



## JUTA'S WEEKLY STATUTES BULLETIN

(Bulletin 5 of 2016, based on Gazettes received during the week 29 January to 5 February 2016)

### JUTA'S WEEKLY E-MAIL SERVICE

ISSN 1022 - 6397

### PROCLAMATIONS AND NOTICES

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

Invitation to submit applications for DAFF quota import permits for frozen meat of the species *Gallus domesticus*, cut in pieces with bone in, and imported from or originating in the United States of America published (GN 88 in GG 39643 of 2 February 2016) (p4)

#### **MAGISTRATES' COURTS ACT 32 OF 1944**

Variation of notice in respect of certain regional divisions published in GN 3 in GG 39603 of 18 January 2016 published with effect from 25 January 2016 (GN 143 in GG 39653 of 3 February 2016) (p4)

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

Regulations relating to the Transparent Pricing System for Medicines and Scheduled Substances: Dispensing fee for pharmacists published under GN R1102 in GG 28214 of 11 November 2005 amended (GN 153 in GG 39658 of 5 February 2016) (p4)

#### **SUBDIVISION OF AGRICULTURAL LAND ACT 70 OF 1970**

Exclusion of land in the district of Mossel Bay from the application of the Act published (GN 150 in GG 39657 of 5 February 2016) (p11)

#### **PETROLEUM PRODUCTS ACT 120 OF 1977**

Regulations in respect of the single maximum national retail price for illuminating paraffin published with effect from 3 February 2016 (GN R89 in GG 39645 of 2 February 2016) (p6)

Regulations in respect of the maximum retail price of Liquefied Petroleum Gas supplied to residential customers published with effect from 3 February 2016 (GN R90 in GG 39645 of 2 February 2016) (p7)

Amendment of regulations in respect of petroleum products published with effect from 3 February 2016 (GN R91 GG 39645 of 2 February 2016) (p9)

#### **SMALL CLAIMS COURTS ACT 61 OF 1984**

Establishment of small claims courts for the areas of Steynsburg and Fochville published (GNs 154 & 155 in GG 39660 of 5 February 2016) (pp 4 & 5)

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Establishment of small claims courts for the areas of Parys and Vredefort and withdrawal of GN 1068 in GG 11904 of 2 June 1989 published (GN 156 in GG 39660 of 5 February 2016) (p6)

### **BANKS ACT 94 OF 1990**

Authorisation for ICICI Bank Limited to conduct the business of a bank by means of a branch in the Republic of South Africa published with effect from 29 September 2015 (GenN 60 in GG 39657 of 5 February 2016) (p18)

Withdrawal of consent for the Royal Bank of Scotland PLC to maintain a representative office within the Republic of South Africa published with effect from 31 July 2015 (GenN 61 in GG 39657 of 5 February 2016) (p18)

Withdrawal of consent for UBS AG to maintain a representative office within the Republic of South Africa published with effect from 29 January 2016 (GenN 62 in GG 39657 of 5 February 2016) (p19)

Consent for CaixaBank, S.A. to establish a representative office in the Republic of South Africa but not to conduct the business of a bank published with effect from 15 December 2015 (GenN 63 in GG 39657 of 5 February 2016) (p19)

### **MINE HEALTH AND SAFETY ACT 29 OF 1996**

Guideline for the compilation of a Mandatory Code of Practice for an Occupational Health Programme (Occupational Hygiene and Medical Surveillance) on Thermal Stress published with effect from 1 July 2016 (GN R146 in GG 39656 of 5 February 2016) (p8)

Guideline for the compilation of a Mandatory Code of Practice on the Minimum Standards of Fitness to Perform Work on a Mine published with effect from 30 June 2016 (GN R147 in GG 39656 of 5 February 2016) (p88)

Guideline for the compilation of a Mandatory Code of Practice on the Right to Refuse Dangerous Work and Leave a Dangerous Working Place published with effect from 1 July 2016 (GN R148 in GG 39656 of 5 February 2016) (p114)

Guideline for the compilation of a Mandatory Code of Practice for the Management of Medical Incapacity due to Ill-Health and Injury published with effect from 31 May 2016 (GN R149 in GG 39656 of 5 February 2016) (p145)

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

Sectoral Determination 13: Farm Worker Sector, South Africa amended with effect from 1 March 2016 (GN 137 in GG 39648 of 3 February 2016) (p4)

Sectoral determination 12: Forestry Worker Sector, South Africa amended with effect from 1 March 2016 (GN 138 in GG 39648 of 3 February 2016) (p7)

### **NATIONAL WATER ACT 36 OF 1998**

Proposed construction of the Cwabeni Off-Channel Storage Dam and the environmental impact assessment relating thereto published for comment (GN 139 in GG 39649 of 3 February 2016) (p4)

Proposal for the establishment of the Berg-Olifants Catchment Management Agency published for comment (GN 152 in GG 39657 of 5 February 2016) (p14)

### **ARCHITECTURAL PROFESSION ACT 44 OF 2000**

South African Council for the Architectural Profession (SACAP): Interim Rule on the Identification of Work for the Architectural Profession published (BN 10 in GG 39651 of 3 February 2016) (p4)

