

Government Gazette
Staatskoerant

REPUBLIC OF SOUTH AFRICA
REPUBLIEK VAN SUID AFRIKA

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

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.

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government printing
Department:
Government Printing Works
REPUBLIC OF SOUTH AFRICA

HIGH ALERT: SCAM WARNING!!!

TO ALL SUPPLIERS AND SERVICE PROVIDERS OF THE GOVERNMENT PRINTING WORKS

It has come to the attention of the *GOVERNMENT PRINTING WORKS* that there are certain unscrupulous companies and individuals who are defrauding unsuspecting businesses disguised as representatives of the *Government Printing Works* (*GPW*).

The scam involves the fraudsters using the letterhead of *GPW* to send out fake tender bids to companies and requests to supply equipment and goods.

Although the contact person's name on the letter may be of an existing official, the contact details on the letter are not the same as the *Government Printing Works*'. When searching on the Internet for the address of the company that has sent the fake tender document, the address does not exist.

The banking details are in a private name and not company name. Government will never ask you to deposit any funds for any business transaction. *GPW* has alerted the relevant law enforcement authorities to investigate this scam to protect legitimate businesses as well as the name of the organisation.

Example of e-mails these fraudsters are using:

PROCUREMENT@GPW-GOV.ORG

Should you suspect that you are a victim of a scam, you must urgently contact the police and inform the *GPW*.

GPW has an official email with the domain as **@gpw.gov.za**

Government e-mails DO NOT have org in their e-mail addresses. All of these fraudsters also use the same or very similar telephone numbers. Although such number with an area code 012 looks like a landline, it is not fixed to any property.

GPW will never send you an e-mail asking you to supply equipment and goods without a purchase/order number. *GPW* does not procure goods for another level of Government. The organisation will not be liable for actions that result in companies or individuals being resultant victims of such a scam.

Government Printing Works gives businesses the opportunity to supply goods and services through RFQ / Tendering process. In order to be eligible to bid to provide goods and services, suppliers must be registered on the National Treasury's Central Supplier Database (CSD). To be registered, they must meet all current legislative requirements (e.g. have a valid tax clearance certificate and be in good standing with the South African Revenue Services - SARS).

The tender process is managed through the Supply Chain Management (SCM) system of the department. SCM is highly regulated to minimise the risk of fraud, and to meet objectives which include value for money, open and effective competition, equitability, accountability, fair dealing, transparency and an ethical approach. Relevant legislation, regulations, policies, guidelines and instructions can be found on the tender's website.

Fake Tenders

National Treasury's CSD has launched the Government Order Scam campaign to combat fraudulent requests for quotes (RFQs). Such fraudulent requests have resulted in innocent companies losing money. We work hard at preventing and fighting fraud, but criminal activity is always a risk.

How tender scams work

There are many types of tender scams. Here are some of the more frequent scenarios:

Fraudsters use what appears to be government department stationery with fictitious logos and contact details to send a fake RFQ to a company to invite it to urgently supply goods. Shortly after the company has submitted its quote, it receives notification that it has won the tender. The company delivers the goods to someone who poses as an official or at a fake site. The Department has no idea of this transaction made in its name. The company is then never paid and suffers a loss.

OR

Fraudsters use what appears to be government department stationery with fictitious logos and contact details to send a fake RFQ to Company A to invite it to urgently supply goods. Typically, the tender specification is so unique that only Company B (a fictitious company created by the fraudster) can supply the goods in question.

Shortly after Company A has submitted its quote it receives notification that it has won the tender. Company A orders the goods and pays a deposit to the fictitious Company B. Once Company B receives the money, it disappears. Company A's money is stolen in the process.

Protect yourself from being scammed

- If you are registered on the supplier databases and you receive a request to tender or quote that seems to be from a government department, contact the department to confirm that the request is legitimate. Do not use the contact details on the tender document as these might be fraudulent.
- Compare tender details with those that appear in the Tender Bulletin, available online at **www.gpwonline.co.za**
- Make sure you familiarise yourself with how government procures goods and services. Visit the tender website for more information on how to tender.
- If you are uncomfortable about the request received, consider visiting the government department and/or the place of delivery and/or the service provider from whom you will be sourcing the goods.
- In the unlikely event that you are asked for a deposit to make a bid, contact the SCM unit of the department in question to ask whether this is in fact correct.

Any incidents of corruption, fraud, theft and misuse of government property in the *Government Printing Works* can be reported to:

Supply Chain Management: Ms. Anna Marie Du Toit, Tel. (012) 748 6292.
Email: **Annamarie.DuToit@gpw.gov.za**

Marketing and Stakeholder Relations: Ms Bonakele Mbhele, at Tel. (012) 748 6193.
Email: **Bonakele.Mbhele@gpw.gov.za**

Security Services: Mr Daniel Legoabe, at tel. (012) 748 6176.
Email: **Daniel.Legoabe@gpw.gov.za**

Closing times for **ORDINARY WEEKLY** *REGULATION GAZETTE* 2024

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

- **28 December 2023,** Thursday for the issue of Friday **05 January 2024**
- **05 January,** Friday for the issue of Friday **12 January 2024**
- **12 January,** Friday for the issue of Friday **19 January 2024**
- **19 January,** Friday for the issue of Friday **26 January 2024**
- **26 January,** Friday for the issue of Friday **02 February 2024**
- **02 February,** Friday for the issue of Friday **09 February 2024**
- **09 February,** Friday for the issue of Friday **16 February 2024**
- **16 February,** Friday for the issue of Friday **23 February 2024**
- **23 February,** Friday for the issue of Friday **01 March 2024**
- **01 March,** Friday for the issue of Friday **08 March 2024**
- **08 March,** Friday for the issue of Friday **15 March 2024**
- **14 March,** Thursday for the issue of Friday **22 March 2024**
- **20 March,** Wednesday for the issue of Thursday **28 March 2024**
- **27 March,** Wednesday for the issue of Friday **05 April 2024**
- **05 April,** Friday for the issue of Friday **12 April 2024**
- **12 April,** Friday for the issue of Friday **19 April 2024**
- **19 April,** Friday for the issue of Friday **26 April 2024**
- **25 April,** Thursday for the issue of Friday **03 May 2024**
- **03 May,** Friday for the issue of Friday **10 May 2024**
- **10 May,** Friday for the issue of Friday **17 May 2024**
- **17 May,** Friday for the issue of Friday **24 May 2024**
- **24 May,** Friday for the issue of Friday **31 May 2024**
- **31 May ,** Friday for the issue of Friday **07 June 2024**
- **07 June,** Friday for the issue of Friday **14 June 2024**
- **13 June,** Thursday for the issue of Friday **21 June 2024**
- **21 June,** Friday for the issue of Friday **28 June 2024**
- **28 June,** Friday for the issue of Friday **05 July 2024**
- **05 July,** Friday for the issue of Friday **12 July 2024**
- **12 July,** Friday for the issue of Friday **19 July 2024**
- **19 July,** Friday for the issue of Friday **26 July 2024**
- **26 July,** Friday for the issue of Friday **02 August 2024**
- **01 August,** Thursday for the issue of Thursday **08 August 2024**
- **08 August,** Thursday for the issue of Friday **16 August 2024**
- **16 August,** Friday for the issue of Friday **23 August 2024**
- **23 August,** Friday for the issue of Friday **30 August 2024**
- **30 August,** Friday for the issue of Friday **06 September 2024**
- **06 September,** Friday for the issue of Friday **13 September 2024**
- **13 September,** Friday for the issue of Friday **20 September 2024**
- **19 September,** Thursday for the issue of Friday **27 September 2024**
- **27 September,** Friday for the issue of Friday **04 October 2024**
- **04 October,** Friday for the issue of Friday **11 October 2024**
- **11 October,** Friday for the issue of Friday **18 October 2024**
- **18 October,** Friday for the issue of Friday **25 October 2024**
- **25 October,** Friday for the issue of Friday **01 November 2024**
- **01 November,** Friday for the issue of Friday **08 November 2024**
- **08 November,** Friday for the issue of Friday **15 November 2024**
- **15 November,** Friday for the issue of Friday **22 November 2024**
- **22 November,** Friday for the issue of Friday **29 November 2024**
- **29 November,** Friday for the issue of Friday **06 December 2024**
- **06 December,** Friday for the issue of Friday **13 December 2024**
- **12 December,** Thursday for the issue of Friday **20 December 2024**
- **18 December,** Wednesday for the issue of Friday **27 December 2024**

LIST OF TARIFF RATES

FOR PUBLICATION OF NOTICES

COMMENCEMENT: 1 APRIL 2018

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 R1008.80 per full page, pro-rated based on the above categories.

Pricing for National, Provincial - Variable Priced Notices		
Notice Type	**Page Space**	**New Price (R)**
Ordinary National, Provincial	1/4 - Quarter Page	252.20
Ordinary National, Provincial	2/4 - Half Page	504.40
Ordinary National, Provincial	3/4 - Three Quarter Page	756.60
Ordinary National, Provincial	4/4 - Full Page	1008.80

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 R**3026.32** per page.

GOVERNMENT PRINTING WORKS - BUSINESS RULES

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 www.gpwonline.co.za

   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, 15h00 - 3 working days prior to publication
Regulation Gazette	Weekly	Friday	Friday 15h00 for next Friday	Tuesday, 15h00 - 3 working days prior to publication
Petrol Price Gazette	Monthly	Tuesday before 1st Wednesday of the month	One day before publication	1 working day prior to publication
Road Carrier Permits	Weekly	Friday	Thursday 15h00 for next Friday	3 working days prior to publication
Unclaimed Monies (Justice, Labour or Lawyers)	January / September 2 per year	Last Friday	One week before publication	3 working days prior to publication
Parliament (Acts, White Paper, Green Paper)	As required	Any day of the week	None	3 working days prior to publication
Manuals	Bi- Monthly	2nd and last Thursday of the month	One week before publication	3 working days prior to publication
State of Budget (National Treasury)	Monthly	30th or last Friday of the month	One week before publication	3 working days prior to publication
Extraordinary Gazettes	As required	Any day of the week	*Before 10h00 on publication date*	*Before 10h00 on publication date*
Legal Gazettes A, B and C	Weekly	Friday	One week before publication	Tuesday, 15h00 - 3 working days prior to publication
Tender Bulletin	Weekly	Friday	Friday 15h00 for next Friday	Tuesday, 15h00 - 3 working 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 working days prior to publication
Northern Cape	Weekly	Monday	One week before publication	3 working days prior to publication
North West	Weekly	Tuesday	One week before publication	3 working days prior to publication
KwaZulu-Natal	Weekly	Thursday	One week before publication	3 working days prior to publication
Limpopo	Weekly	Friday	One week before publication	3 working days prior to publication
Mpumalanga	Weekly	Friday	One week before publication	3 working days prior to publication

GOVERNMENT PRINTING WORKS - BUSINESS RULES

Government Gazette Type	Publication Frequency	Publication Date	Submission Deadline	Cancellations Deadline
Gauteng Liquor License Gazette	Monthly	Wednesday before the First Friday of the month	Two weeks before publication	3 working days **after** submission deadline
Northern Cape Liquor License Gazette	Monthly	First Friday of the month	Two weeks before publication	3 working days **after** submission deadline
National Liquor License Gazette	Monthly	First Friday of the month	Two weeks before publication	3 working days **after** submission deadline
Mpumalanga Liquor License Gazette	Bi-Monthly	Second & Fourth Friday	One week before publication	3 working days prior to publication

Extraordinary Gazettes

3. *Extraordinary Gazettes* can have only one publication date. If multiple publications of an *Extraordinary Gazette* are required, a separate Z95/Z95Prov *Adobe* Forms for each publication date must be submitted.

