



## JUTA'S WEEKLY E-MAIL SERVICE

(Bulletin 38 of 2012, based on Gazettes received during the week dated  
7 to 14 September 2012)

### JUTA'S WEEKLY STATUTES BULLETIN

ISSN 1022 - 6397

#### ACT

##### **SOUTH AFRICAN POLICE SERVICE AMENDMENT ACT 10 OF 2012\***

(GG 35663 of 14 September 2012)

*Date of commencement:* 14 September 2012

(Proc 52 in GG 35695 of 14 September 2012) (p3)

*Amends* ss. 6, 11, 16, 17B, 17D, 17E, 17F, 17I, 17J, 17K, 17L, 27 & 28 and the Preamble, *inserts* ss. 17AA, 17CA, 17DA & 17DB and *substitutes* ss. 17C & 17H of the South African Police Service Act 68 of 1995; *amends* s. 218 (1) of the Constitution of the Republic of South Africa Act 200 of 1993, *repeals* item 1 (c) of Annexure D of Schedule 6 to the Constitution of the Republic of South Africa, 1996 and *amends* s. 34 of the Prevention and Combating of Corrupt Activities Act 12 of 2004

#### PROCLAMATIONS AND NOTICES

##### **Department of Agriculture, Forestry and Fisheries:**

Sectoral Disaster Risk Management Plan, 2012 published for comment  
(GenN 749 in GG 35688 of 14 September 2012) (p3)

##### **Department of Communications:**

Set-Top-Box Manufacturing Sector Development Strategy for South Africa published  
(GN 740 in GG 35667 of 14 September 2012) (p8)

##### **MERCHANDISE MARKS ACT 17 OF 1941**

Perpetual or absolute prohibition of the use of the National Gambling Board (NGB) logo  
published (GN 759 in GG 35679 of 12 September 2012) (p3)

##### **FERTILIZERS, FARM FEEDS, AGRICULTURAL REMEDIES AND STOCK REMEDIES ACT 36 OF 1947**

Regulations regarding fertilizers published and GN R799 of 20 May 1977, GN R1651 of 26  
August 1977, GN R472 of 14 March 1980, GN R473 of 14 March 1980, GN R1449 of 1 July 1983  
in as much as it refers to fertilizers and GN R250 of 23 March 2007 repealed  
(GN R732 in GG 35666 of 10 September 2012) (p3)

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\* Wysigingswet op die Suid-Afrikaanse Polisie diens 10 van 2012

**CUSTOMS AND EXCISE ACT 91 OF 1964**

Schedule 1 amended (GN Rs 747-9 in *GG* 35668 of 14 September 2012) (pp 49, 51 & 53)

Schedule 6 amended (GN Rs 750-1 in *GG* 35668 of 14 September 2012) (pp 55 & 59)

Amendment of rules (DAR/106) published (GN R753 in *GG* 35668 of 14 September 2012) (p64)

Amendment of rules (DAR/107) published (GN R752 in *GG* 35668 of 14 September 2012) (p60)

Amendment of rules (DAR/108) published (GN R754 in *GG* 35668 of 14 September 2012) (p72)

**FOODSTUFFS, COSMETICS AND DISINFECTANTS ACT 54 OF 1972**

Regulations relating to the use of sweeteners in foodstuffs and related matters published and GN R3128 in *GG* 13684 of 20 December 1991 as amended by GN R662 in *GG* 13785 of 28 February 1992, GN R2064 in *GG* 16114 of 2 December 1994, GN R1568 in *GG* 18457 of 28 November 1997 and GN R125 in *GG* 30722 of 8 February 2008 repealed with effect from six months after publication (GN R733 in *GG* 35672 of 10 September 2012) (p3)

**TRADE METROLOGY ACT 77 OF 1973**

Regulations relating to the tariff of fees charged for services rendered in terms of the Act by the National Regulator for Compulsory Specifications (NRCS) amended (GN R736 in *GG* 35668 of 14 September 2012) (p16)

**HEALTH PROFESSIONS ACT 56 OF 1974**

Proposed amendment to rules relating to the registration by medical practitioners and dentists of additional qualifications published for comment (BN 149 in *GG* 35667 of 14 September 2012) (p75)

Proposed guideline tariffs for Medical Practitioners and Dentists published for comment (BN 152 in *GG* 35684 of 14 September 2012) (p3)

**SMALL CLAIMS COURTS ACT 61 OF 1984**

Establishment of small claims courts for the areas of Dundee and Glencoe published and GN 549 of 31 March 1989 withdrawn (GN 741 in *GG* 35667 of 14 September 2012) (p23)

**SHERIFFS ACT 90 OF 1986**

Appointment of sheriffs published with effect from 1 December 2012 or any earlier date arranged between the Department of Justice and the persons so appointed (GN 764 in *GG* 35696 of 14 September 2012) (p3)

Description of an area of jurisdiction of a Lower or Superior Court published (GN 765 in *GG* 35697 of 14 September 2012) (p2)

