



EXTRAORDINARY GOVERNMENT GAZETTE No. 3130
DATED 23rd DECEMBER, 1942.

Notice No.

Page No.

319

National Council of Supply and Director-
General of Supplies - Regulations

1

This Proclamation shall be called the War Measures Act of 1942.

GOD SAVE THE KING.

Given under my Hand and the Great Seal of the Union of South Africa at Pretoria on this the Twenty-second day of December One thousand Nine hundred and Forty-two.

N. J. DE WET,

Officer Administering the Government.

By Command of His Excellency the Officer
Administering the Government-in-Council.

J. C. SMUTS.

REGULATIONS.

NATIONAL COUNCIL OF SUPPLY AND DIRECTOR-GENERAL OF SUPPLIES.

These regulations are divided as follows:—

Part.	Title.	Regulations.
A	General	1 to 3
B	National Council of Supply	4 to 8
C	Director-General of Supplies	9 to 18
D	Controlled Materials	19 to 23
E	Imports and Exports	24 to 29
F	Supply Missions and External Procurements Fund	30 to 35
G	Miscellaneous	36 to 40

SCHEDULE.

PART A.—GENERAL.

DEFINITIONS.

1. In these regulations, except where the context otherwise indicates—

“controlled material” means any material or article mentioned in the Schedule to these regulations;

“inspector” means a person appointed as such in terms of regulation 14;

“Treasury” means the Minister of Finance or any officer in the Department of Finance authorized by the said Minister to perform the functions assigned to the Treasury in these regulations;

“war supplies” means goods or services which the Director-General has been requested by the Department of Defence to procure.

SAVINGS.

2. Nothing in these regulations shall in any way derogate from the powers and functions of—

- the Controller of Industrial Manpower under War Measure No. 6 of 1941;
- the Controller of Petrol under War Measure No. 3 of 1942;
- the Controller of Foodstuffs under War Measure No. 22 of 1942;
- the Building Controller under War Measure No. 64 of 1942;

Hierdie Proklamasie heet Oorlogsmaatreël No. 140 van 1942.

GOD BEHOEDE DIE KONING.

Gegee onder my Hand en die Grootseël van die Unie van Suid-Afrika te Pretoria, op hede die Twee-en-twintigste dag van Desember Eenduisend Negehonderd Twee-en-veertig.

N. J. DE WET,

Amptenaar Belas met die Uitoeffening van die Uitvoerende Gesag.

Op las van Sy Eksellensie die Amptenaar Belas met die Uitoeffening van die Uitvoerende Gesag-in-rade.

J. C. SMUTS.

REGULASIES.

NASIONALE VOORSIENINGSRAAD EN DIREKTEUR-GENERAAL VAN VOORRADE.

Hierdie regulasies is as volg ingedeel:—

Deel.	Titel.	Regulasies.
A	Algemeen	1 tot 3
B	Nasionale Voorsieningsraad	4 tot 8
C	Direkteur-generaal van Voorrade	9 tot 18
D	Beheerde Materiale	19 tot 23
E	Invoer en Uitvoer	24 tot 29
F	Voorradesendings en Buitelandse Ver- krygingsfonds	30 tot 35
G	Diverse	36 tot 40

BYLAE.

DEEL A.—ALGEMEEN.

BEGRIPSBEPALINGS.

1. In hierdie regulasies, tensy uit die samehang anders blyk, beteken—

„beheerde materiaal”, ’n materiaal of artikel wat in die bylae van hierdie regulasies genoem word;

„inspekteur”, iemand wat as sodanig ingevolge regulasie 14 aangestel is;

„Tesourie”, die Minister van Finansies of enige amptenaar in die Departement van Finansies wat deur bedoelde Minister gemagtig is om die werksaamhede wat deur hierdie regulasies aan die Tesourie opgedra word, te verrig;

„oorlogsvoorrade”, goedere of diensle wat die Departement van Verdediging die Direkteur-generaal versoek het om te verkry.

VOORBEHOUDE.

2. Die bepalings van hierdie regulasies doen in geen opsig afbreuk aan die bevoegdhede en werksaamhede van—

- die Kontroleur van Nywerheidsmannekrag ingevolge Oorlogsmaatreël No. 6 van 1941;
- die Kontroleur van Petrol, ingevolge Oorlogsmaatreël No. 3 van 1942;
- die Kontroleur van Voedingsware, ingevolge Oorlogsmaatreël No. 22 van 1942;
- die Boukontroleur, ingevolge Oorlogsmaatreël No. 64 van 1942;

- (e) the Price Controller under War Measure No. 100 of 1942;
- (f) the Treasury under the proviso to section forty-one of the Exchequer and Audit Act, No. 21 of 1911.

APPLICATION OF REGULATIONS.

3. These regulations shall apply also to the Mandated Territory of South West Africa and the port and settlement of Walvis Bay.

PART B.—NATIONAL COUNCIL OF SUPPLY.

ESTABLISHMENT OF COUNCIL.

4. (1) The Governor-General shall, as soon as may be after the coming into operation of these regulations, establish a body to be known as the National Council of Supply (hereinafter referred to as "the Council"), which shall consist of—

- (a) the Prime Minister (who shall be chairman);
 - (b) the Minister of Railways and Harbours or any other Minister designated by the Prime Minister (who shall be deputy-chairman);
 - (c) the Director-General;
- and such other members as the Governor-General may from time to time appoint.

(2) The members of the Council shall hold their appointment during the pleasure of the Governor-General and on such other conditions as he may determine.

(3) The Prime Minister may invite any person to attend any meeting of the Council.

(4) Members and other persons attending meetings under sub-regulation (3) who are not State employees may be paid such remuneration and such travelling and subsistence allowances as the Treasury may determine.

FUNCTIONS OF COUNCIL.

5. (1) The Council shall advise the Government on matters pertaining to the production, supply, import or export of goods, and in particular to the order of priority in which goods or classes of goods may be imported into the Union.

(2) The Council shall perform such additional duties as the Prime Minister may from time to time assign to it.

DIRECTOR-GENERAL TO CONSULT COUNCIL.

6. The Director-General shall, in the exercise of his powers, consult the Council on all matters which raise issues affecting—

- (a) Government policy; or
- (b) the activities of one of the controllers referred to in regulation 2, unless prior agreement has been arrived at with such controller.

DIRECTOR-GENERAL TO SUPPLY INFORMATION TO COUNCIL.

7. The Director-General shall supply the Council with all information necessary to enable it to consider and make recommendations with regard to the matters referred to in regulations 5 and 6.

STAFF OF COUNCIL.

8. The Prime Minister shall provide for the Council such staff as he deems necessary, and prescribe conditions for such staff.

PART C.—DIRECTOR-GENERAL OF SUPPLIES.

APPOINTMENT AND POWERS OF DIRECTOR-GENERAL.

9. (1) The Governor-General shall appoint a Director-General of Supplies (in these regulations referred to as the Director-General) who shall, under the control of the Prime Minister, exercise on behalf of the Government the functions and powers set out in these regulations and in particular shall have power—

- (a) to control and regulate the acquisition, production and disposal of controlled materials;
- (b) to control the acquisition and production of all war supplies;
- (c) to exercise in the manner and to the extent set out in regulation 18 the powers granted to a Minister of State under regulation 7 of the Annexure to Proclamation No. 201 of 1939;
- (d) to manufacture or produce any controlled materials or war supplies;
- (e) to enter into contracts for the purchase or production of any controlled material or war supplies in the Union or elsewhere, without submitting the matter to or obtaining the approval of the Union Tender and Supplies Board;
- (f) to purchase, hire or otherwise acquire immovable property required for the effective discharge of his functions and powers under these regulations and for the purposes of this paragraph to exercise the power of requisitioning land granted to a Minister of State under regulation 6 of Proclamation No. 201 of 1939;
- (g) to erect factories, works and buildings which he deems necessary to give effect to the purposes of these regulations;
- (h) to agree to the variation or termination of any contract into which he has entered;
- (i) to let, sell or otherwise dispose of on such terms as he thinks fit all property acquired by him under these regulations;

- (e) die Prysskontroleur, ingevolge Oorlogsmaatreël No. 100 van 1942;
- (f) die Tesourie, ingevolge die voorbehoudsbepaling tot artikel een-en-veertig van die „Financiewet“, No. 21 van 1911.

TOEPASSING VAN REGULASIES.

