

DEPARTMENT OF LABOUR**NOTICE 507 OF 2018****LABOUR RELATIONS ACT, 1995 (ACT NO 66 of 1995), as amended****COMMISSION FOR CONCILIATION MEDIATION AND ARBITRATION
TARIFF OF FEES**

The Governing Body of the Commission for Conciliation, Mediation and Arbitration hereby repeals the Tariff of Fees published in terms of the Labour Relations Act 66 of 1995 as amended under the Government Notice No. 41100 of 08 September 2017.

No. R.

LABOUR RELATIONS ACT, 1995 (ACT NO 66 of 1995), as amended**COMMISSION FOR CONCILIATION MEDIATION AND ARBITRATION
TARIFF OF FEES**

Under section 123 (3) of the Labour Relations Act 66 of 1995, as amended, the Commission for Conciliation, Mediation and Arbitration hereby publish the tariff of fees as established by the Governing Body in the Annexure effective from the **1st of August 2018**.

Annexure

The Commission may charge a fee in accordance with the tariff shown in Column 3 of Table 1 for a purpose listed in Column 2 of that Table. All fees exclude VAT.

TABLE 1 – TARIFF OF FEES

| 1 SECTION | 2 SERVICE | 3 TARRIF OF FEES |
|----------------------|--|---|
| 115 (3) | Providing advice or training to employers, registered trade unions, registered employers' organisations, federations of trade unions, federations of employers' organisations' or councils relating to the primary objects of the Labour Relations Act and conducting facilitations. | R 2 895.00 – R 6 568.00 |
| | Administration fee for the coordination and/or preparation of training to be delivered in terms of section 115(3) | 8% of the total costs of the training required. |
| 123(1)(b) | Conducting, overseeing or scrutinizing any election of ballot of a registered trade union or registered employers' organisation. | R 2 895.00 – R 6 568.00 |
| 140(2) | If a commissioner appointed to resolve a dismissal dispute through arbitration finds that the dismissal is unfair only because the employer did not follow a fair procedure. | R 2 895.00 – R 6 568.00 |
| 147(1) | Resolving a dispute about the interpretation or application of a collective agreement if – | R 3 472.37 – R 6 568.00 |

| | | |
|--------|---|-------------------------|
| | (i) the collective agreement does not provide a procedure for resolving that dispute through conciliation and arbitration; (ii) the procedure provided in the collective agreement is not operative; or (iii) a party to a collective agreement has frustrated that resolution of the dispute. | |
| 147(2) | Resolving a dispute between parties to a council of the council's dispute resolution procedure are not operative. | R 2 895.00 – R 6 568.00 |
| 147(3) | Resolving a dispute between parties who fall within the registered scope of a council if the council's dispute resolution procedures are not operative. | R 2 895.00 – R 6 568.00 |
| 147(5) | Resolving a dispute between parties to a collective agreement that provides for the resolution of that dispute by an accredited agency if the accredited agency's dispute resolution procedures are not operative. | R 2 895.00 – R 6 568.00 |
| 188A | Resolving a dispute by inquiry by arbitrator. | R 2 895.00 – R 6 568.00 |

DEPARTMENT OF LABOUR

NOTICE 508 OF 2018

PLEASE FIND SET OUT BELOW A LIST OF BARGAINING COUNCILS THAT HAVE BEEN ACCREDITED BY THE CCMA IN TERMS OF THE PROVISIONS OF THE LABOUR RELATIONS ACT 66 OF 1995 (AS AMENDED) FOR CONCILIATION AND/ OR ARBITRATION AND/ OR INQUIRY BY ARBITRATOR, WITH THE TERMS OF ACCREDITATION ATTACHED FOR THE PERIOD 01 AUGUST 2018 TO THE 31 JULY 2019.