**CONSTITUTION OF THE REPUBLIC OF SOUTH AFRICA, 1996**

Establishment of a commission of enquiry into the tragic incident at or near the area commonly known as the Marikana mine in Rustenburg, North West Province, South Africa published (Proc 50 in *GG* 35680 of 12 September 2012) (p3)

**MARKETING OF AGRICULTURAL PRODUCTS ACT 47 OF 1996**

Deciduous Fruit Industry: Application for the continuation and extension of the statutory levy on stone fruit to fund market development programmes published for comment (GenN 744 in *GG* 35667 of 14 September 2012) (p98)

**NATIONAL SMALL BUSINESS ACT 102 OF 1996 & BROAD-BASED BLACK ECONOMIC EMPOWERMENT ACT 53 OF 2003**

Procedure for the application, administration and allocation of export permits under the Trade, Development and Co-operation Agreement between the European Community and the Republic of South Africa published (GenN 747 in GG 35682 of 14 September 2012) (p3)

**NATIONAL WATER ACT 36 OF 1998**

Invitation to submit written comments on the proposed raising of the Clanwilliam Dam and the environmental impact assessment relating thereto published (GenN 741 in GG 35667 of 14 September 2012) (p61)

**CULTURAL INSTITUTIONS ACT 119 OF 1998**

Renaming of Iziko Museums of Cape Town to Iziko Museums of South Africa with effect from 1 July 2012 published (GenN 727 in GG 35667 of 14 September 2012) (p36)

**PROMOTION OF ACCESS TO INFORMATION ACT 2 OF 2000**

Descriptions submitted in terms of s. 15 (1) by Eskom, the Limpopo Provincial Government: Office of the Premier and the Council for Medical Schemes published (GNs 742-4 in GG 35667 of 14 September 2012) (pp 24, 27 & 31)

**FINANCIAL ADVISORY AND INTERMEDIARY SERVICES ACT 37 OF 2002**

Exemption of ICICI Bank Ltd and its Key Individual, Deepak Vaidya, 2012 published with effect from 27 August 2012 (BN 151 in GG 35678 of 12 September 2012) (p3)

**ELECTRONIC COMMUNICATIONS ACT 36 OF 2005**

Under-Serviced Areas Definition Regulations, 2011 published (GN R734 in GG 35675 of 10 September 2012) (p3)

Explanatory Memorandum on the draft Under-Serviced Areas Definition Regulations published (GenN 724 in GG 35673 of 10 September 2012) (p3)

Findings on Review of Universal Service and Access Obligations (USAOs) published (GenN 725 in GG 35674 of 10 September 2012) (p3)

Application for amendment of individual commercial sound broadcasting service licence and radio frequency spectrum licence by iGagasi99.5 FM published for comment (GenN 750 in GG 35689 of 14 September 2012) (p3)

**NATIONAL REGULATOR FOR COMPULSORY SPECIFICATIONS ACT 5 OF 2008**

Regulations relating to the payment of levy and fees with regard to compulsory specifications amended (GN R735 in GG 35668 of 14 September 2012) (p4)

**CIVIL AVIATION ACT 13 OF 2009**

Draft amendment to the Civil Aviation Regulations, 2011 published for comment at [www.caa.co.za](http://www.caa.co.za) (GN R763 in GG 35686 of 14 September 2012) (p3)

**TAX ADMINISTRATION ACT 28 OF 2011**

*Date of commencement:* 1 October 2012, except for ss 187 (2), (3) (a) to (e) and (4), 188 (2) and (3) and 189 (2) and (5); and any provision of Schedule 1 to the Act that amends or repeals a provision of a tax Act relating to interest under that tax Act, to the extent of that amendment or repeal (Proc 51 in GG 35687 of 14 September 2012) (p3)

*Amends* the Transfer Duty Act 40 of 1949, the Estate Duty Act 45 of 1955, the Income Tax Act 58 of 1962, the Value-Added Tax Act 89 of 1991, the South African Revenue Service Act 34 of 1997, the Skills Development Levies Act 9 of 1999, the Unemployment Insurance Contributions Act 4 of 2002, the Diamond Export Levy (Administration) Act 14 of 2007, the Securities

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Transfer Tax Administration Act 26 of 2007, the Revenue Laws Second Amendment Act 36 of 2007, the Taxation Laws Second Amendment Act 4 of 2008, the Mineral and Petroleum Resources Royalty (Administration) Act 29 of 2008, the Revenue Laws Second Amendment Act 61 of 2008, and the Taxation Laws Second Amendment Act 18 of 2009

## BILL

[South African Maritime and Aeronautical Search and Rescue Amendment Bill, 2012 \[B28-2012\]](#)

## PROVINCIAL LEGISLATION

### EASTERN CAPE

Local Government: Municipal Structures Act 117 of 1998, Local Government: Municipal Systems Act 32 of 2000, Local Government Municipal Finance Management Act 56 of 2003, Local Government: Municipal Property Rates Act 6 of 2004 and Municipality's Property Rates Policy: Blue Crane Route Municipality (EC102): Rates to be levied for financial year 1 July 2012 to 30 June 2013 and Rates By-law published (LAN 50 in *PG* 2819 of 14 September 2012) (p3)

