



## JUTA'S WEEKLY E-MAIL SERVICE

(Bulletin 15 of 2014, based on Gazettes received during the week dated 4 to 11 April 2014)

### JUTA'S WEEKLY STATUTES BULLETIN

ISSN 1022 - 6397

#### ACTS

##### **ELECTRONIC COMMUNICATIONS AMENDMENT ACT 1 OF 2014**

(GG 37536 of 7 April 2014)\*

*Date of commencement:* to be determined by the Minister

*Amends* ss. 1, 2, 3, 4, 5, 8, 9, 10, 13, 16, 17, 20, 30, 31, 34, 35, 36, 37, 38, 42, 43, 44, 45, 62, 65, 67, 68, 70, 72, 80, 82, 83, 87, 88, 89 & 95 and the Arrangement of Sections; *substitutes* ss. 21, 55 & 73; *inserts* ss. 72A, 79A, 79B, 81A, 82A, 82B, 82C, 82D & 82E of the Electronic Communications Act 36 of 2005 and *amends* s. 1 of the Broadcasting Act 4 of 1999

##### **INDEPENDENT COMMUNICATIONS AUTHORITY OF SOUTH AFRICA AMENDMENT ACT 2 OF 2014** (GG 37537 of 7 April 2014)<sup>†</sup>

*Date of commencement:* to be proclaimed

*Amends* ss. 1, 3, 4, 4B, 4C, 5, 6A, 7, 11, 11A, 12, 14, 14A, 14C, 15, 16, 17, 17A, 17C, 17F, 17G & 17H, the Preamble and the Contents of Act; *inserts* ss. 11B, 15A & 23A; *repeals* ss. 14B, 14D and Chapter IV (ss. 21 & 22); and *substitutes* s. 24 of the Independent Communications Authority of South Africa Act 13 of 2000

##### **TOURISM ACT 3 OF 2014** (GG 37538 of 7 April 2014)<sup>‡</sup>

*Date of commencement:* to be proclaimed

*Repeals* the Tourism Act 72 of 1993, the Tourism Amendment Act 105 of 1996, the Tourism Amendment Act 8 of 2000 and the Tourism Second Amendment Act 70 of 2000

##### **EMPLOYMENT SERVICES ACT 4 OF 2014** (GG 37539 of 7 April 2014)<sup>§</sup>

*Date of commencement:* to be proclaimed

*Amends* ss. 1, 2, 5 (4) (in so far as it relates to Productivity South Africa), 22, 23, 32 & 36 and *repeals* ss. 24, 25, 26, 26K, 26L, 26M, 26N & 33, item 7 of Schedule 2A & Schedule 4 and any

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\* Wysigingswet op Elektroniese Kommunikasie 1 van 2014

† Wysigingswet op die Onafhanklike Kommunikasie-owerheid van Suid-Afrika 2 van 2014

‡ Molao wa tša Boeti 3 ya 2014

§ UmTsetfo weMisebenti yeSive 4 wa 2014

other provisions in so far as they relate to 'employment services' or Productivity South Africa, as established by section 26K, of the Skills Development Act 97 of 1998

### PROCLAMATIONS AND NOTICES

#### MAGISTRATES' COURTS ACT 32 OF 1944

Areas of jurisdiction of certain administrative regions originally published in GN 629 in *GG* 24842 of 9 May 2003 altered for administrative purposes with effect from 15 April 2014 (GN 281 in *GG* 37543 of 8 April 2014) (p2)

#### CUSTOMS AND EXCISE ACT 91 OF 1964

Schedule 1 amended (GN R265 in *GG* 37530 of 4 April 2014) (p3)

Schedule 1 amended (GN R272 in *GG* 37523 of 11 April 2014) (p7)

Schedule 2 amended with effect from 12 February 2014 (GN Rs 273 & 275 in *GG* 37523 of 11 April 2014) (pp 9 & 17)

Schedule 2 amended with effect from 14 February 2014 (GN Rs 274 & 276 in *GG* 37523 of 11 April 2014) (pp 13 & 19)

