

WEIGHTS, MEASURES AND STANDARDS

Metrology Act 77 of 1973, as amended in South Africa to January 1978  

Summary: This Act ([RSA GG 3969](#)) regulates the use of weights and measures in trade.

Repeals: The Act repeals the *Weights and Measures Act 13 of 1958* ([SA GG 6020](#)), as amended.

The Metrology Amendment Act 17 of 2005 ([GG 3568](#)), which was brought into force on 20 June 2022 by GN 173/2022 ([GG 7834](#)), repeals the *Measuring Units and National Measuring Standards Act 76 of 1973* ([RSA GG 3968](#)).

Note that the name of this Act was changed from the “Trade Metrology Act 77 of 1973” to the “Metrology Act 77 of 1973” by the Metrology Amendment Act 17 of 2005.

This Act will be replaced by the Metrology Act 5 of 2022 ([GG 7953](#)), which has not yet been brought into force.

Applicability to SWA: Section 45, before its repeal in post-independence Namibia, stated: “This Act and any amendment thereof shall apply also in the territory of South West Africa, including the Eastern Caprivi Zipfel.” Section 1 defined “Republic” and “statutory body” accordingly.

Transfer of administration to SWA: The administration of this Act was transferred to SWA by the Executive Powers (Industries) Transfer Proclamation (AG 5/1978), dated **30 January 1978**. There was only one amendment to the Act in South Africa after the date of transfer and prior to Namibian independence – the *Trade Metrology Amendment Act 14 of 1984* ([RSA GG 9090](#)) – which was not made expressly applicable to SWA.

Amendments: The following pre-independence South African amendment was applicable to SWA –

- *Trade Metrology Amendment Act 34 of 1975* ([RSA GG 4697](#)).

Act 14/1995 ([GG 1129](#)) repeals sections 6 and 45, amends sections 1, 3, 8, 13, 18, 23, 24, 27 and 40, and substitutes sections 7 and 43 and certain terminology.

The Metrology Amendment Act 17 of 2005 ([GG 3568](#)), which was brought into force on 20 June 2022 by GN 173/2022 ([GG 7834](#)), makes substantial amendments to this Act. This amending Act also repeals the *Measuring Units and National Measuring Standards Act 76 of 1973* ([RSA GG 3968](#)).

Savings: The Act contains a savings clause in section 46(2) in respect of its repeal of the *Weights and Measures Act 13 of 1958*:

Any proclamation (other than a proclamation referred to in the Second Schedule), regulation, notice, approval, authority, return, certificate or document issued, made, promulgated, given or granted and any other action taken under any provision of a law repealed by subsection (1), shall be deemed to have been issued, made, promulgated, given, granted or taken under the corresponding provision of this Act.

The Second Schedule referred to lists RSA Proclamation R.334 of 1970 as amended by RSA Proclamation R.217 of 1971 and RSA Proclamation R. 316 of 1972 – meaning that these Proclamations do not remain in force.

The Metrology Amendment Act 17 of 2005, which repeals the *Measuring Units and National Measuring Standards Act 76 of 1973* ([RSA GG 3968](#)), contains the following savings clauses in section 21:

- (2) Any notice issued or any other thing done under a provision of the law repealed by subsection (1) [the *Measuring Units and National Measuring Standards Act 76 of 1973*], and which was in force immediately before the repeal of that law, remains, notwithstanding that repeal, in force after the

commencement of this Act, except in so far as it is incompatible or in conflict with the Metrology Act, 1973 (Act No. 77 of 1973), as amended by this Act.

(3) Any pending criminal proceedings instituted under section 8 of the Measuring Units and National Measuring Standards Act, 1973, before the repeal of that Act by subsection (1) of this section must be continued and concluded as if that Act had not been so repealed.

For the purpose of considering the effect of the savings clauses, the administration of the *Measuring Units and National Measuring Standards Act 76 of 1973* was transferred to SWA by the Executive Powers (Industries) Transfer Proclamation (AG 5/1978), dated **30 January 1978**.

Regulations: Regulations are authorised by section 42 of the Act. Pre-independence regulations issued under this Act are contained in RSA GN R.2362/1977 ([RSA GG 5806](#)),³²⁵ as amended by GN 192/1986 ([OG 5258](#)) (which affects only regulation 11).³²⁶

No regulations have been issued under the Act since independence.

Notices: The following notices issued under repealed laws appear to remain in force.