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**NATIONAL ENVIRONMENTAL MANAGEMENT: PROTECTED AREAS ACT 57 OF 2003**

Draft notices declaring the following Marine Protected Areas under s. 22A of the Act published for comment:

- Port Elizabeth Corals (GN R92 in GG 39646 of 3 February 2016) (p5)
- Benguela Bank (GN R93 in GG 39646 of 3 February 2016) (p9)
- iSimangaliso (GN R94 in GG 39646 of 3 February 2016) (p13)
- Agulhas Front (GN R95 in GG 39646 of 3 February 2016) (p16)
- Browns Bank Corals (GN R96 in GG 39646 of 3 February 2016) (p19)
- Childs Bank (GN R97 in GG 39646 of 3 February 2016) (p23)
- Browns Bank Complex (GN R98 in GG 39646 of 3 February 2016) (p26)
- Agulhas Bank Complex (GN R106 in GG 39646 of 3 February 2016) (p99)
- Aliwal Shoal (GN R107 in GG 39646 of 3 February 2016) (p103)
- uThukela Banks (GN R108 in GG 39646 of 3 February 2016) (p106)
- Amathole Offshore (GN R109 in GG 39646 of 3 February 2016) (p110)
- Agulhas Muds (GN R112 in GG 39646 of 3 February 2016) (p144)
- Browns Bank Corals (GN R115 in GG 39646 of 3 February 2016) (p180)
- Addo Elephant (GN R116 in GG 39646 of 3 February 2016) (p184)
- Southwest Indian Seamount (GN R120 in GG 39646 of 3 February 2016) (p234)
- Robben Island (GN R122 in GG 39646 of 3 February 2016) (p249)
- Southeast Atlantic Seamount (GN R124 in GG 39646 of 3 February 2016) (p264)
- Namaqua Fossil Forest (GN R126 in GG 39646 of 3 February 2016) (p280)
- Namaqua National Park (GN R127 in GG 39646 of 3 February 2016) (p284)
- Protea Banks (GN R128 in GG 39646 of 3 February 2016) (p288)
- Orange Shelf Edge (GN R129 in GG 39646 of 3 February 2016) (p291)
- Benguela Muds (GN R132 in GG 39646 of 3 February 2016) (p311)
- Cape Canyon (GN R135 in GG 39646 of 3 February 2016) (p333)

Draft Namaqua Fossil Forest Marine Protected Area Regulations published for comment (GN R99 in GG 39646 of 3 February 2016) (p30)

Draft Protea Banks Marine Protected Area Regulations published for comment (GN R100 in GG 39646 of 3 February 2016) (p38)

Draft Port Elizabeth Corals Marine Protected Area Regulations published for comment (GN R101 in GG 39646 of 3 February 2016) (p50)

Draft Agulhas Bank Complex Marine Protected Area Regulations published for comment (GN R102 in GG 39646 of 3 February 2016) (p59)

Draft uThukela Banks Marine Protected Area Regulations published for comment (GN R103 in GG 39646 of 3 February 2016) (p68)

Draft Orange Shelf Edge Marine Protected Area Regulations published for comment (GN R104 in GG 39646 of 3 February 2016) (p83)

Draft Benguela Bank Marine Protected Area Regulations published for comment (GN R105 in GG 39646 of 3 February 2016) (p91)

Draft Aliwal Shoal Marine Protected Area Regulations published for comment (GN R110 in GG 39646 of 3 February 2016) (p114)

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Draft Agulhas Muds Marine Protected Area Regulations published for comment (GN R111 in GG 39646 of 3 February 2016) (p135)

Draft Amathole Offshore Marine Protected Area Regulations published for comment (GN R113 in GG 39646 of 3 February 2016) (p148)

Draft Addo Elephant Marine Protected Area Regulations published for comment (GN R114 in GG 39646 of 3 February 2016) (p159)

Draft Browns Bank Corals Marine Protected Area Regulations published for comment (GN R117 in GG 39646 of 3 February 2016) (p188)

Draft iSimangaliso Marine Protected Area Regulations published for comment (GN R118 in GG 39646 of 3 February 2016) (p196)

Draft Robben Island Marine Protected Area Regulations published for comment (GN R119 in GG 39646 of 3 February 2016) (p222)

Draft Southwest Indian Seamount Marine Protected Area Regulations published for comment (GN R121 in GG 39646 of 3 February 2016) (p238)

Draft Southeast Atlantic Seamount Marine Protected Area Regulations published for comment (GN R123 in GG 39646 of 3 February 2016) (p253)

Draft Namaqua National Park Marine Protected Area Regulations published for comment (GN R125 in GG 39646 of 3 February 2016) (p268)

Draft Benguela Muds Marine Protected Area Regulations published for comment (GN R130 in GG 39646 of 3 February 2016) (p295)

Draft Browns Bank Complex Marine Protected Area Regulations published for comment (GN R131 in GG 39646 of 3 February 2016) (p303)

Draft Agulhas Front Marine Protected Area Regulations published for comment (GN R133 in GG 39646 of 3 February 2016) (p315)

