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GOVERNMENT NOTICES GOEWERMЕНТSKENNISGEWINGS

DEPARTMENT OF FINANCE DEPARTEMENT VAN FINANSIES

No. R. 830

20 June 1997

FINANCIAL SERVICES BOARD

AMENDMENT OF REGULATIONS UNDER THE INSURANCE ACT, 1943 (ACT NO. 27 OF 1943)

The Minister of Finance has under section 76 of the Insurance Act, 1943 (Act No. 27 of 1943), made the regulations in the Schedule.

SCHEDULE

Definition

1. In these regulations "the Regulations" means the regulations published under Government Notice No. R. 1285 of 27 August 1965, as amended by Government Notices Nos. R. 252 of 23 February 1968, R. 2036 of 2 November 1973, R. 2489 of 28 December 1973, R. 1442 of 20 August 1976, R. 333 of 1 March 1977, R. 838 of 20 May 1977, R. 1249 of 8 July 1977, R. 2274 of 4 November 1977, R. 947 of 12 May 1978, R. 1631 of 11 August 1978, R. 120 of 26 January 1979, R. 353 of 20 February 1981, R. 396 of 27 February 1981, R. 905 of 24 April 1981, R. 2064 of 2 October 1981, R. 446 of 4 March 1983, R. 2145 of 28 September 1984, R. 81 of 18 January 1985, R. 2117 of 20 September 1985, R. 2324 of 18 October 1985, R. 431 of 14 March 1986, R. 949 of 16 May 1986, R. 2584 and R. 2628 of 12 December 1986, R. 2288 of 16 October 1987, R. 2501 of 9 December 1988, R. 1345 of 30 June 1989, R. 1447 of 7 July 1989, R. 1922 of 1 September 1989, R. 2886 of 29 December 1989, R. 1734

of 27 July 1990, R. 1925 of 17 August 1990, R. 2360 of 27 September 1991, R. 2846 of 29 November 1991, R. 1722 of 26 June 1992, R. 2344 of 21 August 1992, R. 3179 of 20 November 1992, R. 3412 of 24 December 1992, R. 200 of 12 February 1993, R. 2037 of 29 October 1993, R. 1047 of 3 June 1994, R. 324 of 3 March 1995, R. 16 of 12 January 1996 and R. 13 of 3 January 1997.

Amendment of regulation 6

2. Regulation 6 of the Regulations is hereby amended—

- (a) by the substitution for subparagraph (v) of subregulation (1) (a) of the following subparagraph:
“(v) an analysis of the assets shown under Statement N, in the form of Statements N(1) to N(9); and
- (b) by the substitution for subparagraph (ix) of subregulation (1) (b) of the following subparagraph:
“(ix) an analysis of the assets shown in Statement 8, in the form of Statements 8(1) to 8(9) and Statement 8(11).”

Amendment of regulation 34

3. Regulation 34 of the Regulations is hereby amended—

- (a) by the substitution for subparagraphs (i) and (ii) in the proviso to subregulation (1) of the following subparagraphs:
 - (i) the total market value of assets held in respect of long-term insurance business—
 - (aa) referred to in items 6 and 12, inclusive, 13 (b), 13 (c) and 14 in column 1 of the Annexure, expressed as a percentage, shall not exceed 95%; and
 - (bb) referred to in items 6, 7 and 13 (b) in column 1 of the Annexure, expressed as a percentage, shall not exceed 90%; and
 - (ii) the total market value of assets held in respect of short-term insurance business—
 - (aa) referred to in items 6 to 12, inclusive, 13 (b), 13 (c) and 14 in column 1 of the Annexure and paragraph 8, of the Third Schedule to the Act, expressed as a percentage, shall not exceed 70%; and
 - (bb) referred to in items 8, 9 and 13 (b) in column 1 of the Annexure, expressed as a percentage, shall not exceed 65%,
of the aggregate liabilities in respect of the business concerned.”.
- (b) by the substitution for paragraph (h) of subregulation (4) of the following paragraph:
 - (h) ‘market value’, in relation to—
 - (i) assets listed on a stock exchange, means the value determined in accordance with paragraph (g) of section 15 of the Act; and
 - (ii) assets to which the preceding provisions do not apply, means the value determined in accordance with paragraph (h) of section 15 of the Act;”; and
- (c) by the addition to subregulation (4) of the following paragraph:
 - (k) ‘securities’, in relation to assets referred to in item 13 of the Annexure, shall bear a meaning corresponding with the general meaning of the expression in financial markets and shall include any scrip, certificate, warrant or like instrument representing bills, bonds, debentures, debenture stock, shares, stocks or acceptances issued by a body corporate established by law, a government or a company.”.

Substitution of the Annexure to regulation 34

4. The Annexure to regulation 34 of the Regulations is hereby amended by the addition of the following item 13, the existing item 13 becoming item 14:

- “13. Listed securities, credit balances, deposits and units referred to in paragraph 11 (5) of the Third Schedule to the Act, subject to the following limitation:
- (a) Securities issued by a government of a country other than the Republic
 - (b) Shares and stocks, convertible debentures whether voluntarily or compulsorily convertible, issued by an institution incorporated outside the Republic, including units derived from or linked to assets mentioned in paragraph 11 (5) (c) of the Third Schedule to the Act, in respect of which the registrar has approved the country other than the Republic in which the regulated market concerned is situated or the stock exchange outside the Republic, subject to the following limitation:

10%	10%
10%	10%
10%	10%

(i)	Shares and stocks, convertible debentures whether voluntarily or compulsorily convertible, including units derived from or linked thereto, in a regulated market in a country other than the Republic, or listed in the Development Capital Sector of a stock exchange outside the Republic, which the registrar has approved.....	5%	2,5%
(ii)	Ordinary shares and stocks, convertible debentures whether voluntarily or compulsorily convertible, including units derived from or linked thereto, in any one institution with a market capitalisation less than or equal to R2 000 million, listed on, other than listed in the Development Capital Sector of, a stock exchange outside the Republic, which the registrar has approved.....	10%	5%
(iii)	Preference shares and stocks in any one institution listed on a stock exchange outside the Republic, which the registrar has approved.....	10%	5%
(c)	Securities, excluding those in subitem (b), issued by an institution incorporated outside the Republic, in respect of which the registrar has approved the country other than the Republic in which the regulated market concerned is situated or stock exchange outside the Republic subject to the following limitation:	10%	10%
	Per institution.....	5%	5%
(d)	Credit balances in accounts with or deposits (including negotiable deposits) accepted by an institution incorporated outside the Republic, in a country other than the Republic approved by the registrar which would have been a bank in terms of the Banks Act, 1990	10%	10%".

Amendment of the Statements

5. Statement N in the Annexure hereto is hereby substituted for Statement N prescribed in the Regulations.
6. Statement N(2) in the Annexure hereto is hereby substituted for Statement N(2) prescribed in the Regulations.
7. Statement N(9) in the Annexure hereto is hereby inserted in the Regulations as Statement N(9) prescribed in the Regulations.
8. Statement R in the Annexure hereto is hereby substituted for Statement R prescribed in the Regulations.
9. Statement S in the Annexure hereto is hereby substituted for Statement S prescribed in the Regulations.
10. STI 1 Statement 8(10) in the Annexure hereto is hereby substituted for STI 1 Statement 8(10) prescribed in the Regulations.
11. STI 1 Statement 8(11) in the Annexure hereto is hereby inserted in the Regulations as STI 1 Statement 8(11) prescribed in the Regulations.
12. STI 1 Statement 14(1) in the Annexure hereto is hereby substituted for STI 1 Statement 14(1) prescribed in the Regulations.
13. STI 1 Statement 14(2) in the Annexure hereto is hereby substituted for STI 1 Statement 14(2) prescribed in the Regulations.

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Name of insurer..... Financial year ended.....

STATEMENT N.—STATEMENT OF ASSETS RELATING TO INSURANCE BUSINESS

Item number	Short description of assets	Value of assets (including interest accrued and outstanding) determined in accordance with the provisions of section 15 of the Act	
		Long-term business	Assets not held in Republic within the meaning of section 21 of the Act
1	2	3	4
	<i>Assets referred to in Part I of Third Schedule to Act</i>		R'000
1	Money in hand in the Republic .....	.....	.....
2	Balances and deposits (excluding negotiable deposits) with banks and building societies in the Republic .....	.....	.....
3 (a)	Stock of and loans to the Government of the Republic .....	.....	.....
3 (b)	Stock and loans guaranteed by the Government of the Republic .....	.....	.....
3 (c)	Stock of or guaranteed by and loans to or guaranteed by a provincial administration or the former Administration of South-West Africa .....	.....	.....
4	Stock of or guaranteed by and loans to or guaranteed by local authorities in the Republic .....	.....	.....
4A	Stock of or guaranteed by and loans to or guaranteed by Development Boards .....	.....	.....
5	Stock of or guaranteed by and loans to or guaranteed by the Rand Water Board, Eskom and the Land and Agricultural Bank of S.A. ....	.....	.....

Item number 1	Short description of assets 2	Value of assets (including interest accrued and outstanding) determined in accordance with the provisions of section 15 of the Act	
		Long-term business	
		Assets held in Republic within the meaning of section 21 of the Act 3	Assets not held in Republic within the meaning of section 21 of the Act 4
	<i>Assets referred to in Part I of Third Schedule to Act</i>	R'000	R'000
5A	Financial instruments issued i.t.o. section 19 of the Legal Succession to the S.A. Transport Services Act, 1989.....	.....	.....
6	Stock of and loans to institutions in the Republic approved by the Registrar .....	.....	.....
6A	Stock of governments, local authorities and institutions in territories previously approved by the Registrar .....	.....	.....
	<i>Total/ (Items 1 to 6A)</i> .....	.....	.....
	<i>Assets referred to in Part II of Third Schedule to Act</i>		
7	Loans on security of domestic policies .....	.....	.....
8	Deleted.....	.....	.....
9	Mortgage bonds on immovable properties in the Republic .....	.....	.....
10	Claims against individuals in and companies incorporated in the Republic.....	.....	.....
11	Stocks and shares in companies incorporated in the RSA or quoted on a stock exchange in the RSA of institutions incorporated O/RSA.....	.....	.....
11A	Foreign listed securities, credit balances, deposits and units on a stock exchange or in a country approved by the Registrar .....	.....	.....
12	Corporal property in the Republic.....	.....	.....
13	Claims against and stocks and shares in companies incorporated outside the Republic and approved by the Registrar .....	.....	.....
	<i>Total/ (Items 1 to 13)</i> .....	.....	.....

Item Number 1	Assets not specified in the Third Scheme to Act 2	Long-term business	
		Value of assets (including interest accrued and outstanding) determined in accordance with the provisions of section 15 of the Act	
		3	R'000
14	Cash on hand outside the Republic.....	.....	.....
15	Balances with banks and building societies outside the Republic .....	.....	.....
16	Foreign government and local authority stock.....	.....	.....
17	Loans on security of foreign policies .....	.....	.....
18	Deleted.....	.....	.....
19	Mortgage bonds on immovable properties outside the Republic .....	.....	.....
20	Other claims outside the Republic.....	.....	.....
21	Stocks and shares in companies incorporated outside the Republic.....	.....	.....
22	Corporal property outside the Republic .....	.....	.....
	<i>Total/ (Items 14 to 22)</i> .....	.....	.....
	<i>Add: Value of assets held in the Republic (Items 1 to 13)</i> .....	.....	.....
	<i>Add: Value of assets not held in the Republic (Items 1 to 13)</i> .....	.....	.....
	<i>Total/ (Items 1 to 22)</i> .....	.....	.....

Notes: (1) Subject to section 15 of the Act, insurers must show particulars of all assets relating to their insurance business.
(2) Attention is invited to the provisos to regulation 6 (1) (a) (iv).

Name of insurer.....

Financial year ended

ANALYSIS OF INSURANCE ASSETS

STATEMENT N(1).—BALANCES WITH BANKS AND BUILDING SOCIETIES

Institutions with whom accounts are held	Long-term business	
	Item 2 of Statement N 2	Item 15 of Statement N 3
	R'000	R'000
1.		
1. Banks registered otherwise than provisionally		
2. Other banking institutions registered otherwise than provisionally (<i>to be specified</i>):		
.....		
.....		
.....		
.....		
3. Building societies registered otherwise than provisionally		
4. Total		

STATEMENT N(2).—BILLS, BONDS AND SECURITIES

Description 1	Nominal value of assets held in respect of long-term business 2	Book value 3	Actual cost (excluding accrued interest) 4	Value determined according to stock exchange quotation [section 15 (g)] 5	Interest accrued and outstanding at end of financial year 6	Value placed on assets for purposes of Statement N Long-term 7
24. Stock of and loans to institutions approved by the Registrar for the purposes of paragraph 6 of the Third Schedule to the Act (<i>to be specified</i>):	R'000	R'000	R'000	R'000	R'000	R'000
.....
25. Total (Item 6 of Statement N)						
26. Stock of governments, local authorities and institutions in territories previously approved by the Registrar for the purposes of paragraph 6A of the Third Schedule to the Act (<i>to be specified</i>):						
.....
27. Total (Item 6A of Statement N)						
28. Stock of foreign governments and local authorities, excluding those mentioned in paragraph 11 (5) (a) (i), and those previously approved by the Registrar for purposes of paragraph 6A, of the Third Schedule to the Act (<i>to be specified</i>):						
.....
29. Total (Item 16 of Statement N)						

Note: The information called for under columns 2 and 4 *must* be furnished.

