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GOVERNMENT NOTICES • GOEWERMENTSKENNISGEWINGS

DEPARTMENT OF TRADE AND INDUSTRY

NO. R. 424

27 MARCH 2020

COVID-19 EXPORT CONTROL REGULATION

I, Ebrahim Patel in my capacity as Minister responsible for Trade, Industry and Competition and acting under the powers vested in me by Section 6 of the International Trade Administration Act, 2002 (Act 71 of 2002) hereby amend the Regulations promulgated in Government Gazette No. 35007, Notice No. R. 92 dated 10 February 2012 as set out in the Schedule hereto.

This amendment will come into operation on the date of publication hereof in the Government Gazette and shall remain in operation for the duration of the national state of disaster declared by the Minister of Cooperative Governance and Traditional Affairs in Government Notice No. 313 of Government Gazette No. 43096 on 15 March 2020 in terms of Section 27(2) of the Disaster Management Act, 2002 (Act 57 of 2002).

**EBRAHIM PATEL****MINISTER RESPONSIBLE FOR TRADE, INDUSTRY AND COMPETITION**

SCHEDULE

1. Definition

In this Schedule, "**Regulations**" means the Regulations promulgated in Government Gazette No. 35007, Notice No. R. 92 dated 10 February 2012.

2. Amendment of Paragraph (I)(a) of the Regulations:

Paragraph (I)(a) of the Regulations is hereby amended by the substitution of the following:

"(a) goods described in Schedules 1, 2, 3 and 4 shall not be exported from the Republic of South Africa except by virtue of an export permit issued in terms of Section 6 of the said International Trade Administration Act, 2002, and in which export permit such goods are specifically described;"

3. Insertion of Paragraph (IIIA) of the Regulations:

The following Paragraph (IIIA) is hereby inserted into the Regulations after Paragraph (III):

"The code "DTIC" in column 2 of Schedule 4 indicates that the Department of Trade, Industry and Competition as well as any other department (the Line Department) as determined by the Minister of Trade, Industry and Competition must be consulted by the International Trade Administration Commission (ITAC) upon receipt of an application and the DTIC and/or the Line Department must provide a recommendation to ITAC before a determination on an application for an export permit can be considered by ITAC. If no recommendation is received from the DTIC and/or the Line Department within a period of ten (10) working days, or such an extended time period as requested, from the date of the request, it will be deemed that a recommendation will have been made that there is no objection to the issuing of an export permit."

4. Insertion of Schedule 4 of the Regulations:

The following schedule is hereby inserted into the Regulations after Schedule 3.

SCHEDULE 4

| DESCRIPTION OF GOODS COLUMN (1) | CODE LETTER COLUMN (2) | TARIFF HEADING COLUMN (3) |
|--|---------------------------------|---------------------------------|
| <p>Disinfectants</p> <p>Only the following goods, in any quantity, under tariff heading 3808.94 are subject to export control in terms of this Schedule 4:</p> <p>Hand sanitizers, alcohol-based</p> | DTIC | 3008.94 |
| <p>Other made up articles</p> <p>Only the following goods, in any quantity, under tariff heading 6307.90 are subject to export control in terms of this Schedule 4:</p> <p>Face-masks</p> | DTIC | 6307.90 |
| <p>Other breathing appliances and gas masks (excluding protective masks having neither mechanical parts nor replaceable filters)</p> <p>Only the following goods, in any quantity, under tariff heading 9020.00 are subject to export control in terms of this Schedule 4:</p> <p>Face-masks, including gas masks</p> | DTIC | 9020.00 |
| <p>Compounds containing an unfused pyridine ring (whether or not hydrogenated) in the structure: Other</p> <p>Only the following goods, in any quantity, under tariff heading 2933.39 are subject to export control in terms of this Schedule 4:</p> <p>Hydroxychloroquine</p> | DTIC | 2933.39 |
| <p>Compounds containing in the structure a quinolone or isoguinoline ring-system (whether or not hydrogenated), not further fused: Other</p> <p>Only the following goods, in any quantity, under tariff heading 2933.49 are subject to export control in terms of this Schedule 4:</p> <p>Hydroxychloroquine</p> | DTIC | 2933.49 |

| | | |
|--|------|---------|
| <p>Heterocyclic compounds with nitrogen hetero-atom(s) only: Other</p> <p>Only the following goods, in any quantity, under tariff heading 2933.49 are subject to export control in terms of this Schedule 4:</p> <p>Hydroxychloroquine</p> | DTIC | 2933.99 |
| <p>Antisera and other blood fractions</p> <p>Only the following goods, in any quantity, under tariff heading 3002.12 are subject to export control in terms of this Schedule 4:</p> <p>Albumin, Human, Normal; 20%; Infusion (parenteral)</p> | DTIC | 3002.12 |
| <p>Vaccines for human medicine</p> <p>Only the following goods, in any quantity, under tariff heading 3002.20 are subject to export control in terms of this Schedule 4:</p> <p>Vaccine: Bcg; injection Vaccine: Diphtheria, Pertussis, Tetanus, Polio, Haemophilus; Syringe, Prefilled Vaccine: Polio; Drop, Oral Vaccine: Rotavirus; Syringe, Prefilled Vaccine: Tetanus Toxoid; injection</p> | DTIC | 3002.20 |
| <p>Medicaments (excluding goods of heading 30.02, 30.05 or 30.06) consisting of mixed or unmixed products for therapeutic or prophylactic uses, put up in measured doses (including those in the form of transdermal administration systems) or in forms or packings for retail sale.</p> | DTIC | 30.04 |

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