

DEPARTMENT OF HEALTH

NO. 2818

2 December 2022

ALLIED HEALTH PROFESSIONS ACT, 1982 (ACT No. 63 OF 1982)

ALLIED HEALTH PROFESSIONS REGULATIONS: AMENDMENT 2022

The Minister of Health intends, under section 38 of the Allied Health Professions Act, 1982 (Act No. 63 of 1982), after consultation with the Allied Health Professions Council, to make the regulations as set out in the Schedule.

Interested persons are invited to submit substantiated comments or representations in writing on the proposed amendments to the Regulations, to the Director-General: Health, Private Bag X828, Pretoria, 0001 (for the attention of the Director: Public Entities Governance, Ms M Mushwana, MushwM@health.gov.za), within one month of the date of publication of this notice.



Dr. M.J. PHAAHLA

MINISTER OF HEALTH, MP

DATE:

14/11/2022

SCHEDULE

Definition

1. In these Regulations, "Regulations" means the regulations published by Government Notice No. R. 127 of 12 February 2001 as amended by Government Notice No. R. 266 of 26 March 2001.

Amendment of regulation 1 of the Regulations

2. Regulation 1 of the Regulations is hereby amended by—
 - (a) the insertion after the definition of "energy" of the following definition:
"“**Fees Table**” means the Table in Annexure F;”
 - (b) the insertion after the definition of "homoeopathic techniques" of the following definition:
"“**interest**” with reference to outstanding amounts of money due to the council means 2% of the principal amount owed;”
 - (c) the insertion after the definition of "NQF" of the following definition:
"“**ordinary place of residence**” means the location which is recorded in the relevant register as the practitioner’s residence;
 - (d) the insertion after the definition of "qi gong" of the following definition:
"“**registered**” means registered with the council in accordance with the Act and the Regulations;

Substitution of Chapter 2 of the Regulations

3. The following Chapter is hereby substituted for Chapter 2 of the Regulations:

“CHAPTER 2

REGISTRATION OF PRACTITIONERS AND STUDENTS

Procedure for application for registration

20.(1) Any person who is eligible to be registered as a practitioner of an Allied Health profession must apply to the Council for registration by completing an application form in

the form of **Annexure A**, accompanied by prescribed registration fee as reflected in the Fees Table, all documentation as required in terms of part C of Annexure A and proof as contemplated in section 15(1) and, where applicable, section 15(2) of the Act.

- (2) A certificate of registration must reflect -
 - (a) the applicant's -
 - (i) full names; and
 - (ii) identity number;
 - (b) the Council's -
 - (i) registration number; and
 - (ii) certificate number;
 - (c) the date of registration; and
 - (d) the professional register in which the applicant is registered.
- (3) The particulars referred to in sub-regulation (2)(a) to (c) must be entered in the appropriate register by the Registrar.
- (4) Subject to sub-regulation (5), if a practitioner has paid his or her fees for any particular year, he or she shall be deemed to be re-registered for that year.
- (5) The names of all practitioners who have not paid the required fees by 31 March of each year must be submitted by the registrar to the relevant professional board for a recommendation that such practitioners be de-registered which, upon approval by the full council, must be duly executed by the registrar.
- (6) A person who is practising a profession at the time when the register is opened for such profession, must apply to the council for registration within six months of such register being opened.

Indication of profession

21. A person who is registered as a practitioner in an Allied Health profession may, in terms of section 17 of the Act, indicate the title of such profession or category of professional registration upon his or her name plate, business card, letterhead or stationery used by such practitioner in the conduct of his or her practice only as indicated below:

(a) **Title of profession: Acupuncture**

Category of professional registration: Acupuncturist or Registered Acupuncturist.

- (b) **Title of profession: Ayurveda**
Category of professional registration: Ayurveda Practitioner or Registered Practitioner of Ayurveda.
- (c) **Title of profession: Chinese Medicine and Acupuncture**
Category of professional registration: Chinese Medicine and Acupuncture Practitioner or Registered Practitioner of Chinese Medicine and Acupuncture.
- (d) **Title of profession: Chiropractic**
Category of professional registration: Chiropractor, Registered Practitioner of Chiropractic or Registered Chiropractor.
- (e) **Title of profession: Homeopathy**
Category of professional registration: Homeopath, Registered Practitioner of Homeopathy or Registered Homeopath.
- (f) **Title of profession: Naturopathy**
Category of professional registration: Naturopath, Registered Practitioner of Naturopathy or Registered Naturopath.
- (g) **Title of profession: Osteopathy**
Category of professional registration: Osteopath, Registered Practitioner of Osteopathy or Registered Osteopath.
- (h) **Title of profession: Phytotherapy**
Category of professional registration: Phytotherapist, Registered Practitioner of Phytotherapy or Registered Phytotherapist.
- (i) **Title of profession: Therapeutic Aromatherapy**
Category of professional registration: Therapeutic Aromatherapist or Registered Therapeutic Aromatherapist.
- (j) **Title of profession: Therapeutic Massage Therapy**
Category of professional registration: Therapeutic massage therapist or Registered Therapeutic Massage Therapist.
- (k) **Title of profession: Therapeutic Reflexology**
Category of professional registration: Therapeutic Reflexologist or Registered Therapeutic Reflexologist.
- (l) **Title of profession: Unani-Tibb**
Category of professional registration: Unani-Tibb Practitioner or Registered Practitioner of Unani-Tibb.

Temporary registration

- 22.(1) An application for temporary registration must be made on the Council's application form provided for in **Annexure B** and must be accompanied by—
- (a) documentary proof of the qualification which in the applicant's submission entitles him or her to temporary registration;
 - (b) a registration fee and an application fee in the amounts specified in the Fees Table;
 - (c) proof of identity, South African citizenship or permanent residence, good character and the authenticity and validity of the qualification contemplated in paragraph (a);
 - (d) proof of being in good standing with any council, board or authority which controls or previously controlled or regulates or previously regulated the profession in respect of which the applicant is applying for registration; and
 - (e) any further documentation and information that the Council may reasonably request.
- (2) The registrar may refer an application contemplated in sub-regulation (1) to the relevant professional board for recommendation to the Council for approval.
- (3) A person intending to sit for an examination contemplated in section 16C (3) of the Act must pay an examination fee in the amount specified in the Fees Table to the Council in respect of each sitting of the examination.
- (4) A person who has failed the examination contemplated in sub-regulation (3) on two occasions is not permitted to sit again for such an examination unless the relevant professional board recommends such further sitting to the Council and the Council approves the recommendation.

Registration of students

- 23.(1) Any person who qualifies to be registered as a student of an Allied Health profession must apply to the Council for such registration on the Council's application form in the form of **Annexure C** accompanied by—
- (a) in the case of a first-year student—

- (i) a copy of the student's identity document indicating his or her identity number, full names, surname and nationality;
 - (ii) a copy of the student's matriculation or highest secondary school certificate and, if the student is already registered under the Act, the Health Professions Act, 1974 (Act No. 56 of 1974), the Pharmacy Act, 1974 (Act No. 53 of 1974) or the Nursing Act, 2005 (Act No. 33 of 2005), a copy of his or her registration certificate and a copy of the qualification which allowed him or her such registration;
 - (iii) a certificate from the relevant educational institution on its official letter head indicating the date of enrolment, date of commencement of studies, student number and the course of study for which the student is enrolled; and
 - (iv) subject to sub-regulation (4), the application fee for registration as a student indicated in the Fees Table;
 - (b) in the case of a student applying for registration beyond the first year—
 - (i) a certificate from the relevant educational institution on its official letter head indicating the date of enrolment, date of commencement of studies, student number, the course of study and the year of study in which the student enrolled;
 - (ii) proof of any relevant previously completed subject or qualification which entitles the person to enrolment; and
 - (iii) subject to sub-regulation (4), the annual student registration fee indicated in the Fees Table.
- (2) An application contemplated in sub-regulation (1) -
- (a) is subject to—
 - (i) a register being established in terms of the Act; and
 - (ii) enrolment at an approved educational institution as contemplated in section 16A of the Act;
 - (b) must be submitted to the registrar within three months after commencement of a student's studies at an educational institution in a profession regulated by the council.
- (3) The Council may, at its discretion, on receipt of a duly motivated submission, grant an extension of the period referred to in subregulation (2)(b).

- (4) A student who fails to comply with subregulation (2)(b) and makes a late application for registration as a student must pay a penalty fee for late registration as specified in the Fees Table.
- (5) The registrar must enter the name of a student registered by the Council into a student register and issue a student registration certificate to such student that reflects -
 - (a) the student's registration number allocated by the registrar;
 - (b) the student's full names and identity number;
 - (c) the course of study, the name of the educational institution and the date of registration; and
 - (d) the period of validity of such certificate.
- (6) A student must inform the registrar in writing of any change to the information that he or she indicated on his or her application form contemplated in sub-regulation (1) within one month of such change occurring.

Removal of names from register of students

- 24.(1)** The Council, in consultation with the relevant professional board, may remove the name of a student from the relevant register of students kept in terms of section 18 of the Act—
- (a) if the student is registered as a practitioner or intern in terms of the Act;
 - (b) if evidence to the satisfaction of the registrar has been submitted that the student has abandoned his or her course of study in the Republic for an interrupted period exceeding one year;
 - (c) if evidence to the satisfaction of the registrar has been submitted that the student has been expelled from the educational institution concerned for reasons of conduct, failure to meet academic requirements or for any other reason;
 - (d) if the student's registration has been suspended or cancelled by an educational institution due to injury, illness or other similar circumstance;
 - (e) if the student's registration has been suspended or cancelled by the Council after he or she has been found guilty of unprofessional conduct by the Council's disciplinary committee or has been convicted of an offence which, in the opinion of the Council or professional board concerned, constitutes improper or disgraceful conduct;

- (f) on the written request of the student; or
 - (g) as soon as evidence to the satisfaction of the registrar has been submitted that the student has died.
- (2) If a student's registration has been suspended or cancelled by an educational institution as contemplated in sub-regulation (1)(d), that student may appeal to the relevant professional board to intervene.
- (3) The registrar must give written notice of the removal of a student's name from the register by virtue of the provisions of sub-regulation (1)(a), (b), (c), (d) or (e) to the
- (a) student concerned by registered mail to the student's address as it appears in the register; and
 - (b) educational institution concerned by registered post.
- (4) A student may apply to the Council for restoration of his or her name to the register, and such application must be lodged with the registrar within 30 days of the date of the removal of such student's name from the register and must be considered by the Council in consultation with the relevant professional board.
- (5) As from the date on which notice was given to a student in terms of sub-regulation (3)(a), that student must cease to be enrolled as a student for the profession for which her or she was enrolled at an educational institution until his or her name has been restored to the register.
- (6) The Council may, after consultation with the relevant professional board and upon application by a student on the form provided for in **Annexure D**, instruct the registrar to restore the name removed from the register of students by virtue of the provisions of sub-regulation (1)(a), (b), (c), (d) or (e) if the student concerned—
- (a) pays the appropriate restoration fee as stipulated in the Fees Table; and
 - (b) has no disciplinary cases pending against him or her.
- (7) The registrar must give written notice of the restoration of a student's name to the register to the educational institution concerned and to the student in the same manner as contemplated in sub-regulation (3).

Registration as intern

- 25.(1) The register for interns kept in terms of section 14 of the Act must reflect at least the following information:

- (a) The date of registration as an intern;
 - (b) the intern's—
 - (i) full names; and
 - (ii) identity number;
 - (c) the name of the educational institution where the intern obtained his or her qualification in an allied health profession;
 - (d) the internship registration number allocated to the intern by the Council;
 - (e) the profession in which the internship is being undertaken;
 - (f) the reasonably anticipated duration of the internship;
 - (g) the date of completion of the internship registration in the register; and
 - (h) the council registration number and the date of registration by the Council.
- (2) A person who applies to the council for registration as an intern in terms of section 19 of the Act must submit—
- (a) his or her application to the relevant professional board on an application form provided for in **Annexure E** which must be obtained from the registrar;
 - (b) proof that he or she holds a qualification contemplated in section 16B of the Act for purposes of registration as a practitioner;
 - (c) payment of the relevant intern registration fee as specified in the Fees Table; and
 - (d) the name of the facility or institution to which he or she was allocated by the relevant professional board to undergo training as an intern within one week of being allocated thereto.
- (3) A person who has been allocated a facility or institution at which he or she is to undergo training as an intern, may apply to the relevant professional board in writing in advance if he or she wishes to change from that facility or institution to another facility or institution.

Internship training

26.(1) Internship training must:-

- (a) subject to sub-regulation (3), not exceed 12 months in duration and, where it is interrupted, must consist of periods which, when added together, do not exceed 12 months in total, including vacation leave not exceeding one month in duration and sick leave not exceeding one month's duration;

- (b) be completed within a period of 24 months from the date of registration as an intern under section 19 of the Act;
 - (c) be served at a facility approved by the relevant professional board.
- (2) If an intern does not complete his or her internship training within 24 months, his or her registration under section 19 of the Act must be cancelled unless he or she provides the relevant professional board with satisfactory reasons why his or her registration should not be cancelled.
- (3) Subject to sub-regulation (1)(b) the professional board may, in the event that the intern fails to complete his or her internship to its satisfaction, require the intern to complete a further period of internship".

Substitution of Chapter 5 of the Regulations

4. The following Chapter is hereby substituted for Chapter 5 of the Regulations:

"CHAPTER 5 FUNDS OF COUNCIL

Accounts of council and professional boards

- 36.(1) A banking account in the name of the Council and a banking account for each professional board must be opened at one bank, and all monies received by the registrar on behalf of the Council or a professional board must be deposited to the credit of the Council's account and funds may be transferred by the registrar to the banking accounts of the professional boards as and when necessary: Provided that all banking accounts of the professional boards are approved by the Council.
- (2) Subject to sub-regulation (3), all payments from the accounts of the Council and the professional boards and of the funds administered by the Council and the professional boards must be made by—
- (a) an electronic transfer of funds—
 - (i) by the registrar or, in the absence of the registrar, a member of staff designated by the Council to act for the registrar; and

- (ii) authorised by one of two designated members of the Council or of the professional board designated by the Council or the professional board, as the case may be; and
- (b) debit cards issued by a registered South African banking institution for the use of the registrar and one other employee of the Council designated by the Council.
- (3) An amount specified in the Fees Table may, at the request of the registrar, be advanced by the Council to the registrar from time to time as required, to meet petty expenses incurred by the Council and the professional boards.

Annual registration fees

37.(1) Subject to sub-regulation (2), every practitioner who—

- (a) on the first day of January of any year is registered with the Council for one or more professions must, pay the amount as specified in the Fees Table to the Council as an annual fee;
- (b) after the first day of January of any year is registered with the Council must, irrespective of the number of professions for which he or she is registered, pay to the council, in respect of the year of registration, the fees as specified in the Fees Table, where registration takes place—
 - (i) before the first day of April, the full annual fee contemplated in paragraph (a);
 - (ii) after the last day of March and before the first day of July, 75% of the annual fee contemplated in paragraph (a);
 - (iii) after the last day of June and before the first day of October, 50% of the annual fee contemplated in paragraph (a);
 - (iv) after the last day of September, 25% of the annual fee contemplated in paragraph (a).
- (2) A registered practitioner who attains the age of 70 years while registered must thereafter receive a 50% rebate on the registration fee and all other fees payable to the Council by him or her, while a practitioner who attains the age of 75 years must thereafter pay only 15% of the annual registration fee.
- (3) The fee payable for the registration of a specialty as contemplated in section 15(7) of the Act is as specified in the Fees Table.

- (4) The fees contemplated in sub-regulation (1) are due and payable before registration, and thereafter on the first day of January each year and must be paid before the expiry of a period of three months from the date upon which such fees become due and payable.

Exemptions and reductions regarding annual fees

38. The registrar may, at his or her discretion, upon receipt of a fully substantiated application, which must reach him or her before 15 January of a particular year, grant exemption from or reduction of the annual fee or permit the annual fee to be paid in instalments, whereupon the registrar must inform the applicant in writing of the conditions on which such exemption or reduction is being granted.

New application for registration

39. The application fee contemplated in section 15(1)(b) of the Act must be as specified in the Fees Table.

Examination fees and fees for the issue of certificates

- 39A. The fees payable in terms of sections 4(d) and 10D(c) of the Act must be as specified in the Fees Table.

Restoration Fees

- 40.(1) The fees payable in terms of sections 4(c) and 10D(a) of the Act for the restoration of a person's name which was previously removed from the register—
- (a) at the request of that person in cases where he or she had no disciplinary cases pending against him or her and no outstanding fees due and payable to the Council, must be—
- (i) the restoration application fee as specified in the Fees Table;
- (ii) on approval of the restoration application by the Council, the pro-rated annual registration fee for the current year;

- (iii) the fee for the issuing of a registration certificate as specified in the Fees Table;
 - (b) as a result of non-payment of fees must be any outstanding registration and other fees due and payable to the council including interest thereon and-
 - (i) the restoration application fee as specified in the Fees Table;
 - (ii) on approval of the restoration application by the Council, the pro-rated annual registration fee for the current year;
 - (iii) the fee for the issuing of a registration certificate as specified in the Fees Table; or
 - (c) as a result of disciplinary action by the Council against such person, must be-
 - (i) the restoration application fee as specified in the Fees Table;
 - (ii) on approval of the restoration application by the Council, the pro-rated annual registration fee for the current year;
 - (iii) the fee for the issuing of a registration certificate as specified in the Fees Table; and
 - (iv) the reasonable legal costs of the Council incurred as a result of the disciplinary action concerned.
- (2) An applicant who has not been registered for a period of two or more years must again write the relevant professional board examination to prove his or her clinical competence and must pay the relevant examination fee as specified in the Fees Table.

Duplicate registration certificate

41. A fee in the amount specified in the Fees Table must be payable by the student or the applicant for the issue of a duplicate letter of registration or certificates by the registrar.

Student fees

- 42.(1) A first-year student must pay the fee specified in the Fees Table to the Council upon first application for registration as a student in terms of section 18 of the Act.
- (2) A student other than one contemplated in sub-regulation (1) must for each year of registration as a student pay the fee specified in the Fees Table to the Council.

Allowances for members of council and board

- 43.(1) The Council must pay to a member of the Council or a member of a professional board, with the exception of a member in the full-time employment of the State, who attends any meeting of the Council, a professional board or a committee of the Council or who may otherwise be engaged in any approved business of the Council or a professional board at the direction of the Council, the amount specified in the Fees Table calculated from the latest time at which the member concerned can reasonably leave his or her ordinary place of residence until the earliest time at which he or she can reasonably arrive back at his or her ordinary place of residence.
- (2) The Council must pay a member contemplated in sub-regulation (1)-
- (a) who makes use of air, train or other public transport from his or her ordinary place of residence to attend to the business of the Council or at the direction of the council, the actual fare: Provided that if a member travels to a meeting or on other council or professional board business for more than one day's duration and has been notified beforehand of such journey, he or she must be paid an allowance for only one forward and return journey ;
 - (b) who makes use of a shuttle, taxi or car-hire transport in the performance of his or her Council or professional board duties, the cost relating to such transport to and from his or her ordinary place of residence; or
 - (c) where such member prefers to use his or her own transport in order to attend meetings outside of Pretoria approved by the Council, or to attend other Council business at places not more than 750 kilometres distant from his or her ordinary place of residence, a motor allowance in the amount specified in the Fees Table per kilometre covered.
- (3) The Council may, in circumstances where a member's actual expenditure exceeds the amounts determined in these Regulations, authorise the payment of an additional allowance to defray the member's actual expenditure.

