Government Gazette
Staatskoerant

REPUBLIC OF SOUTH AFRICA
REPUBLIEK VAN SUID AFRIKA

Regulation Gazette **No. 11623** *Regulasiekoerant*

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Contents

government printing

Department:
Government Printing Works
REPUBLIC OF SOUTH AFRICA

HIGH ALERT: SCAM WARNING!!!

TO ALL SUPPLIERS AND SERVICE PROVIDERS OF THE GOVERNMENT PRINTING WORKS

It has come to the attention of the *GOVERNMENT PRINTING WORKS* that there are certain unscrupulous companies and individuals who are defrauding unsuspecting businesses disguised as representatives of the *Government Printing Works* (*GPW*).

The scam involves the fraudsters using the letterhead of *GPW* to send out fake tender bids to companies and requests to supply equipment and goods.

Although the contact person's name on the letter may be of an existing official, the contact details on the letter are not the same as the *Government Printing Works*'. When searching on the Internet for the address of the company that has sent the fake tender document, the address does not exist.

The banking details are in a private name and not company name. Government will never ask you to deposit any funds for any business transaction. *GPW* has alerted the relevant law enforcement authorities to investigate this scam to protect legitimate businesses as well as the name of the organisation.

Example of e-mails these fraudsters are using:

PROCUREMENT@GPW-GOV.ORG

Should you suspect that you are a victim of a scam, you must urgently contact the police and inform the *GPW*.

GPW has an official email with the domain as **@gpw.gov.za**

Government e-mails DO NOT have org in their e-mail addresses. All of these fraudsters also use the same or very similar telephone numbers. Although such number with an area code 012 looks like a landline, it is not fixed to any property.

GPW will never send you an e-mail asking you to supply equipment and goods without a purchase/order number. *GPW* does not procure goods for another level of Government. The organisation will not be liable for actions that result in companies or individuals being resultant victims of such a scam.

Government Printing Works gives businesses the opportunity to supply goods and services through RFQ / Tendering process. In order to be eligible to bid to provide goods and services, suppliers must be registered on the National Treasury's Central Supplier Database (CSD). To be registered, they must meet all current legislative requirements (e.g. have a valid tax clearance certificate and be in good standing with the South African Revenue Services - SARS).

The tender process is managed through the Supply Chain Management (SCM) system of the department. SCM is highly regulated to minimise the risk of fraud, and to meet objectives which include value for money, open and effective competition, equitability, accountability, fair dealing, transparency and an ethical approach. Relevant legislation, regulations, policies, guidelines and instructions can be found on the tender's website.

Fake Tenders

National Treasury's CSD has launched the Government Order Scam campaign to combat fraudulent requests for quotes (RFQs). Such fraudulent requests have resulted in innocent companies losing money. We work hard at preventing and fighting fraud, but criminal activity is always a risk.

How tender scams work

There are many types of tender scams. Here are some of the more frequent scenarios:

Fraudsters use what appears to be government department stationery with fictitious logos and contact details to send a fake RFQ to a company to invite it to urgently supply goods. Shortly after the company has submitted its quote, it receives notification that it has won the tender. The company delivers the goods to someone who poses as an official or at a fake site. The Department has no idea of this transaction made in its name. The company is then never paid and suffers a loss.

OR

Fraudsters use what appears to be government department stationery with fictitious logos and contact details to send a fake RFQ to Company A to invite it to urgently supply goods. Typically, the tender specification is so unique that only Company B (a fictitious company created by the fraudster) can supply the goods in question.

Shortly after Company A has submitted its quote it receives notification that it has won the tender. Company A orders the goods and pays a deposit to the fictitious Company B. Once Company B receives the money, it disappears. Company A's money is stolen in the process.

Protect yourself from being scammed

- If you are registered on the supplier databases and you receive a request to tender or quote that seems to be from a government department, contact the department to confirm that the request is legitimate. Do not use the contact details on the tender document as these might be fraudulent.

- Compare tender details with those that appear in the Tender Bulletin, available online at **www.gpwonline.co.za**

- Make sure you familiarise yourself with how government procures goods and services. Visit the tender website for more information on how to tender.

- If you are uncomfortable about the request received, consider visiting the government department and/or the place of delivery and/or the service provider from whom you will be sourcing the goods.

- In the unlikely event that you are asked for a deposit to make a bid, contact the SCM unit of the department in question to ask whether this is in fact correct.

Any incidents of corruption, fraud, theft and misuse of government property in the *Government Printing Works* can be reported to:

Supply Chain Management: Ms. Anna Marie Du Toit, Tel. (012) 748 6292.
Email: **Annamarie.DuToit@gpw.gov.za**

Marketing and Stakeholder Relations: Ms Bonakele Mbhele, at Tel. (012) 748 6193.
Email: **Bonakele.Mbhele@gpw.gov.za**

Security Services: Mr Daniel Legoabe, at tel. (012) 748 6176.
Email: **Daniel.Legoabe@gpw.gov.za**

Closing times for **ORDINARY WEEKLY** *REGULATION GAZETTE* 2023

The closing time is ***15:00*** *sharp on the following days:*

- ➤ **29 December,** Thursday for the issue of Friday **06 January 2023**
- ➤ **06 January,** Friday for the issue of Friday **13 January 2023**
- ➤ **13 January,** Friday for the issue of Friday **20 January 2023**
- ➤ **20 January,** Friday for the issue of Friday **27 January 2023**
- ➤ **27 January,** Friday for the issue of Friday **03 February 2023**
- ➤ **03 February,** Friday for the issue of Friday **10 February 2023**
- ➤ **10 February,** Friday for the issue of Friday **17 February 2023**
- ➤ **17 February,** Friday for the issue of Friday **24 February 2023**
- ➤ **24 February,** Friday for the issue of Friday **03 March 2023**
- ➤ **03 March,** Friday for the issue of Friday **10 March 2023**
- ➤ **10 March,** Friday for the issue of Friday **17 March 2023**
- ➤ **16 March,** Thursday for the issue of Friday **24 March 2023**
- ➤ **24 March,** Friday for the issue of Friday **31 March 2023**
- ➤ **30 March,** Thursday for the issue of Thursday **06 April 2023**
- ➤ **05 April,** Wednesday for the issue of Friday **14 April 2023**
- ➤ **14 April,** Friday for the issue of Friday **21 April 2023**
- ➤ **20 April,** Thursday for the issue of Friday **28 April 2023**
- ➤ **26 April,** Wednesday for the issue of Friday **05 May 2023**
- ➤ **05 May,** Friday for the issue of Friday **12 May 2023**
- ➤ **12 May,** Friday for the issue of Friday **19 May 2023**
- ➤ **19 May,** Friday for the issue of Friday **26 May 2023**
- ➤ **26 May,** Friday for the issue of Friday **02 June 2023**
- ➤ **02 June,** Friday for the issue of Friday **09 June 2023**
- ➤ **08 June,** Thursday for the issue of Thursday **15 June 2023**
- ➤ **15 June,** Thursday for the issue of Friday **23 June 2023**
- ➤ **23 June,** Friday for the issue of Friday **30 June 2023**
- ➤ **30 June,** Friday for the issue of Friday **07 July 2023**
- ➤ **07 July,** Friday for the issue of Friday **14 July 2023**
- ➤ **14 July,** Friday for the issue of Friday **21 July 2023**
- ➤ **21 July,** Friday for the issue of Friday **28 July 2023**
- ➤ **28 July,** Friday for the issue of Friday **04 August 2023**
- ➤ **03 August,** Thursday for the issue of Friday **11 August 2023**
- ➤ **11 August,** Friday for the issue of Friday **18 August 2023**
- ➤ **18 August,** Friday for the issue of Friday **25 August 2023**
- ➤ **25 August,** Friday for the issue of Friday **01 September 2023**
- ➤ **01 September,** Friday for the issue of Friday **08 September 2023**
- ➤ **08 September,** Friday for the issue of Friday **15 September 2023**
- ➤ **15 September,** Friday for the issue of Friday **22 September 2023**
- ➤ **21 September,** Thursday for the issue of Friday **29 September 2023**
- ➤ **29 September,** Friday for the issue of Friday **06 October 2023**
- ➤ **06 October,** Friday for the issue of Friday **13 October 2023**
- ➤ **13 October,** Friday for the issue of Friday **20 October 2023**
- ➤ **20 October,** Friday for the issue of Friday **27 October 2023**
- ➤ **27 October,** Friday for the issue of Friday **03 November 2023**
- ➤ **03 November,** Friday for the issue of Friday **10 November 2023**
- ➤ **10 November,** Friday for the issue of Friday **17 November 2023**
- ➤ **17 November,** Friday for the issue of Friday **24 November 2023**
- ➤ **24 November,** Friday for the issue of Friday **01 December 2023**
- ➤ **01 December,** Friday for the issue of Friday **08 December 2023**
- ➤ **08 December,** Friday for the issue of Friday **15 December 2023**
- ➤ **15 December,** Friday for the issue of Friday **22 December 2023**
- ➤ **20 December,** Wednesday for the issue of Friday **29 December 2023**

LIST OF TARIFF RATES

FOR PUBLICATION OF NOTICES

COMMENCEMENT: 1 APRIL 2018

NATIONAL AND PROVINCIAL

Notice sizes for National, Provincial & Tender gazettes 1/4, 2/4, 3/4, 4/4 per page. Notices submitted will be charged at R1008.80 per full page, pro-rated based on the above categories.

