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CONTENTS**INHOUD**

No.	Page No.	Gazette No.	No.	Bladsy No.	Koerant No.
GOVERNMENT NOTICES			GOEWERMENTSKENNISGEWINGS		
Justice and Constitutional Development, Department of			Handel en Nywerheid, Departement van		
<i>Government Notices</i>			<i>Goewermentskennisgewings</i>		
R. 92			R. 85		
Regulation of Interception of Communications and Provision of Communication-related Information Act (70/2002): Notice in terms of "fixed line operators"	4	31844	National Regulator for Compulsory Specifications Act (5/2008): Correction Notice: Proposed amendment of the compulsory specification for motor vehicles of Category M2/3	15	31844
R. 93			R. 86		
do.: Notice in terms of "mobile cellular operators"	9	31844	do.: do.: Proposed amendment of the compulsory specification for motor vehicles of Category N2/3	17	31844
Trade and Industry, Department of			R. 87		
<i>Government Notices</i>			do.: do.: Proposed amendment of the compulsory specification for motor vehicles of Category 01/02	19	31844
R. 85			R. 88		
National Regulator for Compulsory Specifications Act (5/2008): Correction Notice: Proposed amendment of the compulsory specification for motor vehicles of Category M2/3	15	31844	do.: do.: Proposed amendment of the compulsory specification for motor vehicles of Category 03/04	21	31844
R. 86			R. 89		
do.: do.: Proposed amendment of the compulsory specification for motor vehicles of Category N2/3	17	31844	do.: Amendment to the compulsory specification for electrical and electronic apparatus	23	31844
R. 87			R. 90		
do.: do.: Proposed amendment of the compulsory specification for motor vehicles of Category 01/02	19	31844	do.: Introduction of a compulsory specification for lamp controlgear	31	31844
R. 88			R. 91		
do.: do.: Proposed amendment of the compulsory specification for motor vehicles of Category 03/04	21	31844	do.: Amendment to the compulsory specification for personal flotation aids ...	36	31844
R. 89			Justisie en Staatkundige Ontwikkeling, Departement van		
do.: Amendment to the compulsory specification for electrical and electronic apparatus	23	31844	<i>Goewermentskennisgewings</i>		
R. 90			R. 92		
do.: Introduction of a compulsory specification for lamp controlgear	31	31844	Regulation of Interception of Communications and Provision of Communication-related Information Act (70/2002): Notice in terms of "fixed line operators"	4	31844
R. 91			R. 93		
do.: Amendment to the compulsory specification for personal flotation aids ...	36	31844	do.: Notice in terms of "mobile cellular operators"	19	31844
Transport, Department of			Vervoer, Departement van		
<i>Government Notices</i>			<i>Goewermentskennisgewings</i>		
R. 94			R. 94		
Transport Appeal Tribunal Act (39/1998): Amendment of the Transport Appeal Tribunal Regulations, 2009	47	31844	Transport Appeal Tribunal Act (39/1998): Amendment of the Transport Appeal Tribunal Regulations, 2009	47	31844
R. 95			R. 95		
do.: do.:	48	31844	do.: do.:	48	31844

IMPORTANT ANNOUNCEMENT

Closing times **PRIOR TO PUBLIC HOLIDAYS** for
**GOVERNMENT NOTICES, GENERAL
 NOTICES, REGULATION NOTICES
 AND PROCLAMATIONS**

2009

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

- ▶ 19 March, Thursday, for the issue of Friday 27 March 2009
- ▶ 2 April, Thursday, for the issue of Thursday 9 April 2009
- ▶ 8 April, Wednesday, for the issue of Friday 17 April 2009
- ▶ 22 April, Wednesday, for the issue of Thursday 30 April 2009
- ▶ 30 April, Thursday, for the issue of Friday 8 May 2009
- ▶ 11 June, Thursday, for the issue of Friday 19 June 2009
- ▶ 6 August, Thursday, for the issue of Friday 14 August 2009
- ▶ 17 September, Thursday, for the issue of Friday 25 September 2009
- ▶ 10 December, Thursday, for the issue of Friday 18 December 2009
- ▶ 15 December, Tuesday, for the issue of Thursday 24 December 2009
- ▶ 21 December, Monday, for the issue of Thursday 31 December 2009
- ▶ 30 December, Wednesday, for the issue of Friday 8 January 2010

Late notices will be published in the subsequent issue, if under special circumstances, a late notice is accepted, a double tariff will be charged

The copy for a SEPARATE Government Gazette must be handed in not later than three calendar weeks before date of publication

BELANGRIKE AANKONDIGING

Sluitingstye **VOOR VAKANSIEDAE** vir
**GOEWERMENTS-, ALGEMENE- &
 REGULASIEKENNISGEWINGS
 ASOOK PROKLAMASIES**

2009

Die sluitingstyd is stiptelik 15:00 op die volgende dae:

- ▶ 19 Maart, Donderdag, vir die uitgawe van Vrydag 27 Maart 2009
- ▶ 2 April, Donderdag, vir die uitgawe van Donderdag 9 April 2009
- ▶ 8 April, Woensdag, vir die uitgawe van Vrydag 17 April 2009
- ▶ 22 April, Woensdag, vir die uitgawe van Donderdag 30 April 2009
- ▶ 30 April, Donderdag, vir die uitgawe van Vrydag 8 Mei 2009
- ▶ 11 Junie, Donderdag, vir die uitgawe van Vrydag 19 Junie 2009
- ▶ 6 Augustus, Donderdag, vir die uitgawe van Vrydag 14 Augustus 2009
- ▶ 17 September, Donderdag, vir die uitgawe van Vrydag 25 September 2009
- ▶ 10 Desember, Donderdag, vir die uitgawe van Vrydag 18 Desember 2009
- ▶ 15 Desember, Dinsdag, vir die uitgawe van Donderdag 24 Desember 2009
- ▶ 21 Desember, Maandag, vir die uitgawe van Donderdag 31 Desember 2009
- ▶ 30 Desember, Woensdag, vir die uitgawe van Vrydag 8 Januarie 2010

Laat kennisgewings sal in die daaropvolgende uitgawe geplaas word. Indien 'n laat kennisgewing wel, onder spesiale omstandighede, aanvaar word, sal 'n dubbeltarief gehef word

Wanneer 'n APARTE Staatskoerant verlang word moet die kopie drie kalenderweke voor publikasie ingedien word

GOVERNMENT NOTICES

DEPARTMENT OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT**No. R. 92****6 February 2009****NOTICE IN TERMS OF SECTION 31 OF THE REGULATION OF INTERCEPTION OF COMMUNICATIONS AND PROVISION OF COMMUNICATION-RELATED INFORMATION ACT, 2002 (ACT NO. 70 OF 2002): FIXED LINE OPERATORS**

I, Mohamed Enver Surty , Minister of Justice and Constitutional Development, acting under section 31(1)(a) of the Regulation of Interception of Communications and Provision of Communication-related Information Act, 2002 (Act No. 70 of 2002), hereby prescribe in the Schedule the forms of assistance in the execution of a direction for which an electronic communication service provider who provides a fixed line service (hereinafter referred to as a “fixed line operator”) must be compensated and the compensation payable to a fixed line operator.

M. E. SURTY**MINISTER OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT**

SCHEDULE

Definitions

1. In this Notice any word or expression to which a meaning has been assigned in the Act shall bear that meaning, and unless the context otherwise indicates –

“**interception target**” means the origin or destination of electronic communication traffic, usually identifiable by a logical or virtual electronic communications identity number (such as personal telephone number or subscriber number), of a customer whose indirect communications are to be intercepted and routed to the interception centre, or whose real-time communication-related information or archived communication-related information is to be routed by a fixed line operator to an interception centre or provided to a law enforcement agency pursuant to a direction.

Forms of assistance and compensation

2. (1) A fixed line operator shall for the forms of assistance set out in Column 1 of the Tables be compensated in accordance with the tariffs mentioned in Column 2 of the Tables:

TABLE 1: ROUTING OF INDIRECT COMMUNICATIONS

Column 1 Forms of assistance	Column 2 Tariffs of compensation
(a) Identification of the interception target. (b) Obtaining proof of authority to receive and proof of authority to send from the interception centre. (c) The activation of software or a device on the electronic communication system of the fixed line operator by a designated person in order to route the indirect communications to the interception centre.	(a) For the assistance prescribed in paragraphs (a), (b), (c), (d) and (e), an all inclusive tariff of R420,00 per interception target. (b) If a direction for routing both indirect communications and real-time communication-related information, as intended in Table 2, is served on a fixed line operator in respect of the same interception target for the same period of time, the fixed line operator shall only be

(d) The maintenance of the interception measure for the period identified in the direction.	allowed the tariffs prescribed under paragraph (a) in respect of both directions.
(e) The de-activation of the software or device referred to in paragraph (c) on the expiry date of the direction.	

TABLE 2: ROUTING OF REAL-TIME COMMUNICATION-RELATED INFORMATION DURING AN ACTIVE INTERCEPT OR IN RESPECT OF A FUTURE PERIOD OF TIME

Column 1 Forms of assistance	Column 2 Tariffs of compensation
(a) Identification of the interception target. (b) Obtaining proof of authority to receive and proof of authority to send from the interception centre. (c) The activation of software or a device by a designated person on the electronic communication system of the fixed line operator in order to route the real-time communication-related information to the interception centre. (d) The maintenance of the interception measure for the period identified in the direction. (e) The de-activation of the software or device referred to in paragraph (c) on the expiry date of the direction.	For the assistance prescribed in paragraphs (a), (b), (c), (d) and (e), an all inclusive tariff of R420,00 per interception target.

TABLE 3: ROUTING OF REAL-TIME COMMUNICATION-RELATED INFORMATION

Column 1 Forms of assistance	Column 2 Tariffs of compensation
(a) Identification of the interception target.	For the assistance prescribed in paragraphs (a), (b), (c) and (d), an all inclusive tariff of R30,00 per interception target.
(b) Retrieval of the required information specified in the direction from the storage facility of the fixed line operator.	
(c) Obtaining proof of authority to receive and proof of authority to send from the interception centre.	
(d) The activation of software or a device by a designated person on the electronic communication system of the fixed line operator in order to route the archived communication-related information to the interception centre.	