Notice Submission Process

4. Download the latest *Adobe* form, for the relevant notice to be placed, from the **Government Printing Works** website www.gpwonline.co.za.

5. 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.

6. The completed electronic *Adobe* form has to be submitted via email to submit.egazette@gpw.gov.za. 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.

7. Every notice submitted **must** be accompanied by an official **GPW** quotation. This must be obtained from the *eGazette* Contact Centre.

8. Each notice submission should be sent as a single email. The email **must** contain **all documentation relating to a particular notice submission**.

   8.1. Each of the following documents must be attached to the email as a separate attachment:

      8.1.1. An electronically completed *Adobe* form, specific to the type of notice that is to be placed.

         8.1.1.1. For National *Government Gazette* or *Provincial Gazette* notices, the notices must be accompanied by an electronic Z95 or Z95Prov *Adobe* form

         8.1.1.2. The notice content (body copy) **MUST** be a separate attachment.

      8.1.2. A copy of the official **Government Printing Works** quotation you received for your notice. *(Please see Quotation section below for further details)*

      8.1.3. A valid and legible 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

      8.1.4. Where separate notice content is applicable (Z95, Z95 Prov and TForm 3, it should **also** be attached as a separate attachment. *(Please see the Copy Section below, for the specifications)*.

      8.1.5. Any additional notice information if applicable.

GOVERNMENT PRINTING WORKS - BUSINESS RULES

9. 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.

10. To avoid duplicated publication of the same notice and double billing, Please submit your notice **ONLY ONCE.**

11. 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.

12. 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.

QUOTATIONS

13. Quotations are valid until the next tariff change.

    13.1. ***Take note:*** **GPW**'s annual tariff increase takes place on ***1 April*** therefore any quotations issued, accepted and submitted for publication up to ***31 March*** will keep the old tariff. For notices to be published from 1 April, a quotation must be obtained from **GPW** with the new tariffs. Where a tariff increase is implemented during the year, **GPW** endeavours to provide customers with 30 days' notice of such changes.

14. Each quotation has a unique number.

15. Form Content notices must be emailed to the *eGazette* Contact Centre for a quotation.

    15.1. The *Adobe* form supplied is uploaded by the Contact Centre Agent and the system automatically calculates the cost of your notice based on the layout/format of the content supplied.

    15.2. It is critical that these *Adobe* Forms are completed correctly and adhere to the guidelines as stipulated by **GPW**.

16. **APPLICABLE ONLY TO GPW ACCOUNT HOLDERS**:

    16.1. **GPW** Account Customers must provide a valid **GPW** account number to obtain a quotation.

    16.2. Accounts for **GPW** account customers **must** be active with sufficient credit to transact with **GPW** to submit notices.

        16.2.1. If you are unsure about or need to resolve the status of your account, please contact the **GPW** Finance Department prior to submitting your notices. (If the account status is not resolved prior to submission of your notice, the notice will be failed during the process).

17. **APPLICABLE ONLY TO CASH CUSTOMERS:**

    17.1. Cash customers doing **bulk payments** must use a **single email address** in order to use the **same proof of payment** for submitting multiple notices.

18. The responsibility lies with you, the customer, to ensure that the payment made for your notice(s) to be published is sufficient to cover the cost of the notice(s).

19. Each quotation will be associated with one proof of payment / purchase order / cash receipt.

    19.1. This means that **the quotation number can only be used once to make a payment.**

GOVERNMENT PRINTING WORKS - BUSINESS RULES

Copy (Separate Notice Content Document)

20. Where the copy is part of a separate attachment document for Z95, Z95Prov and TForm03

20.1. 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).

20.2. 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;

Cancellations

21. 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.

22. 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.

Amendments to notices

23. 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

24. 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 info.egazette@gpw.gov.za). Reasons for rejections include the following:

24.1. Incorrectly completed forms and notices submitted in the wrong format, will be rejected.

24.2. Any notice submissions not on the correct *Adobe* electronic form, will be rejected.

24.3. Any notice submissions not accompanied by the proof of payment / purchase order will be rejected and the notice will not be processed.

24.4. 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.

GOVERNMENT PRINTING WORKS - BUSINESS RULES

Approval of notices

25. 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.

26. 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

27. The Government Printer will assume no liability in respect of—

27.1. any delay in the publication of a notice or publication of such notice on any date other than that stipulated by the advertiser;

27.2. 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;

27.3. any editing, revision, omission, typographical errors or errors resulting from faint or indistinct copy.

Liability of advertiser

28. 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.

Customer 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.

29. Requests for information, quotations and inquiries must be sent to the Contact Centre ONLY.

30. Requests for Quotations (RFQs) should be received by the Contact Centre at least **2 working days** before the submission deadline for that specific publication.

GOVERNMENT PRINTING WORKS - BUSINESS RULES

Payment of cost

31. 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.

32. 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.

33. Every proof of payment must have a valid **GPW** quotation number as a reference on the proof of payment document.

34. 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.

35. 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.

36. 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**.

37. 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

38. Copies of any of the *Government Gazette* or *Provincial Gazette* can be downloaded from the **Government Printing Works** website www.gpwonline.co.za free of charge, should a proof of publication be required.

39. 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 Works	Private Bag X85	**Bank:** ABSA Bosman Street
149 Bosman Street	Pretoria	**Account No.:** 405 7114 016
Pretoria	0001	**Branch Code:** 632-005

For Gazette and Notice submissions: Gazette Submissions:	**E-mail:** submit.egazette@gpw.gov.za
For queries and quotations, contact: Gazette Contact Centre:	**E-mail:** info.egazette@gpw.gov.za
	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

GOVERNMENT NOTICES • GOEWERMENTSKENNISGEWINGS

DEPARTMENT OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT

NO. R. 4433 **1 March 2024**

AGRICULTURAL PRODUCT STANDARDS ACT, 1990 (ACT No. 119 OF 1990)

CORRECTION NOTICE: REGULATIONS RELATING TO THE GRADING, PACKING AND MARKING OF MAIZE INTENDED FOR SALE IN THE REPUBLIC OF SOUTH AFRICA

Regulations Relating to the Grading, Packing and Marking of Maize intended for Sale in the Republic of South Africa published in the Government Gazette no. 50129, under Notice. R. 4368 on 16 February 2024 is hereby supplemented as follows:

"Standards for grades and class of Maize

7. All grades and classes of Maize -

(a) shall be free from a musty, sour or other undesired odour;

(b) shall be free from animal filth, coal, glass, metal, plastic;

(c) shall be free from a substance which renders it unfit for human consumption or for processing into or utilisation thereof as food or feed;

(d) shall be free from insects;

(e) shall be free from stones which cannot pass through the 6,35 mm round-hole sieve;

(f) shall contain not more than one gram of stones, which can pass through the 6,35 mm round-hole sieve, per 10 kg;

(g) shall contain not more poisonous seeds than permitted in terms of the Foodstuffs, Cosmetics and Disinfectants Act, 1972 (Act No. 54 of 1972);

(h) shall have a moisture content of not more than 14 per cent; and

(i) shall not exceed the maximum percentage of permissible deviation as determined in the table in the Annexure for each grade.

PART II
PACKING AND MARKING REQUIREMENTS

Packing requirements

8. Maize of different classes and grades shall be packed in different containers.

Marking requirements

9. Each container or the accompanying sales document of a consignment of maize shall be marked or endorsed with -

(a) the class of the maize; and

(b) the grade, in the case of Class White Maize or Class Yellow Maize.

PART III
SAMPLING

Obtaining sample

10. (1) A sample of a consignment of maize shall -

(a) in the case of maize delivered in bags and subject to regulation 11, be obtained by sampling at least ten per cent of the bags, chosen from that consignment at random, with a bag probe: Provided that at least 25 bags in a consignment shall be sampled and where a consignment consists of less than 25 bags, all the bags in that consignment shall be sampled; and"

MRS A.T. DIDIZA, MP
MINISTER OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT

DEPARTMENT OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT

NO. R. 4434 **1 March 2024**

AGRICULTURAL PESTS ACT, 1983
(ACT No. 36 OF 1983)

CONTROL MEASURES: AMENDMENT

I, Angela Thokozile Didiza, Minister of Agriculture, Land Reform and Rural Development, acting under section 6 of the Agricultural Pests Act, 1983 (Act No. 36 of 1983), hereby amend the Control Measures set out in the Schedule.

MRS. ANGELA THOKOZILE DIDIZA

MINISTER OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT

SCHEDULE

Definition

In this Schedule "the Control Measures" means the control measures published in Government Notice No. R. 110 of 27 January 1984, as amended by Government Notices Nos. R. 909 of 4 May 1984, R. 1770 of 17 August 1984, R. 845 of 12 April 1985, R. 1518 of 12 July 1985, R. 1442 of 11 July 1986, R. 87 of 22 January 1988, R. 1349 of 8 July 1988, R. 1954 of 30 September 1988, R. 2416 of 19 October 1990, R. 18 of 4 January 1991, R. 2840 of 29 November 1991, R. 2269 of 14 August 1992, R. 2876 of 16 October 1992, R. 1560 of 20 August 1993, R. 451 of 11 March 1994, R. 1373 of 5 August 1994, R. 1636 of 27 October 1995, R. 1977 of 22 December 1995, R. 2029 of 13 December 1996, and revoked by Government Notice No. R. 1012 of 1 August 1997, R. 288 of 27 February 1998, R. 1470 of 20 November 1998, R. 666 of 28 May 1999, R. 1016 of 27 August 1999, R. 613 of 23 June 2000, R. 83 of 22 January 2001, R. 397 of 18 May 2001, R. 810 of 31 August 2001, R. 368 of 5 April 2002, R. 714 of 24 May 2002, R. 831 of 21 June 2002, R. 1364 of 8 November 2002, R. 465 of 4 April 2003, R. 144 of 9 February 2004, R. 243 of 24 March 2005, R. 457 of 20 May 2005 as corrected by the Government Notice No. R. 563 of 17 June 2005, R. 1223 of 23 December 2005 as corrected by the Correction Notice published on page 2 of Government Gazette No. 28356 of 30 December 2005, R. 369 of 21 April 2006, R. 43 of 26 January 2007, R. 117 of 8 February 2008, R. 461 of 25 April 2008, R. 258 of 13 March 2009, R. 1148 of 11 December 2009, R. 48 of 5 February 2010, R. 74 of 12 February 2010, R. 19 of 21 January 2011, R. 189 of 11 March 2011, R. 129 of 24 February 2012, R. 76 of 8 February 2013, R. 1002 of 20 December 2013, R. 442 of 6 June 2014, R. 49 of 30 January 2015, R. 66 of 29 January 2016, R. 133 of 17 February 2017, R. 1271 of 17 November 2017, R. 1416 of 15 December 2017, R. 275 of 01 March 2019, R.166 of 14 February 2020, R.225 of 19 March 2021, R.1773 of 25 February 2022, R.1998 of 8 April 2022 and R.3056 of 17 February 2023.

