacity, or as near thereto as practicable, is placed anywhere on the platform the mass of such load shall be correctly indicated and if the load applied is less than capacity the allowance of error shall be reduced in proportion to the load applied.”

26. Regulation 82 is amended by the deletion of subregulations (2) and (3).

27. Annexure to Part II (Tables of allowances and Explanatory Notes) is amended by:

- a) in explanatory note 1 (1) deleting “I” where it appears after the word “Tables” and replacing it with “VI”;
 - b) in explanatory note 2 (1) deleting “I” where it appears after the word “Tables” and replacing it with “VI”;
 - c) in explanatory note 3 (1) replacing the “,(comma)” with the word “and” where it appears between “2” and “4” and deleting “and 5”;
 - d) in explanatory note 3 (1) deleting “I” where it appears after the word “Tables” and replacing it with “VI”;
 - e) deleting explanatory note 3 (2);
 - f) in explanatory note 3 (3) deleting the words “and of instruments specified in paragraph (2) of this Note”;
 - g) in explanatory note 4 (1) deleting the words “except the instruments specified in (2) and (3) below”;
 - h) deleting explanatory note 4 (2);
 - i) deleting explanatory note 5;
 - j) deleting tables I to V;
 - k) amending the heading to table VI by deleting the existing heading and replacing it with the new heading “Automatic scales having a capacity of not more than 50 kg when tested according to subregulation 47 (5) (f)”;
 - l) amending the heading to table VII by deleting the words “, steelyards and wall scales”; and
 - m) amending the heading to table VIII by deleting the existing heading and replacing it with the new heading “Automatic scales having a capacity of more than 50 kg when tested according to subregulation 47 (5) (f)”.
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