Name of insurer

Financial year ended.....

STATEMENT N(9): FOREIGN LISTED SECURITIES, CREDIT BALANCES, DEPOSITS AND UNITS (REFERRED TO IN PARAGRAPH 11(5) IN PART II OF THE THIRD SCHEDULE)

Name of Government/institution outside the Republic and description of asset 1	Name of Stock Exchange/country 2	Nominal value 3	Book value 4	Actual cost 5	Value determined to stock exchange quotation [section 15 (g)] 6	Value determined in terms of section 15 (h) 7	Interest/Dividends		Value placed on assets for purposes of Statement N Long-term 10
							Outstanding and accrued 8	Outstanding for more than 12 months 9	
4. Stocks and shares issued by an institution (to be specified):	—	R'000	R'000	R'000	R'000	R'000	R'000	R'000	R'000
5. Units (to be specified):	—	—	—	—	—	—	—	—	—
6. Other (to be specified):	—	—	—	—	—	—	—	—	—
Total (Item 11A of Statement N)	—								

Notes: (1) Deposits include negotiable deposits.

(2) Where the price of an asset has not been quoted on a stock exchange within the period referred to in section 15 (g) of the Act, the information called for under column 7 must be furnished.

(3) In the case of an asset shown under item 3, 4, 5 or 6 of this statement, the price of which was not quoted on a stock exchange within the period referred to in section 15 (g) of the Act, a copy of the last audited accounts and balance sheet of the institution which issued the asset, is to accompany this statement.

Name of insurer.....

Financial year ended.....

STATEMENT R**STATEMENT OF GENERAL INFORMATION**
(To be furnished by all registered insurers)

Place an "X" in the appropriate square

Yes No Not applicable

1. Is the financial year in respect of the business in the Republic the same as in respect of the business outside the Republic?

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If the answer is "No", furnish particulars of the nature and extent of the difference

2. What rate of exchange was employed in converting the currency of the Republic each other currency in which any asset or liability exists?

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3. Did the net premiums derived during the year under review from group life insurance business, excluding business connected with pension and provident funds, exceed five per cent of the total net premium income derived from life insurance business by your company/society?

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4. Has provision been made in Statements M and O for all contingent liabilities and guarantees?

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If the answer is "No" indicate the nature and amount of contingent liabilities and/or guarantees not included and state whether they relate to insurance business carried on in the Republic or outside the Republic

5. Does your company/society hold one-quarter or more of issued share capital in another company carrying on insurance business in or outside the Republic?

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If the answer is "Yes"—

(a) state name of insurer

(b) furnish particulars of shareholding

(c) attach copy of last audited accounts and balance sheet if company is not registered to carry on insurance business in the Republic.

6. (a) Does any other company/society hold more than half in nominal value of the equity share capital of your company?

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- (b) Can any other company/society, which is a member of your company, control the composition of your Board of Directors?

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If the answer to either of the questions above is "Yes", give full particulars

.....
.....
.....

7. Is the amount of outstanding premiums shown in Statement M net of commission, reinsurances and other probable expenses?

--	--	--

If the answer is "No", indicate how provision has been made under liabilities on the other side of that statement for such expenditure

--	--	--

8. Are any insurance assets held on behalf of your company/society in any manner not covered by paragraph (a), (b), (c), (d) or (e) of subsection (1) of section 20 of the Act?

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If the answer is "Yes", indicate—

(a) name of person

(b) description of asset

(c) for what purpose so held

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9. Are any insurance assets pledged, hypothecated or otherwise encumbered in favour of any person in a manner not covered by paragraph (a), (b), (c), (d) or (e) of subsection (1) of section 20 of the Act?

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If the answer is "Yes", indicate—

(a) name of person

(b) description of asset

(c) for what purpose encumbered

--	--	--

Place an "X" in the appropriate square

10. Has your company/society obtained an approval from the Registrar to deviate from the provisions in terms of section 15 (f) or (fA) of the Act?.....

	Yes	No	Not applicable
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If the answer is "Yes", furnish the reference number and date of approval.....

11. Has any transfer of assets been effected during the year under review, in terms of paragraph (a) (i) of the proviso to section 19 (1) [read with section 19 (4)] of the Act?

If the answer is "Yes", state the reference number and date of approval.....

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12. Has any replacement of assets been effected during the year under review, in terms of paragraph (a) (ii) of the proviso to section 19 (1) [read with 19 (4)] of the Act?

If the answers is "Yes", furnish the reference number and date of approval.....

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13. Has any change been made during the year under review in the Act, Charter, Deed of Settlement, Memorandum, Articles of Association, Regulations, By-laws or Rules by which the company/society is constituted and in accordance with which it conducts its insurance business?

If the answer is "Yes", furnish herewith a certified copy of the amendment, if not previously lodged.

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14. The names of the directors of the company/society are:

.....
.....
.....
.....

15. The head office of the company/society is situated at

(address)

16. The name of the public officer of the company/society is

(name)

We declare—

- (1) that the information contained in Statements N, N(1) to N(9), O, O(1) and R are to the best of our knowledge and belief correct;
- (2) that the provisions of section 19 of the Act have been complied with.

Chairman

Director

Public Officer

STATEMENT S

ATTESTATION BY AUDITOR(S)

I/We state—

- (1) that the information contained in Statements N, N(1) to N(9), O, O(1) and R has to the best of my/our knowledge and belief been prepared in accordance with the provisions of sections 12, 13, 14 and 15 of the Insurance Act, 1943, and the Regulations made thereunder and is in accordance with the books and records of the insurer and other information which was necessary for my/our purpose;

- (2) that I/we have complied with the requirements of subsections (7) and (9) of section 9 of the Act as follows:

(A) I/We have set out in the attached supplementary statement, which I/we have signed for purposes of identification, how I/we have satisfied myself/ourselves as to the adequacy of the insurer's estimates of his liabilities of the kinds mentioned in subparagraphs (ii) and (iii) of paragraph (a) of section 13 of the Act.

(B) **Section 9 (9) (a).**

I/We have set out in the attached supplementary statement, which I/we have signed for purposes of identification, by what means I/we have satisfied myself/ourselves of the existence of the assets shown in Statement N [see Note (1)].

(C) **Section 9 (9) (b).**

I/We have satisfied myself/ourselves that the provisions of paragraphs (b), (e), (f), (fA) and (g) of section 15 of the Act have been complied with [see Notes (2) and (3)].

(D) **Section 9 (9) (c).**

I/We have set out in the attached supplementary statement, which I/we have signed for purposes of identification, how I/we have satisfied myself/ourselves as to the reasonableness of the estimates made by the insurer in terms of paragraph (h) of section 15 of the Act [see Note (3)].

(E) Section 9 (9)(d).

With reference to the provisions of paragraph (a) of subsection (3) of section 21 of the Act, I/we have satisfied myself/ourselves that the documents which essentially evidence the title of the insurer to the assets are held in the Republic, or outside the Republic in such a manner and subject to such conditions as the Registrar may have determined, either by inspection of such documents or by receipt of certificates from depositaries [see Note (3)].

(Name and address of depositary):

.....

Qualifications:

.....
.....
.....
.....
.....

Signature of Auditor(s)

- Notes: (1) In the supplementary statement referred to in paragraph (2) (B) full particulars of the manner in which the auditor has satisfied himself should be furnished separately in respect of each kind of asset reflected in Statement N.
- (2) Any references to non-applicable paragraphs of section 15 of the Act should be deleted and initialled.
- (3) Where the duties imposed upon the auditor in respect of paragraphs (b), (c) and (d) of subsection (9) of section 9 have been performed by the valuator a supplementary statement substantially in the form of paragraph (C), (D) and (E) must be furnished by the valuator authorised to perform such duties.

STATEMENT 8(10)**SPREAD OF INSURANCE ASSETS IN THE REPUBLIC**

NAME OF COMPANY: *
 INSURANCE REGISTRATION NO.: *
 ACCOUNTING DATE: *

I. Minimum assets to be held in the Republic in terms of section 17 (4) (b) of
 the Act *(b) R'000 0

		Maximum allowable percentage per regulation 34	Value of assets determined in accordance with regulation 34 under the Act				Admitted assets as percentage of aggregate liabilities *(e)	
Item No.	Description		Assets held in the Republic	Maximum allowable assets *(c)	Admitted assets *(d)	Non- admitted assets (E)minus(G)		
(A)	(B)	(C)	(D)	(E)	(F)	(G)	(H)	(I)
			%	R'000	R'000	R'000	R'000	%
1.	Outstanding short-term premiums.....	XX	XX	0	XX	0	XX	0.0
2.	(i) Mortgage bonds.....	8 (i)	XX	0	XX	XX	XX	XX
	(ii) Debentures	8 (ii)	XX	0	XX	XX	XX	XX
	(iii) Any other claims	8 (iii)	XX	0	XX	XX	XX	XX
	Total subitems (i), (ii) and (iii)	XX	25	0	0	0	0	0.0
3.	Loans to and non-convertible debentures of associates and associated companies	7.	5	0	0	0	0	0.0
4.	Ordinary shares.....	5.	50	0	0	0	0	0.0
5.	Preference shares	6.	40	0	0	0	0	0.0
							*(f)	
5A.	Total (items 4 and 5)	XX	65	0	0	0	XX	0.0
6.	Immovable property.....	4.	10	0	0	0	0	0.0
7.	Computer equipment.....	9.	5	0	0	0	0	0.0
8.	Other equipment and motor vehicles	10.	2.5	0	0	0	0	0.0
9.	Any other asset of a kind mentioned in the Third Schedule to the Act (not listed in items 1 to 8 and 11 to 14 of this statement) (to be specified on a separate Schedule)	11.	2.5	0	0	0	0	0.0
10.	Total (items 1 to 9 excluding item 5A)	XX	70	0	0	0	0	0.0

AUDITOR(S)

STATEMENT 8(10) (Continue)

NAME OF COMPANY: *
 INSURANCE REGISTRATION NO.: *
 ACCOUNTING DATE: *

SPREAD OF INSURANCE ASSETS IN THE REPUBLIC

- I. Minimum assets to be held in the Republic in terms of section 17 (4) (b) of the Act *(b)

R'000 0

Item No.	Assets per the Annexure to this Statement		Maximum allowable percentage per regulation 34	Value of assets determined in accordance with regulation 34 under the Act				Admitted assets as percentage of aggregate liabilities *(e)
	Description	Annexure item number		Assets held in the Republic	Maximum allowable assets *(c)	Admitted assets *(d)	Non-admitted assets (E)minus(G)	
(A)	(B)	(C)	(D)	(E)	(F)	(G)	(H)	(I)
11.	Money in hand	xx	xx	0	xx	0	xx	0,0
12.	Balances and deposits with deposit taking institutions and mutual building societies	1	xx	0	xx	0	0	0,0
13.	Krugerrands	2	10	0	0	0	0	0,0
14.	Assets of the kinds mentioned in paragraphs 3 to 6, inclusive, and 6A of the Third Schedule to the Act	3	xx	0	xx	0	0	0,0
15.	Total (items 11 to 14)	xx	xx	0	xx	0	0	0,0
16.	Total (items 10 and 15)	xx	xx	0	xx	0	0	xx
17.	Less: Total non-admitted assets per Statement 8(11)	xx	xx	xx	xx	0	xx	xx
18.	Total (Item 16 less item 17)	xx	xx	xx	xx	0	xx	xx

AUDITOR(S)

Notes:

- *(a) Delete whichever is not applicable.
 - *(b) Aggregate liabilities per regulation 34 (4) (a) to agree with Statement 9, column (B), Item B.6.
 - *(c) Equals the percentages in column (D) applied to the amount of aggregate liabilities shown against item I.
 - *(d) If any amount in this column exceeds the maximum amount indicated in column (F), please furnish the date and reference number of dispensation/s granted:
-

- *(e) Amounts in column (G) expressed as percentage of aggregate liabilities shown against item I.
- *(f) If this amount exceeds the maximum amount in column (F), the necessary amendments of the amounts shown against items 4 and/or 5 should be made to ensure that the limitation of 65% is complied with.

