

## Government Gazette Staatskoerant REPUBLIC OF SOUTH AFRICA

**Regulation Gazette** 

No. 10686

Regulasiekoerant

Vol. 619

27 January Januarie

2017

No. 40578

N.B. The Government Printing Works will not be held responsible for the quality of "Hard Copies" or "Electronic Files" submitted for publication purposes ISSN 1682-5843

40578

AIDS HELPLINE: 0800-0123-22 Prevention is the cure



14/1/1

Tel: (012) 748-6066 Fax: (012) 323-9574

E-mail: Maureen.Toka@gpw.gov.za

20 October 2016

#### **Dear Value Customers**

The  $27^{\text{th}}$  of December 2016 has been declared as a public holiday by the State President Mr Jacob Zuma.

For this reason, the closing date of all gazettes during that week will be a day before scheduled dates as published in the gazette or on the website.

Sincerely,

Maureen Toka Acting Assistant Director: Publications (Tel): 012 748-6066

#### **IMPORTANT NOTICE:**

THE GOVERNMENT PRINTING WORKS WILL NOT BE HELD RESPONSIBLE FOR ANY ERRORS THAT MIGHT OCCUR DUE TO THE SUBMISSION OF INCOMPLETE / INCORRECT / ILLEGIBLE COPY.

No future queries will be handled in connection with the above.

#### Contents

No.		Gazette No.	Page No.
	Proclamations • Proklamasies		
R. 4	Criminal Procedure Amendment Act (65/2008): Commencement of Section 1 of Act: Ga Rankuwa Subdistrict	40578	11
R. 4 R. 5	Strafproseswysigingswet (65/l2008): Inwerkingtreding van Artikel 1 van die Wet: Ga Rankuwa Subdistrik  Criminal Procedure Amendment Act (65/2008): Sebokeng Subdistrict detached from Emfuleni Magisterial District 40578		11
R. 5	Strafproseswysigingswet (65/2008): Subdistrik van Sebokeng wat afgesonder was van die Emfuleni Landdrosdis trik		13
R. 6 R. 6	Criminal Procedure Amendment Act (65/2008): Magisterial Districts of Gordonia and Namaqualand Strafproseswysigingswet (65/2008): Landdrosdistrikte van Gordonia and Namaqualand	40578 40578	14 15
R. 7	Criminal Procedure Amendment Act (65/2008): Commencement of Section 1 of the Act: Soweto Subdistrict	40578	15
R. 7	Strafproseswysigingswet (65/2008): Inwerkingtreding van artikel 1 van die Wet: Soweto Subdistrik	40578	16
	Government Notices • Goewermentskennisgewings		
ustice aı	nd Constitutional Development, Department of/ Justisie en Staatkundige Ontwikkeling, Departement va	n	
R. 61	Criminal Procedure (51/1977): Designation of Correctional Facilities in terms of section 159B(2) of the Act	40578	17
R. 61	Strafproseswet (51/1977): Aanwysing van Korrektiewe Fasiliteit kragtens artikel 159B(2) van die Wet	40578	18
R. 62	Criminal Procedure (51/1977): Designation of Correctional Facilities in terms of the Act: Kgosi Mampuru II Male Correctional Centre	40578	19
R. 62	Strafproseswet (51/1977): Aanwysing van Korrektiewe Fasiliteit kragtens die Wet: Kgosi Mampuru II Manlike Kor-	40376	19
11.02	rektiewe Sentrum	40578	20
R. 63	Criminal Procedure Act (51/1977): Designation of Correctional Facilities: Vereeniging Correctional Centre	40578	21
R. 63	Strafproseswet (51/1977): Aanwysing van Korrektiewe Fasiliteit: Vereeniging Korrektiewe Sentrum	40578	22
abour, D	epartment of/ Arbeid, Departement van		
R. 64	Occupational Health and Safety Act (85/1993): Invitation of public comments on Draft Ergonomics Regulations	40578	23
R. 65	Labour Relations Act, 1995: The Main Agreement of the Motor Industry Bargaining Council-MIBCO	40578	35
outh Afr	ican Revenue Service/ Suid-Afrikaanse Inkomstediens		
R. 66	Customs and Excise Act, 1964: Amendment of Schedule No. 3 (No. 3/1/720)	40578	38
B 66	Doeane- on Aksynswet 1964: Wysiging van Bylae No. 3 (No. 3/1/720)	40578	30

### Closing times for **ORDINARY WEEKLY** REGULATION GAZETTE

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

- 29 December, Thursday, for the issue of Friday 06 January 2017
- 06 January, Friday, for the issue of Friday 13 January 2017
- 13 January, Friday, for the issue of Friday 20 January 2017
- 20 January, Friday, for the issue of Friday 27 January 2017
- 27 January, Friday, for the issue of Friday 03 February 2017
- 03 February, Friday, for the issue of Friday 10 February 2017
- 10 February, Friday, for the issue of Friday 17 February 2017
- 17 February, Friday, for the issue of Friday 24 February 2017
- 24 February, Friday, for the issue of Friday 03 March 2017
- 03 March, Friday, for the issue of Friday 10 March 2017
- 10 March, Friday, for the issue of Friday 17 March 2017
- 16 March, Thursday, for the issue of Friday 24 March 2017
- 24 March, Friday, for the issue of Friday 31 March 2017
- 31 March, Friday, for the issue of Friday 07 April 2017
- 06 April, Thursday, for the issue of Thursday 13 April 2017
- 12 April, Wednesday, for the issue of Friday 21 April 2017
- 20 April, Thursday, for the issue of Friday 28 April 2017
- 26 April, Wednesday, for the issue of Friday 05 May 2017
- 05 May, Friday, for the issue of Friday 12 May 2017
- 12 May, Friday, for the issue of Friday 19 May 2017
- 19 May, Friday, for the issue of Friday 26 May 2017
- 26 May, Friday, for the issue of Friday 02 June 2017
- 02 June, Friday, for the issue of Friday 09 June 2017
- 08 June, Thursday, for the issue of Thursday 15 June 2017
- 15 June, Thursday, for the issue of Friday 23 June 2017
- 23 June, Friday, for the issue of Friday 30 June 2017 30 June, Friday, for the issue of Friday 07 July 2017
- 07 July, Friday, for the issue of Friday 14 July 2017
- 14 July, Friday, for the issue of Friday 21 July 2017
- 21 July, Friday, for the issue of Friday 28 July 2017
- 28 July, Friday, for the issue of Friday 04 August 2017
- 03 August, Thursday, for the issue of Friday 11 August 2017
- 11 August, Friday, for the issue of Friday 18 August 2017
- 18 August, Friday, for the issue of Friday 25 August 2017
- 25 August, Friday, for the issue of Friday 01 September 2017
- **01 September,** Friday, for the issue of Friday **08 September 2017**
- 08 September, Friday, for the issue of Friday 15 September 2017
- 15 September, Friday, for the issue of Friday 22 September 2017
- 21 September, Thursday, for the issue of Friday 29 September 2017
- 29 September, Friday, for the issue of Friday 06 October 2017
- 06 October, Friday, for the issue of Friday 13 October 2017
- 13 October, Friday, for the issue of Friday 20 October 2017 20 October, Friday, for the issue of Friday 27 October 2017
- 27 October, Friday, for the issue of Friday 03 November 2017
- 03 November, Friday, for the issue of Friday 10 November 2017
- 10 November, Friday, for the issue of Friday 17 November 2017
- 17 November, Friday, for the issue of Friday 24 November 2017
- 24 November, Friday, for the issue of Friday 01 December 2017
- 01 December, Friday, for the issue of Friday 08 December 2017
- 08 December, Friday, for the issue of Friday 15 December 2017
- 15 December, Friday, for the issue of Friday 22 December 2017 20 December, Wednesday, for the issue of Friday 29 December 2017

### **LIST OF TARIFF RATES**

#### FOR PUBLICATION OF NOTICES

#### COMMENCEMENT: 1 APRIL 2016

#### **NATIONAL AND PROVINCIAL**

Notice sizes for National, Provincial & Tender gazettes 1/4, 2/4, 3/4, 4/4 per page. Notices submitted will be charged at R1000 per full page, pro-rated based on the above categories.