Substitution of Table 6 of the Control Measures

1. Table 6 of the Control Measures is hereby substituted with the following table:

TABLE 6
FEES PAYABLE

NATURE OF SERVICE		TARIFF
1		2
1. Issuing of a permit to exempt someone from the stipulations of a control measure 6(1) of the Control Measures		
(i)	Inspection for issuance of inspection report with the purpose of applying for movement permit	R 290.00 for 30 minutes or portion thereof including travelling
(ii)	Issuing of a removal permit under the Control Measures R.110 in terms of the Agricultural Pests Act, 1983	R 230.00 per permit
2. Test, examination or analysis of a sample taken in the course of an examination as intended in 1		
(i)	Test occurrence of bacteria	R 344.00 per isolation
(ii)	Test occurrence of fungi	R 244.00 per isolation
(iii)	Test occurrence of nematodes	R 167.00 per extraction
(iv)	Test occurrence of insects and mites	R 179.00 per sample
(v)	Morphological identifications of insects, mites, nematodes or fungi	R 344.00 per identification
(vi)	Biochemical tests for the identification of bacteria	R 288.00 per test
(vii)	BIOLOG tests for the identification of bacteria	R 362.00 per test plate
(viii)	PCR tests for the identification and/or detection of bacteria, fungi, nematodes, insects, mites, viruses and phytoplasmas	R 640.00 per sample for the first test plus R 115.00 for every additional test
(ix)	Sequencing for the identification of bacteria, fungi, nematodes, insects, mites, viruses and phytoplasmas	R 482.00 per sample
(x)	ELISA tests for identification and/or detection of viruses	R 175.00 per test
(xi)	Herbaceous indexing for the detection of viruses	R 307.00 per sample

This amendment will come into operation on 01 April 2024.

DEPARTMENT OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT

NO. R. 4435 **1 March 2024**

I, Angela Thokozile Didiza, Minister of Agriculture, Land Reform and Rural Development, published tariffs in accordance with International Phytosanitary prescripts relating to export control provisions.

MRS. ANGELA THOKOZILE DIDIZA

MINISTER OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT

TABLE 1
FEES PAYABLE

NATURE OF SERVICE	TARIFF
1	2
1. Export Control Phytosanitary certification in terms of the International Plant Protection Convention but not prescribed by legislation:	
1.1 Application fee for Orchard, PUC, PHC, fruit varieties and cold treatment facilities storage for special markets	R 145.00 non-refundable fee for processing of the application per market per PUC
1.1.1 Orchard inspection for special markets	R 290.00 per 30 minutes or part thereof including travelling
1.1.2 Phytosanitary evaluation and certificate for pre-clearance programmes for special markets excluding EU	R 290.00 per 30 minutes or part thereof including travelling
1.1.3 EU port inspection	R 290.00 per 30 minutes or part thereof including travelling
1.1.4 Temperature sensor calibration by Department of Agriculture, Land Reform and Rural Development (DALRRD)	R 290.00 per 30 minutes or part thereof including travelling
1.1.5 Container loading with DALRRD inspector.	R 290.00 for 30 minutes or part thereof including travelling
1.2 Outside the station of the Directorate of Inspection Services (D:IS)	
(a) Field inspections, inspections and sampling of plants, plant products and seed:	
(i) Within official office hours: where official transport is used	R 290.00 per 30 minutes or part thereof including travelling

	Weekdays from 16:00 – 20:00/ 06:00 – 07:30 and Saturdays from 06:00 – 20:00	R 430.00 for 30 minutes or portion thereof including travelling
	Weekdays and Saturdays from 20:00 – 06:00, Sundays and public holidays	R 550.00 for 30 minutes or portion thereof including travelling
(b)	Issuing of a phytosanitary certificate or phytosanitary certificate of re-exportation or a certificate of origin:	
(i)	Application for issuing phytosanitary certificate. This is applicable for all submitted application before processing	R 190.00 per application (Regardless of whether the certificate will be issued or rejected)
(ii)	Issuing of an approved phytosanitary certificate or phytosanitary certificate of re-exportation or a certificate of origin	R 230.00 per approved certificate
(c)	Issuing of a replacement phytosanitary certificate or replacement phytosanitary certificate of re-exportation or a certificate of origin:	
(i)	Application for issuing phytosanitary certificate. This is applicable for all submitted application before processing	R 380.00 per application
(ii)	Issuing of a replacement phytosanitary certificate or replacement phytosanitary certificate of re-exportation or a certificate of origin	R 460.00 per approved certificate
1.3	On the station of the Directorate of Inspection Services (D:IS)	
(a)	Phytosanitary examinations/ inspection and sampling of plants, plant products and seed:	
(i)	Within official office hours (Official hours at respective ports of entry may be effectively extended beyond 07:30 – 16:00, as these ports are open in accordance with a cabinet decision)	R 290.00 for 30 minutes
(ii)	Outside official office hours Weekdays from 16:00 – 20:00/ 06:00 – 07:30 and Saturdays from 06:00 – 20:00	R 430.00 for 30 minutes

	Weekdays and Saturdays from 20:00 – 06:00, Sundays and public holidays	R 550.00 for 30 minutes or portion thereof
(b)	Issuing of a phytosanitary certificate or phytosanitary certificate of re-exportation or a certificate of confirmation for the export of processed plants, plant products and seed:	
(i)	Application for issuing phytosanitary certificate. This is applicable for all submitted application before processing	R 190.00 per application (Regardless of whether the certificate will be issued or rejected)
(ii)	Issuing of an approved phytosanitary certificate or phytosanitary certificate of re-exportation or a certificate of origin	R 230.00 per approved certificate
(iii)	On non-commercial and single items (gifts)	R 100.00 per certificate
1.4	Issuing of a validated copy or the re-issuing of a phytosanitary certificate or a phytosanitary certificate of re-exportation or a certificate of confirmation for the export of processed plant products	
(i)	Application for issuing phytosanitary certificate. This is applicable for all submitted application before processing	R 190.00 per application (Regardless of whether the certificate will be issued or rejected)
(ii)	Issuing of an approved phytosanitary certificate or phytosanitary certificate of re-exportation or a certificate of origin	R 230.00 per approved certificate
1.5	International standard for regulating wood packaging material (ISPM 15)	
(a)	Application to register as a treatment provider:	R 550.00 per application
(i)	Re-inspection after suspension	R 290.00 for 30 minutes or portion thereof including travelling
(b)	Laboratory tests:	
(i)	Test for occurrence of bacteria	R 344.00 per isolation
(ii)	Test for occurrence of fungi	R 244.00 per isolation

(iii)	Test for occurrence of nematodes	R 167.00 per extraction
(iv)	Test for occurrence of insects or mites	R 179.00 per sample
(v)	Morphological identifications of insects, mites nematodes or fungi	R 344.00 per identification
(vi)	Biochemical tests for the identification of bacteria	R 288.00 per test
(vii)	BIOLOG tests for the identification of bacteria	R 362.00 per test plate
(viii)	PCR tests for the identification and/or detection of bacteria, fungi, nematodes, insects, mites, viruses and phytoplasmas	R 640.00 per sample for the first test plus R 115.00 for every additional test
(ix)	Sequencing for the identification of bacteria, fungi, nematodes, insects, mites, viruses and phytoplasmas	R 482.00 per sample
(x)	ELISA tests for identification and/or detection of organisms/ entities	R 175.00 per test
(xi)	Herbaceous indexing for the detection of viruses	R 307.00 per sample
(c)	Issuing of a phytosanitary certificate or phytosanitary certificate of re-exportation or a certificate of confirmation for the export of processed plant products:	
(i)	Application for issuing phytosanitary certificate. This is applicable for all submitted application before processing	R 190.00 per application (Regardless of whether the certificate will be issued or rejected)
(ii)	Issuing of an approved phytosanitary certificate or phytosanitary certificate of re-exportation or a certificate of origin	R 230.00 per approved certificate

These tariffs will come into operation on 01 April 2024.

DEPARTMENT OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT

NO. R. 4436 **1 March 2024**

AGRICULTURAL PESTS ACT, 1983
(ACT No. 36 OF 1983)

REGULATIONS: AMENDMENT*

I, Angela Thokozile Didiza, Minister of Agriculture, Land Reform and Rural Development, acting under section 16 of the Agricultural Pests Act, 1983 (Act No. 36 of 1983), hereby amend the Regulations set out in the Schedule.

MRS. ANGELA THOKOZILE DIDIZA

MINISTER OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT

SCHEDULE

Definition

1. In this Schedule "the Regulations" means the regulations published by Government Notice No. R. 111 of 27 January 1984, as amended by Government Notices Nos. R. 2573 of 15 November 1985, R. 2350 of 14 November 1986, R. 100 of 16 January 1987, R. 1521 of 14 July 1989, R. 75 of 18 January 1991, R. 1637 of 27 October 1995, R. 1471 of 20 November 1998, R. 665 of 28 May 1999, R. 614 of 23 June 2000, R. 396 of 18 May 2001, R. 367 of 5 April 2002, R. 464 of 4 April 2003, R. 143 of 9 February 2004, R. 244 of 24 March 2005, R. 228 of 17 March 2006 and R. 42 of 26 January 2007, R. 118 of 8 February 2008, R. 257 of 13 March 2009, R. 73 of 12 February 2010, R. 190 of 11 March 2011, R. 130 of 24 February 2012, R. 77 of 8 February 2013, R. 1003 of 20 December 2013, R. 50 of 30 January 2015, R. 67 of 29 January 2016, R. 134 of 17 February 2017, R. 1417 of 15 December 2017, R. 276 of 01 March 2019, R. 167 of 14 February 2020, R. 224 of 19 March 2021, R. 1774 of 25 February 2022 and R. 3055 of 17 February 2023.