3. Hierdie regulasies is ook van krag in die Mandaatgebied Suidwes-Afrika en die hawe en nedersetting Walvisbaai.

DEEL B.—NASIONALE VOORSIENINGSRAAD.

INSTELLING VAN DIE RAAD.

4. (1) So spoedig doenlik na die inwerkingtreding van hierdie regulasies stel die Goewerneur-generaal 'n liggaam in, as die Nasionale Voorsieningsraad bekend te staan (hieronder die Raad genoem), wat bestaan uit—

- (a) die Eerste Minister (wat voorsitter moet wees);
 - (b) die Minister van Spoorweë en Hawens of enige ander deur die Eerste Minister benoemde Minister (wat vise-voorsitter moet wees);
 - (c) die Direkteur-generaal;
- en sodanige ander lede as wat die Goewerneur-generaal van tyd tot tyd mag aanstel.

(2) Die lede van die Raad beklee hulle amp solank dit die Goewerneur-generaal behaag en op sulke ander voorwaardes as wat hy vasstel.

(3) Die Eerste Minister kan enigeen uitnooi om 'n vergadering van die Raad by te woon.

(4) Aan lede en ander persone wat kragtens subregulasie (3) vergaderings bywoon en wat nie werknemers van die Staat is nie, kan sodanige besoldiging en sodanige reis- en verblyftoelae betaal word as wat die Tesourie vasstel.

WERKSAAMHEDE VAN DIE RAAD.

5. (1) Die Raad dien die Regering van advies in verband met sake wat betrekking het op die produksie, verskaffing, invoer of uitvoer van goedere, en in besonder op die voorrangsindeeling waarvolgens goedere of klasse goedere in die Unie ingevoer mag word.

(2) Die Raad verrig sodanige verdere pligte as wat die Eerste Minister van tyd tot tyd aan hom mag opdra.

DIREKTEUR-GENERAAL MOET RAAD RAADPLEEG.

6. By die uitoefening van sy bevoegdhede moet die Direkteur-generaal met die Raad in beraadslaging tree in verband met alle aangeleenthede wat kwessies laat ontstaan aangaande—

- (a) regeringsbeleid; of
- (b) die werksaamhede van een van die in regulasie 2 genoemde kontroleurs, tensy met so'n kontroleur vooraf ooreengekom is.

DIREKTEUR-GENERAAL MOET INLICHTING AAN RAAD VERSTREK.

7. Die Direkteur-generaal verstrek aan die Raad alle inligting wat nodig is om hom in staat te stel om die in regulasies 5 en 6 bedoelde aangeleenthede te oorweeg en aanbevelings in verband daarmee te doen.

PERSONEEL VAN RAAD.

8. Die Eerste Minister moet aan die Raad sodanige personeel beskikbaar stel as wat hy nodig ag, en voorwaardes vir sodanige personeel voorskryf.

DEEL C.—DIREKTEUR-GENERAAL VAN VOORRADE.

AANSTELLING EN BEVOEGDHEDEN VAN DIREKTEUR-GENERAAL.

9. (1) Die Goewerneur-generaal stel 'n Direkteur-generaal van Voorrade aan (in hierdie regulasies die Direkteur-generaal genoem) wat, onder toesig van die Eerste Minister, namens die Regering die werksaamhede en bevoegdhede in hierdie regulasies omskryf, verrig en uitoefen en, in besonder, die bevoegdheid het om—

- (a) die verkryging en produksie van, en die beskikking oor, beheerde materiale te beheer;
- (b) die verkryging en produksie van alle oorlogsvoorrade te beheer;
- (c) op die wyse wat en vir sover in regulasie 18 bepaal word, die bevoegdhede uit te oefen wat kragtens regulasie 7 van die aanhangsel tot Proklamasie No. 201 van 1939 aan 'n Staatsminister verleen word;
- (d) enige beheerde materiale of oorlogsvoorrade te vervaardig of te produseer;
- (e) kontrakte aan te gaan vir die aankoop of produksie van enige beheerde materiaal of oorlogsvoorrade in die Unie of elders, sonder om die saak aan die Unie-raad vir Tenders en Leweransies voor te lê of sy goedkeuring te verkry;
- (f) onroerende goed wat vir die doeltreffende verrigting van uitoefening van sy werksaamhede en bevoegdhede ingevolge hierdie regulasies benodig word aan te koop, te huur of andersins te verkry, en om vir die doeleindes van hierdie paragraaf die bevoegdheid om grond te kommandeer wat kragtens regulasie 6 van Proklamasie No. 201 van 1939 aan 'n Staatsminister verleen word, uit te oefen;
- (g) fabriekke, werke en geboue wat hy nodig ag om aan die oogmerke van hierdie regulasies gevolg te gee, op te rig;
- (h) tot die wysiging of beëindiging van enige kontrak wat hy aangegaan het, toe te stem;
- (i) alle eiendom wat ingevolge hierdie regulasies deur hom verkry is, op sulke voorwaardes as wat hy goed vind te verhuur, te verkoop of andersins daaroor te beskik;

- (g) to prohibit, restrict, or regulate imports into and exports from the Union;
- (k) to constitute such bodies and to appoint such officers as he deems necessary to assist him in the exercise of his powers and functions under these regulations;
- (l) at his discretion and on such conditions as he may prescribe, to acquire—

- (i) in the Union; or
- (ii) outside the Union through such channels as are provided by the Government for the purpose of such extra-Union procurement,

any goods on behalf of any person or organization.

(2) All goods and supplies required by the Department of Defence shall, unless otherwise directed by the Minister of Defence, be procured through the Director-General.

FINANCIAL.

10. (1) Purchases made and contracts entered into by the Director-General and the expenses resulting from the exercise of his powers under these regulations shall be financed in such manner as shall be determined by the Treasury.

(2) No liability for expenditure under these regulations shall be incurred, except with the approval of and in accordance with procedure to be laid down by the Treasury: Provided that this sub-regulation shall not apply to expenditure incurred at the request and on behalf of a department of State which holds the necessary authority for that expenditure.

DELEGATION OF POWERS.

11. The Director-General may, subject to such conditions as he thinks fit to impose, authorize any person to exercise on his behalf any of the powers conferred upon him by these regulations.

CONTINUANCE OF EXISTING WAR SUPPLIES OFFICERS, ETC.

12. All officers, except the Director-General of War Supplies and the Secretary to the Director-General of War Supplies, appointed under Proclamation No. 294 of 1939, and holding office at the date of coming into operation of these regulations, shall be deemed to have been appointed in terms of regulation 9 (1) (k) hereof and any valid notice, order or prohibition issued by any such officer or his duly authorized agent shall be deemed to have been issued under these regulations, and all subsisting contracts entered into by the Director-General of War Supplies and any orders issued in connection therewith shall be deemed to have been entered into or issued by the Director-General.

APPOINTMENT OF DIRECTOR-GENERAL AND SECRETARY.

13. Dr. Hendrik Johannes van der Bijl shall be deemed to have been appointed Director-General of Supplies and Roderick Robert Macgregor, Esq., Secretary to the Director-General under these regulations.

INSPECTORS.

14. (1) Subject to the provisions of regulations 9 (1) and 10 (2) the Director-General may appoint any person as an inspector under these regulations.

(2) Every inspector shall be furnished with a certificate signed by an officer designated by the Director-General and stating that he has been appointed as an inspector under these regulations. Such certificate shall be produced upon demand.

DIRECTOR-GENERAL MAY DEMAND INFORMATION.

15. (1) The Director-General may by notice in the *Gazette* or in writing directed to the person concerned—

- (a) order any person who deals in, or, in the course of his business or trade, handles any controlled material, or any article which contains any controlled material, or goods of a class required for war supplies, to furnish the Director-General within the time and in the form prescribed in the notice, with such returns and information as are specified in the notice, relating to his business or to any such material, article or goods which he or his agent has or had in his possession or custody or over which he has or had any control or which he is capable of manufacturing;
- (b) order any person owning or having power to dispose of or being in possession or control of any controlled material, to furnish the Director-General within the time and in the form prescribed in the notice, with such returns and other information relating to that material and to the business, if any, of that person as are specified in the notice;
- (c) order any person mentioned in paragraph (a) to keep such records relating to any material, article or goods referred to in that paragraph, and to the business of that person as the Director-General may direct in the said notice.