REPORT BY AUDITOR(S)

1. I/we have examined Statement 8(10) and have satisfied myself/ourselves/are not satisfied ** that—
 - (a) the statement has been prepared in accordance with the provision of regulation 34 under the Act; and
 - (b) the provisions of that regulation have been complied with relating also to the limitations per institution/society etc. referred to in items 1, 3 (a) to (f), 4, 6, 8 (a) and (b) 9 and 11 (a) and (b) of the Annexure to regulation 34. ***

2. If not satisfied state reasons below:
-

** Delete whichever is not applicable.

*** Any references to non-applicable items of the Annexure to regulation 34 should be deleted and initialled.

[Signature] **Signature of Auditor(s)**

[Signature] **Date**

STATEMENT 8(11)
FOREIGN ASSETS DEEMED TO BE
ASSETS HELD IN THE REPUBLIC

NAME OF COMPANY:
 INSURANCE REGISTRATION No.:
 ACCOUNTING DATE:

Description (to be specified)	Supporting statements	Name of stock exchange	Country of origin	Value deter- mined to stock exchange quotation [Section 15 (g)]	Market Value placed on instruments [section 15 (h)] regulated market	Maximum allowable percentage per regulation 34	Admitted assets	Non- admitted assets	Total
1. Deposits:				R'000	R'000				
(a) Banks.....	ST 8(1)					10%	R'000	R'000	R'000
(b) NCD'S.....	ST 8(4)					10%			
2. Government bills, bonds and securities.....	ST 8(2)					10% per government institution			
3. Non-convertible deben- tures and debenture stock	ST 8(3)					5% per institution			
4. Stock, shares and con- vertible debentures	ST 8(5)					5% < R2bn 10% > R2bn			
5. Units and linked units	ST 8(5)					5% < R2bn 10% > R2bn			
6. Depository receipts	ST 8(5)					5% < R2bn 10% > R2bn			
7. Other instruments									
8. Total (items 1 to 7)						10%			

AUDITOR(S).....

STATEMENT 14(1)**DECLARATION OF CHAIRMAN,****DIRECTOR AND PUBLIC OFFICER****NAME OF COMPANY:****INSURANCE REGISTRATION NO.: I/R* (a) 10/10/1 /8****ACCOUNTING DATE:****We declare—**

- (1) that the information contained in Statements 1, 2, 3, 4, 5, 6(1) to 6(3), 7, 8(1) to 8(9), 8(11), 9, 10(1) to 10(2), 11, 12(1) to 12(4), 13(1) and 13(2) are to the best of our knowledge and belief correct;
- (2) that the provisions of section 19 of the Act have been complied with.

*Chairman**Director**Public Officer in the Republic**Date***Note:**

- * (a) Delete whichever is not applicable.

STATEMENT 14(2)**ATTESTATION BY AUDITOR(S)****NAME OF COMPANY:****INSURANCE REGISTRATION NO.: I/R* (a) 10/10/1 /8****ACCOUNTING DATE:****Attestation by auditor(s):**

1. In terms of section 9 (6) of the Insurance Act, 1943, I/we have satisfied myself/ourselves that the revenue account, profit and loss account and balance sheet shown in Statements 1, 3 and 4 have been prepared in terms of section 11 of the Act and the Regulations made thereunder and are properly drawn up so as to exhibit truly and fairly the trading results or, as the case may be, the financial position of the insurer according to his books and such other information as in my/our opinion was necessary for my/our purpose.
2. The unexpired risk reserve *(a), reserve for claims incurred but not reported by the end of the year (IBNR) *(a), and contingency reserve *(a) are/are not *(a) in accordance with the books of the insurer.
3. In terms of section 9 (5) of the Act I/we report the following irregularities which have not already been reported to the insurer or which, having been reported, have not been rectified by the insurer (to be specified) [see note *(b)].

Qualifications:

4. (1) The information contained in Statements 2, 5, 6(1) to 6(3), 7, 8, 8(1) to 8(9), 8(11), 9, 10(1), 10(2), 11, 12(1) to 12(4) and 13(1) to the best of my/our knowledge and belief was prepared in accordance with the provisions of sections 12, 13, 13A, 14 and 15 of the Insurance Act, 1943, and the Regulations made thereunder and is, taking into account the qualification in paragraph 2, in accordance with the books and records of the insurer and with other information which was necessary for my/our purpose.
- (2) The replies furnished in Statement 13(2) are to the best of my/our knowledge and belief a true reflection of the steps taken by my/our client to ensure the adequacy of the technical services.
5. I/we have complied with the requirements of section 9 (7) and 9 (9) of the Act as follows:
 - (1) I/We have set out in the attached supplementary statement, which I/we have signed for purposes of identification, what reasonable steps I/we have taken to satisfy myself/ourselves as to the adequacy of the insurer's estimates of his liabilities of the kinds mentioned in section 13 (1) (i), (ii) (iiA) and (iii) of the Act.
 - (2) Section 9 (9) (a): I/We have set out in the attached supplementary statement, which I/we have signed for purposes of identification, by what means I/we have satisfied myself/ourselves of the existence of the assets shown in Statement 8 [see note *(c)].
 - (3) Section 9 (9) (b): I/We have satisfied myself/ourselves that the provisions of section 15 (d), (e) and (g) of the Act have been complied with [see note *(d)].
 - (4) Section 9 (9) (c): I/We have set out in the attached supplementary statement, which I/we have signed for purposes of identification, how I/we have satisfied myself/ourselves as to the reasonableness of the estimates made by the insurer in terms of section 15 (h) of the Act.

(5) Section 9 (9) (d):

With reference to the provisions of section 21 (3) (a) of the Act, I/we have satisfied myself/ourselves that the documents that essentially evidence the title of the insurer to the assets are held in the Republic. This was done either by inspection of such documents or by the receipt of certificates from suitable depositaries in the Republic.

Name and address of depositary:

Qualifications:

Signature of Auditor(s)

Name of Auditor(s) in block letters

Date

Notes:

- *(a) Delete whichever is not applicable.
- *(b) Paragraph (3) of the attestation must be deleted and initialled by the auditor(s) where no irregularities are to be reported to the Registrar or where the irregularities already reported have been rectified by the insurer.
- *(c) Full particulars of the manner in which the auditor has satisfied himself in respect of each kind of asset reflected in Statement 8 should be furnished separately in the supplementary statement referred to in paragraph 5 (2).
- *(d) Any references to section 15 of the Act which are not applicable should be deleted and initialled on the face of this statement.

No. R. 830

20 Junie 1997

RAAD OP FINANSIELE DIENSTE

WYSIGING VAN REGULASIES KAGTENS DIE VERSEKERINGSWET, 1943 (WET NO. 27 VAN 1943)

Die Minister van Finansies het kragtens artikel 76 van die Versekeringswet, 1943 (Wet No. 27 van 1943), die regulasies in die Bylae uitgevaardig.

BYLAE

Woordomskrywing

1. In hierdie regulasies beteken "die Regulasies" die regulasies gepubliseer by Goewermentskennisgewing No. R. 1285 van 27 Augustus 1965, soos gewysig by Goewermentskennisgewings Nos. R. 252 van 23 Februarie 1968, R. 2036 van 2 November 1973, R. 2489 van 28 Desember 1973, R. 1442 van 20 Augustus 1976, R. 333 van 1 Maart 1977, R. 838 van 20 Mei 1977, R. 1249 van 8 Julie 1977, R. 2274 van 4 November 1977, R. 947 van 12 Mei 1978, R. 1631 van 11 Augustus 1978, R. 120 van 26 Januarie 1979, R. 353 van 20 Februarie 1981, R. 396 van 27 Februarie 1981, R. 905 van 24 April 1981, R. 2064 van 2 Oktober 1981, R. 446 van 4 Maart 1983, R. 2145 van 28 September 1984, R. 81 van 18 Januarie 1985, R. 2117 van 20 September 1985, R. 2324 van 18 Oktober 1985, R. 431 van 14 Maart 1986, R. 949 van 16 Mei 1986, R. 2584 en R. 2628 van 12 Desember 1986, R. 2288 van 16 Oktober 1987, R. 2501 van 9 Desember 1988, R. 1345 van 30 Junie 1989, R. 1447 van 7 Julie 1989, R. 1922 van 1 September 1989, R. 2886 van 29 Desember 1989, R. 1734 van 27 Julie 1990, R. 1925 van 17 Augustus 1990, R. 2360 van 27 September 1991, R. 2846 van 29 November 1991, R. 1722 van 26 Junie 1992, R. 2344 van 21 Augustus 1992, R. 3179 van 20 November 1992, R. 3412 van 24 Desember 1992, R. 200 van 12 Februarie 1993, R. 2037 van 29 Oktober 1993, R. 1047 van 3 Junie 1994, R. 324 van 3 Maart 1995, R. 16 van 12 Januarie 1996 en R. 13 van 3 Januarie 1997.

Wysiging van regulasie 6**2. Regulasie 6 van die Regulasies word hierby gewysig—**

- (a) deur subparagraaf (v) van subregulasie (1) (a) deur die volgende subparagraaf te vervang:
 - "(v) 'n ontleding van die bates in Staat N aangetoon, in die vorm van State N(1) tot N(9); en
- (b) deur subparagraaf (ix) van subregulasie (1) (b) deur die volgende subparagraaf te vervang:
 - "(ix) 'n ontleding van die bates in Staat 8 getoon, in die vorm van State 8(1) tot 8(9) en Staat 8(11)".

Wysiging van regulasie 34**3. Regulasie 34 van die Regulasies word hierby gewysig—**

- (a) deur subparagrawe (i) en (ii) in die voorbehoudsbepaling tot subregulasie (1) deur die volgende subparagrawe te vervang:
 - "(i) die totale markwaarde van bates wat in verband met langtermynversekeringsbesigheid gehou word—
 - (aa) vermeld in items 6 tot en met 12, 13 (b), 13 (c) en 14 in kolom 1 van die Aanhangsel, uitgedruk as 'n persentasie, nie 95%; en
 - (bb) vermeld in items 6, 7 en 13 (b) in kolom 1 van die Aanhangsel, uitgedruk as 'n persentasie, nie 90%; en
 - (ii) die totale markwaarde van bates wat in verband met korttermynversekeringsbesigheid gehou word—
 - (aa) vermeld in items 6 tot en met 12, 13 (b), 13 (c) en 14 in kolom 1 van die Aanhangsel en paragraaf 8 van die Derde Bylae by die Wet, uitgedruk as 'n persentasie, nie 70%; en
 - (bb) vermeld in items 8 en 9 en 13 (b) in kolom 1 van die Aanhangsel, uitgedruk as 'n persentasie, nie 65 %, van die totale verpligtinge in verband met die betrokke besigheid oorskry nie."
- (b) deur paragraaf (h) van subregulasie (4) deur die volgende paragraaf te vervang:
 - "(h) 'markwaarde', met betrekking tot—
 - (i) bates genoteer op 'n effektebeurs, die waarde vasgestel ooreenkomstig paragraaf (g) van artikel 15 van die Wet; en
 - (ii) bates waarop die voorafgaande bepalings nie van toepassing is nie, die waarde vasgestel ooreenkomstig paragraaf (h) van artikel 15 van die Wet."; en
- (c) deur die volgende paragraaf (c) in subregulasie (4) by te voeg, en die bestaande paragrawe (c) tot (j) te hernommer na (d) tot (k):
 - "(c) 'effekte', met betrekking tot bates verwys na in item 13 van die Aanhangsel, sal die betekenis dra wat ooreenstem met die gewone betekenis van die uitdrukking in finansiële markte en sal enige sertifikaat, bewys, uitbetalingsmandaat of derglike instrument insluit wat wissels, skuldbrieve, obligasies, obligasie stock, aandele, stock of geaksepteerde wissels uitgereik deur 'n regspersoon deur wetgewing ingestel, 'n regering of 'n maatskappy, verteenwoordig."

Wysiging van die Aanhangsel by regulasie 34**4. Die Aanhangsel by regulasie 34 van die Regulasies word hierby gewysig deur die volgende item 13 by te voeg, terwyl die bestaande item 13 item 14 word:**

"13. Genoteerde effekte, krediet saldo's, deposito's en eenhede verwys na in paragraaf 11 (5) van die Derde Bylae by die Wet, onderworpe aan die volgende beperking:

- | | 10% | 10% |
|--|-----|-----|
| (a) Effekte, uitgereik deur 'n regering van 'n ander land as die Republiek..... | 10% | 10% |
| (b) Aandele en stock, omskepbare skuldbrieve, hetsy vrywilliglik of verpligtend omskepbbaar, uitgereik deur 'n instelling wat buite die Republiek met regspersoonlikheid beklee is, insluitende eenhede wat in geheel afgelui is van of verbind is met bates vermeld in paragraaf 11 (5) (c) van die Derde Bylae by die Wet, ten opsigte waarvan die registrator die land wat 'n ander land as die Republiek is waarin die betrokke gereguleerde mark geleë is of die effektebeurs buite die Republiek, goedgekeur het, onderworpe aan die volgende beperking: | 10% | 10% |

	(i) Aandele en stock, omskepbare skuldbriewe, hetsy vrywilliglik of verpligtend omskebaar, insluitende eenhede wat in geheel afgelei is van of verbind is daartoe, in 'n geregleerde mark in 'n land wat 'n ander land as die Republiek is of genoteer is in die Ontwikkelingskapitaalsektor van die effektebeurs buite die Republiek, wat die registrateur goedgekeur het	5%	2,5%
	(ii) Gewone aandele en stock, omskepbare skuldbriewe hetsy vrywilliglik of verpligtend omskebaar, insluitende eenhede wat in geheel afgelei is van of verbind is daartoe in enige een instelling met 'n markkapitalisasie van R2 000 miljoen of minder, genoteer op, ander dan genoteer in die Ontwikkelingskapitaalsektor van die effektebeurs buite die Republiek, wat die registrateur goedgekeur het	10%	5%
	(iii) Voorkeur aandele en stock in enige een instelling genoteer op 'n effektebeurs buite die Republiek, wat die registrateur goedgekeur het.....	10%	5%
	(c) Effekte, uitgesonderd die in subitem (b), uitgereik deur 'n instelling wat buite die Republiek met regspersoonlikheid beklee is, ten opsigte waarvan die Registrateur die land wat 'n ander land as die Republiek is waarin die betrokke geregleerde mark geleë is of die effektebeurs buite die Republiek, goedgekeur het, onderworpe aan die volgende beperking:	10%	10%
	Per instelling.....	5%	5%
	(d) 'n Krediet saldo in 'n rekening met of deposito's (met inbegrip van verhandelbare deposito's) aanvaar deur, 'n instelling wat niet regspersoonlikheid beklee is buite die Republiek, in 'n land wat 'n ander land as die Republiek is wat die registrateur goedgekeur het, wat 'n bank sou gewees het ingevolge die Bankwet, 1990	10%	10%".

