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PROCLAMATION*by the**President of the Republic of South Africa***No. R. 33, 2005****AMENDMENT OF SCHEDULE 2 TO THE PUBLIC SERVICE ACT, 1994**

In terms of section 7 (5) (a) (ii) of the Public Service Act, 1994 (promulgated under Proclamation No. 103 of 1994), I hereby amend, at the request of the Premier of KwaZulu-Natal, Schedule 2 to the said Act, in respect of KwaZulu-Natal—

- (a) by the insertion in columns 1 and 2, after the words “Department of Housing” and “Head: Housing”, of the words “Department of Local Government and Traditional Affairs” and “Head: Local Government and Traditional Affairs”, respectively; and
- (b) by the deletion of the words “Department of Traditional and Local Government Affairs” and “Head: Traditional and Local Government Affairs”, where they appear in columns 1 and 2, respectively.

Given under my Hand and the Seal of the Republic of South Africa at Pretoria this Second day of July, Two Thousand and Five.

THABO MBEKI**President**

By Order of the President-in-Cabinet:

GERALDINE FRASER-MOLEKETI**Minister of the Cabinet****PROKLAMASIE***van die**President van die Republiek van Suid-Afrika***No. R. 33, 2005****WYSIGING VAN BYLAE 2 BY DIE STAATSDIENSWET, 1994**

Ingevolge artikel 7 (5) (a) (ii) van die Staatsdienswet, 1994 (gepromulgeer deur Proklamasie No. 103 van 1994), wysig ek hierby, op versoek van die Premier van KwaZulu-Natal, Bylae 2 by vermelde Wet, ten opsigte van KwaZulu-Natal—

- (a) deur in kolomme 1 en 2, na die woorde “Departement van Onderwys” en “Hoof: Onderwys” onderskeidelik die woorde “Departement van Plaaslike Bestuurs- en Tradisionele Aangeleenthede” en “Hoof: Plaaslike Bestuurs- en Tradisionele Aangeleenthede” in te voeg; en
- (b) deur die woorde “Departement van Tradisionele- en Plaaslike Bestuursake” en “Hoof: Tradisionele- en Plaaslike Bestuursake”, waar dit onderskeidelik voorkom in kolomme 1 en 2, te skrap.

Gegee onder my Hand en die Seël van die Republiek van Suid-Afrika te Pretoria, op hede die Tweede dag van Julie, Tweeduisend en Vyf.

THABO MBEKI**President**

Op las van die President-in-Kabinet:

GERALDINE FRASER-MOLEKETI**Minister van die Kabinet****GOVERNMENT NOTICES**
GOEWERMENTSKENNISGEWINGS**DEPARTMENT OF LABOUR**
DEPARTEMENT VAN ARBEID**No. R. 683****15 July 2005****WITHDRAWAL OF GOVERNMENT NOTICE AND INCORPORATION OF HEALTH AND SAFETY STANDARD
IN TERMS OF SECTION 44 (1) OF OCCUPATIONAL HEALTH AND SAFETY ACT, 1993****DRIVEN MACHINERY REGULATIONS 18 (11)**

I, Jace Naidoo, appointed as chief inspector in terms of section 27 (1) of the Occupational Health and Safety Act, 1993, acting in terms of the powers vested in me by regulation 18 (11) of the Driven Machinery Regulations published under Government Notice No. 295 of 26 February 1988, after consultation with the Advisory Council for Occupational Health and Safety hereby with-

draw Government Notice No. R. 2802 as published on 2 October 1992 and give notice that as from the date of this notice, all application for approval from a person or organization who provides training to a lift truck operator or crane operator, where the capacity of a lift truck is 750 kg or more and where the capacity of a crane is 5 000 kg or more, will henceforth only be entertained if it is accompanied by a valid certificate issued by Transport Education and Training Authority established in terms of the South African Qualification Act, No. 58 of 1995, which has been authorized by the Chief Inspector, to carry out such accreditation.

