



REGULASI
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GOVERNMENT NOTICES • GOEWERMENTSKENNISGEWINGS

DEPARTMENT OF HEALTH

NO. R. 558

05 APRIL 2019

NURSING ACT, 2005 (Act No. 33 of 2005)**REGULATIONS RELATING TO THE APPROVAL OF AND THE MINIMUM REQUIREMENTS FOR THE EDUCATION AND TRAINING OF A LEARNER/STUDENT LEADING TO REGISTRATION IN THE CATEGORY MIDWIFE**

The Minister of Health intends, in terms of section 58(1)(f) of the Nursing Act, 2005 (Act No.33 of 2005), and after consultation with the South African Nursing Council, to make the Regulations in the Schedule.

Interested persons are invited to submit any substantiated comments or representations on the proposed Regulations to the Director-General of Health, Private Bag X828, Pretoria, 0001 (for the attention of the Director: Public Entities and Management (Ms M Mushwana, MushwM@health.gov.za), within three (3) months of the date of publication of this notice.



DR A MOTSOLEDI, MP

MINISTER OF HEALTH

DATE: 27/6/2018

SCHEDULE

1. Definitions

In this schedule “the Act” means the Nursing Act, 2005 (Act No.33 of 2005), and any expression to which a meaning has been assigned in the Act shall bear such meaning and, unless the context indicates otherwise-

“academic year” means a period of at least 44 weeks of learning in any calendar year;

“assessment” means a structured process for gathering evidence and making judgments about a learner’s performance in relation to the prescribed requirements for the programme;

“assessment method” means the act that the assessor engages in, utilizing a variety of assessment strategies;

“assessor” means a practitioner registered as such with the Council, who will be responsible for the assessment of the learner’s achievement of learning outcomes for the programme;

“clinical accompaniment” means a structured process by a nursing education institution to facilitate assistance and support to the learner, by the nurse educator at the clinical facility, to ensure the achievement of the programme outcomes;

“clinical facility” means a health establishment whose primary purpose is the provision of care to healthcare users and is also utilized to teach clinical skills to learners;

“clinical learning opportunities” means the range of learning experiences available in a healthcare setting or other experiential learning sites, for a learner to gain the required clinical skills;

“clinical placement” means the period spent by a learner in clinical and other experiential learning sites to ensure that the purpose of the programme is achieved;

“clinical supervision” means the assistance and support extended to the learner by the midwife at a clinical facility, with an aim of developing a competent, independent practitioner;

“competence” means the ability of a practitioner to integrate the professional attributes including, but not limited to, knowledge, skills, judgment, values and beliefs required to perform as a midwife in all situations and practice settings;

“**fee**” means a fee or fees determined by the Council from time to time and published by notice in the *Government Gazette*;

“**fundamental learning**” means learning which forms the basis needed to undertake the programme;

“**integrated assessment**” means forms of assessment which permit the learner to demonstrate applied competence and which use a range of formative and summative assessment methods;

“**learner**” means a person registered with the Council as a learner midwife in terms of Section 32;

“**learning outcomes**” means the prescribed competencies and educational outcomes for the programme;

“**midwife**” means person registered as such in terms of section 31;

“**moderation**” means the process conducted by an independent moderator, which ensures that assessment of the outcomes prescribed for the programme is fair, valid and reliable;

“**moderator**” means a practitioner registered as such with the Council who will be responsible for the moderation of assessment conducted by the nursing education institutions for the programme;

“**programme**” means a purposeful and structured set of learning experiences that leads to registration in the category ‘midwife’;

“**programme outcomes**” means the equivalent of the exit level outcomes of the qualification;

“**qualification**” means a planned combination of learning outcomes with a defined purpose that is intended to provide qualifying learners with applied competence for meeting the prescribed requirements of the qualification in the category ‘midwife’, that is registered on the National Qualifications Framework (NQF); and

“**recognition of prior learning**” means the evidence-based comparison of previous learning and experience against the learning outcomes required for a specific programme, and the acceptance of such previous learning for the purpose of accessing a programme.

2. Requirements for registration in the category Midwife

- (1) A person shall be registered in the category 'Midwife' in terms of Section 31(1)(b) if such person-
 - (a) received education and training at a Nursing Education Institution that is accredited to provide the programme;
 - (b) was registered with the Council as a learner for the duration of the programme in terms of section 32 of the Act;
 - (c) has met the requirements of the accredited programme;
 - (d) has been assessed and found competent in all exit level outcomes of the programme; and
 - (e) has complied with any other conditions as determined by the Council.
- (2) On completion or termination of the programme, the person in charge of the Nursing Education Institution where the learner was registered must submit to the Council --
 - (a) A record of theoretical education and training;
 - (b) A record of clinical education and training;
 - (c) A record of summative assessments conducted, including recognition of prior learning where applicable;
 - (d) If applicable, a declaration certifying that the learner has met the prescribed educational requirements and is competent for registration in the category 'Midwife', signed by the person in charge of the Nursing Education Institution, in a format as determined by the Council; and
 - (e) Any other information as may be required by the Council.
- (3) The application for registration in the category 'Midwife' must be in accordance with the *Regulations Relating to the Particulars to be Furnished to the Council for Keeping of the Register for Nursing Practitioners, the Manner of Effecting Alterations to the Register, and Certificates that may be issued by the Council*, published in Government Notice No. R. 195 of 19 February 2008.
- (4) In the case of a person that was not duly registered with the Council as a learner in terms of subregulation (1)(b), education and training undergone during the period when the person was not registered as a learner shall not be recognized by the Council.