Wysiging aan State

5. Staat N voorgeskryf in die Regulasies word hierby deur Staat N in die Aanhangsel hiervan vervang.
6. Staat N(2) voorgeskryf in die Regulasies word hierby deur Staat N(2) in die Aanhangsel hiervan vervang.
7. Staat N(9) in die Aanhangsel hiervan word hierby by die Regulasies gevoeg as Staat N(9) voorgeskryf in die Regulasies.
8. Staat R voorgeskryf in die Regulasies word hierby deur Staat R in die Aanhangsel hiervan vervang.
9. Staat S voorgeskryf in die Regulasies word hierby deur Staat S in die Aanhangsel hiervan vervang.
10. KTV 1 Staat 8(10) voorgeskryf in die Regulasies word hierby deur KTV 1 Staat 8(10) in die Aanhangsel hiervan vervang.
11. KTV 1 Staat 8(11) in die Aanhangsel hiervan word hierby by die Regulasies gevoeg as KTV 1 Staat 8(11) voorgeskryf in die Regulasies.
12. KTV 1 Staat 14(1) voorgeskryf in die Regulasies word hierby deur Staat 14(1) in die Aanhangsel hiervan vervang.
13. KTV 1 Staat 14(2) voorgeskryf in die Regulasies word hierby deur Staat 14(2) in die Aanhangsel hiervan vervang.

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Naam van versekeraar..... Boekjaar geëindig.....

STAAT N.—STAAT VAN BATES WAT OP VERSEKERINGSBESIGHEID BETREKKING HET

Pos nommer	Kort beskrywing van bates	Waarde van bates (met inbegrip van ooploope en uitstaande rente) ooreenkomsdig die bepaling van artikel 15 van die Wet vasgestel	
		Langtermynbesigheid	Bates wat nie binne die bedoeling van artikel 21 van die Wet in die Republiek besit word nie
1	2	3	4
	Bates vermeld in Deel I van Derde Bylae van Wet	R'000	R'000
1	Geld in kas in die Republiek.....	.....	—
2	Saldo's en deposito's (uitgesonderd verhandelbare deposito's) by banke en bouverenigings in die Republiek.....	.....	—
3 (a)	Effekte van en lenings aan die Regering van die Republiek.....	.....	—
3 (b)	Effekte en lenings gewaarborg deur die Regering van die Republiek .....	.....	—
3 (c)	Effekte van of gewaarborg deur en lenings aan of gewaarborg deur 'n provinsiale adm of voormalige Adm van Suidwes-Afrika.....	.....	—
4	Effekte van of gewaarborg deur en lenings aan of gewaarborg deur plaaslike besture in die Republiek.....	.....	—
4A	Effekte van of gewaarborg deur en lenings aan of gewaarborg deur Ontwikkelingsrade.....	.....	—

Pos nommer	Kort beskrywing van bates	Waarde van bates (met inbegrip van opelelope en uitstaande rente) ooreenkomsdig die bepalings van artikel 15 van die Wet vasgestel	
		Langtermynbesigheid	
1	2	3	4
	Bates vermeld in Deel I van Derde Bylae van Wet	R'000	R'000
5	Effekte van of gewaarborg deur en lenings aan of gewaarborg deur die Randwaterraad, Eskom en die Land- en Landboubank van Suid-Afrika		
5A	Finansiële instrumente uitgereik ingevolge die Wet op Regsopvolging van die S.A. Vervoerdienste, 1989		
6	Effekte van en lenings aan instellings in die Republiek deur die Registrateur goedgekeur		
6A	Effekte van regerings, plaaslike besture en instellings in gebiede wat voorheen deur die Registrateur goedgekeur is		
	<i>Totaal (Poste 1 tot 6A)</i>		
	Bates vermeld in Deel II van Derde Bylae van Wet		
7	Lenings teen sekuriteit van binnelandse polisse		
8	Geskrap		
9	Verbande op onroerende goed in die Republiek		
10	Vorderings teen individue en in maatskappye in die Republiek geïnkorporeer		
11	Stock en aandeel van mpy'e in die Rep geïnkorporeer, of genoteer op 'n effektebeurs in die Rep van instellings buite die Rep geïnkorporeer		
11A	Buitelandse genoteerde effekte, krediet saldo's, deposito's en eenhede op 'n effektebeurs of in 'n land deur die Registrateur goedgekeur		
12	Liggamlike goed in die Republiek		
13	Vorderings teen en stock en aandeel van maatskappye buite die Republiek geïnkorporeer en deur die Registrateur goedgekeur		
	<i>Totaal (Poste 1 tot 13)</i>		

Pos nommer	Bates nie in Derde Bylae van Wet gespesifiseer nie	Langtermynbesigheid	
		Waarde van bates (met inbegrip van opelelope en uitstaande rente) ooreenkomsdig die bepalings van artikel 15 van die Wet vasgestel	R'000
1	2	3	4
14	Kontant voorhande buite die Republiek		
15	Saldo's by banke en bouverenigings buite die Republiek		
16	Effekte van regerings en plaaslike besture in die buiteland		
17	Lenings teen sekuriteit van buitelandse polisse		
18	Geskrap		
19	Verbande op onroerende goed buite die Republiek		
20	Ander vorderings buite die Republiek		
21	Stock en aandeel van maatskappye buite die Republiek geïnkorporeer		
22	Liggamlike goed buite die Republiek		
	<i>Totaal (Poste 14 tot 22)</i>		
	<i>Tel by: Waarde van bates wat in die Republiek besit word (Poste 1 tot 13)</i>		
	<i>Tel by: Waarde van bates wat nie in die Republiek besit word nie (Poste 1 tot 13)</i>		
	<i>Totaal (Poste 1 tot 22)</i>		

Opmerkings: (1) Behoudens artikel 15 van die Wet moet versekeraars besonderhede verstrek van alle bates wat op hul versekeringsbesigheid betrekking het.
(2) Die aandag word op die voorbehoud by regulasie 6 (1) (a) (iv) gevinstig.

Naam van versekeraar.....

Boekjaar geëindig

ONTLEDING VAN VERSEKERINGSBATES

STAAT N(1).—SALDO'S BY BANKE EN BOUVERENIGINGS

Instellings waarby rekenings gehou word	Langtermynbesigheid		
	Pos 2 van Staat N	Pos 15 van Staat N	
	1	2	3
1. Banke anders as voorlopig geregistreer.....		R'000	R'000
2. Ander bankinstellings anders as voorlopig geregistreer (<i>moet gespesifieer word</i>):			
.....			
3. Bouverenigings anders as voorlopig geregistreer.....			
4. Totaal			

STAAT N(2).—WISSELS, SKULDRIEBEWE EN EFFEKTE

Beskrywing	Nominale waarde van bate ten opsigte van langtermynbesigheid gehou	Boek-waarde	Werklike koste (uitgesonderd opgelope rente)	Waarde vasgestel ooreenkomsdig effektebeursnotering [artikel 15 (g)]	Rente opgeloop en uitstaande aan einde van boekjaar	Waarde op bates geplaas vir doeleindes van Staat N	
						1	2
	R'000	R'000	R'000	R'000	R'000		R'000
1. Staatsleningseffekte van die Republiek							
2. Skatkiswissels van die Republiek							
3. Leningsheffings van die Regering van die Republiek							
4. Totaal [Pos 3 (a) van Staat N]							
5. Effekte en lenings gewaarborg deur die Regering van die Republiek (<i>moet gespesifieer word</i>):							
.....							
6. Totaal [Pos 3 (b) van Staat N]							
7. Effekte van en lenings aan 'n provinsiale administrasie of die voormalige Administrasie van Suidwes-Afrika							
8. Effekte en lenings gewaarborg deur 'n provinsiale administrasie of die voormalige Administrasie van Suidwes-Afrika (<i>moet gespesifieer word</i>):							
.....							
9. Totaal [Pos 3 (c) van Staat N]							
10. Effekte van en lenings aan plaaslike besture in die Republiek.....							
11. Effekte en lenings gewaarborg deur plaaslike besture in die Republiek (<i>moet gespesifieer word</i>):							
.....							
12. Totaal (Pos 4 van Staat N)							
13. Effekte van en lenings aan Ontwikkelingsrade							
14. Effekte en lenings gewaarborg deur Ontwikkelingsrade (<i>moet gespesifieer word</i>):							
.....							
15. Totaal (Pos 4A van Staat N)							
16. Effekte van en lenings aan die Randwatteraad							
17. Effekte van en lenings aan Eskom							
18. Effekte van en lenings aan die Land- en Landboubank van S.A.							
19. Effekte en lenings gewaarborg deur die Randwatteraad, Eskom of die Land- en Landboubank van S.A. (<i>moet gespesifieer word</i>):							
.....							
20. Totaal (Pos 5 van Staat N)							
21. Finansiële instrumente uitgereik ingevolge die Wet op die Regopvolging van die S.A. Vervoerdienste, 1989							
22. Totaal (Pos 5A van Staat N)							
23. Effekte en lenings wat die Registrateur vir die doeleindes van paraagraaf 6 van die Derde Bylae van die Wet goedgekeur het (<i>moet gespesifieer word</i>):							
.....							

Beskrywing 1	Nomiale waarde van bate ten opsigte van langtermyn- besigheid gehou 2	Boek- waarde 3	Werklike koste (uitgesonderd opgelope rente) 4	Waarde vasgestel oorenkomstig effektebeurs- notering [artikel 15 (g)] 5	Rente opgeloop en uitstaande aan einde van boekjaar 6	Waarde op bates geplaas vir doeleindes van Staat N Langtermyn 7
						R'000
24. Effekte van en lenings aan instellings wat die Registrateur vir die doeleindes van paragraaf 6 van die Derde Bylae van die Wet goedkeur het (<i>moet gespesifieer word</i>):	R'000	R'000	R'000	R'000	R'000	R'000
25. Totaal (Pos 6 van Staat N)
26. Effekte van regerings, plaaslike besture en instellings in gebiede wat die Registrateur voorheen vir die doeleindes van paragraaf 6A van die Derde Bylae van die Wet goedkeur het (<i>moet gespesifieer word</i>):
27. Totaal (Pos 6A van Staat N)
28. Effekte van buitelandse regerings en plaaslike besture, uitgesonderd daardie vermeld in par 11 (5) (a) (i), en daardie wat die Registrateur voorheen vir doeleindes van par 6A, van die Derde Bylae van die Wet goedkeur het (<i>moet gespesifieer word</i>):
29. Totaal (Pos 16 van Staat N)

Opmerking: Die inligting gevra in kolomme 2 en 4 moet verstrek word.

Naam van versekeraar.....

Boekjaar geëindig

STAAT N(9): BUITELANDSE GENOTEERDE EFFEKTE, KREDIETSALDO'S, DEPOSITO'S EN EENHEDE [IN PARAGRAAF 11 (5) IN DEEL II VAN DIE DERDE BYLAE GESPESIFISEERD]

Naam van Regering/instelling buite die Republiek en beskrywing van bate	Naam van Effektebeurs/land	Nomiale waarde	Boekwaarde	Werklike koste	Waarde vasgestel ooreenkomstig effektebeursnotering [artikel 15 (g)]	Waarde vasgestel ooreenkomstig artikel 15 (h)	Rente/Dividende		Waarde geplaas op bates vir doeleindes van Staat N Langtermyn
							Uitstaande en opgelope	Uitstaande vir meer as 12 maande	
1	2	3	4	5	6	7	8	9	10
4. Stock en aandele uitgereik deur 'n instelling (moet gespesifieer word):	—	R'000	R'000	R'000	R'000	R'000	R'000	R'000	R'000
5. Eenhede (moet gespesifieer word):	—	—	—	—	—	—	—	—	—
6. Ander (moet gespesifieer word):	—	—	—	—	—	—	—	—	—
Totaal (Pos 11A van Staat N)	—								

Opmerkings: (1) Deposito's sluit verhandelbare deposito's in.
(2) Waar die prys van 'n bate nie binne die tydperk in artikel 15 (g) van die Wet vermeld op 'n effektebeurs genoteer is nie, moet die inligting in kolom 7 verstrek word.
(3) In die geval van 'n bate onder pos 3, 4, 5 of 6 van hierdie staat getoon waarvan die prys nie binne die tydperk in artikel 15 (g) van die Wet vermeld op 'n effektebeurs genoteer is nie, moet 'n afskrif van die jongste geouditeerde rekenings en balansstaat van die instelling wat die bate uitgereik het, die staat vergesel.