National Measuring Standards were issued under the *Measuring Units and National Measuring Standards Act 76 of 1973* in RSA GN R.1144/1974 ([RSA GG 4326](#)), as amended by RSA GN R.1232/1977.³²⁷

Equivalents of measuring units were issued under the *Measuring Units and National Measuring Standards Act 76 of 1973* in RSA GN R.1145/1974 ([RSA GG 4326](#)), as amended by RSA GN R.712/1976 ([RSA GG 5103](#)).

Measuring units, symbols and rules were issued under the *Measuring Units and National Measuring Standards Act 76 of 1973* in RSA GN R.1146/1974 ([RSA GG 4326](#)), as amended by RSA GN R.713/1976 ([RSA GG 5103](#)) and by RSA GN R.1234/1977 ([RSA GG 5648](#)).³²⁸

³²⁵ These regulations repeal **Part I** of the regulations in RSA GN R.62/1969 ([RSA GG 2266](#)), as amended by RSA Government Notices R.4006/1969 ([RSA GG 2597](#)), R.998 dated 26 June 1970, R.2276 dated 18 December 1970, R.883 dated 28 May 1971, R.1597 dated 17 September 1971 (as corrected by R.2074 dated 12 November 1971), R.2307 dated 24 December 1971, R.1194 dated 7 July 1972, R.2293 dated 15 December 1972, R.496 dated 30 March 1973, R.1575 dated 31 August 1973, R.2444 dated 21 December 1973, R.1129 dated 28 June 1974, R.376 dated 28 February 1975 and R.238 dated 18 February 1977.

They also repeal **Part II** of the regulations promulgated by RSA GN R.4007/1969 ([RSA GG 2597](#)), as amended by RSA Government Notices R.884 of 28 May 1971, R.2294 of 15 December 1972, R.496 of 30 March 1973 and R.1190 of 9 July 1976; **Part III** of the regulations in RSA GN R.4007/1969 ([RSA GG 2597](#)), as amended by RSA GN R.2294 of 15 December 1972; and **Part IV** and **Part V** of the regulations in RSA GN R.4007/1969 ([RSA GG 2597](#)).

Due to the substitutions and renumberings of the initial set of regulations published in RSA GN R.1425/1962 ([RSA GG 323](#)), as amended by RSA GN R.62/1969 ([RSA GG 2266](#)) and RSA GN R.4007/1969 ([RSA GG 2597](#)), these various repeals appear to have repealed the previous set of regulations in its entirety.

³²⁶ These regulations were amended in South Africa after the date of transfer and prior to Namibian independence by RSA GN R.2052/1978 ([RSA GG 6182](#)), RSA GN R.527/1980 ([RSA GG 6892](#)), RSA GN R.1805/1982 ([RSA GG 8351](#)), RSA GN R.192/1984 ([RSA GG 9056](#)), RSA GN R.1739/1985 ([RSA GG 9885](#)), RSA GN R.2110/1985 ([RSA GG 9934](#)), RSA GN R.1868/1986 ([RSA GG 10431](#)), RSA GN R.125/1987 ([RSA GG 10580](#)) and RSA GN R.861/1989. However, none of these amendments were made explicitly applicable to SWA.

³²⁷ In South Africa, these standards were further amended after the date of transfer and prior to Namibian independence by RSA GN R.2210/1978 ([RSA GG 6206](#)), RSA GN R.525/1980 ([RSA GG 6892](#)), RSA GN 1806/1982 ([RSA GG 8351](#)) and RSA GN R.1742/1988 ([RSA GG 11488](#)). However, none of these amendments were made explicitly applicable to SWA.

³²⁸ In South Africa, these standards were further amended after the date of transfer and prior to Namibian independence by RSA GN R.2026/1979 ([RSA GG 6654](#)), RSA GN R.1610/1980 ([RSA GG 7168](#)) and RSA GN R.1743/1988 ([RSA GG 11488](#)). However, none of these amendments were made explicitly applicable to SWA.

A **prohibition** of the expression of the magnitude of quantities by means of units other than prescribed units and the designation of units by symbols other than prescribed symbols was issued under the *Measuring Units and National Measuring Standards Act 76 of 1973* in RSA Proc. R.1791/1974 ([RSA GG 4419](#)), as amended prior to the date of transfer by RSA Proc. R.711/1976 ([RSA GG 5103](#)), RSA Proc. R.2482/1976 ([RSA GG 5361](#)) and RSA GG R.1233/1977 ([RSA GG 5648](#)).