Pricing for National, Provincial - Variable Priced Notices		
Notice Type	**Page Space**	**New Price (R)**
Ordinary National, Provincial	1/4 - Quarter Page	252.20
Ordinary National, Provincial	2/4 - Half Page	504.40
Ordinary National, Provincial	3/4 - Three Quarter Page	756.60
Ordinary National, Provincial	4/4 - Full Page	1008.80

EXTRA-ORDINARY

All Extra-ordinary National and Provincial gazette notices are non-standard notices and attract a variable price based on the number of pages submitted.

The pricing structure for National and Provincial notices which are submitted as **Extra ordinary submissions** will be charged at R**3026.32** per page.

GOVERNMENT PRINTING WORKS - BUSINESS RULES

The **Government Printing Works** (**GPW**) has established rules for submitting notices in line with its electronic notice processing system, which requires the use of electronic *Adobe* Forms. Please ensure that you adhere to these guidelines when completing and submitting your notice submission.

Closing Times for Acceptance of Notices

1. The *Government Gazette* and *Government Tender Bulletin* are weekly publications that are published on Fridays and the closing time for the acceptance of notices is strictly applied according to the scheduled time for each gazette.

2. Please refer to the Submission Notice Deadline schedule in the table below. This schedule is also published online on the Government Printing works website www.gpwonline.co.za

   All re-submissions will be subject to the standard cut-off times.
   All notices received after the closing time will be rejected.

Government Gazette Type	Publication Frequency	Publication Date	Submission Deadline	Cancellations Deadline
National Gazette	Weekly	Friday	Friday 15h00 for next Friday	Tuesday, 15h00 - 3 working days prior to publication
Regulation Gazette	Weekly	Friday	Friday 15h00 for next Friday	Tuesday, 15h00 - 3 working days prior to publication
Petrol Price Gazette	Monthly	Tuesday before 1st Wednesday of the month	One day before publication	1 working day prior to publication
Road Carrier Permits	Weekly	Friday	Thursday 15h00 for next Friday	3 working days prior to publication
Unclaimed Monies (Justice, Labour or Lawyers)	January / September 2 per year	Last Friday	One week before publication	3 working days prior to publication
Parliament (Acts, White Paper, Green Paper)	As required	Any day of the week	None	3 working days prior to publication
Manuals	Bi- Monthly	2nd and last Thursday of the month	One week before publication	3 working days prior to publication
State of Budget (National Treasury)	Monthly	30th or last Friday of the month	One week before publication	3 working days prior to publication
Extraordinary Gazettes	As required	Any day of the week	*Before 10h00 on publication date*	*Before 10h00 on publication date*
Legal Gazettes A, B and C	Weekly	Friday	One week before publication	Tuesday, 15h00 - 3 working days prior to publication
Tender Bulletin	Weekly	Friday	Friday 15h00 for next Friday	Tuesday, 15h00 - 3 working days prior to publication
Gauteng	Weekly	Wednesday	Two weeks before publication	3 days **after** submission deadline
Eastern Cape	Weekly	Monday	One week before publication	3 working days prior to publication
Northern Cape	Weekly	Monday	One week before publication	3 working days prior to publication
North West	Weekly	Tuesday	One week before publication	3 working days prior to publication
KwaZulu-Natal	Weekly	Thursday	One week before publication	3 working days prior to publication
Limpopo	Weekly	Friday	One week before publication	3 working days prior to publication
Mpumalanga	Weekly	Friday	One week before publication	3 working days prior to publication

GOVERNMENT PRINTING WORKS - BUSINESS RULES

Government Gazette Type	Publication Frequency	Publication Date	Submission Deadline	Cancellations Deadline
Gauteng Liquor License Gazette	Monthly	Wednesday before the First Friday of the month	Two weeks before publication	3 working days **after** submission deadline
Northern Cape Liquor License Gazette	Monthly	First Friday of the month	Two weeks before publication	3 working days **after** submission deadline
National Liquor License Gazette	Monthly	First Friday of the month	Two weeks before publication	3 working days **after** submission deadline
Mpumalanga Liquor License Gazette	Bi-Monthly	Second & Fourth Friday	One week before publication	3 working days prior to publication

Extraordinary Gazettes

3. *Extraordinary Gazettes* can have only one publication date. If multiple publications of an *Extraordinary Gazette* are required, a separate Z95/Z95Prov *Adobe* Forms for each publication date must be submitted.

Notice Submission Process

4. Download the latest *Adobe* form, for the relevant notice to be placed, from the **Government Printing Works** website www.gpwonline.co.za.

5. The *Adobe* form needs to be completed electronically using *Adobe Acrobat* / *Acrobat Reader*. Only electronically completed *Adobe* forms will be accepted. No printed, handwritten and/or scanned *Adobe* forms will be accepted.

6. The completed electronic *Adobe* form has to be submitted via email to submit.egazette@gpw.gov.za. The form needs to be submitted in its original electronic *Adobe* format to enable the system to extract the completed information from the form for placement in the publication.

7. Every notice submitted **must** be accompanied by an official **GPW** quotation. This must be obtained from the *eGazette* Contact Centre.

8. Each notice submission should be sent as a single email. The email **must** contain **all documentation relating to a particular notice submission**.

8.1. Each of the following documents must be attached to the email as a separate attachment:

8.1.1. An electronically completed *Adobe* form, specific to the type of notice that is to be placed.

8.1.1.1. For National *Government Gazette* or *Provincial Gazette* notices, the notices must be accompanied by an electronic Z95 or Z95Prov *Adobe* form

8.1.1.2. The notice content (body copy) **MUST** be a separate attachment.

8.1.2. A copy of the official **Government Printing Works** quotation you received for your notice. *(Please see Quotation section below for further details)*

8.1.3. A valid and legible Proof of Payment / Purchase Order: **Government Printing Works** account customer must include a copy of their Purchase Order**. Non-Government Printing Works** account customer needs to submit the proof of payment for the notice

8.1.4. Where separate notice content is applicable (Z95, Z95 Prov and TForm 3, it should **also** be attached as a separate attachment. *(Please see the Copy Section below, for the specifications)*.

8.1.5. Any additional notice information if applicable.

GOVERNMENT PRINTING WORKS - BUSINESS RULES

9. The electronic *Adobe* form will be taken as the primary source for the notice information to be published. Instructions that are on the email body or covering letter that contradicts the notice form content will not be considered. The information submitted on the electronic *Adobe* form will be published as-is.

10. To avoid duplicated publication of the same notice and double billing, Please submit your notice **ONLY ONCE.**

11. Notices brought to **GPW** by "walk-in" customers on electronic media can only be submitted in *Adobe* electronic form format. All "walk-in" customers with notices that are not on electronic *Adobe* forms will be routed to the Contact Centre where they will be assisted to complete the forms in the required format.

12. Should a customer submit a bulk submission of hard copy notices delivered by a messenger on behalf of any organisation e.g. newspaper publisher, the messenger will be referred back to the sender as the submission does not adhere to the submission rules.

Quotations

13. Quotations are valid until the next tariff change.

    13.1. ***Take note:*** **GPW**'s annual tariff increase takes place on ***1 April*** therefore any quotations issued, accepted and submitted for publication up to ***31 March*** will keep the old tariff. For notices to be published from 1 April, a quotation must be obtained from **GPW** with the new tariffs. Where a tariff increase is implemented during the year, **GPW** endeavours to provide customers with 30 days' notice of such changes.

14. Each quotation has a unique number.

15. Form Content notices must be emailed to the *eGazette* Contact Centre for a quotation.

    15.1. The *Adobe* form supplied is uploaded by the Contact Centre Agent and the system automatically calculates the cost of your notice based on the layout/format of the content supplied.