Pricing for National, Prov	incial - Variable Priced No	tices
Notice Type	Page Space	New Price (R)
Ordinary National, Provincial	1/4 - Quarter Page	250.00
Ordinary National, Provincial	2/4 - Half Page	500.00
Ordinary National, Provincial	3/4 - Three Quarter Page	750.00
Ordinary National, Provincial	4/4 - Full Page	1000.00

#### **EXTRA-ORDINARY**

All Extra-ordinary National and Provincial gazette notices are non-standard notices and attract a variable price based on the number of pages submitted.

The pricing structure for National and Provincial notices which are submitted as **Extra ordinary submissions** will be charged at **R3000** per page.

The **Government Printing Works** (**GPW**) has established rules for submitting notices in line with its electronic notice processing system, which requires the use of electronic *Adobe* Forms. Please ensure that you adhere to these guidelines when completing and submitting your notice submission.

#### CLOSING TIMES FOR ACCEPTANCE OF NOTICES

- 1. The Government Gazette and Government Tender Bulletin are weekly publications that are published on Fridays and the closing time for the acceptance of notices is strictly applied according to the scheduled time for each gazette.
- 2. Please refer to the Submission Notice Deadline schedule in the table below. This schedule is also published online on the Government Printing works website <a href="https://www.gpwonline.co.za">www.gpwonline.co.za</a>

All re-submissions will be subject to the standard cut-off times.

All notices received after the closing time will be rejected.

Government Gazette Type	Publication Frequency	Publication Date	Submission Deadline	Cancellations Deadline
National Gazette	Weekly	Friday	Friday 15h00 for next Friday	Tuesday, 12h00 - 3 days prior to publication
Regulation Gazette	Weekly	Friday	Friday 15h00, to be published the following Friday	Tuesday, 12h00 - 3 days prior to publication
Petrol Price Gazette	As required	First Wednesday of the month	One week before publication	3 days prior to publication
Road Carrier Permits	Weekly	Friday	Thursday 15h00, to be published the following Friday	3 days prior to publication
Unclaimed Monies (justice, labour or lawyers)	January / As required 2 per year	Any	15 January / As required	3 days prior to publication
Parliament (acts, white paper, green paper)	As required	Any		3 days prior to publication
Manuals	As required	Any	None	None
State of Budget (National Treasury)	Monthly	Any	7 days prior to publication	3 days prior to publication
Legal Gazettes A, B and C	Weekly	Friday	One week before publication	Tuesday, 12h00 - 3 days prior to publication
Tender Bulletin	Weekly	Friday	Friday 15h00 for next Friday	Tuesday, 12h00 - 3 days prior to publication
Gauteng	Weekly	Wednesday	Two weeks before publication	3 days after submission deadline
Eastern Cape	Weekly	Monday	One week before publication	3 days prior to publication
Northern Cape	Weekly	Monday	One week before publication	3 days prior to publication
North West	Weekly	Tuesday	One week before publication	3 days prior to publication
KwaZulu-Natal	Weekly	Thursday	One week before publication	3 days prior to publication
Limpopo	Weekly	Friday	One week before publication	3 days prior to publication
Mpumalanga	Weekly	Friday	One week before publication	3 days prior to publication
Gauteng Liquor License Gazette	Monthly	Wednesday before the First Friday of the month	Two weeks before publication	3 days after submission deadline
Northern Cape Liquor License Gazette	Monthly	First Friday of the month	Two weeks before publication	3 days after submission deadline
National Liquor License Gazette	Monthly	First Friday of the month	Two weeks before publication	3 days after submission deadline
Mpumalanga Liquor License Gazette	2 per month	Second & Fourth Friday	One week before	3 days prior to publication

#### Notice Submission Process

- Download the latest Adobe form, for the relevant notice to be placed, from the Government Printing Works website www.qpwonline.co.za.
- 4. The *Adobe* form needs to be completed electronically using *Adobe Acrobat / Acrobat Reader*. Only electronically completed *Adobe* forms will be accepted. No printed, handwritten and/or scanned *Adobe* forms will be accepted.
- 5. The completed electronic *Adobe* form has to be submitted via email to <a href="mailto:submit.egazette@gpw.gov.za">submit.egazette@gpw.gov.za</a>. The form needs to be submitted in its original electronic *Adobe* format to enable the system to extract the completed information from the form for placement in the publication.
- 6. Each notice submission should be sent as a single email. The email should contain **all documentation** relating to a particular notice submission, each as a separate attachment:
  - 6.1. Electronically completed Adobe form, specific to the type of notice that is to be placed.
    - 6.1.1. For National Government Gazette or Provincial Gazette notices, the notices must be accompanied by an electronic Z95 or Z95Prov Adobe form
    - 6.1.2. The notice content (body copy) **MUST** be a separate attachment.
  - 6.2. Proof of Payment / Purchase Order: **Government Printing Works** account customer must include a copy of their Purchase Order. **Non-Government Printing Works** account customer needs to submit the proof of payment for the notice
  - 6.3. Where separate notice content is applicable (Z95, Z95 Prov and TForm 3, it should also be attached as a separate attachment. (See specifications below, point 11).
  - 6.4. Any additional notice information if applicable.
- 7. The electronic *Adobe* form will be taken as the primary source for the notice information to be published. Instructions that are on the email body or covering letter that contradicts the notice form content will not be considered. The information submitted on the electronic *Adobe* form will be published as-is.
- 8. To avoid duplicated publication of the same notice and double billing, Please submit your notice ONLY ONCE.
- 9. Notices brought to **GPW** by "walk-in" customers on electronic media can only be submitted in *Adobe* electronic form format. All "walk-in" customers with notices that are not on electronic *Adobe* forms will be routed to the Contact Centre where they will be assisted to complete the forms in the required format.
- 10. Should a customer submit a bulk submission of hard copy notices delivered by a messenger on behalf of any organisation e.g. newspaper publisher, the messenger will be referred back to the sender as the submission does not adhere to the submission rules.

#### COPY (SEPARATE NOTICE CONTENT DOCUMENT)

- 11. Where the copy is part of a separate attachment document for Z95, Z95Prov and TForm03
  - 11.1. Copy of notices must be supplied in a separate document and may not constitute part of any covering letter, purchase order, proof of payment or other attached documents.

The content document should contain only one notice. (You may include the different translations of the same notice in the same document).

11.2. The notice should be set on an A4 page, with margins and fonts set as follows:

Page size = A4 Portrait with page margins: Top = 40mm, LH/RH = 16mm, Bottom = 40mm; Use font size: Arial or Helvetica 10pt with 11pt line spacing;

Page size = A4 Landscape with page margins: Top = 16mm, LH/RH = 40mm, Bottom = 16mm; Use font size: Arial or Helvetica 10pt with 11pt line spacing;

#### **C**ANCELLATIONS

- 12. Cancellation of notice submissions are accepted by **GPW** according to the deadlines stated in the table above in point 2. Non-compliance to these deadlines will result in your request being failed. Please pay special attention to the different deadlines for each gazette. Please note that any notices cancelled after the cancellation deadline will be published and charged at full cost.
- 13. Requests for cancellation must be sent by the original sender of the notice and must accompanied by the relevant notice reference number (N-) in the email body.