3. Accreditation of a Nursing Education Institution to offer the programme

An institution must be accredited to offer the programme in terms of the *Regulations Relating to the Accreditation of Institutions as Nursing Education Institutions*, published under Government Notice No. R. 173 of 8 March 2013.

4. Admission requirements to the programme

- (1) A candidate shall apply for admission to to the programme to a Nursing Education Institution that is accredited to provide the programme referred to in these Regulations.
- (2) In order to be admitted to the programme, a person must be registered as a general nurse.

5. Minimum requirements for the programme

- (1) The requirements of the programme must be read and applied in conjunction with the rules of such programme, as determined by the Council. Such rules shall be published by notice in the *Government Gazette*.
- (2) Learners are required to achieve all exit level outcomes of the qualification.
- (3) The duration of the programme is one (1) academic year of full time studies.
- (4) A learner shall, throughout the programme, receive integrated education and training to achieve both theoretical and clinical outcomes.
- (5) A learner shall comply with all clinical placement requirements of the programme as determined by the Council.
- (6) The maximum period that a learner may spend in a simulated learning environment must comply with the conditions determined by Council, which may be published by notice in the *Government Gazette* at the discretion of the Council.

6. Clinical teaching and learning

- (1) Clinical teaching and learning must only be provided in clinical facilities that are approved in terms of the accreditation of the programme.
- (2) Clinical learning must take place in a range of clinical settings and other learning sites that will facilitate the achievement of the programme outcomes.
- (3) The Nursing Education Institution must set clinical learning outcomes for each of the learning areas of the programme.

- (4) The Nursing Education Institution must keep records of all clinical training.
- (5) The Nursing Education Institution is accountable for clinical accompaniment of learners on day or night shift.
- (6) The clinical facility is accountable for clinical supervision of learners on day or night shift.
- (7) Clinical education and training shall include learning experience at night which –
 - (a) Shall not exceed two (2) months of an academic year; and
 - (b) Shall not take place within the first six (6) months of the commencement of the programme.

7. Assessment and moderation of learning outcomes

- (1) Assessment of learning by a Nursing Education Institution must comply with the following:
 - (a) It must be conducted by an assessor registered with the Council;
 - (b) The learner must be assessed and found competent in all learning outcomes of the programme, in line with the assessment criteria outlined for the qualification registered on the National Qualifications Framework;
 - (c) A minimum of 60% of formative clinical assessment activities must be done in 'real life' situations;
 - (d) There must be evidence of continuous assessment throughout the period of study;
 - (e) There must be evidence of internal moderation of all assessments;
 - (f) Records of assessment and moderation must be kept by the Nursing Education Institution for a period as prescribed by relevant legislation, and be produced on request of the Council;
 - (g) Summative assessment must be conducted at the end of learning periods as determined by institutional policies, which must include a final assessment at the end of the programme; and
 - (h) Any other requirements as may be determined by the Council;
 - (i) It must be conducted by an assessor registered with the Council;
 - (j) The learner must be assessed and found competent in all learning outcomes of the programme, in line with the assessment criteria outlined for the qualification registered on the National Qualifications Framework; and
 - (k) Any other requirements as may be determined by the Council.
- (2) Notwithstanding the provisions in subregulation (1), the Council may delegate the assessment and moderation functions to any person or organization.

8. Transfers

- (1) In case of a learner transferring to another Nursing Education Institution, the person in charge of the Nursing Education Institution transferring the learner must –
 - (a) Submit to the receiving Nursing Education Institution, on request, a record of all education and training that the learner has undergone; and
 - (b) Submit to the Council –
 - (i) A record of education and training undergone by the learner, in a format determined by the Council; and
 - (ii) A notice of termination of education and training in a format determined by the Council.
- (2) The Nursing Education Institution receiving the transferred learner as in subregulation (1) must submit to the Council an application for readmission of the learner into the programme in terms of section 32 of the Act, and in accordance with prescribed requirements.

9. Recognition of prior learning

- (1) A learner may be assessed on prior learning for no more than 50% of the prescribed credits towards the programme by –
 - (a) Applying to a Nursing Education Institution accredited to offer the midwifery programme;
 - (b) Providing evidence of prior learning by means of portfolios, other forms of appropriate evidence or challenge examinations; and
 - (c) Complying with the Nursing Education Institution's Recognition of Prior Learning Policies and Procedures.
- (2) The process referred to in subregulation (1) must meet the Council's and the general prescripts for recognition of prior learning.
- (3) The assessment of prior learning referred to in subregulation (1) must be conducted by an assessor registered in terms of Regulation 7(1)(a).
- (4) The nursing education institution must submit the credits obtained from the assessment of prior learning as part of the completion of training records referred to in Regulation 2.2(c).
- (5) The Nursing Education Institution where recognition of prior learning has taken place must keep a full record of the assessment conducted, and all documentation pertaining to such

assessment, for a period as prescribed by relevant legislation and, on request, supply such records to the Council.

- (6) Where a Nursing Education Institution fails to produce the recognition of prior learning records on request of the Council, the Council may refuse such an application for credits, and where credit was already granted, such credit may be withdrawn.

10. Application of these regulations

- (1) These regulations shall apply to –
- (a) All programmes leading to registration as a Midwife; and
 - (b) All learners following such programmes.