TABLE 4: ROUTING OF ARCHIVED COMMUNICATION-RELATED INFORMATION

Column 1 Forms of assistance	Column 2 Tariffs of compensation
(a) Identification of the interception target.	For the assistance prescribed in paragraphs (a), (b), (c) and (d), an all inclusive tariff of R40,00 per interception target.
(b) Retrieval of the required information specified in the direction from the storage facility of the fixed line	

<p>operator.</p> <p>(c) Obtaining proof of authority to receive and proof of authority to send from the interception centre.</p> <p>(d) The activation of software or a device by a designated person on the electronic communication system of the fixed line operator in order to route the archived communication-related information to the interception centre.</p>	
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TABLE 5: PROVISION OF REAL-TIME COMMUNICATION-RELATED INFORMATION

Column 1	Column 2
Forms of assistance	Tariffs of compensation
<p>(a) Identification of the interception target.</p> <p>(b) Retrieval of the required information specified in the direction from the storage facility of the fixed line operator.</p> <p>(c) The provision of the real-time communication-related information to the person who served the direction on the fixed line operator.</p>	<p>For the assistance prescribed in paragraphs (a), (b) and (c), an all inclusive tariff of R30,00 per interception target and an additional amount of -</p> <p>(a) R4,30 per page on which the information is printed; or</p> <p>(b) R12,00 if it is provided in electronic medium stored on a removable disk.</p>

TABLE 6: PROVISION OF ARCHIVED COMMUNICATION-RELATED INFORMATION

Column 1 Forms of assistance	Column 2 Tariffs of compensation	
(a) Identification of the interception target.	For the assistance prescribed in paragraphs (a), (b) and (c), an all inclusive tariff of R40,00 per interception target and an additional amount of –	
(b) Retrieval of the required information specified in the direction from the storage facility of the fixed line operator.		(a) R4,30 per page on which the information is printed; or
(c) The provision of the archived communication-related information to the person who served the direction on the fixed line operator.		(b) R12,00 if it is provided in electronic medium stored on a removable disk.

(2) When a fixed line operator has to execute a direction –

- (a) after 16h00 during week days;
- (b) after 13h30 on Saturdays;
- (c) on a Sunday; or
- (d) on a public holiday,

the fixed line operator is entitled to be compensated at a tariff of R350,00 per interception target identified in the direction in addition to any other tariff provided for in Column 2 of the Tables: Provided that if a direction for routing both indirect communications and real-time communication-related information during an active intercept or in respect of a future period of time is served on a fixed line operator in respect of the same interception target for the same period of time, the fixed line operator is only entitled to a tariff of R350,00 for the execution of both directions.

(3) The tariffs in paragraph 2(1) and (2) exclude Value Added Tax.

No. R. 93**6 February 2009**

NOTICE IN TERMS OF SECTION 31 OF THE REGULATION OF INTERCEPTION OF COMMUNICATIONS AND PROVISION OF COMMUNICATION-RELATED INFORMATION ACT, 2002 (ACT NO. 70 OF 2002): MOBILE CELLULAR OPERATORS

I, Mohamed Enver Surty, Minister of Justice and Constitutional Development, acting under section 31(1)(a) of the Regulation of Interception of Communications and Provision of Communication-related Information Act, 2002 (Act No.70 of 2002), hereby prescribe in the Schedule the forms of assistance in the execution of a direction for which an electronic communication service provider who provides a mobile cellular service (hereinafter referred to as a “mobile cellular operator”) must be compensated and the compensation payable to a mobile cellular operator.

M. E. SURTY

MINISTER OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT

SCHEDULE

Definitions

1. In this Notice any word or expression to which a meaning has been assigned in the Act shall bear that meaning, and unless the context otherwise indicates –

“interception target” means the origin or destination of electronic communication traffic, usually identifiable by a physical electronic communications identity number (such as an IMEI-number, MSISDN-number, IMSI-number), of a customer whose indirect communications are to be intercepted and routed to the interception centre, or whose real-time communication-related information or archived communication-related information is to be routed by a mobile cellular operator to an interception centre or provided to a law enforcement agency pursuant to a direction.

Forms of assistance and compensation

2. (1) A mobile cellular operator shall for the forms of assistance set out in Column 1 of the Tables be compensated in accordance with the tariffs mentioned in Column 2 of the Tables:

TABLE 1: ROUTING OF INDIRECT COMMUNICATIONS

Column 1 Forms of assistance	Column 2 Tariffs of compensation
(a) Identification of the interception target. (b) Obtaining proof of authority to receive and proof of authority to send from the interception centre. (c) The activation of software or a device on the electronic communication system of the mobile cellular operator by a designated person in order to route the indirect communications	(a) For the assistance prescribed in paragraphs (a), (b), (c), (d) and (e), an all inclusive tariff of R420,00 per interception target. (b) If a direction for routing both indirect communications and real-time communication-related information, as intended in Table 2, is served on a mobile cellular operator in respect of the same interception target for the same

<p>to the interception centre.</p> <p>(d) The maintenance of the interception measure for the period identified in the direction.</p> <p>(e) The de-activation of the software or device referred to in paragraph (c) on the expiry date of the direction.</p>	<p>period of time, the mobile cellular operator shall only be allowed the tariffs prescribed under paragraph (a) in respect of both directions.</p>
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TABLE 2: ROUTING OF REAL-TIME COMMUNICATION-RELATED INFORMATION DURING AN ACTIVE INTERCEPT OR IN RESPECT OF A FUTURE PERIOD OF TIME

<p>Column 1</p> <p>Forms of assistance</p>	<p>Column 2</p> <p>Tariffs of compensation</p>
<p>(a) Identification of the interception target.</p> <p>(b) Obtaining proof of authority to receive and proof of authority to send from the interception centre.</p> <p>(c) The activation of software or a device by a designated person on the electronic communication system of the mobile cellular operator in order to route the real-time communication-related information to the interception centre.</p> <p>(d) The maintenance of the interception measure for the period identified in the direction.</p> <p>(e) The de-activation of the software or device referred to in paragraph (c)</p>	<p>For the assistance prescribed in paragraphs (a), (b), (c), (d) and (e), an all inclusive tariff of R420,00 per interception target.</p>

on the expiry date of the direction.	
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TABLE 3: ROUTING OF REAL-TIME COMMUNICATION-RELATED INFORMATION

Column 1 Forms of assistance	Column 2 Tariffs of compensation
(a) Identification of the interception target.	For the assistance prescribed in paragraphs (a), (b), (c) and (d), an all inclusive tariff of R30,00 per interception target.
(b) Retrieval of the required information specified in the direction from the storage facility of the mobile cellular operator.	
(c) Obtaining proof of authority to receive and proof of authority to send from the interception centre.	
(d) The activation of software or a device by a designated person on the electronic communication system of the mobile cellular operator in order to route the archived communication-related information to the interception centre.	

TABLE 4: ROUTING OF ARCHIVED COMMUNICATION-RELATED INFORMATION

Column 1 Forms of assistance	Column 2 Tariffs of compensation
(a) Identification of the interception target.	For the assistance prescribed in paragraph (a), (b), (c) and (d), an all inclusive tariff of R40,00 per interception target.
(b) Retrieval of the required	

<p>information specified in the direction from the storage facility of the mobile cellular operator.</p> <p>(c) Obtaining proof of authority to receive and proof of authority to send from the interception centre.</p> <p>(d) The activation of software or a device by a designated person on the electronic communication system of the mobile cellular operator in order to route the archived communication-related information to the interception centre.</p>	
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TABLE 5: PROVISION OF REAL-TIME COMMUNICATION-RELATED INFORMATION

Column 1 Forms of assistance	Column 2 Tariffs of compensation
<p>(a) Identification of the interception target.</p> <p>(b) Retrieval of the required information specified in the direction from the storage facility of the mobile cellular operator.</p> <p>(c) The provision of the real-time communication-related information to the person who served the direction on the mobile</p>	<p>For the assistance prescribed in paragraphs (a), (b) and (c), an all inclusive tariff of R30,00 per interception target and an additional amount of -</p> <p>(a) R4,30 per page on which the information is printed; or</p> <p>(b) R12,00 if it is provided in electronic medium stored on a removable disk.</p>

cellular operator.	
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TABLE 6: PROVISION OF ARCHIVED COMMUNICATION-RELATED INFORMATION

Column 1 Forms of assistance	Column 2 Tariffs of compensation
(a) Identification of the interception target.	For the assistance prescribed in paragraphs (a), (b) and (c), an all inclusive tariff of R40,00 per interception target and an additional amount of – (a) R4,30 per page on which the information is printed; or (b) R12,00 if it is provided in electronic medium stored on a removable disk.
(b) Retrieval of the required information specified in the direction from the storage facility of the mobile cellular operator.	
(c) The provision of the archived communication-related information to the person who served the direction on the mobile cellular operator.	

- (2) When a mobile cellular operator has to execute a direction –
- (a) after 16h00 during week days;
 - (b) after 13h30 on Saturdays;
 - (c) on a Sunday; or
 - (d) on a public holiday,

a mobile cellular operator is entitled to be compensated at a tariff of R350,00 per interception target identified in the direction in addition to any other tariff provided for in Column 2 of the Tables: Provided that if a direction for routing both indirect communications and real-time communication-related information during an active intercept or in respect of a future period of time is served on a mobile cellular operator in respect of the same interception target for the same period of time, the mobile cellular operator is only entitled to a tariff of R350,00 for the execution of both directions.

- (3) The tariffs in paragraph 2(1) and (2) exclude Value Added Tax.