    15.2. It is critical that these *Adobe* Forms are completed correctly and adhere to the guidelines as stipulated by **GPW**.

16. **APPLICABLE ONLY TO GPW ACCOUNT HOLDERS**:

    16.1. **GPW** Account Customers must provide a valid **GPW** account number to obtain a quotation.

    16.2. Accounts for **GPW** account customers **must** be active with sufficient credit to transact with **GPW** to submit notices.

        16.2.1. If you are unsure about or need to resolve the status of your account, please contact the **GPW** Finance Department prior to submitting your notices. (If the account status is not resolved prior to submission of your notice, the notice will be failed during the process).

17. **APPLICABLE ONLY TO CASH CUSTOMERS:**

    17.1. Cash customers doing **bulk payments** must use a **single email address** in order to use the **same proof of payment** for submitting multiple notices.

18. The responsibility lies with you, the customer, to ensure that the payment made for your notice(s) to be published is sufficient to cover the cost of the notice(s).

19. Each quotation will be associated with one proof of payment / purchase order / cash receipt.

    19.1. This means that **the quotation number can only be used once to make a payment.**

GOVERNMENT PRINTING WORKS - BUSINESS RULES

Copy (Separate Notice Content Document)

20. Where the copy is part of a separate attachment document for Z95, Z95Prov and TForm03

20.1. Copy of notices must be supplied in a separate document and may not constitute part of any covering letter, purchase order, proof of payment or other attached documents.

The content document should contain only one notice. (You may include the different translations of the same notice in the same document).

20.2. The notice should be set on an A4 page, with margins and fonts set as follows:

Page size = A4 Portrait with page margins: Top = 40mm, LH/RH = 16mm, Bottom = 40mm; Use font size: Arial or Helvetica 10pt with 11pt line spacing;

Page size = A4 Landscape with page margins: Top = 16mm, LH/RH = 40mm, Bottom = 16mm; Use font size: Arial or Helvetica 10pt with 11pt line spacing;

Cancellations

21. Cancellation of notice submissions are accepted by **GPW** according to the deadlines stated in the table above in point 2. Non-compliance to these deadlines will result in your request being failed. Please pay special attention to the different deadlines for each gazette. Please note that any notices cancelled after the cancellation deadline will be published and charged at full cost.

22. Requests for cancellation must be sent by the original sender of the notice and must accompanied by the relevant notice reference number (N-) in the email body.

Amendments to notices

23. With effect from 01 October 2015, **GPW** will not longer accept amendments to notices. The cancellation process will need to be followed according to the deadline and a new notice submitted thereafter for the next available publication date.

Rejections

24. All notices not meeting the submission rules will be rejected to the customer to be corrected and resubmitted. Assistance will be available through the Contact Centre should help be required when completing the forms. (012-748 6200 or email info.egazette@gpw.gov.za). Reasons for rejections include the following:

24.1. Incorrectly completed forms and notices submitted in the wrong format, will be rejected.

24.2. Any notice submissions not on the correct *Adobe* electronic form, will be rejected.

24.3. Any notice submissions not accompanied by the proof of payment / purchase order will be rejected and the notice will not be processed.

24.4. Any submissions or re-submissions that miss the submission cut-off times will be rejected to the customer. The Notice needs to be re-submitted with a new publication date.

GOVERNMENT PRINTING WORKS - BUSINESS RULES

Approval of notices

25. Any notices other than legal notices are subject to the approval of the Government Printer, who may refuse acceptance or further publication of any notice.

26. No amendments will be accepted in respect to separate notice content that was sent with a Z95 or Z95Prov notice submissions. The copy of notice in layout format (previously known as proof-out) is only provided where requested, for Advertiser to see the notice in final Gazette layout. Should they find that the information submitted was incorrect, they should request for a notice cancellation and resubmit the corrected notice, subject to standard submission deadlines. The cancellation is also subject to the stages in the publishing process, i.e. If cancellation is received when production (printing process) has commenced, then the notice cannot be cancelled.

Government Printer Indemnified Against Liability

27. The Government Printer will assume no liability in respect of—

    27.1. any delay in the publication of a notice or publication of such notice on any date other than that stipulated by the advertiser;

    27.2. erroneous classification of a notice, or the placement of such notice in any section or under any heading other than the section or heading stipulated by the advertiser;

    27.3. any editing, revision, omission, typographical errors or errors resulting from faint or indistinct copy.

Liability of advertiser

28. Advertisers will be held liable for any compensation and costs arising from any action which may be instituted against the Government Printer in consequence of the publication of any notice.

Customer inquiries

Many of our customers request immediate feedback/confirmation of notice placement in the gazette from our Contact Centre once they have submitted their notice – While **GPW** deems it one of their highest priorities and responsibilities to provide customers with this requested feedback and the best service at all times, we are only able to do so once we have started processing your notice submission.
GPW has a 2-working day turnaround time for processing notices received according to the business rules and deadline submissions.
Please keep this in mind when making inquiries about your notice submission at the Contact Centre.

29. Requests for information, quotations and inquiries must be sent to the Contact Centre ONLY.

30. Requests for Quotations (RFQs) should be received by the Contact Centre at least **2 working days** before the submission deadline for that specific publication.

GOVERNMENT PRINTING WORKS - BUSINESS RULES

Payment of cost

31. The Request for Quotation for placement of the notice should be sent to the Gazette Contact Centre as indicated above, prior to submission of notice for advertising.

32. Payment should then be made, or Purchase Order prepared based on the received quotation, prior to the submission of the notice for advertising as these documents i.e. proof of payment or Purchase order will be required as part of the notice submission, as indicated earlier.

33. Every proof of payment must have a valid **GPW** quotation number as a reference on the proof of payment document.

34. Where there is any doubt about the cost of publication of a notice, and in the case of copy, an enquiry, accompanied by the relevant copy, should be addressed to the Gazette Contact Centre, **Government Printing Works**, Private Bag X85, Pretoria, 0001 email: info.egazette@gpw.gov.za before publication.

35. Overpayment resulting from miscalculation on the part of the advertiser of the cost of publication of a notice will not be refunded, unless the advertiser furnishes adequate reasons why such miscalculation occurred. In the event of underpayments, the difference will be recovered from the advertiser, and future notice(s) will not be published until such time as the full cost of such publication has been duly paid in cash or electronic funds transfer into the **Government Printing Works** banking account.

36. In the event of a notice being cancelled, a refund will be made only if no cost regarding the placing of the notice has been incurred by the **Government Printing Works**.

37. The **Government Printing Works** reserves the right to levy an additional charge in cases where notices, the cost of which has been calculated in accordance with the List of Fixed Tariff Rates, are subsequently found to be excessively lengthy or to contain overmuch or complicated tabulation.

Proof of publication

38. Copies of any of the *Government Gazette* or *Provincial Gazette* can be downloaded from the **Government Printing Works** website www.gpwonline.co.za free of charge, should a proof of publication be required.

39. Printed copies may be ordered from the Publications department at the ruling price. The **Government Printing Works** will assume no liability for any failure to post or for any delay in despatching of such *Government Gazette*(s)

GOVERNMENT PRINTING WORKS CONTACT INFORMATION

Physical Address:	**Postal Address:**	**GPW Banking Details:**
Government Printing Works	Private Bag X85	**Bank:** ABSA Bosman Street
149 Bosman Street	Pretoria	**Account No.:** 405 7114 016
Pretoria	0001	**Branch Code:** 632-005

For Gazette and Notice submissions: Gazette Submissions: **E-mail:** submit.egazette@gpw.gov.za

For queries and quotations, contact: Gazette Contact Centre: **E-mail:** info.egazette@gpw.gov.za
Tel: 012-748 6200

Contact person for subscribers: Mrs M. Toka: **E-mail:** subscriptions@gpw.gov.za
Tel: 012-748-6066 / 6060 / 6058
Fax: 012-323-9574

Government Notices • Goewermentskennisgewings

SOUTH AFRICAN REVENUE SERVICE

NO. R. 3903 **22 September 2023**

CUSTOMS AND EXCISE ACT, 1964.
AMENDMENT OF SCHEDULE NO. 5 (NO. 5/2/123)

In terms of section 75 of the Customs and Excise Act, 1964, Part 2 of Schedule No. 5 to the said Act is hereby amended to the extent set out in the Schedule hereto.

ENOCH GODONGWANA
MINISTER OF FINANCE

SCHEDULE

By the substitution of the following Note(s) 5(a) in Part 2 of Schedule No. 5:

5.

