

Please note that most Acts are published in English and another South African official language. Currently we only have capacity to publish the English versions. This means that this document will only contain even numbered pages as the other language is printed on uneven numbered pages.



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DEPARTMENT OF THE PRIME MINISTER

No. 584. 7 April 1976.

It is hereby notified that the State President has assented to the following Act which is hereby published for general information:—

No. 39 of 1976: Price Control Amendment Act, 1976.

DEPARTEMENT VAN DIE EERSTE MINISTER

No. 584. 7 April 1976.

Hierby word bekend gemaak dat die Staatspresident sy goedkeuring geheg het aan die onderstaande Wet wat hierby ter algemene inligting gepubliseer word:—

No. 39 van 1976: Wysigingswet op Prysbeheer, 1976.

PRICE CONTROL AMENDMENT ACT, 1976.

Act No. 39, 1976

ACT

To amend the provisions of the Price Control Act, 1964, relating to definitions; the prohibition on the sale of goods and the rendering of services on certain conditions; the powers of price control supervisors and inspectors; the power of the Price Controller to grant exemptions; and the penalties which may be imposed for offences under the said Act; and to provide for incidental matters.

(English text signed by the State President.)
(Assented to 19 March 1976.)

BE IT ENACTED by the State President, the Senate and the House of Assembly of the Republic of South Africa, as follows:—

1. Section 1 of the Price Control Act, 1964 (hereinafter referred to as the principal Act), is hereby amended—

(a) by the insertion before the definition of “controller” of the following definition:

“‘advertise’ means to distribute to members of the public or bring to their notice in any other manner any written, illustrated, visual or other descriptive material or oral statement, communication, representation or reference in order to—

(a) promote the sale of goods or encourage the use thereof or draw attention to the nature, properties, advantages or uses of goods or to the manner in, conditions on or prices at which goods may be purchased or otherwise acquired; or

(b) promote or encourage the use of any service or draw attention to the nature, properties, advantages or uses of any service or the manner in, conditions on or prices at which any service is rendered;”;

(b) by the substitution for the definition of “sell” of the following definition:

“‘sell’ includes agree to sell, or mark with a selling price, or offer or attempt to sell, or keep, expose, display or advertise for sale, or deliver in pursuance of a sale, or deliver or dispose of for any consideration, or sell by auction or by way of an agreement as defined in the Hire Purchase Act, 1942 (Act No. 36 of 1942), the date of any such agreement being deemed to be the date of sale, and ‘sale’ shall have a corresponding meaning;”.

2. Section 9 of the principal Act is hereby amended by the substitution for subsection (1) of the following subsection:

“(1) The controller may from time to time by notice in the *Gazette* or, with the authority of the Minister, in the

Amendment of section 1 of Act 25 of 1964, as amended by section 1 of Act 80 of 1967.

Amendment of section 9 of Act 25 of 1964, as substituted by section 5 of Act 80 of 1967.

PRICE CONTROL AMENDMENT ACT, 1976.

Act No. 39, 1976

case of any particular person, by notice in writing prohibit the sale of any goods or the rendering of any service subject to conditions specified in the notice, or the refusal to sell any goods or render any service except subject to conditions so specified or impose in respect of the sale of any goods or the rendering of any service such conditions as he may think fit, whether the maximum price for the sale of such goods or the maximum charge for the rendering of such services has been fixed under this Act or not.”.

3. Section 13 (1) of the principal Act is hereby amended by the substitution for all the words preceding paragraph (a) of the following words: Amendment of section 13 of Act 25 of 1964.

“Any price control supervisor or inspector may for the purpose of enquiring whether the provisions of this Act or any notice issued thereunder has been complied with or for the purpose of gathering such information as the controller may desire—”.

4. The following section is hereby substituted for section 15 of the principal Act: Substitution of section 15 of Act 25 of 1964, as substituted by section 7 of Act 80 of 1967.

“Controller may grant exemptions. 15. The controller may from time to time by notice in the *Gazette* or, with the authority of the Minister, in the case of any particular person or persons, by notice in writing—

- (a) subject to such conditions as he may impose, grant any person or category of persons exemption from any provision of this Act, or any notice or order issued thereunder, to such extent as he may specify; and
- (b) without assigning any reason and without giving any hearing to the person or persons concerned withdraw or modify to such extent and subject to such conditions as the controller may think fit, any such exemption.”.

5. Section 18 of the principal Act is hereby amended by the substitution for all the words after paragraph (j) of the following words: Amendment of section 18 of Act 25 of 1964.

“shall be guilty of an offence and liable on conviction to a fine not exceeding two thousand rand or to imprisonment for a period not exceeding two years or to both such fine and such imprisonment.”.

6. This Act shall be called the Price Control Amendment Act, 1976. Short title.