Draft Cape Canyon Marine Protected Area Regulations published for comment (GN R134 in GG 39646 of 3 February 2016) (p324)

#### **AUDITING PROFESSION ACT 26 OF 2005**

Independent Regulatory Board for Auditors (IRBA): Notice of proposed amendments to the Code of Professional Conduct for Registered Auditors published for comment (BN 11 in GG 39657 of 5 February 2016) (p20)

#### **NATIONAL CREDIT ACT 34 OF 2005**

Amendments to the Regulations for matters relating to the functions of the Tribunal and Rules for the conduct of matters before the National Consumer Tribunal, 2007 published (GN 157 in GG 39663 of 4 February 2016) (p4)

Draft determination of the threshold for credit provider registration, 2015 published for comment (GN 158 in GG 39663 of 4 February 2016) (p6)

#### **ELECTRONIC COMMUNICATIONS ACT 36 OF 2005**

Digital Migration Regulations, 2012: Declaration of the commencement of the dual illumination period published (GN 87 in GG 39642 of 1 February 2016) (p4)

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**NATIONAL ENVIRONMENTAL MANAGEMENT: INTEGRATED COASTAL MANAGEMENT ACT 24 OF 2008**

*Date of commencement of ss. 65, 66, 95, 96 and 98:* 5 February 2016

(Proc 5 in *GG* 39657 of 5 February 2016) (p9)

*Repeals* the Sea-shore Act 21 of 1935 (to the extent that it has not been assigned to provinces) and the Dumping at Sea Control Act 73 of 1980

**TAX ADMINISTRATION ACT 28 OF 2011**

Public notice listing arrangements for purposes of ss. 35 (2) and 36 (4) of the Act published and all previous notices issued under ss. 35 (2) and 36 (4) of the Act replaced (GN 140 in *GG* 39650 of 3 February 2016) (p4)

**PROVINCIAL LEGISLATION****EASTERN CAPE**

Sea-shore Act 21 of 1935: Proposed lease of three sites situated below the high-water mark of the Gonubie River, Gonubie, Eastern Cape for the construction of a slipway and two floating jetties published for comment (GenN 1 in *PG* 3583 of 1 February 2016) (p10)

National Environmental Management: Integrated Coastal Management Act 24 of 2008: Notice of intention to adopt: The coastal setback lines and the Nahoon Estuarine Management Plan published for comment (GenNs 8 & 9 in *PG* 3584 of 1 February 2016) (pp 4 & 85)

**FREE STATE**

Free State Traditional Leadership and Governance Act 8 of 2005: Recognition of Reconstituted Traditional Councils and Proclamation of Names of Selected and Elected Members of Traditional Councils Regulations, 2016 published (PN 187 in *PG* 142 of 1 February 2016) (p2)

Local Government: Municipal Systems Act 32 of 2000: Nala Local Municipality and Tswelopele Local Municipality: By-law on Municipal Land Use Planning published with effect from a date that the Spatial Planning and Land Use Management Act 16 of 2013<sup>1</sup> comes into operation in the municipal area of the Municipality (PNs 185 & 186 in *PG* 140 of 29 January 2016) (pp 2 & 51)

**KWAZULU-NATAL**

Local Government: Municipal Property Rates Act 6 of 2004: The Big 5 False Bay Local Municipality: Resolution levying property rates for the financial year 1 July 2015 to 30 June 2016 published with effect from 1 July 2015 (MN 17 in *PG* 1598 of 4 February 2016) (p20)

KwaZulu-Natal Traditional Leadership and Governance Act 5 of 2005: Recognition of various *amaKhosi* and *iBambabukhosi* published with effect from various dates (PN 24 in *PG* 1599 of 5 February 2016) (p4)

**LIMPOPO**

National Road Traffic Act 93 of 1996: Registration of Seshego Vehicle Testing Station as Grade 'B' Vehicle Testing Station (Roadworthy Centre) published (GenN 14 in *PG* 2668 of 5 February 2016) (p4)

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<sup>1</sup> Date of commencement: 1 July 2015 (Proc 26 in *GG* 38828 of 27 May 2015)

**NORTH WEST**

Constitution of the Republic of South Africa, 1996 and Local Government: Municipal Systems Act 32 of 2000: Madibeng Local Municipality: Water and Sanitation By-law 1 of 2015 [sic] published (LAN 17 in *PG* 7602 of 2 February 2016) (p4)

Draft North West Biodiversity Act, 2015 together with the Memorandum on the objects of the bill published for comment and previous Bill as published under PN 18 in *PG* 7603 of 3 February 2016 withdrawn (PN 21 in *PG* 7606 of 5 February 2016) (p4)

Bophuthatswana Nature Conservation Act 3 of 1973; Cape Nature and Environmental Conservation Ordinance 19 of 1974 and Nature Conservation Ordinance 12 of 1983: North West Hunting Regulations, 2016 published with effect from a date to be determined by the MEC and previous Regulations as published under PN 19 in *PG* 7603 of 3 February 2016 withdrawn (PN 22 in *PG* 7607 of 5 February 2016) (p4)

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