(a) For the purposes of refund item 522.03 and 522.07 a refund of duty as intended by section 75(1)(c) shall only be granted to a person -

(i) if the bill of entry for export is, at the time of submission thereof, accompanied by an application for a refund in the prescribed form (form DA 63);

(ii) who, subject to the provisions of section 75(14), submits a general application for refund (form DA 66) together with an application for refund (form DA 63) and any other documents which the Commission may require in respect of the intended refund;

By the insertion of the following Note(s) after Note 7(d)(vi) in Part 2 of Schedule No. 5:

8. For the purposes of refund item 522.07, "equivalent goods" means goods entered for home consumption and released from customs control, that are identical in description, quality and technical characteristics to those described on the import documents.

By the insertion of the following:

Refund Item	Tariff Heading	Code	CD	Description	Extent of Refund
522.07	**FUEL LEVY GOODS EXPORTED FOR TRADE PURPOSES**				
Refund Item	**Tariff Heading**	**Code**	**CD**	**Description**	**Extent of Refund**
522.07	00.00	01.00	08	Imported fuel levy goods, exported (excluding removals to the BELN countries) if such fuel levy goods are - (a) in the same condition as imported; or (b) identifiable as the same or equivalent goods to those described on the import documents, provided the applicant for a refund or drawback is - (i) the person who paid the duties on the fuel levy goods; and (ii) the exporter of the fuel levy goods. **Notes:** **1. No payment for a drawback will be granted unless the Commissioner is satisfied that the -** **(a) goods were loaded for export and sealed under supervision of an officer** **(b) seal number and the unique consignment reference number is endorsed on the export declaration;** **(c) proof of payment for the export and the relevant documentation has been furnished;** **(d) goods have been transported by a licensed remover of goods in bond; and** **(e) the goods were exported within six (6) months from the date of entry for home consumption.**	Full duty

SUID-AFRIKAANSE INKOMSTEDIENS

NO. R. 3903 **22 September 2023**

DOEANE- EN AKSYNSWET, 1964.
WYSIGING VAN BYLAE NO. 5 (NO. 5/2/123)

Kragtens artikel 75 van die Doeane- en Aksynswet, 1964, word Deel 2 van Bylae No. 5 by bogenoemde Wet hiermee gewysig in die mate in die Bylae hierby aangetoon.

ENOCH GODONGWANA
MINISTER VAN FINANSIES

BYLAE

Deur die vervanging van die volgende Opmerking(s) 5(a) in Deel 2 van Bylae No. 5:

5.

(a) Vir die doeleindes van terugbetalinsgitem 522.03 en 522.07 sal 'n terugbetaling van reg soos bedoel deur artikel 75(1)(c) slegs aan 'n persoon toegestaan word -

(i) as die klaringsbrief vir uitvoer, ten tye van voorlegging, vergesel word deur 'n aansoek vir 'n terugbetaling in die voorgeskrewe vorm (vorm DA 63);

(ii) wie, onderhewig aan die voorsienings van artikel 75(14), 'n algemene aansoek vir terugbetaling (vorm DA 66) voorlê saam met 'n aansoek vir terugbetaling (vorm DA 63) en enige ander dokumente wat die Kommissaris mag vereis ten opsigte van die bedoelde terugbetaling;

Deur die invoeging van die volgende Nota(s) na Note 7(d)(vi) in Deel 2 van Bylae No. 5:

8. Vir die doeleindes van terugbetalings item 522.07, beteken "ekwivalente goedere", goedere geklaar vir binnelandse verbruik en vrystelling van doeane beheer, wat identies in beskrywing, gehalte en tegniese eienskappe as daardie op die invoer dokumente beskryf is.

Deur die invoeging van die volgende:

Teruggawe Item	Tariefpos	Kode	TS	Beskrywing	Mate van Terugbetaling
522.07	**BRANDSTOFHEFFING GOEDERE UITGEVOER VIR HANDELSDOELEINDES**				
522.07	00.00	01.00	08	Ingevoerde brandstofheffing goedere uitgevoer (uitgesonderd verwyderings na BELN lande) indien sodanige brandstofheffing goedere - (a) in dieselfde toestand is as ingevoer; of (b) identifiseerbaar is as dieselfde of ekwivalent goedere as daardie op die invoer dokumente beskryf is, met dien verstande dat die aansoeker vir 'n terugbetaling of teruggawe; (i) die persoon is wie die reg betaal het op die brandstofheffing goedere; en (ii) die uitvoerder van die brandstofheffing goedere is. **Opmerkings:** 1. Geen betaling vir 'n teruggawe sal toegestaan word tensy die Kommissaris tevrede is dat die - (a) goedere gelaai was vir uitvoer en geseël is onder toesig van 'n beampte (b) seël nommer en unieke besending verwysing nommer op die uitvoer verklaring geëndorseer is; (c) bewys van betaling vir uitvoer en die betrokke dokumentasie voorsien is; (d) goedere deur 'n gelisensieërde verwyderaar van goedere onder waarborg vervoer is; en (e) die goedere uitgevoer binne 6 maande was vanaf die datum van klaring vir binnelandse verbruik.	Volle reg

SOUTH AFRICAN REVENUE SERVICE

NO. R. 3904 **22 September 2023**

CUSTOMS AND EXCISE ACT, 1964.
AMENDMENT OF SCHEDULE NO. 5 (NO. 5/4/124)

In terms of section 75 of the Customs and Excise Act, 1964, Part 4 of Schedule No. 5 to the said Act is hereby amended to the extent set out in the Schedule hereto.

ENOCH GODONGWANA
MINISTER OF FINANCE

SCHEDULE

By the insertion of the following Note(s) 3, 4 and 5 after Note 2 in Part 4 of Schedule No. 5:

3. "Full duty" specified in this Part means the fuel levy or road accident fund levy paid in terms of the relevant items of Part 5 of Schedule No. 1 less any rebate, refund or drawback of such levy previously granted in respect of the goods.

4. For the purposes of refund item 522.07, "equivalent goods" means goods entered for home consumption and released from customs control, that are identical in description, quality and technical characteristics to those described on the import documents.

5.
   (a) For the purposes of refund item 522.03 and 522.07 a refund of duty as intended by section 75(1)(c) shall only be granted to a person -
   (i) if the bill of entry for export is, at the time of submission thereof, accompanied by an application for a refund in the prescribed form (form DA 63);
   (ii) who, subject to the provisions of section 75(14), submits a general application for refund (form DA 66) together with an application for refund (form DA 63) and any other documents which the Commissioner may require in respect of the intended refund.

By the substitution of the following Note(s) in Part 4 of Schedule No. 5:

DRAWBACKS AND REFUNDS OF FUEL LEVY AND ROAD ACCIDENT FUND LEVY

By the substitution of Note 1 in Part 4 of Schedule No. 5 with the following:

1. A drawback or refund of fuel levy paid under Part 5 of Schedule No. 1 in respect of any goods specified in Column II of this Schedule shall, subject to the provisions of section 75 and the regulations, be allowed to the extent stated in Column III of this Part, in respect of such goods on compliance with the provisions of the terms in this Part in which such goods are specified and of any notes applicable in respect of such item.

By the insertion of the following:

Refund Item	Tariff Heading	Code	CD	Description	Extent of Refund
541.00	**DRAWBACK OF FUEL LEVY AND ROAD ACCIDENT FUND LEVY PAID ON GOODS EXPORTED**				

By the insertion of the following:

Refund Item	Tariff Heading	Code	CD	Description	Extent of Refund
541.01	00.00	01.00	02	Imported fuel levy goods, exported (including removals to the BELN countries) if such fuel levy goods are - (a) in the same condition as imported; or (b) identifiable as the same or equivalent goods to those described on the import documents, provided the applicant for a refund or drawback is - (i) the person who paid the duties on the fuel levy goods; and (ii) the exporter of the fuel levy goods. Notes: 1. No payment for a drawback will be granted unless the Commissioner is satisfied that the - (a) goods were loaded for export and sealed under supervision of an officer (b) seal number and the unique consignment reference number is endorsed on the export declaration; (c) proof of payment for the export and the relevant documentation has been furnished; (d) goods have been transported by a licensed remover of goods in bond; and (e) the goods were exported within six (6) months from the date of entry for home consumption.	Full duty

SUID-AFRIKAANSE INKOMSTEDIENS

NO. R. 3904 **22 September 2023**

DOEANE- EN AKSYNSWET, 1964.
WYSIGING VAN BYLAE NO. 5 (NO. 5/4/124)

Kragtens artikel 75 van die Doeane- en Aksynswet, 1964, word Deel 4 van Bylae No. 5 by bogenoemde Wet hiermee gewysig in die mate in die Bylae hierby aangetoon.