The following **prohibitions** issued in terms of section 11A of the *Weights and Measures Act 13 of 1958* prior to the date of transfer also seem to remain in force in Namibia; they were all repealed in South Africa after the date of transfer by RSA Proc. R.526/1980 ([RSA GG 6892](#)).

A prohibition on use or possession of certain containers is contained in RSA Proc. R.167/1970 ([RSA GG 2740](#)).

A prohibition on use or possession of certain containers is contained in RSA Proc. R.333/1970 ([RSA GG 2951](#)), as amended by RSA Proc. R. 211/1972 ([RSA GG 3641](#)) and RSA Proc. 300/1973 ([RSA GG 4112](#)).

A prohibition of possession for sale of certain weighing or measuring instruments and measures is contained in RSA Proc. R.212/1972 ([RSA GG 3641](#)). This prohibition applies specifically to SWA. It is amended by RSA Proc. R.317/1972 ([RSA GG 3735](#)) and RSA Proc. R.296/1973 ([RSA GG 4112](#)).

A prohibition of possession for sale of new milk cans and cream cans is contained in RSA Proc. R.214/1972 ([RSA GG 3641](#)).

A prohibition of use or possession of weighing or measuring instruments, weights or measures is contained in RSA Proc. R.297/1973 ([RSA GG 4112](#)). This prohibition applies specifically to SWA. It is amended by RSA Proc. R.120/1974 ([RSA GG 4319](#)).

A prohibition of use or possession of baby's feeding bottles is contained in RSA Proc. R.299/1973 ([RSA GG 4112](#)). This prohibition applies specifically to SWA.

A prohibition of the use or possession of certain measuring instruments or containers is contained in RSA Proc. R.187/1974 ([RSA GG 4419](#)). This prohibition applies specifically to SWA. It is amended by RSA Proc. R.168/1975 ([RSA GG 4790](#)).

A prohibition of use or possession for use of certain weighing or measuring instruments, weights or measures for prescribed purposes issued is contained in RSA Proc. R.169/1975 ([RSA GG 4790](#)). This prohibition applies specifically to SWA.

A prohibition of use or possession of containers is contained in RSA Proc. R.67/1977 ([RSA GG 5497](#)).

The following notices were issued in terms of the current Act.

The Minister, after consultation with the Metrology Advisory Board, announced an **agreement with the Namibian Standards Institute (NSI) for the NSI to be a metrology agency** for the performance of functions contemplated in section 7(1) of the Act, in GN 209/2022 ([GG 7853](#)), with effect from 15 July 2022.

Fees: A tariff of fees to be charged by an inspector in respect of the verification, testing, adjustment, certification or recertification of measuring instruments is contained in GN 75/1993 ([GG 681](#)).³²⁹

³²⁹ This notice withdraws AG GN 59/1984 (OG 4895), which in turn withdraws the tariff of assize fees in RSA GN R.1298 of 30 July 1971 (RSA GG 3221).

A tariff of examination fees issued under the *Weights and Measures Act 13 of 1958* in RSA GN R.2073/1971 (RSA GG 3310) also appears to remain in force, unless this tariff has been superseded by the one cited above.³³⁰

Appointments: Members of the Metrology Advisory Board are announced in GN 174/2022 ([GG 7834](#)).

Cases: *S v Blaauw's Transport (Pty) Ltd & Another* 2006 (2) NR 587 (HC).

*Accreditation Board of Namibia Act 8 of 2005

Summary: This Act ([GG 3480](#)) establishes the Accreditation Board of Namibia and provides for the accreditation of laboratories providing testing and calibration, bodies which provide certain certification and inspection services and certifications of competence. The Act will be brought into force on a date set by the Minister by notice in the Government Gazette.

Amendments: The State-owned Enterprises Governance Act 2 of 2006 ([GG 3698](#)), which was brought into force on 1 November 2006 by Proc. 13/2006 ([GG 3733](#)) and later re-named the Public Enterprises Governance Act 2 of 2006, amends sections 6, 7, 8, 13 and 15, and substitutes section 9. (That statute has since been replaced by the Public Enterprises Act 1 of 2019.)

The Abolition of Payment by Cheque Act 16 of 2022 ([GG 7995](#)), which was brought into force on 15 March 2023 by GN 47/2023 ([GG 8050](#)), amends section 16.