Constitution of the Republic of South Africa, 1996 and Local Government: Municipal Property Rates Act 6 of 2004: Blue Crane Route Municipality (EC102): Rates By-law published (LAN in *PG* 2819 of 14 September 2012) (p4)

### FREE STATE

Constitution of the Republic of South Africa, 1996 and Local Government: Municipal Systems Act 32 of 2000: Phumelela Local Municipality: Adoption of Standard By-laws: Advertising By-law, 2012, promulgated as Standard By-Law relating to Advertising, 2011 and Child Care Services By-law, 2012, promulgated as Standard Child-minder Services By-law, 2011 as published under PNs 170 & 175 in *PG* 79 of 9 December 2011; Credit Control and Debt Collection By-law, promulgated as Standard Control of Collections By-laws, 2011 as published under PN 180 in *PG* 80 of 9 December 2011; Environmental Health By-law, 2012, promulgated as Standard Environmental Health By-laws, 2011 as published under PN 187 in *PG* 81 of 9 December 2011; Impoundment of Animals By-law, 2012, promulgated as Standard Impoundment of Animals By-law, 2011 and Indigent Support By-law, 2012, promulgated as Standard Indigent Support By-laws, 2011 as published under PNs 192 & 193 in *PG* 82 of 9 December 2011; Property Rates By-law, 2012, promulgated as Standard Property Rates By-law, 2011 and Street Trading By-law, 2012, promulgated as Standard Street Trading By-laws, 2011 as published under PNs 199 & 205 in *PG* 83 of 9 December 2011 and Environmental Health By-law, 2012 amended (*PG* 40 of 14 September 2012) (p8)

Local Government: Municipal Finance Management Act 56 of 2003: Metsimaholo Municipality: Estimates and general assessment rate: 2012/2013 financial year published with effect from 1 July 2012 (*PG* 40 of 14 September 2012) (p9)

Local Government: Municipal Systems Act 32 of 2000 and Local Government: Municipal Finance Management Act 56 of 2003: Nketoana Local Municipality: Tariff Policy published (*PG* 40 of 14 September 2012) (p10)

Local Government: Municipal Finance Management Act 56 of 2003: Tswelopele Local Municipality: Budget and Tariffs: 2012/2013 published with effect from 1 July 2012 (*PG* 40 of 14 September 2012) (p15)

### GAUTENG

Constitution of the Republic of South Africa, 1996, Rationalisation of Local Government Affairs Act 10 of 1998 and Local Government: Municipal Systems Act 32 of 2000: City of Tshwane Metropolitan Municipality: Derelict buildings By-law, 2012 published (LAN 1263 in *PG* 267 of 12 September 2012) (p89)

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**KWAZULU-NATAL**

KwaZulu-Natal Gaming and Betting Act 8 of 2010: [Casino] Rules, Limited Payout Machine ('LPM') Rules, Bingo Rules, Rules for the Control of Bookmakers and Totalisator Rules published under PNs 76-80 in *PG* 794 of 10 August 2012 withdrawn and notice of public hearing and call for comment regarding proposed rules published (PN 102 in *PG* 814 of 13 September 2012) (p9)

Local Government: Municipal Structures Act 117 of 1998: Jozini Municipality: Determination of full-time Mayor published (MN 83 in *PG* 818 of 14 September 2012) (p3)

Local Government: Municipal Structures Act 117 of 1998: KwaDukuza Municipality: Determination of Chairperson of the Municipal Public Accounts Committee as full-time published (MN 84 in *PG* 818 of 14 September 2012) (p5)

**MPUMALANGA**

Mpumalanga Traditional Leadership and Governance Act 3 of 2005: Recognition of Onalenna Mokgoko as Kgosi of the Bakgatla Ba-Makau Traditional Community published (PremN 7 in *PG* 2085 of 12 September 2012) (p2)

**NORTHERN CAPE**

Local Government: Municipal Systems Act 32 of 2000 and Local Government: Municipal Property Rates Act 6 of 2004: Renosterberg Local Municipality: Property rates and fees, charges and tariffs published with effect from 1 July 2012 (GenN 69 in *PG* 1630 of 10 September 2012) (p3)

**NORTH WEST**

Local Government: Municipal Finance Management Act 56 of 2003: Moretele Local Municipality: Property Rates tariffs for the 2012/2013 financial year published (LAN 165 in *PG* 7036 of 13 September 2012) (p3)

**WESTERN CAPE**

Western Cape Provincial School Education Act 12 of 1997: Draft Regulations relating to the Management and Control of Hostels at Public Schools and the Control over the Immovable Property and Equipment of Hostels under the Western Cape Education Department published for comment (PN 232 in *PG* 7023 of 31 August 2012) (p2)

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