ENOCH GODONGWANA
MINISTER VAN FINANSIES

BYLAE

Deur die vervanging van die volgende Opmerking(s) in Deel 4 van Bylae No. 5:

TERUGGAWE VAN BRANDSTOFHEFFING EN PADONGELUKFONDSHEFFING

Deur Opmerking 1 in Deel 4 van Bylae No. 5 met die volgende te vervang:

1. 'n Teruggawe of terugbetaling van brandstofheffing betaal onder Deel 5 van Bylae No. 1 ten opsigte van enige goedere in Kolom II van hierdie Bylae gespesifiseer, onderhewig aan die voorsienings van artikel 75 en die regulasies, toegelaat in die mate in Kolom III van hierdie Deel ten opsigte van sodanige goedere by voldoening met die voorsienings van die terme in hierdie Deel waarin sodanige goedere gespesifiseer is en enige van die opmerkings van toepassing op sodanige item.

Deur die invoeging van die volgende Opmerking(s) 3, 4 en 5 na Opmerking 2 in Deel 4 van Bylae No. 5:

3. "Volle reg" in hierdie Deel gespesifiseer beteken die brandstofheffing of padongelukfondsheffing betaal ingevolge die betrokke items in Deel 5 van Bylae No. 1 min enige korting, terugbetaling of teruggawe van sodanige heffing voorheen toegestaan ten opsigte van die goedere.
4. Vir die doeleindes van terugbetalingitem 522.07, beteken "ekwivalente goedere", goedere geklaar vir binnelandse verbruik en vrystelling van doeane beheer, wat identies in beskrywing, gehalte en tegniese eienskappe as daardie op die invoer dokumente beskryf is.
5. Vir die doeleindes van terugbetalingitem 522.03 en 522.07 sal 'n terugbetaling van reg soos bedoel deur artikel 75(1)(c) slegs aan 'n persoon toegestaan word -
   (a) Vir die doeleindes van terugbetalingitem 522.03 en 522.07 sal 'n terugbetaling van reg soos bedoel deur artikel 75(1)(c) slegs aan 'n persoon toegestaan word -
      (i) as die klaringsbrief vir uitvoer, ten tye van voorlegging, vergesel word deur 'n aansoek vir 'n terugbetaling in die voorgeskrewe vorm (vorm DA 63);
      (ii) wie, onderhewig aan die voorsienings van artikel 75(14), 'n algemene aansoek vir terugbetaling (vorm DA 66) voorlê saam met 'n aansoek vir terugbetaling (vorm DA 63) en enige ander dokumente wat die Kommissaris mag vereis ten opsigte van die bedoelde terugbetaling.

Deur die invoeging van die volgende:

Teruggawe Item	Tariefpos	Kode	TS	Beskrywing	Mate van Terugbetaling
541.00	TERUGGAWE VAN BRANDSTOFHEFFING EN PADONGELUKFONDSHEFFING OP GOEDERE UITGEVOER				

Deur die invoeging van die volgende:

Teruggawe Item	Tariefpos	Kode	TS	Beskrywing	Mate van Terugbetaling
541.01	00.00	01.00	02	Ingevoerde brandstofheffing goedere uitgevoer (met inbegrip van verwyderings na BELN lande) indien sodanige brandstofheffing goedere - (a) in dieselfde toestand is as ingevoer is; of (b) identifiseerbaar is as dieselfde of ekwivalente goedere as daardie op die uitvoer dokumente beskryf is, met dien verstande dat die aansoeker vir 'n terugbetaling of teruggawe - (i) die persoon wie die reg betaal het op die brandstofheffing goedere is; en (ii) die uitvoerder van die brandstofheffing goedere is. **Opmerkings:** 1. Geen betaling vir 'n teruggawe sal toegestaan word tensy die Kommissaris tevrede is dat die - (a) goedere gelaai was vir uitvoer en geseël is onder toesig van 'n beampte; (b) seël nommer en unieke besending verwysingsnommer op die uitvoer klaring geëndorseer is; (c) bewys van betaling vir uitvoer en die betrokke dokumentasie voorsien is; (d) goedere deur 'n gelisensieërde verwyderaar van goedere onder waarborg vervoer is; en (e) die goedere uitgevoer binne ses (6) maande was vanaf die datum van klaring vir binnelandse verbruik.	Volle reg

SOUTH AFRICAN REVENUE SERVICE

NO. R. 3905 **22 September 2023**

CUSTOMS AND EXCISE ACT, 1964.
AMENDMENT OF SCHEDULE NO. 2 (NO. 2/1/74)

In terms of section 56 of the Customs and Excise Act, 1964, Part 1 of Schedule No. 2 to the said Act is hereby amended**, with retrospective effect from 14 June 2023,** to the extent set out in the Schedule hereto.

ENOCH GODONGWANA
DEPUTY MINISTER OF FINANCE

SCHEDULE

By the deletion of the following:

Item	Tariff Heading	Code	CD	Description	Rebate Items	Imported from or Originating in	Rate of Anti-dumping duty
206.04	3207.40	02.06	61	Glass frit and other glass, in the form of powder, granules or flakes	301.00 – 399.00 401.00 – 499.00	Brazil	50%

SUID-AFRIKAANSE INKOMSTEDIENS

NO. R. 3905 **22 September 2023**

DOEANE- EN AKSYNSWET, 1964.
WYSIGING VAN BYLAE NO. 2 (NO. 2/1/74)

Kragtens artikel 56 van die Doeane- en Aksynswet, 1964, word Deel 1 van Bylae No. 2 by bogenoemde Wet hiermee gewysig**, met terugwerkende krag vanaf 14 Junie 2023,** in die mate in die Bylae hierby aangetoon.

ENOCH GODONGWANA
ADJUNKMINISTER VAN FINANSIES

BYLAE

Deur die skrapping van die volgende:

Item	Tariefpos	Kode	TS	Beskrywing	Kortingitems	Ingevoer vanaf of Oorspronklik van	Skaal van Anti-dumpingreg
206.04	3207.40	02.06	61	Sinterglas en ander glas in die vorm van poeier, korrels of vlokke	301.00 – 399.00 401.00 – 499.00	Brasilië	50%

SOUTH AFRICAN REVENUE SERVICE

NO. R. 3906 **22 September 2023**

CUSTOMS AND EXCISE ACT, 1964.
AMENDMENT OF SCHEDULE NO. 4 (NO. 4/2/388)

In terms of section 75 of the Customs and Excise Act, 1964, Part 2 of Schedule No. 4 to the said Act is hereby amended to the extent set out in the Schedule hereto.

ENOCH GODONGWANA
MINISTER OF FINANCE

SCHEDULE

By the insertion of the following:

Rebate Item	Tariff Heading	Rebate Code	CD	Description	Extent of Rebate
460.15	7312.10.40	01.08	84	Other ropes and cables, of wire which is plated, coated or clad with zinc, in such quantities, at such times and subject to such conditions as the International Trade Administration Commission may allow by specific permit, for use in the manufacture of conveyor belts and belting, classifiable in tariff subheading 4010.1, provided the goods are not available in the SACU market	Full duty

SUID-AFRIKAANSE INKOMSTEDIENS

NO. R. 3906 **22 September 2023**

DOEANE- EN AKSYNSWET, 1964.
WYSIGING VAN BYLAE NO. 4 (NO. 4/2/388)

Kragtens artikel 75 van die Doeane- en Aksynswet, 1964, word Deel 2 van Bylae No. 4 by bogenoemde Wet hiermee gewysig in die mate in die Bylae hierby aangetoon.

ENOCH GODONGWANA
MINISTER VAN FINANSIES

BYLAE

Deur die invoeging van die volgende:

Kortingitem	Tariefpos	Kortingkode	TS	Beskrywing	Mate van Korting
460.15	7312.10.40	01.08	84	Ander toue en kabels, van draad wat met sink geplateer, bestryk of bedek is, in dié hoeveelhede, by dié tye en onderhewig aan sodanige voorwaardes wat die Internasionale Handelsadministrasiekommissie by bepaalde permit mag toelaat, vir gebruik by die vervaardiging van vervoerbande en -bandmateriaal, indeelbaar in tariefsubpos 4010.1, met dien verstande dat die produkte nie in die SADU mark beskikbaar is nie	Volle reg

SOUTH AFRICAN REVENUE SERVICE

NO. R. 3907 **22 September 2023**

CUSTOMS AND EXCISE ACT, 1964.
AMENDMENT OF SCHEDULE NO. 5 (NO. 5/122)

In terms of section 75 of the Customs and Excise Act, 1964, Schedule No. 5 to the said Act is hereby amended to the extent set out in the Schedule hereto.