11. Transitional arrangements

- (1) *The Regulations Relating to the Course Leading to Registration as a Midwife* published by Government Notice No. R. 254 of 14 February 1975 shall remain in force until repealed by notice in the *Government Gazette*.
- (2) Notwithstanding the provisions of subregulation (1), the Council will, from the publication date of these Regulations, cease to accredit any Nursing Education Institution to offer the education and training programme referred to in subregulation (1).
- (3) Notwithstanding the provisions of subregulation (1), Nursing Education Institutions accredited for education and training programmes in terms of the Regulations mentioned in subregulation (1) will cease to admit new learners to such programme on a date to be determined by the Council and published by notice in the *Government Gazette*.
- (4) The Nursing Education Institutions referred to in sub-regulation (3) must ensure that all education and training programmes that commenced prior to the date referred to in subregulation (3) are completed within a period of three (3) years from the date determined by the Council in terms of subregulation 3 above.
- (5) Notwithstanding the provisions of sub-regulation (1), learners registered in terms of the regulations mentioned in subregulation (1) will continue to be regulated under those regulations until the end of the three-year period mentioned in subregulation (4).

12. Commencement

These Regulations shall come into operation on the date of final publication in the *Gazette*.

DEPARTMENT OF LABOUR

NO. R. 559

05 APRIL 2019

**LABOUR RELATIONS ACT, 1995
REGISTRATION OF A TRADE UNION**

I, Lehlohonolo Daniel Molefe, Registrar of Labour Relations, hereby notify, in terms of section 109(2) of the Labour Relations Act, 1995, that **South African Lawyers and Allied Workers Union (SALAWU) (LR 2/6/2/2829)** has been registered as a trade union with effect from 28 March 2019.....



REGISTRAR OF LABOUR RELATIONS

DEPARTMENT OF LABOUR

NO. R. 560

05 APRIL 2019

**LABOUR RELATIONS ACT, 1995
CANCELLATION OF REGISTRATION OF A TRADE UNION**

I, Lehlohonolo Daniel Molefe, Registrar of Labour Relations, hereby, as required by Section 109(2) of the Act, give notice that I have in terms of Section 106(2A) cancelled the registration of **South African Union of Financial Industry (SAUFI) (LR2/6/2/2074)** with effect from 01 November 2018.....

Any person who is aggrieved by the decision regarding the cancellation of the registration of the trade union may lodge an appeal with the Labour Court against the decision in terms of Section 111 of the Act.



REGISTRAR OF LABOUR RELATIONS

01 November 2018

DEPARTMENT OF LABOUR

NO. R. 561

05 APRIL 2019

LABOUR RELATIONS ACT, 1995

REGISTRATION OF A TRADE UNION

I, Lehlohonolo Daniel Molefe, Registrar of Labour Relations, hereby notify, in terms of section 109(2) of the Labour Relations Act, 1995, that the **Hlanganani Multi Purpose Organisation (HAMPO)** has been registered as a trade union with effect from 20 March 2019.....



REGISTRAR OF LABOUR RELATIONS

DATE: 20 / 03 / 2019.....

SOUTH AFRICAN REVENUE SERVICE

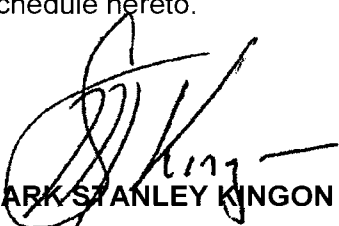
NO. R. 562

05 APRIL 2019

5 April 2019

**CUSTOMS AND EXCISE ACT, 1964
AMENDMENT OF RULES (DAR 182)**

Under sections 54F, 54J and 120 of the Customs and Excise Act, 1964, the rules published in Government Notice R.1874 of 8 December 1995 are amended to the extent set out in the Schedule hereto.



MARK STANLEY KINGON

ACTING COMMISSIONER FOR THE SOUTH AFRICAN REVENUE SERVICE

SCHEDULE

- (a) By the amendment of subparagraph (ii) of paragraph (a) of rule 54I.03 as follows:
- (ii) if he or she is classified as a commercial manufacturer, for licensing of his or her manufacturing premises as a customs and excise manufacturing warehouse for the commercial manufacture of sugary beverages.

- (b) By the insertion after rule 54I.04 of the following heading and rule:

Issue of invoices or dispatch delivery notes in respect of goods removed from a customs and excise warehouse

- 54I.04A Any licensee of any customs and excise warehouse who removes any sugary beverages from such warehouse must issue an invoice, dispatch

delivery note or similar document approved by the Commissioner that contains the information required for the purposes of rule 54F.05.

(c) By the substitution for rule 54I.06 of the following rule:

54I.06 (a) Any person who manufactures or imports any sugary beverage that is liable to health promotion levy must determine and declare the sugar content of the sugary beverage in grams per 100 millilitres based on –

- (i) the sugar content of the sugary beverage as certified on a test report obtained and retained from a testing laboratory accredited with and using methodology recognised by the South African National Accreditation System (SANAS) or the International Laboratory Accreditation Cooperation (ILAC); or
- (ii) in the absence of such test report, the deemed sugar content of the sugary beverage that is assumed to constitute 20 grams per 100 millilitres.