**BARGAINING COUNCILS ACCREDITED TO CONDUCT CONCILIATION AND ARBITRATION,
SUBJECT TO CONDITIONS WHERE APPLICABLE
(RENEWAL OF ACCREDITATION)**

| Name of Council | Accredited Functions |
|---|---|
| <u>PRIVATE SECTOR BARGAINING COUNCILS</u> | |
| Building Bargaining Council for the Grain Industry | Accredited for conciliation and arbitration (including Inquiry by Arbitrator) from 01 August 2018 until 31 July 2019 on condition that all sections 198 and 198A to 198C-matters are allocated to only those part-time CCMA Commissioners and Bargaining Council Panellists who have been successfully trained by the CCMA on section 198 and its insertions. |

TERMS OF ACCREDITATION FOR CONCILIATION, ARBITRATION AND INQUIRY BY ARBITRATOR

1. SCOPE OF ACCREDITATION:

Herewith categories of disputes for which Councils are eligible to apply for accreditation.

COUNCILS ARE ACCREDITED TO PERFORM THE FOLLOWING DISPUTE RESOLUTIONS FUNCTIONS:

| | |
|---|--|
| Unfair dismissal disputes | - Section 191 |
| Unfair Labour practice | - Section 191 |
| Mutual Interest disputes | - Section 64 |
| Interpretation of Collective Agreement disputes | - Section 24 (1) |
| Essential Services disputes | - Section 74 |
| Pre-dismissal arbitrations | - Section 188A |
| Temporary Employment Service | - Section 198, 198A, 198B, 198C and 198D |
| Disputes about Interpretation and | - Section 9 |
| Application of Chapter 2 | |

COUNCILS MAY NOT SEEK ACCREDITATION FOR THE FOLLOWING DISPUTE RESOLUTION FUNCTIONS REGARDING DISPUTES OVER THE FOLLOWING (see FOOTNOTE 11 of SECTION 51):

Organisational rights (sections 16, 21 and 22);

Collective Agreements where the agreement does not provide for a dispute resolution procedure or the procedure is inoperative or any party frustrates the resolution of disputes (section 24(2) to (5));

Agency shops and closed shops (section 24(6) and (7) and section 26(11);

Determinations made by the Minister in respect of proposals made by a Statutory Council (section 45);

The interpretation and application of Collective Agreements of a Council whose registration has been cancelled (section 61(5) to (8));

Demarcation of sectors and areas of Councils (section 62);

The Interpretation or application of Part C (Bargaining Councils), Part D (Bargaining Councils in the Public Service), Part E (Statutory Councils) and Part F (General Provisions concerning Councils) (Section 63);

Picketing (section 69(8) to 10);

Proposals which are the subject of joint-decision making in a workplace forum (section 86);

Disclosure of information to workplace forums (section 89);

Interpretation or Application of the provisions of Chapter 5 of the LRA which deals with workplace forums (section 94);

Enforcement of the Collective Agreements by Bargaining Councils (section 33A) and;

Enforcement of arbitration awards in terms of section 143. Only the Director of the CCMA, unless the power has been delegated to a CCMA Senior Commissioner may certify awards as if it were an order of the Labour Court;

Facilitating mass retrenchment disputes section 189(A).

2. POWERS OF ACCREDITATION:

Only those persons who are accredited by the CCMA, or are part-time Commissioners appointed by the Governing Body of the Commission in the terms of section 117 (2) of the Labour Relations Act, may perform the accreditation functions of the council for the Council.

The following provisions of the LRA, as amended apply to Councils accredited for conciliation and arbitration:

- (a) For the purpose of this paragraph any reference in Part C of Chapter VII of the LRA to:
 - “Commission” must be read as a reference to the Council;
 - “Commissioner” must be read as a reference to a conciliator or arbitrator appointed by the Council.
 - “Director” must be read as a reference to the Secretary of the Council.
- (b) The provisions of the sections contained in Part C of Chapter VII (section 127(6)) of the LRA shall apply to the Council in the performance of its accredited functions subject to the Council’s Constitution and/or Collective Agreements. For the purpose of this sub-paragraph the following applies:
 - (i) The provisions of section 133 to 136;
 - (ii) The provisions of section 138 to 142, S142A, S143, S144 and S145;
 - (iii) The provisions of section 146 unless the Collective Agreement of the Council provides that the Arbitration Act, Act 42 of 1965 applies to any arbitration conducted under its accredited function and which Collective Agreement is binding on the parties to the disputes; and

- (iv) The provisions of section 148.