Substitution of Table 1 of the Regulations

2. Table 1 of the Regulations is hereby substituted with the following table:

TABLE 1
FEES PAYABLE

NATURE OF SERVICE	TARIFF
1	2
1. Import Control	
(a) During official office hours:	
(i) Inspection outside the port of entry. This tariff includes consignments imported through official ports of entry and granted an extended detention	R 290.00 for 30 minutes or portion thereof including travelling
(ii) Re-examination of imported controlled goods that were cleaned, disinfected or treated after examination	R 290.00 for 30 minutes or portion thereof including travelling
(iii) Supervision over cleaning, disinfection or treatment of imported controlled goods	R 290.00 for 30 minutes or portion thereof including travelling
(iv) Purification of imported controlled goods of declared organisms (excluding quarantine organisms)	R 290.00 for 30 minutes or portion thereof including travelling
(v) Issuing of a permit to authorize importation of controlled goods	R 230.00 per permit (Maximum of 10 plant genus)
(vi) Issuing of amendment letters	R 390.00 per letter
(vii) Issuing of copies	R 230.00 per copy
(b) Outside official office hours:	
(i) Examination of imported controlled goods [Reg.5(2)]	
Weekdays from 16:00 – 20:00/ 06:00 – 07:30 and Saturdays from 06:00 – 20:00	R 430.00 for 30 minutes or portion thereof including travelling
Weekdays and Saturdays from 20:00 – 06:00, Sundays and public holidays	R 550.00 for 30 minutes or portion thereof including travelling
(ii) Re-examination of imported controlled goods that were cleaned, disinfected or treated after examination	

	Weekdays from 16:00 – 20:00/ 06:00 – 07: 30 and Saturdays from 06:00 – 20:00	R 430.00 for 30 minutes or portion thereof including travelling
	Weekdays and Saturdays from 20:00 – 06:00, Sundays and public holidays	R 550.00 for 30 minutes or portion thereof including travelling
(iii)	Supervision over cleaning, disinfection or treatment of imported controlled goods	
	Weekdays from 16:00 – 20:00/ 06:00 – 07: 30 and Saturdays from 06:00 – 20:00	R 430.00 for 30 minutes or portion thereof including travelling
	Weekdays and Saturdays from 20:00 – 06:00, Sundays and public holidays	R 550.00 for 30 minutes or portion thereof including travelling
(c)	Laboratory tests Laboratory examinations of imported controlled goods:	
(i)	Test for occurrence of bacteria	R 344.00 per isolation
(ii)	Test for occurrence of fungi	R 244.00 per isolation
(iii)	Test for occurrence of nematodes	R 167.00 per extraction
(iv)	Test for occurrence of insects or mites	R 179.00 per sample
(v)	Morphological identifications of insects, mites, nematodes or fungi	R 344.00 per identification
(vi)	Biochemical tests for the identification of bacteria	R 288.00 per test
(vii)	BIOLOG tests for the identification of bacteria	R 362.00 per test plate
(viii)	PCR tests for the identification and/or detection of bacteria, fungi, nematodes, insects, mites, viruses and phytoplasmas	R 640.00 per sample for the first test plus R 115.00 for every additional test
(ix)	Sequencing for the identification of bacteria, fungi, nematodes, insects, mites, viruses and phytoplasmas	R 482.00 per sample
(x)	ELISA tests for identification and/or detection of viruses	R 175.00 per test
(xi)	Herbaceous indexing for the detection of viruses	R 307.00 per sample
2.	Quarantine	
2.1	Approval of quarantine facilities (out-side/ open quarantine) for evaluation of imported controlled goods	R 314.00 for 30 minutes or portion thereof

2.2	Transport, sampling, examination and inspection of imported controlled goods	R 613.00 for 30 minutes or portion thereof
2.3	Laboratory examinations of imported controlled goods (except controlled goods in DALRRD post entry quarantine stations)	
(i)	Test occurrence of bacteria	R 344.00 per isolation
(ii)	Test occurrence of fungi	R 244.00 per isolation
(iii)	Test occurrence of nematodes	R 167.00 per extraction
(iv)	Test occurrence of insects and mites	R 179.00 per sample
(v)	Morphological identifications of insects, mites, nematodes or fungi	R 344.00 per identification
(vi)	Biochemical tests for the identification of bacteria	R 288.00 per test
(vii)	BIOLOG tests for the identification of bacteria	R 362.00 per test plate
(viii)	PCR tests for the identification and/or detection of bacteria, fungi, nematodes, insects, mites, viruses and phytoplasmas	R 640.00 per sample for the first test plus R 115.00 for every additional test
(ix)	Sequencing for the identification of bacteria, fungi, nematodes, insects, mites, viruses and phytoplasmas	R 482.00 per sample
(x)	ELISA tests for identification and/or detection of viruses	R 175.00 per test
(xi)	Herbaceous indexing for the detection of viruses	R 307.00 per sample
3.	Inspection of a quarantine area in respect of which an application, adaptation or withdrawal of an instruction has been submitted [Reg. 8(a)]	R 290.00 for 30 minutes or portion thereof including travelling
4.	Test, examination or analysis of a sample taken in the course of an examination as intended in 3. [Reg.8 (b) of the Regulations]:	
(i)	Test occurrence of bacteria	R 344.00 per isolation
(ii)	Test occurrence of fungi	R 244.00 per isolation
(iii)	Test occurrence of nematodes	R 167.00 per extraction
(iv)	Test occurrence of insects and mites	R 179.00 per sample
(v)	Morphological identifications of insects, mites, nematodes or fungi	R 344.00 per identification

(vi)	Biochemical tests for the identification of bacteria	R 288.00 per test
(vii)	BIOLOG tests for the identification of bacteria	R 362.00 per test plate
(viii)	PCR tests for the identification and/or detection of bacteria, fungi, nematodes, insects, mites, viruses and phytoplasmas	R 640.00 per sample for the first test plus R 115.00 for every additional test
(ix)	Sequencing for the identification of bacteria, fungi, nematodes, insects, mites, viruses and phytoplasmas	R 482.00 per sample
(x)	ELISA tests for identification and/or detection of viruses	R 175.00 per test
(xi)	Herbaceous indexing for the detection of viruses	R 307.00 per sample
5.	Appeal in terms of section 11 of the Act [Reg. 9(3) of the Regulations]	R 8 744.00 per appeal

This amendment will come into operation on 01 April 2024.

DEPARTMENT OF EMPLOYMENT AND LABOUR

NO. R. 4437 **1 March 2024**

OCCUPATIONAL HEALTH AND SAFETY ACT, 1993 (ACT NO. 85 OF 1993)

DRAFT LEAD REGULATION

I, Thembelani W Nxesi, Minister of Employment and 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), and after consultation with the Advisory Council for Occupational Health and Safety, to made 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. All representations and comments must be sent to the Director-General of the Department of Employment and Labour.

By hand: The Department of Employment and Labour – attention: E Lourens
Laboria House, 215 Francis Baard Street
Pretoria, CBD

By post: The Director General
The Department of Employment and Labour – attention: E Lourens
Private Bag X117, Pretoria 0001.

By email: DraftComments.OHH@labour.gov.za

MR TW NXESI, MP
MINISTER OF EMPLOYMENT AND LABOUR
DATE: 23/01/2024

draft

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

Name and Surname:										E-Mail:										Phone number:
Company name (where applicable)																				
Government		Industry		Union		Consultancy		Private		Other										

1	Regulation and/or Sub regulation from draft, referring to	Comment/Input/Correction/Proposal Plus Motivation
Will the proposal have an impact on any other regulation? If so, which regulation and what will be the impact?		
2	Regulation and/or Sub regulation from draft, referring to	Comment/Input/Correction/Proposal Plus Motivation
Will the proposal have an impact on any other regulation? If so, which regulation and what will the impact be?		
3	Regulation and/or Sub regulation from draft, referring to	Comment/Input/Correction/Proposal Plus Motivation
Will the proposal have an impact on any other regulation? If so, which regulation and what will the impact be?		
General Comments:		

Signature:_____

Date:_____

Provide inputs to the Department of Employment and Labour by e-mailing this completed document to: DraftComments.OHH@labour.gov.za

draft

Draft Lead Regulation,

1. **Definitions**
2. **Scope of application**
3. **Classification of lead and lead containing products**
4. **Identification of lead and lead work**
5. **Lead risk assessment**
6. **Information, instruction, supervision and training**
7. **Duties of persons who may be exposed**
8. **Exposure monitoring**
9. **Medical screening and surveillance**
10. **Respirator zone**
11. **Records**
12. **Control of exposure**
13. **Personal protective equipment and facilities**
14. **Cleanliness of premises and plant**
15. **Maintenance, examination and testing of control measures**
16. **Prohibitions**
17. **Labelling of lead**
18. **Disposal of lead waste**
19. **Offences and penalties**
20. **Repeal of regulations**
21. **Short title**

Annexure A
Annexure B

1. Definitions.-

In these regulations any word or expression to which a meaning has been assigned in the Act must have the meaning so assigned and, unless the context otherwise indicates–

"action level" means blood lead concentrations that exceed the levels provided in Table 1 of Annexure B;

"action level for airborne lead" means the airborne concentration of lead exceeding 50% of the OEL;

"competent person" means a person in relation to this regulation, who; has, in respect of the work or task to be performed, the required knowledge, training and experience and, where applicable, qualifications specifically including appropriate content on lead, lead work or related tasks; Provided that, where appropriate qualifications and training are registered in terms of the National Qualifications Framework Act, 2008 (Act No. 67 of 2008), those qualifications and that training must be regarded as the required qualifications and training;

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and is familiar with the Act and the regulations, made under the act, applicable to the scope of work performed;

"chief director, provincial operations" means the chief director, provincial operations as defined in the General Administrative Regulations;

"exposed" means contact through any route of entry whilst at the workplace to lead, quantified as the amount of lead available at the exchange boundaries of the worker and available for absorption and includes potential, accidental or possible exposure;

"**General Administrative Regulations**" means the General Administrative Regulations published under section 43 of the Act under Government Notice No. R.1449 of 6 September 1996;

"intake" includes inhalation, ingestion and any other means of absorption;

"lead" means lead, lead alloys and lead compounds that can be absorbed in any way by any person;

"lead containing product" "means any product used, handled or stored in a form in which it can be inhaled, ingested or absorbed;

"lead paint" means any paint, primer, paste, spray, stopping, filling or other material used in painting, which, when treated in accordance with the health and safety standards, yields to an aqueous solution of hydrochloric acid a quantity of soluble lead compound exceeding five percent of the dry weight of the portion taken for analysis when calculated as lead monoxide;

"lead work" means;

(a) work that exposes a person to lead dust or lead fumes arising from the manufacture or handling of dry lead compounds,
(b) work in connection with the manufacture, assembly, handling or repair of, or parts of, batteries and radiators containing lead that involves the manipulation of dry lead compounds, or pasting or casting lead,
(c) dismantling batteries containing lead for recycling,
(d) melting, casting or spraying lead metal or alloys,
(e) recovering lead from its ores, oxides or other compounds by thermal reduction processes,
(f) mechanical abrasion of metal plant, machinery or products, containing lead or lead alloys or the abrasion of any surface painted with lead containing paint,
(g) electric arc, oxyacetylene, plasma arc or a flame that is applied to the surface of metal coated with lead or paint containing lead,
(h) confirmatory laboratory tests for lead, lead compounds or lead alloys,
(i) spray painting with lead containing paint,
(j) manufacture, test or use of detonators, ammunition or other explosives that contain lead,
(k) lead and lead alloy foundry processes,
(l) work where lead is produced, processed, used, handled or stored in a form in which it can be inhaled, ingested or absorbed.