#### **A**MENDMENTS TO NOTICES

14. With effect from 01 October 2015, **GPW** will not longer accept amendments to notices. The cancellation process will need to be followed according to the deadline and a new notice submitted thereafter for the next available publication date.

#### REJECTIONS

- 15. All notices not meeting the submission rules will be rejected to the customer to be corrected and resubmitted. Assistance will be available through the Contact Centre should help be required when completing the forms. (012-748 6200 or email <a href="mailto:info.egazette@gpw.gov.za">info.egazette@gpw.gov.za</a>). Reasons for rejections include the following:
  - 15.1. Incorrectly completed forms and notices submitted in the wrong format, will be rejected.
  - 15.2. Any notice submissions not on the correct Adobe electronic form, will be rejected.
  - 15.3. Any notice submissions not accompanied by the proof of payment / purchase order will be rejected and the notice will not be processed.
  - 15.4. Any submissions or re-submissions that miss the submission cut-off times will be rejected to the customer. The Notice needs to be re-submitted with a new publication date.

#### **APPROVAL OF NOTICES**

- 16. Any notices other than legal notices are subject to the approval of the Government Printer, who may refuse acceptance or further publication of any notice.
- 17. No amendments will be accepted in respect to separate notice content that was sent with a Z95 or Z95Prov notice submissions. The copy of notice in layout format (previously known as proof-out) is only provided where requested, for Advertiser to see the notice in final Gazette layout. Should they find that the information submitted was incorrect, they should request for a notice cancellation and resubmit the corrected notice, subject to standard submission deadlines. The cancellation is also subject to the stages in the publishing process, i.e. If cancellation is received when production (printing process) has commenced, then the notice cannot be cancelled.

#### GOVERNMENT PRINTER INDEMNIFIED AGAINST LIABILITY

- 18. The Government Printer will assume no liability in respect of—
  - 18.1. any delay in the publication of a notice or publication of such notice on any date other than that stipulated by the advertiser;
  - 18.2. erroneous classification of a notice, or the placement of such notice in any section or under any heading other than the section or heading stipulated by the advertiser;
  - 18.3. any editing, revision, omission, typographical errors or errors resulting from faint or indistinct copy.

#### LIABILITY OF ADVERTISER

19. Advertisers will be held liable for any compensation and costs arising from any action which may be instituted against the Government Printer in consequence of the publication of any notice.

#### **C**USTOMER INQUIRIES

Many of our customers request immediate feedback/confirmation of notice placement in the gazette from our Contact Centre once they have submitted their notice – While **GPW** deems it one of their highest priorities and responsibilities to provide customers with this requested feedback and the best service at all times, we are only able to do so once we have started processing your notice submission.

**GPW** has a 2-working day turnaround time for processing notices received according to the business rules and deadline submissions.

Please keep this in mind when making inquiries about your notice submission at the Contact Centre.

- Requests for information, quotations and inquiries must be sent to the Contact Centre ONLY.
- Requests for Quotations (RFQs) should be received by the Contact Centre at least 2 working days before the submission deadline for that specific publication.

#### PAYMENT OF COST

- 22. The Request for Quotation for placement of the notice should be sent to the Gazette Contact Centre as indicated above, prior to submission of notice for advertising.
- 23. Payment should then be made, or Purchase Order prepared based on the received quotation, prior to the submission of the notice for advertising as these documents i.e. proof of payment or Purchase order will be required as part of the notice submission, as indicated earlier.
- 24. Where there is any doubt about the cost of publication of a notice, and in the case of copy, an enquiry, accompanied by the relevant copy, should be addressed to the Gazette Contact Centre, **Government Printing Works**, Private Bag X85, Pretoria, 0001 email: info.egazette@gpw.gov.za before publication.
- 25. Overpayment resulting from miscalculation on the part of the advertiser of the cost of publication of a notice will not be refunded, unless the advertiser furnishes adequate reasons why such miscalculation occurred. In the event of underpayments, the difference will be recovered from the advertiser, and future notice(s) will not be published until such time as the full cost of such publication has been duly paid in cash or electronic funds transfer into the **Government Printing Works** banking account.
- 26. In the event of a notice being cancelled, a refund will be made only if no cost regarding the placing of the notice has been incurred by the **Government Printing Works**.
- 27. The **Government Printing Works** reserves the right to levy an additional charge in cases where notices, the cost of which has been calculated in accordance with the List of Fixed Tariff Rates, are subsequently found to be excessively lengthy or to contain overmuch or complicated tabulation.

#### Proof of publication

- 28. Copies of any of the *Government Gazette* or *Provincial Gazette* can be downloaded from the **Government Printing Works** website <a href="https://www.gpwonline.co.za">www.gpwonline.co.za</a> free of charge, should a proof of publication be required.
- 29. Printed copies may be ordered from the Publications department at the ruling price. The **Government Printing Works** will assume no liability for any failure to post or for any delay in despatching of such *Government Gazette*(s).

#### **GOVERNMENT PRINTING WORKS CONTACT INFORMATION**

Physical Address:Postal Address:GPW Banking Details:Government Printing WorksPrivate Bag X85Bank: ABSA Bosman Street149 Bosman StreetPretoriaAccount No.: 405 7114 016Pretoria0001Branch Code: 632-005

For Gazette and Notice submissions: Gazette Submissions: E-mail: <a href="mailto:submit.egazette@gpw.gov.za">submit.egazette@gpw.gov.za</a>
For queries and quotations, contact: Gazette Contact Centre: E-mail: <a href="mailto:info.egazette@gpw.gov.za">info.egazette@gpw.gov.za</a>

Tel: 012-748 6200

Contact person for subscribers: Mrs M. Toka: E-mail: subscriptions@gpw.gov.za

Tel: 012-748-6066 / 6060 / 6058

Fax: 012-323-9574

#### PROCLAMATIONS • PROKLAMASIES

#### PROCLAMATION NO. R. 4 OF 2017

### by the President of the Republic of South Africa

### COMMENCEMENT OF SECTION 1 OF THE CRIMINAL PROCEDURE AMENDMENT ACT, 2008 (ACT NO. 65 OF 2008): GA RANKUWA SUBDISTRICT

Under section 4 of the Criminal Procedure Amendment Act, 2008 (Act No. 65 of 2008), I hereby fix 31 January 2017 as the date on which section 1 of the said Act shall come into operation in respect of the subdistrict of Ga Rankuwa which has been detached from the Madibeng Magisterial District as a subdistrict to form an area of a detached court.

Given under my Hand and the Seal of the Republic of South Africa at Pretoria this Eleventh day of January Two thousand and seventeen.

J G Zuma President

By Order of the President-in-Cabinet:

T M Masutha Minister of the Cabinet

#### PROKLAMASIE NO. R. 4 VAN 2017

### van die President van die Republiek van Suid-Afrika

### INWERKINGTREDING VAN ARTIKEL 1 VAN DIE STRAFPROSESWYSIGINGSWET, 2008 (WET NO. 65 VAN 2008): GA RANKUWA SUBDISTRIK

Kragtens artikel 4 van die Strafproseswysigingswet, 2008 (Wet No. 65 van 2008), bepaal ek hierby 31 Januarie 2017 as die datum waarop artikel 1 van die genoemde Wet in werking tree ten opsigte van die subdistrik van Ga Rankuwa wat afgesonder was van die Madibeng Landdrosdistrik as 'n subdistrik om die regsgebied van 'n afgesonderde hof uit te maak.