(2) Any such person shall, at the request of an inspector, forthwith produce to such inspector any book or document at his disposal which relates to any such material or goods as are referred to in sub-regulation (1) and permit the inspector to make a copy thereof, or to take an extract

(g) invoer in en uitvoer uit die Unie te verbied te beperk of te reël;

(k) sulke liggame in te stel en sulke amptenare aan te stel as wat hy nodig ag om hom behulpzaam te wees by die uitoefening van sy bevoegdhede en die verrigting van sy werksaamhede kragtens hierdie regulasies;

(l) volgens goeddunke en op sulke voorwaardes as wat hy mag bepaal, enige goedere ten behoeve van enige persoon of organisasie te verkry—

- (i) binne die Unie; of
- (ii) buite die Unie deur die vir sodanige verkrygings-doeleindes opgerigte regeringskanale.

(2) Alle goedere en dienste wat die Departement van Verdediging nodig het word deur die Direkteur-generaal verkry behalwe wanneer die Minister van Verdediging andersins beveel.

GELDELIK.

10. (1) Aankope gedoen en kontrakte aangegaan deur die Direkteur-generaal en die onkoste wat voortvloei uit die uitoefening van sy bevoegdhede kragtens hierdie regulasies word gefinansier op so'n wyse as wat die Tesourie bepaal.

(2) Geen aanspreeklikheid vir uitgawe kragtens hierdie regulasies mag gemaak word nie behalwe met die goedkeuring van die Tesourie en ooreenkomstig 'n prosedure deur hom voorgeskryf te word: Met dien verstande dat hierdie sub-regulasie nie van toepassing is nie op uitgawe wat gemaak is op versoek en ten behoeve van 'n Staatsdepartement wat die nodige magtiging vir daardie uitgawe besit.

OORDRAG VAN BEVOEGDHED.

11. Die Direkteur-generaal kan, onderworpe aan sulke voorwaardes as wat hy volgens goeddunke mag opleë, enigeen magtig om een of meer van die bevoegdhede wat deur hierdie regulasies aan hom verleen word, namens hom uit te oefen.

INDIENSHOUDING VAN BESTAANDE OORLOGSVOORRADE-AMPTENARE, ENS.

12. Alle amptenare, behalwe die Direkteur-generaal van Oorlogsvoorrade en die Sekretaris van die Direkteur-generaal van Oorlogsvoorrade, aangestel kragtens Proklamasie No. 294 van 1939, wat hul amp beklee op die datum van inwerking-treding van hierdie regulasies, word geag ingevolge regulasie 9 (1) (k) hiervan aangestel te gewees het, en enige geldige kennisgewing, bevel of verbod wat deur so'n amptenaar of sy behoorlik gemagtigde agent uitgevaardig is word geag kragtens hierdie regulasies uitgevaardig te gewees het, en alle bestaande kontrakte wat deur die Direkteur-generaal van Oorlogsvoorrade aangegaan is en alle bevele wat in verband daarmee uitgevaardig is word geag deur die Direkteur-generaal aangegaan of uitgevaardig te gewees het.

AANSTELLING VAN DIREKTEUR-GENERAAL EN SEKRETARIS.

13. Dit word beskou dat dr. Hendrik Johannes van der Bijl as Direkteur-generaal van Voorrade en die heer Roderick Robert MacGregor as Sekretaris van die Direkteur-generaal ingevolge hierdie regulasies aangestel is.

INSPEKTEURS.

14. (1) Behoudens die bepalinge van regulasies 9 (1) en 10 (2), kan die Direkteur-generaal enigeen as inspekteur ingevolge hierdie regulasies aanstel.

(2) Elke inspekteur word voorsien van 'n sertifikaat, deur 'n deur die Direkteur-generaal aangewese amptenaar onderteken, waarin vermeld word dat hy as inspekteur ingevolge hierdie regulasies aangestel is. Sodanige sertifikaat moet op aanvraag vertoon word.

DIREKTEUR-GENERAAL KAN INLICHTING EIS.

15. (1) Die Direkteur-generaal kan by kennisgewing in die *Staatskoerant* of in 'n geskrif aan die betrokke persoon gerig—

- (a) enigeen wat in 'n beheerde materiaal of goedere van 'n soort wat vir oorlogsvoorrade benodig word, handel dryf of in die loop van sy besigheid of bedryf sodanige materiaal of goedere hanteer, beveel om aan die Direkteur-generaal, binne die tyd en in die vorm in die kennisgewing voorgeskryf, sodanige opgawes en inligting te verstrek as wat in die kennisgewing bepaal word, met betrekking tot sy besigheid of tot enige sodanige materiaal, artikel of goedere wat hy of sy agent in sy besit of bewaring het of gehad het of waaroor hy enige beheer het of gehad het of wat hy in staat is om te vervaardig;
- (b) enigeen wat eienaar is van enige beheerde materiaal of wat bevoeg is om daarvoor te beskik of wat dit in sy besit of onder sy beheer het beveel om aan die Direkteur-generaal binne die tyd en in die vorm in die kennisgewing voorgeskryf, sodanige opgawes en ander inligting met betrekking tot daardie materiaal en tot die besigheid (as daar een is) van daardie persoon as wat in die kennisgewing bepaal word, te verstrek;
- (c) enige in paragraaf (a) bedoelde persoon beveel om sulke aantekeninge te hou met betrekking tot enige materiaal, artikel of goedere in daardie paragraaf bedoel, en tot die besigheid van daardie persoon, as wat die Direkteur-generaal in genoemde kennisgewing gelas.

(2) Elke sodanige persoon moet, op versoek van 'n inspekteur, onverwyld aan daardie inspekteur enige boek of geskrif waaroor hy beskik wat betrekking het op enige sodanige materiaal of goedere as wat in sub-regulasie (1) bedoel word, oorleë, en die inspekteur toelaat om 'n afskrif

therefrom, and shall furnish the inspector with such other information (whether written or oral) relating to such goods as the inspector may demand from him.

(3) Any person—

- (a) who, having received an order mentioned in sub-regulation (1), fails forthwith to comply therewith, or
 - (b) who fails to comply with a request or demand mentioned in sub-regulation (2), or
 - (c) who knowingly or negligently furnishes the Director-General, or an inspector, or any other official lawfully acting under these regulations, with any incorrect information, or
 - (d) who hinders an inspector or any such other officer in the performance of his duties,
- shall be guilty of an offence.

RIGHT OF ENTRY.

16. (1) For the purpose of obtaining or of ascertaining the correctness of any information whatsoever required by the Director-General for the purposes of these regulations any inspector may, without previous notice, at any time enter any premises whatsoever, make such examination and enquiry as he deems necessary and take samples of any goods found therein.

(2) Any person in connection with whose business any premises are occupied or used for the purpose of manufacturing, treating or processing goods for or on behalf of the Director-General, and every person employed by him shall at all times furnish such facilities as are required by the inspector for entering the premises and exercising his powers under sub-regulation (1).

SECURITY.

17. Any person who discloses, except to a person whose duty it is to deal with the subject-matter of the disclosure, or when required to do so as a witness in a court of law, or for the purposes of these regulations, any information in relation to any person or business acquired in the performance of his duties in carrying out or in the exercise of his powers under these regulations, shall be guilty of an offence and liable on conviction to a fine not exceeding fifty pounds or imprisonment for a period not exceeding six months or to both such fine and such imprisonment.

DIRECTOR-GENERAL MAY DEMAND GOODS OR SERVICES.

18. (1) If any person is capable of supplying any goods or services, or is capable of manufacturing, processing or treating any goods which the Director-General in terms of these regulations is authorized to procure, the Director-General may order that person to supply such services or to manufacture, process or treat a specified quantity or number of such goods and to deliver them within a specified period at a specified place or to sell and to deliver a specified quantity or number of such goods within a specified period at a specified place, as the case may be.

(2) Any person who has received an order under sub-regulation (1) shall be deemed to be capable of performing the act which he is ordered to perform unless he proves that he is not so capable.

(3) In respect of any goods bought by or manufactured or treated for the Director-General or on his behalf the seller shall, when called upon to do so, declare and certify the cost to him of every item invoiced, in addition to the selling price.

(4) Notwithstanding the provisions of sub-regulations (3) the Director-General shall have the right to institute a cost examination in respect of every order placed by him or on his behalf, including orders placed at fixed prices.

