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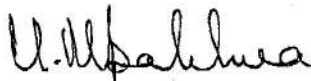
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GENERAL NOTICE

NOTICE 1618 OF 2005

DEPARTMENT OF TRADE AND INDUSTRY
CONSUMER AFFAIRS (UNFAIR BUSINESS PRACTICES) ACT,
1988

I, Mandisi Mpahlwa, MP, Minister of Trade and Industry, do hereby, in terms of section 10(3) of the Consumer Affairs (Unfair Business Practices) Act, 1988 (Act No. 71 of 1988, the Act), publish the arrangement dated 6 July 2005 entered into between the Consumer Affairs Committee and Sprigg Investment 117 CC and its members.



M B M MPAHLWA

MINISTER OF TRADE AND INDUSTRY

UNDERTAKING**UNDERTAKING BY MIKE ROSSON, SOLE MEMBER OF SPRIGG INVESTMENTS 117 CLOSE CORPORATION TRADING AS GLOBAL INVESTMENT IN TERMS OF SECTION 9 OF THE CONSUMER AFFAIRS (UNFAIR BUSINESS PRACTICES) ACT, 71 OF 1988**

I, Mike Russon, in my capacity as the sole member of Sprigg Investments 117 Close Corporation trading as Global Investments, am aware that:

1. the Consumer Affairs Committee (the Committee) are currently conducting an investigation in terms of section 4(1)(c) of the Consumer Affairs (Unfair Business Practices) Act, 71 of 1988 (the Act);
2. whilst there is a perception by the Committee that a cooling off period is required, in the light of the provisions of the New National Consumer Credit Bill, the electricity savings device once installed constitutes a non – returnable product, and as such, in the circumstances, any cooling off period would, *strictu sensu*, not be applicable.
3. the Committee used the provisions of the Consumer Code on Direct Selling, which is administered by the Direct Selling Association, as guideline to acceptable practices in so far as the provisions of a cooling off period in the direct marketing industry is concerned. While my company is not a member of the Direct Selling Association, we have no objection in general to the principles contained in the Code.
4. in terms of section 9 of the Act, the Committee may at any time negotiate with any person, with a view to making an arrangement which in the opinion of the Committee will ensure the discontinuance of an unfair business practice which exists or may come into existence and which is the subject of an investigation

This undertaking is provided without admitting liability or prejudice to our rights and on the basis that it is founded on the spirit, purport and wording of the Consumer Code on Direct Selling.

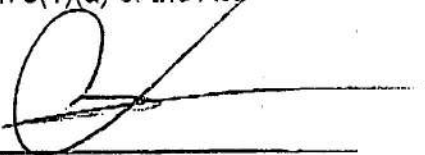
In view of the above, I, Mike Russon, in my capacity as sole member undertake to ensure that the company, Sprigg Investment 117 Close Corporation trading as Global Investments:

- (a) Shall immediately and truthfully identify itself to prospective customers, by identifying the company, the product and the purpose of the approach;
- (b) Shall instruct the distributors to provide accurate and complete explanation and demonstration of the product called "Electrosmart", in particular the cash price, credit price, interest rate, terms of payment, cooling off period, terms of guarantee and after sales service;



- (c) Shall ensure as far as possible, that the order forms containing a cooling off clause permitting the customer to withdraw from the order within a specified period of time, which shall not be less than five (5) days, and to obtain reimbursement of any payment.
- (d) The electricity saving device will be installed after five days of signing of the order form. Requests for installation of the device prior to expiry of such period shall be made by the consumer in writing. Both the company and the consumer shall retain a copy of the written request. The written request shall be regarded as express instruction by the consumer to install the device provided that the consumer is not put under undue influence or duress by the sales representatives and provided that the implications of installing the device before the expiry of the cool off period are properly explained to the consumer. Once the electricity savings device has been installed it will be regarded as a non-returnable item.
- (e) Shall ensure that advertisements of the product shall not contain any descriptions, claims or illustrations, which directly or by implication, are misleading about the effectiveness of the product;
- (f) Shall provide comprehensive training in the selling method and product knowledge to its distributors.

Sprigg Investments 117 Close Corporation trading as Global Investments furthermore understand that any contravention of this undertaking may immediately and without further notification or discussion lead to an investigation in terms of section 8(1)(a) of the Act.



Signed on the 6th day of July 2005

Michael Glen Russon,
Being duly authorized thereto and
On behalf of Sprigg Investment 117 CC
Trading as Global Investment

1. Witness: 

Signed on the 6th day of July 2005

2. Witness: 

Signed on the 6th day of July 2005

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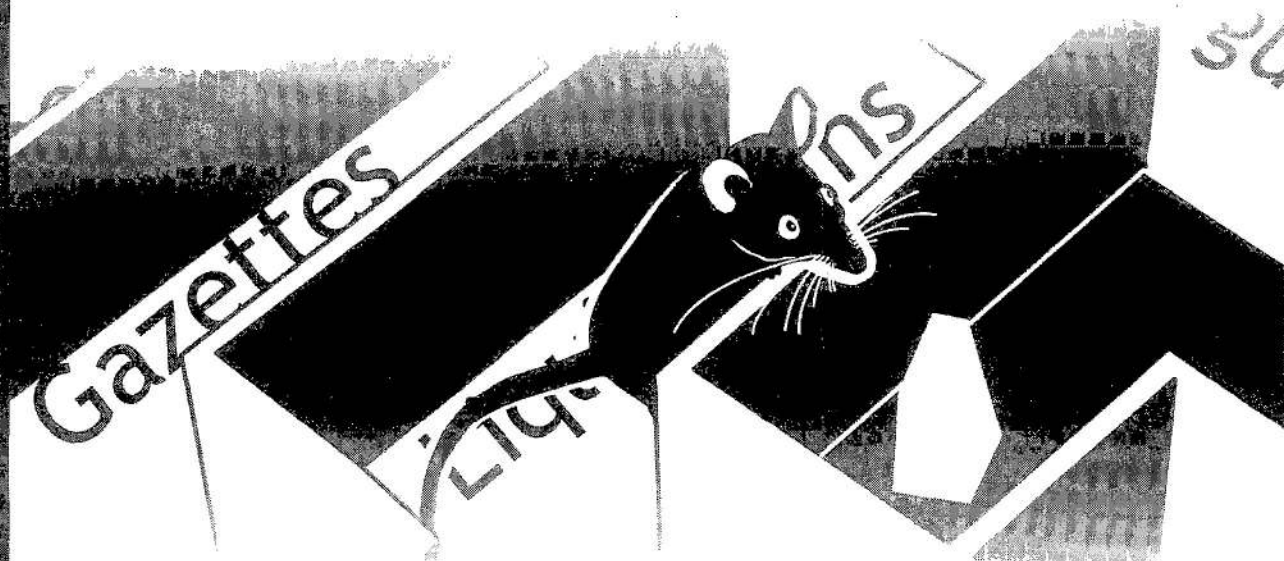
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