Gegee onder my Hand en die Seël van die Republiek van Suid-Afrika te Pretoria op hede die Elfde dag van Januarie Tweeduisend-en-sewentien.

J G Zuma President

Op las van die President-in-Kabinet:

T M Masutha Minister van die Kabinet

#### PROCLAMATION NO. R. 5 OF 2017

### by the President of the Republic of South Africa

### COMMENCEMENT OF SECTION 1 OF THE CRIMINAL PROCEDURE AMENDMENT ACT, 2008 (ACT NO. 65 OF 2008): SEBOKENG SUBDISTRICT

Under section 4 of the Criminal Procedure Amendment Act, 2008 (Act No. 65 of 2008), I hereby fix 31 January 2017 as the date on which section 1 of the said Act shall come into operation in respect of the subdistrict of Sebokeng which has been detached from the Emfuleni Magisterial District as a subdistrict to form an area of a detached court.

Given under my Hand and the Seal of the Republic of South Africa at Pretoria this Eleventh day of January Two thousand and seventeen.

J G Zuma President

By Order of the President-in-Cabinet:

T M Masutha Minister of the Cabinet

#### **PROKLAMASIE NO. R. 5 VAN 2017**

### van die President van die Republiek van Suid-Afrika

INWERKINGTREDING VAN ARTIKEL 1 VAN DIE STRAFPROSESWYSIGINGSWET, 2008 (WET NO. 65 VAN 2008): SEBOKENG SUBDISTRIK

Kragtens artikel 4 van die Strafproseswysigingswet, 2008 (Wet No. 65 van 2008), bepaal ek hierby 31 Januarie 2017 as die datum waarop artikel 1 van die genoemde Wet in werking tree ten opsigte van die subdistrik van Sebokeng wat afgesonder was van die Emfuleni Landdrosdistrik as 'n subdistrik om die regsgebied van 'n afgesonderde hof uit te maak.

Gegee onder my Hand en die Seël van die Republiek van Suid-Afrika te Pretoria op hede die Elfde dag van Januarie Tweeduisend-en-sewentien.

J G Zuma President

Op las van die President-in-Kabinet:

T M Masutha Minister van die Kabinet

#### PROCLAMATION NO. R. 6 OF 2017

### by the President of the Republic of South Africa

# COMMENCEMENT OF SECTION 1 OF THE CRIMINAL PROCEDURE AMENDMENT ACT, 2008 (ACT NO. 65 OF 2008): MAGISTERIAL DISTRICTS OF GORDONIA AND NAMAQUALAND

Under section 4 of the Criminal Procedure Amendment Act, 2008 (Act No. 65 of 2008), I hereby fix 24 February 2017 as the date on which section 1 of the said Act shall come into operation in respect of the Magisterial Districts of Gordonia and Namaqualand.

Given under my Hand and the Seal of the Republic of South Africa at Pretoria this Twelfth day of January Two thousand and seventeen.

J G Zuma President

By Order of the President-in-Cabinet:

T M Masutha Minister of the Cabinet

#### PROKLAMASIE NO. R. 6 VAN 2017

### van die President van die Republiek van Suid-Afrika

# INWERKINGTREDING VAN ARTIKEL 1 VAN DIE STRAFPROSESWYSIGINGSWET, 2008 (WET NO. 65 VAN 2008): LANDDROSDISTRIKTE VAN GORDONIA AND NAMAQUALAND

Kragtens artikel 4 van die Strafproseswysigingswet, 2008 (Wet No. 65 van 2008), bepaal ek hierby 24 February 2017 as die datum waarop artikel 1 van die genoemde Wet in werking tree ten opsigte van die landdrosdistrikte van Gordonia en Namaqualand.

Gegee onder my Hand en die Seël van die Republiek van Suid-Afrika te Pretoria op hede die Twaalfde dag van Januarie Tweeduisend-en-sewentien.

#### J G Zuma President

Op las van die President-in-Kabinet:

T M Masutha Minister van die Kabinet

#### PROCLAMATION NO. R. 7 OF 2017

#### by the President of the Republic of South Africa

### COMMENCEMENT OF SECTION 1 OF THE CRIMINAL PROCEDURE AMENDMENT ACT, 2008 (ACT NO. 65 OF 2008): SOWETO SUBDISTRICT

Under section 4 of the Criminal Procedure Amendment Act, 2008 (Act No. 65 of 2008), I hereby fix 31 January 2017 as the date on which section 1 of the said Act shall come into operation in respect of the subdistrict of Soweto which has been detached from the Johannesburg Central Magisterial District as a subdistrict to form an area of a detached court.

Given under my Hand and the Seal of the Republic of South Africa at Pretoria this Eleventh day of January Two thousand and seventeen.

J G Zuma President

By Order of the President-in-Cabinet:

T M Masutha Minister of the Cabinet

#### PROKLAMASIE NO. R. 7 VAN 2017

### van die President van die Republiek van Suid-Afrika

### INWERKINGTREDING VAN ARTIKEL 1 VAN DIE STRAFPROSESWYSIGINGSWET, 2008 (WET NO. 65 VAN 2008): SOWETO SUBDISTRIK

Kragtens artikel 4 van die Strafproseswysigingswet, 2008 (Wet No. 65 van 2008), bepaal ek hierby 31 Januarie 2017 as die datum waarop artikel 1 van die genoemde Wet in werking tree ten opsigte van die subdistrik van Soweto wat afgesonder was van die Johannesburg Sentraal Landdrosdistrik as 'n subdistrik om die regsgebied van 'n afgesonderde hof uit te maak.

Gegee onder my Hand en die Seël van die Republiek van Suid-Afrika te Pretoria op hede die Elfde dag van Januarie Tweeduisend-en-sewentien.

J G Zuma President

Op las van die President-in-Kabinet:

T M Masutha Minister van die Kabinet

#### GOVERNMENT NOTICES • GOEWERMENTSKENNISGEWINGS

#### **DEPARTMENT OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT**

NO. R. 61 27 JANUARY 2017

### DESIGNATION OF CORRECTIONAL FACILITIES IN TERMS OF SECTION 159B(2) OF THE CRIMINAL PROCEDURE ACT, 1977 (ACT NO. 51 OF 1977)

The Minister of Justice and Correctional Services has, in terms of section 159B(2) of the Criminal Procedure, 1977 (Act No. 51 of 1977), designated the correctional facility as is set out in Column 1 of the Schedule in respect of the court situated in the magisterial district mentioned opposite thereto in Column 2 of the Schedule.

### T M MASUTHA MINISTER OF JUSTICE AND CORRECTIONAL SERVICES

#### **SCHEDULE**

Colum Corrections		,	Column 2 Magisterial district
Johannesburg Medion Detention Facility	um A	Remand	Subdistrict of Soweto which was detached from the Johannesburg Central Magisterial District as a subdistrict to form an area of a detached court

#### DEPARTEMENT VAN JUSTISIE EN STAATKUNDIGE ONTWIKKELING

NO. R. 61 27 JANUARIE 2017

### AANWYSING VAN KORREKTIEWE FASILITEIT KRAGTENS ARTIKEL 159B(2) VAN DIE STRAFPROSESWET, 1977 (WET NO. 51 VAN 1977)

Die Minister van Justisie en Korrektiewe Dienste het, handelende kragtens artikel 159B(2) van die Strafproseswet, 1977 (Wet No. 51 of 1977), die korrektiewe fasiliteit soos uiteengesit in Kolom 1 van die Bylae ten opsigte van die hof in die landdrosdistrik vermeld daarteenoor in Kolom 2 van die Bylae, aangewys.

