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GOVERNMENT NOTICE

DEPARTMENT OF TRADE AND INDUSTRY

No. 946

16 November 2012

MERCHANDISE MARKS ACT, 1941

DECLARATION OR DESIGNATION OF THE 2013 AFRICAN CUP OF NATIONS (AFCON 2013) AS A PROTECTED EVENT

I, Dr Rob Davies, Minister of Trade and Industry hereby, in terms of section 15A of the Merchandise Act, 1941 (Act 17 of 1941 hereinafter referred to as "the Act"), intend to designate the 2013 Africa Cup of Nations (hereinafter referred to as "AFCON 2013") as a "protected event".

1. For ease of reference, section 15A of the Act is attached and the public should pay specific attention to the provisions of subsections (2) to (5).
2. The protected event status is conferred on the AFCON 2013 on the understanding that the AFCON 2013 is in the public interest and that the Local Organising Committee (hereinafter referred to as "the LOC") has created opportunities for South African businesses, in particular those from the previously disadvantaged communities.
3. The "protected event" designation is on the understanding that:
 - a) The procurement policy of the LOC shall comply with the public sector procurement principles such as procedural and substantive fairness, equity, transparency and competitiveness.
 - b) The procurement policy of the LOC shall apply constitutional procurement principles, the Preferential Procurement Policy Framework Act, 2000 (Act No. of 2000), the Department of Trade and Industry codes of good practice for Broad Based Black Economic Empowerment (BBBEE) when evaluating suppliers and administrative law principles of fair procedure.
 - c) The LOC must submit an impact assessment of the AFCON 2013 on communities in South Africa to the Minister of Trade and Industry at least six months and not more than 12 months after the termination of the "protected event" designation.
4. The date of termination of the "protected event" designation is one (1) calendar month after the date of the last match.

Interested persons may submit written comments on the proposed Declaration or Designation of the AFCON 2013 as a protected event, not later than thirty (30) days from the date of this notice to:

Director-General, Department of Trade and Industry

Private Bag X84

Pretoria

0001

or

77 Meintjies Street

Block B, 1st Floor

Sunnyside

Pretoria

Tel : 012 394 3948

Fax No: 012 394 4948

Email: JSPhora@thedti.gov.za

For Attention: Mr. Jack Sefako Phora



Dr Rob Davies, MP
Minister of Trade and Industry

14 November 2012

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