

REPUBLIC OF SOUTH AFRICA

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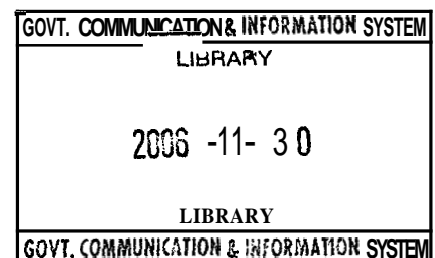
**PORTFOLIO COMMITTEE AMENDMENTS  
TO  
ACCREDITATION FOR  
CONFORMITY ASSESSMENT,  
CALIBRATION AND GOOD  
LABORATORY PRACTICE BILL**

[B 29—2006]

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*(As agreed to by the Portfolio Committee on Trade and Industry  
(National Assembly))*

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ISBN 1-920200-03-7

No. of copies printed ..... 800

## AMENDMENTS AGREED TO

### ACCREDITATION FOR CONFORMITY ASSESSMENT, CALIBRATION AND GOOD LABORATORY PRACTICE BILL [B 29—2006]

#### CLAUSE 1

1. On page **4**, from line 50, to omit the definition of “**verification laboratory**” and to substitute:

“**verification laboratory**” means a body designated in terms of section 7(2) of the Trade Metrology Act, 1973 (Act No. 77 of 1973), to verify measuring instruments that are used in terms of the aforesaid Act in order to establish that they comply with all statutory requirements pertaining to such instruments as defined and provided for in that Act.

#### CLAUSE 5

Clause rejected.

#### NEW CLAUSE

1. That the following be a new Clause:

##### **Functions and objects**

5. (1) The objects of SANAS are to—
  - (a) accredit or monitor for GLP compliance purposes, organisations falling within its scope of activity;
  - (b) promote accreditation as a means of facilitating international trade and enhancing the Republic’s economic performance and transformation;
  - (c) promote the competence and equivalence of accredited bodies; and
  - (d) promote the competence and equivalence of GLP compliant facilities.
- (2) In order to achieve its objects, SANAS may—
  - (a) promote SANAS as the sole national accreditation body in its scope of activity;
  - (b) encourage and promote the accreditation of calibration, testing and verification laboratories, certification bodies, inspection bodies, rating agencies and any other type of body that may be added to SANAS’ scope of activity;
  - (c) encourage and promote GLP compliance with principles adopted by the OECD for GLP facilities;
  - (d) promote the acceptance of its activities and those of all bodies accredited by SANAS or its international counterparts;
  - (e) promote recognition of accredited bodies by users of conformity assessment;
  - (f) liaise with regional and international standard bodies and with technical regulatory and metrology organisations in respect of any matter related to accreditation;
  - (g) liaise with national regulators in respect of any matter related to accreditation;
  - (h) promote the use of accredited bodies to facilitate trade;
  - (i) advise national, regional and international organisations on the conditions for accreditation and on other issues related to accreditation;

- (j) establish and maintain a register of all accredited organisations in the Republic;
  - (k) initiate, negotiate, conclude and maintain mutual recognition arrangements;
  - (l) support government in activities on mutual recognition agreements;
  - (m) investigate methods of facilitating trade through accreditation;
  - (n) obtain and maintain membership of national or international organisations that may assist SANAS to achieve its objects and to actively participate in such organisations;
  - (o) participate in formulating international and regional guidelines and standards to facilitate the accreditation process;
  - (p) formulate and implement national guidelines and standards to facilitate the accreditation process;
  - (q) promote recognition and protect the use of the SANAS logo nationally and internationally;
  - (r) promote and protect regional and international arrangement logos such as those of the International Laboratory Accreditation Cooperation (ILAC) and the International Accreditation Forum (IAF); and
  - (s) establish appropriate technical committees including the following:
    - (i) Approval Committees to evaluate applications for accreditation;
    - (ii) Specialist Technical Committees.
- (3) SANAS may do all that is necessary or expedient to perform its functions including—
- (a) acquiring or disposing of any right in or to property, but ownership in immovable property may be acquired or disposed of only with the consent of the Minister;
  - (b) opening and operating banking accounts in the name of SANAS;
  - (c) investing any of SANAS' money;
  - (d) insuring SANAS against—
    - (i) any loss, damage or **risk**;
    - (ii) any liability it may incur in the application of this Act;
  - (e) performing legal acts, including acts in association with or on behalf of any other person or organ of state;
  - (f) subject to subsection (4), concluding agreements with organs of state and other persons;
  - (g) instituting or defending any legal action.
- (4) An agreement concluded in terms of subsection (3)(f) may not conflict with any international requirement binding on SANAS.

#### CLAUSE 8

1. On page 7, in line 3, to omit “population of the Republic” and to substitute:  
demographics of the country, including with regard to gender and disability.

#### CLAUSE 10

1. On page 7, in line 20, to omit paragraph (a).

#### CLAUSE 11

1. On page 7, from line 31, to omit all the words after “Minister” up to and including “Finance” in line 32.

2. On page 7, in line 34, after “SANAS” to insert:  
to the members of the Board as determined by the Minister after consultation with the Minister of Finance.
3. On page 7, after line 36, to add:  
(4) Non-executive members of the Board are appointed part-time.

CLAUSE 18

1. On page 9, in line 9, to omit “specific act or function” and to substitute:  
of its functions for and on behalf of SANAS.

CLAUSE 21

1. On page 9, in line 38, after “operation” to insert “, and ends on 31 March next following that date”.

CLAUSE 27

1. On page 10, from line 52, to omit all the words after “offence” up to and including “imprisonment” in line 53.
2. On page 11, from line 1, to omit “section 24(1) or (2) or 28” and to substitute “this section, section 24 or section 28”.