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IMPORTANT ANNOUNCEMENT

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

2013

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

- ▶ **1 August**, Thursday, for the issue of Thursday **8 August 2013**
- ▶ **8 August**, Thursday, for the issue of Friday **16 August 2013**
- ▶ **19 September**, Thursday, for the issue of Friday **27 September 2013**
- ▶ **12 December**, Thursday, for the issue of Friday **20 December 2013**
- ▶ **17 December**, Tuesday, for the issue of Friday **27 December 2013**
- ▶ **20 December**, Friday, for the issue of Friday **3 January 2014**

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**

2013

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

- ▶ **1 Augustus**, Donderdag, vir die uitgawe van Donderdag **8 Augustus 2013**
- ▶ **8 Augustus**, Donderdag, vir die uitgawe van Vrydag **16 Augustus 2013**
- ▶ **19 September**, Donderdag, vir die uitgawe van Vrydag **27 September 2013**
- ▶ **12 Desember**, Donderdag, vir die uitgawe van Vrydag **20 Desember 2013**
- ▶ **17 Desember**, Dinsdag, vir die uitgawe van Vrydag **27 Desember 2013**
- ▶ **20 Desember**, Vrydag, vir die uitgawe van Vrydag **3 Januarie 2014**

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 kopie drie kalenderweke voor publikasie ingedien word

GOVERNMENT NOTICES GOEWERMENTSKENNISGEWINGS

DEPARTMENT OF AGRICULTURE, FORESTRY AND FISHERIES DEPARTEMENT VAN LANDBOU, BOSBOU EN VISSERYE

No. R. 536

2 August 2013

AGRICULTURAL PRODUCT STANDARDS ACT, 1990

(ACT NO. 119 OF 1990)

PROPOSED AMENDMENTS TO THE REGULATIONS RELATING TO THE GRADING, PACKING AND MARKING OF TOMATOES INTENDED FOR SALE IN THE REPUBLIC OF SOUTH AFRICA

INVITATION FOR PUBLIC COMMENTS

I, Tina Joemat-Pettersson, Minister of Agriculture, Forestry and Fisheries hereby-

- (a) invite all interested institutions, organizations and individuals to submit written comments and representations on the proposed Amendments to the Regulations Relating to the Grading, Packing and Marking of Tomatoes intended for sale in the Republic of South Africa, and to do so within 30 days from the date of publication of this notice to the following address:

Executive Officer: Agricultural Product Standards
Department of Agriculture, Forestry and Fisheries
Private Bag X343
Pretoria
0001
Tel. (012) 319 6291/6334, Fax (012) 319 6055
Email: CarolineL@nda.agric.za

- (b) determine that once these regulations are finalized, they will repeal regulations No. R. 1072 of 01 August 2003; and

- (c) the regulations may be obtained from the Departmental website:

<http://www.daff.gov.za/sideMenu/FoodSafety.html> or can be sent through electronic mail or posted by mail to any person upon request.

T. Joemat-Pettersson,
Minister of Agriculture, Forestry and Fisheries

**DEPARTMENT OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT
DEPARTEMENT VAN JUSTISIE EN STAATKUNDIGE ONTWIKKELING****No. R. 542****2 August 2013****DESIGNATION OF COMMISSIONERS OF OATHS IN TERMS OF SECTION 6 OF THE JUSTICES OF THE PEACE AND COMMISSIONERS OF OATHS ACT, 1963 (ACT NO. 16 OF 1963)**

I, Jeffrey Thamsanqa Radebe, Minister of Justice and Constitutional Development, acting under section 6 of the Justices of the Peace and Commissioners of Oaths Act, 1963 (Act No. 16 of 1963), hereby amend Government Notice No. R. 903 of 10 July 1998, as set out in the Schedule.

SCHEDULE**Definition**

1. In this Government Notice, "the Notice" means Government Notice No. R. 903 of 10 July 1998, as amended by Government Notice Nos. R. 1687 of 24 December 1998, R. 950 of 6 August 1999, R. 1317 of 12 November 1999, R. 1510 of 24 December 1999, R. 1511 of 24 December 1999, R. 1180 of 17 November 2000, R. 301 of 6 April 2001, R. 847 of 14 September 2001, R. 1365 of 21 December 2001, R. 1366 of 21 December 2001, R. 515 of 22 April 2002, R. 211 of 14 February 2003, R. 401 of 28 March 2003, R. 402 of 28 March 2003, R. 942 of 4 July 2003, R. 943 of 4 July 2003, R. 947 of 4 July 2003, R. 1233 of 5 September 2003, R. 411 of 2 April 2004, R. 645 of 28 May 2004, R. 184 of 11 March 2005, R. 1003 of 26 October 2007, R. 112 of 8 February 2008, R. 1017 of 26 September 2008, R. 1321 of 12 December 2008, R. 1149 of 11 December 2009, R. 153 of 5 March 2010 and R732 of 20 August 2010.