Extracts from the Register

- 43A.** The fee payable to the Council for an extract from the register is the amount specified in the Fees Table.

Examinations fee

- 43B.(1)** The fee payable to the Council in respect of an examination contemplated in section 15(2) of Act is the amount specified in the Fees Table.
- (2) The fee payable for an examination on bioethics and jurisprudence required by the Council in terms of section 16C(3) of the Act is the amount specified in the Fees Table.

Annual fee increases

- 43C.** The Council may determine the amount by which annual fees payable by practitioners and students may be increased annually, provided that the annual fees may not be increased by more than 20% of the current annual fees, and must publish the amount of the current fee together with the amount of the increased fee by Notice in the *Gazette*.

Fees for external institutional reviews

- 43D.(1)** The fees specified in the Fees Table must be payable to the Council for conducting a review of an external educational institution in fulfilment of its functions contemplated in section 4(g) and 4(gA) of the Act by the institution concerned.
- (2) The Council must pay to a member of the Council or a member of a professional board, with the exception of a member in the full-time employment of the State, who visits an institution of higher education and training, so authorised in terms of section 16D(1) of the Act, for the purposes of investigation of matters relating to educational training of certain classes of persons, the amount specified in the Fees Table calculated from the latest time at which the member concerned can reasonably leave his or her ordinary place of residence until the earliest time at

which he or she can reasonably arrive back at his or her ordinary place of residence, additionally also the amounts specified in Regulations 43(2) or 43(3).

Applications for the opening of new registers

43E. The fee payable for an application for the opening of a new register for an Allied Health profession is as specified in the Fees Table.

Fees payable for accreditation of continuing professional development events and courses

43F.(1) Fees payable in respect of accreditation by the Council of activities for the purpose of continuing professional development, are as specified in the Fees Table.

(2) The following activities and time spent planning, organising or facilitating these activities must not be eligible for accreditation by the Council for the purpose of continuing professional development:

- (a) Non-referenced letters to the editors of accredited journals;
- (b) written assignments completed pursuant to lectures, seminars, courses or similar activities;
- (c) compilation of student training manuals for internal use;
- (d) staff or administrative meetings;
- (e) tours or viewing of exhibits or technological demonstrations;
- (f) meetings arranged by pharmaceutical companies or manufacturers or importers or distributors of products, technology or devices (including assistive device technologies) or their representatives purely for the purpose of marketing or promoting the product, technology or device.

Fees Payable for letters of good standing

43G. The fee payable for a letter of good standing from the council is as specified in the Fees Table.

Insertion of Annexure F

5. The following **Annexure** is hereby inserted in the Regulations after Annexure E:

**“Annexure F
FEES TABLE”**

Regulation	Description	Fee Payable (Rands)
15(1)(b)	Application fee for new registration	2600
22(1)(b)	Application fee for temporary registration	2600
22(1)(b)	Registration fee for temporary registration	2350
22(3)	Examination fee for persons who are temporarily registered	5000
23(1)(a)(iv) and 42(1)	Application and registration fee for first year students	600
23(1)(b)(iii) and 42(2)	Annual student registration fee for years subsequent to the first year	600
23(4)	Fee for late registration as student	4500
24(6)(a)	Student restoration fee	1200
36(3)	The amount the council may advance to the registrar	2000
37(1)(a)	Annual registration fee in respect of one profession where fees are paid on or after 1 January and before 1 April	2400
37(1)(a)	Annual registration fee in respect of one profession where fees are paid on or after 1 April and before 1 May	2700
37(1)(a)	Annual registration fee in respect of one profession –where fees are paid on or after 1 May and before 1 June	3000
37(1)(a)	Annual registration fee in respect of one profession where fees are paid on or after 1 June	3300
37(1)(a)	Annual registration fee in respect of two professions where fees paid on or after 1 January and before 1 April	4800

Regulation	Description	Fee Payable (Rands)
15(1)(b)	Application fee for new registration	2600
37(1)(a)	Annual registration fee in respect of two professions where fees are paid on or after 1 April and before 1 May	5400
37(1)(a)	Annual registration fee in respect of two professions where fees are paid on or after 1 May and before 1 June	6000
37(1)(a)	Annual registration fee in respect of two professions where fees are paid on or after 1 June	6600
37(1)(a)	Annual registration fee in respect of three or more professions where fees are paid on or after 1 January and before 1 April	7200
37(1)(a)	Annual registration fee in respect of three or more professions where fees are paid on or after 1 April and before 1 May	8100
37(1)(a)	Annual registration fee in respect of three or more professions where fees are paid on or after 1 May and before 1 June	9000
37(1)(a)	Annual registration fee in respect of three or more professions where fees are paid on or after 1 June	9900
39	Application fee where applicant does not possess the prescribed qualification	2600
39A	Council fee for the conduct of examination where the applicant has a foreign qualification or is applying for restoration	5000
39A	Professional board examination fee in terms of section 4(d) and 10D(c) of the Act	5000
39A	Professional board fee for issuing of a certificate	900
39A, 40,	Fee for issue of a registration certificate	900

Regulation	Description	Fee Payable (Rands)
15(1)(b)	Application fee for new registration	2600
24(6)(a)		
24(6)(a) and 40	Restoration application fee	2600
24(6)(a) and 40	Restoration fee in the case of non-payment of fees by the practitioner or student	(i) twice the amount of the current annual registration fee as a restoration fee where the practitioner or student applies for restoration within six months of the date of his or her de-registration; or (ii) three times the amount of the current annual registration fee as a restoration fee where the practitioner or student applies for restoration after six months of the date of his or her de-registration
24(5)(a) and 40	Restoration fee in the case of disciplinary action by the council against the practitioner or student.	(i) four times the current annual registration fee where the person

Regulation	Description	Fee Payable (Rands)
15(1)(b)	Application fee for new registration	2600
		applies for restoration after six months from the date of de-registration but within 12 months of the date of deregistration; or (ii) five times the current annual registration fee where the person applies for restoration after 12 months of the date of de-registration
23(1)(a)(iv)	Fee payable to the council by a first year student upon first application for registration as a student	600
25(2)(c)	Fee payable to the council an intern for each year of registration as an intern beyond the first year.	1010
41	Fee for the issue to a practitioner of duplicate letters of registration or certificates by the registrar.	950
43(1)	Allowances (honoraria) payable by the Council in respect of - (a) the attendance of meetings of the council, executive committee of the council and professional boards by members of the council,	

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Regulation	Description	Fee Payable (Rands)
15(1)(b)	Application fee for new registration	2600
	the executive committee of the council or professional boards are as follows– (i) to the chairperson and vice-chairperson of the council, members of the executive committee of the council and chairpersons of the professional boards (ii) to the vice-chairpersons of the council and professional boards, other council and professional board members (b) the attendance of other meetings such as that of the Finance Committee or the Education Committees of the council	R2850 per meeting R2400 per meeting R2400 per meeting
43(2)(c)	Allowance payable where a member of the council or professional board prefers to use his or her own transport in order to attend meetings out of Pretoria or to attend other council business at places not more than 750 kilometres distant from his or her ordinary residence	In accordance with the current travel allowances published by the South African Revenue Services on its website but not exceeding the amount of the economy class
		airfare that would have been payable had the member travelled by air to the meeting
43A	Extract from the register	N/A
43B(1)	Professional board examination fee	5000
43B(2)	Fee for bioethics and jurisprudence examination	1000

Regulation	Description	Fee Payable (Rands)
15(1)(b)	Application fee for new registration	2600
43D(1)	Fee for conducting a review of an external educational institution	Actual costs plus 25%
43D(2)	Allowance (honorarium) payable by the Council in respect of visits to external education institutions for review purposes	4000
43E	Fee for an application for the opening of a new register	130 000
43F(1)	<p>Accreditation fees payable to the council for continuing professional development activities -</p> <p>Level 1: Activities encompassing non-measurable outcomes-</p> <p><u>Large groups(100 delegates or more):</u></p> <p>(i) Conferences or seminars;</p> <p>(ii) Congresses</p> <p>(iii) Symposia</p> <p>(iv) Web-based seminars</p> <p>(v) International conferences</p> <p><u>Small groups (less than 100 delegates):</u></p> <p>(i) Formally organised meetings by professional societies</p> <p>(ii) Structured small group discussions with a minimum of three practitioners involved</p> <p>(iii) Case study discussions with a minimum number of three practitioners involved</p> <p>(iv) Formally organised special purpose lectures</p> <p>(v) Formally organised special purpose lectures that are not part of a business meeting</p> <p>(vi) Interest groups meeting less than six times per year</p> <p><u>Other:</u></p> <p>(i) membership of an association/society</p> <p>(ii) serving on professional bodies</p>	<p>3100</p> <p>750</p> <p>No charge</p>

Regulation	Description	Fee Payable (Rands)
15(1)(b)	Application fee for new registration	2600
	<p>Level 2: Activities encompassing measurable outcomes – (These activities include those that have a clearly measurable outcome or formal evaluation process after the activity)</p> <p>(i) involving less than 10 persons</p> <p>(ii) involving 10 to 20 persons</p> <p>(iii) involving 20 to 30 persons</p> <p>(iv) involving more than 30 persons</p> <p>Level 3: Activities associated with formally structured learning programmes (This is structured learning, namely a formal programme presented by an Education and Training Quality Assurance body-accredited, National Department of Higher Education registered- and Allied Health Professions Council –approved training or educational institution with a measurable outcome)</p> <p>Other matter not covered by the above considered by any CPD committee</p>	<p>1200</p> <p>2100</p> <p>2600</p> <p>4000</p> <p>No Charge</p>
43G	Fee for issuing a letter of good standing	1000

Regulation	Description	Fee Payable (Rands)
15(1)(b)	Application fee for new registration	2600
	Senior citizen fee (70 to 74 years) per profession	-50%
	Senior citizen fee (+75 years) per profession	300

Short title

6. These Regulations are called the Allied Health Professions Regulations: Amendment 2022.

DEPARTMENT OF HEALTH

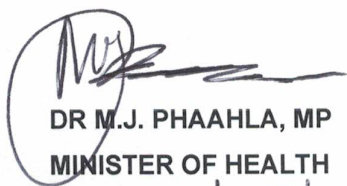
NO. 2819

2 December 2022

NATIONAL HEALTH ACT, 2003 (ACT NO. 61 OF 2003)

REGULATIONS RELATING STANDARDS FOR EMERGENCY MEDICAL SERVICES

The Minister of Health has, under section 90(1)(m) of the National Health Act, 2003 (Act No. 61 of 2003), and after consultation with the Office of Health Standards Compliance, to make Regulations in the Schedule.



DR M.J. PHAAHLA, MP
MINISTER OF HEALTH

DATE: 10/08/2022

SCHEDULE**ARRANGEMENT OF REGULATIONS****DEFINITIONS, APPLICATION AND PURPOSE**

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- 30. Short title and commencement

DEFINITIONS, APPLICATION AND PURPOSE

Definitions

1. In these Regulations any word or expression to which a meaning has been assigned in the Act, has the meaning so assigned, and unless the context otherwise indicates—

“Advanced Life Support (ALS)” means a level of care provided within the Paramedic, Emergency Care Technician or Emergency Care Practitioner scope of practice as determined by the Health Professions Council of South Africa in terms of the Health Professions Act, 1974 (Act No. 56 of 1974);

“Ambulance” means an appropriately equipped vehicle which is either airborne, or land-based and designed or adapted for the purpose of providing emergency care and the transportation of user which is licensed to an EMS registered, staffed and equipped in terms of the EMS Regulations, published in the *Government Gazette* of 1 December 2017;

“Ambulance Emergency Assistant” means a person registered as such with the Health Professions Council of South Africa in terms of the Health Professions Act, 1974;

“Basic Ambulance Assistant” means a person registered as such with the Health Professions Council of South Africa in terms of the Health Professions Act, 1974;

“Basic Life Support (BLS)” means a level of emergency care provided primarily by emergency care providers that practice within the Basic Ambulance Assistant scope of practice as determined by the Health Professions Council of South Africa in terms of the Health Professions Act, 1974;

“Emergency Care” means the evaluation, treatment and care of an ill or injured person in a situation in which such emergency evaluation, treatment and care is required, and the continuation of treatment and care during the transportation of such person to or between health establishments;

“Emergency Care Assistant” means a person registered as such with the Health Professions Council of South Africa in terms of the Health Professions Act, 1974;

“Emergency Care Personnel” means personnel who are registered with the Health Professions Council of South Africa under the auspices of the Professional Board for Emergency Care;

“Emergency Care Practitioner” means a person registered as such with the Health Professions Council of South Africa in terms of the Health Professions Act, 1974;

“Emergency Care Technician” means a person registered as such with the Health Professions Council of South Africa in terms of the Health Professions Act, 1974;

“ECC” means **Emergency Communication Centre** which houses call handlers and dispatch personnel for the EMS;

“EMS” means Emergency Medical Service, an organisation or body that is dedicated, staffed and equipped to operate an ambulance, medical rescue vehicle or medical response vehicle in order to offer emergency care;

“EMS Manager” means a person who is duly appointed as the responsible manager for the EMS and who is registered with the Health Professions Council of South Africa in terms of the Health Professions Act, 1974;

“EMS Station” means a dedicated self-contained facility for the housing of emergency vehicles, personnel and associated emergency equipment;

“EMS Station Manager” means a person who is duly appointed as the responsible manager for the EMS Station and who is registered with the Health Professions Council of South Africa in terms of the Health Professions Act, 1974;

“EMS sub-station” means a small, dedicated self-contained facility for the housing of emergency vehicles, personnel and associated emergency equipment which reports to a main EMS station within the geographic area where the supervisory and administrative functions are held and may be developed into a fully-fledged station;

“Health Professions Act” means Health Professions Act, 1974 (Act No. 56 of 1974);

“Health Professions Council of South Africa” means the body established in terms of section 2 of the Health Professions Act; 1974

“Intermediate Life Support (ILS)” means a level of emergency care provided within the Ambulance Emergency Assistant scope of practice as determined by the Health Professions Council of South Africa in terms of the Health Professions Act, 1974;

“Medical emergency” means conditions requiring rapid intervention to avert death or disability, and those for which treatment delays of hours or less make interventions less effective;

“National Road Traffic Act” means the National Road Traffic Act, 1996 (Act No.93 of 1996);

“Paramedic” means a person registered as such with the Health Professions Council of South Africa in terms of the Health Professions Act, 1974;

“Planned user transport services” means the systematic transportation of non-emergency user from one health facility to another within an established referral system;

“Response time” means the time measured from when an EMS receives an emergency call to the time the first medical responder arrives at the scene;

“Register of EMS” means the publicly available register referred to in Regulation 9(15) of the Emergency Medical Services Regulations, published in the *Government Gazette* of 1 December 2017;

“Satellite point” means a specific location where EMS vehicles are located on an *ad hoc* bases to be on stand by for emergency response during high profile events or during peak seasons to provide timeous emergency response thereby reducing emergency response times;

“Service Licence” means a licence issued to an EMS service in terms of the EMS Regulations, published in the *Government Gazette* of 1 December 2017, which authorises the provision of an EMS;

“the Act” means the National Health Act, 2003 (Act No. 61 of 2003);

“Triage” means to sort user according to medical priority using an evidence-based triage scale; and

“Vehicle Licence” means a licence issued to a vehicle adapted for use as an emergency vehicle in terms of the EMS Regulations, published in the *Government Gazette* of 1 December 2017.

Scope and application

2. These Regulations apply to public and private EMS operating in the Republic of South Africa, excluding the South African National Defence Force to the extent specified in measurement tools derived from these Regulations.

Purpose of Regulations

3. The purpose of these Regulations is to promote and protect the health and safety of user, health care personnel and general public.

CHAPTER 1: HEALTH CARE USER RIGHTS

Dignity of health care user

4. (1) The EMS must have systems in place to ensure that users are treated with dignity and respect at all times.

(2) The EMS must have organisational policies and practices regarding user's rights that are consistent with sections 10, and 27(1)(a) and (3) of the Constitution of the Republic of South Africa, 1996 and Chapter 2 of the Act.

Information for health care users

5. The EMS must provide users with adequate information about the health care services provided, including information: -

- (a) about the service made available to users, including the cost for services; and
- (b) relating to the quality of services provided.

Stakeholder satisfaction surveys

6. (1) The EMS must have the mechanisms and systems to enable the stakeholders and users to communicate their experiences of care.

(2) The EMS station or ECC must, implement systems and processes to assess, monitor and improve their stakeholder satisfaction with the services provided annually.

Complaints management

7. (1) The EMS must have a system for monitoring, assessing and responding to complaints.

(2) The EMS must provide users with information about the process of lodging a complaint.

(3) The EMS must record and analyse complaints to improve quality of care provided to the users.

- (4) The EMS must have a system to provide feedback to the complainant.

CHAPTER 2

CLINICAL GOVERNANCE AND CLINICAL CARE

Health care users records

8. (1) The station must ensure that accurate and comprehensive records of the health care services provided to users are created and maintained.
- (2) The EMS must record accurate biographical information for users.
- (3) The accurate and comprehensive records of clinical care provided to users must be documented by the EMS to facilitate continuity of care.
- (4) The EMS must ensure that users health records are stored, accessible and can be retrieved when needed.

Clinical management of emergency care

9. (1) The EMS must put in place an efficient call management system to facilitate access to communication systems to facilitate the provision of effective and appropriate emergency care.
- (2) The EMS must ensure that contingency plans for communication system failure or malfunction are available and known to personnel and managers.

Dispatch of emergency vehicles

10. (1) An efficient vehicle dispatch system must be in place to ensure user have rapid and safe access to services.
- (2) For the purposes of sub-regulation (1), the EMS must -
- (a) have a Computer Aided Dispatch (CAD) system that facilitates vehicle allocation, routing and tracking and where an ECC does not have a Computer Aided Dispatch (CAD) system, a paper-based system must facilitate vehicle allocation, direction and tracking;
- (b) have a standardised process for dispatching vehicles; and

- (c) monitor response times for each stage of the call management and dispatch process.

Response management

11. (1) Emergencies must be responded to in a co-ordinated and efficient manner by the EMS.

- (2) For the purposes of sub-regulation (1), the EMS must -
 - (a) ensure emergency vehicles are appropriately equipped and staffed; and
 - (b) have systems to ensure that users are treated in accordance with current Health Professions Council of South Africa approved evidence-based guidelines to reduce variations in care and improve user outcomes.
- (3) For the purposes of sub-regulation (2) (b)-
 - (a) health care professionals must have and adhere to evidence-based clinical practice guidelines on stabilising user before and during transportation; and
 - (b) comply with the standardised method of user handover to a receiving health care provider.

Clinical leadership and clinical risk

12. (1) Systems to support the provision of quality health care services and prevent user safety incidents must be implemented by the EMS.

- (2) For the purposes of sub-regulation (1), the EMS station must -
 - (a) participate in local and regional clinical governance activities; and
 - (b) have systems in place to ensure that user requiring resuscitation receive an immediate response by emergency care personnel trained in resuscitation.

Interfacility transfers

13. (1) Interfacility transfers must be managed in a manner which promotes user safety.