### T M MASUTHA MINISTER VAN JUSTISIE EN KORREKTIEWE DIENSTE

#### **BYLAE**

	Kolom 1		Kolom 2				
Korrek	tiewe fasili	iteit		La	nddros	distrik	
Johannesburg	Medium	Α	Uitstel	Subdistrik	van	Soweto	wat
Aanhoudingsfasiliteit				afgesonder	was	van	die
				Johannesbu	Se	entraal	
				Landdrosdis	trik as	'n subdistr	ik om
				die regsgebi	ed van	'n afgeson	derde
				hof uit te ma	ak.		

#### DEPARTMENT OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT

NO. R. 62 27 JANUARY 2017

### DESIGNATION OF CORRECTIONAL FACILITIES IN TERMS OF SECTION 159B(2) OF THE CRIMINAL PROCEDURE ACT, 1977 (ACT NO. 51 OF 1977)

The Minister of Justice and Correctional Services has, in terms of section 159B(2) of the Criminal Procedure, 1977 (Act No. 51 of 1977), designated the correctional facility as is set out in Column 1 of the Schedule in respect of the court situated in the magisterial district mentioned opposite thereto in Column 2 of the Schedule.

### T M MASUTHA MINISTER OF JUSTICE AND CORRECTIONAL SERVICES

#### **SCHEDULE**

	Correct		nn 1 al facil	ity	Column 2 Magisterial district
Kgosi Centre		II	Male	Correctional	Subdistrict of Ga Rankuwa which was detached from the Madibeng Magisterial District as a subdistrict to form an area of a detached court

#### DEPARTEMENT VAN JUSTISIE EN STAATKUNDIGE ONTWIKKELING

NO. R. 62 27 JANUARIE 2017

### AANWYSING VAN KORREKTIEWE FASILITEIT KRAGTENS ARTIKEL 159B(2) VAN DIE STRAFPROSESWET, 1977 (WET NO. 51 VAN 1977)

Die Minister van Justisie en Korrektiewe Dienste het, handelende kragtens artikel 159B(2) van die Strafproseswet, 1977 (Wet No. 51 of 1977), die korrektiewe fasiliteit soos uiteengesit in Kolom 1 van die Bylae ten opsigte van die hof in die landdrosdistrik vermeld daarteenoor in Kolom 2 van die Bylae, aangewys.

### T M MASUTHA MINISTER VAN JUSTISIE EN KORREKTIEWE DIENSTE

#### **BYLAE**

Kolom 1	Kolom 2
Korrektiewe fasiliteit	Landdrosdistrik
Kgosi Mampuru II Manlike Korrektiew Sentrum	Subdistrik van Ga Rankuwa wat afgesonder was van die Madibeng Landdrosdistrik as 'n subdistrik om die regsgebied van 'n afgesonderde hof uit te maak.

#### DEPARTMENT OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT

NO. R. 63 27 JANUARY 2017

### DESIGNATION OF CORRECTIONAL FACILITIES IN TERMS OF SECTION 159B(2) OF THE CRIMINAL PROCEDURE ACT, 1977 (ACT NO. 51 OF 1977)

The Minister of Justice and Correctional Services has, in terms of section 159B(2) of the Criminal Procedure, 1977 (Act No. 51 of 1977), designated the correctional facility as is set out in Column 1 of the Schedule in respect of the court situated in the magisterial district mentioned opposite thereto in Column 2 of the Schedule.

### T M MASUTHA MINISTER OF JUSTICE AND CORRECTIONAL SERVICES

#### SCHEDULE

Column 1 Correctional facility	Column 2 Magisterial district
Vereeniging Correctional Centre	Subdistrict of Sebokeng which was detached from the Emfuleni Magisterial District as a subdistrict to form an area of a detached court

#### DEPARTEMENT VAN JUSTISIE EN STAATKUNDIGE ONTWIKKELING

NO. R. 63 27 JANUARIE 2017

### AANWYSING VAN KORREKTIEWE FASILITEIT KRAGTENS ARTIKEL 159B(2) VAN DIE STRAFPROSESWET, 1977 (WET NO. 51 VAN 1977)

Die Minister van Justisie en Korrektiewe Dienste het, handelende kragtens artikel 159B(2) van die Strafproseswet, 1977 (Wet No. 51 of 1977), die korrektiewe fasiliteit soos uiteengesit in Kolom 1 van die Bylae ten opsigte van die hof in die landdrosdistrik vermeld daarteenoor in Kolom 2 van die Bylae, aangewys.

### T M MASUTHA MINISTER VAN JUSTISIE EN KORREKTIEWE DIENSTE

#### BYI AF

DILA				
Kolom 1 Kolom 2				
Korrektiewe fasiliteit	Landdrosdistrik			
_				
Vereeniging Korrektiewe Sentrum	Subdistrik van Sebokeng wat afgesonder was van die Emfuleni Landdrosdistrik as 'n subdistrik om die regsgebied van 'n afgesonderde hof uit te maak.			

#### **DEPARTMENT OF LABOUR**

#### NO. R. 64 27 JANUARY 2017

#### OCCUPATIONAL HEALTH AND SAFETY ACT, 1993.

#### **DRAFT ERGONOMICS REGULATIONS**

#### INVITATION OF PUBLIC COMMENTS ON DRAFT ERGONOMICS REGULATIONS

I, Nelisiwe Mildred Oliphant, Minister of Labour, hereby give notice that I intend, in terms of section 43 of the Occupational Health and Safety Act, 1993 (Act No. 85 of 1993), to make the regulations in the schedule.

Interested persons who wish to comment on the draft regulations are invited to do so in writing within 90 days from the date of publication of this notice, in the prescribed format (see annexure A).

All representations and comments must be sent to the Director-General of the Department of Labour.

By hand: The Department of Labour - Attention: Bulelwa Huna

Laboria House

215 Francis Baard Street

Pretoria

By post: The Director General

Department of Labour - Attention: Bulelwa Huna

Private Bag X117, Pretoria 0001

By Fax: 012 309 4763

By email: <a href="mailto:clement.lekgetho@labour.gov.za">clement.lekgetho@labour.gov.za</a> ; <a href="mailto:warren.mallon@labour.gov.za">warren.mallon@labour.gov.za</a> or

bulelwa.huna@labour.gov.za

NELISIWE MILDRED OLIPHANT

MINISTER OF LABOUR

01/12/2016

#### Annexure A

Comments / inputs on the Draft Ergonomics Regulations as proposed by the Department of Labour.

Kindly provide inputs, corrections and/ or comments in writing on the proposed Draft Ergonomics Regulations in the following format:

Name and Surname:					E- mail			Phone number:	
Com	pany name	(if applicable	)					number.	1
	Government Industry Union Consu				су	Private	Other	. [	1
				•					_
1	1 Regulation and/or sub regulation from the draft,			Comment/ Input/ Correction/ Proposal					
	regulation from the draft,			vation		dillo			
		N.E.	1 100 11101		.ufi	AUB'A.			
					A				
				dilib	Sec.	THE PARTY OF			
	the proposed mpact?	d regulation t	nave an impact	on any other	regulati	on? If so, wh	ich regula	tion and what v	will be
2		and/or sub from the draf		t/ Input/ Corre	ection/ P	roposal	The state of		
	impact?	d regulation I	nave an impact	on any other		Spec	ich regula	tion and what v	vill be
		from the draf		March Tille		·	10.		
	the propose impact?	d regulation l	nave an impact	on any other	regulati	on? If so, wh	ich regula	tion and what v	will be
		A COLUMN TO A COLU	.AUIS						
I	neral nments:								
Dat	e:		ent of Labour		ı this co	empleted do	cument to	0	

This gazette is also available free online at www.gpwonline.co.za

<u>clement.lekgetho@labour.gov.za</u>; <u>warren.mallon@labour.gov.za</u> <u>and bulelwa.huna@labour.gov.za</u>

or by faxing it to 012 309 4763

#### **Ergonomics Regulations**

#### 1. Definitions

Cognitive – The processing of stimuli from the environment and from within the individual.