Insertion of item after item 66A in Schedule to the Notice

2. The following item is hereby substituted for item 66A in the Schedule to the Notice:

"66A. South African Social Security Agency, established in terms of section 2 of the South African Social Security Agency Act, 2004 (Act 9 of 2004):

All officials of the South African Social Security Agency appointed from appointment level 7 and higher."

**MR J T RADEBE, MP****MINISTER OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT**

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

No. R. 543

2 August 2013

International Trade Administration Commission of South Africa

Export Control**Export Control Guidelines on the Exportation of Ferrous and Non-Ferrous Waste and Scrap.**

1. The Minister of Economic Development issued a trade policy directive in terms of Section 5 of the International Trade Administration Act, 71 of 2002 (the Act) that the International Trade Administration Commission of South Africa (ITAC) exercise its powers under the Act to regulate the exportation of ferrous and non-ferrous waste and scrap by not allowing the exportation of ferrous and non-ferrous waste and scrap (hereinafter collectively referred to as scrap metal) unless it has first been offered, for local beneficiation, to domestic consumers of scrap metal, i.e. foundries, mills, mini-mills or secondary scrap processors, for a period determined by ITAC and at a price discount or other formula determined by ITAC.
2. Furthermore, in connection with the above, ITAC must ensure that the type and quality of scrap metal intended for export is accurately reflected on applications for export permits and that all permit applications are accompanied by a letter or certificate by a metallurgical engineer or an otherwise suitably qualified person, confirming the type, quality and quantity of scrap available for export, as well as information as to when and where such scrap metal may be inspected by prospective buyers (who are the domestic consumers referred to in 1 above).
3. In accordance with the trade policy directive, the scrap metal as listed in the export control regulations, published in Government Gazette Notice No. R 92 of 10 February 2012 in terms of section 6 of the International Trade Administration Act, 71 of 2002, is categorised as follows:

Description of goods	Tariff heading
Ferrous waste and scrap, re-melting scrap ingots of iron or steel	72.04
Copper and brass waste and scrap	7404.00

Nickel waste and scrap	7503.00
Aluminium waste and scrap	7602.00
Lead waste and scrap	7802.00
Zinc waste and scrap	7902.00
Tin waste and scrap	8002.00
Tungsten (Wolfram) waste and scrap	81.01
Molybdenum waste and scrap	81.02
Tantalum waste and scrap	81.03
Magnesium waste and scrap	8104.20
Cadmium and articles thereof, including waste and scrap.	81.07
Antimony waste and scrap	8110.00
Manganese waste and scrap	8111.00
Beryllium, chromium, germanium, vanadium, gallium, hafnium, indium, niobium (columbium) waste and scrap.	81.12

In accordance with the International Trade Administration Commission of South Africa's Report on the Price Preference System for Ferrous and Non-Ferrous Waste and Scrap: Report No.441, scrap metal will be allowed to be exported only if the scrap metal concerned was offered to domestic consumers at a price that is 20% below international spot prices for the published types and grades of scrap metal.

4. The price preference at which the scrap metal must be sold to the local consuming industry will be calculated as follows:

- 4.1 Price preference calculations will be done by ITAC for scrap metal with regard to all the different types and grades using the Spot Market Reports available from Scrap Index.com. From the average price achieved during the previous month for the different types and grades of scrap metal as reflected in the

Scrap Index.com spot market price, an amount of 20% will be deducted to reflect the price to be paid by the local consuming industry.

- 4.2 Calculations will be done at the end of each month and published monthly, after such calculation, on the ITAC web site as the preferential discount price at which the specific type and grade of scrap metal is to be offered to domestic consumers during the next month.