DEPARTMENT OF TRADE AND INDUSTRY

No. R. 85

6 February 2009

NATIONAL REGULATOR FOR COMPULSORY SPECIFICATIONS ACT, 2008

CORRECTION NOTICE

**PROPOSED AMENDMENT OF THE COMPULSORY SPECIFICATION FOR
MOTOR VEHICLES OF CATEGORY M2/3**

The following correction to Government Notice No R1393 appearing in Government Gazette No 31735 of 24 December 2008 is hereby published for general information:

Add:

Annexure A: Administrative Process - Homologation of Models of Motor Vehicles of Category M2/M3 to the compulsory specification.

Annexure A**Administrative Process - Homologation of Models of Motor Vehicles of Category M2/M3.**

1. The Applicant shall formally submit a request for homologation, for each model of motor vehicle intended to be manufactured or imported, in writing, to the Regulatory Authority providing information of his/her intention to homologate that model of motor vehicle. This shall be at least 60 days prior to the homologation date requested.
2. The Regulatory Authority shall forward to the Applicant the relevant homologation application documents, for each model as requested in 1 above. The Applicant shall complete the application and forward it to the Regulatory Authority. The application documents shall stipulate the information to be submitted to the Regulatory Authority, and these shall accompany the submitted application. The appropriate fee, as determined from time to time by Notice in the Government Gazette, for the homologation, shall be paid to the Regulatory Authority.
3. Upon receipt of the completed application documents, including the evidence of compliance, the Regulatory Authority shall review the documents for correctness, completeness, and authentic proof of compliance. Incorrect documentation, or insufficient documentation, will be reported to the applicant, for his/her correction.
4. Once the application documentation is correct, the Regulatory Authority shall formally confirm the date and place to the Applicant for the sample vehicle to be inspected as part of the homologation process.
5. At the homologation inspection, the Regulatory Authority shall inspect the sample vehicle and verify it against all mandatory requirements and the submitted evidence of conformity in the application documents, to these requirements.
6. Any non-compliances identified in 5 above, shall be resolved by the Applicant, to the satisfaction of the Regulatory Authority.
7. Once the homologation process establishes that the vehicle model complies with all the relevant mandatory requirements, the Regulatory Authority shall issue a formal Letter of Compliance (Homologation Approval Letter), to the applicant.
8. The original application documents, and copies of supporting evidence of compliance documents, as necessary, shall be taken, and maintained as Homologation Records, by the Regulatory Authority.

Source of evidence

The source of evidence of compliance to any of the requirements of this compulsory specification will only be recognized by the Regulatory Authority from the following:

- 1) A laboratory that is part of an international or regional mutual acceptance scheme, or
- 2) A laboratory that is accredited to ISO/IEC 17025 by SANAS or an ILAC affiliated accreditation body, or
- 3) The laboratory has been successfully assessed against the requirements of ISO/IEC 17025 to the satisfaction of the Regulatory Authority.

No. R. 86

6 February 2009

NATIONAL REGULATOR FOR COMPULSORY SPECIFICATIONS ACT, 2008

CORRECTION NOTICE

**PROPOSED AMENDMENT OF THE COMPULSORY SPECIFICATION FOR
MOTOR VEHICLES OF CATEGORY N2/3**

The following correction to Government Notice No R1394 appearing in Government Gazette No 31735 of 24 December 2008 is hereby published for general information:

Add:

Annexure A: Administrative Process - Homologation of Models of Motor Vehicles of Category N2/N3 to the compulsory specification.

Annexure A**Administrative Process - Homologation of Models of Motor Vehicles of Category N2/N3.**

1. The Applicant shall formally submit a request for homologation, for each model of motor vehicle intended to be manufactured or imported, in writing, to the Regulatory Authority providing information of his/her intention to homologate that model of motor vehicle. This shall be at least 60 days prior to the homologation date requested.
2. The Regulatory Authority shall forward to the Applicant the relevant homologation application documents, for each model as requested in 1 above. The Applicant shall complete the application and forward it to the Regulatory Authority. The application documents shall stipulate the information to be submitted to the Regulatory Authority, and these shall accompany the submitted application. The appropriate fee, as determined from time to time by Notice in the Government Gazette, for the homologation, shall be paid to the Regulatory Authority.
3. Upon receipt of the completed application documents, including the evidence of compliance, the Regulatory Authority shall review the documents for correctness, completeness, and authentic proof of compliance. Incorrect documentation, or insufficient documentation, will be reported to the applicant, for his/her correction.
4. Once the application documentation is correct, the Regulatory Authority shall formally confirm the date and place to the Applicant for the sample vehicle to be inspected as part of the homologation process.
5. At the homologation inspection, the Regulatory Authority shall inspect the sample vehicle and verify it against all mandatory requirements and the submitted evidence of conformity in the application documents, to these requirements.
6. Any non-compliances identified in 5 above, shall be resolved by the Applicant, to the satisfaction of the Regulatory Authority.
7. Once the homologation process establishes that the vehicle model complies with all the relevant mandatory requirements, the Regulatory Authority shall issue a formal Letter of Compliance (Homologation Approval Letter), to the applicant.
8. The original application documents, and copies of supporting evidence of compliance documents, as necessary, shall be taken, and maintained as Homologation Records, by the Regulatory Authority.

Source of evidence

The source of evidence of compliance to any of the requirements of this compulsory specification will only be recognized by the Regulatory Authority from the following:

- 1) A laboratory that is part of an international or regional mutual acceptance scheme, or
- 2) A laboratory that is accredited to ISO/IEC 17025 by SANAS or an ILAC affiliated accreditation body, or
- 3) The laboratory has been successfully assessed against the requirements of ISO/IEC 17025 to the satisfaction of the Regulatory Authority.

No. R. 87

6 February 2009

NATIONAL REGULATOR FOR COMPULSORY SPECIFICATIONS ACT, 2008

CORRECTION NOTICE

**PROPOSED AMENDMENT OF THE COMPULSORY SPECIFICATION FOR
MOTOR VEHICLES OF CATEGORY O1/O2**

The following correction to Government Notice No R1395 appearing in Government Gazette No 31735 of 24 December 2008 is hereby published for general information:

Add:

Annexure A: Administrative Process - Homologation of Models of Motor Vehicles of Category O1/O2 to the compulsory specification.

Annexure A**Administrative Process - Homologation of Models of Motor Vehicles of Category O1/O2.**

1. The Applicant shall formally submit a request for homologation, for each model of motor vehicle intended to be manufactured or imported, in writing, to the Regulatory Authority providing information of his/her intention to homologate that model of motor vehicle. This shall be at least 60 days prior to the homologation date requested.
2. The Regulatory Authority shall forward to the Applicant the relevant homologation application documents, for each model as requested in 1 above. The Applicant shall complete the application and forward it to the Regulatory Authority. The application documents shall stipulate the information to be submitted to the Regulatory Authority, and these shall accompany the submitted application. The appropriate fee, as determined from time to time by Notice in the Government Gazette, for the homologation, shall be paid to the Regulatory Authority.
3. Upon receipt of the completed application documents, including the evidence of compliance, the Regulatory Authority shall review the documents for correctness, completeness, and authentic proof of compliance. Incorrect documentation, or insufficient documentation, will be reported to the applicant, for his/her correction.
4. Once the application documentation is correct, the Regulatory Authority shall formally confirm the date and place to the Applicant for the sample vehicle to be inspected as part of the homologation process.
5. At the homologation inspection, the Regulatory Authority shall inspect the sample vehicle and verify it against all mandatory requirements and the submitted evidence of conformity in the application documents, to these requirements.
6. Any non-compliances identified in 5 above, shall be resolved by the Applicant, to the satisfaction of the Regulatory Authority.
7. Once the homologation process establishes that the vehicle model complies with all the relevant mandatory requirements, the Regulatory Authority shall issue a formal Letter of Compliance (Homologation Approval Letter), to the applicant.
8. The original application documents, and copies of supporting evidence of compliance documents, as necessary, shall be taken, and maintained as Homologation Records, by the Regulatory Authority.

Source of evidence

The source of evidence of compliance to any of the requirements of this compulsory specification will only be recognized by the Regulatory Authority from the following:

- 1) A laboratory that is part of an international or regional mutual acceptance scheme, or
- 2) A laboratory that is accredited to ISO/IEC 17025 by SANAS or an ILAC affiliated accreditation body, or
- 3) The laboratory has been successfully assessed against the requirements of ISO/IEC 17025 to the satisfaction of the Regulatory Authority.

No. R. 88

6 February 2009

NATIONAL REGULATOR FOR COMPULSORY SPECIFICATIONS ACT, 2008

CORRECTION NOTICE

**PROPOSED AMENDMENT OF THE COMPULSORY SPECIFICATION FOR
MOTOR VEHICLES OF CATEGORY O3/O4**

The following correction to Government Notice No R1392 appearing in Government Gazette No 31735 of 24 December 2008 is hereby published for general information:

Add:

Annexure A: Administrative Process - Homologation of Models of Motor Vehicles of Category O3/O4 to the compulsory specification.

Annexure A**Administrative Process - Homologation of Models of Motor Vehicles of Category O3/O4.**

1. The Applicant shall formally submit a request for homologation, for each model of motor vehicle intended to be manufactured or imported, in writing, to the Regulatory Authority providing information of his/her intention to homologate that model of motor vehicle. This shall be at least 60 days prior to the homologation date requested.
2. The Regulatory Authority shall forward to the Applicant the relevant homologation application documents, for each model as requested in 1 above. The Applicant shall complete the application and forward it to the Regulatory Authority. The application documents shall stipulate the information to be submitted to the Regulatory Authority, and these shall accompany the submitted application. The appropriate fee, as determined from time to time by Notice in the Government Gazette, for the homologation, shall be paid to the Regulatory Authority.
3. Upon receipt of the completed application documents, including the evidence of compliance, the Regulatory Authority shall review the documents for correctness, completeness, and authentic proof of compliance. Incorrect documentation, or insufficient documentation, will be reported to the applicant, for his/her correction.
4. Once the application documentation is correct, the Regulatory Authority shall formally confirm the date and place to the Applicant for the sample vehicle to be inspected as part of the homologation process.
5. At the homologation inspection, the Regulatory Authority shall inspect the sample vehicle and verify it against all mandatory requirements and the submitted evidence of conformity in the application documents, to these requirements.
6. Any non-compliances identified in 5 above, shall be resolved by the Applicant, to the satisfaction of the Regulatory Authority.
7. Once the homologation process establishes that the vehicle model complies with all the relevant mandatory requirements, the Regulatory Authority shall issue a formal Letter of Compliance (Homologation Approval Letter), to the applicant.
8. The original application documents, and copies of supporting evidence of compliance documents, as necessary, shall be taken, and maintained as Homologation Records, by the Regulatory Authority.