(5) In every contract resulting from an order given by or on behalf of the Director-General or from the acceptance by him or on his behalf of any offer or tender for the manufacture, processing or treatment of any goods or for the supply of any goods, there shall be deemed to be incorporated a condition that the price stipulated by the seller is subject to determination and adjustment by the Director-General.

(6) Every person who supplies any service or sells any goods, or manufactures, processes or treats any articles in accordance with any order made by or on behalf of the Director-General, shall be paid such compensation or price as may be fixed by the Director-General, who, if he deems such procedure desirable, may cause cost investigation to be made by officers designated by him for that purpose.

(7) For the purpose of this regulation cost shall be determined in such manner as may be specified by the Director-General.

PART D.—CONTROLLED MATERIALS.

APPOINTMENT OF CONTROLLERS.

19. Subject to the provisions of regulations 9 (1) and 10 (2) the Director-General may appoint a Controller in respect of any controlled material.

daarvan of 'n uittreksel daaruit te maak, en moet aan die inspekteur sodanige ander inligting (ditsy skriftelik of mondeling) verstrek met betrekking tot sodanige goedere as wat die inspekteur van hom mag eis.

(3) Enigeen—

- (a) wat, nadat hy 'n in sub-regulasie (1) bedoelde bevel ontvang het, in gebreke bly om onverwyld daaraan te voldoen; of
 - (b) wat in gebreke bly om aan 'n in sub-regulasie (2) bedoelde versoek of eis te voldoen; of
 - (c) wat wetend of as gevolg van nalatigheid, onjuiste inligting verstrek aan die Direkteur-generaal of 'n inspekteur of aan enige ander beamppte wat wettiglik onder hierdie regulasies optree; of
 - (d) wat 'n inspekteur of enige sodanige beamppte by die verrigting van sy pligte hinder,
- is aan 'n misdryf skuldig.

REG VAN BETREDING.

16. (1) Ten einde enige inligting wat ookal, wat die Direkteur-generaal vir die doeleindes van hierdie regulasies nodig het, te verkry, of ten einde die juistheid daarvan vas te stel, kan 'n inspekteur sonder voorafgaande kennisgewing te eniger tyd enige perseel hoegenaamd betree, sodanige ondersoek en navraag doen as wat hy nodig ag, en monsters neem van enige goedere wat hy daarin aantref.

(2) Iedereen in verband met wie se besigheid 'n perseel geokkupeer of gebruik word om goedere op te vervaardig, te behandel of aan een of ander proses te onderwerp vir of ten behoewe van die Direkteur-generaal, en iedereen wat by hom in diens is, moet te alle tye sulke geleenthede verskaf as wat deur die inspekteur verlang word by die betreding van die perseel en die uitvoering van sy bevoegdhede kragtens subregulasie (1).

GEHEIMHOUDING.

17. Iedereen wat enige inligting met betrekking tot een of ander persoon of besigheid wat hy verkry het in die verrigting van sy pligte by die uitvoering van, of in die uitoefening van sy bevoegdhede, kragtens hierdie regulasies, openbaar behalwe aan iemand wie se plig dit is om met die onderwerp van die meedeling te handel, of wanneer dit van hom as getuie in 'n geregshof verlang word, of vir die doeleindes van hierdie regulasies, is aan 'n misdryf skuldig en by veroordeling strafbaar met 'n boete van hoogstens vyftig pond of gevangenisstraf vir 'n tydperk van hoogstens ses maande of met beide sodanige boete en sodanige gevangenisstraf.

DIREKTEUR-GENERAAL KAN GOEDERE OF DIENSTE EIS.

18. (1) As iemand in staat is om enige goedere of dienste te lewer, of in staat is om goedere wat die Direkteur-generaal ingevolge hierdie regulasies gemagtig is om te verkry, te vervaardig of aan een of ander proses te onderwerp, of te behandel, dan kan die Direkteur-generaal so iemand beveel om sodanige dienste te lewer of om 'n bepaalde hoeveelheid of aantal van sodanige goedere te vervaardig, aan een of ander proses te onderwerp of te behandel, en om hulle binne 'n bepaalde tydperk op 'n bepaalde plek te lewer, of om 'n bepaalde hoeveelheid of aantal van sodanige goedere te verkoop en binne 'n bepaalde tydperk op 'n bepaalde plek te lewer, na gelang van die geval.

(2) Iedereen wat 'n bevel kragtens subregulasie (1) ontvang het, word geag in staat te wees tot verrigting van die handelinge wat hy beveel word om te verrig tensy hy bewys dat hy nie daartoe in staat is nie.

(3) Ten opsigte van goedere wat deur of namens die Direkteur-generaal aangekoop is of wat vir of namens hom vervaardig of behandel is, moet die verkoper, wanneer dit van hom verlang word, die koste vir hom van elke item wat in die faktuur voorkom, benewens die verkoopprys, opgee en sertifiseer.

(4) Ondanks die bepalinge van subregulasie (3) het die Direkteur-generaal die reg om 'n koste-onderzoek in te stel ten opsigte van elke bestelling wat deur of namens hom geplaas is, met inbegrip van bestellings wat teen vasgestelde prys geplaas is.

(5) Dit word beskou dat elke kontrak wat ontstaan uit 'n bevel wat deur of namens die Direkteur-generaal gegee is, of uit die aanvaarding deur of namens hom van 'n aanbod of tender om goedere te vervaardig, aan een of ander proses te onderwerp of te behandel, of om goedere te lewer, 'n voorwaarde bevat dat die prys wat deur die verkoper bepaal is, aan vasstelling en reëling deur die Direkteur-generaal onderworpe is.

(6) Aan iedereen wat een of ander diens lewer of goedere verkoop of artikels vervaardig, aan een of ander proses onderwerp of behandel ooreenkomstig 'n bevel deur of namens die Direkteur-generaal gegee, word sodanige vergoeding of prys betaal as wat die Direkteur-generaal vasstel, en laasgenoemde kan, indien hy dit wenslik ag, 'n koste-onderzoek laat instel deur amptenare vir daardie doel deur hom aangewys.

(7) Vir die doeleindes van hierdie regulasie word koste vasgestel op so 'n wyse as wat die Direkteur-generaal bepaal.

DEEL D.—BEHEERDE MATERIALE.

AANSTELLING VAN KONTROLEURS.

19. Behoudens die bepalinge van regulasies 9 (1) en 10 (2), kan die Direkteur-generaal 'n kontroleur ten opsigte van enige beheerde materiaal aanstel.

AMENDMENT OF SCHEDULE.

20. The Chairman of the Council may by notice in the *Gazette* amend the Schedule to these regulations by deletion therefrom or addition thereto of any material or article.

EXISTING CONTROL MACHINERY.

21. All officers appointed and all bodies constituted under War Measure No. 7 of 1942 shall be deemed to have been appointed or constituted in terms of regulation 9 (1) (k) and any notice, order or prohibition which was issued by a controller or his duly authorized agent under the said War Measure and which was in force at the date of coming into operation of these regulations shall remain of force and effect until it is cancelled or amended under these regulations.

DISPOSAL OF CONTROLLED MATERIALS.

22. The Director-General may by notice in the *Gazette* or in writing directed to the person concerned—

- (a) prohibit or regulate the acquisition, disposal or use of any controlled material or the manufacture of any article which consists of or contains any controlled material, except on such conditions as he may impose;
- (b) order any person to dispose of any controlled material to such other person and in such manner as the Director-General may direct in the said notice, upon payment by the last-mentioned person to the first-mentioned person of the cost of such controlled material plus a percentage of such cost or an amount fixed by the Director-General.

CONFISCATION OF ILLEGALLY ACQUIRED GOODS.

23. (1) The Director-General may confiscate any goods which in his opinion have been acquired in contravention of the provisions of regulation 22, and unless the owner, within 14 days, proves to the satisfaction of the Director-General that the said goods were lawfully acquired they may be dealt with at the absolute discretion of the Director-General without payment of any compensation.

(2) Nothing in this section contained shall be deemed to release the person concerned from any criminal liability which he may have incurred in respect of the said goods.

(3) From any decision of the Director-General under sub-regulation (1) an appeal shall lie to the Prime Minister or other Minister appointed by him for the purpose, whose decision shall be final.

PART E.—IMPORTS AND EXPORTS.

DIRECTOR-GENERAL'S POWERS IN RESPECT OF IMPORTS AND EXPORTS.