Naam van versekeraar

Boekjaar geëindig

STAAT R

STAAT VAN ALGEMENE INLIGTING

(Moet deur alle geregistreerde versekeraars verstrek word)

Plaas 'n "X" in die toepaslike blokkie

Ja

Nee

Nie toepaslik

1. Is die boekjaar ten opsigte van besigheid in die Republiek dieselfde as dié ten opsigte van besigheid buite die Republiek?

--	--	--

Indien nie, verstrek besonderhede van die aard en omvang van die verskil

2. Watter wisselkoers is gebruik in die omrekening in munt van die Republiek van elke ander betaalmiddel waarin enige bate of verbintenis bestaan?

3. Het die netto premies afkomstig van groeplewensversekeringsbesigheid, uitgesonder besigheid verbonde aan pensioen- en voorsorgfondse, gedurende die verslagjaar 5 persent van die totale netto premie-inkomste afkomstig van u maatskappy/vereniging se lewensversekeringsbesigheid oorskry?

--	--	--

4. Is daar in State M en O vir alle voorwaardelike verpligte en waarborgte voorsiening gemaak?

Indien nie, dui aan die aard en bedrag van voorwaardelike verpligte en/of waarborgte wat nie ingesluit is nie, en meld of hulle betrekking het op besigheid in die Republiek of buite die Republiek bedryf.

5. Besit u maatskappy/vereniging een kwart of meer van die uitgereikte aandelekapitaal in 'n ander maatskappy wat óf binne óf buite die Republiek versekeringsbesigheid dryf?

Indien wel—

(a) meld naam van versekeraar

(b) verstrek besonderhede van aandelebesit

(c) heg afskrif van jonste geouditeerde rekenings en balansstaat aan indien maatskappy nie geregistreer is om versekeringsbesigheid in die Republiek te dryf nie.

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6. (a) Besit enige ander maatskappy/vereniging, meer as die helfte van die nominale waarde van die gewone aandelekapitaal van u maatskappy?

(b) Kan enige ander maatskappy/vereniging, wat lid van u maatskappy is, die samestelling van die direksie van u maatskappy beheer?

Indien die antwoord op enige van die vrae hierbo "Ja" is, verstrek volledige besonderhede

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7. Is die bedrag van uitstaande premies in Staat M getoon die netto bedrag na aftrek van kommissie, herversekerings en ander waarskynlike uitgawes?

Indien nie, dui aan hoe onder verbintenisse vir sodanige uitgawes aan die anderkant van daardie staat voor-siening gemaak is

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8. Word enige versekeringsbates ten behoeve van u maatskappy/vereniging besit op 'n wyse wat nie deur paragraaf (a), (b), (c), (d) of (e) van subartikel (1) van artikel 20 van die Wet gedek word nie?

Indien wel, dui aan—

(a) naam van persoon

(b) beskrywing van bate

(c) vir watter doel aldus besit

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9. Is enige versekeringsbates ten gunste van enige persoon verpand, verhipotekeer of andersins beswaar op 'n manier wat nie deur paragraaf (a), (b), (c), (d) of (e) van subartikel (1) van artikel 20 van die Wet gedek word nie?

Indien wel, dui aan—

(a) naam van persoon

(b) beskrywing van bate

(c) vir welke doel beswaar

--	--	--

Plaas 'n "X" in die toepaslike blokkie

Ja

Nee

Nie toepaslik

10. Het u maatskappy/vereniging die Registrateur se magtiging verkry ingevolge artikel 15 (f) of (fA) van die Wet?
Indien wel, verstrek die verwysingsnommer en datum van goedkeuring.....

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11. Is daar gedurende die verslagjaar enige oordrag van bates bewerkstellig ingevolge paragraaf (a) (i) van die voorbehoudbepaling van artikel 19 (1) [gelees met artikel 19 (4)] van die Wet?

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Indien wel, verstrek die verwysingsnommer en datum van goedkeuring.....

12. Is daar gedurende die verslagjaar enige vervanging van bates bewerkstellig ingevolge paragraaf (a) (ii) van die voorbehoudbepaling van artikel 19 (1) [gelees met artikel 19 (4)] van die Wet?

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- Indien wel, verstrek die verwysingsnommer en datum van goedkeuring.....

(E) Artikel 9 (9) (d).

Na aanleiding van die bepalings van paragraaf (a) van subartikel (3) van artikel 21 van die Wet het ek/ons my/ons deur óf inspeksie van die betrokke dokumente óf ontvangs van sertifikate van bewaarders daarvan vergewis dat die dokumente wat as wesentlike bewys van die versekeraar se eiendomsreg op die bates dien, in die Republiek, of buite die Republiek op so 'n wyse en onderhewig aan sodanige voorwaardes as wat die Registrateur mag bepaal het, gehou word [kyk Opmerking (3)].

(Naam en adres van bewaarder):
.....
.....
.....

Voorbehoude:
.....
.....
.....

Handtekening van Ouditeur(s)

- Opmerkings: (1) In die aanvullende staat in paragraaf (2) (B) vermeld, moet volledige besonderhede van die wyse waarop die ouditeur hom vergewis het, afsonderlik verstrek word ten opsigte van elke soort bate in Staat N getoon.
(2) Enige verwysings na nie-toepaslike paragrawe van artikel 15 van die Wet moet geskrap en gesparafeer word.
(3) Waar die pligte van die ouditeur ten opsigte van paragrawe (b), (c) en (d) van subartikel (9) van artikel 9 deur die waardeerde verrig is, moet 'n aanvullende staat wat in hoofsaak in die vorm van paragrawe (C), (D) en (E) is, verstrek word deur die waardeerde wat gemagtig is om sodanige pligte te verrig.

VERSPREIDING VAN VERSEKERINGSBATES
IN DIE REPUBLIEKNAAM VAN MAATSKAPPY:
*
VERSEKERINGSREGISTRASIE No.: *
REKENPLIGTIGE DATUM: *

- I. Minimum bates wat in die Republiek kragtens artikel 17 (4) (b) van die Wet besit moet word *(b)

.....R'000 0

Item No.	Bates per Aanhangsel by hierdie Staat		Maksimum toelaatbare persentasie per regulasie 34	Waarde van bates bepaal ooreenkomstig regulasie 34 kragtens die Wet				Erkende bates as persentasie van totale verpligtinge *(e)
	Beskrywing	Aanhangsel item nommer		Bates wat in die Republiek besit word	Maksimum toelaatbare bates *(c)	Erkende bates *(d)	Nie-erkende bates (E)minus(G)	
(A)	(B)	(C)	(D)	(E)	(F)	(G)	(H)	(I)
1.	Uitstaande korttermynpremies	xx	xx	0	xx	0	xx	0.0
2.	(i) Verbande	8 (i)	xx	0	xx	xx	xx	xx
	(ii) Skuldbrieve	8 (ii)	xx	0	xx	xx	xx	xx
	(iii) Enige ander vorderings	8 (iii)	xx	0	xx	xx	xx	xx
	Totaal van subitems (i), (ii) en (iii)	xx	25	0	0	0	0	0.0
3.	Lenings aan en nie-omskepbare skuldbrieve van geassosieerde en geassosieerde maatskappye.....	7.	5	0	0	0	0	0.0
4.	Gewone aandele	5.	50	0	0	0	0	0.0
5.	Voorkeuraandele	6.	40	0	0	0	0	0.0
5A.	Totaal (items 4 en 5)	xx	65	0	0	0	xx	0.0
6.	Onroerende eiendom	4.	10	0	0	0	0	0.0
7.	Rekenaartoerusting	9.	5	0	0	0	0	0.0
8.	Ander toerusting asook motorvoertuie	10.	2.5	0	0	0	0	0.0
9.	Enige ander bate van die soort vermeld in die Derde Bylae by die Wet (nie vermeld in items 1 tot 8 en 11 tot 14 van hierdie staat) (moet gespesifieer word op 'n afsonderlike Bylae)	11.	2.5	0	0	0	0	0.0
10.	Totaal (items 1 tot 9 uitgesonerd item 5A).....	xx	70	0	0	0	0	0.0

OUDITEUR(E).....

STAAT 8(10) (Vervolg)**VERSPREIDING VAN VERSEKERINGSBATES
IN DIE REPUBLIEK**

NAAM VAN MAATSKAPPY:
*
VERSEKERINGSREGISTRASIE No.: *
REKENPLIGTIGE DATUM: *

- I. Minimum bates wat in die Republiek kragtens artikel 17 (4) (b) van die Wet besit moet word *(b)

.....R'000 0

II. Item No.	Bates per Aanhsel by hierdie Staat		Maksimum toelaatbare persentasie per regulasie 34	Waarde van bates bepaal ooreenkomsdig regulasie 34 kragtens die Wet				Erkende bates as persentasie van totale verpligtinge *(e)
	Beskrywing (A)	Aanhsel item nommer (B)		(C)	(D)	(E)	(F)	
11.	Geld voorhande	xx	xx	0	xx	0	xx	0,0
12.	Saldo's en deposito's by depositonemende instellings en onderlinge bouverenigings.....	1	xx	0	xx	0	0	0,0
13.	Krugerrande	2	10	0	0	0	0	0,0
14.	Bates van die soort vermeld in paragrawe 3 tot en met 6, en 6A van die Derde Bylae by die Wet.....	3	xx	0	xx	0	0	0,0
15.	Totaal (items 11 tot 14)	xx	xx	0	xx	0	0	0,0
16.	Totaal (items 10 en 15)	xx	xx	0	xx	0	0	xx
17.	Minus: Totaal Nie-erkende bates per Staat 8(11)	xx	xx	xx	xx	0	xx	xx
18.	Totaal (item 16 minus item 17)	xx	xx	xx	xx	0	xx	xx

OUDITEUR(E).....

Opmerkings:

- *(a) Skrap wat nie van toepassing is nie.
- *(b) Totale verpligtinge per regulasie 34 (4) (a) (stem ooreen met Staat 9, kolom (B), item B.6.)
- *(c) Gelyk aan die persentasie in kolom (D) toegepas op die bedrag van totale verpligtinge getoon teenoor item I.
- *(d) Indien enige bedrag in die kolom die maksimum bedrag aangedui in kolom (F) oorskry, verstrek asseblief die verwysingsnommer en datum van die vrystelling/s verleen:
.....
.....
- *(e) Bedrae in kolom (G) uitgedruk as 'n persentasie van totale verpligtinge getoon teenoor item I.
- *(f) Indien die bedrag die maksimum bedrag in kolom (F) oorskry, moet die nodige wysigings van die bedrae getoon teenoor items 4 en/of 5 aangebring word om te verseker dat daar aan die beperking van 65% voldoen word.

VERSLAG DEUR OUDITEUR(E):

1. Ek/ons het Staat 8(10) nagegaan en het my/ons vergewis/nie vergewis ** dat:
 - (a) die staat ooreenkomsdig die bepalings van regulasie 34 kragtens die Wet opgestel is; en
 - (b) die bepalings van daardie regulasie nagekom is ook met betrekking tot die beperkings per instelling/vereniging ensovoorts, na verwys in items 1, 3 (a) tot (f), 4, 6, 8 (a) en (b), 9 en 11 (a) en (b) van die Aanhangsel tot regulasie 34. ***
2. Indien nie vergewis verstrek die redes hieronder:
.....
.....

