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**GENERAL NOTICE**

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**NOTICE 1765 OF 2007****DEPARTMENT OF LABOUR****MANPOWER TRAINING ACT, 1981 (ACT NO. 56 of 1981)****PROPOSED AMENDMENT OF GOVERNMENT GAZETTE NOTICES PUBLISHED IN  
TERMS OF SECTION 13 OF THE MANPOWER TRAINING ACT, 1981**

I, Membathisi Mphumzi Shepherd Mdladlana, Minister of Labour, in terms of section 13 of the Manpower Training Act, 1981 read with section 4(5) of Schedule 2 of the Skills Development Act, 1998 (Act No. 97 of 1998), and after consultation with the National Skills Authority, hereby published for public comment the draft regulations in the Schedules.

Interested parties are invited to submit written comments on the proposed regulations within 60 days after the date of publication to:-

- |     |                      |   |
|-----|----------------------|---|
| (a) | Posting comments to: | The Executive Officer<br>National Skills Authority<br>Mr S Morotoba<br>Department of Labour<br>Private Bag X117<br>Pretoria<br>0001 |
| (b) | Fax comments to:     | The Executive Officer<br>National Skills Authority<br>(012) 309 4237  |
| (c) | Deliver comments to: | Room 371<br>Third Floor<br>Labour House Building<br>215 Schoeman Street<br>Pretoria   |
| (d) | E-mail to:           | thabo.mashongoane@labour.gov.za   |

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## **SCHEDULE**

- 1. Draft Notice**
- 2. Annexure 1 (Withdrawal of Government Notices published in terms of section 13 of the Manpower Training Act, 1981)**
- 3. Annexure 2 (Definitions/ Registration requirements for different artisan training routes)**

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**DRAFT GOVERNMENT NOTICE**

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**DEPARTMENT OF LABOUR****No.R.****DATE:****MANPOWER TRAINING ACT, 1981 (ACT NO. 56 of 1981)****AMENDMENT OF GOVERNMENT GAZETTE NOTICES PUBLISHED IN  
TERMS OF SECTION 13 OF THE MANPOWER TRAINING ACT, 1981**

I, Membathisi Mphumzi Shepherd Mdladlana, Minister of Labour, in terms of section 13 of the Manpower Training Act, 1981 read with section 4(5) of Schedule 2 of the Skills Development Act, 1998 (Act No. 97 of 1998), and after consultation with the National Skills Authority, hereby –

Withdraw the Government Notices for the industries as indicated in Annexure 1 of this Notice: Provided that the clauses as indicated in the Annexure shall remain applicable with regard to apprentices whose contracts of apprenticeship were entered into prior to the date of coming into operation of this Notice as well as prospective section 28 trade test candidates;

Prescribe the conditions as set out in Annexure 2 of this Notice together with the clauses referred to in Annexure 1 of this Notice for all the industries involve in the apprenticeship system as indicated in Annexure 1; and

Prescribe the conditions as set out in Annexure 1 and 2 of this Notice for all prospective apprentices and Recognition of Prior Learning candidates that will enter into a contract of apprenticeship in terms of an industry as indicated in Annexure 1 or apply to do a Recognition of Prior Learning trade test

## ANNEXURE 1

Notices Nos	CLAUSES THAT REMAIN APPLICABLE	INDUSTRY	RESPONSIBLE SETA
R. 768 of 7 May 1993 and R.394 of 20 April 2000	Designated trades, Clauses 1,2,3,4,5,6,7 and 8	Automobile Industry	MERSETA
R. 1862 of 3 June 1992, R.2355 of 10 December 1993 and R.1163 of 4 August 1995	Designated trades, Clauses 1,2,3,4,5,6,7,8,9,10 and 11	Aerospace Industry	TETA
R. 168 of 1 February 1991 and R.3387 of 24 December 1992	Designated trades, Clauses 1,2,3,4,5,6 and 7	Building Industry	CETA
R.865 of 3 July 1998 and R.1990 of 25 November 1994	Designated trades, Clauses 1,2,3,4,5,6,7,8,9,10,11and 12	Carbonated Soft Drinks Industry	Food & Beverage
R.1076 of 21 July 1995	Designated trades, Clauses 1,2,3,4,5,6,7 and 8	Chemical and Oil Industry	CHIETA
R. 410 of 17 March 1995 and R.172 of 6 February 1998	Designated trades, Clauses 1,2,3,4,5,6,7,8,9 and 10	Dairy Industry	Food & Beverage
R.493 of 31 March 1995	Designated trades, Clauses 1,2,3,4,5,6,7 and 8	Electrical Contracting Industry	ESETA
R.2879 of 7 December 1990 and R.1065 of 27 October 2000	Designated trades, Clauses 1,2,3,4,5,6,7,8,9 and 10	ESKOM	ESETA
R.1953 of 17 August 1990 and R.1079 of 17 May 1991	Designated trades, Clauses 1,2,3,4,5,6,7,8 and 9	Furniture Industry	FIETA
R.1780 of 9 September 1977	Designated trades, Clauses 1,2,3,4,5and 6	Government	Government
R.171 of 6 February 1998	Designated trades, Clauses 1,2,3,4,5,6,7,8 and 9	Hairdressing Industry	Services SETA
R.1989 of 25 November 1994	Designated trades, Clauses 1,2,3,4,5,6,7,8 and 9	Jewellery Industry	MQA
R. 1631 of 12 July 1991 ; R.2165 of 9 December 1994 and R. 903 of June 1995	Designated trades, Clauses 1,2,3,4,5,6,7,8 and 9	Local Authority	LG SETA
R. 1229 of 18 August 1995	Designated trades, Clauses 1,2,3,4,5,6,7,8 and 9	Metal Industry	MERSETA
R. 406 of 17 March 1995 and R. 1273 of 16 June 1998	Designated trades, Clauses 1,2,3,4,5,6,7,8 and 9	Mining Industry	MQA
R.718 of 30 April 1993 and R.1611 of 27 August 1993	Designated trades, Clauses 1,2,3,4,5,6,7,8 and 9	Motor Industry	MERSETA
R.1936 of 22 December 1995	Designated trades, Clauses 1,2,3,4,5,6,7,8 and 9	Printing Industry	MAPPP
R. 1188 of 8 July 1994; R.209 of 16 February 1996 and	Designated trades, Clauses 1,2,3,4,5,6,7,8 and 9	Sugar Industry	Agricultural SETA