These stimuli are relayed by the sense organs to the brain.

**Cognitive ergonomics** – Optimizing the relationship between cognitive factors and performance.

Competent Person in relation to ergonomics means a person who -

- (a) has in respect of the work or task to be performed the required knowledge, training and experience in the field of ergonomics and
- (b) is familiar with the Act and the applicable regulations made under the Act.

#### Designer means -

- (a) A competent person who:
  - i. Prepares a design
  - ii. Checks and approves a design
  - iii. Arranges for a person at work under his or her control to prepare a design, including an employee of that person where he or she is the employer; or
  - iv. Designs temporary work, including its components
- (b) An architect or engineer contributing to, or having overall responsibility for a design
- (c) A building services engineer designing details for fixed plant;
- (d) A surveyor specifying articles or drawing up specifications

Ergonomics – scientific discipline concerned with the fundamental understanding of interactions among humans and other elements of a system, and the profession that applies theory, principles, data and methods to design in order to optimise human well-being and overall system performance.

- Ergonomics Risk Assessment means a programme to determine any risk from exposure to ergonomics risk factors associated with the workplace in order to identify the steps that need to be taken to remove, reduce or control such hazard.
- Ergonomics Programme A systematic process for anticipating, identifying, analysing and controlling physical and cognitive ergonomics risk factors, which should include, but not be limited to, ergonomics hazards identification and risk assessment, risk controls, information and training, monitoring and evaluation and medical surveillance.
- Ergonomic Risk Factors Actions in the workplace, workplace conditions, or a combination thereof, which may cause or aggravate a Work-Related-Musculoskeletal-Disorder.
- Musculoskeletal injuries and disorders: affect the body's muscles, joints, tendons, ligament and nerves by causing pain, numbness, tingling, swelling or loss of function.
- Musculoskeletal system-the system of bones, muscles and connective tissues(tendons, ligaments, fascia, cartilage) which support and protect the human body and its organs, and are the basis of all motion
- Physical ergonomics-is concerned with human anatomical, anthropometric, physiological and biomechanical characteristics as they relate to physical activity.

Supplier - A person, who has control over the supply, importation or re-supply of:

- a) an item, or
- b) a workplace, or
- c) equipment

#### 2. Scope of application

- 1) These Regulations will focus on a programme approach to manage physical and cognitive ergonomics in the workplace.
- 2) These regulations shall apply to:
  - a) an employer or a self-employed person who carries out work at a workplace which may expose any person to physical or cognitive ergonomic risk factors in that workplace; and
  - b) a person, who designs, manufactures, erects, installs or supplies machinery, equipment or articles for use at work.

#### 3. Information and training

- 1) An employer shall, after consultation with the health and safety committee established in respect of a workplace under his or her control or the health and safety representatives designated for that workplace or for different sections thereof, establish for all employees and mandatories or persons other than employees who may be affected or potentially exposed to ergonomic risk factors a training programme that incorporates the following
  - a) the content and scope of these regulations;
  - b) the potential sources of the exposure to ergonomic risk factors
  - c) the nature of the ergonomic risk factors;
  - d) the potential risk to health associated with ergonomic risk factors;
  - e) the level at which they may be at risk;
  - f) the control measures that are in place to prevent musculoskeletal injuries and disorders as a result of exposure to ergonomic risk factors;
  - g) the early reporting of potential discomfort or related symptoms to the health and safety representative or employer;
  - h) the precautions to be taken by an employee to protect himself or herself against the health risks associated with ergonomic risk factors;
  - i) the assessment of exposure, the purpose of monitoring, the necessity for medical surveillance and the long term benefits of undergoing such surveillance;
  - j) procedure for reporting defects in plant or equipment that could lead to musculoskeletal injuries and disorders;

- 2) The training contemplated in sub regulation (1) shall be conducted prior to the placement of the relevant employee.
- 3) Refresher training shall be conducted annually or at intervals that may be recommended by the health and safety committee and the health and safety representative.
- 4) The training contemplated in sub regulation (1) shall be provided by a person who is competent in ergonomic risk factors.
- 5) An employer or self-employed person shall ensure as far as reasonably practicable that his or her mandatories or persons other than employees who may be affected by ergonomic risk factors at the workplace are given adequate information, instruction and training.
- (6) An employer shall keep a record of any training that is given to an employee in terms of this regulation.

#### 4. Duties of those who may be at risk of exposure to ergonomic risk factors

- 1) Any person who is exposed or may be exposed to ergonomic risk factors shall obey any lawful instruction given to him or her by the employer or self-employed person or by anyone authorized thereto by the employer or self-employed person, regarding
  - a) the use of measures adopted to control ergonomic risk factors;
  - b) co-operation with the employer in his or her task of determining the employee's exposure to ergonomic risk factors;
  - c) the early reporting of potential discomfort or related symptoms to the health and safety representative or the employer;
  - d) the immediate reporting and procedure for reporting defects in plant or equipment that could lead to musculoskeletal injuries and disorders to the health and safety representative or employer;
  - e) the reporting for medical surveillance as required by regulation 9; and
  - f) information and training received as contemplated in regulation 3.

#### 5. Duties of designers, manufacturers and suppliers

- 1) Designers of machinery, equipment or articles for use at work must:
  - a) eliminate ergonomic risk factors from the design or, where this is not reasonable practicable, minimise ergonomic risk factors that workers may be exposed to in each possible use of (or interaction with) the items during performance of tasks;
  - b) provide information about the ergonomic risk factors identified and controls to the manufacturer so that the manufacturer may take action during manufacture, where reasonably practicable, to eliminate or minimise residual ergonomic risk factors, and ensure that no further risks are introduced during the manufacturing process.
  - c) provide information to the manufacturer (or supplier if the designer is also manufacturing the product) for potential users involved in each phase in the lifecycle of the product about the ergonomic risk factors he or she have not been able to eliminate and the conditions required for safe use.
- (2) Manufacturers of machinery, equipment or articles for use at work must:
  - a) manufacture items or building/structures that may be used at a place of work that are as safe as is reasonably practicable;
  - use materials in workplace that reduce the ergonomic risk factors from handling during construction and when the products are used during manual tasks or building/structure;
  - use and test the safety measures specified by the designer in manufacture/building/constructing; and,
  - d) provide information to the supplier for users involved in each potential use for the product about the conditions required for safe use and the risks not eliminated at the design stage.
- (3) Any person who supplies machinery, equipment or articles for use at work must:
  - a) supply products that are as safe as is reasonably practicable;
  - b) supply goods so that they can be transported, received, stored and handled safely;
  - provide information and training for potential users involved in each identified use of the product about the conditions required for safe use and the ergonomic risks that factors have not been eliminated or minimised as far as is reasonably practicable at the design, manufacture or supply stages;

- d) install equipment or erect structures using safe materials and in a manner and in locations that ensure it/they can be operated safely; and
- e) communicate maintenance requirements needed to ensure safe use and operation.