24. (1) Subject to the provisions of regulations 5 and 6, the Director-General may, from time to time, by notice in the *Gazette*, prohibit, restrict or regulate imports into or exports from the Union.

(2) The Director-General may order any person who manufactures or deals in any goods or handles any goods in the course of his business or trade, to furnish him with any information whatsoever available to that person, relating to the importation, exportation, manufacture, supply or storage of such goods.

CONTINUANCE OF EXISTING NOTICES, ETC.

25. Any notice, order, prohibition, licence, recommendation or decision issued or made under War Measure No. 30 of 1941 and in force at the date of coming into operation of these regulations, shall remain of force until cancelled or amended under these regulations.

ISSUE OF PERMITS.

26. Whenever the Director-General has in terms of regulation 24 prohibited the importation into or the exportation from the Union of any goods except under permit he shall be the proper authority to issue any such permit.

POWERS OF DIRECTOR-GENERAL IN RESPECT OF PERMITS, ETC.

27. The Director-General may—

- (a) prescribe the form of any application, permit, certificate or other document under this Part;
- (b) prescribe the conditions for the issue of any such permit, certificate or other document;
- (c) direct that importers of such classes of goods as he may determine shall combine their orders in such manner and on such conditions as he may prescribe.

CERTIFICATES OF ESSENTIALITY.

28. Where the acquisition of any goods for exportation from any country to the Union is dependent upon the production of a certificate that such goods are essential to the prosecution of the war or the maintenance of the life of the civil population of the Union on a wartime basis, persons in the Union who desire to obtain such goods from any such country may apply for such a certificate to the Director-General, who shall be the proper authority to issue such certificate.

WYSIGING VAN BYLAE.

20. Die Voorsitter van die Raad kan by kennisgewing in die *Staatskoerant* die bylae van hierdie regulasies wysig deur enige materiaal of artikel daaruit weg te laat of daaraan toe te voeg.

BESTAANDE BEHEERSTELSEL.

21. Alle amptenare aangestel en alle liggame ingestel kragtens Oorlogsmaatreël No. 7 van 1942 word geag kragtens regulasie 9 (1) (k) aangestel of ingestel te gewees het, en enige kennisgewing, bevel of verbod wat kragtens genoemde Oorlogsmaatreël deur 'n kontroleur of sy behoorlik gemagtigde agent uitgevaardig is en wat van krag was op die datum van inwerkingtreding van hierdie regulasies, bly van krag totdat dit kragtens hierdie regulasies ingetrek of gewysig word.

BESKIKKING OOR BEHEERDE MATERIALE.

22. Die Direkteur-generaal kan by kennisgewing in die *Staatskoerant* of in 'n geskrif aan die betrokke persoon gerig—

- (a) die verkryging, beskikking oor, of gebruik van enige beheerde materiaal of die vervaardiging van enige artikel wat uit 'n beheerde materiaal bestaan of dit bevat, verbied of reël, behalwe op sulke voorwaardes as wat hy mag opleë;
- (b) enigeen beveel om 'n beheerde materiaal aan so iemand anders en op so'n wyse as wat die Direkteur-generaal in bedoelde kennisgewing gelas, van die hand te sit, teen betaling deur laasgenoemde aan eersgenoemde van die koste van sodanige beheerde materiaal plus 'n persentasie van daardie koste of 'n bedrag deur die Direkteur-generaal vasgestel.

VERBEURDVERKLARING VAN ONWETTIG VERKREE GOEDERE.

23. (1) Die Direkteur-generaal kan enige goedere wat volgens sy mening in stryd met die bepalinge van regulasie 22 verkry is, verbeurd verklaar, en tensy die eienaar binne veertien dae ten genoë van die Direkteur-generaal bewys dat bedoelde goedere wettig verkry is, kan daarvoor volkome volgens goeiddunke van die Direkteur-generaal, sonder betaling van enige vergoeding, beskik word.

(2) Die bepalinge van hierdie artikel word nie geag die betrokke persoon van enige strafregtelike aanspreeklikheid wat hy ten opsigte van bedoelde goedere mag opgehoop het, te bevry nie.

(3) Teen 'n beslissing van die Direkteur-generaal kragtens subregulasie (1) kan in hoër beroep gegaan word by die Eerste Minister, of 'n ander Minister deur hom vir die doel benoem, wie se beslissing finaal is.

DEEL E.—INVOER EN UITVOER.

BEVOEGDHEDE VAN DIREKTEUR-GENERAAL TEN OPSIGTE VAN INVOER EN UITVOER.

24. (1) Behoudens die bepalinge van regulasies 5 en 6, kan die Direkteur-generaal van tyd tot tyd by kennisgewing in die *Staatskoerant*, die invoer in en die uitvoer uit die Unie, verbied, beperk of reël.

(2) Die Direkteur-generaal kan enigeen wat enige goedere vervaardig of daarin handel dryf, of enige goedere in die loop van sy besigheid of beroep hanteer, beveel om aan hom enige inligting, wat ookal, waarvoor so iemand beskik, met betrekking tot die invoer, uitvoer, vervaardiging, leweransie of berging van sodanige goedere, te verstrek.

INDIENSHOUDING VAN BESTAANDE KENNISGEWINGS, ENS.

25. Enige kennisgewing, bevel, verbod, lisensie, aanbeveling of beslissing wat kragtens Oorlogsmaatreël No. 30 van 1941 uitgevaardig of gedoen is, en wat op die datum van inwerkingtreding van hierdie regulasies van krag is, bly van krag totdat dit kragtens hierdie regulasies ingetrek of gewysig word.

UITREIKING VAN PERMITTE.

26. Wanneer die Direkteur-generaal ingevolge regulasie 24 die invoer in of die uitvoer uit die Unie van goedere, behalwe ingevolge 'n permit, verbied het dan is hy die gesag wat bevoeg is om so'n permit uit te reik.

BEVOEGDHEDE VAN DIREKTEUR-GENERAAL TEN AANSIEN VAN PERMITTE, ENS.

27. Die Direkteur-generaal kan—

- (a) die vorm van enige aansoek, permit, sertifikaat of ander skriftelike stuk ingevolge hierdie deel, voorskryf;
- (b) die voorwaardes vir die uitreiking van so'n permit, sertifikaat of ander stuk voorskryf;
- (c) gelas dat invoerders van sodanige soorte goedere as wat hy bepaal, hulle bestellings op so'n wyse en op sulke voorwaardes as wat hy voorskryf, moet kombineer.

NOODSAAKLIKHEIDCERTIFIKATE.

28. Wanneer die verkryging van goedere vir uitvoer uit enige land na die Unie afhanklik is van die oorlegging van 'n sertifikaat dat sodanige goedere noodsaaklik is vir die voortsetting van die oorlog of die handhawing van die lewe van die burgerlike bevolking van die Unie op 'n oorlogsbasis, dan kan persone in die Unie wat verlang om sodanige goedere uit so'n land te verkry, by die Direkteur-generaal om so'n sertifikaat aansoek doen en laasgenoemde is die gesag wat bevoeg is om so'n sertifikaat uit te reik.

PRIORITIES.

29. Subject to the provisions of regulation 5 the Director-General may—
- prescribe the order of priority of goods or classes of goods to be observed in the issue of permits under regulation 26;
 - recommend to the proper authorities in any other country, the order of priority in which particular goods or classes of goods shall be shipped to the Union from that country;
 - prescribe the goods or classes of goods in respect of which the certificates mentioned in regulation 28 may be issued.

PART F.—SUPPLY MISSIONS AND EXTERNAL PROCUREMENTS FUND.

DEFINITIONS.

30. In this Part, except where the context otherwise indicates—

- “Fund” means the External Procurement Fund established in terms of regulation 34;
- “Minister” means the Minister of Commerce and Industries, or any other Minister of State acting on behalf of such Minister;
- “Mission” means any Union of South Africa Government Supply Mission established in terms of regulation 31.

SUPPLY MISSIONS.

31. (1) The Minister may establish in any country a Union of South Africa Government Supply Mission, and may appoint any suitable person as the head of the mission, who shall, subject to the directions of the Minister, perform such functions as may be entrusted to him by the Minister.

(2) The head of any mission may with the approval of the Minister appoint suitable persons to assist him in the performance of his functions.