- (2) For the purposes of sub-regulation (1), the EMS must implement -
 - (a) a standardised process for the arrangement of interfacility transfers, and

- (b) a standardised process for the pickup, transfer and drop off of user requiring an interfacility transfer.

Planned user transport services

14. (1) Planned user transport services must be managed in a manner which promotes efficiency.

(2) For the purposes of sub-regulation (1), the EMS must implement a standardised process for the arrangement of planned user transport services.

User safety incidents

15. (1) A system to report and monitor all user safety incidents, as per the current National Guideline for Patient Safety Incident Report and Learning in the Health Sector of South Africa, must be implemented.

(2) For the purposes of sub-regulation (1), the EMS must -

- (a) implement a system for recording, investigating and managing user safety incidents to minimise the risk of harm and the risk of recurrence; and
- (b) have systems in place to report user safety incidents to the responsible authority.

Infection, prevention and control of infections

16. (1) An infection, prevention and control programme, as per the current National Department of Health's National Infection Prevention and Control Strategic Framework, to minimise the risk of health care associated infections must be implemented.

(2) For the purposes of sub-regulation (1), the EMS must -

- (a) ensure infection prevention and control processes are implemented to reduce the risk of transmission of infection, and
- (b) ensure personnel receive training on the prescribed infection prevention and control practices.

(3) The decontamination of medical devices and equipment must be provided in a safe and effective manner, as per the current National Department of Health's National Infection Prevention and Control Strategic Framework.

- (4) For the purposes of sub-regulation (3), the EMS must -
 - (a) have systems in place for the decontamination of medical devices and equipment; and
 - (b) ensure equipment used for decontamination is managed and maintained to ensure sustainability of decontamination services.
- (5) Effective environmental cleaning which minimises the risk of disease outbreaks and the transmission of infection to user or EMS personnel must be implemented.
- (6) For the purposes of sub-regulation (5), the EMS must -
 - (a) ensure cleaning agents and equipment are approved by the relevant authority and available for cleaning personnel; and
 - (b) ensure that the performance of the cleaning service is monitored, and corrective actions are taken where necessary.

Waste management

17. (1) Health care risk waste and general waste must be handled, stored, and disposed of safely in accordance with relevant environmental legislation.
- (2) For the purposes of sub-regulation (1), the EMS must -
 - (a) ensure health care risk waste and general waste is handled, stored and disposed of safely; and
 - (b) ensure procedures for recording of waste removed for destruction are implemented.

CHAPTER 3

CLINICAL SUPPORT SERVICES

Medicines and medical supplies look at flow

18. (1) Safety protocols in relation to the administration of medicines must be made available to EMS personnel to protect user from medication errors.

(2) For the purposes of sub-regulation (1), the EMS must ensure that medicines are administered safely in accordance with standard operating procedures to minimise the risk of user safety incidents.

(3) Efficient stock management processes to ensure sustainable service delivery and minimisation of waste must be in place.

(4) For the purposes of sub-regulation (3), the EMS must –

- (a) ensure stock control and inventory procedures for medicines and medical supplies are implemented and maintained;
- (b) ensure medical supplies required for the care of user transported by the EMS are available;
- (c) implement controls for the management, recording and disposal of expired medicines and medical supplies;
- (d) including expired medicines ensure medicines are stored in accordance with Good Pharmacy Practice and manufacturer's guidelines; and
- (e) implement controls for the management, recording and distribution of medicines listed in Schedules 5 and 6 of the Medicines and Related Substances Act, 1965 (Act No.101 of 1965).

Medical equipment management

19. (1) A medical equipment management programme must be implemented.

(2) For the purposes of sub-regulation (1), the EMS must –

- (a) ensure medical equipment is available and functional to provide care to user; and

- (b) ensure medical equipment is maintained and repaired according to a planned maintenance schedule, developed in accordance with the manufacturer's specifications.

CHAPTER 4 LEADERSHIP AND GOVERNANCE

Oversight and accountability

20. (1) The provincial department must oversee and support the EMS.
- (2) For the purposes of sub-regulation (1) -
- (a) The EMS are licensed as per the requirements of the Emergency Medical Services Regulations, published in the *Government Gazette* of 1 December 2017 and any other applicable legislation; and
 - (b) A functional governance structure oversees service delivery to ensure quality services are provided.

CHAPTER 5 OPERATIONAL MANAGEMENT

General management

21. (1) Management of the EMS must ensure the provision of safe, effective and efficient user care.

(2) For the purposes of sub-regulation (1), the EMS must -

- (a) ensure the service is managed by an appropriately qualified individual, who is responsible for ensuring the provision of quality services; and
- (b) ensure that financial management and supply chain management processes facilitate business continuity and efficient service delivery.

Human resources management

22. (1) Systems must be in place to manage personnel in line with relevant legislation, policies and guidelines.

(2) For the purposes of sub-regulation (1), the EMS must -

- (a) ensure copies of the most up to date human resource policies and relevant legislation are available at the EMS;
- (b) ensure human resource practices which maximise the efficiency of service delivery and personnel management are implemented;
- (c) ensure healthcare professionals maintain their registration with the relevant statutory health professional councils;
- (d) implement a performance management system in place for all employees; and
- (e) ensure the management of contracted service providers and volunteers maximises the benefit for the service while minimising risk to users and the service.

Occupational Health and Safety

23. (1) Personnel must be protected from workplace hazards by the establishment and implementation of occupational health and safety systems.

(2) For the purposes of sub-regulation (1), the EMS must -

- (a) ensure that the health and safety of personnel is protected by implementing the requirements of the Occupational Health and Safety Act, 1993 (Act No.85 of 1993),
- (b) implement measures to minimise the incidence of occupationally acquired injuries and diseases;
- (c) make available comprehensive wellness services to EMS personnel; and
- (d) facilitate claims of compensation for occupational injuries or diseases.

(3) A comprehensive safety programme must be designed and implemented to ensure the safety of vehicle crew members and uninterrupted service delivery to the community.

(4) For the purposes of sub-regulation (3), the must -

- (a) ensure that the EMS station collaborates with all relevant stakeholders in the design and implementation of the EMS safety plan;
- (b) facilitate a programme of community engagement that builds relationships between EMS personnel and the communities they serve;
- (c) ensure EMS personnel participate in activities designed to improve social solidarity in the local community;
- (d) ensure all EMS personnel receive training to mitigate the risk of confrontation and violence during user transport episodes;
- (e) implement a system for the reporting of safety incidents;
- (f) ensure the EMS station or ECC manager utilises the national safety incident reporting database; and
- (g) implement a system for the management of safety incidents including outcomes and feedback to ensure quality improvement.

Emergency and disaster preparedness

24. (1) The EMS provider must participate in district emergency and disaster planning processes and the provision of emergency and disaster response.

- (2) For the purposes of sub-regulation (1), the EMS must -
 - (a) attend local emergency and disaster planning meetings; and
 - (b) implement systems to ensure adequate response during emergencies and disasters.
- (3) Systems must be in place to ensure the safety of personnel in the event of fire.
- (4) For the purposes of sub-regulation (3), the EMS must have systems in place to respond to fire in the EMS station or ECC.

Fleet management

25. (1) The vehicles used to transport user and personnel must be safe and well maintained.
- (2) For the purposes of sub-regulation (1), the EMS must -
 - (a) ensure all vehicles are licensed and maintained;
 - (b) ensure all drivers have a valid driver's licence and public transport driving permit;
 - (c) ensure all EMS vehicles must comply with the National Road Traffic Act, 1996, or the relevant vehicle registration and safety legislation, as applicable; and
 - (d) implement an effective fleet management system.

CHAPTER 6 FACILITIES AND INFRASTRUCTURE

Management of buildings and grounds

26. (1) The building occupied for service delivery must meet the requirements of the National Building Regulations and Building Standards Act, 1977 (Act No. 103 of 1977) and the national building regulations made thereunder.

- (2) For the purposes of sub-regulation (1), the EMS must -
- (a) have all the required compliance certificates in terms of the building regulations;
 - (b) be equipped with the facilities required for service delivery; and
 - (c) inspect and maintain building premises and grounds in accordance with a maintenance schedule.

Facility management services

27. (1) The facility management services must be functional and enable safe and uninterrupted delivery of EMS.

- (2) For the purposes of sub-regulation (1), the EMS must ensure routine and emergency electrical and water supplies are available on a continuous basis.

Security services

28. (1) Security systems must be in place to protect users, personnel and property from security threats and risks.

- (2) For the purposes of sub-regulation (1), the EMS must implement a security plan to protect users and personnel.

Linen services

29. (1) Clean linen is provided as required for the type of services delivered.

- (2) For the purposes of sub-regulation (1), the EMS must -

- (a) monitor the EMS station linen stock; or
- (b) manage the service provider effectively where laundry services are outsourced.
- (c) ensure the appropriate management of contaminated linen.

GENERAL PROVISIONS

Short title and commencement

30. These Regulations are called the Regulations relating to the Standards for Emergency Medical Services, 2022, and will come into operation 12 months after the date of promulgation.

DEPARTMENT OF HEALTH

NO. 2820

2 December 2022

MEDICINES AND RELATED SUBSTANCES ACT, 1965 (ACT NO. 101 OF 1965)**REGULATIONS RELATING TO A TRANSPARENT PRICING SYSTEM FOR MEDICINES AND SCHEDULED SUBSTANCES: (DRAFT DISPENSING FEE FOR PHARMACISTS FOR 2023)**

I, DR MJ PHAAHLA, the Minister of Health have, on recommendation of the Pricing Committee, in terms of section 22G of the Medicines and Related Substances Act, 1965 (Act No. 101 of 1965) as amended, made the regulations in the Schedule.

The dispensing fee is derived following a zero-based model which was accepted by the Pricing Committee following consultations with stakeholders.

In Government Gazette number 39046 of 31 July 2015, the Minister of Health, on recommendation of the Pricing Committee, published for comment requesting interested stakeholders to provide proposals on the systematic review of the methodology for the review of the Dispensing Fee for Pharmacists. The review intended to consider Expenditure apportioned to the dispensary within the pharmacy and the revenue apportioned to the dispensary within the pharmacy.

Based on the above publication, interested parties were invited to submit substantiated methodology and data sources for their suggested input. Owing to the very submissions received at the time and subsequent consultations with the stakeholders, the Pricing Committee continues to determine the dispensing fee on an annual basis by adjusting the zero-based with inflation figures as published by Stats SA.

Interested persons are requested to submit comments in writing, both on a compact disc and hard copy, on the proposed regulations within three months of publication of this notice to the

Director-General: National Department of Health (**Attention to the Director: Pharmaceutical Economic Evaluations Directorate, Dr AB Xuma Building, Office C6-18A, 1112 Voortrekker Rd, Pretoria Townlands 351-JR, Pretoria, 0187**)

SCHEDULE

Definitions

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

“dispense” means the supply of medicines based on a prescription to a patient or someone on behalf of the patient by a health professional authorized by law to supply medicines and includes-

- (a) the interpretation and evaluation of the prescription;
- (b) the selection, reconstitution, dilution, labelling, recording and the actual supply of the medicine;
- (c) the provision of information and instructions to ensure safe and effective use of a medicine by a patient; or
- (d) the provision of information as contemplated in section 22F (1) (a) of the Act.

“dispensing fee” means a fee determined in terms of these regulations, exclusive of Value Added Tax, that may be charged to dispense a medicine; and

“the Regulations” means the Regulations Relating to the Transparent Pricing System for Medicines and Scheduled Substances published under government Notice No. R1102 of November 2005 as amended.

Amendment of Regulation 10

2. The following regulation is hereby substituted for regulation 10 of the regulations:

“10. (1) The appropriate dispensing fee, exclusive of VAT, as contemplated in section 22G of the Act to be charged by pharmacists, must:

(a) Where the single exit price of a medicine or scheduled substance is less than one hundred and twenty-eight rand eighty-four cents (R128.84), the dispensing fee shall not exceed R17.77 plus 46% of the single exit price in respect of that medicine or scheduled substance;

(b) where the single exit price of a medicine or scheduled substance is greater than or equal to one hundred and twenty-eight rand and eighty-four cents (R128.84) but less than three hundred and forty-three rand fifty-five cents (R343.55), the dispensing fee shall not exceed R32.97 plus 33% of the single exit price in respect of that medicine or scheduled substance;

(c) where the single exit price of a medicine or scheduled substance is greater than or equal to three hundred and forty-three rand fifty-five cents (R343.55) but less than one thousand two hundred and forty rand thirty-two cents (R1240.32), the dispensing fee shall not exceed R94.19 plus 15% of the Single Exit Price in respect of that medicine or scheduled substance;

(d) where the single exit price of a medicine or scheduled substance is greater than or equal to one thousand two hundred and forty rand thirty-three cents (R1240.33), the dispensing fee shall not exceed R218.28 plus 5% of the Single Exit Price in respect of that medicine or scheduled substance.

(2) The provisions of regulation 10 must be reviewed annually by the Minister after taking into account-

(a) the need to ensure the availability and affordability of quality medicines and scheduled substances in the Republic;

- (b) annual inflation rates published periodically by Statistics South Africa;
 - (c) information supplied by pharmacists in accordance with guidelines determined by the Minister from time to time by Notice in the Gazette; and
 - (d) any other information the Minister may deem necessary to consider.
- (3) A pharmacist dispensing a medicine must-
- (a) by means of a clearly displayed notice in the pharmacy, inform members of the public of the maximum fee structure used by such pharmacist to determine the dispensing fee; and
 - (b) provide an invoice in respect of the sale of each medicine that clearly indicates the-
 - (i) dispensing fee charged; and
 - (ii) the single exit price.



DR MJ PHAAHLA, MP

MINISTER OF HEALTH

DATE: 21/10/2022

DEPARTMENT OF HEALTH

NO. 2821

2 December 2022

**MEDICINES AND RELATED SUBSTANCES ACT, 1965 (ACT NO. 101 OF 1965) AS
AMENDED****(DRAFT DISPENSING FEE TO BE CHARGED BY PERSONS LICENSED IN TERMS OF
SECTION 22C (1) (a))**

I, DR MJ PHAAHLA, the Minister of Health, have on the recommendation of the Pricing Committee, in terms of Section 22G (2) (b) of the Medicines and Related Substances Act, 1965 (Act No. 101 of 1965) as amended, made the regulations in the schedule.

Interested persons are requested to submit comments in writing, both on a compact disc and hard copy, on the proposed regulations within three months of publication of this notice to the Director-General: National Department of Health (**Attention to the Director: Pharmaceutical Economic Evaluations Directorate, Dr AB Xuma Building, Office C6-18A, 1112 Voortrekker Rd, Pretoria Townlands 351-JR, Pretoria, 0187**) e-mail: sepupdates@health.gov.za or Ntobeko.Mpanza@health.gov.za

SCHEDULE**Definitions**

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

"the Regulations" means the Regulations Relating to the Transparent Pricing System for Medicines and Scheduled Substances published under Government Notice No. R1102 of November 2005 as amended.

Substitution of Regulation 12

2. The following regulation is hereby substituted for Regulation 12 of the Regulations:

“12. The appropriate dispensing fee as contemplated in section 22G (2) (b) of the Act to be charged by persons licensed in terms of section 22C (1) (a) of the Act must be calculated, exclusive of VAT, as follows:

- (a) Where the single exit price of a medicine or scheduled substance is less than or equal to one hundred and forty-one rands (R141.00), the dispensing fee must not exceed 30% of the single exit price in respect of that medicine or scheduled substance.
 - (b) Where the single exit price of a medicine or scheduled substance is greater than one hundred and forty-one rands (R141.00), the dispensing fee must not exceed forty-two rands and thirty cents (R42.30) in respect of that medicine or scheduled substance.
3. The provisions of Regulation 12 must be reviewed annually by the Minister after taking into account-
- (a) the need to ensure the availability and affordability of quality medicines and scheduled substances in the Republic;
 - (b) annual inflation rates published periodically by Statistics South Africa;
 - (c) information supplied by persons licensed to dispense in terms of section 22C (1)(a) in accordance with guidelines determined by the Director-General from time to time by Notice in the Gazette; and
 - (d) any other information the Minister may deem necessary to consider.

4. Not less than three months before the review contemplated in regulation 12 (2), the Minister must publish a notice in the Gazette declaring his or her intention to make that review and inviting interested persons to furnish him or her in writing with any comments thereon or any representation they may wish to make in regard thereto.
5. Persons Licensed to dispensing in terms of section 22C (1) (a) must-
 - (a) by means of a clearly displayed notice in the dispensing practice, inform members of the public of the maximum fee structure used by such dispensing practice to determine the dispensing fee; and
 - (b) provide an invoice in respect of each medicine that clearly indicates the-
 - (i) dispensing fee charged; and
 - (ii) the single exit price.
 - (iii) VAT component



DR MJ PHAAHLA, MP
MINISTER OF HEALTH

DATE: 21/10/2022

DEPARTMENT OF HEALTH


NO. 2822

2 December 2022

FOODSTUFFS, COSMETICS AND DISINFECTANTS ACT, 1972 (ACT No. 54 OF 1972)**REGULATIONS GOVERNING THE MAXIMUM LIMITS FOR PESTICIDE RESIDUES
THAT MAY BE PRESENT IN FOODSTUFFS: AMENDMENT**

The Minister of Health intends, in terms of Section 15 (1) of the Foodstuffs, Cosmetics and Disinfectants Act, 1972 (Act 54 of 1972), to make the Regulations in the Schedule.

Interested persons are invited to submit substantive comments, within three months of the publication of this Notice, any comments or representations on the proposed amendment to the Regulations to the Director-General: Department of Health, Private Bag X 828, Pretoria, 0001 (for the attention of the Director: Food Control) or by e-mail to foodcontrol@health.gov.za.


DR M.J PHAAHLA, MP
MINISTER OF HEALTH**DATE:** 17/10/2022

SCHEDULE

Definitions

1. In these regulations, any expression defined in the Act bears that meaning and, unless the context otherwise indicates: -

“Regulations” means the Regulations Governing the Maximum Limits for Pesticide Residues that May be Present in Foodstuffs published under Government Notice No. R. 246 of 11 February 1994, as corrected by Government Notice No. R. 1148 of 26 August 1994 and amended by the Government Notices No. R. 494 of 8 June 2001, No. R. 525 of 3 May 2002, No. R. 247 of 24 March 2005, No. R. 1047 of 20 October 2006, No. R. 548 of 17 June 2010, No. R. 46 of 19 January 2012 and 20 February 2020; and

“the Act” means the Foodstuffs, Cosmetics and Disinfectants Act, 1972 (Act No. 54 of 1972).