Schedule 3 amended (GN R277 in *GG* 37523 of 11 April 2014) (p21)

#### MEDICINES AND RELATED SUBSTANCES ACT 101 OF 1965

Regulations relating to a transparent pricing system for medicines and scheduled substances: Amendment (dispensing fee to be charged by persons licensed in terms of s. 22C (1) (a)) published (GN R264 in *GG* 37527 of 3 April 2014) (p3)

#### COMPENSATION FOR OCCUPATIONAL INJURIES AND DISEASES ACT 130 OF 1993

Classification of industries published (GN 267 in *GG* 37510 of 4 April 2014) (p3)

Rules, forms and particulars which shall be furnished in item 3 as published under GN 197 in *GG* 36254 of 15 March 2013 repealed and replaced (GN 268 in *GG* 37510 of 4 April 2014) (p3)

Annual increase in medical tariffs for:

- medical service providers (GN 254 in *GG* 37511 of 3 April 2014) (p3)
- [orthotists] (GN 255 in *GG* 37512 of 3 April 2014) (p3)
- blood services (GN 256 in *GG* 37513 of 3 April 2014) (p3)
- renal care (GN 257 in *GG* 37514 of 3 April 2014) (p3)
- physiotherapy services (GN 258 in *GG* 37515 of 3 April 2014) (p3)
- prosthetics (GN 260 in *GG* 37517 of 3 April 2014) (p3)
- wound care (GN 261 in *GG* 37518 of 3 April 2014) (p3)
- chiropractic services (GN 262 in *GG* 37519 of 3 April 2014) (p3)

published with effect from 1 April 2014

#### LABOUR RELATIONS ACT 66 OF 1995

MIBCO: Cancellation of extension to non-parties of Main Collective Agreement published in GN R687 in *GG* 34552 of 26 August 2011 and of renewal of period of operation of the Main Collective Agreement published in GN R22 in *GG* 37247 of 24 January 2014 published with effect from 14 April 2014 (GN R249 in *GG* 37508 of 4 April 2014) (p3)

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MIBCO: Extension to non-parties of the Main Collective Consolidated Amending Agreement published with effect from 14 April 2014 to 31 August 2016 (GN R250 in *GG* 37508 of 4 April 2014) (p4)

#### **NATIONAL EDUCATION POLICY ACT 27 OF 1996**

Notice of publication of draft policy on Screening, Identification, Assessment and Support (SIAS) published for comment (GenN 293 in *GG* 37552 of 11 April 2014) (p3)

#### **FILMS AND PUBLICATIONS ACT 65 OF 1996**

Increase of classification and registration fees published with effect from 7 April 2014 and GN 524 in *GG* 35499 of 6 July 2012 replaced (GN 253 in *GG* 37531 of 7 April 2014) (p3)

#### **NATIONAL ROAD TRAFFIC ACT 93 OF 1996**

Proposed National Road Traffic Regulations published for comment (GenN 287 in *GG* 37542 of 9 April 2014) (p3)

#### **BASIC CONDITIONS OF EMPLOYMENT ACT 75 OF 1997**

Investigation into the Garden and Landscaping Services Sector, South Africa with a view to establishing a sectoral determination prescribing minimum wages and conditions of employment published for comment (GenN 290 in *GG* 37550 of 11 April 2014) (p3)

#### **POSTAL SERVICES ACT 124 OF 1998**

Erratum: Fees and charges for postal services published with effect from 1 April 2014 in GenN 49 in *GG* 37283 of 30 January 2014 corrected (GenN 265 in *GG* 37529 of 3 April 2014) (p3)

#### **NATIONAL HERITAGE RESOURCES ACT 25 OF 1999**

Declaration of the Parliament of South Africa and Parliamentary Precinct, Erf 95165; Erf 95164; Stal Plein, Erf 3741; Erf 9557; Erf 3789; Erf 3790; Erf 3794 and Erf 3798, as a national heritage site published (GenN 269 in *GG* 37535 of 7 April 2014) (p3)