3. EXTENSION OF ACCREDITATION:

Despite the expiry of the period of accreditation as stated in the Certificate of Accreditation, the Council may continue to perform its accredited functions in respect of any dispute referred to it during the period of accreditation, but not yet resolved by the time the period expires, until the dispute is resolved either through conciliation or arbitration.

4. TRANSGRESSION OF TERMS OF ACCREDITATION:

If the accredited Council fails to comply with the terms of accreditation, the Governing Body of the CCMA may revoke accreditation. In terms of section 130 of the LRA, as amended the Governing Body of the CCMA may withdraw accreditation after having given reasonable notice of withdrawal.

5. AMENDMENT OF ACCREDITATION:

An Accredited Council may apply to the Governing Body of the CCMA in terms of section 129 of the LRA to amend its accreditation.

**NON-GOVERNMENTAL ORGANIZATION
NOTICE 509 OF 2018**

**NON-GOVERNMENTAL ORGANIZATION
IMPUMELELO AGRIBUSINESS SOLUTIONS (PTY) Ltd.**

AGRICULTURAL PRODUCT STANDARDS ACT NO. 119 OF 1990

INSPECTION FEES

Impumelelo Agribusiness Solutions (Pty) Ltd, is designated in terms of section 2(3)(a) of the Agricultural Product Standards Act, 1990 (Act No. 119 of 1990), to apply sections 3(1) and 4A of the said Act, with respect to various regulated processed products as listed below. The following inspection fees in respect of specified categories of product are hereby determined.

LOCAL MANUFACTURING

| Products | Inspection Fees |
|-------------------------|--|
| Fruit juices and drinks | R1 672 per product inspection (4 x per annum) |
| Frozen fruit | R1 672 per product inspection (1 x per annum) |
| Frozen vegetables | R1 672 per product inspection (1 x per season) |
| Jam | R1 672 per product inspection (1 x per season) |
| Jelly | R1 672 per product inspection (1 x per season) |
| Marmalade | R1 672 per product inspection (1 x per season) |
| Honey | R1 672 per product inspection (1 x per season) |
| Rooibos | R1 672 per product inspection (1 x per season) |
| Table olives | R1 672 per product inspection (1 x per season) |
| Fat spreads | R1 672 per product inspection (4 x per annum) |
| Mayonnaise | R1 672 per product inspection (4 x per annum) |
| Salad dressings | R1 672 per product inspection (4 x per annum) |
| Vinegar | R1 672 per product inspection (4 x per annum) |
| Canned pasta | R1 672 per product inspection (4 x per annum) |
| Canned mushrooms | R1 672 per product inspection (4 x per annum) |
| Canned fruit | R1 672 per product inspection (1 x per season) |
| Canned vegetables | R1 672 per product inspection (4 x per annum) |

IMPORTED REGULATED PRODUCTS

| Containers | Inspection Fees |
|--|------------------------|
| Container carrying homogenous products | R1 495 per container |
| Container carrying mixed products – 2 products to be inspected | R1 794 per container |
| Container carrying mixed products – 3 products to be inspected | R1 944 per container |
| Container carrying mixed products – 4 products to be inspected | R2 093 per container |
| Container carrying mixed products – 5 products to be inspected | R2 243 per container |
| Container carrying mixed products – 6 products to be inspected | R2 392 per container |

Note:

All fees are VAT exclusive

DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM

NOTICE 510 OF 2018

GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT, 1994 (ACT No. 22 OF 1994)

Notice is hereby given in terms of Section 11(1) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994), as amended. These claims for the restitution of land rights have been submitted to the Regional Land Claims Commissioner for the Western Cape. The particulars regarding these claims are as follows:

Area : Athlone
 Property : Erf 36764
 The claimants : Previous Originally Dispossessed Individual
 Date submitted : March 23RD 1997
 Current Owner : Erf 36764: No data found for this query.

| No. | Ref No. | Surname & Initial | Property Description | Area | Extent | Capacity | Dispossessed Person |
|-----|---------|-------------------|----------------------|---------|--------------------|-----------|---------------------|
| 1. | P266 | Roos CJ | Erf 36764 | Athlone | 1983m ² | Ownership | Titus Jakobus Pick |

The Regional Land Claims Commission will investigate these claims in terms of provisions of the Act in due course. Any party who has an interest in the above-mentioned land is hereby invited to submit, within 60 days from the publication of this notice, any comments / information to:

The Regional Land Claims Commission: Western Cape
 Private Bag X9163
 Cape Town
 8000

Tel: 021*409-0300
 Fax: 021*424-5146

Mr. L. Maphutha
 Regional Land Claims Commissioner

APPROVED.....

DATE.....20/6/02/21

CHECKED.....

DATE.....29/03/2016

DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM

NOTICE 511 OF 2018

AMENDMENT OF GENERAL NOTICE IN TERMS OF SECTION 11(4) OF THE RESTITUTION OF LAND RIGHTS ACT 1994, (ACT No. 22 OF 1994) AS AMENDED

Notice is hereby given in terms of Section 11(4) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994), as amended of the amendment of Government Gazette Notice NO: 1385 of 2009 in respect of the claim lodged by NN September. Particulars of amendment are as follows:

| | | |
|-------------------------|---|---|
| Reference Number | : | KRK6/2/3/A/6.0/528/83 (O130) |
| Dispossessed person (s) | : | Mrs. Rabia Dhansay |
| Claimant | : | Mrs. Gadija Osman |
| Property Description | : | Remainder of Erf 79366 and Erf 80062 Cape Town at Diep River |
| Extent | : | 406m ² and 436m ² |
| Capacity | : | Ownership |
| Deed of Acquisition | : | T6305/1941 & T27180/1969 |
| Deed of Transfer | : | T32745/1973 and T27180/1969 |
| Current Owners | : | Mrs. Gadija Osman (Rem. Erf 79366 Diep River) Municipality of Cape Town (Erf 80062 Diep River) |
| Date Submitted | : | 30 December 1998 |

The Regional Land Claims Commission investigated this claim in terms of provisions of the Act. Any party who has an interest in the above-mentioned land is hereby invited to submit, within 60 days from the publication of this notice, any comments / information to:

The Regional Land Claims Commission: Western Cape
Private Bag X 9163
Cape Town
8000

Tel: (021) 409 0300
Fax: (021) 424-5146

Mr. L. H. Maphutha
Regional Land Claims Commissioner

APPROVED 

DATE 20/6/2016

CHECKED 

DATE 24/03/2016

**SOUTH AFRICAN RESERVE BANK
NOTICE 512 OF 2018
EXCHANGE CONTROL REGULATIONS
CANCELLATION OF AUTHORISATION OF AN AUTHORISED DEALER IN
FOREIGN EXCHANGE**

Cancellation of Authorised Dealer in Foreign Exchange

The Financial Surveillance Department of the South African Reserve Bank hereby gives notice, for general information, that Canara Bank has been deleted as an Authorised Dealer in foreign exchange for the purpose of the Exchange Control Regulations, published under Government Notice No. R.1111 of 1 December 1961, as amended.



S E Mazibuko

Head of Department: Financial Surveillance

SOUTH AFRICAN RESERVE BANK
NOTICE 513 OF 2018
Notice and Order of Forfeiture

Notice of Forfeiture to the State of money in terms of the provisions of Exchange Control Regulation 22B made under Section 9 of the Currency and Exchanges Act, 1933 (Act No. 9 of 1933), as amended, as promulgated by Government Notice No. R.1111 of 1961-12-01 in respect of the money of:

AHN Import and Export Close Corporation
(Registration number 2007/096069/23)

of:

79 Gemsbok Avenue
Lenasia
1827

Be pleased to take notice that:

1. The Minister of Finance has, by virtue of the provisions of Exchange Control Regulation 22E delegated all the functions and/or powers conferred upon the Treasury by the provisions of the Exchange Control Regulations [with the exception of the functions and/or powers conferred upon the Treasury by Exchange Control Regulations 3(5) and (8), 20 and 22, but which exception does not include the functions and/or powers under Exchange Control Regulations 22A, 22B, 22C and 22D], and assigned the duties imposed thereunder on the Treasury, to, *inter alia*, the Governor or the Deputy Governor of the South African Reserve Bank.
2. By virtue of the functions, powers and/or duties vested in me, in my capacity as the Deputy Governor of the South African Reserve Bank, in terms of the delegation and assignment of the functions, powers and/or duties referred to in 1 above, I hereby give notice of a decision to forfeit to the State the following money and I hereby declare and order forfeit to the State the following money, namely:
 - 2.1 the amount of R2 856 000.62 being capital standing to the credit of AHN Import and Export Close Corporation, in account number 4000516655, held with Mercantile Bank Limited, together with any interest thereon and/or other accrual thereto.
3. The date upon which the money specified in 2 above is hereby forfeited to the State is the date upon which this Notice of Forfeiture is published in this Gazette.
4. The money specified in 2 above shall be disposed of by deposit thereof to the National Revenue Fund.
5. This Notice also constitutes a written order, as contemplated in Exchange Control Regulation 22B, in terms of which the money specified in 2 above is hereby forfeited to the State.
6. Signed at Pretoria on this 16 day of August 2018.



K Naidoo
Deputy Governor
South African Reserve Bank

SOUTH AFRICAN RESERVE BANK**NOTICE 514 OF 2018****Notice and Order of Forfeiture**

Notice of Forfeiture to the State of money in terms of the provisions of Regulation 22B of the Regulations ("the Exchange Control Regulations") made under Section 9 of the Currency and Exchanges Act, 1933 (Act No. 9 of 1933), as amended, as promulgated by Government Notice No. R.1111 of 1961-12-01 in respect of the money of:

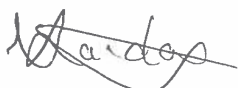
Xinming Mountain Textile (Pty) Limited
(Registration number 1998/016062/07)

of:

PO Box 1388
Pinetown
3600

Be pleased to take notice that:

1. The Minister of Finance has, by virtue of the provisions of Regulation 22E of the Exchange Control Regulations delegated all the functions and/or powers conferred upon the Treasury by the provisions of the Exchange Control Regulations [with the exception of the functions and/or powers conferred upon the Treasury by Regulations 3(5) and (8), 20 and 22, but which exception does not include the functions and/or powers under Exchange Control Regulations 22A, 22B, 22C and 22D], and assigned the duties imposed thereunder on the Treasury, to, *inter alia*, the Governor or the Deputy Governor of the South African Reserve Bank.
2. By virtue of the functions, powers and/or duties vested in me, in my capacity as the Deputy Governor of the South African Reserve Bank, in terms of the delegation and assignment of the functions, powers and/or duties referred to in 1 above, I hereby give notice of a decision to forfeit to the State the following money and I hereby declare and order forfeit to the State the following money, namely:
 - 2.1 the amount of R329 794,68 being capital standing to the credit of Xinming Mountain Textile (Pty) Limited, in account number 74445892918, held with FirstRand Bank Limited, together with any interest thereon and/or other accrual thereto.
3. The date upon which the money specified in 2 above is hereby forfeited to the State is the date upon which this Notice of Forfeiture is published in this Gazette.
4. The money specified in 2 above shall be disposed of by deposit thereof to the National Revenue Fund.
5. This Notice also constitutes a written order, as contemplated in Regulation 22B of the Exchange Control Regulations, in terms of which the money specified in 2 above is hereby forfeited to the State.
6. Signed at Pretoria on this 16 day of August 2018.



K Naidoo
Deputy Governor
South African Reserve Bank