(b) Any person who manufactures or imports any concentrate or preparation for the making of beverages that is liable to health promotion levy must determine and declare the sugar content of the concentrate or preparation in grams per 100 millilitres based on –

- (i) (aa) the sugar content as certified on a test report as contemplated in paragraph (a) above of the total volume of the prepared beverage when mixed or diluted according to the manufacturer's product specifications; and
(bb) the average sugar content as certified on such test report of the sugar contents for all the prepared beverage options when mixed or diluted according to the manufacturer's multiple product specifications; or
- (ii) in the absence of such test report, the deemed sugar content of the prepared beverage that is assumed to constitute 20 grams per 100 millilitres should the concentrate or preparation be mixed or diluted at a ratio of one part to nine parts water.

(c) The test report as contemplated in paragraphs (a) and (b) above must be kept available for inspection for a period of five years from the date the sugary beverage or concentrate or preparation for the making of sugary

beverages was manufactured or imported and must be produced or submitted at the request of an officer.

(d) By the amendment of paragraph (a) of rule 54I.09 as follows:

(a) The licensee must, when issuing any invoice or dispatch delivery note as contemplated in rule 54F.05 or similar document as contemplated in rule 54I.04A in respect of sugary beverages manufactured before the date health promotion levy on sugary beverages came into operation, endorse such invoice, note or document to state that such sugary beverages were manufactured before the effective date.

(e) By the insertion in item 202.00 of the Schedule to the rules of the following form:

“DA 185.4A16 Client type 4A16 – Non-commercial manufacturer of sugary beverages”

(f) By the substitution in item 202.00 of the Schedule to the rules for form DA 185 and DA 185.4B2 of the following forms:

“DA 185 Application form: Registration / Licensing of customs and excise clients”

“DA 185.4B2 Licensing client type 4B2 – Manufacturing warehouse”



DA 185

APPLICATION FORM: REGISTRATION / LICENSING OF CUSTOMS AND EXCISE CLIENTS

For official use

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1. NOTES FOR COMPLETION OF THE DA 185 AND ITS ANNEXURES

1. Where the asterisk (*) appears, delete whichever is not applicable.
2. Indicate with an "X" in the appropriate block(s) whichever is applicable.
3. Complete the appropriate annexure.
4. If the space provided on form DA185 and applicable annexure(s) is insufficient, the information must be furnished on a separate page, which must be attached to the form DA185 and the annexures.
5. Reflect the relevant customs and excise client number, customs and excise warehouse number or rebate user number when applying for the amendment of existing information or for a total cancellation per client type.
6. Where security must be furnished, complete and submit annexure DA 185.C.
7. A foreign principal must complete and submit annexure DA 185.D.
8. Complete and submit (if applicable) the appropriate prescribed agreement.
9. All references to sections and rules pertain to the Customs and Excise Act, 1964 (the Act).
10. All Customs and Excise forms are available on the SARS website (www.sars.gov.za) or at any SARS branch office.

2. EXISTING REGISTRANT/LICENSEE PARTICULARS

If currently registered/licensed with SARS, please state allocated customs client number.

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

3. NATIONALITY

Natural person, who is:

Juristic person, that is:

Located in the RSA:

Yes No

Located in the RSA:

Yes No

4. PURPOSE OF APPLICATION

New Registration/Licensee or renewal:

Amendment of existing information:

Cancellation:

5. ANNEXURES

Annexure	Registration	Tick box	Annexure	Licensing	Tick box
DA 185 4A1	Importer (Local or Foreign)	<input type="checkbox"/>	DA 185 4B1	Special Manufacturing Warehouse – (Section 21 and the rules thereto)	<input type="checkbox"/>
DA 185 4A2	Exporter (Local or Foreign)	<input type="checkbox"/>	DA 185 4B2	Manufacturing Warehouse – (Sections 19A, 27, 54E, 54J and the rules thereto)	<input type="checkbox"/>
DA 185 4A2	Exporter for SADC, SADC-EPA, SACU/EFTA and SACU/MERCOSUR – (rule 59A.01, rules 49A, 49B, 49D and 49E)	<input type="checkbox"/>	DA 185 4B3	Storage Warehouse	<input type="checkbox"/>
DA 185 4A2 (Section A) & Form DA 46A1.02	Exporter for AGOA – (rules 46A1.02)	<input type="checkbox"/>	DA 185 4B4	Special Storage Warehouse (Sections 19A and 21 and the rules thereto)	<input type="checkbox"/>
DA 185 4A2 (Section B) & Form DA 49A.02	Approved Exporter – SADC-EPA or SACU/EFTA – (rules 49A.18 (19), (20) and 49D.18(19)(20))	<input type="checkbox"/>	DA 185 4B5	Clearing Agent – (Section 64B and the rules thereto)	<input type="checkbox"/>
DA 185 4A2 (Section C) & Form DA 46A.01	Exporter for GSP (various countries) – (relevant rules for section 46A)	<input type="checkbox"/>	DA 185 4B6	Remover of goods in Bond (Local or Foreign) – (Section 64D and the rule thereto)	<input type="checkbox"/>
DA 185 4A3	Rebate User (Schedule Nos. 3, 4 and 6) – (Section 75 and the rules thereto)	<input type="checkbox"/>	DA 185 4B7	Distributor of Fuel – (Section 64F and the rules thereto)	<input type="checkbox"/>
DA 185 4A4 & DA46A1.03	Manufacturer – (Section 46)	<input type="checkbox"/>	DA 185 4B8	Special Ad Valorem Manufacturing Warehouse – (Section 36A and the rules thereto)	<input type="checkbox"/>
DA 185 4A5	Special Manufacturing Warehouse: APDP	<input type="checkbox"/>	DA 185 4B9	Storage Warehouse (Customs Controlled Area Enterprise) – (Sections 19A, 21, 21A and Rule 21A.10)	<input type="checkbox"/>