ENOCH GODONGWANA
MINISTER OF FINANCE

SCHEDULE

By the substitution of Note 8 in Schedule No. 5 with the following:

8. Notwithstanding any provision to the contrary in this Schedule, for the purposes of items 501.00 to 521.00 in Part 1, items 522.02 to 522.07 in Part 2 and items 550.00 to 551.00 of this Schedule, a refund or drawback of duty as contemplated in section 75(1)(c), 54D or 54J, may be granted if the customs procedure code (CPC) applicable to the export as specified in the list published on the SARS website referred to in rule 00.06 and the relevant refund or drawback item are reflected on the export bill of entry or other export declaration: Provided that a refund or drawback may be granted in exceptional circumstances where -

(a) the Commissioner is satisfied on good grounds shown, that -
  (i) the refund or drawback item number has been -
    (aa) omitted from the export bill of entry or declaration in error or due to unforeseeable circumstances; or
    (bb) reflected incorrectly on the export bill of entry or declaration; or
  (ii) the CPC had been reflected incorrectly on the bill of entry or declaration;
(b) the mandatory information required on the bill of entry is completed or corrected post export; and
(c) the applicant has, in addition to any documents normally required to establish entitlement to a refund or drawback, also submitted the following with the application:
  (i) An affidavit setting out the circumstances in which the omission or error referred to in paragraph (a) occurred, which circumstances must show that the omission or error was made in good faith;
  (ii) any documents constituting sufficient proof that the relevant goods were exported by the applicant, including -
    (aa) a document evidencing that the goods were packed or loaded for export under customs supervision, or physically inspected prior to export; or
    (bb) any other documents that the Commissioner considers to be such sufficient proof; and
  (iii) any documents constituting sufficient proof that the same goods that were exported, were imported in the country of destination, including -
    (aa) the import bill of entry or import declaration accepted and released by the customs authority of the country of destination, together with its supporting documents; or
    (bb) any other documents that the Commissioner considers to be such sufficient proof.

By the substitution of Note 11 in Schedule No. 5 with the following:

11. A drawback or refund of fuel levy or Road Accident Fund levy paid under Part 5 of Schedule No. 1 in respect of any goods specified in Column II of Part 4 of the Schedule shall, subject to the provisions of section 75 and the rules, be allowed to the extent stated in Column III of the Part, in respect of such goods on compliance with the provisions of the item in this Part in which such goods are specified and of any notes applicable in respect of such item.

By the substitution of Note 12 in Schedule No. 5 with the following:

12. Any particulars in Column III in Part 4 in respect of any goods related to the fuel levy or Road Accident Fund levy specified in Part 5 of Schedule No. 1.

By the substitution of Note 13 in Schedule No. 5 with the following:

13. A drawback or refund of the fuel levy or Road Accident Fund levy specified in items 540.00 and 541.00 shall be paid only to the person who purchased and used the fuel levy goods in question for the purpose specified in such item, unless the Commissioner authorises payment of such drawback or refund to any other person on compliance with such conditions as he may impose in each case.

SUID-AFRIKAANSE INKOMSTEDIENS

NO. R. 3907 **22 September 2023**

DOEANE- EN AKSYNSWET, 1964.
WYSIGING VAN BYLAE NO. 5 (NO. 5/122)

Kragtens artikel 75 van die Doeane- en Aksynswet, 1964, word Bylae No. 5 by bogenoemde Wet hiermee gewysig in die mate in die Bylae hierby aangetoon.

ENOCH GODONGWANA
MINISTER VAN FINANSIES

BYLAE

Deur Opmerking 8 in Bylae No. 5 met die volgende te vervang:

8. Nieteenstande enige strydige voorsiening in hierdie Bylae, vir die doeleindes van items 501.00 tot 521.00 in Deel 1, items 522.02 tot 522.07 in Deel 2 en items 550.00 tot 551.00 van hierdie Bylae, 'n terugbetaling of teruggawe van reg soos beoog in artikel 75(1)(c), 54D of 54J, mag toegestaan word indien die doeane prosedure kode (DPK) van toepassing op die uitvoer soos gespesifiseer in die lys op die SAID webwerf verwys na in reël 00.06 en die betrokke terugbetaling of teruggawe item weerspieël word op die uitvoer klaringsbrief of ander uitvoer verklaring; Met dien verstande dat 'n terugbetaling of teruggawe toegestaan mag word in uitsonderlike omstandighede waar -

(a) die Kommissaris tevrede is op goeie grond bewys, dat -

(i) die terugbetaling of teruggawe item nommer -

(aa) weggelaat is van die uitvoer klaringsbrief of klaring weens onvoorsiene omstandighede; of

(bb) verkeerdelik weerspieël op die uitvoer klaringsbrief of verklaring; of

(ii) Die DPK verkeerdelik weerspieël was op die klaringsbrief of klaring;

(b) die verpligte inligting vereis op die klaringsbrief voltooi is of reggestel is na uitvoer; en

(c) die aansoeker het, bykomend tot enige dokumente normaalweg vereis om geregtigheid te bepaal op 'n terugbetaling of teruggawe, ook die volgende met die aansoek voorgelê;

(i) 'n beëdigde verklaring wat die omstandighede waarin die weglating of fout na verwys in paragraaf (a) plaasgevind het uitlê, welke omstandighede moet wys dat die weglating of fout in goeie trou gemaak was;

(ii) enige dokumente wat genoegsame bewys lewer dat die betrokke goedere uitgevoer was deur die aansoeker, met inbegrip van -

(aa) 'n dokument wat bewys dat die goedere verpak of gelaai was vir uitvoer onder doeane toesig, of fisies geinspekteer is voor uitvoer; of

(bb) enige ander dokumente wat die Kommissaris ag om sodanige voldoende bewys te wees.

(iii) enige dokumente wat genoegsame bewys lewer dat die betrokke goedere wat uitgevoer was, ingevoer was in die land van bestemming , met inbegrip van -

(aa) die invoer klaringsbrief of invoer verklaring aanvaar en vrygestel is deur die doeane owerheid van die land van bestemming, tesame met die ondersteunende dokumente; of

(bb) enige ander dokumente wat die Kommissaris ag om sodanige voldoende bewys te wees.

Deur Opmerking 11 in Bylae No. 5 met die volgende te vervang:

11.	'n Teruggawe of terugbetaling van Brandstofheffing of Padongelukfondsheffing betaal onder Deel 5 van Bylae No. 1 ten opsigte van enige goedere in Kolom II van Deel 4 van die Bylae sal, onderhewig aan die voorsienings van artikel 75 en die reëls, toegelaat wees in die mate genoem in Kolom III van die Deel ten opsigte van sodanige goedere by voldoening met die voorsienings van hierdie Deel waarin sodanige goedere gespesifiseer is en van enige opmerkings van toepassing op sodanige item.

Deur Opmerking 12 in Bylae No. 5 met die volgende te vervang:

12.	Enige besonderhede in Kolom III in Deel 4 ten opsigte van enige goedere verwant aan die Brandstofheffing of Padongelukfondsheffing in Deel 5 van Bylae No. 1 gespesifiseer.

Deur Opmerking 13 in Bylae No. 5 met die volgende te vervang:

13.	'n Teruggawe of terugbetaling van Brandstofheffing of Padongelukfondsheffing in item 540.00 en 541.00 gespesifiseer sal slegs aan die persoon betaal word wie die brandstofheffing goedere in hierdie geval gekoop en gebruik het vir die doel gespesifiseer in sodanige item, tensy die Kommissaris betaling van sodanige teruggawe of terugbetaling magtig aan enige ander persoon by voldoening van sodanige voorwaardes soos hy in elke geval mag oplê.

SOUTH AFRICAN REVENUE SERVICE

NO. R. 3908 **22 September 2023**

CUSTOMS AND EXCISE ACT, 1964.
AMENDMENT OF SCHEDULE NO. 4 (NO. 4/2/387)

In terms of section 75 of the Customs and Excise Act, 1964, Part 2 of Schedule No. 4 to the said Act is hereby amended**, with retrospective effect from 1 April 2023,** to the extent set out in the Schedule hereto.