Source of evidence

The source of evidence of compliance to any of the requirements of this compulsory specification will only be recognized by the Regulatory Authority from the following:

- 1) A laboratory that is part of an international or regional mutual acceptance scheme, or
- 2) A laboratory that is accredited to ISO/IEC 17025 by SANAS or an ILAC affiliated accreditation body, or
- 3) The laboratory has been successfully assessed against the requirements of ISO/IEC 17025 to the satisfaction of the Regulatory Authority.

No. R. 89

6 February 2009

**NATIONAL REGULATOR FOR COMPULSORY SPECIFICATIONS ACT
(Act 5 of 2008)**

**AMENDMENT TO THE COMPULSORY SPECIFICATION FOR
ELECTRICAL AND ELECTRONIC APPARATUS**

I, Mandisi Mpahlwa, Minister of Trade and Industry, hereby under Section 13 (1) (a) of the National Regulator for Compulsory Specifications Act (Act 5 of 2008), withdraw the current Compulsory Specification for ***Electrical and Electronic Apparatus***, and replace it with the Compulsory Specification as set out in the attached schedule, with effect from the date two (2) months from publication of this notice.



M Mpahlwa
Minister of Trade and Industry

SCHEDULE

COMPULSORY SPECIFICATION FOR ELECTRICAL AND ELECTRONIC APPARATUS

1 SCOPE

1.1 This specification covers safety and energy saving requirements for the specified types of mains-powered electrical and electronic apparatus listed below, rated at voltages not exceeding 500 V a.c. or d.c. and intended for use by ordinary persons in household, light industrial and general office applications. Such apparatus is generally available through normal retail distribution channels.

1.2 This specification covers the following types of electrical and electronic apparatus:

- a) household and similar appliances that may incorporate motors or heating elements, and including appliances intended to be used by ordinary persons in shops, light industry and on farms;
- b) electronic apparatus used for the reception, generation, recording or reproduction of audio, video and associated signals, and apparatus designed to be used exclusively in combination with such apparatus;
- c) information technology equipment, including electrical business and associated equipment;
- d) luminaires for use with electric light sources such as incandescent lamps, fluorescent lamps and other discharge lamps, excluding
 - 1) luminaires for road and street lighting,
 - 2) luminaires for stage lighting and for television, film and photographic studios,
 - 3) industrial bulkhead, floodlight, low-bay and high-bay luminaires, intended for use with high-intensity discharge lamps of 70 W or higher;
 - 4) aircraft lighting;
 - 5) public transport lighting.
- e) hand-held motor-operated or magnetically driven electric tools;

- f) transportable electric motor-operated or magnetically driven tools;
- g) electrical equipment intended for application as test and measuring equipment, control equipment, educational equipment and laboratory equipment, including incorporated computing devices, excluding equipment designed for industrial process control.

1.3 This specification is not applicable to

- a) apparatus sold for use in hazardous applications and environments by instructed or skilled persons;
- b) apparatus designed and sold exclusively for industrial purposes;
- c) apparatus designed for use in locations where special conditions prevail such as explosive atmospheres;
- d) separate motors that are intended as components for other apparatus; and
- e) appliances used for high-frequency heating other than microwave ovens.

2 DEFINITIONS

For the purpose of this compulsory specification, the following definitions apply:

2.1 Applicant:

a manufacturer or importer that seeks approval of lamp controlgear and is an established legal entity within the Republic of South Africa.

2.2 Conformity of production:

proof that Electrical and Electronic Apparatus offered for sale has been manufactured in accordance with the approved design and conforms to the requirements of this compulsory specification.

2.3 Proof of conformity:

documented evidence of conformity with the requirements of this compulsory specification.

2.4 Conformity of production:

proof that electrical and electronic apparatus offered for sale has been manufactured to the approved design and continues to comply with the requirements of this compulsory specification.

2.5 Minister:

the Minister of Trade and Industry.

2.6 Proof of conformity:

documented evidence of conformity with the requirements of this compulsory specification.

2.7 Regulator:

the body appointed by the Minister to administer compulsory specifications.

2.8 Valid certificate of conformity:

copy of an original certificate of conformity less than 12 months before the date of submission to the Regulator.

2.9 Valid test certificate:

copy of an original test certificate issued less than 36 months before the date of submission to the Regulator.

2.10 Skilled person:

A person who has relevant education and experience to enable him or her to perceive risks and to avoid hazards which electricity can create.

2.11 Instructed person:

A person who has been adequately advised or supervised by electrically skilled persons to enable him or her to perceive risks and to avoid hazards that electricity can create.

2.12 Ordinary person:

A person who is neither a skilled nor an instructed person.

3 REQUIREMENTS

3.1 All apparatus shall be rated at the national standard low voltage, i.e. 230 V ac, single-phase, 50 Hz, or 400 V ac, 3-phase, 50 Hz, or shall have a rated voltage range that includes 230 V/400 V ac.

3.2 All apparatus shall be capable of operating safely within the range $\pm 10\%$ of the standard voltage.

3.3 Household and similar electrical appliances shall comply with the relevant requirements of SANS 60335-1 / IEC 60335-1 *Household and similar appliances – Safety, Part 1: General requirements*, together with the appropriate Part(s) 2 of the SANS 60335 series.

3.4 Audio, video, and similar electronic apparatus shall comply with the relevant requirements of SANS 60065/IEC 60065 *Audio, video and similar electronic apparatus – Safety requirements*.

3.5 Information technology equipment shall comply with the relevant requirements of SANS 60950-1/IEC 60950-1 *Information technology equipment – Safety, Part 1: General requirements*, together with the appropriate Part(s) 2 of the SANS 60950/IEC 60950 series.

3.6 Luminaires shall comply with the relevant requirements of the appropriate of the following standards:

a) SANS 60598-1/IEC 60598-1 *Luminaires – Part 1: General requirements and tests*, together with the appropriate Part(s) 2 of the SANS 60598/IEC 60598 series (excluding Luminaires for emergency lighting);

b) Luminaires shall additionally comply with the power factor requirements of SANS 475 *Luminaires for interior lighting, street lighting and floodlighting - Performance requirements*;

c) Luminaires for emergency lighting shall comply with SANS 1464-22 *Safety of luminaires, Part 22: Luminaires for emergency lighting*; or

d) Electrical supply track systems for luminaires shall comply with SANS 60570/IEC 60670 *Electrical supply track systems for luminaires*.

3.7 Hand-held motor-operated or magnetically driven electric tools shall comply with the relevant requirements of SANS 60745-1/IEC 60745-1 *Hand-held motor-operated electric tools – Safety, Part 1: General requirements*, together with the appropriate Part(s) 2 of the SANS 60745/IEC 60745 series.

3.8 Transportable motor-operated electric tools shall comply with the relevant requirements of SANS 61029-1/IEC 61029-1 *Safety of transportable motor-operated electric tools Part 1: General requirements*, together with the appropriate Part(s) 2 of the SANS 61029/IEC 61029 series.

3.9 Electrical equipment for test and measurement, control, and laboratory use shall comply with the relevant requirements of SANS 61010-1/IEC 61010-1 *Safety*

requirements for electrical equipment for measurement, control and laboratory use – Part 1: General requirements, together with the appropriate Part(s) 2 of the SANS 61010/IEC 61010 series.

3.10 The manufacturer or importer shall apply to the Regulator for approval of every type and model of apparatus before offering it for sale, in accordance with the requirements of Annex A.

3.11 When a new edition of a standard is published, approvals of products in accordance with the previous edition of that standard shall remain valid for five years unless decided otherwise by the Minister.

3.12 The manufacturer and/or the importer or both shall inform the Regulator of any change in design or components that affects any mandatory requirement in terms of this compulsory specification. In the event of such change or changes the Regulator may, at its discretion, demand the submission of fresh evidence of conformity or a new application for approval.

3.13 The manufacturer and/or the importer or both shall on request provide the Regulator within two working days with satisfactory proof of approval in respect of any apparatus included in the scope of this compulsory specification.

3.14 The manufacturer and/or importer shall on request provide the Regulator within five working days with satisfactory proof of conformity of production.

3.15 Failure to provide such proof shall constitute reasonable grounds for suspicion of non-conformance with the requirements of this compulsory specification.

4 EQUIVALENCE OF STANDARDS

Standards issued by different standardization bodies (for example, ISO, IEC, EN) that can be proved by the applicant to be technically identical to a South African National Standard are deemed to be the equivalent of that South African National Standard. Proof of conformity with such a standard shall be accepted as conformity with the corresponding South African National Standard.

5 CONFORMITY WITH STANDARDS REFERRED TO BY EDITION AND DATE OF PUBLICATION

5.1 For the purposes of this compulsory specification, a new edition of a standard shall become effective two months from its date of publication as a South African National Standard.

5.2 New products or products resubmitted for approval because of a change in design or materials shall, in all cases, be evaluated against the requirements of the latest edition of any referenced standard.

6 ASSESSMENT OF CONFORMITY

6.1 The following alternative forms of evidence shall be submitted to the Regulator as proof of conformity with the requirements of this compulsory specification:

- a) Copy of a valid certificate of IECEE conformity issued by a member of the IEC CB scheme; or
- b) Copy of a valid test certificate issued less than 36 months prior to date of application by a test laboratory recognized by the Regulator.

6.2 The certificate or test report shall prove conformity with all the applicable mandatory requirements of this compulsory specification.