#### 6. Ergonomic Risk Assessment

- 1) An employer shall,
  - a) before the commencement of any work which may expose employees to ergonomics risk factors, have an ergonomics risk assessment performed by a competent person in consultation with the relevant health and safety representative or relevant health and safety committee; and
  - b) the results of the ergonomic risk assessment to be entered into records as required by regulation 11.
- 2) The risk assessment contemplated in sub regulation (1) must include:
  - a) the identification of ergonomic hazards and ergonomic risk factors to which persons may be exposed to;
  - an analysis and evaluation of the ergonomic risk factors and hazards identified based on a documented method;
  - a documented plan and applicable safe work procedure to mitigate, reduce or control the ergonomic risk factors and hazards that have been identified;
  - d) monitoring work plan; and
  - e) a review plan
- (3)An employer must ensure that all employees under his or her control are informed, instructed and trained by a competent person regarding any hazard and related work procedures and or control measures before any work commences, and thereafter at the times determined in the risk assessment monitoring and review plan
- (4)An employer shall forthwith review the relevant ergonomic risk assessment made in accordance with sub regulation (1) if
  - a) there is reason to believe that such assessment is no longer valid;
  - b) control measures are no longer efficient;
  - technological or scientific advances allow for more efficient control methods;
  - where changes are effected to the manner in which the work is done resulting in a change in the ergonomic risk factor profile; or
  - e) when an incident occurred.

#### 7. Risk control

- 1) An employer or self-employed person shall ensure that the exposure of a person to ergonomics risk factors is either prevented or, where this is not reasonably practicable, adequately controlled.
- 2) In order to comply with sub regulation (1) an employer or self-employed person shall, as far as is reasonable practicable, remove or reduce exposure to ergonomics risk factors by implementing control measures in the following order of priority:
  - a) engineering control measures to eliminate or reduce risk factors:
  - b) administrative control measures to limit the number of persons exposed and the duration of the exposure

#### 8. Medical Surveillance:

- 1) An employer shall ensure that an employee is under medical surveillance if
  - a) the results of the assessment referred to in sub-regulation 6 indicate that an employee has been exposed to high ergonomics risk factors.
  - b) the exposure of employees to ergonomic risk factors is such that;
    - i. an identifiable disease or adverse health effect may be related to the exposure;
    - ii. there is a reasonable likelihood that the disease or health effect may occur under the particular conditions at the workplace and there are techniques to diagnose indications of the disease or health effect as far as reasonable practicable; or
    - iii. an occupational medicine practitioner recommends that relevant employees should be under medical surveillance, in which case the employer may call upon an occupational medicine practitioner to ratify the appropriateness of such recommendation.
- 2) An employer shall ensure that the medical surveillance contemplated in subregulation (1) consists of
  - a) an initial health evaluation, in the case of new employees, before the employee commences employment or within 14 days after a person commences employment in a high risk job, or in the case of all other employees in the employment of the employer, within 24 months of date of promulgation of this regulation. This is to include but not be limited
    - i. An evaluation of the employee's medical and occupational history;
    - ii. Physical examination;
    - iii. Any other essential medical examination which in the opinion of the occupational medicine practitioner is necessary in order to enable a proper evaluation.
  - b) a periodic health evaluation in the form of standardised questionnaires to identify symptom cases in workers in high risk jobs, at intervals not exceeding two years, or at intervals specified by an occupational medicine practitioner: Provided that if symptom cases are indicated further evaluation should be done as contemplated in paragraph (a) (ii) and (iii).
  - c) An exit musculoskeletal examination.

- 3) An employer shall not permit an employee who has been certified unfit for work by an occupational medicine practitioner to work in a workplace or part of a workplace in which he or she would be exposed: Provided that the relevant employee may be permitted to return to work which will expose him or her if he or she is certified fit for that work beforehand by an occupational medicine practitioner.
- 4) The employer shall, in accordance with regulation 8 of the General Administrative Regulations, investigate and record all incidents that result in an employee developing a work related musculoskeletal disorders.
- An occupational health practitioner shall submit to the health and safety committee and employer a written protocol for procedures to be followed when dealing with abnormal results.
- 6) An inspector may instruct an employer to conduct the periodic evaluations contemplated in (2) (b) over a shorter period.

#### 9. Maintenance of controls:

- 1) Every employer or self-employed person shall ensure that anything that he or she provides for the benefit of employees in compliance with his or her duties under these regulations:
  - a) is fully and properly used; and
  - (b) is maintained in an efficient state and in good working order.

#### 10. Record

- 1) An employer or self-employed person shall-
  - a) keep records of the results of all assessments and medical surveillance reports and of maintenance of control measures required by these regulations;
  - b) subject to the provisions of paragraph (c), make the records contemplated in paragraph (a) available for inspection by an inspector;
    - c) subject to the formal written consent of an employee, allow any person to peruse the records with respect to that particular employee;
  - d) make the records of all assessments available for perusal by the relevant health and safety representative or relevant health and safety committee:
  - e) keep all records of assessments for a minimum period of 40 years;
  - f) keep all medical surveillance records for a minimum period of 40 years and if the employer ceases activities, hand over or forward by registered post all those records to the relevant Chief Director: Provincial Operations: Provided that those records shall contain at least the following information:

- i) An employee's surname, forenames, gender, date, of birth, name of spouse or closest relative and, where available, permanent address and postal code;
- ii) A record of the types of work carried out that caused exposure to ergonomic risk factors and, where relevant, their location, with starting and finishing dates and with average duration of exposure in hours per week;
- iii) A record of any previous work-related ergonomic risk factors exposure prior to an employee's current employment; and
- iv) The dates of medical surveillance and results; and
- g) keep a record of training given to an employee in terms of regulation 3(6) for as long as the employee remains employed at the workplace in which or she is being exposed to ergonomic risk factors.

#### 11. Ergonomics' Health and Safety Technical Committee

- 1) The chief inspector must establish an ergonomics' health and safety technical committee which must consist of-
  - (a) a person who is to be the chairperson:
  - (b) two persons designated by the chief inspector from the employees of the Department of Labour;
  - (c) three persons designated by employer's organisations to represent employers who has a competency in ergonomics;
  - (d) three persons designated by employees' organisations' representing the federation of unions who has a competency in ergonomics;
  - (e) one person representing a professional body;
  - (f) persons who are competent in respect of the matters to be dealt with by the ergonomics health and safety technical committee who have been coopted by the committee with the authorisation of the chief inspector.
  - (g) one person representing an educational institution; and
  - (h) one person representing occupational medicine.
- 2) The chief inspector must appoint members of the ergonomics health and safety technical committee for a period that he or she may determine at the time of appointment: Provided that the chief inspector may after having afforded a member a reasonable opportunity to respond, discharge him or her at any time, for reasons that are fair and just, and appoint a new member in his or her place.
- 3) The Ergonomics health and safety Technical Committee must -
  - (a) advise the chief inspector on ergonomic related codes, standards and training requirements;
  - (b) make recommendations and submit reports to the chief inspector of occupational health and safety regarding any matter to which these regulations relate;