J. NAIDOO

Chief Inspector

No. R. 684

15 July 2005

LABOUR RELATIONS ACT, 1995

**BARGAINING COUNCIL FOR FURNITURE MANUFACTURING INDUSTRY OF THE EASTERN CAPE:
RENEWAL OF MAIN COLLECTIVE AGREEMENT**

I, Thembinkosi Mkalipi, Executive Manager: Collective Bargaining, duly authorised thereto by the Minister of Labour, hereby, in terms of section 32 (6) (a) (ii) of the Labour Relations Act, 1995, declare the provisions of Government Notices Nos. R. 555 of 30 April 1999 and R. 1440 of 3 December 1999, to be effective from the date of publication of this notice and for the period ending 31 December 2005.

T. MKALIPI

Executive Manager: Collective Bargaining

No. R. 684

15 Julie 2005

WET OP ARBEIDSVERHOUDINGE, 1995

**BEDINGINGSRAAD VIR DIE MEUBELNYWERHEID VAN DIE OOSTELIKE KAAP:
HERNUWING VAN HOOF KOLLEKTIEWE OOREENKOMS**

Ek, Thembinkosi Mkalipi, Uitvoerende Bestuurder: Kollektiewe Bedinging, behoorlik daartoe gemagtig deur die Minister van Arbeid, verklaar hierby, kragtens artikel 32 (6) (a) (ii) van die Wet op Arbeidsverhoudinge, 1995, dat die bepalings van Goewermentskennisgewings Nos. R. 555 van 30 April 1999 en R. 1440 van 3 Desember 1999, van krag is vanaf die datum van publikasie van hierdie kennisgewing en vir die tydperk wat op 31 Desember 2005 eindig.

T. MKALIPI

Uitvoerende Bestuurder: Kollektiewe Bedinging

No. R. 676

15 July 2005

**CUSTOMS AND EXCISE ACT, 1964.
AMENDMENT OF SCHEDULE NO. 3 (NO. 3/588)**

Under section 75 of the Customs and Excise Act, 1964, Schedule No. 3 to the said Act is hereby amended to the extent set out in the Schedule hereto.

**J MOLEKETI
DEPUTY MINISTER OF FINANCE**

SCHEDULE

By the substitution for Notes 5 (iii), 15(ii) and 16(iii) to rebate item 317.04 of the following:

Rebate Item	Tariff Heading	Rebate Code	C D	Description	Extent of Rebate
317.04				5(iii) Specified motor vehicles as defined in Note 7, not fitted with an engine or gear-box, exported from the licensed premises by the manufacturer; automotive components and automotive tooling as defined in Note 10, for which a certificate was issued by the International Trade Administration Commission, provided that the export of such components and tooling contribute to the achievement of the overall objectives of Government's Motor Industry Development Programme. Such components and tooling shall, furthermore, meet the following criteria, namely that - (a) they were wholly or partly manufactured in the common customs area; (b) not less than 25 per cent of the ex-factory selling price of the components and tooling is represented by the sum of: - the cost of labour in the common customs area; - the value of materials of the common customs area;	

Rebate Item	Tariff Heading	Rebate Code	C D	Description	Extent of Rebate
				- the factory overhead expenses (excluding profit) incurred in the common customs area in respect of the components and tooling; and (c) the final process of manufacture was carried out in the common customs area: Provided that operations of packing or painting shall not qualify as manufacturing processes. In the event of the final process of manufacture not taking place in the common customs area, a determination as to the eligibility of the relevant product must be made by the International Trade Administration Commission. 15(ii) If such certificates are not obtained or duly completed, the foreign currency usage in respect of such goods may be deemed to be the price at which such goods were purchased by the Registrant. 16(iii) If such duly completed certificates are not obtained the foreign currency usage in respect of such motor vehicles, automotive components and automotive tooling exported may be deemed to be the full value of the foreign currency earning.	-

**DOEANE- EN AKSYNSWET, 1964.
WYSIGING VAN BYLAE NR. 3 (NO. 3/588)**

Kragtens artikel 75 van die Doeane- en Aksynswet, 1964, word Bylae No. 3 by bogenoemde Wet hiermee gewysig in die mate in die Bylae hierby aangetoon.