5. ANNEXURES (continued)

DA 185 4A6	Electronic Communication with SARS – (Section 101A and the rules thereto)	<input type="checkbox"/>	DA 185 4B10	Manufacturing Warehouse (Customs Controlled Area Enterprise) – (Sections 19A, 21A, 27 and Rule 21A.10)	<input type="checkbox"/>
DA 185 4A7 & Form DA 46A.02	Producer for SADC, SADC-EPA, SACU/EFTA, SACU/MERCOSUR and GSP – (rule 59A.01, rules 49A, 49B, 49D, 49E and 46A2.18)	<input type="checkbox"/>			<input type="checkbox"/>
DA 185 4A8	Commercial manufacturer of biodiesel – (Section 37B and rule 37B.02(b))	<input type="checkbox"/>			<input type="checkbox"/>
DA 185 4A9	Non-commercial manufacturer of biodiesel – (Section 37B and rule 37B.02(a))	<input type="checkbox"/>	DA 185 4B11	Distillation of spirits by an agricultural distiller	<input type="checkbox"/>
DA 185 4A10	Manufacturer in terms of drawback items 501.00 to 521.00 (Note 2(a) to Part 1 of Schedule No. 5)	<input type="checkbox"/>	DA 185 4B12	To own, possess or keep stills	<input type="checkbox"/>
DA185 4A11	Special Economic Zone Operator and/or designation of a Customs Controlled Area (CCA) – (Sections 21A and Rule 21A.04)	<input type="checkbox"/>	DA 185 4B13	To manufacture or import stills for sale or to repair stills for reward	<input type="checkbox"/>
DA 185 4A12	Electricity Producer – (Section 59A and Rule 54FA.04)	<input type="checkbox"/>	DA 185 C	Security Particulars	<input type="checkbox"/>
DA 185 4A13	Registered Agent	<input type="checkbox"/>	DA 185 D	Nomination of registered agent by foreign principal	<input type="checkbox"/>
DA 185 4A14	Registered Still	<input type="checkbox"/>			
DA 185 4A15	Manufacture of excisable goods solely for own use by the manufacturer	<input type="checkbox"/>			
DA 185 4A16	Non-commercial manufacturer of sugary beverages (Section 59A and Rule 54I.03)	<input type="checkbox"/>			

6. BUSINESS / PERSON PARTICULARS

Registered name of business or name of applicant:							
Business address: Street name and number:							
Building name and floor number:							
Suburb:							
City/Town:					Street code:		
Postal address:							
Suburb:							
City/Town:					Postal code		
Business Telephone (Including code):	Code: (____)	Tel. (____)	Fax number (Including code):	Code: (____)	Fax. (____)		
:Cellular phone number:			Business e-mail address:				

7. SOUTH AFRICAN BANK ACCOUNT DETAILS

Mark if you do not have a local savings or cheque account	<input type="checkbox"/>	Account No:																		
Branch Name:											Branch No:									
Bank Name:											Cheque:	<input type="checkbox"/>	Savings:	<input type="checkbox"/>	Transmission:	<input type="checkbox"/>				
Account Holder Name:																				

8. SARS REVENUE IDENTIFICATION NUMBERS (if applicable)																								
i. VAT Registration Number:	4													ii. Income Tax Reference Number:										
iii. PAYE Reference Number:	7													iv. SDL Reference Number:	L									
v. UIF Reference Number:	U																							

9. NATURE OF BUSINESS													
Company		Close Corporation		Trust		Sole Proprietor / Individual		Partnership					
Co-op		Public Authority		Foreign Individual		Foreign / External Company		Sole Proprietor					
Company / Close Corporation / Trust* Registration Number:													

10. PARTICULARS OF SOLE PROPRIETOR / INDIVIDUAL / DIRECTORS AND / OR PARTNERS																					
i. Initials:					First Name/s:									Passport Country				(e.g. South Africa = ZAF)			
Surname:																					
Capacity:																					
ID / Passport No:																					
ii. Initials:					First Name/s:									Passport Country				(e.g. South Africa = ZAF)			
Surname:																					
Capacity:																					
ID / Passport No:																					
iii. Initials:					First Name/s:									Passport Country				(e.g. South Africa = ZAF)			
Surname:																					
Capacity:																					
ID / Passport No:																					

11. PUBLIC OFFICER / REPRESENTATIVE													
Surname:													
First Name:													
Telephone (including code):	Code: (____)	Tel. (_____)	Fax number (including code):	Code: (____)	Fax. (_____)								
E-mail address:											Cellular Phone Number:	(_____)	
Public Officer:	<input type="checkbox"/>	Curator/Trustee:	<input type="checkbox"/>	Partner:	<input type="checkbox"/>	Accounting officer / Treasurer / Financial Officer:	<input type="checkbox"/>	Other, please specify:					

12. INFORMATION REGARDING CONTRAVENTIONS AND OTHER MATTERS													
Please indicate whether during the preceding five years, any person contemplated in the rules for section 59A or 60:-													
(a) Has contravened or failed to comply with the provisions of the Act.	Yes:		No:										
(b) Has failed to comply with any condition, obligation or other requirement imposed by the Commissioner.	Yes:		No:										
(c) Has been convicted of any offence under the Act.	Yes:		No:										
(d) Has been convicted of any offence involving dishonesty.	Yes:		No:										
(e) Has made any false or misleading statement in any material respect or omitted to state any material fact which was required to be stated in any application for registration or for any other purpose under the Act.	Yes:		No:										
(f) Has ever been insolvent or in liquidation.	Yes:		No:										
Note: • If the answer is "yes" to any of the above questions, full details must be furnished on a separate page and attached to the application. • Any applicant may, where it is contended in respect of paragraphs (a) and (b) that the contravention or failure was inadvertent, without fraudulent intent or gross negligence, a submission to this effect should be furnished on a separate page and attached to the application.													