(3) The Minister may—

- import commodities or direct any mission to purchase or place an order for goods on behalf of the Government or the Director-General;
- make all arrangements for the collection of such payments as are to be made to or through him;
- pay any expenses or direct any mission to pay any expenses including exchange and interest charges incidental to the acquisition, transport, shipping, insurance, landing, storage, distribution, sale or disposal of any goods acquired on behalf of the Government or the Director-General.

LEVY ON GOODS ACQUIRED.

32. There shall be levied in respect of all goods purchased under paragraph (3) (a) of regulation 31 such percentage, by way of commission as the Minister may from time to time determine.

MINISTER TO KEEP RECORDS AND APPOINT STAFF, ETC.

33. (1) The Minister shall cause proper records to be kept of the Fund and of all transactions authorized by regulation 31, and shall appoint persons who publicly carry on the profession of accountants to audit such records at least once every six months.

(2) The Minister may, subject to the laws governing the public service, appoint such advisers, committees and personnel as he deems necessary to assist him in the discharge of his functions under this Part.

IMPORTS CONTROL FUND.

34. (1) There shall be established a fund known as the External Procurements Fund, herein referred to as the Fund, which shall be administered by the Minister or an officer authorized by him to act on his behalf. A banking account shall be opened for the Fund with the South African Reserve Bank.

(2) The Fund shall be divided into two parts, to be known as the Administration Account and the Trading Account respectively.

(3) There shall be paid into the Fund for the benefit of the Administration Account—

- all moneys collected in terms of regulation 32;
- all sums leviable in terms of regulation 10 of the Annexure to War Measure No. 53 of 1941, or payable in terms of regulation 3 of the Annexure to War Measure No. 18 of 1942, and not levied or collected on the date of coming into operation of these regulations;
- such portion of the balance referred to in regulation 35 as was collected in terms of the Annexures to the War Measures referred to in paragraph (b);
- any sums which Parliament may appropriate from time to time for meeting the remuneration or administrative expenses of advisers, committees and personnel appointed for the purposes of this Part.

(4) There shall be paid into the Fund for the benefit of the Trading Account—

- any amounts due to the Fund in respect of goods procured, but excluding amounts referred to in sub-regulation (3);
- such amounts in respect of the charges incidental to the acquisition, transport, shipping, insurance, landing, storage and distribution of goods procured as the Treasury may direct;

VOORRANGSINDELING.

29. Met inagneming van die bepalings van regulasie 5 kan die Direkteur-generaal—

- die voorrangsindeling van goedere of soorte goedere, wat by die uitreiking van permitte kragtens regulasie 26 in ag geneem moet word, voorskryf;
- by die bevoegde owerheid in enige ander land, die voorrangsindeling aanbeveel waarvolgens bepaalde goedere of soorte goedere uit daardie land na die Unie verskeep moet word;
- die goedere of soorte goedere ten opsigte waarvan die in regulasie 28 bedoelde sertifikate uitgereik mag word, voorskryf.

DEEL F.—VOORRADESENDINGS EN BUITELANDSE VERKRYGINGSFONDS.

BEGRIFFSBEPALINGS.

30. In hierdie deel, tensy uit die samehang anders blyk, beteken—

- „fonds”, die Buitelandse Verkrygingsfonds kragtens regulasie 34 ingestel;
- „Minister”, die Minister van Handel en Nywerheid of enige ander Staatsminister wat namens daardie Minister optree;
- „Sending”, ’n Regeringsvoorraadesending van die Unie van Suid-Afrika, ingevolge regulasie 31 ingestel.

VOORRADESENDINGS.

31. (1) Die Minister kan in enige land ’n Regeringsvoorraadesending van die Unie van Suid-Afrika instel, en kan enige geskikte persoon tot hoof van die Sending benoem. Laasgenoemde verrig, onderworpe aan die lasgewing van die Minister, sodanige werksaamhede as wat deur die Minister aan hom toevertrou word.

(2) Die hoof van ’n Sending kan, met die goedkeuring van die Minister, geskikte persone aanstel om hom met die verrigting van sy werksaamhede behulpzaam te wees.

(3) Die Minister kan—

- goedere invoer of enige Sending gelas om goedere ten behoeve van die regering of die Direkteur-generaal aan te koop of ’n bestelling daarvoor te plaas;
- alle reëlins tref vir die invordering van sulke betalings as wat aan of deur hom gemaak moet word;
- enige koste betaal of ’n Sending gelas om enige koste te betaal, met inbegrip van devise- of rentekoste, wat in verband staan met die verkryging, vervoer, verskeping, versekering, landing, berging, distribusie of verkoping van, of beskikking oor, goedere wat ten behoeve van die regering of die Direkteur-generaal verkry is.

HEFFING OP VERKREEE GOEDERE.

32. Op alle goedere kragtens paragraaf (3) (a) van regulasie 31 aangekoop, word daar by wyse van kommissie so’n persentasie gehef as wat die Minister van tyd tot tyd vasstel.

MINISTER MOET AANTEKENINGE HOU EN KAN PERSONEEL, ENS., AANSTEL.

33. (1) Die Minister moet behoorlike aantekeninge van die fonds en van alle deur regulasie 31 gemagtigde transaksies laat hou, en moet persone wat in die openbaar die beroep van rekenmeesters uitoefen aanstel om sodanige aantekeninge minstens eenmaal in die ses maande te ouditeer.

(2) Met inagneming van die wette wat die Staatsdiens reël kan die Minister sodanige adviseurs, komitees en personeel aanstel as wat hy nodig ag om hom by te staan in die verrigting van sy werksaamhede ingevolge hierdie deel.

INVOERREHEERFONDS.

34. (1) Daar word ’n fonds, bekend te staan as die Buitelandse Verkrygingsfonds ingestel, wat deur die Minister of ’n amptenaar deur hom gemagtig om namens hom te handel, geadmistreer word. ’n Bankrekening word vir die fonds by die Suid-Afrikaanse Reserwebank geopen.

(2) Die fonds word in twee dele verdeel, wat onderskeidelik as die Administrasierekening en die Handelsrekening bekend sal staan.

(3) Daar word ten bate van die Administrasie-rekening in die Fonds inbetaal—

- alle gelde wat ingevolge regulasie 32 ingevorder word;
- alle bedrae hefbaar ingevolge regulasie 10 van die aanhangsel van Oorlogsmaatreël No. 53 van 1941, of betaalbaar ingevolge regulasie 3 van die aanhangsel van Oorlogsmaatreël No. 18 van 1942, en wat nie op die datum van inwerkingtreding van hierdie regulasies gehef of ingevorder is nie;
- sodanige gedeelte van die in regulasie 35 bedoelde balans as wat ingevolge die aanhangsels van die in paragraaf (b) bedoelde Oorlogsmaatreëls ingevorder is;
- bedrae wat die Parlement van tyd tot tyd beskikbaar stel ter bestryding van die besoldiging of administrasiekoste van adviseurs, komitees en personeel aangestel vir die doeleindes van hierdie deel.

(4) Daar word ten bate van die Handelsrekening in die Fonds inbetaal—

- bedrae aan die Fonds verskuldig ten opsigte van goedere wat verkry is, maar met uitsluiting van bedrae in subregulasie (3) bedoel;
- sulke bedrae ten opsigte van die koste in verband met die verkryging, vervoer, verskeping, versekering, landing, berging en distribusie van goedere as wat die Tesourie gelas;

- (c) any sums payable under War Measure No. 53 of 1941 not collected on the date of coming into operation of these regulations, except the sums referred to in paragraph (b) of sub-regulation (3).
- (5) The moneys in the Administration Account may be used to defray—
- the expenditure in connection with the establishment and work of any mission;
 - the salaries, wages and allowances of any advisers, committees and personnel appointed for the purposes of this Part and the remuneration of auditors appointed in terms of regulation 33;
 - any administrative expenses of any advisers, committees or personnel appointed for the purposes of, and any expenditure incidental to the administration of this Part;
 - any expenditure chargeable to the fund established by regulation 11 of the Annexure to the War Measure No. 53 of 1941, which is unpaid when that fund is closed, and which would under these regulations be chargeable to the Administration Account;
 - any such expenditure in respect of acts done or purporting to have been done under any measure repealed by regulation 39, as the Minister may determine.
- (6) The moneys in the Trading Account may be used to defray any expenditure in connection with the carrying out of this Part, other than that provided for in sub-regulation (5).
- (7) Any moneys in the Fund from time to time, which in the opinion of the Treasury are surplus to the requirements of the Fund, shall be dealt with in such manner as the Treasury, acting in terms of powers conferred by law, may direct.