**J MOLEKETI
ADJUNKMINISTER VAN FINANSIES**

BYLAE

Deur Opmerkings 5 (iii), 15(ii) en 16(iii) by kortingitem 317.04 deur die volgende te vervang:

Kortingitem	Tariefpos	Kortingkode	T S	Beskrywing	Mate van Korting
317.04				5(iii) Gespesifiseerde motorvoertuie soos omskryf in Opmerking 7, nie toegerus met 'n enjin of ratkas nie, uitgevoer vanaf die gelisensieerde perseel deur die vervaardiger; motorvoertuigkomponente en motorvoertuiggereedskap soos omskryf in Opmerking 10, waarvoor 'n sertifikaat deur die Internasionale Handelsadministrasie Kommissie uitgereik was, mits die uitvoer van sodanige komponente en gereedskap 'n bydrae lewer tot die bereiking van die algehele doelwit van die Staat se Motor Nywerheid Ontwikkelingsprogram. Sulke komponente en gereedskap sal verder aan die volgende vereistes voldoen, naamlik dat - (a) dit geheel of gedeeltelik in die gemeenskaplike doeanegebied vervaardig is; (b) nie minder as 25 persent van die ex-fabriek verkoop prys van die komponente en gereedskap verteenwoordig is deur die som van: - die koste van arbeid in die gemeenskaplike doeanegebied; - die waarde van materiale in die gemeenskaplike doeanegebied;	

Kortingitem	Tariefpos	Kortingkode	T S	Beskrywing	Mate van Korting
				- die fabrieks oorhoofse koste (uitgesonderd wins) aangegaan in die gemeenskaplike doeanegebied ten opsigte van die komponente en gereedskap; en (c) die finale vervaardigingsproses binne die gemeenskaplike doeanegebied plaasgevind het: Met dien verstande dat prosesse van verpakking en verf nie sal kwalifiseer as vervaardiging nie. In die geval waar die finale vervaardigingsproses nie in die gemeenskaplike doeanegebied plaasvind nie, moet 'n beslissing deur die Internasionale Handelsadministrasie Kommissie ten opsigte van die geskiktheid van die relevante produk gemaak word. 15(ii) Indien sodanige sertifikate nie verkry word of behoorlik ingevul is nie, kan die vreemde valutagebruik ten opsigte van sodanige goedere beskou word die prys te wees waarteen sodanige goedere deur die Registrant aangekoop is. 16(iii) Indien sodanige sertifikate nie behoorlik ingevul verkry word nie, kan die vreemde valutagebruik ten opsigte van sodanige motorvoertuie, motorvoertuigkomponente en motorvoertuiggereedskap uitgevoer, beskou word om die volle waarde van die vreemde valutaverdienste te wees.	

General Explanatory Note:

[] Words in bold type in square brackets indicate omissions from existing rules.

_____ Words underlined with a solid line indicate insertions in existing rules.

SOUTH AFRICAN REVENUE SERVICE**No. R. 677****15 July 2005****CUSTOMS AND EXCISE ACT, 1964
AMENDMENT OF RULES (NO. DAR/4)**

Under sections 59 and 120 of the Customs and Excise Act, 1964, the rules published in Government Notice R.1874 of 8 December 1995 are amended to the extent set out in the Schedule hereto.

**PRAVIN JAMNADAS GORDHAN
COMMISSIONER FOR THE SOUTH AFRICAN REVENUE SERVICE**

SCHEDULE

(a) By the substitution for subparagraph (ii) of rule 59A.03(1) of the following paragraph:

"(ii) a juristic person **[-(aa) incorporated in the Republic or if not incorporated in the Republic]** that has an established place of business in the Republic **[and (bb) of which the majority of the directors or members, as the case may be, in the case of a juristic person incorporated in the Republic, are citizens or permanent residents of the Republic];**"