Amendment of the Annex to the Regulations

2. The Regulations are hereby amended by—

(a) the insertion of the following particulars in the Annex to the Regulations —

I Chemical Substance	I Foodstuff	I MRL (mg/kg)
Abamectin	Barley	0.01
	Cucurbits group	0.01
	Grapes	0.01
	Onion bulb group	0.01
	Wheat	0.01
Acephate	Tree nuts	0.02
Acetamiprid	Brassica vegetables or cruciferae	1.0
	Berries group	2.0
	Cucurbits group	0.5
	Tree nuts	0.1

Acetochlor	Soybeans	0.02
Acrinathrin	Citrus group	0.2
Ametoctradin	Grapes	5.0
	Potatoes	0.01
Amisulbrom	Grapes	0.5
	Potatoes	0.01
Azoxystrobin	Asparagus	0.05
	Avocados	0.05
	Chrysanthemums	0.01
	Citrus group	10.0
	Clover	3.0
	Coriander	70.0
	Dandelion	0.01
	Fennel	10.0
	Granadillas (passion fruit)	4.0
	Lettuce (head/ leaf)	3.0
	Parsley	70.0
	Peppers	0.05
	Pomegranates	0.01
	Spinach	0.05
	Wheat	0.3
Benzovindiflupyr	Maize	1.0
	Wheat	1.0
Bifenthrin	Maize	0.05
	Tree nuts	0.05
Boscalid	Apples	2.0
	Cucurbits group	0.2
	Groundnuts	0.05
	Maize	0.2
	Soya beans	3.0
	Stone fruits	3.0
	Sweetcorn	0.2
Carfentrazone-ethyl	Barley	0.05
	Grapes	0.01
	Wheat	0.05

Chlorantraniliprole	Avocados	0.01
	Barley	0.02
	Canola	2.0
	Grapes (table)	1.0
	Groundnuts	0.01
	Lentils	0.01
	Litchis	0.01
	Maize	0.02
	Oats	0.02
	Soya beans	0.05
	Sunflower	2.0
	Wheat	0.02
Chlorothalonil	Asparagus	0.01
	Barley	0.3
	Cassava	0.3
	Chrysanthemums	0.01
	Clover	0.3
	Coriander	5.0
	Dandelion	0.01
	Fennel	0.01
	Granadillas (passion fruit)	0.01
	Lettuce (head/ leaf)	0.01
	Parsley	5.0
	Spinach	0.01
	Sorghum grain	0.01
	Sunflowers	0.01
	Sweet potatoes	0.01
	Tree nuts	0.01
Chlorotoluron	Wheat	0.1
Clethodim	Beans	0.01
	Cabbages	0.5
	Cucurbits group	0.01
	Soya beans	0.01
Clomazone	Soya beans	0.02
Clopyralid	Maize	0.1

Clothianidin	Barley	0.05
	Citrus group	0.01
	Grapes	0.01
	Macadamia nuts	0.01
	Maize	0.1
	Wheat	0.05
Copper hydroxide	Onions	5.0
Copper oxychloride and other copper salts (elemental copper)	Stone fruits	20.0
Cyantraniliprole	Apples	0.5
	Citrus group	1.0
	Grapes	1.0
	Pears	0.5
	Potatoes	0.01
	Stone fruits	1.0
	Tomatoes	0.5
Cypermethrin	Lupins	0.5
Cyprodinil	Bay leaves	0.5
	Curry leaves	0.5
	Dill	0.5
	Elderberries	3.0
	Huckleberries	3.0
	Hyssop	0.5
	Lavender	0.5
	Lemongrass	0.5
	Marigolds	0.5
	Marjoram	0.5
	Sage	0.5
	Tarragon	0.5
	Thyme	0.5
	Wintergreen	0.5
Dichlorprop-p	Citrus group	0.3
Dichlorvos	Apples	0.1
	Citrus group	0.1
	Guavas	0.1

	Pears	0.1
	Persimmons	0.01
	Stone fruits	0.1
Diclosulam	Groundnuts	0.02
	Soya beans	0.02
Difenoconazole	Barley	0.05
	Peppers	0.8
	Tomatoes	2.0
	Wheat	0.1
Diffubenzuron	Maize	0.05
	Sweetcorn	0.05
Diflufenican	Stone fruits	0.1
	Wheat	0.05
Dimethyl didecyl ammonium chloride	Brassica vegetables or cruciferae	0.1
	Grapes	0.1
	Onion bulb group	0.1
	Pepper group	5.0
	Pomegranates	0.1
	Potatoes	0.1
	Stone fruits	0.1
	Strawberries	0.5
	Sweet potatoes	0.1
	Tomatoes	3.0
Emamectin benzoate	Barley	0.01
	Citrus group	0.01
	Grapes	0.05
	Groundnuts	0.01
	Leguminous beans group	0.02
	Pomegranates	0.01
	Potatoes	0.01
	Sorghum	0.01
	Soya beans	0.01
	Stone fruits	0.03
	Sugar cane	0.01

	Sunflower	0.01
	Wheat	0.01
Epoxiconazole	Barley	0.01
	Coffee	0.05
	Maize	0.01
	Sugarcane	0.05
Esfenvalerate	Macadamia nuts	0.05
	Sugar cane	0.02
Ethoprophos	Onions	0.02
Fenazaquin	Stone fruits	0.5
Fenhexamid	Strawberries	5.0
Fenpyroximate	Grapes	0.1
	Pepper group	0.3
	Stone fruits	0.3
Fipronil	Grapes	0.01
Florasulam	Barley	0.01
Flubendiamide	Cabbage	0.05
	Maize	0.01
	Potatoes	0.05
	Tomatoes	0.1
Fludioxonil	Barley	0.05
	Bay leaves	0.5
	Curry leaves	0.5
	Dill	0.5
	Elderberries	3.0
	Huckleberries	3.0
	Hyssop	0.5
	Lavender	0.5
	Lemongrass	0.5
	Marigolds	0.5
	Marjoram	0.5
	Pepper group	1.0
	Potatoes	5.0
	Sage	0.5
	Tarragon	0.5

	Thyme	0.5
	Wheat	0.05
	Wintergreen	0.5
Fluensulfone (Sum of fluensulfone and 3,4,4-trifluorobut-3-ene-1-sulfonic acid (BSA), expressed as fluensulfone equivalents)	Cucurbits group	0.2
	Potatoes	1.0
	Tomatoes	0.08
Flumetsulam	Groundnuts	0.02
	Soybeans	0.02
Fluopyram	Citrus group	0.01
	Maize	0.02
	Potatoes	0.5
	Sweetcorn / Green mealies	0.1
	Soybeans	0.2
	Tomatoes	0.5
Fluoxastrobin	Citrus group	0.3
	Maize	0.2
	Potatoes	0.1
	Sugar cane	0.05
Flupyradifurone	Barley	0.3
	Stone fruits	0.05
	Tomatoes	0.3
	Wheat	0.2
Flutriafol	Maize	0.2
Fluxapyroxad	Barley	2.0
	Wheat	0.3
Folpet	Potatoes	0.01
Fosetyl-Al (phosphorous acid)	Apples	75.0
	Avocados	75.0
Glufosinate ammonium	Grapes	0.05
Glyphosate	Citrus group	0.5
	Grapes	0.01
	Stone fruits	0.1
Halauxifen-methyl	Wheat	0.01

Hexaconazole	Wheat	0.02
Hexazinone	Sugarcane	0.01
Imazalil	Mangoes	0.5
Imidacloprid	Bananas	0.05
	Potatoes	0.5
Indaziflam <i>N</i> -[(1 <i>R</i> ,2 <i>S</i>)-2,3-dihydro-2,6-dimethyl-1 <i>H</i> -inden-1-yl]-6-(1-fluoroethyl)-1,3,5-triazine-2,4-diamine, including the metabolite 6-[(1 <i>R</i>)-1-fluoroethyl]-1,3,5-triazine-2,4-diamine	Apples	0.01
	Citrus group	0.01
	Grapes	0.01
	Macadamia nuts	0.01
	Pears	0.01
	Pecan nuts	0.01
	Stone fruits	0.01
Indoxacarb	Barley	0.5
	Canola	0.05
	Oats	0.5
	Wheat	0.5
Ioxynil	Barley	0.05
	Wheat	0.05
Ipconazole	Maize	0.01
Iprodione	Potatoes	0.05
Lambda-cyhalothrin	Grapes	0.2
	Soya beans	0.05
	Sunflower	0.2
Lufenuron	Barley	0.02
	Groundnuts	0.02
	Leguminous beans group	0.02
	Maize	0.05
	Sorghum	0.02
	Soya beans	0.02
	Sunflower	0.02
	Sweetcorn	0.05
	Wheat	0.02
Mandipropamid	Onions	0.1
Metalaxyl-M (Mefenoxam)	Barley	0.05
	Clover	2.0

	Wheat	0.05
Methoxyfenozone	Avocados	0.3
	Brassica vegetables or cruciferae	1.0
	Citrus group	0.5
	Cucurbits group	0.5
	Lettuce	1.0
	Litchis	1.0
	Maize	1.0
	Peas	0.5
	Pepper group	0.05
	Pomegranates	0.6
	Sorghum	0.05
	Spinach	1.0
	Stone fruits	2.0
	Sweetcorn	1.0
	Tree nuts	3.0
Metobromuron	Potatoes	0.01
Novaluron	Brassica vegetables or cruciferae	1.0
	Canola	0.01
	Cucurbits group	0.2
	Maize	0.5
	Sweetcorn	0.5
	Tree nuts	0.01
	Wheat	0.01
Oxamyl	Maize	0.5
Oxyfluorfen	Onions	0.05
Penflufen	Potatoes	0.01
Phosphorous acid	Avocados	75.0
	Mangoes	75.0
Picoxystrobin	Maize	0.01
Propiconazole	Tree nuts	0.05
Propineb	Apples	3.0
Prothioconazole	Potatoes	0.01

Pydiflumetofen	Apples	0.2
	Barley	2.0
	Cucurbits group	0.2
	Grapes	2.0
	Maize	1.0
	Pepper group	0.5
	Potatoes	0.01
	Tomatoes	0.5
	Wheat	1.0
Pymetrozine	Asparagus	0.02
	Aubergines (eggplant)	0.5
	Brassica vegetables or cruciferae	0.02
	Carrots	0.02
	Celery	0.02
	Citrus group	0.3
	Cucurbits group	0.5
	Leafy vegetables	2.0
	Lettuce (head and leaf)	2.0
	Parsely	2.0
	Pepper group	1.0
	Potatoes	0.02
	Rhubarb	0.02
	Root and tuber vegetables	0.02
	Spinach	0.4
	Strawberries	0.5
	Tomatoes	0.5
Pyraclostrobin	Sugarcane	0.05
	Sweetcorn	0.03
	Tomatoes	0.03
Pyridate	Cabbage	0.03
	Maize	0.15
	Onions	0.03
Pyrimethanil	Cherries	4.0
	Pepper group	2.0

	Pomegranates	0.01
	Stone fruits (except cherries)	5.0
	Strawberries	5.0
	Tomatoes	1.0
Pyriproxyfen	Grapes	0.05
Pyroxasulfone	Maize	0.01
Spinetoram	Avocados	0.05
	Cabbage	0.01
	Hops	0.05
	Maize	0.01
	Sorghum	0.05
	Sweetcorn	0.01
	Tomatoes	0.02
Spinosad	Canola	0.02
	Cherries	0.3
	Strawberries	0.3
Spirotetramat	Maize	0.1
	Stone fruits	3.0
	Tomatoes	1.0
Sulfosulfuron	Wheat	0.02
Sulfoxaflor	Brassica vegetables or cruciferae	0.5
	Citrus group	0.3
	Cotton	0.5
	Cucurbits group	0.5
	Lettuce	0.05
	Pepper group	1.0
	Potatoes	0.05
	Stone fruits	0.04
	Strawberries	0.5
	Tree nuts	0.02
Sulfuryl Fluoride	Almond	0.5
	Barley	2.0
	Butternut	2.0
	Cashew	0.2

	Cotton seed	2.0
	Date (dried)	2.0
	Fig (dried)	2.0
	Herbs and spices	0.5
	Macadamia nuts	0.2
	Millet	2.0
	Oats	2.0
	Other dried fruit (stone fruits)	2.0
	Peanuts	0.2
	Raisins	2.0
	Rice	0.05
	Sorghum	2.0
	Leguminous beans group	0.5
	Wheat	2.0
Tau-fluvalinate	Macadamia nuts	0.01
Tebuconazole	Berries group	1.5
	Pomegranates	0.02
	Sugar cane	0.02
Tembotrione	Sugar cane	0.02
Thiacloprid	Berries group	1.0
	Citrus group	0.05
	Nectarines	0.1
Thiamethoxam	Cabbage	0.02
	Canola	0.05
	Maize	0.05
	Wheat	0.01
Tribenuron-methyl	Barley	0.05
	Wheat	0.05
Trifloxystrobin	Groundnuts	0.02
Trinexapac-ethyl	Barley	3.0
	Sugar cane	0.1
Valifenalate	Grapes	1.2
	Potatoes	0.01
	Tomatoes	0.1

(b) the deletion of the following particulars in the Annex to the Regulations —

Chemical Substance	Foodstuff	MRL (mg/kg)	Reason
Acetamiprid	Apples, pears	0.05	Amended to 0.5mg/kg by amendment No. R. 46 of 2012
Azoxystrobin	Citrus	0.05	MRL revised
	Wheat	0.2	MRL revised
Clothianidin	Oranges	0.01	Grouped as citrus group
Dieldrin (HEOD)	Cereal grains	0.02	Banned in 1983.
	Milk	0.006	Government Notice No. R. 384 of 25 February 1983.
Fluxapyroxad	Barley	0.01	MRL revised
	Wheat	0.01	MRL revised
Fosetyl-Al (phosphorous acid)	Avocados	50.0	MRL revised
Gamma-BHC (gamma-HCH)	Apples	1.0	Banned in 2009.
	Apricots	1.0	Government Notice No. R. 592, of 29 May 2009.
	Beans	1.0	
	Cruciferae	1.0	
	Peaches	1.0	
	Pears	1.0	
	Peas	1.0	
	Plums	1.0	
	Cotton seed	0.1	
	Milk	0.01	
	Onions	0.2	
	Potatoes	0.2	
	Sweet potatoes	0.2	
Lambda-cyhalothrin	Grapes (table)	0.2	MRL to include both table and wine grapes
Parathion	Quinces	0.5	Use is not supported, as per the label.
	Beans	0.05	

Chemical Substance	Foodstuff	MRL (mg/kg)	Reason
	Cotton seed	0.05	Withdrawn for use on deciduous fruit and vineyards in 1992.
	Groundnuts	0.05	
	Coffee	0.2	
	Mangoes	0.1	Withdrawn for use on beans, coffee, cotton, groundnuts, mangoes, ornamentals, as well as for the control of short-horned grasshopper on various crops in June 1993.
Phosphorous acid	Mangoes	50.0	MRL revised
Propham	Potatoes	50.0	Banned in 2016. Government Notice No. 862, of 29 July 2016.
Pyraclostrobin	Tomatoes	0.01	MRL revised
Pyrimethanil	Nectarines, peaches, plums	5.0	Grouped as stone fruits
Spinosad [the sum of spinosad (spinosyns A and D) and its metabolites spinosyn K, spinosyn B and N-demethyl spinosyn]	Grapes (table)	0.01	Amended to 0.1mg/kg by amendment No. R. 548 of 2010
Vinclozolin (sum of vinclozolin and all metabolites containing 3,5dichloroaniline, expressed as vinclozolin)	Grapes	3.0	Withdrawn in 1995.
	Strawberries	1.0	Voluntarily withdrawn.

(c) the revocation of the following particulars in the Annex to the Regulations after phase out period, the phase out period will be determined by the Registrar Act 36 of 1947.

Chemical Substance	Foodstuff	MRL (mg/kg)
Cartap	Cabbage	150.0
	Tomatoes	10.0
Cartap hydrochloride	Beans	1.5
	Onions	5.0
	Peas	2.0
Chlorpyrifos	Apples	0.05
	Apricots	0.05
	Bananas	1.0
	Barley	0.05
	Broccoli	0.1
	Brussels sprouts	0.1
	Cabbage	0.1
	Canola	0.3
	Carrots	0.05
	Cauliflower	0.1
	Citrus	0.3
	Cruciferae	0.1
	Grapes	0.5
	Grapes (wine)	0.5
	Lettuce	0.05
	Macadamia nuts	0.01
	Mangoes	0.01
	Mealies (green)	0.05
	Peaches	0.05
	Pears	0.05
	Persimmons	0.1
	Plums	0.05
	Potatoes	0.05
	Tomatoes	0.5

Chemical Substance	Foodstuff	MRL (mg/kg)
	Wheat	0.05

Short title

3. These Regulations are called Regulations Governing the Maximum Limits for Pesticide Residues that May Be Present in Foodstuffs: Amendment, 2022.

DEPARTMENT OF HEALTH

NO. 2823

2 December 2022

**REGULATIONS RELATING TO THE SCOPE OF PRACTICE OF
ACUPUNCTURE**

The Minister of Health intends, in terms of section 38 of the Allied Health Professions Act, 1982 (Act No 63 of 1982), after consultation with the Allied Health Professions Council, to make the regulations as set out in the Schedule.

Interested persons are invited to submit substantiated comments or representations in writing on the proposed amendments to the regulations, to the Director-General: Health, Private Bag X828, Pretoria, 0001 (for the attention of the Director: Public Entities Governance, Ms M Mushwana, Mihloti.mushwana@health.gov.za), within one month of the date of the publication of this Notice.

**Dr MJ PHAAHLA****MINISTER OF HEALTH, MP****DATE:** 14/11/2022

SCHEDULE

Definitions

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

“Act” means the Allied Health Profession Act No 63 of 1982;

“Acupuncturist” means a person registered as such in terms of the Act;

“Acupuncture” means a collection of various procedures involving the manual or electrical stimulation by means of needles, sound waves or electronics pulses of certain points or areas on the skin, mucous membranes or subcutaneous tissue of a person to promote, maintain, restore or improve health or to prevent a disorder, imbalance or disease or to alleviate pain;

“Acupressure” means a set of techniques for the application of physical pressure to certain points on the human body using the hand or elbow or various devices other than needles;

“Ahshi Acupuncture” means the needling of a tender point on a person's body in order to treat blockages of Chi and blood;

“Auricular therapy” or **“Ear Acupuncture”** means Acupuncture or Acupressure applied to either one or both of the patient's ears for the treatment of conditions affecting the physical, mental or emotional aspects of the patient;

“bone setting” also known as **“Die-Da”** means a form of physical manipulation that is applied in cases of trauma or injuries such as sprains, joint dislocations or bruises;

“Catgut embedding therapy” means embedding a type of cord made from sterile synthetic fibre into Acupuncture points to keep these points stimulated for up to a week after which the fibre is absorbed by the body;

“Chi” means the life energy that flows through a living human body;

“Coining” or **“Spoonining”** (also known as **“Gua Sha”**) means a technique of scraping or rubbing the skin of a person using a round edged object, in which the skin is pressured in strokes by palpation and cutaneous stimulation, in order to move blood and Chi with the object of promoting or restoring health or wellbeing;

“council-accepted” or **“accepted by the council”** means that the recommendations of the relevant professional board have been accepted by the council by way of due process;

“Cupping therapy” (also known as **“Ba Guan”**) means a set of techniques involving the manual or electronic suction of small areas of the skin of a person by the application of cups, made of glass, plastic, bamboo or similar material, in which a partial vacuum is created before being placed on the skin with the object of moving blood, lymph or Chi in order to promote, maintain, restore or improve health, prevent a disorder, imbalance or disease or alleviate pain;

“Electro acupuncture” is a form of Acupuncture in which needles are attached to a device that generates continuous electric pulses and includes percutaneous electrical nerve stimulation;

“Embedding therapy” means the practice of embedding in a sterile manner seeds or metal balls with medicinal properties onto a person’s

skin, or threads or needles into the skin, for the purpose of prolonging the duration of stimulation of acupuncture points or areas and includes

“Laser Acupuncture” means acupuncture using a laser device instead of needles in order to stimulate Acupuncture points on the skin;

“Lifestyle Management” means an intervention designed to promote health and behavioural changes in a patient by enabling him or her to have increased control over a health condition;

“Magnet therapy” means the application of the magnetic field of an electromagnetic device or a permanent static magnet to the body in order to benefit health;

“Moxibustion” means a therapy using burning “moxa”, which is the burning of desiccated *Artemesia* spp. with the intention of warming regions of the skin, or acupuncture points on the skin, to improve circulation in order to induce a smoother flow of blood and chi. Moxibustion can be by direct or indirect means. Direct moxibustion is where a moxa cone is placed directly onto the skin producing a blister. Indirect moxibustion involves the use of a moxa cigar or moxa stick or cone held close to the skin to either warm or burn it, or the use of moxa on an acupuncture needle;

“Pulse and tongue diagnosis” mean the measurement and analysis of the patient’s pulse and the inspection of the patient’s tongue to obtain a Traditional Chinese Medicine diagnosis;

“Qi Gong” means a system of exercise and meditation that combines regulated breathing, slow movement and focused awareness in order to cultivate and balance Chi and can include Qi Gong massage in which the practitioner combines massage techniques with the awareness of acupuncture channels and points;

“Sonopuncture” or “Acutonics” means the stimulation of the body in a manner similar to that of acupuncture but using sound, generated by ultrasound transducers, tuning forks or other sound emitting devices, instead of needles;

“Tai Chi” means a Chinese exercise system that involves slow, smooth body movements to achieve a state of relaxation of body and mind and that is used to improve or maintain health while strengthening the cardiovascular and immune systems;

“Temperament evaluation” means the use of Traditional Chinese Medicine philosophy and techniques to ascertain various physical and mental states with the aid of the five elements and their corresponding organs and to assess the patient’s mental, physical, emotional and spiritual aspects;

“Tui Na” means a method of massage with or without the use of ointments, used in Traditional Chinese Medicine, that is intended to stimulate the flow of Chi and blood by means of various barehanded techniques that do not involve the use of needles and which include thumb pressure, rubbing, percussion and stretches;

“Urine and stool analysis” mean the examination of the physical appearance, colour, small consistency, amount, frequency, sediment or degree of digestion of urine and stool for the purpose of obtaining a Traditional Chinese Medicine diagnosis.