Regulations: The Act makes no provision for regulations.

Standards Act 18 of 2005

Summary: This Act ([GG 3569](#)) provides for the promotion, regulation and maintenance of standardisation relating to the quality of commodities and establishes the Namibian Standards Institution and the Namibian Standards Council. It was brought into force on 20 September 2013 by GN 248/2013 ([GG 5290](#)).

Repeals: The Act repeals the *Standards Act 33 of 1962* ([RSA GG 207](#)), which in turn repealed the *Standards Act 24 of 1945* and the *Standards (Transfer of Administration) Act 63 of 1956*.

Amendments: The Abolition of Payment by Cheque Act 16 of 2022 ([GG 7995](#)), which was brought into force on 15 March 2023 by GN 47/2023 ([GG 8050](#)), amends section 18.

Savings: Savings clauses are contained in section 35(2)-(3) of the Act:

(2) Any proclamation, regulation, notice, order, prohibition, authorisation, appointment, permission, information or document made, issued, imposed, granted or given or any other thing done under a provision of any law repealed by subsection (1), and which could have been made, issued, imposed, granted, given or done under a provision of this Act, is deemed to have been made, issued, imposed, granted, given or done under the corresponding provision of this Act.

(3) Any standard building regulation which was framed and published in terms of section 14*bis* of the Standards Act, 1962 (Act No. 33 of 1962), and which was in force immediately before the commencement of this Act, remains in force, as if that section had not been repealed by this Act, until otherwise provided by any other law.

³³⁰ This notice was replaced in South Africa after the date of transfer by RSA GN R.2025/1979 (RSA GG 6654).

The *Standards Act 33 of 1962*, which repealed the *Standards Act 24 of 1945* also contained a savings clause in section 31(2).

For the purpose of considering what regulations may survive under the current Act, the relevant transfer proclamation for the *Standards Act 33 of 1962* is the Executive Powers (Industries) Transfer Proclamation, AG 5 of 1978, dated **30 January 1978**. There were some exceptions to the application of the General Proclamation to the Standards Act, but none of these are relevant to the section on regulations.

Regulations: The following regulations were issued in terms of the current Act:

Standards Regulations are contained in GN 249/2013 ([GG 5290](#)).

Cement Regulations were initially set out in GN 259/2019 ([GG 6993](#)), which was repealed and replaced by GN 45/2020 ([GG 7125](#)).

Alcohol-based Hand Sanitisers Regulations are contained in GN 114/2020 ([GG 7201](#)), as amended by GN 250/2021 ([GG 7687](#)).

Pre-independence regulations have not yet been researched.

Rules: Rules relating to fees for services rendered by the Namibian Standards Institution are contained in General Notice 190/2023 ([GG 8073](#)). Previous rules on fees were contained in General Notice 95/2017 ([GG 6270](#)), General Notice 190/2018 ([GG 6599](#)) and General Notice 440/2020 ([GG 7363](#)).

Notices: In General Notice 294/2014 ([GG 5537](#)), the Namibian Standards Institution declares marks of conformity, in terms of section 21(1) of the Act, which may be applied to any commodity, system or document falling within the scope of a Namibian Standard that has been issued under section 20 of the Act.

Specific Namibian Standards are announced and withdrawn from time to time, in General Notices which have not been recorded here.

Appointments: The appointment of members of the Namibian Standards Council is announced in GN 233/2010 ([GG 4584](#)) and GN 257/2022 ([GG 7890](#)) (pursuant to section 8(7) of the Public Enterprises Governance Act 1 of 2019 read with section 6(3) of this Act).

Related international agreements: Note that the Act and the regulations in GN 249/2013 make reference to the Code of Good Practice for the Preparation, Adoption and Application of Standards contained in Annex 3 to the *Agreement on Technical Barriers to Trade (TBT), 1994*, which is part of the *Agreement Establishing the World Trade Organization (WTO) (Marrakesh Agreement), 1994*.

Namibian Time Act 9 of 2017

Summary: This Act ([GG 6449](#)) sets the standard time of Namibia at two hours in advance of the Greenwich Mean Time. It repeals the Namibian Time Act 3 of 1994 ([GG 811](#)), which provided for differentiations in the standard time of Namibia for the summer and winter periods.

Regulations: The Act makes no provision for regulations.