CLOSING OF OLD FUND.

35. At the date of coming into operation of these regulations, the fund established by regulation 11 of the Annexure to War Measure No. 53 of 1941, shall be closed in such manner as the Minister may determine, and any balance in that fund shall be paid into the Fund.

PART G.—MISCELLANEOUS.

FEE FOR PERMITS, ETC.

36. The Chairman of the Council may by notice in the *Gazette* impose a fee in respect of every application for a permit, certificate of essentiality or other authorization which may be required under these regulations. Such fee shall not exceed five shillings for each application in respect of such quantity of material or number of articles as is prescribed in the said notice, but any number of applications and any number of permits or other authorizations may be included in one document.

PENALTY CLAUSE.

37. Any person who contravenes or who refuses or fails forthwith to comply with any notice, order or prohibition or obligation imposed under these regulations, with which it is his duty to comply, and any person who knowingly or negligently furnishes any incorrect or incomplete information in compliance with the provisions of these regulations, or in connection with any matter dealt with thereunder, or who hinders any person authorized under these regulations in the exercise of a power thereby conferred upon him, shall be guilty of an offence, and if no penalty is prescribed for such offence he shall be liable on conviction to a fine not exceeding five hundred pounds, or to imprisonment for a period not exceeding two years or to both such fine and such imprisonment.

JURISDICTION OF MAGISTRATE'S COURT.

38. Notwithstanding anything to the contrary contained in any other law, a Magistrate's Court shall have jurisdiction to impose the penalties prescribed by these regulations.

REPEAL OF LAWS.

39. (1) The laws mentioned below are hereby repealed to the extent set out in the fourth column—

Year.	War Measure No.	Proclamation No.	Extent of repeal.
1939.....	—	201	Regulation 31.
1941.....	30	154	The whole.
1941.....	53	218	The whole.
1941.....	56	223	The whole.
1942.....	7	20	The whole.
1942.....	14	35	Regulations 1, 2 and 6.
1942.....	18	42	The whole.
1942.....	39	100	The whole.
1942.....	59	145	Regulation 1.
1942.....	117	283	The whole.

(2) Sub-regulation (3) and sub-regulation (4) [in so far as it relates to sub-regulation (3)] of regulation 8bis of Proclamation No. 201 of 1939 are hereby deleted, save that any notice, order, prohibition or measure issued or taken thereunder by the Minister or his duly authorized agent in force at the date of coming into operation of these regulations shall remain of force until it is cancelled or amended under these regulations.

- (c) bedrae betaalbaar ingevolge Oorlogsmaatreël No. 53 van 1941 wat nie op die datum van inwerkingtreding van hierdie regulasies ingevorder is nie, behalwe die bedrae in paragraaf (b) van subregulasie (3) bedoel.
- (5) Die gelde in die Administrasierekening kan aangewend word om die volgende te bestry:—
- Die uitgawe in verband met die instelling en werksaamhede van 'n Sending;
 - die salarisse, lone en toelaes van adviseurs, komitees en personeel aangestel vir die doeleindes van hierdie Deel en die besoldiging van ouditeurs ingevolge regulasie 33 aangestel;
 - enige administratiewe onkoste van adviseurs, komitees of personeel aangestel vir doeleindes van, en enige uitgawe in verband met die uitvoering van hierdie deel;
 - enige onkoste wat bestry moet word uit die fonds ingestel by regulasie 11 van die aanhangsel van Oorlogsmaatreël No. 53 van 1941, wat nog nie betaal is wanneer daardie fonds afgesluit word nie, en wat kragtens hierdie regulasies uit die Administrasierekening bestry sou moes word;
 - enige sodanige onkoste ten opsigte van handelings wat verrig is, of volgens hul strekking verrig is, kragtens een of ander deur regulasie 39 herroepe maatreël, as wat die Minister bepaal.
- (6) Die gelde in die handelsrekening kan aangewend word ter bestryding van enige onkoste in verband met die uitvoering van hierdie deel, behalwe dié waarvoor in sub-regulasie (5) voorsiening gemaak word.
- (7) Oor gelde wat van tyd tot tyd in die fonds is en wat volgens oordeel van die Tesourie nie vir die behoeftes van die fonds benodig word nie, word beskik op so'n wyse as wat die Tesourie, handelende volgens by wet verleende bevoegdhede, mag gelas.

AFSLUITING VAN OU FONDS.

35. Op die datum van inwerkingtreding van hierdie regulasies word die fonds ingestel by regulasie 11 van die aanhangsel van Oorlogsmaatreël No. 53 van 1941 afgesluit op so'n wyse as wat die Minister bepaal, en die balans (indien daar een is) in daardie fonds word in die fonds inbetaal.

DEEL G.—DIVERSE.

PERMITGELDE, ENS.

36. Die Voorsitter van die Raad kan by kennisgewing in die *Staatkoerant* 'n fooi ophê ten opsigte van elke aansoek om 'n permit, noodsaaklikheidsertifikaat of ander magtiging wat ingevolge hierdie regulasies vereis word. So 'n fooi gaan nie vyf sjelings te bowe nie vir elke aansoek ten opsigte van so'n hoeveelheid materiaal of getal artikels as wat in bedoelde kennisgewing voorgeskryf word, maar enige getal aansoeke en enige getal permitte of ander magtigings kan in een skriftelike stuk opgeneem word.

STRAFBEPALING.

37. Iedereen wat 'n oortreding begaan van, of wat weer of in gebreke bly om onverwyld te voldoen aan, enige kennisgewing, bevel of verbod, of verpligting opgelê, kragtens hierdie regulasies waaraan dit sy plig is om te voldoen, en iedereen wat wetend of as gevolg van nalatigheid enige onjuiste of onvolledige inligting verstrek ter voldoening aan die bepalings van hierdie regulasies of in verband met enige aangeleentheid wat ingevolge daarvan behandel is, of wat enige ingevolge hierdie regulasies gemagtigde persoon by die uitoefening van 'n daarty aan hom verleende bevoegdheid hinder, is aan 'n misdryf skuldig, en indien geen straf vir so'n misdryf voorgeskryf word nie, is hy by skuldigebevinding strafbaar met 'n boete van hoogstens vyfhonderd pond of met gevangenisstraf vir 'n tydperk van hoogstens twee jaar of met beide sodanige boete en sodanige gevangenisstraf.

REGSBEVOEGDHEID VAN MAGISTRAATSHOF.

38. Ondanks die bepalings van enige ander wet, het 'n magistratshof regsbevoegdheid om die deur hierdie regulasies bepaalde strawwe op te lê.

HERROEPING VAN WETTE.

39. (1) Die hieronder genoemde wette word hierby herroep vir sover in die vierde kolom aangedui word—

Jaar.	Oorlogsmaatreël-nommer.	Proklamasie-nommer.	Omvang van herroeping.
1939.....	—	201	Regulasie 31.
1941.....	30	156	Die geheel.
1941.....	53	213	Die geheel.
1941.....	56	223	Die geheel.
1942.....	7	20	Die geheel.
1942.....	14	35	Regulasies 1, 2 en 6.
1942.....	18	42	Die geheel.
1942.....	39	100	Die geheel.
1942.....	59	145	Regulasie 1.
1942.....	117	283	Die geheel.

(2) Subregulasie (3) en subregulasie (4) [vir sover dit op subregulasie (3) betrekking het] van regulasie 8bis van Proklamasie No. 201 van 1939 word hierby geskrap, behalwe dat enige kennisgewing, bevel, verbod of maatreël wat ingevolge daarvan deur die Minister of sy behoorlik gemagtigde agent uitgereik of geneem is en wat op die datum van inwerkingtreding van hierdie regulasies van krag is, van krag bly totdat dit kragtens hierdie regulasies ingetrek of gewysig word.

DATE OF COMMENCEMENT.

40. (1) These regulations, except Part E, shall come into operation on the first day of February, 1943.

(2) Part E shall come into operation on a date to be fixed by the Prime Minister by notice in the Gazette.

SCHEDULE.