Act pertaining to Acupuncture

2. The following acts are acts specifically pertaining to the profession of Acupuncture –

- (a) The physical examination of a person for the purpose of diagnosing any physical defect, illness, disease or

deficiency in such persons in accordance with the principles and philosophy of Traditional Chinese Medicine including, but not limited to:

- (i) pulse and tongue diagnosis;
 - (ii) temperament evaluation;
 - (iii) urine and stool analysis.
- (b) The treatment or prevention of a physical defect, illness, disease or deficiency in a person by means of –
- (i) acupuncture;
 - (ii) acupressure;
 - (iii) Ahshi acupuncture;
 - (iv) auricular therapy;
 - (v) coining or spooning therapy (Gua Sha);
 - (vi) cupping therapy (Ba Guan);
 - (vii) electro-acupuncture;
 - (viii) embedding therapy;
 - (ix) laser acupuncture;
 - (x) lifestyle management;

- (xi) magnet therapy;
 - (xii) moxibustion;
 - (xiii) Qi Gong;
 - (xiv) Sonopuncture;
 - (xv) Tai Chi; and
 - (xvi) Tui Na;
- (c) Advising any person on his or her physical health; and
- (d) Any other act or procedure specifically pertaining to the profession of acupuncture based on the education and training of an acupuncturist, as approved by the Council from time to time at the recommendation of the professional board.

Possession of Chinese medicinal substances

3. Subject to the provisions of the Medicines and Related Substances Act No. 101 of 1965, an Acupuncturist may for the purposes of his or her practice and within the scope of practice relevant to the profession of Acupuncture have under his or her control for a patient any medicinal substance recognised as such by Traditional Chinese Medicine, whether it is scheduled or unscheduled, intended exclusively for external application, including but not limited to Mugwort (*Artemisia* spp.) for moxibustion purposes, herbal liniments, ointments or plasters, preparations or mixtures of substances or medicines or substances containing Traditional Chinese Medicine substances.

Short title

4. These Regulations are called Regulations Relating to the Scope of Practice of Acupuncture, 2021.

DEPARTMENT OF HEALTH

NO. 2824

2 December 2022

ALLIED HEALTH PROFESSIONS ACT 63 OF 1982

DRAFT REGULATIONS RELATING TO THE SCOPE OF PRACTICE OF
AYUVERDA

The Minister of Health intends, in terms of section 38 of the Allied Health Professions Act, 1982 (Act No. 63 of 1982), after consultation with the Allied Health Professions Council, to amend the regulations set out in the Schedule.

Interested persons are invited to submit substantiated comments or representations in writing on the proposed amendments to the regulations, to the Director-General: Health, Private Bag X828, Pretoria, 0001, (for the attention of the Director: Public Entities Governance, Ms. M. Mushwana, mihloti.mushwana@health.gov.za), within one month of the date of the publication of this notice.



DR. MJ PHAAHLA, MP

MINISTER OF HEALTH

DATE:

14/11/2022

SCHEDULE

1. In this Schedule any expression defined in the Act bears that meaning and, unless the context otherwise indicates –

“Ayurveda” is a traditional system of healing, first recognised in the five thousand year old Sanskrit texts called the Vedas, also referred to as the science of life and longevity and which examines the physical constitution, emotional nature and spiritual outlook of a human being with reference to the three Doshas;

“Ayurveda practitioner” means a person registered as such in terms of the Act;

“council-accepted” or **“accepted by the council”** means that the recommendations of the relevant professional board have been accepted by the Council by way of due process;

“Doshas” means the three different energies called Vata, Pitta and Kapha respectively in which the universal life force manifests;

“Gandusha” is an ayurvedic treatment in which a medicated oil or medicated decoction is held by the patient in his mouth for a certain period;

“Greeva Basti” is an ayurvedic treatment in which warmed medicated oils or fats are poured within a retaining ring positioned on the patient’s cervical spinal region;

“Janu Basti” is an ayurvedic treatment in which warmed medicated oils or fats are poured within a retaining ring positioned on the patient’s knees;

“Kati Basti” is an ayurvedic treatment in which warmed medicated oils or fats are poured within a retaining ring positioned on the patient’s lumbar spinal region;

“Karna Purna” is an ayurvedic treatment in which warmed medicated oils or ghee are poured into the patient’s ears;

“medicine” bears the meaning ascribed to it in the Medicines and Related Substances Act No 101 of 1965;

“Netra Basti” is an ayurvedic treatment in which warmed medicated oils or fats are poured within a retaining ring positioned around the patient’s eyes;

“Patra Pinda Sweda” is an ayurvedic fomentation therapy carried out by heating a bolus of herbs tied in a cloth and massaged onto the patient’s body;

“Shamana Chikitsa” is a branch of Ayurveda that consists of palliative treatments intended to pacify the Doshas within the human body and which involve one or more of the following-

- (a) the consumption of digestive and carminative herbs by the patient;
- (b) the consumption of appetite enhancing herbs by the patient;
- (c) fasting or the avoidance of food;
- (d) the avoidance of alcohol;
- (e) physical exercise or yoga;
- (f) solar therapy;
- (g) wind therapy.

“Shasti Shali Pinda Sweda” is an ayurvedic fomentation therapy carried out using a bolus of red rice boiled together with prescribed medicinal herbs that is tied in a cloth, dipped in warmed milk and massaged onto the patient’s body;

“Shirobasti” is an ayurvedic treatment in terms of which warm medicated oil is kept over the patient’s head for a certain period with the aid of a leather cap;

“Shirodhara” is an ayurvedic treatment in which a specialised pot containing oil, ghee or buttermilk is suspended roughly four to five inches above a recumbent patient’s head and is poured out over the patient’s head for an extended period;

“Shiro Pichu” is an ayurvedic treatment in which a swab is dipped in medicated oil and placed over the anterior fontanelle of the patient’s head;

“Shodhana Chikitsa” is a branch of Ayurveda that consists of certain preliminary treatments and five different purification treatments which involve one or more of the following –

- (a) **“Purvakama”**, which are preliminary treatments employing sweating methods and the use of fats or oils, including one or more of the following-
 - (i) internal oleation, (Snehapana - consumption of medicated fats);
 - (ii) external oleation (Bahya Snehana - massage with oils); or
 - (iii) sweating or sudation therapy (Swedana, with or without the addition of herbal medicines to the steam);
- (b) **“Panchakarma”** which are purification treatments involving the use of emesis, purgation, enemas or nasal therapy, including –
 - (i) Vamana (the induction of vomiting which may or may not be a medication-induced emetic process);
 - (ii) Virechana (the induction of purgation with the aid of medications that stimulate bowel movements);
 - (iii) **“Nasya”** (nasal cleansing by the application of medicated oils or powders);
 - (iv) **“Vasti”** (medicated enemas using decoctions (Niruha Vasti) or medicated fats (Anuvasana Vasti);

- (v) **“Rakthamokshana”** using leech therapy or similar methods to remove impurities from the blood ;
 - (c) **“Paschat Karma”** the use of special diets to assist the body in recovery, especially after Panchakarma treatment, and prevent recurrence of disease.
2. The following acts pertain specifically to the profession of Ayurveda –
- (a) The physical and psychological examination of a person for the purpose of diagnosing a defect; illness, disease or deficiency in such person, including but not limited to pulse and tongue diagnosis, evaluation of temperament, urine and stool analysis;
 - (b) The treatment or prevention of any physical defect, illness, disease or deficiency in a human being with the aid of medicines or substances recognised in Ayurvedic teachings, and on the basis of and in accordance with Ayurvedic, principles including –
 - (i) Purvakama in the form of -
 - (a) internal oleation, also called Snehapana;
 - (b) external oleation, also called Bahya Snehana;
 - (c) fomentation, also called Swedana;
 - (ii) Panchakarma in the form of –
 - (a) Vamana;
 - (b) Virechana;
 - (c) Nasya;
 - (d) Vasti (either Niruha Vasti or Anuvasana Vasti);
 - (e) Rakthamokshana;
 - (iii) Paschat Karma;
 - (iv) Shirodhara;
 - (v) Shirobasti;
 - (vi) Shiro Pichu;
 - (vii) Kati Basti;
 - (viii) Greeva Basti;

- (ix) Janu Basti;
 - (x) Netra Basti;
 - (xi) Karna Purna;
 - (xii) Gandusha;
 - (xiii) Patra Pinda Sweda;
 - (xiv) Shasti Shali Pinda Sweda;
 - (xv) any other act specifically pertaining to the profession of Ayurveda based on the education and training of practitioners of Ayurveda as accepted by the council from time to time at the recommendation of professional board.
3. Subject to the provisions of the Medicines and Related Substances Act, 1965, a practitioner registered as an Ayurvedic practitioner may for the purposes of his or her practice and within the scope of practice relevant to his or her profession -
- (a) formulate, compound, prepare, manipulate or dispense-
 - i. scheduled and unscheduled substances
 - ii. any Ayurvedic substance or preparation, or mixture of Ayurvedic substances, or medicine or substances containing Ayurvedic substances, or anything Ayurvedic or which is Ayurvedic in form in any Ayurvedic dosage, that are scheduled or unscheduled.
 - (b) possess or have under his or her control, prescribe for, administer to, or dispense to, a patient –
 - i. substances, preparations and mixtures of substances that are scheduled or unscheduled substances;
 - ii. any Ayurvedic substance or preparation, or mixture of Ayurvedic substances, or medicine or substances containing Ayurvedic substances, or anything Ayurvedic or which is Ayurvedic in form in any Ayurvedic dosage;
 - iii. injection therapies, recognised by Ayurvedic teachings, administered by subcutaneous, intradermal or intramuscular means only.
 - iv. vitamins;
 - v. minerals;

- vi. amino acids;
- vii. animal extracts, products and derivatives;
- viii. fats, oils and fatty acids;
- ix. carotenoids;
- x. polyphenols and bioflavonoids;
- xi. amino-saccharides;
- xii. saccharides (including prebiotics);
- xiii. probiotics; and
- xiv. health supplements.

Short title

4. These regulations are called the Regulations Relating Specifically to the Profession of Ayurveda

GENERAL NOTICES • ALGEMENE KENNISGEWINGS

DEPARTMENT OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT

NOTICE 1471 OF 2022

DEPARTMENT OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT

LAND REFORM (LABOUR TENANTS) ACT, 1996 (ACT NO. 3 OF 1996)

Notice is hereby given, in terms of Section 17 (2) (c) of the Land Reform (Labour Tenants) Act, 1996 (Act No 3 of 1996) ("the LTA"), that an Application for acquisition of land was lodged with the Director General of the Department of Land Affairs by the Applicants, and in respect of the Property set out in the Schedule.

Any party who may have an interest in the above-mentioned Application is hereby invited to make written representations to the Director General, within 30 days from the publication of this Notice. The representations must be forwarded to:

The Director General
c/o Acting Director: Tenure Systems Implementation
Department of Agriculture, Land reform and Rural Development
Limpopo Provincial Shared Services Centre
Private Bag X9312
Polokwane
0700
FAX: 015 230 5202
TEL: 015 230 5000

OR
ABSA Building
70 Hans Van Rensburg street
Polokwane
0700

SCHEDULE

NO	NAME AND SURNAME	PROPERTY DESCRIPTION	DISTRICT	CURRENT TITLE DEED NUMBER	CURRENT OWNER	BONDS AND RESTRICTIVE CONDITIONS (INTERDICTS)	HOLDER OF THE ENCUMBRANCE
1	MOLOKO JOHANNES MASUKAMENG (DECEASED)	PORTION 0 OF THE FARM MAKOUWPAN 507 LS	CAPRICORN	T37621/2010 PTA	DUIKERSPRUIT BOERDERY PTY LTD	CONVERTED FROM PTA CONSOLIDATED FROM CONSOLIDATED FROM	- REG DIV LS, NAME MAKOUWPAN, NO 507, PRTN 0 REG DIV LS, NAME MAKOUWPAN, NO 507, PRTN 0

2	KWENA PHINEAS MOLOTO (DECEASED)	PORTIONS 4 REMAINING EXTENT OF THE FARM RUIGEDRAAI 809 LS	CAPRICORN	T881/2018/PTA	KABUL PROP CC	CONVERTED FROM PTA	
3	ROSINA MOLOTO					CONSOLIDATED FROM	REG DIV LS, NAME RUIGEDRAAI, NO 809, PRTN 4 R/E
						CONSOLIDATED FROM	REG DIV LS, NAME RUIGEDRAAI, NO 809, PRTN 4 R/E
4	EDWARD SAMUEL MOHALE (DECEASED)	PORTION 0 REMAINING EXTENT OF THE FARM EXCELSIOR 630 MS	VHEMBE	T84988/1989 HA	HARTZENBERJO HANNES ADOLF HARTZENBERG ALETTA JACOMINA	CONVERTED FROM PTA	-
5	MARIA NTSHABO MOHALE (DECEASED)					CONSOLIDATED FROM	REG DIV MS, NAME EXCELSIOR, NO 630, PRTN 0 R/E
6	ABEL MOKOENA						
7	STOKIE MOKOENA						
8	SIMON PHINEAS MOKOENA					CONSOLIDATED FROM	- REG DIV MS, NAME EXCELSIOR, NO 630, PRTN 0 R/E
9	MUTAU MARIA	PORTION 0 (R/E) OF BUIS DORP 37 LS	VHEMBE	G81/1909 PTA	BUY'S STAM TRIBE	CONVERTED FROM PTA	-
10	MUDAU JOSEPH						
11	MUTAU DAVID MAT						

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51	MAKHUBELA RISENGA ALFRED	PORTION 1 OF BLINKWATER 592 KR	WATERBERG	T19321/2010 PTA	VEXILINK PTY LTD	CONVERTED FROM PTA	-REG VIR KR, NAME DEELKRAAL, NO 561, PTN 1 & REG DIV KR, NMAE BOEKENHOUDFONTEIN, NO 526, PTN 5
52	SONO KHAZAMULA JAMESON	PORTION 0 OF BOEKENHOUDFON TEIN 779 KR	WATERBERG	T19321/2010 PTA	VEXILINK PTY LTD	CONVERTED FROM PTA	-REG VIR KR, NAME DEELKRAAL, NO 561, PTN 1 & REG DIV KR, NMAE BOEKENHOUDFONTEIN, NO 526, PTN 5
53	SONO HLEKOLANE ALEX						
54	MASHIANE MMUTLA SIMON						
55	MAKHAFOLA RAISEBE ROSINA						
56	BALOYI RASIMATE ELIAS						
57	KEKAE MAESEL JOHANNES						
58	KEKAE MOKHAETSHI DORAH						
59	KEKAE MADIMETJA SAMMUEL						
60	MAPHOSO MAKOMA ANNY						
61	MUTILENI YINGWANE JIM						
62	BALOYI RASIBE CATHRINE	PORTION 5 (R/E) OF LONDON 555 KR	WATERBERG	T5218/2020	BIGPOND INV PTY LTD	CONVERTED FROM PTA	1-14751/2009CPTA, KR,555,5PTA,K2347/1982SP TA,K473/1976SPTA
63	BALOYI RAMASELA SARA						
64	SELOMO RAMADIMETJA BETTY						
65	RENGANE KHAMULA JOEL						
66	RENGANE MOKGAETJI GIRLY						
67	MAPHOSO CHAKA ELIAS						
68	MICHAEL MADIMETA LEKOTO	PORTION 5 (R/E) OF LONDON 555 KR	WATERBERG	T5218/2020	BIGPOND INV PTY LTD	CONVERTED FROM PTA	1-14751/2009CPTA, KR,555,5PTA,K2347/1982SP TA,K473/1976SPTA
69	ABRAM MOLETSI MASOGA						

70	WILLIAM MADIMOLA					
71	JOHN MASHIMBYE					
72	S FANNIE HLONGWANE					
73	D JOSIAS KUTUMELA					
74	MOGAPI VICTOR RAMOSHO					
75	JAPHTA PIET MABHIKA					
76	M L MAPHIE					
77	LESIBA S SELEMELA					
78	DERRICK MASOGA					
79	JAN HLONGWANE					
80	SIMON RAMARA					
81	KLAAS MASOGA					
82	MADIMETSA A. SELEMELA					
83	ROSINA SELEMELA					
84	ELIZABERTH PHASHA					
85	JOSIAS M PHASHA					
86	MALOSE PETER KEKANA					
87	LYDIA M PHASHA					
88	ROSE MNKWANA					