6.3 Evidence of conformity shall be traceable to the specific model and type of apparatus in question.

ANNEX A**APPROVAL OF ELECTRICAL AND ELECTRONIC APPARATUS****A.1 APPLICATION FOR APPROVAL**

An application for approval of each type of apparatus shall include:

- a) Details of the type and model of apparatus for which approval is sought and the standard/s to which it is claimed to conform;
- b) Details of the manufacturing plant/s in which the apparatus is produced;
- c) Evidence of conformity with all the requirements of the relevant compulsory specification including standards and test methods;
- d) Markings and other information appearing on the product;
- e) Any reasonable additional information requested by the Regulator.

A.2 APPROVAL

A.2.1 The Regulator shall assess the proof of conformity supplied by the applicant. Additional information or evidence may be requested, or validation of evidence, at its sole discretion.

A.2.2 The Regulator shall approve the electrical or electronic apparatus when all the requirements have been met.

A.2.3 The Regulator shall assign a unique number to each approval.

No. R. 90

6 February 2009

**NATIONAL REGULATOR FOR COMPULSORY SPECIFICATIONS ACT
(Act 5 of 2008)**

**INTRODUCTION OF A COMPULSORY SPECIFICATION FOR LAMP
CONTROLGEAR**

I, Mandisi Mpahlwa, Minister of Trade and Industry, hereby under Section 13 (1) (a) of the National Regulator for Compulsory Specifications Act (Act 5 of 2008), and on the original recommendation of the Council of the South African Bureau of Standards, introduce the Compulsory Specification for **Lamp Controlgear** as set out in the attached schedule, with effect from the date two (2) months from publication of this notice.


M Mpahlwa
Minister of Trade and Industry

SCHEDULE

COMPULSORY SPECIFICATION FOR LAMP CONTROLGEAR

1 SCOPE

This specification covers the safety requirements for lamp controlgear, excluding glow starters for tubular fluorescent lamps.

2 DEFINITIONS

For the purposes of this compulsory specification, the following definitions apply:

2.1 Applicant:

A manufacturer or importer that seeks approval of lamp controlgear and is an established legal entity within the Republic of South Africa.

2.2 Conformity of production:

Proof that lamp controlgear offered for sale has been manufactured in accordance with the approved design and always complies with the requirements of this compulsory specification.

2.3 IECEE CB Scheme:

Worldwide system for Conformity Testing and Certification of Electrotechnical Equipment and Components of the International Electrotechnical Commission (IEC).

2.4 Lamp controlgear:

The definition in Clause 3.1 of SANS 61347-1 shall apply.

2.5 Minister:

The Minister of Trade and Industry.

2.6 Proof of conformity:

Documented evidence of conformity with the requirements of this compulsory specification.

2.7 Regulator:

The body appointed by the Minister to administer compulsory specifications.

2.8 Valid certificate of conformity:

Copy of an original certificate of conformity issued within 12 months of the date of submission to the Regulator.

2.9 Valid test certificate:

Copy of an original test certificate issued within 36 months before the date of submission to the Regulator.

3 REQUIREMENTS

3.1 Lamp controlgear shall be rated at the national standard low voltage, i.e. 230 V a.c. single phase or 400 V three phase, 50 Hz, or shall have a rated voltage range that includes 230 V / 400 V a.c.

3.2 Lamp controlgear shall be capable of operating safely within the range $\pm 10\%$ of the standard voltage.

3.3 Lamp controlgear shall comply with the safety requirements of SANS 61347-1 (IEC 61347-1), *Lamp controlgear* - Part1: General and safety requirements.

3.4 SANS 61347-1 shall be used in conjunction with the corresponding supplementary clauses of the appropriate part 2 of the SANS 61347 series applicable to each type of lamp controlgear.

3.5 The manufacturer or importer shall apply to the Regulator for approval of every type and model of lamp controlgear before offering it for sale, in accordance with the requirements of Annex A.

3.6 The Regulator shall approve the lamp controlgear when it has conformed with the requirements of this compulsory specification.

3.7 When a new edition of a standard is published, approval of products in accordance with the previous edition of that standard shall remain valid for five years unless the Minister decides otherwise.

3.8 The manufacturer or importer (or both) shall inform the Regulator of any change in design or components affecting any mandatory requirement in terms of this compulsory specification. In the event of such change the Regulator may, at its discretion, demand the submission of fresh evidence of conformity or a new application for approval.

3.9 The manufacturer or importer (or both) shall on request provide the Regulator within 2 working days with satisfactory proof of approval in respect of any lamp controlgear included in the scope of this compulsory specification.

3.10 The manufacturer or importer (or both) shall on request provide the Regulator within five working days with satisfactory proof of conformity of production.

3.11 Failure to provide such proof shall constitute reasonable grounds for suspicion of non-conformance with the requirements of this compulsory specification.

4 EQUIVALENCE OF STANDARDS

Standards issued by different standardization bodies (for example, ISO, IEC, EN) that can be proved by the applicant to be technically identical to a South African National Standard are deemed equivalent to that South African National Standard. Proof of conformity with such a standard shall be accepted as conformity with the corresponding South African National Standard.

5 CONFORMITY WITH STANDARDS REFERRED TO BY EDITION AND DATE OF PUBLICATION

5.1 For purposes of this compulsory specification, a new edition of a standard shall become effective 2 months from the date of publication as a South African national standard.

5.2 New products, or products resubmitted for approval because of a change in design or materials shall in all cases be evaluated against the requirements of the latest edition of any referenced standard.

6 ASSESSMENT OF CONFORMITY

The following alternative forms of evidence shall be submitted to the Regulator as proof of conformity with the requirements of this compulsory specification:

6.1 A copy of a valid certificate of IECEE conformity issued less than 36 months before the date of application by a member of the IEC CB scheme; or

6.2 A copy of a valid test certificate or report issued less than 36 months before the date of application by a conformity assessment body recognized by the Regulator.

6.3 The conformity or test certificate or report shall prove conformity with all the applicable mandatory requirements of this compulsory specification.

6.4 Evidence of conformity shall be traceable to the specific model and type of lamp controlgear in question.

ANNEX A**APPROVAL OF LAMP CONTROLGEAR****1 APPLICATION FOR APPROVAL**

An application for approval of each type of lamp controlgear that it intends to sell shall include:

- a) Details of the type and model of lamp controlgear for which approval is sought and the standard or standards to which it is claimed to conform;
- b) Details of the manufacturing plant or plants in which the lamp controlgear is produced;
- c) Proof of conformity with all the requirements of this compulsory specification including standards and test methods referred to;
- d) Markings and other information appearing on the product;
- e) Any reasonable additional information requested by the Regulator.

2 APPROVAL

2.1 The Regulator shall assess the proof of conformity supplied by the applicant. Additional information or evidence may be requested, or validation of evidence, at its sole discretion.

2.2 The Regulator shall approve the lamp controlgear when all the requirements have been met.

2.3 The Regulator shall assign a unique number to each approval.

No. R. 91

6 February 2009

**NATIONAL REGULATOR FOR COMPULSORY SPECIFICATIONS ACT
(Act 5 of 2008)**

**AMENDMENT TO THE COMPULSORY SPECIFICATION FOR PERSONAL
FLOTATION AIDS**

I, Mandisi Mpahlwa, Minister of Trade and Industry, hereby under Section 13 (1) (a) of the National Regulator for Compulsory Specifications Act (Act 5 of 2008), withdraw the current Compulsory Specification for ***Personal Floatation Aids***, and replace it with the 2 Compulsory Specifications as set out in the attached schedules, with effect from the date two (2) months from publication of this notice.



M Mpahlwa
Minister of Trade and Industry

SCHEDULE

COMPULSORY SPECIFICATION FOR PERSONAL FLOTATION DEVICES

1 SCOPE

This specification covers the safety requirements for Personal Flotation Devices. It is applicable to any device worn on the body intended to support the wearer in a safe position in water whilst awaiting rescue.

The following types of flotation device are excluded:

- Swimming aids;
- Throwable flotation devices and flotation cushions; and
- Personal flotation devices designed and manufactured specifically for use by the armed forces.

2 DEFINITIONS

For the purpose of this compulsory specification, the following definitions apply:

2.1 Personal flotation device:

garment or device which, when correctly worn and used in water, will provide the user with a specific amount of buoyancy which will increase the likelihood of survival.

2.2 Swimming aid:

garment or device which when worn or held correctly, and used in water under constant supervision, will provide the buoyancy required to become familiar with movement through the water, assist with learning to swim or to improve swimming strokes.

2.3 Applicant:

the manufacturer or importer seeking approval of Personal Flotation Devices and is an established legal entity within the Republic of South Africa.

2.4 Regulator:

the body appointed by the Minister to administer compulsory specifications.

2.5 Proof of conformity:

copies of original test reports issued by a conformity assessment body recognised by the Regulator, or copies of original certificates of conformity issued by a certification scheme recognised by the Regulator confirming that the personal flotation device fully complies with, or continues to fully comply with the requirements of this compulsory specification.

2.6 Conformity of production:

satisfactory proof that personal flotation devices offered for sale do not in any material way differ from those originally submitted for approval.

2.7 Minister:

the Minister of Trade and Industry.

2.8 Personal Flotation Device type:

category of personal flotation device that does not differ in such essential respects as:

- a) the trade name or mark, and
- b) the shape, materials, dimensions, manufacturing processes or methods of assembly. A personal flotation device type may include a range of sizes, provided that the dimensions of each size in the range is at least equal to that in the sample which when subjected to the tests satisfied the requirements of this Specification.

3 REQUIREMENTS

3.1 Lifejackets for seagoing ships shall comply with SANS 12402-1: *Personal flotation devices - Part 1: Lifejackets for seagoing ships – Safety requirements*.

3.2 Lifejackets for extreme offshore conditions shall comply with SANS 12402-2: *Personal flotation devices - Part 2: Lifejackets for extreme offshore conditions (level 275) – Safety requirements*.