ENOCH GODONGWANA
MINISTER OF FINANCE

SCHEDULE

By the substitution of the following:

Rebate Item	Tariff Heading	Rebate Code	CD	Description	Extent of Rebate
460.03	0207.14.9	01.07	73	Frozen meat of the species Gallus domesticus, cut in pieces with bone in and imported from or originating in the United States of America, in such quantities, at such times and subject to such conditions as the International Trade Administration Commission (ITAC) may allow by specific permit on recommendation of the Director General: The Department of Agriculture, Land Reform and Rural Development (DALRRD), provided that - (a) With effect from 1 April 2016, permits may be issued by ITAC for meat imported in terms of this rebate item; (b) From the date this rebate item comes into operation up to and including 31 March 2016 meat imported in terms of this rebate item shall be on a first-come-first-serve basis; (c) The meat subject to the provisions of this rebate item may not exceed a basic annual quota of 71 963 metric tonnes; (d) The annual quota period is 1 April to 31 March; (e) Prior to 1 April 2016, the quota shall be 16 250 metric tonnes; (f) As from 1 April 2017 a growth factor as determined by DALRRD is applied to the basic quota annually; (g) The meat imported in terms of this rebate item may not be removed outside the Republic for consumption in any of the BLNS countries; (h) The permit is not transferable and may not be used to obtain meat to the benefit of any entity or person not named in the permit issued by ITAC; (i) This rebate item shall be suspended if any benefits that South Africa enjoyed under AGOA as at 1 November 2015 are suspended, and shall remain suspended for as long as those benefits under AGOA remains suspended; and (j) This rebate item is suspended in terms of paragraph (i) as from the date the Minister of Trade and Industry submits written confirmation to the Minister of Finance that South Africa's benefits under AGOA have been suspended.	Full anti-dumping duty

SUID-AFRIKAANSE INKOMSTEDIENS

NO. R. 3908 **22 September 2023**

DOEANE- EN AKSYNSWET, 1964.
WYSIGING VAN BYLAE NO. 4 (NO. 4/2/387)

Kragtens artikel 75 van die Doeane- en Aksynswet, 1964, word Deel 2 van Bylae No. 4 by bogenoemde Wet hiermee gewysig**, met terugwerkende krag vanaf 1 April 2023,** in die mate in die Bylae hierby aangetoon.

ENOCH GODONGWANA
MINISTER VAN FINANSIES

BYLAE

Deur die vervanging van die volgende:

Kortingitem	Tariefpos	Kortingkode	TS	Beskrywing	Mate van Korting
460.03	0207.14.9	01.07	73	Bevrore vleis van die Gallus domesticus soort, in been-in stukke gesny en ingevoer vanaf of met oorsprong van die Verenigde State van Amerika, in dié hoeveelhede, op dié tye en onderhewig aan sodanige voorwaardes wat die Internasionale Handelsadministrasiekommissie (IHAK) by bepaalde permit mag toelaat op aanbeveling van die Direkteur-Generaal: Departement van Landbou, Grondhervorming en Landelike Ontwikkeling (DLGLO), met dien verstande dat - (a) Met ingang vanaf 1 April 2016, mag permitte uitgereik word deur die IHAK vir vleis ingevoer ingevolge hierdie kortingitem; (b) Vir die tydperk vanaf die datum waarop hierdie kortingitem in werking tree tot en met 31 Maart 2016, sal vleis ingevoer ingevolge hierdie kortingitem op 'n eerste-kom-eerste-bedien grondslag wees; (c) Die vleis onderworpe aan die voorsienings van hierdie kortingitem mag nie 'n basiese jaarlikse kwota van 71 963 metrieke ton oorskry nie; (d) Die jaarlikse kwota tydperk is 1 April tot 31 Maart; (e) Voor 1 April 2016, sal die kwota 16 250 metrieke ton wees; (f) Vanaf 1 April 2017, sal 'n jaarlikse groeifaktor soos deur die DLGLO bepaal toegepas word op die basiese kwota in (c) hierbo vermeld; (g) Die vleis ingevoer ingevolge hierdie kortingitem mag nie buite die Republiek verwyder word vir verbruik in enige van die BLNS lande nie; (h) Die permit is nie oordraagbaar nie en mag nie gebruik word om vleis te verkry tot die voordeel van enige wese of persoon wat nie in die permit wat deur die IHAK uitgereik word, vermeld word nie; (i) Hierdie kortingitem sal opgeskort word indien enige voordele wat Suid Afrika soos op 1 November 2015 onder AGOA geniet het opgeskort word en sal opgeskort bly solank daardie voordele ingevolge AGOA opgeskort bly; en (j) Hierdie kortingitem sal opgeskort wees ingevolge die bepalings van paragraaf (i) vanaf die datum wat die Minister van Handel en Nywerheid skriftelike bevestiging voorlê aan die Minister van Finansies dat Suid Afrika se voordele ingevolge AGOA opgeskort is.	Volle anti-dumpingreg

SOUTH AFRICAN REVENUE SERVICE

NO. R. 3909 **22 September 2023**

CUSTOMS AND EXCISE ACT, 1964.
AMENDMENT OF SCHEDULE NO. 1 (NO. 1/1/1898)

In terms of section 48 of the Customs and Excise Act, 1964, Part 1 of Schedule No. 1 to the said Act is hereby amended to the extent set out in the Schedule hereto.

ENOCH GODONGWANA
MINISTER OF FINANCE

SCHEDULE

By the insertion of the following:

Heading / Subheading	CD	Article Description	Statistical Unit	Rate of Duty: General	EU / UK	EFTA	SADC	MERCOSUR	AfCFTA
8207.13.27	0	- - - Conical shaped cutter picks, with tungsten carbide inserts	kg	20%	free	free	free	free	20%
8207.19.15	5	- - - Conical shaped cutter picks, without tungsten carbide inserts	kg	20%	free	free	free	free	20%

By the substitution of the following:

Heading / Subheading	CD	Article Description	Statistical Unit	Rate of Duty: General	EU / UK	EFTA	SADC	MERCOSUR	AfCFTA
8207.13.25	4	- - - Bits (excluding those of a diameter exceeding 100 mm but not exceeding 385 mm incorporating hemispherical shaped inserts of tungsten carbide, those of a kind used for raise boring and chisel blanks for rock drills)	kg	20%	free	15%	free	18%	20%
8207.19.10	4	- - - Parts of bits (excluding parts used for raise boring and other parts not incorporating cermets)	kg	20%	free	15%	free	18%	20%

SUID-AFRIKAANSE INKOMSTEDIENS

NO. R. 3909 **22 September 2023**

DOEANE- EN AKSYNSWET, 1964.
WYSIGING VAN BYLAE NO. 1 (NO. 1/1/1898)

Kragtens artikel 48 van die Doeane- en Aksynswet, 1964, word Deel 1 van Bylae No. 1 by bogenoemde Wet hiermee gewysig in die mate in die Bylae hierby aangetoon.

ENOCH GODONGWANA
MINISTER VAN FINANSIES

BYLAE

Deur die invoeging van die volgende:

Pos / Subpos	TS	Artikel Beskrywing	Statistiese Eenheid	Skaal van Reg					
				Algemeen	EU / VK	EFTA	SAOG	MERCOSUR	AfKVHG
8207.13.27	0	- - - Kegelvormige snypikke, met wolframkarbied insetsels	kg	20%	vry	vry	vry	vry	20%
8207.19.15	5	- - - Kegelvormige snypikke, sonder wolframkarbied insetsels	kg	20%	vry	vry	vry	vry	20%

Deur die vervanging van die volgende:

Pos / Subpos	TS	Artikel Beskrywing	Statistiese Eenheid	Skaal van Reg					
				Algemeen	EU / VK	EFTA	SAOG	MERCOSUR	AfKVHG
8207.13.25	4	- - - Bore (uitgesonderd dié met 'n deursnee van meer as 100 mm maar hoogstens 385 mm wat halfsferige insetsels van wolframkarbied inkorporeer, dié van 'n soort vir optrekboorwerk gebruik en ru-beitellemme vir rotsbore)	kg	20%	vry	15%	vry	18%	20%
8207.19.10	4	- - - Onderdele van bore (uitgesonderd onderdele vir gebruik by optrekboorwerk en ander onderdele wat nie kermette bevat nie)	kg	20%	vry	15%	vry	18%	20%

PROCLAMATIONS • PROKLAMASIES

PROCLAMATION 138 OF 2023

by the
PRESIDENT of the REPUBLIC of SOUTH AFRICA

SPECIAL INVESTIGATING UNITS AND SPECIAL TRIBUNALS ACT, 1996 (ACT NO. 74 OF 1996): REFERRAL OF MATTERS TO EXISTING SPECIAL INVESTIGATING UNIT AND SPECIAL TRIBUNAL: TSHWANE METROPOLITAN MUNICIPALITY