Example

- a) Scrap metal price for mill finish 6063 = \$1900/t
 - b) Deduct 20% from \$1900 = \$380 = \$1520/t
 - c) Convert \$1520/t to R/t = \$1520 x 9.20 (average exchange rate for the past month) = R13984/t
 - d) R13984/t for mill finish for the next month is the preferential discount price to be offered to domestic consumers.
5. A technical Working Group consisting of one representative of the Metal Recyclers Association, the South African Iron and Steel Institute, the Institute of Foundry-men, the Aluminium Federation of SA, Copalcor, the Recyclers Association of SA, any other applicable industry representative organization, and ITAC, may meet as and when required to discuss issues specific to the administration of the price preference system.
6. Applications for export permits must be submitted to ITAC twice weekly, enabling ITAC to compile the information into a circular for circulation twice weekly (on Wednesdays and Fridays) to the industry representative organisations referred to in 5 above who in turn will forward the information to their respective members (other industry representative organisations with a direct interest in scrap metal exports may request ITAC to be included in the circular).
7. Applications referred to in 5 above must reach ITAC by 12h00 on the Tuesday prior to the Wednesday circulation and by 12h00 on the Thursday prior to the Friday circulation. Applications received after the cut-off date and time will stand over until the next circulation.
8. Before the end of a circulation period of 15 working days, a buyer of the scrap metal must submit a signed copy of the agreement reached between it and the export permit applicant, to ITAC. The agreement must, *inter alia*, specify the volume to be purchased. (As an example, if an application is circulated on Friday, 1 November 2013, an agreement must reach ITAC on or before Friday, 22 November 2013.)

9. The agreement signed between the buyer and seller (permit applicant) must reflect the circulation number as well as all relevant information enabling ITAC to link the signed agreement to the originally circulated application.
10. The volume in the original application will be reduced by ITAC in line with the volume (kg) purchased by a domestic consumer. The export permit will be issued within 3 working days after the end of the applicable circulation period. If the entire volume for which an export permit was applied was sold to a domestic consumer, the permit application will be filed for record purposes.
11. As indicated in 1 above, only foundries, mills, mini-mills and secondary scrap processors will be allowed to buy the scrap metal reflected in the circulars and the scrap metal bought will be for local consumption only.
12. If, at the end of a circulation period, no agreement for the purchase of scrap metal is received by ITAC, export permit/s applied for will be issued within 3 working days after the applicable circulation period has lapsed.
13. Where an agreement is reached to purchase a portion of the scrap metal for which an export permit was applied for and this agreement is reached before the end of the circulation period, an export permit for the remaining balance as applied for, will be issued within 3 days after the end of the circulation period.
14. In the event of more than one domestic consumer being interested in purchasing the scrap metal for which an export permit was applied for, it will be up to the parties to reach an agreement with regard to which domestic consumer will purchase the scrap metal or whether both parties buy a portion thereof. The outcome of the agreement reached between the parties must be submitted to ITAC in the form of a signed agreement (as referred to in 8 above)
15. Agreements to purchase scrap metal must be reached prior to the end of the circulation period.
16. All new entrant applicants will be subject to an ITAC verification inspection before the application for an export permit is circulated to the various industry representative organisations.

17. The application

- 17.1 Form IE363 "Application for an export permit to export scrap metal" must be duly completed.
- 17.2 The application form must contain the full description and customs tariff heading of the scrap metal to be exported including the Institute of Scrap Recycling Industries (ISRI) number applicable to the scrap metal to be exported.
- 17.3 The volume of scrap metal to be exported must be in the possession of the applicant and the address of the premises where the scrap may be inspected by ITAC or the prospective buyer must be provided.
- 17.4 A letter/certificate issued by a metallurgical engineer or an otherwise suitably qualified person in the employ of the applicant or an accredited body or party must accompany the application form, confirming the type and grade of scrap metal referred to in the application.
- 17.5 New entrant applicants must complete both forms IE230 (registration as an exporter) and form IE363 (application for an export permit to export scrap metal).
- 17.6 Proof of registration in terms of the Second-Hand Goods Act must also accompany all new entrant applications or any application where such registration has expired.
18. The price preference system for the exportation of scrap metal will enter into operation on 16 September 2013.
19. All export permits issued for the exportation of scrap metal from the date of publication of this Notice until the price preference system enters into force will be valid for a period of 1 month.
20. Volumes reflected in export permit applications received from the date of publication of this notice until the price preference system enters into force will be closely monitored.
21. ITAC will exempt affected exports from these requirements to the extent that application of these requirements would be in conflict with South Africa's obligations under an existing trade agreement. The guidelines will be applied and implemented in such a manner that they are consistent with any binding trade agreement.

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