3.3 Lifejackets for offshore conditions shall comply with SANS 12402-3: *Personal flotation devices - Part 3: Lifejackets for offshore conditions (level 150) – Safety requirements*.

3.4 Lifejackets for inland/close to shore conditions shall comply with SANS 12402-4: *Personal flotation devices - Part 4: Lifejackets for inland/close to shore conditions (level 100) – Safety requirements*.

3.5 Buoyancy aids shall comply with SANS 12402-5: *Personal flotation devices - Part 5: Buoyancy aids (level 50) – Safety requirements.*

3.6 Special purpose lifejackets and buoyancy aids shall comply with SANS 12402-6: *Personal flotation devices - Part 6: Special purpose lifejackets and buoyancy aids – Safety requirements and additional test methods.*

3.7 Materials and components of personal flotation devices shall comply with SANS 12402-7: *Personal flotation devices - Part 7: Materials and components – Safety requirements and test methods.*

3.8 Accessories for personal flotation devices shall comply with SANS 12402-8: *Personal flotation devices - Part 8: Accessories – Safety requirements and test methods.*

3.9 The manufacturer or importer shall apply to the Regulator for approval of every type and model of personal flotation device before offering it for sale, in accordance with the requirements of Annex A.

3.10 The manufacturer and/or importer shall inform the Regulator of any change in design or components affecting any mandatory requirement in terms of this compulsory specification. In the event of such change/s the Regulator may, at its discretion, demand the submission of fresh evidence of conformity or a new application for approval.

3.11 The manufacturer or importer shall on request provide the Regulator with satisfactory proof of ongoing conformity of production.

3.12 Failure to provide such proof shall constitute reasonable grounds for suspicion of non-compliance with the requirements of this compulsory specification.

3.13 All markings and instructions for use shall be in the English language, and may be in any other official language used in South Africa.

4. WITHDRAWAL OF APPROVAL

The approval granted in respect of personal flotation devices pursuant to the specification may be withdrawn at any time without prior notice if the requirements have not been met.

5. EQUIVALENCE OF STANDARDS

Standards issued by different standardization bodies (for example, ISO, IEC, EN) and proved by the applicant to be identical to a SA National Standard are deemed

the equivalent of that SA National Standard. Proof of compliance with such a standard shall be accepted as compliance with the SA National Standard.

6. LABELLING AND MARKING

In addition to such markings as may be required in order to comply with the requirements of SANS 12402 the unique approval number applicable to the specific Personal Flotation Device shall appear on the product in letters at least 6 mm high, as follows:

RSA ***** (insert actual approval number).

ANNEX A**APPROVAL OF PERSONAL FLOTATION DEVICES****A.1 APPLICATION FOR APPROVAL**

An application for approval of a type of Personal Flotation Device shall include the following:

- a) Details of the type and model of personal flotation device for which approval is sought and the standard/s to which it is claimed to conform;
- b) Details of the manufacturing plant/s in which the personal flotation device is produced;
- c) Proof of conformity with all the requirements of the relevant compulsory specification including standards and test methods referred to;
- d) Markings and other information appearing on the product;
- e) Drawings to scale in sufficient detail to permit identification of all component parts and materials thereof, including assembly and markings;
- f) One specimen of each size of the type of Personal Flotation Device, including all accessories supplied within the packaging, packaging, instructions for use and markings;
- g) Information to the satisfaction of the Regulator regarding the measures taken by the applicant to ensure conformity of production.
- h) Any reasonable additional information requested by the Regulator;
- i) Proof of payment of the application fee determined by the Minister.

A.2 APPROVAL

- a) The Regulator shall assess the evidence of conformity supplied by the applicant. Additional information or evidence, or validation of evidence, may be requested at its sole discretion.
- b) The Regulator shall approve the personal flotation device when all its requirements have been met, and shall issue an approval bearing a unique number to the manufacturer or importer specific to the approved personal flotation devices.

- c) The approval number shall appear on the personal flotation device as required by Clause 6 in a position visible to the purchaser at the point of sale.
- d) The approval shall be valid until the requirements of the compulsory specification or the standards referred to change; or until the design or components change necessitating re-approval as required by Clause 3.11 of this compulsory specification.

SCHEDULE

COMPULSORY SPECIFICATION FOR SWIMMING AIDS

1 SCOPE

This specification covers the safety requirements for Swimming Aids. It is applicable to devices intended to assist users with movement through the water whilst learning to swim, or whilst learning part of a swimming stroke. It does not apply to buoyancy aids, lifejackets or aquatic toys.

2 DEFINITIONS

For the purpose of this compulsory specification, the following definitions apply:

2.1 Swimming aid:

garment or device which when worn or held correctly, and used in water under constant supervision, will provide the buoyancy required to become familiar with movement through the water, assist with learning to swim or to improve swimming strokes.

2.2 Applicant:

a manufacturer or importer that seeks approval of Swimming Aids and is an established legal entity within the Republic of South Africa.

2.3 Regulator:

the body appointed by the Minister to administer compulsory specifications.

2.4 Proof of conformity:

copies of original test reports issued by a conformity assessment body recognised by the Regulator, or copies of original certificates of conformity issued by a certification scheme recognised by the Regulator confirming that the personal flotation device fully complies with, or continues to fully comply with the requirements of this compulsory specification.

2.5 Conformity of production:

satisfactory proof that swimming aids offered for sale do not in any material way differ from those originally submitted for approval.

2.6 Swimming Aid type:

category of Swimming Aid that does not differ in such essential respects as:

- a) the trade name or mark; and
- b) the shape, materials, dimensions, manufacturing processes or methods of assembly. A Swimming Aid type may include a range of sizes, provided that the dimensions of each size in the range is at least equal to that in the sample which when subjected to the tests satisfied the requirements of this Specification.

3 REQUIREMENTS

3.1 Swimming aids that are carried or worn on the body shall comply with the applicable requirements of SANS (EN) 53138 – 1 *Buoyant aids for swimming instruction – Part 1: Safety requirements and test methods for buoyant aids to be worn*.

3.2 Swim seats shall comply with the applicable requirements of SANS (EN) 53138 - 3 *Buoyant aids for swimming instruction – Part 3: Safety requirements and test methods for swim seats to be worn*.

3.3 The manufacturer or importer shall apply to the Regulator for approval of every type and model of swimming aid or swimming aid before offering it for sale, in accordance with the requirements of Annex A.

3.4 The manufacturer and/or importer shall inform the Regulator of any change in design or components affecting any mandatory requirement in terms of this compulsory specification. In the event of such change/s the Regulator may, at its discretion, demand the submission of fresh evidence of conformity or a new application for approval.

3.5 The manufacturer or importer shall on request provide the Regulator with satisfactory proof of ongoing conformity of production.

3.6 Failure to provide such proof shall constitute reasonable grounds for suspicion of non-compliance with the requirements of this compulsory specification.

3.7 All markings and instructions for use shall be in the English language, and may be in any other official language used in South Africa.

4. WITHDRAWAL OF APPROVAL

The approval granted in respect of swimming aids pursuant to the specification may be withdrawn at any time without prior notice if the requirements have not been met.

5. EQUIVALENCE OF STANDARDS

Standards issued by different standardization bodies (for example, ISO, IEC, EN) and proved by the applicant to be identical to a SA National Standard are deemed the equivalent of that SA National Standard. Proof of compliance with such a standard shall be accepted as compliance with the SA National Standard.

6. LABELLING AND MARKING

In addition to such markings as may be required in order to comply with the requirements of SANS 53138, the unique APPROVAL number applicable to the specific Swimming Aid shall appear on the product in letters at least 6 mm high, as follows:

RSA ***** (insert actual Approval number).

ANNEX A**APPROVAL OF SWIMMING AIDS****A.1 APPLICATION FOR APPROVAL**

An application for approval shall include:

- a) Details of the type and model of swimming aid for which approval is sought and the standard/s to which it is claimed to conform;
- b) Details of the manufacturing plant/s in which the swimming aid is produced;
- c) Proof of conformity with all the requirements of the relevant compulsory specification including standards and test methods referred to;
- d) Markings and other information appearing on the product;
- e) Drawings to scale in sufficient detail to permit identification of all component parts and materials thereof, including assembly and markings;
- f) One specimen of each size of the type of swimming aid, including all accessories supplied within the packaging, packaging, instructions for use and markings;
- g) Information to the satisfaction of the Regulator regarding the measures taken by the applicant to ensure conformity of production;
- h) Any reasonable additional information requested by the Regulator;
- i) Proof of payment of the application fee determined by the Minister.

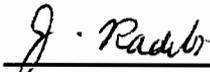
A.2 APPROVAL

- a) The Regulator shall assess the evidence of conformity supplied by the applicant. Additional information or evidence, or validation of evidence, may be requested at its sole discretion.
- b) The Regulator shall approve the swimming aid when all its requirements have been met, and shall issue an approval to the manufacturer or importer specific to the approved swimming aid/s bearing a unique approval number.
- c) The approval number shall appear on the swimming aid as required by Clause 6 in a position visible to the purchaser at the point of sale.

DEPARTMENT OF TRANSPORT**No. R. 94****6 February 2009****AMENDMENT OF TRANSPORT APPEAL TRIBUNAL REGULATIONS, 2009**

I, Jeffrey Thamsanqa Radebe, Minister of Transport, acting in terms of section 17 of the Transport Appeal Tribunal Act, 1998 (Act No. 39 of 1998), herewith publish the regulations in the schedule.

These amended Regulations are published for General information and Compliance and will come into operation on the date of publication.



J. T Radebe MP
MINISTER OF TRANSPORT

No. R. 95

6 February 2009

TRANSPORT APPEAL TRIBUNAL ACT, 1998

AMENDMENT OF TRANSPORT APPEAL TRIBUNAL REGULATIONS

The Minister of Transport has, under section 17 of the Transport Appeal Tribunal Act, 1998 (Act No.39 of 1998) and after consultation with the Transport Appeal Tribunal, made the regulations in the Schedule.