WHEREAS allegations as contemplated in section 2(2) of the Special Investigating Units and Special Tribunals Act, 1996 (Act No. 74 of 1996), ("the Act"), have been made in respect of the affairs of the Tshwane Metropolitan Municipality (hereinafter referred to as "the Municipality");

AND WHEREAS the State or the Municipality may have suffered losses that may be recovered;

AND WHEREAS I deem it necessary that the said allegations should be investigated and civil proceedings emanating from such investigation should be adjudicated upon;

NOW, THEREFORE, I hereby, under section 2(1) of the Act, refer the matters mentioned in the Schedule, in respect of the Municipality for investigation to the Special Investigating Unit established by Proclamation No. R. 118 of 31 July 2001 and determine that, for the purposes of the investigation of the matters, the terms of reference of the Special Investigating Unit are to investigate as contemplated in the Act, any—

(a) serious maladministration in connection with the affairs of the Municipality;
(b) improper or unlawful conduct by officials or employees of the Municipality;
(c) unlawful appropriation or expenditure of public money or property;
(d) unlawful, irregular or unapproved acquisitive act, transaction, measure or practice having a bearing upon State property;
(e) intentional or negligent loss of public money or damage to public property;
(f) offence referred to in Part 1 to 4, or section 17, 20 or 21 (in so far as it relates to the aforementioned offences) of Chapter 2 of the Prevention and Combating of Corrupt Activities Act, 2004 (Act No. 12 of 2004), and which offences were committed in connection with the affairs of the Municipality; or
(g) unlawful or improper conduct by any person, which has caused or may cause serious harm to the interests of the public or any category thereof,

which has taken place between 1 January 2018 and the date of publication of this Proclamation or which took place prior to 1 January 2018 or after the date of publication of this Proclamation, but is relevant to, connected with, incidental or ancillary to the matters mentioned in the Schedule or involve the same persons, entities or contracts investigated under authority of this Proclamation, and to exercise or perform all the functions and powers assigned to or conferred upon the said Special Investigating Unit by the Act, including the recovery of any losses suffered by the Municipality, in relation to the said matters in the Schedule.

Given under my Hand and the Seal of the Republic of South Africa at Johannesburg this twelfth day of September Two thousand and twenty three.

MC Ramaphosa
President

By Order of the President-in-Cabinet:

RO Lamola
Minister of the Cabinet

SCHEDULE

1. The procurement of and contracting for goods, works or services by or on behalf of the Municipality and payments made in respect thereof in a manner that was—
(a) not fair, competitive, transparent, equitable or cost-effective;
(b) contrary to applicable—
(i) legislation;
(ii) manuals, guidelines, circulars or instructions issued by the National Treasury or the relevant Provincial Treasury; or
(iii) manuals, policies, procedures, prescripts, instructions or practices of or applicable to the Municipality,

and any related unauthorised, irregular or fruitless and wasteful expenditure incurred by the Municipality or the State in respect of tender number USD WS 30-2017/18 for the construction of Phase 1 upgrades and urgent refurbishment at the Rooiwal Waste Water Treatment Works.

2. Any unlawful or irregular conduct by—
(a) employees of the Municipality; or
(b) any other person or entity,

relating to the allegations referred to in paragraph 1 of this Schedule.

PROKLAMASIE KENNISGEWING 138 VAN 2023

van die
PRESIDENT van die REPUBLIEK van SUID-AFRIKA

WET OP SPESIALE ONDERSOEKEENHEDE EN SPESIALE TRIBUNALE, 1996 (WET NO. 74 VAN 1996): VERWYSING VAN AANGELEENTHEDE NA BESTAANDE SPESIALE ONDERSOEKEENHEID: TSHWANE METROPOLITAANSE MUNISIPALITEIT

AANGESIEN bewerings soos beoog in artikel 2(2) van die Wet op Spesiale Ondersoekeenhede en Spesiale Tribunale, 1996 (Wet No. 74 van 1996) ("die Wet"), gemaak is in verband met die aangeleenthede van die Tshwane Metropolitaanse Munisipaliteit (hierna na verwys as "die Munisipaliteit");

EN AANGESIEN die Staat of die Munisipaliteit verliese gely het wat moontlik verhaal kan word;

EN AANGESIEN ek dit nodig ag dat gemelde bewerings ondersoek en siviele geskille voortspruitend uit sodanige ondersoek bereg moet word;

DERHALWE verwys ek hierby, kragtens artikel 2(1) van die Wet, die aangeleenthede in die Bylae vermeld, ten opsigte van die Munisipaliteit vir ondersoek na die Spesiale Ondersoekeenheid ingestel by Proklamasie No. R. 118 van 31 Julie 2001 en bepaal dat, vir die doeleindes van die ondersoek van die aangeleenthede, dit die opdrag van die Spesiale Ondersoekeenheid is om soos beoog in gemelde Wet, ondersoek te doen na enige beweerde—

(a) ernstige wanadministrasie in verband met die aangeleenthede van die Munisipaliteit;

(b) onbehoorlike of onregmatige optrede deur beamptes of werknemers van die Munisipaliteit;

(c) onregmatige bewilliging of besteding van openbare geld of eiendom;

(d) onwettige, onreëlmatige of nie-goedgekeurde verkrygende handeling, transaksie, maatreël of praktyk wat op Staatseiendom betrekking het;

(e) opsetlike of nalatige verlies van openbare geld of skade aan openbare eiendom;

(f) misdryf bedoel in Dele 1 tot 4, van artikel 17, 20 of 21 (vir sover dit op voornoemde misdrywe betrekking het) van Hoofstuk 2 van die Wet op die Voorkoming en Bestryding van Korrupte Bedrywighede, 2004 (Wet No. 12 van 2004), en welke misdrywe in verband met die sake van die Munisipaliteit gepleeg is; of

(g) onwettige of onbehoorlike optrede deur enige persoon wat ernstige benadeling

vir die belange van die publiek of enige kategorie daarvan veroorsaak het of kan veroorsaak,

wat plaasgevind het tussen 1 Januarie 2018 en die datum van publikasie van hierdie Proklamasie of wat plaasgevind het voor 1 Januarie 2018 of na die datum van publikasie van hierdie Proklamasie, wat relevant is tot, verband hou met, insidenteel of bykomstig is tot die aangeleenthede vermeld in die Bylae of wat dieselfde persone, entiteite of kontrakte betrek wat ondersoek word kragtens die volmag verleen deur hierdie Proklamasie, en om al die werksaamhede en bevoegdhede wat deur die Wet aan die gemelde Spesiale Ondersoekeenheid toegewys of opgedra is, uit te oefen of te verrig in verband met die genoemde aangeleenthede in die Bylae, insluitend die verhaal van enige verliese wat deur die Munisipaliteit gely is.

Gegee onder my Hand en die Seël van die Republiek van Suid-Afrika te Johannesburg op hede die twaalfde dag van September Twee duisend-en-drie- en twintig.

MC Ramaphosa

President

Op las van die President-in-Kabinet:

RO Lamola

Minister van die Kabinet

BYLAE

1. Die aanskaffing van of kontraktering vir produkte en dienste deur of namens die Munisipaliteit, en betalings wat in verband daarmee gemaak is op 'n wyse wat—

(a) nie regverdig, mededingend, deursigtig, billik, of koste-effektief was nie;

(b) strydig was met toepaslike—

(i) wetgewing;

(ii) handleidings, riglyne, praktyknotas, omsendbriewe of instruksies wat deur die Nasionale Tesourie of toepaslike Provinsiale Tesourie uitgevaardig is; of

(iii) handleidings, beleid, prosedures, voorskrifte, instruksies of praktyke van, of wat op die Munisipaliteit van toepassing is,

en enige verbandhoudende ongemagtigde, onreëlmatige of vrugtelose en verkwiste uitgawes wat deur Munisipaliteit, of die Staat opgedoen was, ten opsigte van tender nommer USD WS 30-2017/18 vir die konstruksie van Fase 1-opgraderings en dringende opknapping by die Rooiwal-afvalwatersuiweringswerke.

2. Enige onwettige of onbehoorlike gedrag deur—

(a) beamptes of werknemers van die Munisipaliteit; of

(b) enige ander persoon of entiteit,

ten opsigte van die bewering uiteengesit in paragraaf 1 van hierdie Bylae.

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