#### **INDEPENDENT COMMUNICATIONS AUTHORITY OF SOUTH AFRICA ACT 13 OF 2000**

List of licensees who have failed to respond to requests for compliance information published (GenN 289 in *GG* 37549 of 11 April 2014) (p3)

#### **PROPERTY VALUERS PROFESSION ACT 47 OF 2000**

South African Council for the Property Valuers Profession: Fees and charges published with effect from 1 April 2014 until 31 March 2015 (BN 46 in *GG* 37522 of 11 April 2014) (p67)

#### **SOUTH AFRICAN WEATHER SERVICE ACT 8 OF 2001**

Regulations regarding fees for the provision of Aviation Meteorological Services published (GN R282 in *GG* 37545 of 9 April 2014) (p2)

#### **INTERNATIONAL TRADE ADMINISTRATION ACT 71 OF 2002**

Automotive Production and Development Programme (APDP) Regulations published in GN R96 in *GG* 36147 of 15 February 2013 amended with effect from 1 January 2013 (GN R271 in *GG* 37523 of 11 April 2014) (p5)

#### **NATURAL SCIENTIFIC PROFESSIONS ACT 27 OF 2003**

Fee structure for 2013/14 published in BN 124 in *GG* 36543 of 14 June 2013 retracted and fee structure for 2014/2015 published (BN 45 in *GG* 37534 of 4 April 2014) (p3)

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**LIQUOR ACT 59 OF 2003**

Suspension of implementation and amendment of [National] Liquor Amendment Regulations, 2013 published in GN R928 in GG 37091 of 3 December 2013 published (GN R285 in GG 37558 of 11 April 2014) (p3)

**PROTECTION OF CONSTITUTIONAL DEMOCRACY AGAINST TERRORIST AND RELATED ACTIVITIES ACT 33 OF 2004**

Entities identified by the United Nations Security Council published (Procs 22-24 in GG 37540 of 8 April 2014) (pp 3, 11 & 26)

**ELECTRONIC COMMUNICATIONS ACT 36 OF 2005**

ICASA General Licence Fees Amendment Regulations, 2014 published with effect from 1 April 2014 (GenN 263 in GG 37521 of 2 April 2014) (p3)

Schedule to monitor Party Election Broadcasts (PEBs) during election broadcast period published (GenN 266 in GG 37532 of 3 April 2014) (p3)

**CRIMINAL LAW (SEXUAL OFFENCES AND RELATED MATTERS) AMENDMENT ACT 32 OF 2007**

Establishment of additional services for victims of sexual offences and compulsory HIV testing of alleged sex offenders published (GN R263 in GG 37520 of 2 April 2014) (p3)

**NATIONAL ENVIRONMENTAL MANAGEMENT: WASTE ACT 59 OF 2008**

*Date of commencement of Part 8 of Chapter 4 (ss. 35-41): 2 May 2014*  
(Proc 26 in GG 37547 of 11 April 2014) (p2)

**NATIONAL QUALIFICATIONS FRAMEWORK ACT 67 OF 2008**

Proposed occupational qualifications for registration on the Qualifications Sub-Framework for Trades and Occupations published for comment (GenN 288 in GG 37546 of 10 April 2014) (p3)

Notice of intention to recommend the recognition of a professional body and registration of its designation/s on the NQF published for comment (GNs 283 & 284 in GG 37548 of 11 April 2014) (pp 3 & 4)

**CHILD JUSTICE ACT 75 OF 2008**

Invitation for applications for the accreditation of diversion programmes and diversion service providers published (GenN 268 in GG 37533 of 4 April 2014) (p3)

**PROTECTION OF PERSONAL INFORMATION ACT 4 OF 2013**

*Date of commencement of s. 1, Part A of Chapter 5 (ss. 39 to 54 inclusive) and ss. 112 & 113: 11 April 2014* (Proc R25 in GG 37544 of 11 April 2014) (p3)

**BILLS**

Draft Performing Animals Protection Amendment Bill, 2014 published for comment (GenN 286 in GG 37541 of 9 April 2014) (p3)