1. (a) Iron and steel in any of the following forms:—
Pig, scrap; ingot; billet, bloom, slab, sheet bar; plate, sheet (and whether coated or uncoated), but excluding tinplate; angle, channel, tee, joist, piling section, other structural sectional material; round, rod, square, hexagon, flat, other section or shape (and whether black or bright); rail, sleeper and fastenings therefor; hoop, strip (and whether coated or uncoated); tube, pipe, other tubular products and standard fittings therefor (and whether coated or uncoated); tyre, axle wheel; casting, forging, stamping; shaft guide, pit prop, other underground supports and accessories therefor; bolt, nut, rivet, stud, screw, nail, staple, washer; wire rod, coated or uncoated wire (plain or barbed), wire rope, wire strand, wire netting, wire mesh, wire screen; fencing standard and dropper; drill and tool; grinding ball and slug.
- (b) Graphite electrodes.
2. All types of paper, including cardboard, paperboard, strawboard and the like, both in the raw and in the manufactured or made-up form; cellophane, rayophane, sidac, diaphane and all classes of cellulose film; phiofilm.
3. Soap, glycerine, glycol; oils (excluding petrol and any other substance suitable for use as fuel in an internal combustion engine); fats (excluding butter); and wax.
4. Rubber; pneumatic tyres and tubes and any other article manufactured wholly or partly from rubber.
5. The following non-ferrous materials (including scrap): aluminium and its alloys; antimony and its alloys; cadmium, its ores and its alloys; copper and its alloys; lead, its ores and its alloys; molybdenum, its ores and its alloys; nickel, its ores and its alloys; tin, its ores and its alloys; tinplate and any container consisting wholly or partly of tin or tinplate; tungsten, its ores and its alloys; vanadium, its ores and its alloys; zinc, its ores and its alloys.
6. (a) Motor vehicles, other than motor cycles, either with or without sidecars, and other than tractors or similar vehicles designed exclusively for the haulage of other vehicles; and chassis and spare parts, including batteries, for any such motor vehicles
- (b) Producer gas units and components therefor for—
(i) motor vehicles fitted with internal combustion engines; and
(ii) stationary internal combustion engines.
7. Any material or article which is used in the erection of a building, including equipment and fittings for such building, but excluding furniture.
8. Machinery and implements used in connection with agricultural production; irrigation equipment; engines not exceeding 20 horsepower; tractors; fittings and spare parts for such machinery, implements, equipment, engines or tractors; jute products, whether in the piece or manufactured; bags, woolpacks and pockets, whether new or second-hand, made from jute, cotton, linen or any other fibre and suitable as containers for the conveyance of grain or grain products, wool, fruit, vegetables, fertilizers or coal; sewing and binding twine.
9. (a) Machine tools—any mechanical device for cutting, forming, abrading, polishing or otherwise working metal or wood, and any equipment or attachment used therewith.
- (b) Small tools, including hand tools.
- (c) Abrasives.
10. Glass, glassware and ceramics.
11. Alcohol (other than potable spirits) and molasses.
12. Industrial chemicals.
13. Medical, surgical, dental and pharmaceutical requisites, photographic chemicals, cinema film and all unexposed light-sensitive film, plate, paper and other photographic material.
14. Timber (manufactured and unmanufactured); timber and wood products, wall board, hardboard, insulating board obtained from wood or other materials, plywood, veneer and case wood.
15. Leather, leather goods, hides and skins.
16. All types of textiles, fibres, bristles, yarns, threads, fabrics and articles manufactured therefrom.

INWERKINGTREDING.

40. (1) Hierdie regulasies behalwe deel E, tree op die eerste dag van Februarie 1943, in werking.

(2) Deel E tree in werking op 'n datum deur die Eerste Minister by kennisgewing in die Staatskoerant vasgestel te word.

BYLAE.

1. (a) Yster en staal in enige van onderstaande vorme:—

Ru-gietblok; ou-yster en -staal; gietblok; staaf; wolf, platstuk, bladstaaf; plaat, blad (hetsy bekleed of onbekleed) maar uitsluitende vertinde staalplaat; hoek, groef, T, dwarsbalk, paalwerk-seksie, ander bouseksie-materiaal; rond, stang, vierkantig, seshoekig, plat, ander seksie of fatsoen (hetsy swart of gepoleer); spoorstaaf, dwarsleer en verbindings daarvoor; hoepel, reep (hetsy bekleed of onbekleed); buis, pyp, ander buisvormige produkte en standaard-toebehore daarvoor (hetsy bekleed of onbekleed); band, as, wiel; gietstuk, smeedstuk, geperste metaalstuk; skagleier, stut, ander ondergrondse steun; stutte en toebehore daarvoor; bout, moer, klinknael, knopnael, skroef, spyker, kram, waster; draadstaaf, beklede of onbeklede draad (glad of doring) draadkabel, draadstring, draadnetwerk, sifdraad, draadsifmateriaal; omheiningsysterpaal en -hanger; boor en werktuig; maalbal en maalskoot.

- (b) Grafiet elektrodes.

2. Alle soorte papier, met inbegrip van karton, papierbord, strooibord en iets dergeliks, sowel onbewerk as in die vervaardigde of klaargemaakte vorm; „cellophane“, „rayophane“, „sidac“, „diaphane“, en alle ander klasse sellulose-film; „phiofilm“.

3. Seep, gliserien, glikol, olies (behalwe petrol en enige ander stof wat vir gebruik as brandstof in 'n binnebrandmasjien geskik is); vetstowwe (behalwe botter) en was.

4. Rubber; lug-buitebande en -binnebande en enige ander artikel wat uitsluitlik of gedeeltelik uit rubber vervaardig is.

5. Onderstaande nie-ysterhoudende stowwe (met inbegrip van afval): Aluminium en die allooië daarvan; antimoon en die allooië daarvan; cadmium, die ertse en die allooië daarvan; koper en die allooië daarvan; lood, die ertse en die allooië daarvan; molibdeen, die ertse en die allooië daarvan; nikkel, die ertse en die allooië daarvan; tin, die ertse en die allooië daarvan; blikplaat en enige houwer wat geheel en al of gedeeltelik uit tin of blikplaat bestaan; tungsten, die ertse en die allooië daarvan; sink, die ertse en die allooië daarvan.

6. (a) Motorvoertuie, behalwe motorfiets, ditsy met of sonder sywaentjies, en behalwe trekkers of soortgelyke voertuie wat uitsluitlik vir die trek van ander voertuie bestem is; en onderstelle en onderdele met inbegrip van batterye vir enige sodanige motorvoertuie.

- (b) Generatorgaseenhede en onderdele daarvan vir—

(i) motorvoertuie wat van binnebrandmasjiene voorsien is; en

(ii) vasstaande binnebrandmasjiene.

7. Enige materiaal of artikel wat by die oprigting van 'n gebou gebruik word, met inbegrip van uitrusting en toebehore vir sodanige gebou, maar met uitsluiting van meubels.

8. Masjinerie en gereedskap wat in verband met landbouproduksie gebruik word; besproeiingsuitrusting; enjins van hoogstens twintig perdekras; trekkers; toebehore en onderdele vir sodanige masjinerie, gereedskap, uitrusting, enjins of trekkers; goingsprodukte, ditsy stukgoedere of vervaardigde artikels; sakke, wolsakke en klein sakkies, ditsy nuut of gebruik, uit going, katoen, linne of enige ander vesel vervaardig en wat as houters geskik is vir die vervoer van graan of graanprodukte, wol, vrugte, groente, bemestingstowwe of steenkool; naai- en bindtou.

9. (a) Masjiengereedskap—enige meganiese toestel vir die sny, vorming, afskawing, politoer of ander bewerking van metaal of hout, en enige toerusting of toebehore wat daarmee gebruik word.

- (b) Kleingereedskap, met inbegrip van handgereedskap.

(c) Skuur- of slypstowwe.

10. Glas, glasware en keramiek.

11. Alkohol (behalwe drinkbare spiritualieë) en melasse.

12. Nywerheidschemikalieë.

13. Mediese, chirurgiese, tandheelkundige en artseny-kundige benodigdhede, fotografiese chemikalieë, kinema-film en alle onbeligte liggevoelige film, plate, papier en ander fotografiese materiaal.

14. Hout (bework en onbework); hout- en houtprodukte, muurplank, hardveselbord, isoleerbord uit hout of ander materiale verkry, laaghout, fineer en kishout.

15. Leer, leergoedere, huide en velle.

16. Alle soorte weefstowwe, vesels, steekhaar, draad, garing, weefsels en artikels wat daaruit vervaardig word.