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"medical certificate of fitness" means a written statement issued by an occupational health practitioner, in which an employee's medical fitness to perform a function is expressed;

"medical screening" means the systematic application of tests or inquiry to identify employees at risk of a specific disorder caused by exposures in the workplace, identifying potential health effects before employees exhibits symptoms;

"monitoring" means the planning, carrying out and recording of the results of a measurement programme;

"occupational exposure limit for lead, in the case of tetra-ethyl lead" means an exposure limit of 0,10 mg lead per cubic metre of air, measured in accordance with a health and safety standard;

"occupational exposure limit for lead, other than for tetra-ethyl lead" means an exposure limit of 0,15 mg lead per cubic metre of air, measured in accordance with a health and safety standard;

"OEL" or "occupational exposure limit" means a limit value set by the Minister, which represents the airborne concentration for lead at an 8-hour Time-weighted Average;

"respiratory protective equipment" means a type of personal protective equipment, which is a device used as form of control, including respirators which filter the air to remove harmful hazardous chemical agents, and breathing apparatus which supply clean air for employees to breathe and conforms to the technical requirements to obtain CE or NIOSH marking and have fulfilled the requirements of the SANS 10338 Homologation of Respiratory Equipment;

"respirator zone" means an area where a respirator is used during normal operations, in which the concentration of airborne lead exceeds the OEL;

"return to lead work" means blood or urinary lead concentrations as provided in Table 1 and Table 2 of Annexure B, at which employees may resume lead work;

"SEG or Similar exposure group" means one or more employees having the same general exposure profile, because of the similarity and frequency of the tasks performed, the materials and processes with which they work, the controls in place as well as the similarity of the way they perform tasks;

"significant exposure to lead" means employees who are or may be exposed to airborne lead concentrations exceeding 50% of the occupational exposure limit and where there is a substantial risk of exposure through other exposure routes;

"suspension level" means blood and urinary lead concentrations as provided in Table 1 and 2 of Annexure B, at which employees are temporarily removed from lead work to reduce exposure;

"tetra-alkyl lead" means tetra-ethyl lead or tetra-methyl lead;

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"the Act" means the Occupational Health and Safety Act, 1993 (Act No.85 of 1993) as amended;

"vulnerable employees" means an employee who is at a higher risk of injury, disease or complications caused by exposure to lead.

2. Scope of application

(1) Subject to subregulation (2), these regulations must apply to every employer and self-employed person at a workplace where lead work takes place and lead can be inhaled, ingested or absorbed by any person in that workplace.

(2) Regulations 5(1), 5(2), 5(3), 5(4), 5(5), 8, 9, 11(1)(a)(i),(ii), (iii) and (iv), 12(4)(a), 12 (4)(d) and 13(6), 13(7) must not apply in the case of self-employed persons.

3. Classification of lead and lead containing products

The manufacturer or importer of lead or lead containing products must, before it is supplied to a workplace, use the compulsory classification according to Annexure A and review the classification should a change in composition be made.

4. Identification of lead and lead work

(1) An employer or self-employed person must, as far as is reasonably practicable, ensure the identification, by a competent person of-
  (a) all lead work;
  (b) all lead and lead containing products;

(2) An employer or self-employed person must enter into an inventory, all lead and lead containing products as contemplated in subregulation 1(b) and maintain the inventory up to date.

(3) The inventory must include-
  (a) a list of lead products used, handled or stored;
  (b) all lead work processes;
  (c) the current SDS for each; and
  (d) the work area where lead is used or lead work conducted.

(4) The employer must ensure that the inventory is readily accessible to-
  (a) an employee involved in lead work; and
  (b) anyone else who is likely to be affected by lead at the workplace.

5. Lead risk assessment

(1) An employer or self-employed person must, where lead work is conducted, cause a documented risk assessment to be carried out immediately by a competent person and thereafter at intervals not exceeding 24 months;

(2) When making the risk assessment contemplated in subregulation (1), the employer or a self-employed person must take the following into account-

(a) the presence of any, organic or inorganic lead to which a person may be exposed;
(b) where the lead may be present and physical form;
(c) the extent to which a person may be exposed;
(d) the number of employees exposed and any other person who may be exposed;
(e) the nature of the work, process and any likely deterioration in, or failure of, any control measures;
(f) description of the task as well as level, duration, intermittency and frequency of the exposure;
(g) the potential routes of intake;
(h) implementation of recommendations contained in the previous risk assessment;
(i) where available, historical results of exposure monitoring;
(j) information provided by the manufacturer or importer or supplier of the lead or lead containing products;
(k) the hazardous properties of lead, including the health class and categories, which are contained in any relevant SDS that is GHS compliant;
(l) the health effects;
(m) the health risk to vulnerable employees, reproductively able, pregnant and lactating women;
(n) the OEL for lead;
(o) activities such as maintenance where there is a potential for exposure;
(p) the effectiveness of preventive and control measures, including the experience of employees regarding the effectiveness of controls;
(q) the steps recommended to be taken to control exposures, in accordance with regulation 12, aligned with the hierarchy of control;
(r) records of adverse medical surveillance outcomes;
(s) whether the expected exposure is above the action level for lead, so that the appropriate respiratory protective equipment can be selected pending the implementation of engineering control measures;
(t) procedures for removal of lead waste from the workplace and the disposal thereof;
(u) procedures for dealing with spills and emergencies;
(v) the steps to be taken to reduce the release of airborne lead into the environment; and
(w) such additional information as may be needed to complete the lead risk assessment.

(3) An employer or a self-employed person must forthwith review the lead risk assessment required by subregulation (1) if—
(a) there is reason to believe that the previous assessment is no longer valid;
(b) control measures are no longer efficient;
(c) technological or scientific advances allow for more efficient control methods; or
(d) there has been a significant change in—
(i) work methods;
(ii) the type of work carried out;
(iii) the type of equipment used to control exposure; or
(iv) when blood-lead or airborne lead concentrations are likely to exceed the action levels.

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(4) If the assessment or any reviews made in accordance with subregulations (1) and (3), indicate that any person may be exposed to lead, the employer or self-employed person must ensure that the exposure is adequately controlled as contemplated in regulation 12.

6. Information, instruction, supervision and training

(1) An employer who undertakes lead work must inform the relevant health and safety representatives or health and safety committee established for that workplace of the-
  (a) intention to conduct-
    (i) a lead risk assessment contemplated in regulation 5;
    (ii) exposure monitoring contemplated in regulation 8;
    (iii) medical screening and surveillance contemplated in regulation 9; and
    (iv) training contemplated in sub-regulation (2).
  (b) the documented outcomes of-
    (i) the lead risk assessment contemplated in regulation 5;
    (ii) exposure monitoring contemplated in regulation 8; and
    (iii) medical screening and surveillance contemplated in regulation 9;

(2) An employer must provide information, instruction, supervision and training to any employee exposed to lead.

(3) Information, instruction and training contemplated in subregulation 2 must be provided prior to exposure of the employee to lead.

(4) The information and training contemplated in subregulation 2 must include-
  (a) The contents and scope of these regulations including but not limited to-
    (i) OELs of lead; and
    (ii) duties of persons who are likely to be exposed to lead, as contemplated in regulation 7;
    (iii) prohibitions, as contemplated in regulation 16;
  (b) details of the lead to which the employee is likely to be exposed at the workplace including-
    (i) where it can be found;
    (ii) information on the potential risk to health and safety; and
    (iii) the outcome of exposure assessment;
  (c) how to access the relevant SDSs and the information that each part of an SDS provides;
  (d) the information that each part of the label on containers provides and why the information is being provided;
  (e) the work practices and procedures to be followed in the use, handling, storage, transportation, spill clean-up, disposal, emergency situations, good housekeeping and personal hygiene;
  (f) the necessity of personal exposure monitoring, biological monitoring and medical screening and surveillance;
  (g) the health risk to vulnerable employees, reproductively able, pregnant and lactating women;
  (h) the need for personal protective equipment including respiratory protective equipment as well as the correct use, storage and maintenance; and

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(i) the necessity, correct use, maintenance and potential of safety equipment, facilities and engineering control measures provided.

(5) An employer must –

(a) provide refresher training annually;

(b) provide information on access to risk the assessment, exposure monitoring records and personal medical records;

(c) give written instructions of the procedures to be followed in the event of spillages, leakages or any similar emergency situation, to the drivers of vehicles transporting lead; and

(d) agree in writing to the arrangements and procedures to ensure compliance by the mandatory to information and training requirements, as contemplated in section 37(2) of the Act.

(6) An employer or self-employed person must ensure, as far as is reasonably practicable, persons other than employees who may be affected by lead exposure at the workplace are informed, supervised and instructed.

7. Duties of persons who may be exposed

(1) Any person who is or may be exposed, must obey a lawful instruction given by or on behalf of the employer or a self-employed person, regarding-

(a) the prevention of lead from being released in an uncontrolled manner;

(b) the correct use of personal protective equipment, respiratory protective equipment and protective clothing;

(c) co-operation with the employer in determining personal exposure, which may include the wearing of monitoring equipment to measure personal exposure;

(d) the reporting for exposure monitoring, medical screening and surveillance and biological monitoring as required by these regulations;

(e) the cleaning up and disposal of materials contaminated by lead;

(f) housekeeping at the workplace, personal hygiene, environmental and health practices; and

(g) information, instruction, supervision and training.

(2) Every employee must-

(a) make full and proper use of any control measure or facility provided in accordance with these regulations;

(b) inspect, use, wear, store and dispose of the equipment in accordance with any information, training or lawful instruction provided by the employer;

(c) not intentionally misuse or damage any equipment;

(d) immediately inform the employer of any damage to, defect in, need to clean or decontaminate, or replace any of the equipment of which the employee becomes aware;

(e) remove contaminated personal protective equipment on leaving the working area and keep it apart from uncontaminated clothing and equipment; and

(f) ensure personal protective equipment is returned after use and safely stored if not disposed.

8. Exposure monitoring

(1) Based on the lead risk assessment for an SEG carried out in accordance with regulation 5, the employer must ensure that exposure monitoring is conducted-

(a) for air monitoring of lead-

(i) if the risk assessment indicates potential exposure of the action level for airborne lead;

(ii) at least every 24 months; and

(iii) by an approved inspection authority

(b) for biological exposure monitoring of lead-

(i) if the risk assessment indicates potential exposure is likely to result in blood lead concentrations exceeding the relevant action levels for lead;

(ii) if air monitoring results contemplated in subregulation (1)(a) exceed 50% of the OEL;

(iii) if air monitoring alone is unlikely to reflect total uptake through all exposure routes;

(iv) if the health risk assessment identifies any vulnerable employees, reproductively able, pregnant, and lactating women, that may be exposed to lead; and

(v) when recommended by an occupational medicine practitioner.

(2) The results of air monitoring carried out in terms of subregulation (1) must be used to determine-

(a) the need for implementation of controls, in terms of regulation 12;

(b) validation of respirator protection factor selection, in terms of regulation 14(4); and

(c) whether to conduct medical screening and medical surveillance, in terms of regulation 9.

(3) Every employer must ensure biological exposure monitoring of lead other than tetra-alkyl lead, are include in baseline measurements of blood lead which shall be repeated during the third and the sixth month after commencement of employment and thereafter at the relevant intervals provided in Table 1 of Annexure B.

(4) Where the blood lead concentration of an employee exposed to lead exceeds the suspension levels provided in Table 1 of Annexure B, every employer must ensure the test is repeated, and if the result of the repeated test continues to exceed the suspension level, then the employee must be temporarily suspended from lead work until the blood lead levels are equal to or less than the relevant return to work level.

