
GOVERNMENT NOTICES • GOEWERMENTSKENNISGEWINGS

DEPARTMENT OF ARTS AND CULTURE**NO. 1258****18 DECEMBER 2015****NATIONAL HERITAGE RESOURCES ACT, 1999 (ACT 25 OF 1999)****REGULATIONS MADE BY THE SOUTH AFRICAN HERITAGE RESOURCES AGENCY IN
TERMS OF SECTION 32**

The National Heritage Resources Act No 25 of 1999 (section 32(14)) stipulates that SAHRA may make regulations relating to the Registration of Dealers in Heritage Objects and the Control of Trade in Heritage Objects.

SCHEDULE**ARRANGEMENT OF REGULATION**

CHAPTER I	Definitions
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CHAPTER I

DEFINITIONS

1. In these regulations any word or expression which has been defined in the National Heritage Resources Act, 1999 (Act No. 25 of 1999) shall have the meaning assigned to it in that Act.
 - 1.1 “The Act” means the National Heritage Resources Act, 1999 (Act 25 of 1999);
 - 1.2 “A Dealer” means any person, a natural person, a trust or a juristic person, who is in possession of a Heritage Object and holds a permit to deal in and do anything as may be authorized in terms of the Act;
 - 1.3 “An Auctioneer” means any person who conducts sales by auction

CHAPTER II

REGISTRATION OF DEALERS (SECTION 32(14))

2. Application procedure: Registration

- 2.1 A dealer in heritage objects shall apply to SAHRA in order to register as a dealer in accordance with subsection 14 of section 32 of the Act.
- 2.2 A dealer should complete his/her registration on the South African Heritage Resources Information System (SAHRIS) and upon registration shall furnish the following information:
 - (i) Full names including identity numbers or registration numbers in respect of juristic persons or trusts;
 - (ii) If a Dealer is a trust or a juristic person it shall submit proof of registration as such;
 - (iii) Types of Heritage Objects the Dealer intends to deal in; and
 - (iv) Contact details.

3. Refusal and Cancellation of Registration

- 3.1 SAHRA may at any time refuse to register, or may cancel the Registration of a Dealer, if reasonable grounds exist for SAHRA to believe that the conduct or activities of the dealer are in conflict with the principles set out in the Act or any other law or pose a threat or

potential threat to the management of a heritage resource, provided that reasons must be given for such decision.

- 3.2 Upon the successful registration of the Dealer, SAHRA must issue the dealer with a Certificate of Registration and a unique heritage registration number, which must be cited on all correspondence and notices with SAHRA and shall be made available on request to any interested party.

4. Duration of Registration

- 4.1 Registration of a Dealer with SAHRA is valid for a period not exceeding three years from the date of registration. The Dealer may reapply for registration giving at least 60 days written notice to SAHRA before the registration has lapsed, of its intention to do so.
- 4.2 A registered Dealer must –
- (a) conduct his/her affairs in accordance with the principles set out in the Act and on SAHRIS, as well as the International Code of Ethics for Dealers in Cultural Property, as adopted by UNESCO in 1999, and
 - (b) Immediately notify SAHRA in writing of any changes in respect to the information supplied on SAHRIS and annually renew the registration.

5. Re-registration

- 5.1 An application for re-registration of an interest shall be in the format and manner prescribed by SAHRA.

6. Rights and duties of a registered Dealer

- 6.1 Registration shall entitle such person to get incentives on export permit applications;
- 6.2 No Dealer may deal in Heritage Objects in any way that contravenes the Act or any other law and conditions that may be set out in a Registration Certificate