R.266 of 14 February 1997			
R. 3 of 5 January 1996 and R.130 of 5 February 1999	Designated trades, Clauses 1,2,3,4,5,6,7,8 and 9	Transnet Industry	TETA
R.1404 of 31 October 1997	Designated trades, Clauses 1,2,3,4,5,6,7,8 and 9	Textile Industry	CTFL

## ANNEXURE 2

### 1. Definitions

In these regulations, any word or expression to which a meaning has been assigned in the Act, shall have the meaning so assigned and, unless the context otherwise indicates-

“SDA” means the Skills Development Act, 1998 (Act No.97 of 1998);

“artisan” means a person that has been certificated as competent by a relevant education training quality assurance body for a qualification registered on the national qualifications framework for a trade listed by the Minister in terms of the Act, which trade has a designation at occupation level on the organizing framework for occupations and the person is registered with the Director-General as an artisan for such a trade;

“SETA” means a Sector Education and Training Authority established in terms of section 9 (1) of the SDA

### 2. Registration requirements for on different artisan training routes

A learner may register on one of the following routes or allow him/her to attempt a trade test if the learner complies with the requirements as indicated in sub clauses 2.1,2.2,2.3 or 2.4 below-

#### 2.1 Apprenticeship route

A learner that registers as an apprentice with a SETA on an NQF registered artisan trade qualification and spends between 2 and 4 years on a single apprenticeship contract linked to a competency based modular learning programme that ends in a trade test. This pathway has one entry and one exit point. Certification occurs at the end of the single contract period. Registration as an artisan occurs after successful completion of a trade test.

#### 2.2. Learnership Route

A learner that registers in a learner with a SETA on an NQF registered artisan trade qualification that spends between 2 and 4 years on multi learnership year contracts linked to a competency based modular learning programme that ends in a trade test after completion of the highest NQF level qualification that needs to be achieved before undergoing a trade test. This pathway has multi entry and multi exit points. Certification occurs at the end of each completed contract period. Registration as an artisan occurs after successful completion of a trade test.

### 2.3. Internship/Skills Programme Route

A learner that has a relevant trade related “National Certificate: Vocational (NCV)” that registers on an internship or a skills programme with a SETA on an NQF registered artisan trade qualification and that spends an pre-determined period of time in the workplace on a single internship or skills programme contract that ends in a trade test. This pathway has two entry and two exit points. Certification occurs at the end of the NCV and at the end of the internship or skills programme. Registration as an artisan occurs after successful completion of a trade test.

### 2.4. Recognition of Prior Learning

A learner that registers as Recognition of Prior Learning (RPL) Learner with the National Institute for Artisan Development on an NQF registered artisan trade qualification and that spends an pre-determined period of time on a single RPL contract that ends in a trade test. The RPL contract will guide the learner in the compilation of a portfolio of evidence that is assessed prior to undergoing the trade test. Certification occurs at the successful assessment and moderation of the portfolio of evidence. Registration as an artisan occurs after successful completion of a trade test.

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Printed by and obtainable from the Government Printer, Bosman Street, Private Bag X85, Pretoria, 0001

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Gedruk deur en verkrygbaar by die Staatsdrukker, Bosmanstraat, Privaatsak X85, Pretoria, 0001

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