13. DOCUMENTS IN SUPPORT OF APPLICATION

The following information / documents not older than 3 months must be submitted with this application form.

Natural person or juristic person located in the RSA

- One of the following documents to prove bank details i.e. the account holder's name, bank account number and bank branch code:
 - An original bank statement or a legible certified copy of an original bank statement;
 - An original letter from the bank; or
 - An original auto bank statement.
- Original or certified copies of the following documents (whichever is relevant):
 - Registration certificate of business (as issued by the Companies and Intellectual Property Commission or Master of the Supreme Court in the case of a Trust);
 - Resolution/consent or other authority to apply, as applicable;
 - Municipal account to confirm the address details;
 - Detailed site plan in the case of a warehouse or a rebate store;
 - Agency Contract between agent and foreign principal;
 - DA 185.D to prove nomination by a foreign principal in the case of an application for a registered agent;
 - VAT, IT, PAYE, SDL, UIF letters from SARS to confirm revenue registration details;
 - A fixed telephone line operator's and/or cell phone account to confirm contact details;
 - In the case of Annexures DA 185.4B9 and DA 185.4B10, a letter to the applicant signed by the SEZ Operator on his or her own letter-headed paper approving the allocation of land in the CCA;
 - Identity/passport documents of –
 - Individual
 - Partnership, Close Corporation and Trust (All Members / Partners / Trustees)
 - Company (All Directors, including Managing Director and Financial Director)
 - Court order in the case of an emancipated minor
- Any other information as the Commissioner for SARS may require.

Natural person or juristic person not located in the RSA

- Original or certified copies of the following documents (whichever is relevant):
 - Agency Contract between applicant and agent (with an established place of business in the RSA) other than clearing agent;
 - VAT letters from SARS to confirm revenue registration details (if applicable);
 - Proof of company registration from the relevant competent authority in the foreign country;
 - Identity document or passport; and
 - Court order in the case of an emancipated minor
- Any other information as the Commissioner for SARS may require.

14. DECLARATION:

I hereby-

- (a) declare that the particulars in the application and all enclosures are true and correct; and
- (b) undertake to-
 - (i) inform the SARS immediately of any changes in the particulars furnished in the application;
 - (ii) comply with the customs and excise laws and procedures.

_____ (Initials and Surname)

_____ (Status / Capacity, e.g. Director)

_____ (Signature)

_____ (Date & Place)

15. FOR OFFICIAL USE ONLY

I, _____ Team Member, at _____ Office hereby certify / confirm
Full name and surname *Branch Office name*

that the applicant / representative*:

- Visited this office in person;
- Is in fact the person reflected on his/her identification document/passport*; and
- Is the person as is reflected on the letter of authority (where applicable).

_____ *Team Member: SID* _____ *Team Member: Signature* _____ *Date*

I, _____ Team Leader, at _____ Office hereby certify / confirm
Full name and surname *Office name*

that the applicant / representative*:

- Visited this office in person;
- Is in fact the person reflected on his/her identification document/passport*; and
- Is the person as is reflected on the letter of authority (where applicable).

_____ *Team Leader: SID* _____ *Team Leader: Signature* _____ *Date*



ANNEXURE DA 185.4B2

LICENSING CLIENT TYPE 4B2 – MANUFACTURING WAREHOUSE

Trading Particulars:
 Please supply all trade names and physical addresses if the business is conducted from a different address or under a different name as that stated in Block 6 of the application form (DA 185).

Trade name of business: _____

Physical address: Street name and number:	_____
Building name and floor number:	_____
Suburb:	_____
City/Town:	_____
Street code:	_____

Authority to apply:
 I/We, _____ herein presented by:

 (name of applicant)

(1) _____ (Capacity) (2) _____ (Capacity)

being duly authorised thereto by virtue of –

(a) *a resolution passed at a meeting of the Board of Directors, held at _____ on the _____ day of _____ (CCYY) _____; or
 (b) *express consent in writing of all the members of the close corporation /* partners of the partnership /* trustees of the trust; or
 (c) * being a person having the management of any other association; or
 (d) * delegated officer of an organ of State,
 hereby apply for licensing of a Manufacturing Warehouse.