89	RAISIBE M MATLOU	PORTION 4 (R/E) OF GELUK 551 KR	WATERBERG	T39411/1966 PTA	VORSTER PAUL PHILIPUS JACOBUS	CONVERTED FROM PTA	KR,551,4PTA,K377/1980SPT A
90	LESIBA W MATHETSA	PORTION 4 (R/E) OF GELUK 551 KR	WATERBERG	T39411/1966 PTA	VORSTER PAUL PHILIPUS JACOBUS	CONVERTED FROM PTA	KR,551,4PTA,K377/1980SPT A
91	MOKGAETSI E MATHETSA						
92	JAHANNES G KHOZA						
93	O STANLEY MAKENA						
94	RAMADIMETSA MONAMA						
95	DAVID SETHOLE						
96	JOHN MPYATONA						
97	JONNAS SETHOLE						
98	ANDRIES L MASHIANE						
99	MAGDELINE M. MATLAILA						
100	CHRISTINA M KOKA						
101	MALESELA SIMON MOTHTWA	PORTION 4 (R/E) OF GELUK 551 KR	WATERBERG	T39411/1966 PTA	VORSTER PAUL PHILIPUS JACOBUS	CONVERTED FROM PTA	KR,551,4PTA,K377/1980SPT A
102	ENGWANE PATRICK LEGODI						
103	RAMADIMETJA SOPHIA MOKGOTHTWA						
104	MADIMETJA DAVID MOLOANTOA						
105	NGOBENI SIMON LETLHOMELA						
106	REISI KLAAS MALOLA						
107	KELULA ANNA MOKWENA						

108	MADIMETSA JOSEPH BALOYI							
109	RESENGA WILLSON BALOYI							
110	MAGANWE KGALANE WILLIAM (DECEASED APPLICANT) MOGANE MAKWANE ALLEN (SUCCESSOR)	PORTION 0 HERMANSDAL 3 JT	SEKHUKHUNE	T48632/1993 PTA	JOUBERT JACOBUS JOHANNES	K1354/1978RMPTA	TRANSVAAL VANADIUM CO PTY LTD	
111	LESHABA MOSHIMANYANA LUCAS							
112	LESHABA PHILEMON NTOWA							
113	MAGANE MMOLAWA ROBERT							
114	LESHABA ROBERT (DECEASED) LESHABA JANUARY PALAKI (SUCCESSOR)							
115	MOSHABA MARUPING (DECEASED) LESHABA N'THERENG PETRUS (SUCCESSOR)							
116	MAHLANGU LETTIE NDLAMAKA (DECEASED) MAHLANGU LINGANI SAMUEL (ASSOCIATE)	PORTIONS 5(RE) & 6 OF ROODEWAL 193 JS	SEKHUKHUNE	T13413/1990 PTA	SMIT DANIEL STAPHANUS & SMIT ALETHA MARTHA	B67143/1994PTA	ABSA BANK	
117	JIVANE MSUTHOANA JOHANNES (DECEASED) JIVANE KASSIE PIET (ASSOCIATE)					K4470/1994SPTA	SMIT CECILIA MARIA	
118	NTULI SOPHIE (DECEASED) MAHLANGU BETTIE JOHANNA (ASSOCIATE)							
119	MASHILANWAKO MATHOPE PIET (DECEASED) MASHILANGWAKO MABOTJA LUCAS (ASSOCIATE)	PORTION 15 (RE) OF STEYNSDRIFT 145 JS	SEKHUKHUNE	T89320/2007 PTA	GOUWS NICOLAAS PETRUS	B3940/2021 B8511/2012MPU K8066/1996SMPU	T W K AGRI PTY LTD T W K LANDBOU LTD ROETEBEPALING VAN K6407/94S	

120	PHILMON RAMAKGOLO	PORTION 18 HANSFONTEIN 456 LT	MOPANI	T138079/2005 PTA	UMVANGAZI ESTATE PTY LTD	B156296/2005PTA	ABSA BANK LTD
121	REGINAH RAMAKGOLO					K270/2019L	TWO OAKS FARMING LTD
122	LUCAS RAMAKGOLO					CONVERTED FROM PTA	-
123	PHINEAS MOTHOKA RAMAKGOLO					LT,456,18	-
124	EMILY RAMAKGOLO						
125	JULIA MAATLANE						
126	EDWIN RAMAKGOLO						
127	HEZEKIEL RAMAKGOLO						
128	PERCY RAMAKGOLO						
129	HERIETH RAMAKGOLO						
130	JOSEPH RAMAKGOLO						
131	BRENDA RAMAKGOLO						
132	AGNES RAMAKGOLO						
133	SOLOMON RAMAKGOLO						
134	TEBOGO ISAAC RAMAKGOLO						
135	JOHANNES RAMAKGOLO						

136	MAADIMA EMMA RAMAKGOLO	PORTION 14 (R/E) WELVERDIEND 243 KT	MOPANI	T57627/2014 PTA	ZETACOR SIX PTY LTD	B135107/2004PTA	ABSA BANK LTD
137	EPHILINA BANGO					B202444/2007PTA	ABSA LTD
138	PATRICK BANGO (DECEASED)					I-21414/2009LGPTA	-
139	LEINA BANGO					K4780/2009PTA	-
140	ACKNESS BANGO					K6504/2016LPTA	A M LUXURY GAME RESORT PTY LTD
141	FLICKA BANGO					K7994/2008SPTA	-
142	THOMPSON BANGO (DECEASED)					VA20455/2008PTA	BOSCHPOORT ONDERNEMINGS PTY LTD
143	ALEX BANGO					VA378/2020	A M LUXURY GAME RESORT PTY LTD
144	SIMON BANGO (DECEASED)					CONVERTED FROM PTA	-
145	NDALA BANGO						
146	OUPA BANGO						
147	PHOMOLO BANGO (DECEASED)						
148	ABRAM SELEISE	PART OF PORTION OF THE FARM DUPLEX 467 LT	MOPANI	T81897/2004 PTA	RIAAN DU PLESSIS	B36815/2005PTA	KOMATILAND FORESTS PTY LTD
149	PHILEMON RAMAHLO					B41726/1998PTA	ABSA BANK
150	JOHANNES SELEISE					CONVERTED FROM PTA	-
151	JOHANNA SELEISE						

152	BOLOKO ROSINA NNDWA	PORTION 4 FARM WATERPOORT 695 MS	VHEMBE	T115328/2002 PTA	SITAPO BOERDERY PTY LTD	B2488/2017	ABSA BANK LTD
153	BOLOKO MARANDELA					CONVERTED FROM PTA MS,695,4	-
154	BOLOKO MAKWARELA ELISA						
155	BOLOKO PRISCILLA MBULAHENI						
156	BOLOKO MARIA TSHINYELO						
157	BOLOKO MAVHUNGU NORMAN						
158	BOLOKO DUMISANI MAPHARI						
159	BOLOKO TSHEPO						
160	BOLOKO MOLATELO KGATEDI						
161	BOLOKO MARCUS KGATEDI						
162	BOLOKO PIET						
163	BOLOKO ENOS						
164	MUNYAI MAKWARELA						
165	BOLOKO NKHELEBENI SOLOMON						
166	SOLOMON MAPHARI						

167	TSHILO JULIA MAPHARI	PORTION 7 WATERPOORT 695 MS	VHEMBE	T78150/2016 PTA	SITAPO BOERDERY PTY LTD	B4173/2019 I-9241/1999LGPTA	ABSA BANK LTD
168	JAMES S MAPHARI						
169	PHILIMON P MAPHARI						
170	ABRAHAM M MAPHARI						
171	EDWYN MAPHARI						
172	JACOB MAPHARI						
173	IRENE MAPHARI						
174	MICHAEL MAPHARI						
175	CHARLES MAPHARI						
176	MUSWOLI PAULINA KGATEDI						
177	ALJALI SARAH MAPHARI (DECEASED)						
178	MOKOTWANA SOPHIE FOROMO						
179	PHINEAS MATHODI MAPHARI (DECEASED)						
180	GEORGE MAHLODI (DECEASED)						
181	SOPHIA MPHULAHENI IRENE (DECEASED)						
182	MOSHENYA PETRUS KGATEDI (DECEASED)						
183	TSETHANA DANIEL MATSA						
184	ENOS LESHIBA						-

185	JONAS LESHIBA					CONVERTED FROM PTA	-
186	TSHIFHANGO DANIEL MOLIGI (DECEASED)	PORTION 0 MALAPCHANI 659 MS	VHEMBE	T79049/2014 PTA	MULABWANE COMMUNAL PROPERTY ASSOCIATION	MS,695,7	-
187	NYADZANGO NKHANGWENI MPHOHONI					K1176/1990SPTA	-
188	KHATHUTSHELO MULIGI					K136/2020L	MANUPONT 124 PTY LTD
189	MASHUDU MULIGI					K6266/2015LPTA	SPARROW RONALD WALTER
190	AIFHELI JOMO MOLIGI					VA160/2020	MULAMBWANE COMMUNAL PROP ASSOC
191	KHUTADZO MULIGI	PORTION 0 & 6 OF FARM OATLANDS 251 MS	VHEMBE	T104018/2004 PTA	RENR/TRADE 0022 PTY LTD	VA4286/2001PTA	BERTA TRUST
192	TEBYANA MPOLAENG DAVID (DECEASED)					VA7510/2014PTA	BERTA TRUST
197	TEBYANA STEVEN MASILO					I-5387/2011LGPTA	-
198	TEBYANA INNAH MAHLATSEA					K188/1982RMPTA	HATTINGH LEONIE
199	TEBYANA JOSTINAH MOKGADI					CONVERTED FROM PTA	-
200	TEBYANA TEREZIA KIDIBONE	T5401/2022	KLATRADE 717 PTY LTD			MS,251	-
201	TEBYANA REBECCA (DECEASED)					CONSOLIDATE FROM	REG DIV MS, NAME OATLANDS, NO 251, PRTN 4
202	TEBYANA GLADYS					CONSOLIDATE FROM	REG DIV MS, NAME OATLANDS, NO 251, PRTN 5
203	TEBYANA MARTINAH MATSOKWA						
204	TEBYANA GLORIA						

205	TEBYANA ELISA ASEBATHO								
206	TEBYANA FORGET								
207	TEBYANA TIMOTHY								
208	ABEL HLUNGWANI								
209	PHOPHI ROSE MUDAU								
210	NGUNGHWA CHRISTOPHER HLUNGWANI								
211	THEMBI HLUNGWANI								
212	JUMAELA SITHOLE								
213	MALANGA SITHOLE								
214	NELSON SITHOLE								
215	SAMUEL SITHOLE								
216	ONICA SITHOLE								
217	SHONISANI SITHOLE								
218	RACHEL SITHOLE								
219	JAMES SITHOLE								
220	BRANGO SITHOLE								
221	DEBBIE SITHOLE								
		PORTION 0 (R/E) KLIPDRIFT 367 LT	VHEMBE	T62049/2013 PTA	FRITZ DE BEER BOEDERY		B2385/2019	FIRSTRAND BANK LTD	
							B8958/2017PTA	FIRSTRAND BANK LTD	
							VA7994/1997PTA	T50384/1994	
							CONVERTED FROM PTA	-	
							LT,367	-	
		PORTION 1 OF OSTROLONEA 135 MS	VHEMBE	T54873/1997 PTA	MASWIRI BOEDERY PTY LTD		B20594/2006PTA	ABSA BANK LTD	
							B90571/2001PTA	ABSA BANK LTD	
							K266/2018L	BONAIRE PROP PTY LTD	
							CONVERTED FROM PTA	-	
							MS,135,1	-	

222	MUHLAVHASI SITHOLE						
223	SUZAN SITHOLE						
224	RINAH SITHOLE						
225	KWAIMAN NJIMANYANA MAKUA	PORTION 6 (RE) OF KRUISRIVIER 74 JS	SEKHUKHUNE	T68443/2015 PTA	PRISLOO FAMILIE SAFARIES CC	B36904/2015PTA	ABSA BANK LTD

For **DIRECTOR-GENERAL: DEPARTMENT OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT**

SIGNED BY: _____
 ACTING DIRECTOR: TENURE REFORM IMPLEMENTATION
 DULY AUTHORISED

DEPARTMENT OF EMPLOYMENT AND LABOUR

NOTICE 1472 OF 2022

NOTICE OF DECEMBER 2022

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 NOVEMBER 2022 TO 31 OCTOBER 2024

**BARGAINING COUNCILS ACCREDITED TO CONDUCT CONCILIATION AND ARBITRATION,
SUBJECT TO CONDITIONS WHERE APPLICABLE
(RENEWAL OF ACCREDITATION AS WELL AS THE SUBSIDY AMOUNT PAYABLE PER CLOSED
CASE IS R736.75 AS FROM 01 APRIL 2022 (FOR 2022/2023 FINANCIAL YEAR ONLY))**

Name of Council	Accredited Functions
<u>PRIVATE SECTOR BARGAINING COUNCILS</u>	
Bargaining Council for Contract Cleaning Services Industry (KZN)	Accredited for conciliation and arbitration (which includes inquiry by arbitrator) from 01 November 2022 until 31 October 2024 subject to the terms set out in the accompanying attachment.
Building Industry Bargaining Council – Cape of Good Hope	Accredited for conciliation and arbitration from 01 November 2022 until 31 October 2024 subject to the terms set out in the accompanying attachment.

(RENEWAL OF SUBSIDY)

The Governing Body of the CCMA resolved to grant renewal of subsidy to the following Bargaining Councils:

1. Bargaining Council for Contract Cleaning Services Industry (KZN)
2. Building Industry Bargaining Council – Cape of Good Hope

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 Application of Chapter 2	- Section 9

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.

DEPARTMENT OF EMPLOYMENT AND LABOUR

NOTICE 1473 OF 2022

NOTICE OF DECEMBER 2022

PLEASE FIND SET OUT BELOW A LIST OF PRIVATE AGENCY 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 NOVEMBER 2022 TO THE 31 OCTOBER 2024.

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

Name of Agency	Accredited Functions
<u>PRIVATE AGENCIES</u>	
Tokiso Dispute Settlement (Pty) Ltd	Accredited for conciliation and arbitration (which includes inquiry by arbitrator) from 01 November 2022 until 31 October 2024 subject to the terms Set out in the accompanying attachment.

TERMS OF ACCREDITATION FOR CONCILIATION, ARBITRATION AND INQUIRY BY ARBITRATOR

1. SCOPE OF ACCREDITATION:

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

PRIVATE AGENCIES ARE ACCREDITED TO PERFORM THE FOLLOWING DISPUTE RESOLUTIONS FUNCTIONS:

Unfair dismissal disputes	- Section 191
Unfair Labour practice	- Section 191
Interpretation of Collective Agreement disputes	- Section 24 (1)
Inquiry by Arbitrator	- Section 188A
Regulation of non-standard work	- Section 198, 198A, 198B, 198C and 198D

PRIVATE AGENCIES 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 Agency for the Private Agency.

The following provisions of the LRA, as amended apply to Private Agency 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 Private Agency;
“Commissioner” must be read as a reference to a conciliator or arbitrator appointed by the Private Agency.
“Director” must be read as a reference to the CEO of the Private Agency

(b) The provisions of the sections contained in Part C of Chapter VII (section 127(6)) of the LRA shall apply to the Private Agency in the performance of its accredited functions:

- (i) The provisions of section 133 to 136;
- (ii) The provisions of section 138 to 142, S143, S144 and S145;
- (iii) The provisions of section 146
- (iv) The provision of 148

3. EXTENSION OF ACCREDITATION:

Despite the expiry of the period of accreditation as stated in the Certificate of Accreditation, the Private Agency 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 Private Agency 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 Private Agencies 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 1474 OF 2022****NON-GOVERNMENTAL ORGANIZATION****SOUTH AFRICAN MEAT INDUSTRY COMPANY (SAMIC)**

The South African Meat Industry Company (SAMIC) has been designated as assignee in terms of section 2(3) of the Agricultural Product Standards Act (Act No. 119 of 1990), to apply the Regulations regarding the Classification and Marking of Meat intended for Sale in the Republic of South Africa (No. R. 55 of 30 January 2015) at all red meat abattoirs who participate in the voluntary classification and marking of meat system. In terms of section 3(1)(1A) of the Agricultural Product Standards Act (Act No. 119 of 1990), SAMIC hereby impose the following fees as approved by the members of SAMIC, namely the Red Meat Industry Forum at SAMIC's AGM, which will be effective from **1 January 2023**:

1. Abattoir Service Fees:

Abattoir Grade	Service fee / Month (VAT excluded)
High Throughput	R 5, 431.00
Low Throughput	R 3, 457.00

2. Fees for auditing of Quality Indication Marks:

Type of Quality Indication Audit	Service fee per Audit (VAT excluded)
Farm Audits – Woolworths	R4, 464.00
Farm Audits – All other QI Marks	R1, 412.00
Feedlot Audits	R3, 464.00
Abattoir Audits	R2, 744.00
Deboning Plant Audits	R2, 744.00
Trade Outlet Audits	R 672.00
Franchise Audits	R 672.00
Wholesale Audits	R 672.00

Official Kilometres Travelled for Audits = R7.92/km

NON-GOVERNMENTAL ORGANIZATION**NOTICE 1475 OF 2022****NOTIFICATION REGARDING OPPORTUNITY TO PARTICIPATE IN THE APPLICATION FOR ENVIRONMENTAL AUTHORISATION PROCESS FOR THE PROPOSED MISPAH TSF RECLAMATION PIPELINES, ACROSS THE CITY OF MATLOSANA AND MOQHAKA MUNICIPALITIES, NORTH WEST AND FREE STATE PROVINCES, SOUTH AFRICA.**

Chemwes (Pty) Ltd also known as Mine Waste Solutions (hereafter referred to as the applicant) has appointed Environmental Impact Management Services (Pty) Ltd (EIMS) as the Environmental Assessment Practitioner (EAP) to assist with undertaking the required authorisation processes (including the statutory public participation), and to compile and submit the required documentation in support of application for:

- Environmental Authorisation (EA) in accordance with the NEMA- Listed activities:
 - Listing Notice 1: Activities 27 and 46.
 - Listing Notice 3: Activities 12 and 23.
- Water Use Licence (WUL) in accordance with the National Water Act – NWA (Act 36 of 1998) - Listed activity/ies:
 - Section 21 (c) and (i).

Additional listed activities and/or water uses may be identified during the process.

The applicant wishes to expand their reclamation activities to the Mispah 1 TSF through the construction of a reclamation pump station and installation of additional piping infrastructure to meet the planned Life of Mine (LOM) plan. The planned infrastructure will include a new process water and slurry pipeline and reclamation pump station. The infrastructure planned is a new 600mm slurry- and 500mm low-pressure process water pipelines of almost 9km from the East Pump Station to the Mispah 1 TSF Reclamation Pump Station. Both the slurry and process water pipeline to cross the Vaal River at Noligwa Bridge.

The proposed project is located on Mispah 274 (RE), Zuiping 394 (1), Chrystalkop 69(RE), Hoekplats 598 (RE), Modderfontein 440(4), Viljoenskroon RD 598 (RE), across the City of Matlosana Local Municipality and Moqhaka Local Municipality , North West and Free State provinces, respectively.

EIMS will be following the procedures defined in the Environmental Impact Assessment (EIA) Regulations (GRN982 of 2014, as amended) for undertaking a Basic Assessment process. In accordance with Chapter 6 of the EIA Regulations, a public participation process will be undertaken. You are hereby invited to register and comment on the proposed project and application/s. In order to ensure that you are identified and registered as an I&AP and that your comments are captured, please submit your name, contact details, the reason for your interest or any , in writing or telephonically, to EIMS no later than 23 January 2023. Please note that only registered I&AP's will be informed of future project information and opportunities for participation.