(5) Where the blood lead concentration of an employee exposed to lead is equal to or exceeds the relevant action levels provided in Table 1 of Annexure B, the employer must-

(a) review the effectiveness of control measures;

(b) investigate the reason for increased levels;

(c) consider whether there are any observable patterns in the employee's biological exposure levels and how these may be related to work practices;

(d) develop an action plan with appropriate corrective actions based on the recommendations in the lead risk assessment and exposure monitoring report; and

(e) enter the results of the exposure monitoring, contemplated in subregulation (1), into the records required by regulation 11.

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(6) Every employer must ensure biological exposure monitoring of tetra-alkyl lead, include a baseline measurement of total urinary lead at the commencement of employment and thereafter at the relevant intervals provided in Table 2 of Annexure B.

(7) Where the total urinary lead concentration of an employee exposed to tetra-alkyl lead exceeds the relevant suspension levels provided in Table 2 of Annexure B, the test is repeated, and if the result of the repeated test continues to exceed the suspension level, then the employee must be temporarily suspended from lead work until the total urinary lead levels are equal to or less than the relevant return to work level.

9. Medical screening and surveillance

(1) Where significant exposure risk is identified in the risk assessment or exposure monitoring, the employer must obtain the opinion of an occupational medicine practitioner to determine whether medical screening is necessary and in forming the opinion, the occupational medicine practitioner must consider-

(a) if the risk assessment indicates significant exposure risk, including consideration of all routes of intake;

(b) if the results of exposure monitoring identify exposures exceeding the action level for airborne lead or the relevant action level for blood lead; and

(c) the exposure of vulnerable employees.

(2) An employer must establish, implement and maintain a documented system of medical surveillance, which is overseen by an occupational medicine practitioner, if the lead risk assessment indicates significant exposure as contemplated in subregulation 1 (a), (b) and (c).

(3) Where the need for medical surveillance has been determined by the occupational medicine practitioner, as contemplated in subregulation (2), the medical screening must include-

(a) an evaluation of the employee's medical, occupational and exposure history;

(b) the appropriate clinical examination and medical tests to identify signs and symptoms associated with the ill health effects of lead exposure and lead poisoning;

(c) the intervals at which medical screening must be repeated.

(4) The employer must ensure that medical screening contemplated in subregulation (3) is carried out by an occupational health practitioner-

(a) immediately before or within 14 days after a person commences employment as is practicable; and

(b) periodically as recommended by the occupational medicine practitioner, but not exceeding 12 months.

(5) After the initial or periodic medical screening evaluation, the occupational medicine practitioner must notify the employer in writing by means of a medical certificate of fitness, and inform the employee accordingly, if-

(a) the employee has a medical condition which;

(i) prevents the wearing of personal protective equipment, where the employee's job requires the wearing of respiratory protective equipment or any other personal protective equipment; or

(ii) is likely to be aggravated by the exposures at that workplace;

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(b) the medical screening evaluation identified an adverse health effect caused by exposure to lead at that workplace.

(6) With respect to the medical certificate of fitness contemplated in subregulation (5), the certificate must indicate-

(a) recommendations related to the employee's fitness to perform the inherent requirements of the job, or the presence of an occupational disease, without including confidential medical information;

(b) if any restrictions or conditions apply to any specified duties performed by the employee;

(c) the period for which any restrictions or conditions, as applicable, should be applied and as far as is reasonably practicable-

(i) accommodate the conditions or restrictions recommended; and

(ii) only permit an employee who has been medically certified for restricted duties to return to normal duties if the employee has been certified fit for those duties by an occupational medicine practitioner.

(7) The documented system of medical surveillance contemplated in subregulation (2) should as far as reasonably practicable include-

(a) an analysis of the screening results over time, to look for abnormal trends in health status, potentially resulting from adverse effects of exposure to lead; and

(b) using the results of subregulation (1) (b) to identify the need for targeted exposure prevention in the workplace.

(8) The employer must investigate and report the occupational disease contemplated in subregulation (6)(a) in compliance with regulation 8 of the General Administrative Regulations, and section 25 of the Occupational Health and Safety Act, 85 of 1993.

(9) An employee may appeal any finding of an occupational medical practitioner stipulated in the medical certificate of fitness to the chief inspector, in writing within 60 days of receiving the certificate;

(10) The employer must-

(a) ensure that the employee provides written informed consent for inclusion in the medical screening;

(b) ensure that the employee provides written informed consent for inclusion in the surveillance programme.

(11) The employer must ensure that exit medical screening is carried out by an occupational health practitioner on termination of an employee's service.

(12) An employee may appeal any finding provided by the occupational medical practitioner stipulated in the medical certificate of fitness, to the chief inspector, in writing within 60 days of receiving the certificate.

10. Respirator zone

(1) An employer or self-employed person must ensure that a respirator zone or temporary respirator zone is declared for any workplace or part of a workplace where the concentration of lead in air exceeds or is likely to exceed the OEL.

(2) A temporary respirator zone may be declared during abnormal operations, including when engineering controls are;

(a) rendered ineffective due to a temporary breakdown;

(b) being installed or repaired; or
(c) ineffective to control exposures in an emergency situation.

(3) The employer must ensure that the respirator zone or temporary respirator zone is clearly demarcated and identified by notice indicating that the relevant area is a respirator zone.

(4) The employer must ensure that no person enters or remains in a respirator zone or temporary respirator zone, unless they are wearing the required respiratory protective equipment and other personal protective equipment as contemplated in regulation 13.

(5) The reason for an exceedance of the OEL is identified and that action is taken, as soon as is reasonably practicable, by means other than respiratory protective equipment, to lower the airborne concentrations of lead to below the OEL.

11. Records

(1) An employer or self-employed person must-
(a) keep written or electronic records of-
(i) lead risk assessments;
(ii) lead exposure monitoring;
(iii) medical screening and medical surveillance reports;
(iv) training and refresher information and training records;
(v) maintenance of control measures; and
(vi) reported occupational diseases;
(b) keep records for a minimum period of 40-years;
(c) make the records available to-
(i) the relevant health and safety representative, health and safety committee or to an inspector;
(ii) any person, provided the records contemplated in regulation 9, are subject to formal written consent of the employee;

(2) If an employer or self-employer person ceases activities, the employer or self-employer person must inform the relevant chief director: provincial operations of -
(a) where the records listed in sub-regulation 1 (a) will be kept; and
(b) how those records will be accessed, when required.

12. Control of exposure

(1) An employer or self-employed person must prevent exposure to lead or, where this is not reasonably practicable, control exposure: Provided that the control of the exposure shall be regarded as adequate if the results of exposure monitoring are at or below the OEL for airborne lead and the relevant action level for blood lead.

(2) Where reasonably practicable, an employer or a self-employed person must control an employee's exposure to lead at the workplace by—
(a) the elimination of lead;
(b) using a substitute for lead or lead-containing material;
(c) the design and use of engineering controls, including-
(i) the control of exposure at source of lead;
(ii) process separation, automation or enclosure;

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(iii) the installation of local extraction ventilation systems to processes, equipment or tools for the control of emissions of airborne lead;
(iv) the use of wet methods where appropriate;
(v) separate workplaces for different processes;
(vi) the identification of early corrective action to be taken;

(3) An employer or a self-employed person must introduce appropriate written work procedures that an employee must follow to ensure that—
(a) lead is safely handled, used and disposed of;
(b) process machinery, installations, equipment, tools, local extraction and general ventilation systems are safely used and maintained; and
(c) early corrective action regarding the control of lead exposure can be taken.

(4) An employer or a self-employed person must use administrative controls for lead at the workplace, including-
(a) limiting the number of persons who may be exposed;
(b) limiting the period during which a person may be exposed;
(c) arrangements for the safe handling, storage and transport of lead and waste containing lead;
(d) safe work procedures to minimise risk of exposure;
(e) minimising the quantity of lead kept at the workplace;
(f) personal hygiene and good housekeeping;
(g) provision of information, instruction, supervision and training.

(5) Personal protective equipment must be provided in accordance with regulation 13.

(6) When developing control measures ensure that-
(a) all relevant routes of exposure are considered including inhalation, skin absorption and ingestion;
(b) the introduction of control measures does not add other unintended health or safety risks.

(7) The employer or self-employed person must ensure that the release of lead into any environment or water system complies with the provisions of the Atmospheric Pollution Prevention Act, 1965 (Act No. 45 of 1965), the Environment Conservation Act, 1989 (Act No. 73 of 1989), the National Water Act, 1998 (Act No. 36 of 1998), and the National Environmental Management Act, 1998 (Act No. 107 of 1998).

13. Personal protective equipment and facilities

(1) An employer or self-employed person must provide –
(a) all persons who are exposed to concentrations of airborne lead, in excess of the action level for lead, with suitable respiratory protective equipment and protective clothing;
(b) suitable lead impermeable protective clothing and respiratory protective equipment for types of lead which can be absorbed through the skin.

(2) Protective clothing and respiratory protective equipment must-
(a) be capable of adequately controlling exposure to lead;
(b) be appropriately selected for the work concerned and the conditions at the workplace where exposure to lead may occur;

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(c) cover all parts of the employees' own clothing and, as far as is reasonably practicable, effectively resist penetration by lead in the form of dust, fume or tetra-alky lead;

(d) be without pockets and designed to avoid, as far as is reasonably practicable, the collection, trapping and retention of lead dust and materials contaminated with lead;

(e) unless disposable, be made from a material which can be easily cleaned and decontaminated;

(f) take into account the state of health of the employees who are required to wear it;

(g) fit the wearer correctly, and;

(h) when not in use or during breaks, be stored in a manner that prevent**s** lead contamination or the spread of lead.

(3) The protective clothing and respiratory protective equipment contemplated in subregulation 2 must be-

(a) readily available to employees who require the protective clothing and respiratory protective equipment;

(b) properly used or worn by the employees, by enforcing its use through providing adequate instruction, training and supervision.

(4) When providing respiratory protective equipment ensure the equipment is appropriate for-

(a) controlling the exposure to below the OEL for lead;

(b) achieving a good seal to the face;

(c) the size and fit for the employee who has to use it;

(d) the type of work to be done;

(e) the physical effort required to do the work;

(f) the length of time it will have to be worn;

(g) the requirements in relation to the work for visibility, comfort and employee communication; and

(h) compatibility with any other personal protective equipment that may be needed.

(5) The employee must ensure that personal protective equipment is-

(a) kept clean, decontaminated and santised after use;

(b) examined at suitable intervals and if found to be defective, make repairs before further use or be replaced; and

(c) when not in use during breaks, respiratory protective equipment must only be stored in a designated, readily accessible, clean container preventing lead contamination of the respiratory protective equipment.

(6) An employer must provide storage and washing facilities to be used by employees to maintain personal hygiene standards during work and before taking breaks.

(7) An employer must as far as is reasonably practicable, ensure that all contaminated personal protective equipment is cleaned and handled in accordance with the following-

(a) where the equipment is cleaned on the premises of an employer, care must be taken to prevent contamination during handling, transport and cleaning;

(b) where the equipment is sent off the premises to a contractor for cleaning purposes-

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(i) the equipment must be packed in impermeable containers, be tightly sealed and have a clear indication that the contents thereof are contaminated; and

(ii) the relevant contractor must be fully informed of the requirements of these regulations and the precautions to be taken for the handling of lead contaminated equipment.