Legal Practice Bill, 2012 [\[B20C-2012\]](#) & [\[B20D-2012\]](#)

Private Security Industry Regulation Amendment Bill, 2012 [\[B27D-2012\]](#)

Special Economic Zones Bill, 2013 [\[B3C-2013\]](#)

National Environmental Management: Integrated Coastal Management Amendment Bill, 2013 [\[B8C-2013\]](#) & [\[B8D-2013\]](#)

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Mineral and Petroleum Resources Development Amendment Bill, 2013 [\[B15A-2013\]](#) & [\[B15B-2013\]](#)  
National Environmental Management: Air Quality Amendment Bill, 2013 [\[B27C-2013\]](#) & [\[B27D-2013\]](#)  
Customs and Excise Amendment Bill, 2013 [\[B44A-2013\]](#) & [\[B44B-2013\]](#)  
Customs Control Bill, 2013 [\[B45A-2013\]](#) & [\[B45B-2013\]](#)  
Property Valuation Bill, 2013 [\[B54A-2013\]](#) & [\[B54B-2013\]](#)  
Rental Housing Amendment Bill, 2013 [\[B56A-2013\]](#), [\[B56B-2013\]](#), [\[B56C-2013\]](#) & [\[B56D-2013\]](#)  
Unemployment Insurance Amendment Bill, 2014 [\[B7-2014\]](#)

## PROVINCIAL LEGISLATION

### FREE STATE

Nature Conservation Ordinance 8 of 1969: Hunting Season: 2014 published (Proc 7 in *PG* 6 of 11 April 2014) (p2)

### GAUTENG

Hospital Ordinance 14 of 1958: Draft Regulations: Revision of the Uniform Patient Fee Schedule relating to Ambulances, 2014; Revision of the Uniform Patient Fee Schedule relating to Hospital Mortuary, 2014; Revision of Uniform Patient Fee Schedule relating to the classification of and fees payable by patients at Provincial Hospitals, 2014 and Revision of the Uniform Patient Fee Schedule relating to the classification of and fees payable by patients at Provincial Hospitals (Folateng Wards), 2014 published for comment (GenN 1027 in *PG* 86 of 7 April 2014) (p3)

Hospitals Ordinance 14 of 1958: Regulations and Tariffs relating to Ambulances amended (GenN 1028 in *PG* 86 of 7 April 2014) (p6)

Hospitals Ordinance 14 of 1958: Hospital Mortuary Regulations amended (GenN 1029 in *PG* 86 of 7 April 2014) (p10)

Hospitals Ordinance 14 of 1958: Classification of and fees payable by patients at Provincial Hospitals Regulations amended (GenN 1030 in *PG* 86 of 7 April 2014) (p12)

Hospitals Ordinance 14 of 1958: Classification of and fees payable by patients at Provincial Hospitals Regulations (Folateng Wards) amended (GenN 1031 in *PG* 86 of 7 April 2014) (p42)

Second Provincial Adjustment Appropriation Act 2 of 2014\*\* (GenN 1032 in *PG* 88 of 9 April 2014)

*Date of commencement:* 9 April 2014

Gauteng Traditional Leadership and Governance Act 4 of 2010: City of Tshwane Metropolitan Area: Names of Traditional Council members and recognition of the Amandebele Ndzundza Sokhulumu Traditional Council published (GenN 1033 in *PG* 90 of 11 April 2014) (p3)

### LIMPOPO

National Environmental Management: Protected Areas Act 57 of 2003: Correction notice: PN 1 in *PG* 2319 of 25 February 2014 corrected (PN 5 in *PG* 2341 of 10 April 2014) (p3)

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\*\* Published in English only

**NORTHERN CAPE**

Local Government: Municipal Structures Act 117 of 1998: Tsantsabane Local Municipality: Change of the structure from a Plenary Executive System with a Ward Participatory System to a Collective Executive System combined with a Ward Participatory System published (ON 3 in *PG* 1796 of 7 April 2014) (p3)

