



Government Gazette

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AIDS HELPLINE: 0800-0123-22 Prevention is the cure

GENERAL NOTICE

NOTICE 306 OF 2005

DEPARTMENT OF TRADE AND INDUSTRY

NOTICE IN TERMS OF SECTION 16(1) OF THE CONSUMER AFFAIRS

(UNFAIR BUSINESS PRACTICES) ACT, 1988

CONTROL OVER PRESERVED TIMBER

I, Mandisi Mphahla, Minister of Trade and Industry, being of the opinion that it is in the public interest, herewith make regulations in terms of section 16(1) of the Consumer Affairs (Unfair Business Practices) Act, 1988 (Act No. 71 of 1988), as set out in the Schedule.

M MPAHLWA

MINISTER OF TRADE AND INDUSTRY

SCHEDULE

1. In this notice, unless the context indicates otherwise -

“certification mark” means an inspection mark applied **by** an accredited inspection **body** or a quality and or performance mark **used** under permit issued **by** an accredited certification **body**;

“preserved” means the treatment of timber with a remedy as prescribed in **the** Code of Practice of the South African Bureau of Standards for the preservative treatment of timber (SABS **05**);

“**SABS**” means the South African Bureau of Standards referred **to** in **the** Standards Act 1993 (Act No 29 of 1993);

"sell" means offer for sale, display, exchange, barter, market, merchandise, tout or trade or dispose of;

"treated timber" means all timber which has been preserved with the intention of protecting such timber against timber destroying factors or agents.

2. No person shall sell treated timber, for compensation or any other consideration,
 - (a) unless the treated timber has been preserved; and
 - (b) unless the treated timber carries the product certification mark of a body acceptable to the South African National Accreditation System (SANAS).
3. As an interim measure the **SABS** product certification mark shall be deemed to fulfil the requirements of 2(b) above.
4. Any person who contravenes these regulations or fails to comply therewith, commits an offence and shall be liable on conviction to a fine not exceeding **R4 000** or imprisonment for a period of 12 months.
5. Notice **1642** of 2001, published *in* Government Gazette No 22458 dated 13 July 2001 is hereby repealed.
6. This notice shall come into operation upon the date of publication hereof.

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