Warehouse Particulars:

(a) Indicate with an **X** what the warehouse will be used for:

(i) Manufacture of tobacco products (warehouse business type 32 - VM)	<input type="checkbox"/>
(ii) Manufacture of malt beer (warehouse business type 33 - VM)	<input type="checkbox"/>
(iii) Manufacture of spirits	
(aa) Primary (warehouse business type 34 - VMP)	<input type="checkbox"/>
(bb) Secondary (warehouse business type 35 - VMS)	<input type="checkbox"/>
(iv) Manufacture of petroleum products – excluding biodiesel (warehouse business type 38 - VM)	<input type="checkbox"/>
(v) Manufacture of (commercial) biodiesel (warehouse business type 39 - VM)	<input type="checkbox"/>
(vi) Manufacture of plastic carrier and flat bags (warehouse business type 42 - VM)	<input type="checkbox"/>
(vii) Manufacture of electric filament lamps (warehouse business type 43 - VM)	<input type="checkbox"/>
(viii) Production of electricity (warehouse business type 44 - VM)	<input type="checkbox"/>
(ix) Manufacture of tyres (warehouse business type 56 - VM)	<input type="checkbox"/>
(x) Manufacture of sugary beverages (warehouse business type 57 - VM)	<input type="checkbox"/>

(b) Please state the rebate item(s), tariff subheading(s) / item(s) (if applicable), and describe the goods that will be manufactured or stored in the warehouse.

Rebate item(s)	Tariff subheading(s) / item(s)	Rebate Code	Description of goods manufactured / stored
(1)			
(2)			
(3)			
(4)			
(5)			
(6)			
(7)			
(8)			
(9)			

Continues overleaf

(10)			
(11)			
(12)			

Completion by Electricity Producers only	
Installed Capacity of Electricity Generation Plant:	
Number of Electricity Generation Units:	
Non-renewable energy source used:	Coal <input type="checkbox"/> Petroleum based liquid fuels <input type="checkbox"/> Natural gas <input type="checkbox"/> Nuclear <input type="checkbox"/> Other <input type="checkbox"/> Specify:
If electricity generated from co-generation, indicate type: (Rule 54FA.10(c)(ii))	Waste heat or energy from waste <input type="checkbox"/> Combined heat and power <input type="checkbox"/> Renewable <input type="checkbox"/> Solar power <input type="checkbox"/>

Completion by Tyre Producers only	
Indicate tyre levy client type:	New tyre manufacturer <input type="checkbox"/> Re-tread tyre manufacturer <input type="checkbox"/>

Declaration:	
I hereby -	
(a) declare that the particulars in the application and all enclosures are true and correct; and	
(b) undertake to—	
(i) inform the South African Revenue Service immediately of any changes in the particulars furnished in the application;	
(ii) comply with the customs and excise laws and procedures.	
..... (Initials and Surname) (Status / Capacity, e.g. Director)
..... (Signature) (Date & Place)

FOR OFFICIAL USE												
File Number:												
Type of Warehouse:	VM	VMP	VMS									
Warehouse Number:												
Licence Number:												
Licence Date:												
District Office:												

ANNEXURE DA185.4A16

CLIENT TYPE 4A16 – Non-commercial manufacturer of sugary beverages (Section 59A and Rule 54I.03)**Trading Particulars:**

Notes:

1. Please supply all trade names and physical addresses from where the business is conducted if under a different address or under a different name as was stated in paragraph 6 of the DA 185 application form.

2. If an agricultural address please complete relevant fields below.

Trade name of business:	
Manufacturing premises: Street name and number:	
Farm name / registration number:	
Building name and floor number:	
Suburb:	
Plot name / registration number:	
District:	
City / Town:	
Street code:	

Authority to apply:

I/We _____ (name of applicant) herein represented by

(1) _____ Capacity _____

(2) _____ Capacity _____

being duly authorised thereto by virtue of -

(a) * a resolution passed at a meeting of the Board of Directors

held at _____ on the _____ day of _____ ccyy _____; or

(b) * express consent in writing of all the members of the close corporation /* partners of the partnership /* trustees

of the trust; or

(c) * being a person having the management of any other association,

hereby apply for registration as a non-commercial manufacturer of sugary beverages.

The under-mentioned original or certified copies must accompany the application:

- (a) Registration certificate of business - As issued by the Companies and Intellectual Property Commission or Master of the Supreme Court in case of a Trust.
- (b) Resolution/consent or other authority as applicable.
- (c) Identity documents/Passport documents of
- Individual.
 - Partnership, Close Corporation and Trust – All members/partners/trustees.
 - Company – All Directors, including Managing Director and Financial Director.

Declaration:

I hereby-

(a) declare that the particulars in the application and all enclosures are true and correct; and

(b) undertake to-

(i) inform the South African Revenue Service immediately of any changes in the particulars furnished in the application;

(ii) comply with such customs and excise laws and procedures.

(Initials and Surname)

(Status / Capacity, e.g. Director)

(Signature)

(Date & Place)

**CUSTOMS AND EXCISE ACT, 1964.
AMENDMENT OF SCHEDULE NO. 1 (NO. 17/3)**

In terms of section 48 of the Customs and Excise Act, 1964, Part 7 of Schedule No. 1 to the said Act is hereby amended to the extent set out in the Schedule hereto.