(8) Subject to the provisions of subregulation (7)(b) an employer must ensure that no person removes dirty or contaminated personal protective equipment from the premises: Provided that where contaminated personal protective equipment is to be disposed of, it must be treated as hazardous waste.

(9) Subject to the provisions of the Facilities Regulations promulgated by Government Notice No. R. 2362 of 5 October 1990, an employer must, where reasonably practicable, provide employees who use personal protective equipment, as contemplated in subregulation (1), with-

(a) adequate washing facilities which are readily accessible and located in an area where the facilities will not become contaminated, in order to enable the employees to meet a standard of personal hygiene consistent with the adequate control of exposure, and to avoid the spread of lead;

(b) two separate lockers labelled “protective clothing” and “personal clothing” respectively, located in both the “dirty” and “clean” change rooms, and ensure that the clothing is kept separately in the lockers concerned; and

(c) separate “clean” and “dirty” change rooms if the employer uses or processes lead to the extent that the lead could endanger the health of persons outside the workplace.

14. Cleanliness of premises and plant

(1) An employer or self-employed person must, as far as is reasonably practicable, take steps to ensure that-

(a) all workplaces are kept in a clean state and free of lead waste and,

(b) when lead is accidentally spilled or airborne lead is accidentally released into the workplace, corrective measures are immediately taken, before any work is continued;

(c) cleaning is carried out by vacuum-cleaning equipment with a filtration efficiency of at least 99 per cent for particles of one micrometre in size, or by some other means so that lead dust neither escapes nor is released into the air to such an extent that it contaminates any workplace or the environment;

(d) the vacuum-cleaning equipment is regularly serviced and all its external surfaces are kept in a clean state and free from lead dust; and

(e) where the use of vacuum-cleaning equipment is impracticable, surfaces which are to be cleaned are dampened and that persons undertaking such cleaning wear appropriate protective clothing and respiratory protective equipment.

15. Maintenance, examination and testing of control measures

(1) An employer or self-employed person must ensure that—

(a) reasonable steps are taken, enforcing proper use and application of control measures;

(b) all control equipment and facilities provided in terms of regulations 12, 13, and 14 are maintained in good working order and clean condition;
(c) inspection, examination and testing of engineering control measures are carried out at specified intervals by a competent person and findings are recorded; and
(d) written instructions are established, which specify the nature of inspections, tests and maintenance to be performed on the ventilation system.

(2) Where ventilation controls as a form of engineering control, are provided, the employer must ensure that-
(a) testing of the ventilation system is carried out at least once every 24 months by an approved inspection authority, who must record in writing the findings;
(b) test by an approved inspections authority should be repeated after any changes to control ventilation in the workplace were made; and
(c) written reports by the approved inspections authority should clearly indicate findings and specify recommendations for corrective actions to ensure exposure remains below the OEL for lead.

16. Prohibitions

(1) No person shall-
(a) use compressed air to blow away particles of lead from any surface or person, or require or permit any other person to use compressed air to blow away particles of lead from any surface or person; or
(b) smoke, eat, drink or keep food or beverages in an area not specifically designated for it or require or permit any other person to smoke, eat, drink or keep food or beverages in such area.

(2) Lead paint may not be—
(a) used for painting the interior of buildings;
(b) used on furniture;
(c) scraped or rubbed down from a surface through any dry process;
(d) removed by burning; or
(e) recycled into non-lead production processes.

17. Labelling of lead

An employer must-

(1) ensure that all lead used, handled or stored at the workplace is identified and correctly labelled;
(2) ensure that a container labelled for lead is used only for the use, handling or storage of lead;
(3) ensure that when lead is transferred or decanted at the workplace, from its original container into a destination container, the destination container is correctly labelled for lead.

18. Disposal of lead waste

An employer or self-employed person must as far as is reasonably practicable ensure that—

(1) all lead waste is classified and disposed of as waste in terms of the following legislation, as updated from time to time-
(a) National Environmental Management: Waste Act, 2008, (Act no 59 of 2008),

(b) Waste classification and management regulations, 2013;
(c) National norms and standards for the assessment of waste for landfill disposal, 2013;
(d) National norms and standards for disposal of waste to landfill, 2013;

(2) contaminated disposable PPE is disposed of as lead contaminated waste;
(3) all collected lead waste is placed into containers that will prevent exposure during handling;
(4) all vehicles, re-usable containers and covers which have been in contact with lead waste, are cleaned and decontaminated after use, in such a way that such vehicles, containers or covers, do not cause a hazard inside or outside the premises concerned;
(5) all persons involved in the collection, transport and disposal of lead waste and who may be exposed to that waste, are provided with suitable information, training and personal protective equipment; and
(6) in cases where the services of a waste disposal contractor are used, a provision is incorporated into the contract stating that the contractor must comply with the provisions of these regulations.

19. Offences and penalties

Any person who contravenes or fails to comply with any provision of regulation 3, 4, 5, 6, 7, 8, 9, 10, 11(1), 11(2), 12, 13, 14, 15, 16, 17 and 18 shall be guilty of an offence and liable on conviction to a fine or imprisonment for a period not exceeding six months and, in the case of a continuous offence, to an additional fine of R200 for each day on which the offence continues or additional imprisonment of one day for each day on which the offence continues: Provided that the period of such additional imprisonment must in no case exceed 90 days.

20. Repeal of regulations

The Lead Regulations published under Government Notice No. R. 236 of 28 February 2002, are repealed 18 months after the date of promulgation of these regulations.

21. Short title

These regulations shall be called the Lead Regulations, XXXX;

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Annexure A

Compulsory GHS classification for:

Lead (CAS: 7439-92-1);

- Respiratory. Category 1A
- Lactation.
- Aquatic Acute 1
- Aquatic Chronic 1

Tetraethyl lead (CAS: 78-00-2);

- Acute Toxicity. Category 1
- Acute Toxicity. 1
- Acute Toxicity. 1
- Respiratory. Category 1A
- Specific target organ toxicity (STOT) Category 2
- Aquatic Acute 1
- Aquatic Chronic 1

Tetramethyl lead (CAS: 75-74-1);

- Flammable. Liquid. Category 3
- Acute Toxicity. 2
- Acute Toxicity. 1
- Acute Toxicity. 4
- Respiratory. Category 1A
- Specific target organ toxicity (STOT) RE 2
- Specific target organ toxicity (STOT) RE 2
- Aquatic Acute 1
- Aquatic Chronic 1

Annexure B

Table 1: Frequency of blood lead level screening: Blood lead levels

Employee	Action Level ug/100 ml	Suspension Levels ug/100ml	Return to Lead Work Levels ug/100ml	Medical Screening and Surveillance levels ug/100ml	Frequency of Biomonitoring (months)			
					12	6	3	OMP
General	20	40	30	20	<20	<30	<40	≥40
Vulnerable	15	OMP	OMP	15	OMP	OMP	OMP	OMP
Reproductively able	10	20	15	10	<10	<15	<20	≥20
Pregnant and/or lactating	-	>5	<5	All	-	-	All	All

Notes: OMP denotes: frequency determined by an Occupational Medicine Practitioner.

Table 2: Frequency of total urinary lead levels in creatinine monitoring

Employee	Action Level **µgPb/g**	Suspension Levels **µgPb/g**	Return to Lead Work Levels **µgPb/g**	Medical Screening and Surveillance levels **µgPb/g**	Frequency of Biomonitoring (weeks)		
					6	1	OMP
General	N/A	110	80	20	<95	95 - 109	>110
Vulnerable	N/A	110	80	All	<95	95 - 109	>110
Reproductively able	N/A	25	15	All	<20	20 - 24	>25
Pregnant and /or lactating	Prohibited from undertaking lead work involving organic lead						

Note: OMP denotes; frequency determined by an Occupational Medicine Practitioner.

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DEPARTMENT OF EMPLOYMENT AND LABOUR

NO. R. 4438 **1 March 2024**

LABOUR RELATIONS ACT, 1995

APPLICATION FOR VARIATION OF REGISTERED SCOPE OF A STATUTORY COUNCIL

I, Lehlohonolo Daniel Molefe, Registrar of Labour Relations, hereby, in terms of section 58(1) of the Labour Relations Act, 1995, give notice that an application for the variation of its registered scope has been received from the **Statutory Council for the Squid and Other Fisheries of South Africa:**

Particulars of the application are reflected in the subjoined table.

Any person may object to the application on any or all of the following grounds:

(a) The applicant has not complied with the provisions of section 29 of the Act, read with the changes required by the context;

(b) the sector and area in respect of which application is made is not appropriate; and

(c) the applicant is not sufficiently representative in the sector and area in respect of which application is made.

Any person who objects must lodge his/her written objection with me, c/o the Department of Employment & Labour, Laboria House, 215 Francis Baard Street, Pretoria (Postal address: Private Bag X117, Pretoria, 0001), within 30 days of the date of this notice. A copy of the objection must be served on the applicant within

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the said period and I must be satisfied that a copy of the objection has been served on the applicant.

The applicant may respond to the objection within 14 days of the expiry of the 30-day period mentioned above and must satisfy me that a copy of the response has been served on the person who objected within the 14-day period.

TABLE

Name and address of the applicant statutory council:

Statutory Council for the Squid and Other Fisheries of South Africa.

62 Admiralty Way
Summerstrand
Gqeberha
EASTERN CAPE

Date on which application was lodged:

13 October 2023

Intention of application:

To amend the registered scope of the Council –

The scope of The Statutory Council for the Squid and Other Fisheries of South Africa is as follows:

Squid fishing by means of the jigging fishing method as well as those fishing industries involved with inshore harvesting of fish species from fishing vessels at sea. Which also includes:

- The maintenance personnel who are responsible for keeping the vessels and ancillary equipment in a sea going and serviceable condition.
- The administrative (office) personnel who are responsible for the administrative function.

- The factory-based personnel who are responsible for the handling of squid and other fish species on land in the land-based processing establishments.

The specific character of the fishing sectors which it is intended to be included, are the fisheries mainly involved in the inshore harvesting of fish species. Inshore fishing means fishing which is predominantly conducted insight of land with a depth of sea water +/- 90 meters, up +/- 20 km from land. The fishing sectors include hake long line, small and pelagic fishing (pilchards, anchovy and tuna) and rock lobster.

Sector and area in respect of which application is made

Within the following area(s)

Fishing within the geographical area of the South African Coast Line which includes the entire Kwa-Zulu Natal Coast in the East to the Northern Cape Coast in the West, which includes the entire Eastern Cape as well as the Western Cape Coast Lines.

Interest and area in respect of which application is held:

The scope of The Statutory Council for the Squid and Related Fisheries of South Africa is as follows:

Squid Fishing by means of jigging method from fishing vessels at sea.

Which includes:

- The maintenance personnel who are responsible for keeping the vessels and ancillary equipment in a sea going and serviceable condition.
- The administrative (office) personnel who are responsible for the administrative function.
- The factory based personnel who are responsible for the handling of the Squid on land in the land based processing establishments.