SCHEDULE**Definition**

1. In this Schedule "the Regulations" means the Transport Appeal Tribunal Regulations published in Government Notice No. R. 1151 of 7 December 2007.

Amendment of regulation 1 of the Regulations

2. Regulation 1 of the Regulations is hereby amended –

(a) by the deletion of the definition "business day"; and

(b) by the insertion of the following definition:

"day" means any day which is not a Saturday, Sunday or public holiday and shall be included in the computation of any time expressed in days prescribed by these Regulations or fixed by any decision of the Tribunal."

(c) by the insertion of the following definition:

"designated officials" means officers in the Department of Transport whom the Director –General has designated to perform the administrative and secretarial work of the Tribunal"

Amendment of regulation 2 of the Regulations

3. Regulation 2 of the Regulations is hereby amended –

(a) by the substitution of sub regulation (1) of the following sub regulation:

“(1) An appeal in terms of section 12 of the National Land Transport Transition Act, 2000 (Act No. 22 of 2000) or section 34 of the Cross- Border Road Transport Act, 1998 (Act No. 4 of 1998), against an act, direction or decision of a board or regulatory committee, must be submitted in writing by the appellant on form TAT 01 in the Annexure, must be accompanied by the fee contemplated in regulation 17(1) and must include the following:

(a) The full name and current address of the appellant;

(b) the act, direction or decision forming the subject of the appeal;

(c) the board or regulatory committee whose act, direction or decision forms the subject of such appeal, and the date of such act, direction or decision;

(d) the date of the meeting on which the said act was performed or the said direction was given or decision was taken by the board or regulatory committee including the notification date to the appellant;

(e) the grounds of such appeal; and

(f) the signature of such appellant or his or her duly authorised representative.”; and

(g) be accompanied by the fee contemplated in Regulation 17(1).”

(b) by substituting “[4]” in the numbering to make it “5 ”

- (c) by the substitution for sub regulation (5) of the following sub regulation:

“(5) The designated officials [Secretariat] of the Tribunal shall on receipt of any written Notice of Appeal on form TAT 01, allocate a reference number and notify the board or regulating committee, the Applicant and any interested or affected parties thereto within 21 days of receipt of the Notice of Appeal.

Amendment of regulation 4 of the Regulations

4. Regulation 4 of the Regulations is hereby amended –

(a) by after “ and ” in Regulation 4(1)(a).

(b) by the substitution for sub regulation (3) of the following sub regulation:

“ (3) (i) The Tribunal may grant an order on any point which appears to be an issue in a case before it to be determined as a preliminary issue.

(ii) If in the opinion of the Tribunal, the determination of that point substantially disposes of the whole case, the Tribunal may treat the hearing of the preliminary issue as the hearing of the case and may grant such an order by way of disposing of the case as it deems fit.”

(c) by the substitution for sub regulation (4) of the following sub regulation:

“(4) (a) The Tribunal may–

- (i) postpone the matter;
- (ii) dismiss the matter or
- (iii) alter the place of any hearing.

- (b) If the Tribunal postpone, dismiss the matter or alter the place of any hearing as contemplated in paragraph (a), the designated officials [Secretariat] shall notify all parties of the revised arrangements in writing by not later than three days after the decision of the Tribunal.”;

by substituting Regulation 4(5) for the following sub-regulation and will read as follows:

- “(5) Any irregularity resulting from a failure to comply with any provision of these Regulations before the Tribunal has reached its decision shall not in itself render the proceedings void;”

by substituting Regulation 4(6) for the following sub-regulation and will read as follows:

- “(6) In any case contemplated in sub-regulation (5) the Tribunal shall, if it considers that any person may have been prejudiced, take such steps as it deems fit to cure the irregularity before reaching its decision;”

- “(7) Any clerical mistakes or errors in any document recording a decision of the Tribunal, or errors arising in such a document from an incidental [accident] error or omission, may be corrected by the Chairperson of the Tribunal or the authorized representative.”

Substitution for regulation 5 of the Regulations

5. The following regulation is hereby substituted for regulation 5 of the Regulations:

“Time limit for appeal and condonation

5. (1) A Notice of Appeal in terms of section 129 of the National Land Transport Transition Act, 2000, or section 34 of the Cross-Border Road Transport Act, 1998, must be lodged in accordance with Regulation 2, within 30 days from the date of communication by letter of the act, direction or decision of a board or the regulatory committee to the appellant or his or her representative.
- (2) Where an appellant fails to serve the Notice of Appeal on form TAT 01 within the period of time contemplated in sub regulation (1), the Notice of Appeal on form TAT 01 shall include –
- (a) a written application to the Tribunal to condone the late filing of the notice of appeal; or
 - (b) an affidavit by the appellant setting out the reasons for the late filing together with any further documentary evidence.
- (3) (a) On the day of the hearing or at any time prior to the hearing, the [Tribunal] Chairperson shall first consider the application for condonation in terms of section 13(a) of the Act.
- (b) Where necessary the [Tribunal] Chairperson may extend any time specified by these Regulations provided that the reasons for the late filing of the Notice of Appeal are supported by documentary proof.
 - (c) A ruling by the [Tribunal] Chairperson to condone the appellant's late filing of the Notice of Appeal, shall allow the appeal to proceed as if it was filed in accordance with the provisions of Regulation 2(1) unless the Chairperson decides otherwise.”

Substitution for regulation 6 of the Regulations

6. The following regulation is hereby substituted for regulation 6 of the Regulations:

“Appearance before the Tribunal

6. In considering an appeal, in terms of section 129 of the National Land Transport Transition Act, 2000, or section 34 of the Cross Border Road Transport Act, 1998, the Tribunal may –

(a) allow any person affected by the appeal or interested therein, or the duly authorized representative of any such person, to appear before the Tribunal and –

- (i) to give evidence or make oral representations relevant to the appeal;
- (ii) to call witnesses and lead evidence on any question relevant to the appeal; or
- (iii) to question any person who testified at the appeal;

(b) summons any person, on form TAT 02 who may reasonably be able to give information of material importance concerning the subject matter of the appeal or who has in any such person's possession or custody or under any such person's control any book, document or object which may reasonably have a bearing on the subject matter of the appeal, to appear before the Tribunal: Provided that –

- (i) the summons served in terms of paragraph (b) shall be in the prescribed form TAT 02 in the Annexure, and a provincial inspector shall personally serve such summons on the person and such inspector shall report to the Tribunal;

(ii) any person who fail to comply with a notice in terms of sub regulation 6(b) is guilty of an offence in terms of Section 15 of the Act.

(c) call upon and administer the [prescribe]oath or accept an affirmation from any person present at the appeal who has or might have been summoned in terms of paragraph (b); and

(d) question any person who has been called upon in terms of paragraph (c) or require any such person to produce any book, document or object in any such person's possession or custody or under any such person's control, which may reasonably have a bearing on the subject matter of the appeal."

Substitution for regulation 7 of the Regulations

7. The following regulation is hereby substituted for regulation 7 of the Regulations

"Parties to the Appeal

7. The parties to an appeal shall be the appellant and the respondent as defined in Regulation 1.

Amendment of regulation 8 of the Regulations

8. Regulation 8 of the Regulations is hereby amended –

(a) by the substitution for the heading of the following heading:

"Right to Representation"; and

(b) by the substitution for sub regulation (2) of the following sub regulation:

"(2) A legal representative contemplated in sub regulation (1), may be an admitted and practising Advocate or an admitted and practising Attorney provided that the Appellant or Respondent submits to the

Tribunal a completed form TAT 03 contained in the Annexure in terms of which he or she grants to the Advocate or Attorney, as case may be, a power of attorney in terms of which such Advocate or Attorney is duly authorized to represent him or her.”

Amendment of regulation 9 of the Regulations

9. Regulation 9 of the Regulations is hereby amended –

(a) by the substitution for the heading of the following heading:

“Notice of Sitting”; and

(b) by the substitution for paragraph (d) of sub regulation (1) of the following paragraph:

“(d) any person affected by the appeal or who has formally joined the proceedings.”; and

(c) by the substitution for sub regulation (2) of the following sub regulation:

“(2) The Tribunal must notify all the parties affected by the appeal at least 10 days before the scheduled sitting and such notice must reflect –

- (a) the names of the appellant and respondent;
- (b) the subject matter of the appeal; and
- (c) the date, time and venue for such sitting.”.

Substitution for regulation 10 of the Regulations

10. The following Regulation is hereby substituted for Regulation 10 of the Regulations

“Postponement of proceedings, removal of Appeal from roll and withdrawal of Appeal

(1) The Tribunal or Chairperson may be requested in writing for a postponement of the proceedings of the Tribunal or removal of the appeal from the roll, wherein reasons for such request are furnished, and such a request must reach the Tribunal at least five days before the scheduled date of the sitting.

- (2) The Tribunal or Chairperson may grant a postponement of the proceedings or remove the appeal from the roll upon good cause shown.
- (3) If the Tribunal or Chairperson makes a decision to postpone its proceedings or to remove the appeal from the roll, the Tribunal or the Chairperson, as the case may be, must give notice of such postponement or removal to all parties affected by the appeal, either telephonically, by fax or by any other means of communication, not later than three days after the Tribunal or the Chairperson has taken a decision.
- (4) The provisions of Regulation 17(2)(a) apply to an appellant who notifies the Tribunal or Chairperson about his or her request for withdrawal of an appeal less than five days before the scheduled date of the sitting.”

Repeal of Regulation 13 of the Regulations

11. Regulation 13 of the Regulations is hereby repealed.

Amendment of Regulation 14 of the Regulations

“Combined hearings

14. (1) If the Tribunal is satisfied that in any number of appeals-

Substitution for regulation 15 of the Regulations

(a) The following regulation is hereby substituted for regulation 15 of the Regulations:

“Records of proceedings

- (1) The Tribunal must keep a record of every appeal lodged, every document related thereto and a summary of the proceedings or minutes of its sittings related thereto.
- (2) The Tribunal must make a summary of its proceedings or record the minutes of its sitting by means of shorthand notes or mechanically.