**NORTH WEST**

Constitution of the Republic of South Africa, 1996 and Local Government: Municipal Systems Act 32 of 2000: Rustenburg Local Municipality: Tariff By-law and previous by-laws repealed published (LAN 39 in *PG* 7265 of 10 April 2014) (p3)

Constitution of the Republic of South Africa, 1996 and Local Government: Municipal Property Rates Act 6 of 2004: Rustenburg Local Municipality: Rates By-law published and previous by-laws repealed (LAN 40 in *PG* 7265 of 10 April 2014) (p14)

Local Government: Municipal Systems Act 32 of 2000 and Local Government: Municipal Finance Management Act 56 of 2003: Rustenburg Local Municipality: Credit Control & Debt Collection By-law published and previous by-laws repealed (LAN 41 in *PG* 7265 of 10 April 2014) (p25)

**WESTERN CAPE**

Western Cape Independent Health Complaints Committee Act 2 of 2014<sup>††</sup>  
(PN 98 in *PG* 7249 of 7 April 2014) (p2)

*Date of commencement:* to be proclaimed

Western Cape Land Use Planning Act 3 of 2014<sup>††</sup> (PN 99 in *PG* 7250 of 7 April 2014) (p2)

*Date of commencement:* to be proclaimed

*Repeals:* Removal of Restrictions Act 84 of 1967, in so far as assigned to the Province; Western Cape Removal of Restrictions Amendment Act 8 of 2007; ss. 8, 9, 9A and 12 of the Physical Planning Act 88 of 1967, in so far as assigned to the Province; ss. 137 and 138 of the Municipal Ordinance Act 20 of 1974; ss. 138 and 139 of the Divisional Councils Ordinance 18 of 1976; ss. 52 and 57B of the Black Communities Development Act 4 of 1984, in so far as assigned to the Province; Land Use Planning Ordinance 15 of 1985; Proclamation 100 in *PG* 4504 of 30 October 1987; Proclamation 6 in *PG* 4734 of 7 February 1992; Proclamation R168 in *PG* 16049 of 31 October 1994; Western Cape Act on the Amendment of the Land Use Planning Ordinance 5 of 2001; Western Cape Land Use Planning Ordinance, 1985, Amendment Act 7 of 2002; Land Use Planning Ordinance, 1985, Amendment Act 6 of 2003; Western Cape Land Use Planning Ordinance, 1985, Amendment Act 2 of 2004; Land Use Planning Ordinance, 1985, Amendment Act 5 of 2005; Western Cape Land Use Planning Ordinance, 1985, Amendment Act 1 of 2009; Western Cape Land Use Planning Ordinance Amendment Act 2 of 2011; Western Cape Land Use Planning Ordinance Second Amendment Act 3 of 2011; Regulations Relating To Township Establishment and Land Use in terms of the Black Communities Development Act, 1984, in so far as it applies to existing town planning schemes and zoning schemes referred to in section 33; Rural Areas Act (House of Representatives), 9 of 1987, in so far as assigned to the Province; The Establishment and Amendment of Town Planning Schemes for the Province of the Cape of Good Hope (Regulations in terms of the Black Communities Development Act, 1984); Less Formal Township Establishment Act 113 of 1991, in so far as assigned to the Province;

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<sup>††</sup> Wes-Kaapse Wet op die Onafhanklike Gesondheidsklagtekomitee 2 van 2014

<sup>††</sup> Wes-Kaapse Wet op Grondgebruikbeplanning 3 van 2014

Western Cape Less Formal Township Establishment Amendment Act 6 of 2007; and Western Cape Planning and Development Act 7 of 1999

Constitution of the Republic of South Africa, 1996 and Western Cape Liquor Act 4 of 2008:  
Witzenberg Municipality: By-law on Liquor Trading Days and Hours published and previous by-law repealed (LAN 56738 in *PG* 7252 of 11 April 2014) (p755)

Draft Western Cape Liquor Amendment Bill, 2014 published for comment  
(LAN 56737 in *PG* 7252 of 11 April 2014) (p780)

***This information is also available on the daily legalbrief at [www.legalbrief.co.za](http://www.legalbrief.co.za)***

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