Representativeness of the Council in respect of the additional activities:

Total number of employees falling within the new scope of the Council and who belong to the trade unions which are party to the Council:	1 729
Total number of employers falling within the new scope of the Council and who belong to the employers' organisations which are party to the Council:	172
Total number of employees employed within the new scope of the Council by the employers who belong to the employers' organisations which are party to the Council:	2 951
Total number of the employers within the new scope of the Council:	202
Total number of the employees employed within the new scope of the Council:	4 634

REGISTRAR OF LABOUR RELATIONS

DATE: 22/02/2024

CUSTOMS AND EXCISE ACT, 1964.
AMENDMENT OF SCHEDULE NO. 4 (NO. 4/2/398)

In terms of section 75 of the Customs and Excise Act, 1964, Part 2 of Schedule No. 4 to the said Act is hereby amended to the extent set out in the Schedule hereto.

ENOCH GODONGWANA
MINISTER OF FINANCE

SCHEDULE

By the substitution of the following:

Rebate Item	Tariff Heading	Rebate Code	CD	Description	Extent of Rebate
460.03	0207.14.9	02.07	78	Meat, frozen, other, of fowls of the species *Gallus domesticus*, in such quantities, at such times and subject to such conditions as the International Trade Administration Commission (ITAC) may allow by specific permit after consultation with the Director General: The Department of Agriculture, Land Reform and Rural Development, for the duration of a shortage of chicken as a result of an outbreak of highly pathogenic avian influenza in South Africa, provided that ITAC or equivalent authority in SACU Member States, is satisfied that - (i) the chicken is only for consumption or manufacture of products for consumption, in the country of import; and (ii) the chicken imported in terms of this rebate item is not re-exported to any other SACU Member State	Full duty less 37%

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SUID-AFRIKAANSE INKOMSTEDIENS

NO. R. 4439 **1 Maart 2024**

DOEANE- EN AKSYNSWET, 1964.
WYSIGING VAN BYLAE NO. 4 (NO. 4/2/398)

Kragtens artikel 75 van die Doeane- en Aksynswet, 1964, word Deel 2 van Bylae No. 4 by bogenoemde Wet hiermee gewysig in die mate in die Bylae hierby aangetoon.

ENOCH GODONGWANA
MINISTER VAN FINANSIES

BYLAE

Deur die vervanging van die volgende:

Kortingitem	Tariefpos	Kortingkode	TS	Beskrywing	Mate van Korting
460.03	0207.14.9	02.07	78	Vleis, bevrore, ander, van hoenders van die spesie *Gallus domesticus*, op die tye, in die hoeveelhede en onderhewig aan sodanige voorwaardes wat die Internasionale Handelsadministrasiekommissie, (ITAC), kan per spesifieke permit toelaat na oorlegpleging met die Direkteur-generaal: Die Departement van Landbou, Grondhervorming en Landelike Ontwikkeling, vir die duur van 'n tekort aan hoender as gevolg van 'n van hoogs patogene voëlgriep in Suid-Afrika, met dien verstande dat ITAC of gelykwaardige gesag in SADU-lidlande, is tevrede dat - (i) die hoender slegs vir verbruik of vervaardiging van produkte vir verbruik, in die land van invoer; en (ii) die hoender wat ingevolge hierdie kortingsitem ingevoer word, nie weer uitgevoer word na enige ander SADU-lidlande nie	Volle reg min 37%

SOUTH AFRICAN REVENUE SERVICE

NO. R. 4440 **1 March 2024**

CUSTOMS AND EXCISE ACT, 1964.
AMENDMENT OF SCHEDULE NO. 4 (NO. 4/2/396)

In terms of section 75 of the Customs and Excise Act, 1964, Part 2 of Schedule No. 4 to the said Act is hereby amended to the extent set out in the Schedule hereto.

ENOCH GODONGWANA
MINISTER OF FINANCE

SCHEDULE

By the insertion of the following:

Rebate Item	Tariff Heading	Rebate Code	CD	Description	Extent of Rebate
460.06	3823.13	01.06	62	Tall oil fatty acids, at such times, in such quantities and subject to such conditions as the International Trade Administration Commission may allow by specific permit, provided the product is not available in the SACU market	Full duty

SUID-AFRIKAANSE INKOMSTEDIENS

NO. R. 4440 **1 Maart 2024**

DOEANE- EN AKSYNSWET, 1964.
WYSIGING VAN BYLAE NO. 4 (NO. 4/2/396)

Kragtens artikel 75 van die Doeane- en Aksynswet, 1964, word Deel 2 van Bylae No. 4 by bogenoemde Wet hiermee gewysig in die mate in die Bylae hierby aangetoon.

ENOCH GODONGWANA
MINISTER VAN FINANSIES

BYLAE

Deur die invoeging van die volgende:

Kortingitem	Tariefpos	Kortingkode	TS	Beskrywing	Mate van Korting
460.06	3823.13	01.06	62	Tal-olievetsure; in dié hoeveelhede; by dié tye en onderhewig aan sodanige voorwaardes wat die Internasionale Handelsadministrasiekommissie by bepaalde permit mag toelaat, met dien verstande dat die produkte nie in die SADU mark beskikbaar is nie	Volle reg

CUSTOMS AND EXCISE ACT, 1964.
AMENDMENT OF SCHEDULE NO. 1 (NO. 1/1/1911)

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

ENOCH GODONGWANA
MINISTER OF FINANCE

SCHEDULE

By the deletion of the following:

Heading / Subheading	CD	Article Description	Statistical Unit	Rate of Duty					
				General	EU / UK	EFTA	SADC	MERCOSUR	AfCFTA
1604.20.30	5	- - Other anchovies	kg	25%	free	free	free	25%	25%
1604.20.35	6	- - Other sardines (pilchards) *(Sardinops spp.)* and sardinella *(Sardinella spp.)*, minced, in airtight containers for human consumption	kg	6c/kg	free	free	free	6c/kg	6c/kg

By the insertion of the following:

Heading / Subheading	CD	Article Description	Statistical Unit	Rate of Duty					
				General	EU / UK	EFTA	SADC	MERCOSUR	AfCFTA
1604.20.3		**- - Other anchovies:**							
1604.20.31	3	- - - Canned, minced anchovies	kg	6c/kg	free	free	free	6c/kg	6c/kg
1604.20.39	9	- - - Other	kg	25%	free	free	free	25%	25%
1604.20.45	3	- - Other sardines (pilchards) (Sardinops spp.) and sardinella (Sardinella spp.), minced, in airtight containers for human consumption	kg	6c/kg	free	free	free	6c/kg	6c/kg

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SUID-AFRIKAANSE INKOMSTEDIENS

NO. R. 4441 **1 Maart 2024**

DOEANE- EN AKSYNSWET, 1964.
WYSIGING VAN BYLAE NO. 1 (NO. 1/1/1911)

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

ENOCH GODONGWANA
MINISTER VAN FINANSIES

BYLAE

Deur die skrapping van die volgende:

Pos / Subpos	TS	Artikel Beskrywing	Statistiese Eenheid	Skaal van Reg				
				Algemeen	EU / VK	EFTA	SAOG	MERCOSUR	AfKVHG
1604.20.30	5	- - Ander ansjovisse	kg	25%	vry	vry	vry	25%	25%
1604.20.35	6	- - Ander sardiens (sardyne) *(Sardinops spp.)* en sardinella *(Sardinella spp.)*, gemaal, in lugdigte metaalhouers vir mensilike gebruik	kg	6c/kg	vry	vry	vry	6c/kg	6c/kg

Deur die invoeging van die volgende:

Pos / Subpos	TS	Artikel Beskrywing	Statistiese Eenheid	Skaal van Reg				
				Algemeen	EU / VK	EFTA	SAOG	MERCOSUR	AfKVHG
1604.20.3		**- - Ander ansjovisse:**							
1604.20.31	3	- - - Geblikte, gemaalde ansjovisse	kg	6c/kg	vry	vry	vry	6c/kg	6c/kg
1604.20.39	9	- - - Ander	kg	25%	vry	vry	vry	25%	25%
1604.20.45	3	- - Ander sardiens (sardyne) (Sardinops spp.) en sardinella (Sardinella spp.), gemaal, in lugdigte metaalhouers vir mensilike gebruik	kg	6c/kg	vry	vry	vry	6c/kg	6c/kg

SOUTH AFRICAN REVENUE SERVICE

NO. R. 4442 **1 March 2024**

CUSTOMS AND EXCISE ACT, 1964.
AMENDMENT OF SCHEDULE NO. 4 (NO. 4/2/397)

In terms of section 75 of the Customs and Excise Act, 1964, Part 2 of Schedule No. 4 to the said Act is hereby amended, **with retrospective effect from 26 January 2024**, to the extent set out in the Schedule hereto.

ENOCH GODONGWANA
MINISTER OF FINANCE

SCHEDULE

By the substitution of the following:

Rebate Item	Tariff Heading	Rebate Code	CD	Description	Extent of Rebate
460.03	0207.14.1	01.07	79	Boneless cuts, frozen of fowls of the species *Gallus domesticus*, in such quantities, at such times and subject to such conditions as the International Trade Administration Commission (ITAC) may allow by specific permit after consultation with the Director General: The Department of Agriculture, Land Reform and Rural Development, for the duration of a shortage of chicken as a result of an outbreak of highly pathogenic avian influenza in South Africa, provided that ITAC or equivalent authority in SACU Member States, is satisfied that - (i) the chicken is only for consumption or manufacture of products for consumption, in the country of import; and (ii) the chicken imported in terms of this rebate item is not re-exported to any other SACU Member State	Full duty less 12%

DOEANE- EN AKSYNSWET, 1964.
WYSIGING VAN BYLAE NO. 4 (NO. 4/2/397)

Kragtens artikel 75 van die Doeane- en Aksynswet, 1964, word Deel 2 van Bylae No. 4 by bogenoemde Wet hiermee gewysig**, met terugwerkende krag vanaf 26 Januarie 2024,** in die mate in die Bylae hierby aangetoon.

ENOCH GODONGWANA
MINISTER VAN FINANSIES

BYLAE

Deur die vervanging van die volgende:

Kortingitem	Tariefpos	Kortingkode	TS	Beskrywing	Mate van Korting
460.03	0207.14.1	01.07	79	Ontbeende snitte, bevrore, van hoenders van die spesie *Gallus domesticus*, op die tye, in die hoeveelhede en onderhewig aan sodanige voorwaardes wat die Internasionale Handelsadministrasiekommissie (ITAC) kan per spesifieke permit toelaat na oorlegpleging met die Direkteur-generaal: Die Departement van Landbou, Grondhervorming en Landelike Ontwikkeling, vir die duur van 'n tekort aan hoender as gevolg van 'n van hoogs patogene voëlgriep in Suid-Afrika, met dien verstande dat ITAC of gelykwaardige gesag in SADU-lidlande, is tevrede dat - (i) die hoender slegs vir verbruik of vervaardiging van produkte vir verbruik, in die land van invoer; en (ii) die hoender wat ingevolge hierdie kortingsitem ingevoer word, nie weer uitgevoer word na enige ander SADU-lidlande nie	Volle reg min 12%

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