- (c) advise the chief inspector of occupational health and safety regarding any matter referred to the ergonomics' health and safety technical committee by the chief inspector of occupational health and safety;
- (d) perform any other function for the administration of a provision of these Regulations that may be requested by the chief inspector of occupational health and safety;
- (e) conduct its work in accordance with the instructions and rules of the conduct framed by the chief inspector of occupational health and safety;
- (f) refer appeals against decisions of the ergonomics' health and safety technical committee to the chief inspector of occupational health and safety.
- 4) Any person affected by any decision of the ergonomics health and safety technical committee may appeal against the decision to the chief inspector within 60 days of such decision becoming known and the chief inspector shall, after having considered the grounds of the appeal and the ergonomics health and safety technical committees reason's for the decision, confirm, set aside or vary the decision or substitute for such decision any other decision which the ergonomics health and safety technical committee's in the chief inspector's opinion ought to have taken.
- Any person aggrieved by a decision taken by the chief inspector under sub-regulation
   (4) may, within 60 days after the chief inspector's decision was given appeal such decision to the Labour court

#### 12. Offensives and Penalties

Any person who contravenes or fails to comply with any provision of sub-regulations 3, 4, 5, 6, 7, 8, 9 and 10 is guilty of an offense and liable upon conviction to a fine or to imprisonment for a maximum of 12 months and, in the case of a continuous offense, not exceeding an additional fine of R200 or additional imprisonment of one day on which the offense continues: Provided that the period of such additional imprisonment will not exceed 90 days.

#### **DEPARTMENT OF LABOUR**

NO. R. 65 27 JANUARY 2017

#### **LABOUR RELATIONS ACT, 1995**

#### **INVITATION TO MAKE REPRESENTATIONS**

NOTICE IN TERMS OF SECTION 32(2) READ WITH SECTION 32(5)(c) OF THE LABOUR RELATIONS ACT, 1995: THE MAIN AGREEMENT OF THE MOTOR INDUSTRY BARGAINING COUNCIL-MIBCO

- I, Mildred Nelisiwe Oliphant, Minister of Labour, do hereby in terms of section 32(2) read with section 32(5)(c) of the Labour Relations Act, 1995, publish a notice in accordance with the provisions of subsection 32(5)(c) inviting representations from the public in response to the Motor Industry Bargaining Council's application for the renewal of period of operation and extension to non-parties regarding its Main Agreement which was submitted to the Department of Labour on 13 December 2016.
- 2 Representations must reach the Department of Labour not later than 21 days from the date of publication of this Notice.
- A copy of this Application may be inspected or obtained c/o the Department of Labour, Laboria House, 215 Francis Baard Street, PRETORIA
- 4 Representations and/or enquiries regarding copies of the application should be submitted to the following addresses:

#### By Post or Fax:

Department of Labour

Directorate: Collective Bargaining

Attention: Ms S K Mahlangu

Postal Address: Private Bag X117

PRETORIA, 0001

Fax: 012 309 4156/4848

#### **Hand Deliveries:**

Room 124/133

Laboria House

215 Francis Baard Street

**PRETORIA** 

#### By e-mail:

sellinah.mahlangu@labour.gov.za stiaan.meyer@labour.gov.za

MN OLIPHANT, MP

MINISTER OF LABOUR

#### UMNYANGO WEZABASEBENZI

#### UMTHETHO WEZOBUDLELWANO KWEZABASEBENZI, 1995

#### ISIMEMO SOKULETHWA KWEZIKHALO

# ISAZISO NGOKWESIGABA 32(2) SIFUNDWA NESIGABA 32(5)(c) SOMTHETHO WOBUDLELWANO KWEZABASEBENZI, KA 1995: IVUMELWANO ESIYINGQIKITHI SEMBONI YEZIMOTO

- Mina, MILDRED NELISIWE OLIPHANT, uNgqongqoshe WezabaSebenzi,lapha ngokwesigaba-32(2) sifundwa nesigaba 32 (5) (c) soMthetho Wezobudlelwano Kwezabasebenzi, ka 1995, ngikhipha isaziso ngokwezihlinzeko zesigatshana 32(5)(c) sokumema izikhalo zomphakathi mayelana nesicelo soMkhandlu Wokuxoxisana Phakathi Kwabaqashi Nabasebenzi Embonini Yezimoto sokwelulwa kwesivumelwano sabaqashi nabasebenzi Esiyingqikithi esichibiyelayo selulelwa kulabo abangeyona ingxenye yaso esalethwa eMnyangweni Wezabasebenzi mhlaka 13 kuZibandlela 2016.
- Izikhalo kumele zifike eMnyangweni Wezabasebenzi zingakapheli izinsuku ezingu 21 kusukela osukwini lokukhiswa kwalesiSaziso.
- 3 Ikhophi yalesisicelo ingahlolwa noma itholakale ku c/o Department of Labour, Laboria House, 215 Fancis Baard Street PRETORIA
- 4 Izikhalo kanye/noma imibuzo mayelana namakhopi alesisicelo kumele zilethwe kulelikheli elilandelayo:

Ngeposi noma ngefeksi

Okulethwa ngezandla

Umnyango Wezabasebenzi

Ihhovisi 121/129 Laboria House

Umqondisi: Wezokuxoxisana kwabaqashi nabasebenzi

215 Francis Baard Street

Iqondiswe ku: Sellinah Mahlangu

**PRETORIA** 

rostal address: Private Bag X117

PRETORIA,0001

Fax 012 309 4156/4848

Sellinah.Mahlangu@labour.gov.za

stiaan.meyer@labour.gov.za

**M N OLIPHANT** 

UNGQONGOSHE WEZABASEBENZI

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.

AMENDMENT OF SCHEDULE NO. 3 (NO. 3/1/720) **CUSTOMS AND EXCISE ACT, 1964.** 

#### **SOUTH AFRICAN REVENUE SERVICE**

#### NO. R. 66 27 JANUARY 2017

SCHEDULE

Rebate Item	Tariff Heading	Rebate Code CD Description	8	Description	Extent of Rebate
311.42	8536.50.50	01.08	82	Other switches, with moulded casings of plastics or other insulating material, with a current rating not exceeding 800 A, for the Full duty manufacture of electric blankets classifiable in tariff subheading 6301.10	Full duty
311.42	8544.49.90	01.08	92	Other insulated electric conductors, for a voltage exceeding 80 V, not fitted with connectors, for the manufacture of electric Full duty blankers classifiable in fariff subheading 6301.10	Full duty

By the insertion of the following:

#### **SUID-AFRIKAANSE INKOMSTEDIENS**

NO. R. 66 27 JANUARIE 2017

# DOEANE. EN AKSYNSWET, 1964. WYSIGING VAN BYLAE NO. 3 (NO. 3/1/720)

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.

Chart -	MAGNAS	ADJUNKMINISTER VAN FINANSIES	

3YLAE

Deur die invo	eur die invoeging van die volgende:	olgende:			
Kortingitem Tariefpos	Tariefpos	Kortingkode	72	TS Beskrywing	Mate van Korting
311.42	8536.50.50	01.08	82	Ander skakelaars, met gevormde omhulsels van plastieke of ander isoleermateriaal, met 'n stroomaanslag van hoogstens   Volle reg 800 A, vir die vervaardiging van elektriese komberse van tariefsubpos 6301.10	Volle reg
311.42	8544.49.90	01.08	82	Ander geïsoleerde elektriese geleiers, vir 'n spanning van meer as 80 V, hetsy met verbindingstukke voorsien al dan nie, vir Volle reg die vervaardiging van elektriese komberse van tariefsubpos 6301.10	Volle reg

Printed by and obtainable from the Government Printer, Bosman Street, Private Bag X85, Pretoria, 0001 Contact Centre Tel: 012-748 6200. eMail: info.egazette@gpw.gov.za Publications: Tel: (012) 748 6053, 748 6061, 748 6065