M GUNGUBELE
DEPUTY MINISTER OF FINANCE

SCHEDULE

By the substitution of Note(s) 5 and 6 in Section A to Part 7 of Schedule No. 1 with the following:

- | |
|--|
| <p>5. The sugar content of sugary beverages liable to the levy on sugary beverages must be calculated in grams per 100 millilitres based on -</p> <ul style="list-style-type: none">(a) the sugar content as certified on a test report obtained and retained from a testing laboratory accredited with and using methodology recognised by the South African National Accreditation System (SANAS) or the International Laboratory Accreditation Cooperation (ILAC); or(b) in the absence of such a test report, the sugar content of the sugary beverage will be deemed to constitute 20 grams per 100 millilitres. <p>6. In the case of powder and liquid concentrates or other preparations for the making of beverages, the sugar content must be calculated in grams per 100 millilitres based on</p> <ul style="list-style-type: none">(a) the sugar content as certified on a test report as contemplated in paragraph 5(a) above of the total volume of the prepared beverage when mixed or diluted according to the manufacturer's product specifications; and(b) the average sugar content as certified on such test report of the sugar content for all the prepared beverage options when mixed or diluted according to the manufacturer's multiple product specifications; or(c) in the absence of such a test report, the sugar content of the prepared beverage will be deemed to constitute 20 grams per 100 millilitres should the concentrate or preparation be mixed or diluted at a ratio of one part to nine parts water. |
|--|

NO. R. 563

SOUTH AFRICAN REVENUE SERVICE

05 APRIL 2019

STAATSKOERANT, 5 APRIL 2019

No. 42381 31

**DOEANE- EN AKSYNSWET, 1964.
WYSIGING VAN BYLAE NO. 1 (NO. 1/7/3)**

Kragtens artikel 48 van die Doeane- en Aksynswet, 1964, word Deel 7 van Bylae No. 1 by bogenoemde Wet hiermee gewysig in die mate in die Bylae hierby aangetoon.


M GUNGUBELE
ADJUNKMINISTER VAN FINANSIES

BYLAE

Deur die Opmerkings 5 en 6 by Afdeling A van Deel 7 van Bylae No. 1 deur die volgende te vervang:

5. Die suikerinhoud van suikeragtige drankte aanspreeklik aan die heffing op suikeragtige drankte moet bereken word in gramme per 100 milliliters gebaseer op
 - (a) die suikerinhoud soos gesertifiseer in toets verslag wat verkry en gehou word van toetslaboratorium wat geakkrediteer met en die metodologie gebruik wat erken word deur die Suid Afrikaanse Nasionale Geakkrediteerde Stelsel (SANGS) of die Internasionale Laboratorium Geakkrediteerde Ko-operasie (ILGK); of
 - (b) in die afwesigheid van sodanige toets verslag, die suikerinhoud van die suikeragtige drank sal geag word om 20 gramme per 100 milliliters uit te maak.
6. In die geval van poeier en vloeistofkonsentrate of bereidinge vir die maak van drankte, moet die suiker inhoud bereken word op die totale volume van die voorbereide drank wanneer gemeng of verdun is volgens die vervaardiger se produk spesifikasies.
 - (a) die suikerinhoud soos gesertifiseer in toets verslag soos beoog in paragraaf 5(a) bo, van die totale volume van die voorbereide drank wanneer gemeng of verdun volgens die vervaardiger se produk spesifikasies; en
 - (b) die gemiddelde suikerinhoud soos gesertifiseer op sodanige toets verslag van die suikerinhoud vir al die voorbereide drank keuses wanneer gemeng of verdun volgens die vervaardiger se veelvoudige produk spesifikasies; of
 - (c) in die afwesigheid van sodanige toets verslag, sal die suikerinhoud van die voorbereide drank geag word om 20 gramme per 100 milliliters uit te maak sou die konsentraat of bereiding gemeng of verdun wees teen verhouding van een deel by nege dele water.

NO. R. 563

GOVERNMENT GAZETTE, 5 APRIL 2019
SUID-AFRIKAANSE INKOMSTEDIENS

05 APRIL 2019

32 No. 42381

GOVERNMENT GAZETTE, 5 APRIL 2019

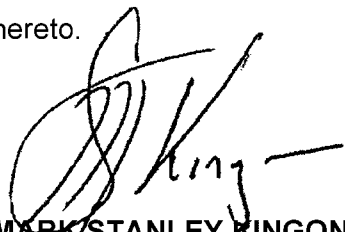
SOUTH AFRICAN REVENUE SERVICE

NO. R. 564

05 APRIL 2019

**CUSTOMS AND EXCISE ACT, 1964
AMENDMENT OF RULES (DAR 181)**

Under section 120 of the Customs and Excise Act, 1964, the rules published in Government Notice R.1874 of 8 December 1995 are amended to the extent set out in the Schedule hereto.

**MARK STANLEY KINGON****ACTING COMMISSIONER FOR THE SOUTH AFRICAN REVENUE SERVICE****SCHEDULE****Amendment of rule 38.14A**

Rule 38.14A of the rules under section 38 of the Customs and Excise Act, 1964 (Act No. 91 of 1964), is hereby amended by the substitution in paragraph (c) for subparagraph (bb) of the following paragraph:

“(bb) the South African identity document number in the case of a South African citizen or a permanent resident of the Republic, the passport document number in the case of a person who is not a citizen nor a permanent resident of the Republic or South African Revenue Service taxpayer reference number in the case where the registration code number 70707070 is allowed for the entry of goods.”.

Amendment of rule 59A

Rule 59A.03 of the rules under section 59A of the Customs and Excise Act, 1964 (Act No. 91 of 1964), is hereby amended by –

(a) the substitution in paragraph (a)(iii) for item (bb) of the following item:

“(bb) is a natural person”; and

(b) the substitution in paragraph (a)(iii) for item (cc) of the following item:

“(cc) reflects his or her South African identity document number in the case of a South African citizen or a permanent resident of the Republic, passport document number in the case of a person who is not a South African citizen nor a permanent resident of the Republic or South African Revenue Service taxpayer reference number in the field provided in the declaration form.”.