By registering as an interested and affected party you consent to the collection and processing of your personal information as per the EIMS Privacy Notice available at www.eims.co.za/public-participation. In order to avoid missing out on opportunities for public participation please submit I&AP registrations, or any queries, comments, or concerns with regards to this application, as soon as possible to EIMS at:

Contact Person: Qaphela Magaqa

EIMS Reference Number: 1542

Postal Address: P.O. Box 2083; Pinegowrie; 2123

Telephone: (011) 789 7170/ Fax: (086) 571 9047

E-mail: mispah@eims.co.za

Please include the project reference number 1542 in all correspondence.

Please feel free to contact the undersigned if you have any queries or concerns.

Kind Regards,

Qaphela Magaqa

KITSISO MABAPI LE TSHONO YA GO TSAYA KAROLO MO KOPONG YA THULAGANYO YA TETLA YA TSA TIKOLOGO YA TSHITSHINYO YA MISPAH TSF TLHABOLOLO YA DIPHAEPHE TSA LESWE, GO RALALA TOROPO YA MATLOSANA LE DIMASEPALA TSA MOQHAKA, DIPOROFENSE TSA NORTH WEST LE FREE STATE, AFRIKA BORWA.

Chemwes (Pty) Ltd gape e itsiwe Mine Waste Solutions (go tswa fano e bidiwa modirakopo) e tlhophile Environmental Impact Management Services (Pty) Ltd (EIMS) e le Environmental Assessment Practitioner (EAP) go thusa ka go dira thulaganyo ya tsa tetla (go akaretsa molao wa go tsaya karolo phatlalatsa), le go dira le go romela ditokumente tse di batlegang e le go thusa ka kopo ya:

- Environmental Authorisation (EA) go dumelana le National Environmental Management Act - NEMA (Molao 107 wa 1998)- Tiro e e thathamisitsweng:
 - Kitsiso ya go Tsenngwa mo Lenaarang 1: Tiro ya bo 27 le 46.
 - Kitsiso ya go Tsenngwa mo Lenaarang 3: Tiro ya bo 12 le 43
- Lekwalotetla la Tiriso ya Metsi (WUL) go tsamaisana le Molao wa Bosetšhaba wa Metsi – NWA (Molao 36 wa 1998) – Tiro/Ditiro tse di tsentsweng mo Lenaarang:
 - Ditiriso tsa metsi tse di tsentsweng mo lenaang: Karolo 21 (c) le Karolo 21 (i)

Ditiro tse di oketsegileng tse di thathamisitsweng le/kgotsa tiriso ya metsi dika supiwa/ tlhalosiwa motsamaisong ya thulaganyo.

Modirakopo o batla go atolosa ditiro tsa tsone tsa tlhabololo go Mispah 1 TSF ka go aga seteišene sa go pompa le go dira ditirelo tse di oketsegileng tsa diphaepe go fitlhelela thulaganyo e e rulagantsweng ya Life of Mine (LOM). Kago e e rulagantsweng e tla akaretsa thulaganyo e ntšha ya metsi le diphaepe tsa leswe le tlhabololo ya seteišene sa go pompa. Kago e e rulagantsweng ke phaephe tsa leswe tse di ntšha tse di 600mm- le 500mm ya thulaganyo ya kgatelelo ya metsi e e kwa tlase ya diphaepe tsa metsi tsa mo e ka nnang 9km go tloga Seteišeneng se se Pompong sa Botlhaba go ya Mispah 1 TSF Seteišene se se Pompong se se Tlhabololwang. Thulaganyo ya diphaepe tsa leswe le tsa metsi di tla ralala Noka ya Vaal kwa Nologwa Bridge.

Porojeke e e tshitsintsweng e kwa Mispah 274 (RE), Zuiping 394 (1), Chrystalkop 69(RE), Hoekplats 598 (RE), Modderfontein 440(4), Viljoenskroon RD 598 (RE), go ralala Masepala wa Toropo ya Matlosana le Masepala wa Tikologo ya Moqhaka, le diporofense tsa North West le Free State.

EIMS e tla latela dithulaganyo tse di tlhalositsweng mo Environmental Impact Assessment (EIA) Melawana (GRN982 ya 2014, jaaka e tlhabolotswe) ya go dira thulaganyo ya Tshekatsheka ya Motheo. Go ya ka Karolo 6 ya Melawana ya EIA, thulaganyo ya go nna le seabe ga baagi e tla dirwa. O laletswa fano go ikwadisa le go akgela mo porojeke e e tshitsintsweng le di/kopo. Gore o tlhomamisa gore o a supiwa le go kwadisiwa o le I&AP le gore dikakgelo tsa gago di a kwalwa, tsweetswee tsenya leina la gago, tshedimosetso ya go ikgolaganya le wena, le lebaka la go bo o na le kgatlhego fa di le gone, ka go kwala kgotsa mogala, go EIMS ntle le morago ga 23 January 2023. Tsweetswee e tla tlhoko gore ke fela di I&AP tse di kwadisitsweng di tla itsisiweng ka tshedimosetso ya porojeke ya mo isagweng le ditshono tsa go tsaya karolo.

Ka go ikwadisa o le motho yo o nang le kgatlhego mo go seno e bile se go ama o dumela gore go tsewe le go rulaganya tshedimosetso ya gago ya botho go ya ka Kitsiso ya Poraefete ya EIMS e e gone go www.eims.co.za/public-participation. Go dira gore osefetwe ke ditshono tsa go tsaya karolo ga bathobotlhe tsweetswee tsenya diikwaditso tsa I&AP, dipotso dipe, dikakgelo, kgotsa matshwenyego mabapi le kopo eno, ka bonako jo bo kgonegang go EIMS go:

Motho yo go ka ikgolaganngwang le ene: Qaphela Magaqa

Nomoro ya Tshupetso ya EIMS: 1542

Aterese ya Poso: P.O. Box 2083; Pinegowrie; 2123

Mogala: (011) 789 7170 / Fekese: (086) 571 9047

Imeile: mispah@eims.co.za

Tsweetswee akaretsa nomoro ya tshupiso ya porojeke 1542 mo makwalong otlhe ao lo re kwalelang one.

Tsweetswee utlwa o gololesegile go ikgolaganya le yo o saenneng fa tlase fano fa o na le potso epe kgotsa matshwenyego.

Madume,

Qaphela Magaqa

DEPARTMENT OF POLICE

NOTICE 1476 OF 2022

DRAFT AMENDMENTS MADE IN TERMS OF THE PRIVATE SECURITY INDUSTRY REGULATION ACT, 2001 (ACT NO. 56 OF 2001)

Please note that the **Draft Amendment Regulations** in terms of the Private Security Industry Regulation Act, 2001 (Act No.56 of 2001) relating to Uniforms, Insignia and Badges are hereby withdrawn effective from the date of publication, to allow for reconsideration of some substantive issues raised by some members of the industry.

For queries, or to obtain additional information, contact **Adv. Howard Thwane (Senior Manager: Legal Services)**; E-mail: Howard.THWANE@psira.co.za; or Telephone number: (012) 003 0586.

**B.H CELE, MP****Minister of Police**

Date: 08/11/2022

STATISTICS SOUTH AFRICA

NOTICE 1477 OF 2022

STATISTICS SOUTH AFRICA

THE HEAD: STATISTICS SOUTH AFRICA notifies for general information that the Consumer Price Index is as follows:

Consumer Price Index, Rate **(Base Dec 2021=100)**

Rate: **October 2022 – 7.6**

DEPARTMENT OF TRADE, INDUSTRY AND COMPETITION

NOTICE 1478 OF 2022

STANDARDS ACT, 2008
STANDARDS MATTERS

In terms of the Standards Act, 2008 (Act No. 8 of 2008), the Board of the South African Bureau of Standards has acted in regard to standards in the manner set out in the Schedules to this notice.

SECTION A: DRAFTS FOR COMMENTS

The following draft standards are hereby issued for public comments in compliance with the norm for the development of the South Africa National standards in terms of section 23(2)(a) (ii) of the Standards Act.

Draft Standard No. and Edition	Title, scope and purport	Closing Date
SANS 7816-8 Ed 3	<i>Identification cards – Integrated circuit cards – Part 8: Commands and mechanisms for security operations.</i> Specifies interindustry commands which can be used for security operations and provides informative directives on how to construct security mechanisms with commands defined in ISO/IEC 7816-4.	2023-01-25
SANS 7816-15 Ed 2	<i>Identification cards – Integrated circuit cards – Part 15: Cryptographic information application.</i> Specifies an application in a card and this application contains information on cryptographic functionality and defines a common syntax for the cryptographic information and mechanisms to share this information whenever appropriate.	2023-01-25
SANS 7816-11 Ed 2	<i>Identification cards – Integrated circuit cards – Part 11: Personal verification through biometric methods.</i> Specifies security-related interindustry commands that are intended to be used for personal verification through biometric methods in integrated circuit cards.	2023-01-25
SANS 535-2 Ed 1	<i>Telematics Monitoring and Tracking – Part 2: Requirements for operations centres and recovery services.</i> Establishes requirements for operations centres and for recovery crews that are used by providers of an asset tracking and recovery service.	2023-01-25
SANS 3001-GR62 Ed 1	<i>Civil engineering test methods – Part-GR62: Qualitative tests for carbonate, chloride and sulfate salts in soils, gravels, graded crushed rock and water.</i> Describes methods of qualitatively determining the presence of highly water-soluble bicarbonate, carbonate, chloride and sulfate salts and acid-soluble carbonates and sulfates in soil, gravel, graded crushed rock and water.	2023-01-27

SCHEDULE A.1: AMENDMENT OF EXISTING STANDARDS

The following draft amendments are hereby issued for public comments in compliance with the norm for the development of the South African National Standards in terms of section 23(2)(a) (ii) of the Standards Act.

Draft Standard No. and Edition	Title	Scope of amendment	Closing Date
SANS 60704-2-14 Ed 2.1	<i>Household and similar electrical appliances – Test code for the determination of airborne acoustical noise – Part 2-14: Particular requirements for refrigerators, frozen-food storage cabinets and food freezers.</i>	Amended to update the clauses on scope and object, referenced standards, terms and definitions, operation and location of appliances under test, and on measurement of sound pressure levels.	2023-01-25
SANS 1418-2 Ed 1.8	<i>Aerial bundled conductor systems – Part 2: Assembled insulated conductor bundles.</i>	Amended to delete appendix on notes to purchasers.	2023-01-27

SCHEDULE A.2: WITHDRAWAL OF THE SOUTH AFRICAN NATIONAL STANDARDS

In terms of section 24(1)(C) of the Standards Act, the following published standards are issued for comments with regard to the intention by the South African Bureau of Standards to withdraw them.

Draft Standard No. and Edition	Title	Reason for withdrawal	Closing Date

SCHEDULE A.3: WITHDRAWAL OF INFORMATIVE AND NORMATIVE DOCUMENTS

In terms of section 24(5) of the Standards Act, the following documents are being considered for withdrawal.

Draft Standard No. and Edition	Title	Reason for withdrawal	Closing Date

SECTION B: ISSUING OF THE SOUTH AFRICAN NATIONAL STANDARDS**SCHEDULE B.1: NEW STANDARDS**

The following standards have been issued in terms of section 24(1)(a) of the Standards Act.

Standard No. and year	Title, scope and purport
SANS 61158-3-16:2022 Ed 1	<i>Industrial communication networks – Fieldbus specifications – Part 3-16: Data-link layer service definition – Type 16 elements.</i> Provides common elements for basic time-critical messaging communications between devices in an automation environment.
SANS 61557-1:2022 Ed 1	<i>Electrical safety in low voltage distribution systems up to 1 000 V a.c. and 1 500 V d.c. – Equipment for testing, measuring or monitoring of protective measures – Part 1: General requirements.</i> Specifies the general requirements applicable to measuring and monitoring equipment for testing the electrical safety in low-voltage distribution systems with nominal voltages up to 1 000 V AC and 1 500 V DC.
SANS 61557-3:2022 Ed 1	<i>Electrical safety in low voltage distribution systems up to 1 000 V a.c. and 1 500 V d.c. – Equipment for testing, measuring or monitoring of protective measures – Part 3: Loop impedance.</i> Specifies the requirements applicable to equipment for measuring the loop impedance between a line conductor and protective conductor; between a line conductor and neutral; or between two line conductors by using the voltage drop when the circuit under test is loaded.
SANS 61557-4:2022 Ed 1	<i>Electrical safety in low voltage distribution systems up to 1 000 V a.c. and 1 500 V d.c. – Equipment for testing, measuring or monitoring of protective measures – Part 4: Resistance of earth connection and equipotential bonding.</i> Specifies the requirements applicable to equipment for measuring the resistance of earth conductors, protective earth conductors and conductors for equipotential bonding, including their connections and terminals, with an indication of the measured value or an indication of the limits.
SANS 61557-5:2022 Ed 1	<i>Electrical safety in low voltage distribution systems up to 1 000 V a.c. and 1 500 V d.c. – Equipment for testing, measuring or monitoring of protective measures – Part 5: Resistance to earth.</i> Specifies the requirements applicable to measuring equipment for measuring the resistance to earth using an AC voltage.
SANS 61557-7:2022 Ed 1	<i>Electrical safety in low voltage distribution systems up to 1 000 V a.c. and 1 500 V d.c. – Equipment for testing, measuring or monitoring of protective measures – Part 7: Phase sequence.</i> Specifies the requirements applicable to measuring equipment for testing the phase sequence in three-phase distribution systems.

Standard No. and year	Title, scope and purport
SANS 61557-10:2022 Ed 1	<i>Electrical safety in low voltage distribution systems up to 1 000 V a.c. and 1 500 V d.c. – Equipment for testing, measuring or monitoring of protective measures – Part 10: Combined measuring equipment for testing, measuring or monitoring of protective measures.</i> Specifies the requirements for combined measuring equipment which combines into one piece of apparatus, several measuring functions or methods of testing, measuring or monitoring according to the respective parts of IEC 61557.
SANS 62053-22:2022 Ed 2	<i>Electricity metering equipment – Particular requirements – Part 22: Static meters for AC active energy (classes 0,1S, 0,2S and 0,5S).</i> Applies only to transformer operated static watt-hour meters of accuracy classes 0,1 S, 0,2 S and 0,5 S for the measurement of alternating current electrical active energy in 50 Hz or 60 Hz networks and it applies to their type tests only.
SANS 60584-3:2022 Ed 1	<i>Thermocouples – Part 3: Extension and compensating cables – Tolerances and identification system.</i> Connected to the instrument by a proper pair of electric cables.
SANS 80079-20-1:2022 Ed 1	<i>Explosive atmospheres – Part 20-1: Material characteristics for gas and vapour classification – Test methods and data.</i> Provides guidance on classification of gases and vapours.
SANS 22483:2022 Ed 1	<i>Tourism and related services – Hotels – Service requirements.</i> Establishes quality requirements and recommendations for hotels regarding staff, service, events, entertainment activities, safety, security, maintenance, cleanliness, supply management and guest satisfaction.
SATS 62257-7-1:2022 Ed 1	<i>Recommendations for small renewable energy and hybrid systems for rural electrification – Part 7-1: Generators – Photovoltaic generators.</i> Specifies the general requirements for the design and safety of generators used in decentralized rural electrification systems.

SCHEDULE B.2: AMENDED STANDARDS

The following standards have been amended in terms of section 24(1)(a) of the Standards Act.

Standard No. and year	Title, scope and purport
SANS 474:2022 Ed 2.1	<i>Electricity metering – Standards requirements. Consolidated edition incorporating amendment No. 1.</i> Amended to update the annex on meter numbering format.
SANS 1515-2:2022 Ed 2.1	<i>Gas measuring equipment primarily for use in mines – Part 2: Fixed, transportable, and vehicle-mounted flammable gas measuring and warning sensor heads, instruments and devices. Consolidated edition incorporating amendment No. 1.</i> Amended to update referenced standards, the definitions, the clause on requirements, the clause on requirements additional to those in SANS 60079-29-1, to remove references to certification, to update the requirements for marking, and the annex on assessment of compliance with this part of SANS 1515.

SCHEDULE B.3: WITHDRAWN STANDARDS

In terms of section 24(1)(C) of the Standards Act, the following standards have been withdrawn.

Standard No. and year	Title

SCHEDULE B4: ESTABLISHMENT OF TECHNICAL COMMITTEES

Committee No.	Title	Scope

If your organization is interested in participating in these committees, please send an e-mail to Dsscomments@sabs.co.za for more information.

SCHEDULE B5: RETRACTION OF PREVIOUSLY GAZETTED ITEMS

SANS 129446 Paints and varnishes – Corrosion protection of steel structures by protective paint systems – Part 6: Laboratory performance test methods was erroneously notified on the Government on 2022-10-14 and is hereby withdrawn.

SCHEDULE B6: ADDRESS OF THE SOUTH AFRICAN BUREAU OF STANDARDS HEAD OFFICE

Copies of the standards mentioned in this notice can be obtained from the Head Office of the South African Bureau of Standards at 1 Dr Lategan Road, Groenkloof, Private Bag X191, Pretoria 0001.

DEPARTMENT OF TRANSPORT**NOTICE 1479 OF 2022****AIR SERVICE LICENSING ACT, 1990 (ACT NO.115 OF 1990)
APPLICATION FOR THE GRANT OR AMENDMENT OF DOMESTIC AIR
SERVICE LICENCE**

Pursuant to the provisions of section 15 (1) (b) of Act No. 115 of 1990 and Regulation 8 of the Domestic Air Regulations, 1991, it is hereby notified for general information that the application detail of which appear in the appendix, will be considered by the Air Service Licensing Council. Representation in accordance with section 15 (3) of the Act No.115 of 1990 in support of, or in position, an application, should reach the Air Service Licensing Council. Private Box X 193, Pretoria, 0001, within 21 days of date of the publication thereof.

APPENDIX I

(A) **Full name and trade name of the applicant.** (B) Full business or residential address of the applicant. (C) Class of licence applied for. (D) Type of air service to which application applies. (E) Category of aircraft to which application applies.

(A) **Scene From Above** (B) 11th 3rd Avenue, Linden, Johannesburg, 2195 (C) Class III (D) Type G4, G5, G10, G15 & G16 (RPAS Part 101 Operations). (E) Category H1 & H2.

(A) **Orca Aero Solutions** (B) 2 Somerset Street, De Zalze Estate, 7600, Stellenbosch. (C) Class III. (D) Type G3, G4 & G16 (Flipping). (E) Category A3.

APPENDIX II

(A) **Full Name and trade name of the applicant.** (B) Full business or residential address the applicant. (C) The Class and number of license in respect of which the amendment is sought (D) Type of air service and the amendment thereto which is being applied for (E) Category of aircraft and the amendment thereto which is being applied for. (F) Amendment referred to in section 14(2) (b) to I.

(A) **Fair Aviation** (B) Block E, Clearwater Office Park, Atlas Road, Park Haven, Boksburg 1459 (C) Class II: N791D. (D) Type N1, N2 (E) Category A1, A2 & A3. (F) **Changes to Postholders:** A.J Steyn replaces L.N Boshoff as RP: Flight Operations.