** Skrap wat nie van toepassing is nie.

*** Enige verwysings na die nie-toepaslike items van die Aanhangsel by regulasie 34 moet geskrap en geparafeer word.

[Handtekening van Ouditeur(e)]

Datum

STAAT 8(11)
BUITELANDSE BATES GEAG AS
BATES IN DIE REPUBLIEK GEHOU

NAAM VAN MAATSKAPPY:
VERSEKERINGSREGISTRASIE No.:
REKENPLIGTIGE DATUM:

Beskrywing (spesifieer)	Onder- steunende state	Naam van effekte- beurs	Land van oorsprong	Waarde per aandeel oorenkomsdig effektebeurs notering [Artikel 15 (g)]	Markwaarde geplaas op instrumente [artikel 15 (h)] gereguleerde mark	Maksimum toelaatbare persentasie per regulasie 34	Erkende bates	Nie- erkende bates	Totaal
1. Deposito's:				R'000	R'000		R'000	R'000	R'000
(a) Banke	ST 8(1)					10%			
(b) Deposito sertifikate	ST 8(4)					10%			
2. Regerings wissels, skuld- briewe en effekte	ST 8(2)					10% per regerings instelling			
3. Nie-omskepbare skuld- briewe en skuldbrief- effekte	ST 8(3)					5% per instelling			
4. Stock, aandele, onder- aandele en omskepbare skuldbriewe	ST 8(5)					5% < R2bn 10% > R2bn			
5. Eenhede en koppeleen- hede	ST 8(5)					5% < R2bn 10% > R2bn			
6. Deposito bewyse	ST 8(5)					5% < R2bn 10% > R2bn			
7. Ander instrumente									
8. Totaal (items 1 tot 7)						10%			

OUDITEUR(E)

STAAT 14(1)
VERKLARING DEUR VOORSITTER,
DIREKTEUR EN OPENBARE AMPTENAAR

NAAM VAN MAATSKAPPY:
 VERSEKERINGSREGISTRASIE No.: I/R* (a) 10/10/1 /8
 REKENPLIGTIGE DATUM:

Ons verklaar—

- (1) dat die inligting vervat in State 1, 2, 3, 4, 5, 6(1) tot 6(3), 7, 8(1) tot 8(9), 8(11), 9, 10(1) tot 10(2), 11, 12(1) tot 12(4), 13(1) en 13(2) na ons beste wete en oortuiging korrek is;
- (2) dat die bepalings van artikel 19 van die Wet nagekom is.

.....
Voorsitter

.....
Direkteur

.....
Openbare Amtenaar in die Republiek

.....
Datum

Opmerking:

* (a) Skrap wat nie van toepassing is nie.

STAAT 14(2)
WAARMERKING DEUR OUDITUER(E)

NAAM VAN MAATSKAPPY:
 VERSEKERINGSREGISTRASIE No.: I/R* (a) 10/10/1 /8
 REKENPLIGTIGE DATUM:

Waarmerking deur ouditeur(e):

1. Ingevolge artikel 9 (6) van die Versekeringswet, 1943, het ek/ons my/ons daarvan vergewis dat die inkomsterekening, wins- en -verliesrekening en balansstaat in State 1, 3 en 4 vervat, opgestel is ingevolge artikel 11 van genoemde Wet en die regulasies daarkragtens uitgevaardig, en behoorlik opgestel is sodat dit 'n ware en billike weergawe is van die bedryfsresultate of, na gelang van die geval, die finansiële toestand van die versekeraar, volgens sy boeke en sodanige ander inligting as wat na my/ons mening vir my/ons doel nodig was.
2. Die onverstreke risiko reserwe *(a), reserwe vir eise ontstaan maar nie ingestel teen die eiende van die jaar nie ("IBNR") *(a), en gebeurlikheidsreserwe *(a) is/is nie *(a) in ooreenstemming met die boeke van die versekeraar.
3. Ingevolge artikel 9 (5) van die Wet moet ek/ons die volgende onreëlmagtigheid wat nie reeds aan die versekeraar gerapporteer is nie of wat reeds gerapporteer is maar nie deur die versekeraar reggestel is nie, rapporteer (moet gespesifieer word) [kyk opmerking *(b)]:

.....
Voorbehoude:

4. (1) Na my/ons beste wete en oortuiging is die inligting vervat in State 2, 5, 6(1) tot 6(3), 7, 8, 8(1) tot 8(9), 8(11), 9, 10(1), 10(2), 11, 12(1) tot 12(4) en 13(1) opgestel ooreenkomsdig die bepalings van artikels 12, 13, 13A, 14 en 15 van die Versekeringswet, 1943, en die Regulasies ingevolge daarkragtens uitgevaardig, en is dit in ooreenstemming met die boeke en rekords van die versekeraar en ander inligting wat vir my/ons doeleindes nodig was.
- (2) Die antwoorde verstrek in Staat 13(2) is na die beste van my/ons wete en oortuiging 'n ware weergawe van die stappe wat deur my/ons kliënt geneem is om die toereikendheid van die tegniese reserves te verseker.

5. Ek/ons het soos volg aan die vereistes van artikels 9 (7) en 9 (9) van die Wet voldoen:

- (1) In die aangehegte aanvullende staat wat ek/ons vir doeleindes van identifikasie onderteken het, het ek/ons uiteengesit watter redelike stappe ek/ons gedoen het om my/ons te vergewis van die toereikendheid van die versekeraar se ramings van sy verbintenis van die soorte in artikel 13 (a) (i), (ii), (iiA) en (iii) van die Wet vermeld.

- (2) Artikel 9 (9) (a):

In die aangehegte aanvullende staat wat ek/ons vir doeleindes van identifikasie onderteken het, het ek/ons uiteengesit op watter wyse ek/ons my/ons daarvan vergewis het dat die bates in Staat 8 getoon, wel bestaan [kyk opmerking *(c)].

- (3) Artikel 9 (9) (b):

Ek/Ons het my/ons daarvan vergewis dat die bepalings van artikel 15 (d), (e) en (g) van die Wet nagekom is [kyk opmerking *(d)].

- (4) Artikel 9 (9) (c):

In die aangehegte aanvullende staat wat ek/ons vir doeleindes van identifikasie onderteken het, het ek/ons uiteengesit op watter wyse ek/ons my/ons vergewis het van die redelikheid van die versekeraar se ramings ingevolge artikel 15 (h) van die Wet.

(5) Artikel 9 (9) (d):

Na aanleiding van die bepalings van artikel 21 (3) (a) van die Wet, het ek/ons my/ons deur óf inspeksie van die betrokke dokumente óf ontvangs van sertifikate van geskikte bewaarders in die Republiek daarvan vergewis dat die dokumente wat as wesentlike bewys van die versekeraar se eiendomsreg op die bates dien, in die Republiek gehou word.

Naam en adres van bewaarder:

Voorbehoude:

Handtekening van Ouditeur(e)

Naam van Ouditeur(e) in blokletters

Datum

Opmerkings:

- *(a) Skrap wat nie van toepassing is nie.
- *(b) Paragraaf (3) van die waamerking moet deur die ouditeur(e) geskrap en geparafeer word in gevalle waar daar geen onreëlmatigheid wat reeds gerapporteer is, deur die versekeraar reggestel is.
- *(c) Volledige besonderhede van die wyse waarop die ouditeur hom vergewis het ten opsigte van elke soort bate in Staat 8 getoon, moet afsonderlik op 'n aanvullende staat in paragraaf 5 (2) vermeld, verskaf word.
- *(d) Enige verwysings na artikel 15 van die Wet wat nie toepaslik is nie moet direk op hierdie staat geskrap en geparafeer word.

DEPARTMENT OF LABOUR DEPARTEMENT VAN ARBEID

No. R. 845

20 June 1997

WAGE ACT, 1957

AMENDMENT OF WAGE DETERMINATION 471: CLOTHING AND KNITTING INDUSTRY, REPUBLIC OF SOUTH AFRICA

1. Tito Titus Mboweni, Minister of Labour, hereby in terms of section 15 (6) of the Wage Act, 1957, amend Wage Determination 471: Clothing and Knitting Industry, Republic of South Africa, published under Government Notice No. R. 934 of 3 May 1991, as amended by Government Notice No. R. 258 of 11 February 1994, in accordance with the Schedule hereto and fix the third Monday after the date of publication of this notice as the date from which the said amendment shall be binding.

T. T. MBOWENI

Minister of Labour

SCHEDULE

1. In clause 1—

(a) substitute the following for subclause (1):

"(1) This determination shall, in the Republic of South Africa as contemplated in the Constitution of the Republic of South Africa, 1996, apply to every employer in the Clothing and Knitting Industry as defined in subclause (2), and to its employees in that industry: Provided that the determination shall not apply to a manager as defined in subclause (5); and

(b) delete subclauses (3) and (4).

2. In clause 2, substitute the following for the definition of "wage" in subclause (88):

"'wage' means the amount of money payable to an employee in terms of clause 3 (1) in respect of his ordinary hours of work as prescribed in clause 5 (1) and 'hourly wage', 'daily wage' and 'monthly wage' have corresponding meanings; Provided that—

(i) if an employer regularly pays an employee in respect of such ordinary hours of work an amount higher than that prescribed in clause 3 (1), it means such higher amount in all cases other than when such prescribed amount is exceeded because of piece-work payments;

- (ii) such prescribed amount shall be payable notwithstanding the operation of any piecework system provided for in clause 9 and any payment arising therefrom shall be aside from and in addition to the amount prescribed in clause 3 (1); and
 - (iii) any amount payable as a food allowance or production bonus or attendance bonus or transport benefit or any similar benefit shall not be included in and shall be aside from and in addition to the amount payable in terms of clause 3 (1);".
3. In clause 3, in the table in subclause (1) (b)—

- (a) substitute the heading—

"In—

- (a) the Magisterial Districts of Camperdown, Klip River, Lower Umfolozi, Newcastle, Port Shepstone, Rustenburg, Uitenhage and Umzinto;
- (b) the municipal areas of Grahamstown and Jeffreys Bay;
- (c) that portion of the Province of the North West previously known as Bophuthatswana;
- (d) the area previously known as KwaZulu;
- (e) the area previously known as KwaNdebele";

for the heading:

"In the Magisterial Districts of Camperdown, Klip River, Lower Umfolozi, Newcastle, Port Shepstone, Rustenburg, Uitenhage and Umzinto, and the municipal areas of Grahamstown and Jeffreys Bay"; and

- (b) substitute the heading—

"In all other areas:

Provided that the wages in this Schedule shall only come into operation in the municipal area of Phuthaditjaba from a date six months after the date of publication of this notice.";

for the heading—

"In all other areas".

No. R. 845

20 Junie 1997

LOONWET, 1957

WYSIGING VAN LOONVASSTELLING 471: KLERASIE- EN BREINYWERHEID, REPUBLIEK VAN SUID-AFRIKA

Ek, Tito Titus Mboweni, Minister van Arbeid, wysig hierby kragtens artikel 15 (6) van die Loonwet, 1957, Loonvasstelling 471, Klerasie- en Breinywerheid, Republiek van Suid-Afrika, gepubliseer by Goewermentskennisgewing No. R. 934 van 3 Mei 1991, soos gewysig by Goewermentskennisgewing No. R. 258 van 11 Februarie 1994, ooreenkomsdig die Bylae hiervan en bepaal die derde Maandag na die datum van publikasie van hierdie kennisgewing as die datum waarop genoemde wysiging bindend word.

T. T. MBOWENI

Minister van Arbeid

BYLAE

1. In klousule 1—

- (a) vervang subklousule (1) deur die volgende:

"(1) Hierdie vasstelling is in die Republiek van Suid-Afrika soos bedoel in die Grondwet van die Republiek van Suid-Afrika, 1996, van toepassing op elke werkgever in die Klerasie- en Breinywerheid soos in subklousule (2) omskryf, en op al sy werknemers in daardie nywerheid: Met dien verstande dat hierdie vasstelling nie van toepassing is nie op 'n bestuurder soos in subklousule (5) omskryf.;" en

- (b) skrap subklousules (3) en (4).

2. In klousule 2, vervang die omskrywing van "loon" in subklousule (41) deur die volgende:

"'loon' die bedrag geld wat ingevolge klousule (3) (1) aan 'n werknemer betaalbaar is ten opsigte van sy gewone werkure soos in klousule 5 (1) voorgeskryf en het 'uurlike loon', 'daaglikslike loon' en 'maandelikslike loon' ooreenstemmende betekenisse. Met dien verstande dat—

- (i) as 'n werkgever 'n werknemer ten opsigte van sodanige gewone werkure gereeld 'n hoër bedrag betaal as dié wat by klousule 3 (1) voorgeskryf is, dit sodanige hoër bedrag beteken in alle ander gevalle as dié waar sodanige voorgeskrewe bedrag as gevolg van stukwerk betalings oorskry word;
- (ii) sodanige voorgeskrewe bedrag betaalbaar is nie teenstaande die werking van enige stukwerkstelsel waarvoor in klousule 9 voorsiening gemaak is en enige betaling wat daaruit voortspruit bo en behalwe die voorgeskrewe bedrag in klousule 3 (1) betaalbaar sal wees; en

(iii) enige bedrag betaalbaar as 'n kostoelae of produksie- of bywoningsbonus of vervoervoordeel of enige soortgelyke voordeel nie daarby ingesluit word nie en is bykomend by die bedrag ingevolge klausule 3 (1) betaalbaar."

