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AIDS HELPLINE: 0800-0123-22 Prevention is the cure

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GENERAL NOTICE

NOTICE 2760 OF 2004

DEPARTMENT OF TRADE AND INDUSTRY

NOTICE IN TERMS OF SECTION 12(6)(b) OF THE CONSUMER AFFAIRS (UNFAIR BUSINESS PRACTICES) ACT, 1988

I, Mandisi Mpahlwa, Minister of Trade and Industry, in terms of section 12 (6) (b) of the Consumer Affairs (Unfair Business Practices) Act, 1988 (Act No. 71 of 1988), hereby give notice that I intend publishing the following amended notice in the Government Gazette. Interested parties are hereby invited to comment on the proposed notice. These comments must be directed to the address which appears at the end of the proposed notice.

"NOTICE IN TERMS OF SECTION 16(1) OF THE CONSUMER AFFAIRS (UNFAIR BUSINESS PRACTICES) ACT, 1988 CONTROL OVER PRESERVED TIMBER

I, Mandisi Mpahlwa, Minister of Trade and Industry, being of the opinion that it is in the public interest, herewith make regulations in terms of section 16(1) of the Consumer Affairs (Unfair Business Practices) Act, 1988 (Act No. 71 of 1988), as set out in the Schedule.

SCHEDULE

1. In this notice, unless the context indicates otherwise -

"certification mark" means an inspection mark applied by an accredited inspection body or a quality and or performance mark used under permit issued by an accredited certification body;

"preserved" means the treatment of timber with a remedy as prescribed in the Code of Practice of the South African Bureau of Standards for the preservative treatment of timber (SABS 05);

"sell" means offer for sale, display, exchange, barter, market, merchandise, tout or trade or dispose of;

"treated timber" means all timber which has been preserved with the intention of protecting such timber against timber destroying factors or agents.

2. No person shall sell treated timber, for compensation or any other consideration,
 - (a) unless the treated timber has been preserved; and
 - (b) unless the treated timber carries the product certification mark of a body acceptable to the South African National Accreditation System (SANAS).
3. As an interim measure the SABS product certification mark shall be deemed to fulfil the requirements of 2(b) above.
4. Any person who contravenes these regulations or fails to comply therewith, commits an offence and shall be liable on conviction to a fine not exceeding R4 000 or imprisonment for a period of 12 months.
5. Notice 1642 of 2001, published in Government Gazette No 22458 dated 13 July 2001 is hereby repealed.
6. This notice shall come into operation upon the date of publication hereof."

Comments must be directed to:

The Director: Consumer Investigations
Private Bag X84
PRETORIA
0001
(For attention: Mr Ebrahim Mohamed
Fax: 012 - 394 2542)

M MPAHLWA

MINISTER OF TRADE AND INDUSTRY