SURRENDERED LICENSE

(A) **Aviation at Work.** (B) Diepkloof Airfield N7, Hangar 1, Malmesbury, Western Cape, 7299. (C) Class I: S982D. (D) Type S1, (E) Category A3. (F) **Surrender of an Air Services license**

**DEPARTMENT OF TRANSPORT
INTERNATIONAL AIR SERVICE ACT, (ACT NO.60 OF 1993)
GRANT /AMENDMENT OF INTERNATIONAL AIR SERVICE LICENSE**

Pursuant to the provisions of section 17 (12) of Act No.60 of 1993 and Regulation 15 (1) and 15 (2) of the International Air Regulations, 1994, it is hereby notified for general information that the applications, detail of which appear in the Schedules hereto, will be considered by the International Air Services Council (Council) representation in accordance with section 16(3) of the Act No. 60 of 1993 and regulation 25(1) of International Air Services Regulation, 1994, against or in favour of an application, should reach the Chairman of the International Air Services Council at Department of Transport, Private Bag X 193, Pretoria, 0001, within 28 days of the publication hereof. It must be stated whether the party or parties making such representation is / are prepared to be represent or represented at the possible hearing of the application.

APPENDIX I

(A) Full name, surname and trade name of the applicant. (B) Full business or residential address of the applicant. (C) Class and number of license in which the amendment is made. (D) Type of International Air Service in respect of which the amendment was made. (E) Category or kind of aircraft to which license was made. (F) Airport in respect of which the amendment was made. (G) Area to be served. (H) Frequency of flight.

(A) **Fair Aviation.** (B) Block E, Clearwater Office Park, Atlas Road, Park Haven, Boksburg 1459 (C) Class II: I/N154. (D) Type N1 & N4. (E) Category A1, A2, A3 & A4. (F) Lanseria & ORTIA (G) In respect of Type N1: Worldwide (excluding RSA), Type N4: Angola, Algeria, Botswana, Cameroon, Democratic Republic of Congo, Gabon, Ghana, Ivory Coast, Kenya, Madagascar, Malawi, Mauritius, Mozambique, Namibia, Nigeria, Reunion, Seychelles, Swaziland, Tanzania, Uganda, Zaire, Zambia and Zimbabwe.

**DEPARTMENT OF TRANSPORT
INTERNATIONAL AIR SERVICE ACT, (ACT NO.60 OF 1993)
GRANT /AMENDMENT OF INTERNATIONAL AIR SERVICE LICENSE**

Pursuant to the provisions of section 24 (1(a) and (b) and 25 (5) of Act No.60 of 1993 and Regulation 16 (1) and 17 (1) of the International Air Regulations, 1994, it is hereby notified for general information that the applications, detail of which appear in the Schedules hereto, will be considered by the International Air Services Council (Council) representation in accordance with section 24(3) of the Act No. 60 of 1993 and regulation 25(2) of International Air Services Regulation, 1994, against or in favour of an application, should reach the Chairman of the International Air Services Council at Department of Transport, Private Bag X 193, Pretoria, 0001, within 21 days of the publication hereof. It must be stated whether the party or parties making such representation is / are prepared to be represent or represented at the possible hearing of the application.

APPENDIX I (Renewals/New)

(A) **WESTAIR AVIAITON (PTY) LTD.** (B) Westair Hangar, Eros Airport. Aviation Road, Windhoek, Republic of Namibia. (C) Class I. (D) Type S1. (E) Category A1: Embraer 145 – Reg: V5-WIN, V5-WEJ, V5-WEN, V5-WEL and V5-WWA. (F) and (G) (WDH) Hosea Kutako International Airport, Windhoek – (CPT) Cape Town International Airport – Windhoek (14 return flights per week); (OMD) Oranjemund, Namibia – (CPT) Cape Town International Airport – Oranjemund (14 return flights per week); (WDH) Hosea Kutako International Airport, Windhoek – (JNB) O R Tambo International Airport, Johannesburg – Windhoek (14 return flights per week). (H) Only forty-two (42) return flights per week.

BOARD NOTICES • RAADSKENNISGEWINGS

BOARD NOTICE 371 OF 2022

SOUTH AFRICAN COUNCIL FOR NATURAL SCIENTIFIC PROFESSIONS

RECOMMENDED CONSULTATION FEES

The South African Council for Natural Scientific Professions herewith retract Board Notice 98 of 2021 as published on 6 August 2021 in Government Gazette No. 44945.

The South African Council for Natural Scientific Professions has under article 35 (1) of the Natural Scientific Professions Act, 2003 (Act 27 of 2003), determined the amended tariff of recommended fees in this Schedule, which has been approved.

SCHEDULE

Definitions

1. In this Schedule the definitions are as follows:

"Category A", in respect of a private consulting practice in natural sciences, shall mean a top practitioner whose expertise is nationally or internationally recognised and who provides advice at a level of specialisation where such advice is recognised as that of an expert;

"Category B", in respect of a private consulting practice in natural sciences, shall mean a partner, a sole proprietor, a director, or a member who, jointly or severally with his other partners, co-directors or co-members, bears the risk of the business, takes full responsibility for the liabilities of such practice, performs work of a conceptual nature in natural sciences and development, provides strategy guidance in planning and executing a project and/or carries responsibility for quality management pertaining to a project;

"Category C", in respect of a private practice in natural sciences, shall mean all salaried professional and technical staff performing work of a natural scientific nature and who carry the direct technical responsibility for one or more specific activities related to a project. A person referred to in Category B may also fall in this category if such person performs work of a natural scientific nature at this level;

"Category D", in respect of a private consulting practice in natural sciences, shall mean all other salaried technical staff with adequate expertise and relevant experience performing work of a natural scientific nature with direction and control provided by any person contemplated in Categories A or B or C.

RECOMMENDED RATES

CATEGORY OF STAFF	Indicative Rates per hour in Rands (2022)
A	R2 663.00
B	R2 277.00
C	R1 351.00
D	R 970.00

BOARD NOTICE 372 OF 2022

**NATIONAL COUNCIL OF SOCIETIES
FOR THE PREVENTION OF CRUELTY
TO ANIMALS****R U L E S****1 AMEND RULE 2.1**

A Society shall publish its name, telephone numbers including emergency telephone numbers and its physical address in the telephone directory or similar publication serving its area of operation and all other possible platforms including the Society's website and Facebook page. Outside of office hours the emergency number must be recorded on the main telephone number or the line must be forwarded to the emergency number should this function not be available. The emergency number must also be displayed clearly and legibly on the notice board at the gate of the Society.

2 AMEND RULE 2.2

A Society shall appoint a suitably competent and responsible person who can be readily contacted by members of the public both during office hours and after hours.

3 AMEND RULE 2.4

A Society shall ensure that its qualified inspectors, trainee inspectors and field officers shall wear uniforms, badges and insignia as provided for by virtue of the criteria in terms of the National Training Policy, approved by Council from time to time.

4 AMEND RULE 2.5

A Society shall adopt the Statement of Policy as its own manifesto and will strictly adhere to and advance the commitments therein contained. Any employee or member of the governing body, who fails to adhere to this policy shall not be permitted to continue as an employee or member of the governing body.

5 AMEND RULE 2.6

No Society, its employees, members of the Governing Body or other members shall make any statement or do anything, whether intentionally or negligently, that will or is likely to have the effect of undermining or frustrating the aims, objects or policies of the Council. For the purposes of this Rule, the expression "the effect of undermining or frustrating the aims, objects or policies of the Council" shall mean –

- (a) Publicly criticising any other Society or the SPCA Movement in general; or
- (b) Conducting, or failing to conduct, activities in such a manner as to contravene any requirement of the operations manual; or
- (c) Becoming involved in or associated with the activities of any other organisation, the objects of which are not entirely in accord with those of the movement, as expressed in these Rules or in the operations manual;
- (d) Societies shall not make public statements about closing down unless the facts have been discussed and agreed with the Council, or their approved representative;
- (e) make any statement or do anything that will or is likely to bring the name of their Society or the movement into disrepute.

6 AMEND RULE 2.7

- (a) A Society shall be established and governed by a memorandum, articles of association, constitution or other founding document according to the Non-Profit Organisations Act and requiring a minimum of five members.
- (b) No member of the governing body or staff of a Society shall be a member, agent, employee, official or representative of another animal welfare organisation, body, committee, interim, temporary or otherwise, or an organisation, body or committee, interim, temporary or otherwise, whose principles, aims, objectives or general policy do not accord with those of the Council and/or which has a function which may affect or have an impact upon the welfare of animals, unless previously approved in writing by the Board, which approval shall not be unreasonably withheld.

7 AMEND RULE 2.13

A Society shall within two months of employment or appointment inspect, and record on the prescribed form in the Operations Manual, the premises of any new staff or committee member to ensure compliance with the Rules, Statement of Policy, Animals Protection Act and any other associated legislation, to ensure that the welfare of any animal/s on the premises is/are in no way compromised. National Inspectors will be permitted to inspect the premises of any member of staff or the Management committee in the presence of the staff or committee member concerned, to ensure that they are not in conflict with the Statement of Policy. Thereafter, premises will be inspected at least once annually.

8 AMEND RULE 2.15

- (a) A Society shall ensure that at least two (2) members of its Management Committee attend the Committee Training Course presented by Council, every three years.
- (b) Ensure that each member of the Management Committee attends the Committee Training Course on a rotational basis.

9 AMEND RULE 2.16

A Society shall not employ the services of an Inspector/Senior Inspector/Field Officer without consulting with the Council first and confirming the status and qualification of the said Inspector/Senior Inspector/Field Officer, and contacting all known references for an employment reference.

10 AMEND RULE 2.21

- (a) Every Society shall ensure that it registers an official domain in the name of the Society for the creation of official email addresses.
- (b) All official email communications between Council and the Society, its staff or committee members, shall be sent from these email addresses.
- (c) All office bearers should have an e-mail address reflecting the designation in which they act on behalf of the Society e.g. *chair@[name of SPCA].co.za* or *vicechair@[name of SPCA].co.za* or *treasurer@[name of SPCA].co.za* or *secretary@[name of SPCA].co.za* or *committee1@[name of SPCA].co.za* or the like. These email addresses should be managed, solely by the relevant office bearer or committee member and may not be diverted to one appointed person.

11 AMEND RULE 3.2

- (a) A Society shall, within twenty-one (21) days of its Annual General Meeting, notify the Council in writing of the names, addresses and telephone numbers of each of the Society's committee or board, and of any subsequent changes within 21 days of their occurrence.

- (b) All bank and other accounts with financial institutions operated by a Society shall be in the name of the Society and shall be operated reliant upon the signatures of two or more signatories, who shall not be from the same family or household, authorised by a written resolution properly passed by the Governing Body of the Society. In the case of electronic banking, two or more signatories need to load and release any and all payments made via electronic banking, authorised by written resolution properly passed by the Governing body of the Society.

12 AMEND RULE 3.3

Societies shall, together with their audited financial statements, submit to the Council a certificate signed by their auditor confirming the sum of all bequests/legacies and other testamentary dispositions, as well as any trust or similar entity of which the Society is a beneficiary (income or capital) upon the death of any person associated therewith, that was received by them. A certificate signed by the auditor must be submitted, whether or not any of the above was received. This certificate shall be accompanied by copies of the Last Wills and Testaments/testamentary trust documents which constitute the basis for the above.

13 AMEND RULE 3.7

A Society shall conduct its activities in compliance with all laws including but not limited to the requirements of the Non-Profit Organisations Act, No 71 of 1997, The Fundraising Act, No 107 of 1978, the Animals Protection Act and the associated Acts, The Labour Relations Act No 66 of 1995, The Occupational Health and Safety Act No 85 of 1993, as amended from time to time, etc.

14 AMEND RULE 4.2

A Society which becomes aware of or involved in a matter of Provincial or National relevance must inform the Council immediately.

15 AMEND TO RULE 5.4

- (a) All cruelty complaints, complaints against a society, its employees or committee members, shall be investigated, (including those reported anonymously), within 24 hours or within reason, unless immediate attention to the animal(s) is required.
- (b) The findings of such investigations shall be reported to the complainant, if known, in the most appropriate manner within seven (7) days of the complaint being lodged.
- (c) All investigations shall be documented. Warnings shall be in writing and all investigations shall be followed up to prevent suffering.
- (d) When a Society receives a complaint which does not fall in their jurisdiction, the complaint must be followed through until the complaint is resolved. The onus must rest on the reporting Society to ensure that the complaint is attended to and the appropriate action taken.
- (e) When a responding Society receives a complaint from another Society, feedback should be provided by the acting Society to the reporting Society's inspectors in writing with all below supporting documents / information:
- i) A copy of the cruelty complaint form/sheet
 - ii) A copy of the investigating inspectors report and findings
 - iii) A copy of any written warnings/ notices
 - iv) Any video or photographic evidence if available.

16 AMEND RULE 5.6**Disciplinary Hearings:**

- (1) A Society shall conduct a disciplinary hearing in accordance with the provisions of this Rule, but otherwise in accordance with the labour laws in operation from time to time.
- (2) Members of the management committee shall not preside at a disciplinary hearing.
- (3) The chairperson of a disciplinary hearing shall be an independent person, and the chairperson shall be a qualified legal practitioner or person who has knowledge of labour relations.
- (4) The chairperson shall make a finding on each charge and determine, where appropriate, the disciplinary action, if any, that should be taken against the employee.
- (5) The findings and decisions of the chairperson shall be reported to the management committee.
- (6) Where the employee has been sanctioned the appeal shall be referred to the Commission for Conciliation, Mediation and Arbitration (CCMA), which is a dispute resolution body established in terms of the Labour Relations Act, 66 of 1995.

17 AMEND RULE 6.3

A Society shall be alert to and ready to take action against any person guilty of contravening the Animals Protection Act and/or associated Acts and shall take such action as may be available and appropriate to prevent or prosecute such contravention, as the case may be.

18 AMEND RULE 6.12

A Society shall not supply live or dead animals to any organisation, body or person for research or teaching purposes unless prior written consent is obtained from the Council. Such consent is reliant on providing proof of submission of same application to a properly constituted Animal Ethics Committee for approval, the research or teachings should be to the benefit of the same species, cause no suffering, are done upon the premises of the Society, and are conducted under the supervision of a veterinarian approved by the Council and upon such terms and conditions as the Council deems fit. The Council may approve in writing the supply of dead animals, including organs, tissues and biological samples for research, or teaching purposes if satisfied that such approval will have a potential immediate or future beneficial outcome for animals.

19 AMEND RULE 6.24

Prior to homing an animal including owner claimed or stray, the Society shall ensure that it is micro-chipped. In the event that the Society is unable to do so for financial reasons or reasons that are not practicable then the humane alternative methods of identification shall be adopted. In the case of a dog or cat that cannot be micro-chipped, it must be fitted with a suitable collar and identity disc prior to it leaving the Society. Prior to homing it is mandatory that all farm animals, equine and exotic animals are micro-chipped in the correct manner by a suitably qualified and skilled person and registered on the appropriate data base.

20 NEW RULE TO BE NUMBERED 6.31

A Society must ensure that its operational staff are fully vaccinated against Rabies and receive a booster every 3 years as well as ensuring that operational staff are fully vaccinated against Tetanus and receive a booster every 10 years. (Definition: Operational Staff means Inspectors, Trainee Inspectors, Field Officers, Trainee Field Officers, Kennel Staff including Kennel Cleaners and Drivers also employed Veterinarians, Veterinary Nurses and Animal Health Technicians).

It is recommended that it is stated in each Letter of Employment that if an individual leaves the employment of the Society for whatever reason within 3 months of becoming employed, the Society may recover the cost of the vaccinations.

BOARD NOTICE 373 OF 2022**HEALTH PROFESSIONS ACT, 1974 (ACT NO. 56 OF 1974)****ETHICAL RULES OF CONDUCT FOR PRACTITIONERS REGISTERED UNDER THE HEALTH PROFESSIONS ACT, 1974: AMENDMENT**

The Health Professions Council of South Africa has, under section 49 read with section 61A (2) of the Health Professions Act, 1974 (Act No. 56 of 1974) and in consultation with the Professional Board for Optometry and dispensing Opticians, made the rules in the schedule.

Signed by: Thabo meshack Pinkoane
Signed at: 2022-11-15 18:21:15 +02:00
Reason: I approve this document



DR. THABO MESHACK PINKOANE

ACTING REGISTRAR

DATE:

SCHEDULE

Definitions

1. In these rules **“the Ethical Rules of Conduct”** means the Ethical rules of conduct for practitioners registered under the Health Professions Act, 1974 published under Government Notice No. R. 717 of 04 August 2006, as amended by Government Notice Nos. R. 68 of 02 February 2009, R. 654 of 30 July 2010, and Board Notice No. 26 of 01 March 2013 and any word or expression to which a meaning has been assigned in the rules shall have that meaning, unless the context otherwise indicates.

Amendment of Annexure 8 of the Ethical Rules of Conduct

2. Annexure 8 of the Ethical Rules of Conduct is hereby amended by –
 - (a) the substitution for rule 3 of the following rule:

“3. Performance of professional acts by dispensing optician

- (a) A dispensing optician shall not dispense in any way spectacles to any person except on a prescription written and signed by a medical practitioner or an optometrist: Provided that this rule shall not apply to the repair or replacement of such spectacles or lenses or frames for such spectacles.
 - (b) Notwithstanding rule 8, a dispensing optician shall not employ an optometrist.”
- (b) the addition of the following rule:

“5. Performance of the professional acts by an orthoptist

An orthoptist shall -

- (1) only undertake orthoptic acts falling within the scope of practice of orthoptists under the direction and control of a registered optometrist or ophthalmologist; and
 - (2) not apply medicines or surgery in the treatment of any person.”
- (c) the addition of the following rules:

“6. Online sale of optical assistive devices (i.e. Spectacles, Low vision Optical Devices or contact lenses)

- (1) A practitioner registered under the ambit of the professional board for optometry and dispensing opticians may sell optical assistive devices online provided that:
 - (a) the selling of optical assistive devices falls within the scope of practice of the practitioner;
 - (b) in the case of contact lenses, only soft contact lenses are sold
 - (c) the practitioner has a physical practice where confirmation, verifications, fittings, and adjustments can be made;
 - (d) in the case of a patient who is not located in the selling practitioner's area of practice, the selling practitioner has arranged for confirmation, verifications, fittings, and adjustments with a practitioner at a physical practice closest to the location of the patient;
 - (e) the sale shall only be limited to frame selection and pre-ordering of lenses based on a valid prescription that is less than a year from the date of eye examination;
 - (f) the actual dispensing, follow-up and remediation of the patient's complaints arising from the online sale of spectacles, low vision optical devices or contact lenses shall take place at a dispensing practitioner's physical practice;
 - (g) the actual dispensing must be physically conducted by an optometrist or dispensing optician;
 - (h) the selling practitioner must keep record of every online sale of spectacles or contact lenses that has been dispensed; and
 - (i) the record referred to in paragraph (h) of this sub rule must include the name of the patient, the date the spectacle or contact lenses were dispensed, the name of the practitioner who dispensed the spectacles or contact lenses and a copy of prescription.
- (2) A valid prescription must, at least, contain the following information:
 - (a) in the case of spectacle lenses,
 - (i) optical power,
 - (ii) brand of the lens,
 - (iii) monocular pupillary distance,
 - (iv) segment heights where applicable,

- (v) add on's where applicable, and
 - (vi) other facial and lens measurements specific to the lens type and design.
- (b) in the case of soft contact lenses,
 - (i) optical power,
 - (ii) base curve,
 - (iii) diameter,
 - (iv) optic zone,
 - (v) brand and design of the lens, and
 - (vi) soft lens material
- (c) in the case of optical low vision devices,
 - (i) type of device,
 - (ii) power of the device, and
 - (iii) make and manufacturer of the device

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