(a) Vervang die opskrif—

"In die landdrosdistrikte Camperdown, Kliprivier, Lower Umfolozi, Newcastle, Port Shepstone, Rustenburg, Uitenhage en Umzinto, en die munisipale gebiede van Grahamstad en Jeffreysbaai", deur die opskrif:

- (a) die landdrosdistrikte Camperdown, Kliprivier, Lower Umfolozi, Newcastle, Port Shepstone, Rustenburg, Uitenhage en Umzinto;
 - (b) die munisipale gebiede van Grahamstad en Jeffreysbaai;
 - (c) daardie gedeelte van die provinsie Noordwes vroeër bekend as Bophuthatswana;
 - (d) die gebied vroeër bekend as KwaZulu;
 - (e) die gebied vroeër bekend as KwaNdebele” en

(b) vervang die onskrif:

"In alle ander gebiede:

Met dien verstande dat die lone in hierdie Bylae eers vanaf 'n datum ses maande na die datum van publikasie van hierdie kennisgewing in die munisipale gebied van Phuthaditjaba in werking tree.".

**DEPARTMENT OF PUBLIC WORKS
DEPARTEMENT VAN OPENBARE WERKE**

No. R. 829

20 June 1997

ARCHITECTS' ACT, 1970 (ACT No. 35 OF 1970)

NOTICE UNDER SECTION 7 (3) (b): AMENDMENT OF TARIFF OF PROFESSIONAL FEES

I, Jeffrey Thamsanqa Radebe, Minister of Public Works, hereby make known that after consideration of relevant recommendations made by the South African Council for Architects, I have under section 7(3) (b) of the Architects' Act, 1970 (Act No. 35 of 1970), amended Government Notice No. R. 227 of 19 February 1993, as amended by Government Notice No. 1064 of 25 June 1993; Government Notice No. 278 of 18 February 1994; Government Notice No. 716 of 19 May 1995 and Government Notice No. R. 177 of 9 February 1996, by the substitution for Appendix 1 of the following Appendix:

No. R. 829

20 Junie 1997

WET OP ARGITEKTE, 1970 (WET NO. 35 VAN 1970)

KENNSIGWING KRAGTENS ARTIKEL 7 (3) (B): WYSIGING VAN PROFESSIONELE GELDEDETARIEF

Ek, Jeffrey Thamsanqa Radebe, Minister van Openbare Werke, maak hierby bekend dat ek na oorweging van ter sake dienende aanbevelings deur die Suid-Afrikaanse Raad vir Argitekte gedoen, Goewermentskennisgewing No. R. 227 van 19 Februarie 1993, soos gewysig deur Goewermentskennisgewing No. 1064 van 25 Junie 1993, Goewermentskennisgewing No. 278 van 18 Februarie 1994, Goewermentskennisgewing No. R. 716 van 19 Mei 1995 en Goewermentskennisgewing No. R. 177 van 9 Februarie 1996, gewysig het deur Aanhangsel 1 met die volgende Aanhangsel te vervang:

APPENDIX 1**FEE FOR PROFESSIONAL SERVICES**

Cost of works (in Rands excluding VAT)	Column A Fee for buildings other than simple or complex	Column B Fee for simple buildings	Column C Fee for complex buildings
0 to 400 000	R0,00 + 7,50% of cost	R0,00 + 6,50% of cost	R0,00 + 8,50% of cost
400 001 to 800 000	R2 000,00 + 7,00% of cost	R2 000,00 + 6,00% of cost	R2 000,00 + 8,00% of cost
800 001 to 1 600 000	R4 000,00 + 6,75% of cost	R4 000,00 + 5,75% of cost	R4 000,00 + 7,75% of cost
1 600 001 to 3 200 000	R8 000,00 + 6,50% of cost	R8 000,00 + 5,50% of cost	R8 000,00 + 7,50% of cost
3 200 001 to 6 400 000	R16 000,00 + 6,25% of cost	R16 000,00 + 5,25% of cost	R16 000,00 + 7,25% of cost
6 400 001 to 12 800 000	R32 000,00 + 6,00% of cost	R32 000,00 + 5,00% of cost	R32 000,00 + 7,00% of cost
12 800 001 to 25 600 000	R64 000,00 + 5,75% of cost	R64 000,00 + 4,75% of cost	R64 000,00 + 6,75% of cost
25 600 001 to 51 200 000	R128 000,00 + 5,50% of cost	R128 000,00 + 4,50% of cost	R128 000,00 + 6,50% of cost
51 200 001 to 102 400 000	R256 000,00 + 5,25% of cost	R256 000,00 + 4,25% of cost	R256 000,00 + 6,25% of cost
102 400 001 to 204 800 000	R512 000,00 + 5,00% of cost	R512 000,00 + 4,00% of cost	R512 000,00 + 6,00% of cost
Over 204 800 000	R0,00 + 5,25% of cost	R0,00 + 4,25% of cost	R0,00 + 6,25% of cost

This tariff of fees shall apply to all new projects and to those stages of a project not yet commenced at the date of publication hereof.

AANHANGSEL 1**GELDE VIR PROFESSIONELE DIENSTE**

Koste van werke (in Rand BTW uitgesluit)	Kolom A Gelde vir ander as eenvoudige of komplekse geboue	Kolom B Gelde vir eenvoudige geboue	Kolom C Gelde vir komplekse geboue
0 tot 400 000	R0,00 + 7,50% van koste	R0,00 + 6,50% van koste	R0,00 + 8,50% van koste
400 001 tot 800 000	R2 000,00 + 7,00% van koste	R2 000,00 + 6,00% van koste	R2 000,00 + 8,00% van koste
800 001 tot 1 600 000	R4 000,00 + 6,75% van koste	R4 000,00 + 5,75% van koste	R4 000,00 + 7,75% van koste
1 600 001 tot 3 200 000	R8 000,00 + 6,50% van koste	R8 000,00 + 5,50% van koste	R8 000,00 + 7,50% van koste
3 200 001 tot 6 400 000	R16 000,00 + 6,25% van koste	R16 000,00 + 5,25% van koste	R16 000,00 + 7,25% van koste
6 400 001 tot 12 800 000	R32 000,00 + 6,00% van koste	R32 000,00 + 5,00% van koste	R32 000,00 + 7,00% van koste
12 800 001 tot 25 600 000	R64 000,00 + 5,75% van koste	R64 000,00 + 4,75% van koste	R64 000,00 + 6,75% van koste
25 600 001 tot 51 200 000	R128 000,00 + 5,50% van koste	R128 000,00 + 4,50% van koste	R128 000,00 + 6,50% van koste
51 200 001 tot 102 400 000	R256 000,00 + 5,25% van koste	R256 000,00 + 4,25% van koste	R256 000,00 + 6,25% van koste
102 400 001 tot 204 800 000	R512 000,00 + 5,00% van koste	R512 000,00 + 4,00% van koste	R512 000,00 + 6,00% van koste
Oor 204 800 000	R0,00 + 5,25% van koste	R0,00 + 4,25% van koste	R0,00 + 6,25% van koste

Hierdie geldetarief is van toepassing op alle nuwe projekte en op daardie stadiums van 'n projek wat nog nie op die datum van publikasie hiervan 'n aanvang geneem het nie.

DEPARTMENT OF TRADE AND INDUSTRY DEPARTEMENT VAN HANDEL EN NYWERHEID

No. R. 826 20 June 1997

IMPORT CONTROL

I, Alec Erwin, in my capacity as Minister of Trade and Industry, and acting under the powers vested in me by section 2 of the Import and Export Control Act, 1963 (Act No. 45 of 1963), hereby amend Schedule 1 of Government Notice No. R. 2582 of 23 December 1988 by—

- (a) the deletion of the following descriptions in column (1) and the corresponding tariff heading in column (2):

SCHEDULE 1 • BYLAE 1

Description of goods	Tariff heading Tariefpos	Beskrywing van goedere
New pneumatic tyres, of rubber: Of a kind used on bicycles	4011.50	Nuwe lugbande, van rubber: Van 'n soort aan fietse gebruik
Vulcanised rubber thread and cord.....	40.07	Gevulkaniseerde rubberdraad en -koord
Plates, sheets, strip and profile shapes of vulcanised rubber (excluding hard rubber)	40.08	Plate, velle, reep, stawe en profielvorms van gevulkaniseerde rubber (uitgesonderd harde rubber)
Sisal and other textile fibres of the genus agave, raw or processed but not spun; tow and waste of these fibres (including yarn waste and garnetted stock)	53.04	Sisal en ander tekstielvesels van die agave-soort, ru of bewerk maar nie gespin nie; kamsel en afval van dié vesels (met inbegrip van garingafval en uitgerafelde voorraad)
Coin	71.18	Munt

A ERWIN
Minister of Trade and Industry

No. R. 827 20 June 1997

IMPORT CONTROL

I, Alec Erwin, in my capacity as Minister of Trade and Industry, and acting under the powers vested in me by section 2 of the Import and Export Control Act, 1963 (Act No. 45 of 1963), hereby amend Schedule 1 of Government Notice No. R. 2582 of 23 December 1988 by—

- (a) inserting the following tariff headings in column (2) and the corresponding descriptions in column (1):

SCHEDULE 1 • BYLAE 1

Description of goods	Tariff Heading Tariefpos	Beskrywing van goedere
Waterproof footwear with outer soles and uppers of rubber or of plastics, the uppers of which are neither fixed to the sole nor assembled by stitching, riveting, nailing, screwing, plugging or similar processes	64.01	Waterdigte skoeisel met buitesole en bodele van rubber of van plastiese, waarvan die bodele nie aan die sool vasgeheg of deur naaiwerk, klinknaelwerk, vasskroef, inprop of derglike prosesse aan mekaar geheg is nie
Other footwear with outer soles and uppers of rubber or plastics	64.02	Ander skoeisel met buitesole en bodele van rubber of plastiese

No. R. 826

20 Junie 1997

INVOERBEHEER

Ek, Alec Erwin, in my hoedanigheid as Minister van Handel en Nywerheid, en handelende kragtens die bevoegdheid my verleen deur artikel 2 van die Wet op In- en Uitvoerbeheer, 1963 (Wet No. 45 van 1963), wysig hierby Bylae 1 van Goewermentskennisgewing No. R. 2582 van 23 Desember 1988 deur—

- (a) die skrapping van die volgende beskrywings in kolom (3) en die tariefpos daarteenoor in kolom (2):

SCHEDULE 1 • BYLAE 1

Description of goods	Tariff heading Tariefpos	Beskrywing van goedere
New pneumatic tyres, of rubber: Of a kind used on bicycles	4011.50	Nuwe lugbande, van rubber: Van 'n soort aan fietse gebruik
Vulcanised rubber thread and cord.....	40.07	Gevulkaniseerde rubberdraad en -koord
Plates, sheets, strip and profile shapes of vulcanised rubber (excluding hard rubber)	40.08	Plate, velle, reep, stawe en profielvorms van gevulkaniseerde rubber (uitgesonderd harde rubber)
Sisal and other textile fibres of the genus agave, raw or processed but not spun; tow and waste of these fibres (including yarn waste and garnetted stock)	53.04	Sisal en ander tekstielvesels van die agave-soort, ru of bewerk maar nie gespin nie; kamsel en afval van dié vesels (met inbegrip van garingafval en uitgerafelde voorraad)
Coin	71.18	Munt

A ERWIN
Minister van Handel en Nywerheid

No. R. 827 20 Junie 1997

INVOERBEHEER

Ek, Alec Erwin, in my hoedanigheid as Minister van Handel en Nywerheid, en handelende kragtens die bevoegdheid my verleen deur artikel 2 van die Wet op In- en Uitvoerbeheer, 1963 (Wet No. 45 van 1963), wysig hierby Bylae 1 van Goewermentskennisgewing No. R. 2582 van 23 Desember 1988 deur—

- (a) die invoeging van die volgende tariefposte in kolom (2) en die beskrywing daarteenoor in kolom (3):

Description of goods	Tariff Heading Tariefpos	Beskrywing van goedere
Footwear with outer soles of rubber, plastics, leather or composition leather and uppers of leather	64.03	Skoeisel met buitesole van rubber, plastieke, leer of saamgestelde leer en bodele van leer
Footwear with outer soles of rubber, plastics, leather or composition leather and uppers of textile materials	64.05	Skoeisel met buitesole van rubber, plastieke, leer of saamgestelde leer en bodele van tekstielstowwe
Other footwear	64.05	Ander skoeisel
Parts of footwear (including uppers whether or not attached to soles, excluding outer soles); removable insoles, heel cushions and similar articles, gaiters, leggings and similar articles, and parts thereof	64.06	Onderdele van skoeisel (ingeslote bodele aan sole vasgeheg al dan nie, uitgesluit buitesole); verwijderbare binnesole, hakkussings en derglike artikels; oorkouse, kamaste en derglike artikels en dele daarvan
(b) Hereby determine that—		
(i) all imports of goods referred in (a) above must be accompanied by a certificate of country of origin (country in which the goods were manufactured);		
(ii) the name of the country of origin, port of entry, tariff headings (four digits for tariff headings 64.01, 64.02, 64.03, 64.04, 64.05 and six digits for tariff heading 64.06), quantity and value must be submitted with applications;		
(iii) only the goods of the class and kind specified in the permit may be imported;		
(iv) the permit may not in any manner be transferred by the holder thereof to any other person;		
(v) the permit shall be valid for the period indicated on the permit;		
(vi) goods shall not be shipped unless the importer is in possession of an appropriate, valid import permit;		
(vii) goods referred to above that arrive at ports in the Republic and for which the importer cannot produce a valid import permit and a certificate of origin (country in which the goods were manufactured) shall be deemed to have been imported in contravention of the Import and Export Control Act, 1963;		
(viii) this notice shall come into immediate effect.		
(b) Bepaal hierby dat—		
(i) alle invoere van goedere in (a) hierbo vermeld moet van 'n sertifikaat van land van oorsprong vergesel word (land waarin die goedere vervaardig is);		
(ii) die naam van die land van oorsprong, poort van binnekoms, tariefnummers (vier syfers in geval van tariefposte 64.01, 64.02, 64.03, 64.04, 64.05 en ses syfers in geval van tariefpos 64.06), hoeveelhede en waardes moet aansoek vergesel;		
(iii) sleg goedere van 'n klas of soort vermeld in die permit mag ingevoer word;		
(iv) die permit mag nie deur die houer daarvan op enige wyse aan 'n ander persoon orgedra word nie;		
(v) die permit sal vir die periode soos op die permit aangedui, geldig wees;		
(vi) goedere mag nie verskeep word nie, tensy die invoerder in besit van 'n toepaslike, geldige invoerpermit is;		
(vii) goedere hierbo vermeld wat by poorte in die Republiek aankom en waarvan die invoerder geen geldige invoer permit en 'n sertifikaat van land van oorsprong (land waarin die goedere vervaardig is) kan toon nie, sal geag word strydig met die Wet op In- en Uitvoerbeheer, 1963, ingevoer te wees;		
(viii) hierdie kennisgewing tree onmiddellik in werking.		