- (3) The records contemplated in sub regulation 14 (1) must be kept in terms of the relevant laws governing the keeping of records and archives.”

Substitution for regulation 16 of the Regulations

- (a)** The following regulation is hereby substituted for regulation 16 of the Regulations:

“Decisions of the Tribunal

- (1) The Tribunal processes or procedures in respect of an appeal lodged with it, may be conveyed within 60 days from the day of completion of the hearing in writing through the post or telefax to all parties to such appeal and to the Board or regulatory committee whose act, direction or decision has been appealed against.
- (2) The Tribunal shall within 10 days of the Tribunal arriving at a decision in regard to an appeal, notify the parties to the appeal. Such notification shall be in writing, be sent by post or telefax and shall set out full particulars of the Tribunal's decision, including its decision as to whether the appeal lodging fee, or any part thereof is to be refunded to, or forfeited by the appellant.
- (3) The Tribunal must upon receiving a written request for reasons of its decision from any person whose rights have been adversely affected by its decision, provide such person with the reasons in writing for its decision within 10 days of receiving such request provided that the written request for reasons is received not later than 30 days after such person became aware of such direction, decision or action or might reasonably have been expected to have become aware thereof.”

Amendment of Regulation 17 of the Regulations

- “(1) Any person who lodges an appeal in terms of the Act must, at the time of lodging such an appeal, deposit an amount in terms of section 17(1)(a) of the Act, with the Tribunal, which is currently fixed at R800-00 (Eight Hundred Rand).”

Amendment of Regulation 18 of the Regulations

“(1) (a) A referral in terms of section 30(5)(a) and (b) of the National Land Transport Transition Act 22 of 2000, against the non-response for concurrence by the concerned Province must be submitted in writing by the requesting Province on Form TAT 01 in the Annexure of these Regulations, and must comply with Regulations 2 and 4 where applicable.”

by the substitution for sub regulation (2) of the following sub regulation

“(2) With respect to referrals in terms of [S]section 30(5)(a) and (b) [of the] of the National Land Transport Transition Act 22 of 2000, provisions of Regulations 17 herein are not applicable.”

Repeal of regulation 19 of the Regulations

Regulation 19 of the Regulations is hereby repealed.

Insertion of Annexure to the Regulations

The following Annexure is hereby inserted in the Regulations after Regulation 18:

ANNEXURE

TAT 01

**TRANSPORT APPEAL TRIBUNAL
IN TERMS OF THE NLTTA AND CBRTA LEGISLATIONS****NOTICE OF APPEAL**

POLB

CBRTA

--	--

For Tribunal use only:

Appeal Ref. No. LTIM	20
Date Rec.	
Lodging Fee	

**NOTICE OF APPEAL IN TERMS OF THE NATIONAL LAND TRANSPORT
TRANSITION ACT 2000 (ACT NO. 22 OF 2000) OR CROSS BORDER ROAD
TRANSPORT ACT 1998 (ACT NO.04 OF 1998)**(Tick the appropriate boxes and provide all information as requested and where applicable)**1. DETAILS OF APPEALANT**

I am

Taxi operator	A statutory objector	Taxi association	Other (specify)
---------------	----------------------	------------------	-----------------

SURNAME AND NAME	REGISTERED NAME OF CO/CC OR OTHER
Identity No.	Reg No.
Res. Address	Bus. Address
Postal add	
Home tel.	Bus tel.
Cell no.	Fax no.

(if more than one party, details must be set out in an annexure clearly marked and attached hereto)

2. DETAILS OF OTHER PARTIES

I am

Taxi operator	A statutory objector	Taxi association	Other (specify)
---------------	----------------------	------------------	-----------------

SURNAME AND NAME	REGISTERED NAME OF CO/CC OR OTHER
Identity no.	Reg no.
Res. Address	Bus. Address

Postal add	
Home tel.	Bus tel.
Cell no.	Fax no.

(if more than one party, details must be set out in an annexure clearly marked and attached hereto)

3. DETAILS OF THE ORIGINAL DECISION APPEALED AGAINST

Operating License Board			
OP No.		Date of decision	Date of notice to appeal ant
Municipality/Regulatory committee			
Other OLB			
Other municipalities/Regulatory Committee			
Non Concurrence			
Other (With Details)			

4. GROUNDS OF APPEAL

It is essential for the Grounds of Appeal to be set out in full as an annexure marked and attached.

Y	N
---	---

Details of all proposed applicable routes and timetables must be clearly marked clearly and annexed hereto.

Annexure

Y	N
---	---

A detail map of all proposed routes and the infrastructure relating thereto must be clearly marked and annexed hereto. (For example terminals, hotels, residential, business operations, etc)

Annexure

Y	N
---	---

Copies of section of statutory plans must be attached if applicable.

Annexure

Y	N
---	---

All citation and reference to any provincial notice, regulation and any other legislation must be clearly set out.

Annexure

Y	N
---	---

Heads of Arguments with references must be clearly marked and annexed hereto.

Annexure

Y	N
---	---

Complete the summary of Appeal by answering each and every question appropriately:-

Annexure

Y	N
---	---

(a) Legislation (mark with X)	TAT	NLTTA	CBTRA	OTHER SPECIFY
Applicable Sections				
				Brief details where applicable
(b) OLB Procedure		Y	N	

(C) Objection by other parties		Y	N	
(d) Objection by Municipal/ Regulatory Committee		Y	N	
(e) Non Concurrence & Details of Province		Y	N	
(f) Other (with details)		Y	N	

5. CONDONATION

Y	N
---	---

(It is essential that the condo nation application is set out in full with reasons and substations as an annexure clearly marked and attached hereto.)

Is the Appeal to the Tribunal within 30 days from date of hearing stated in (3) above.	Y	N
How many days is the appeal outside the time required to file an Appeal		

6. DETAILS OF THE APPELLANT'S LEGAL REPRESENTATIVE OR REPRESENTATIVE

NAME	FIRM NAME
Bus Add	Postal Add
E-MAIL	Bus Tel
Cell no.	Fax no.
Power of Attorney	
UNATTACHED	
ATTACHED	

7. I NEED AN INTERPRETER FOR THE APPEAL

Y	N
SPECIFY LANGUAGE	

8. DECLARATION

I HEREBY CONFIRM THE CONTENT OF THE APPEAL.

SIGNED: _____ NAME IN PRINT: _____

DATE: _____ CAPACITY: _____

General

1. Annexure strictly complies with the following requirements:
 The Appellant must index, paginate and bind his Application together with all annexure attached thereto.
 The index page or content page must include the names of parties and case reference number.
 The TAT 01 Form will be marked as 1,
 The grounds of Appeal would be marked A, A1, A2.
 The Routes and Timetable would be marked B, B1, B2, and B3.
 The Map will be marked C, C1, C2, C3.
 The Heads of Arguments with References will be marked D, D1, D2, and D3.
 All other applicable annexure will then be marked, E, F, G, etc.
 The documents must then be paginated in clear, bold black ink e.g., 1, 2, 3, 4, etc
2. All information must be completed and where not applicable must be clearly indicated.
3. All documents must be typed and neatly bound with the exception of the annexure.
4. Your failure to comply with the provisions contained herein can result in appeal being dismissed with costs.
5. Should you require any assistance to lodge an appeal, you can contact the Department of Transport on telephone numbers (012) 309 3861 / 3065 / 3975 Fax (012) 309 3728/ 3486

OFFICIAL USE ONLY	
UPHELD	
DISMISSED	
REFER TO BOARD	
OTHER	
FEES REFUNDED	
FEES FORFEITED	

APPEAL LODGING FEE PAYMENT DETAILS

Account Number- 4053620095

Bank – ABSA

Reference Number- 13033034 plus the Name of the Appellant



transport

Department:
Transport
REPUBLIC OF SOUTH AFRICA

TAT 02

SUMMONS

Summons in terms of section 14(2) of the Transport Appeal Tribunal Act, 1998 (Act No 39 of 1998)

In the Transport Appeal Tribunal held atLTIM No.....of 200

In the matter between

.....Appellant and.....Responded

TO:

- (1).....of.....
- (2).....of.....
- (3).....of.....

You are hereby required to appear in person before this Transport Appeal Tribunal atday of.....200.....at.....(time) in the above mentioned hearing to give evidence(where documents are required to be produced, add:); and bring with you and then produce to the Tribunal the several books, papers or documents specified.

Dated at.....this.....day of200.....

.....
Signature of the Chairperson

LIST OF BOOKS, PAPERS OR DOCUMENTS TO BE PRODUCED

Date	Description	Original or Copy

Failure to comply herein will invoke provisions of section 15 of the Transport Appeal Tribunal Act, No 39 of 1998



transport

Department: Transport
REPUBLIC OF SOUTH AFRICA

TAT 03

POWER OF ATTORNEY

I / We, the undersigned

.....
(Appellant/ Respondent)

Herein represented by..... [if the Appellant is a company, close corporation, trust, or association with a constitution, a resolution of the directors, members, trustees, or committee of such body, authorizing the said person to sign the Power of Attorney on its behalf, must be attached] hereby nominate, constitute and appoint.

.....
to act on my / our behalf as our duly appointed agent and representative throughout the proceedings of the Appeal against the act, direction, or decision of the Board / Regulatory Committee of the CBRTA..... taken on theday of200.....In Application Ref No.....

I / We, confirm that any act and/ or representations made by my / our said representative shall be binding on me / us as if I / we had acted personally in such proceedings

I / We, furthermore authorize my / our said representative to appoint in his name, place and stead, a practicing advocates and attorneys to present me / us at any hearing of the said Appeal by the Transport Appeal Tribunal

.....

Signature of the Appellant/Respondent

Date:
Witnesses:

- 1.[Signature and full names]
- 2.[Signature and full names]

.....

Signature] Representative
Date:
Witnesses

- 1.[Signature and full names]
- 2.[Signature and full names]

Short title and commencement

These Regulations are called the First Amendment to the Transport Appeal Tribunal Regulations, and shall come into operation upon publication in the *Gazette*.