A. ERWIN**Minister of Trade and Industry****A. ERWIN****Minister van Handel en Nywerheid**

GUIDELINES FOR IMPORT CONTROL ON FOOTWEAR AND FOOTWEAR COMPONENTS, I.E. CHAPTER 64

Guidelines for the implementation of—

- (A) import control for the importation of footwear and footwear components originating in WTO member countries; and
- (B) import control for the importation of footwear and footwear components originating in non-WTO member countries.

A. IMPORT CONTROL FOR THE IMPORTATION OF FOOTWEAR AND FOOTWEAR COMPONENTS ORIGINATING IN WTO MEMBER COUNTRIES:

1. The effective date of implementation will be the date of publication of notice in the *Government Gazette*.

2. WTO member countries:

Imports of footwear and footwear components originating in WTO member countries will not be subject to quantitative restrictions, i.e. permits will be issued freely (automatic import licensing).

3. Origin requirements are—

- (a) at least twenty-five per cent of the production cost of goods is represented by materials produced and labour performed in the territory; and
- (b) the last process in the production or manufacturing of goods takes place in the territory.

4. Procedure:

- Importers must register with Import and Export Control as importers of footwear.
- Importers of footwear or footwear components must apply for permits.
- Information that will be required when applying for permits will, *inter alia*, include the following:
 - > Name of country of origin;
 - > port of entry;
 - > tariff headings;
 - Four-digit tariff headings for footwear, i.e. 6401, 6402, 6403, 6404 and 6405; and
 - six-digit tariff headings for components, i.e. 6406.10, 6406.20, 6406.91 and 6406.99;
 - > quantity and value of permit required.

5. Permits:

- Permits will be valid for period indicated on the permit.
- Permits will not be transferable.

6. Port of entry:

- A maximum of three ports of entry will be allowed in the case of goods originating in WTO member countries;
- ports of entry will be stipulated on the permit; and
- permits will be handed/forwarded to the applicant.

7. Certificate of origin:

- Imported goods must be accompanied by a certificate of origin; and
- in the case of goods imported via a fellow SACU member country, i.e. Botswana, Lesotho, Swaziland and Namibia, a certified copy of the certificate of origin must be attached to the CCA1 form.

8. Imports via fellow SACU member countries:

- Form CCA1 must be properly completed;
- a certified copy of the country of origin certificate must be attached to the CCA1 form; and
- a valid import permit in case of footwear and footwear components destined for the South African market.

9. Components and/or materials imported for use in the manufacturing, processing, finishing, equipping and packing of goods for export, i.e. rebate item 470.03 and drawback item 521.00 permits will thus not have to register as importers of footwear or footwear components nor will they have to apply in terms of import control on footwear and footwear components.
- B. IMPORT CONTROL FOR THE IMPORTATION OF FOOTWEAR AND FOOTWEAR COMPONENTS ORIGINATING IN NON-WTO MEMBER COUNTRIES:
 1. The effective date of implementation will be the date of publication of notice in the *Government Gazette*.
 2. Non-WTO member countries:
 - Imports of footwear originating in non-WTO member countries will be restricted to 15 million pairs.
 - Imports of components originating in non-WTO member countries will not be subject to quantitative restrictions, but closely monitored. Should it become necessary to restrict these imports, notice of such action will be published in the *Government Gazette*.
 3. An adjustment period of three months from the date of publication will be allowed to enable importers time to balance seasonal orders, adjust confirmed orders and clear orders already on the water on the date of implementation.
 - Quotas for this adjustment period will be limited to 25 per cent of the importers' 1996, i.e. January to December, imports in volume (pairs) terms;
 - newcomers will be allowed 4 000 pairs per newcomer; and
 - requests by newcomers for permits in excess of the 4 000 limit will be dealt with on an individual basis.
 4. Origin requirement are:
 - (a) at least twenty-five per cent of the production cost of goods is represented by materials produced and labour performed in the territory; and
 - (b) the last process in the production or manufacturing of goods takes place in the territory.
 5. Procedure:
 - Importers must register with Import and Export Control as importers of footwear.
 - Importers of footwear and footwear components must apply for permits.
 - Information that will be required when applying for permits will, *inter alia*, include the following:
 - Name of country of origin;
 - port of entry;
 - tariff headings:
 - Four-digit tariff headings for footwear, i.e. 6401, 6402, 6403, 6404 and 6405; and
 - Six-digit tariff headings for components, i.e. 6406.10, 6406.20, 6406.91 and 6406.99;
 - quantity and value of permit required; and
 - proof of 1996 imports (see 8 for more information).
 6. Provision will, on a limited bases, be made for newcomers:
 - The total allowance for newcomers will be 800 000 pairs of the 15 million restriction;
 - to ensure an equal spread of quotas during the year, only 50 per cent of the 800 000, i.e. 400 000 will be made available per six month period;
 - opening dates will be set for each six month period;
 - permits will be issued on a "first in first out" basis; and
 - a maximum of 8 000 pairs will be allowed per newcomer, per six month period.
 7. Allocation of quotas for past performers:
 - Quotas will be based on past performance:
 - Imports during 1996, i.e. January to December, will be used as basis for the calculation of quota volumes.

- Proof of imports during 1996 in the form of bill of entry and a list containing the values and numbers of each bill of entry and the total, must be provided. Information provided must be in line with Customs and Excise import statistics.

8. Calculation of quota:

- *Pro rata* basis, i.e. percentage of 1996 imports (The importer's imports in 1996 from non-WTO member countries as a percentage of total 1996 imports from non-WTO members countries. The latter percentage of the 14,2 million, i.e. the 15 million restriction minus the 800 000 allowance for newcomers, will be the quota allocation.)

9. Permits:

- Permits will be valid for the period indicated on the permit.
- Permits will not be transferable.

10. Port of entry:

- Only one port of entry will be allowed per permit;
- the port of entry will be stipulated on the permit; and
- permits will, after being issued, be handed to Customs and Excise for distribution to the relevant ports of entry;

11. Certificate of origin:

- Imported goods must be accompanied by a certificate of origin; and
- in the case of goods imported via a fellow SACU member country, i.e. Botswana, Lesotho, Swaziland and Namibia, a certified copy of the certificate of origin must be attached to the CCA1 form.

12. Imports via fellow SACU member countries:

- Form CCA1 must be properly completed;
- a certified copy of the country of origin certificate must be attached to the CCA1 form; and
- a valid import permit in case of footwear and footwear components destined for the South African market;

13. Components and/or materials imported for use in the manufacturing, processing, finishing, equipping and packing of goods for export, i.e. rebate item 470.03 and drawback item 521.00 permits will thus not have to register as importers of footwear or footwear components nor will they have to apply in terms of import control on footwear and footwear components.**GENERAL:**

- Application forms can be obtained from the Department of Trade and Industry, Import and Export Control.
- All applications must be submitted to—

Directorate: Import and Export Control

Address: Department of Trade and Industry
Private Bag X84
PRETORIA
0001

OR

Department of Trade and Industry
corner of Prinsloo and Pretorius Streets
Fedlife House, 13th Floor
PRETORIA.

➤ Contact persons:

Policy issues: Mr Tim Taylor (012) 310-9681
Ms Elize Koekemoer (012) 310-9678

Ms Yolanda Fourie (012) 310-9895

Permits: Mr L. Marsh (012) 310-9907
Ms M. Haasbroek (012) 310-9910

➤ Fax. (012) 322-7408.

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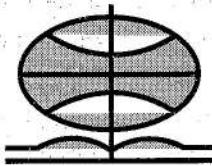
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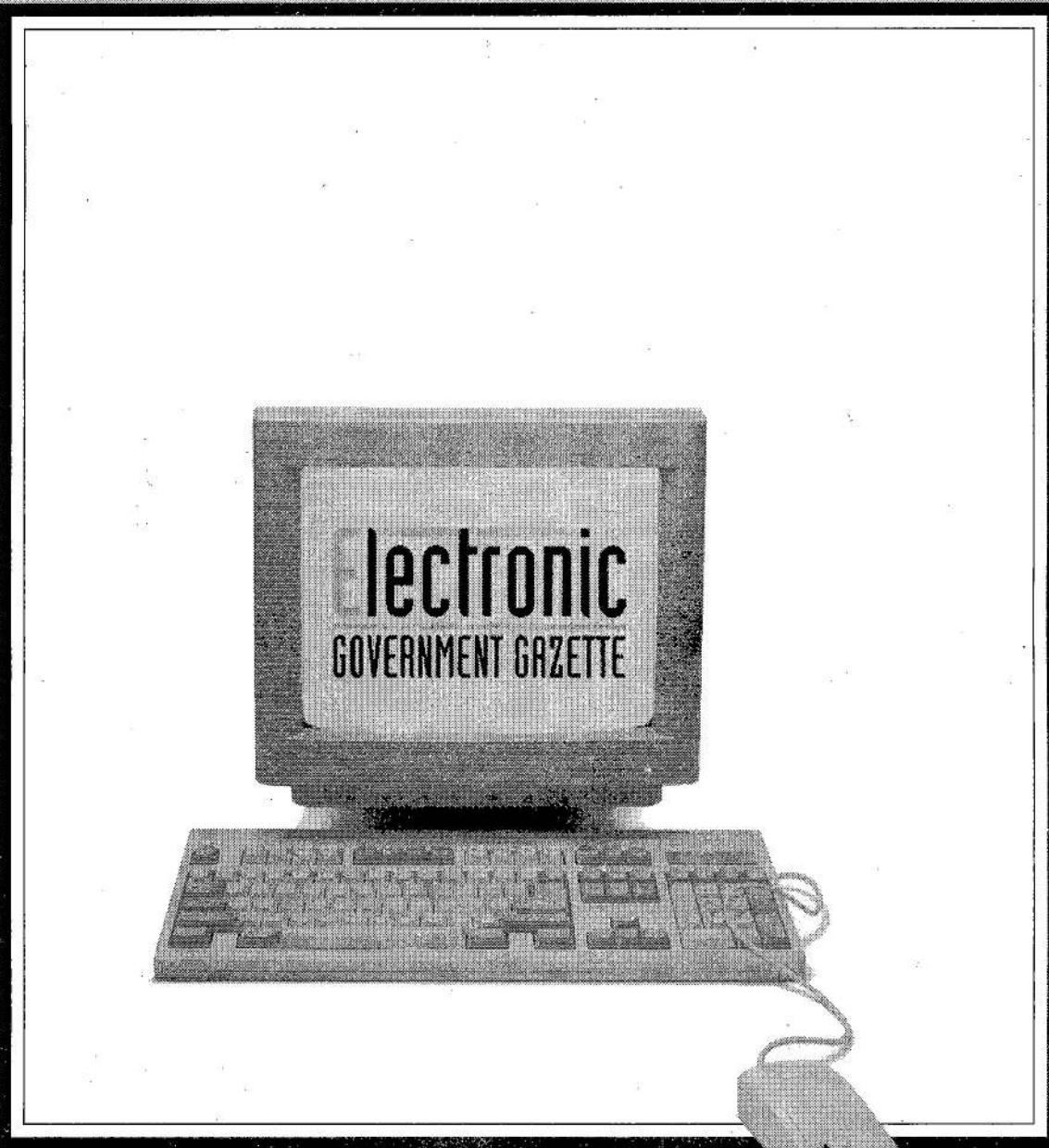
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