*Metrology Act 5 of 2022

Summary: This Act ([GG 7953](#)) regulates the use of weights and measures in trade. It will be brought into force on a date set by the minister responsible for industrialisation and trade by notice in the *Government Gazette*.

Repeals: The Act repeals the *Metrology Act 77 of 1973* ([RSA GG 3969](#)), as amended – which was previously called the “Trade Metrology Act 77 of 1973” before being renamed by the Metrology Amendment Act 17 of 2005. The *Metrology Act 77 of 1973* repealed the *Weights and Measures Act 13 of 1958* ([SA GG 6020](#)), as amended.

This Act also states that it repeals the *Measuring Units and National Measuring Standards Act 76 of 1973* ([RSA GG 3968](#)); however that Act was already repealed by the Metrology Amendment Act 17 of 2005 ([GG 3568](#)), which was brought into force on 20 June 2022 by GN 173/2022 ([GG 7834](#)).

Savings: Section 54(2)-(3) of the Act contains a broad savings clause:

- (2) Anything made or done under the law repealed by subsection (1) which could be made or done under a corresponding provision of this Act is deemed to have been made or done under that corresponding provision.
- (3) Anything made or done, including -
 - (a) regulations made or other subordinate action taken; and
 - (b) any appointments validly made,under a provision of the law repealed by subsection (1) remains valid until such time that it is repealed, amended or replaced under any provision of this Act.

The *Metrology Act 77 of 1973* contained a savings clause in section 46(2) in respect of its repeal of the *Weights and Measures Act 13 of 1958*:

Any proclamation (other than a proclamation referred to in the Second Schedule), regulation, notice, approval, authority, return, certificate or document issued, made, promulgated, given or granted and any other action taken under any provision of a law repealed by subsection (1), shall be deemed to have been issued, made, promulgated, given, granted or taken under the corresponding provision of this Act.

The Second Schedule referred to lists RSA Proclamation R.334 of 1970 as amended by RSA Proclamation R.217 of 1971 and RSA Proclamation R. 316 of 1972 – meaning that these Proclamations do not remain in force.

It should also be noted that the Metrology Amendment Act 17 of 2005 ([RSA GG 3968](#)), which repeals the *Measuring Units and National Measuring Standards Act 76 of 1973* ([RSA GG 3968](#)), contains the following savings clauses in section 21:

- (2) Any notice issued or any other thing done under a provision of the law repealed by subsection (1) [the *Measuring Units and National Measuring Standards Act 76 of 1973*], and which was in force immediately before the repeal of that law, remains, notwithstanding that repeal, in force after the commencement of this Act, except in so far as it is incompatible or in conflict with the Metrology Act, 1973 (Act No. 77 of 1973), as amended by this Act.
- (3) Any pending criminal proceedings instituted under section 8 of the Measuring Units and National Measuring Standards Act, 1973, before the repeal of that Act by subsection (1) of this section must be continued and concluded as if that Act had not been so repealed.

For the purpose of considering the effect of the savings clauses, the administration of both the *Metrology Act 77 of 1973* and the *Measuring Units and National Measuring Standards Act 76 of 1973* was transferred to SWA by the Executive Powers (Industries) Transfer Proclamation (AG 5/1978), dated **30 January 1978**.

Regulations: Regulations are authorised by section 53 of the current Act.

The following regulations were issued under the repealed Metrology Act 77 of 1973 and appear to remain in force:

General regulations are contained in RSA GN R.2362/1977 ([RSA GG 5806](#)),³³¹ as amended by GN 192/1986 ([OG 5258](#)) (which affects only regulation 11).³³²

Notices: The following notices were issued under the *Measuring Units and National Measuring Standards Act 76 of 1973* prior to the date of transfer and appear to remain in force:

National Measuring Standards were issued under the *Measuring Units and National Measuring Standards Act 76 of 1973* in RSA GN R.1144/1974 ([RSA GG 4326](#)), as amended by RSA GN R.1232/1977.³³³

Equivalents of measuring units were issued under the *Measuring Units and National Measuring Standards Act 76 of 1973* in RSA GN R.1145/1974 ([RSA GG 4326](#)), as amended by RSA GN R.712/1976 ([RSA GG 5103](#)).

Measuring units, symbols and rules were issued under the *Measuring Units and National Measuring Standards Act 76 of 1973* in RSA GN R.1146/1974 ([RSA GG 4326](#)), as amended by RSA GN R.713/1976 ([RSA GG 5103](#)) and by RSA GN R.1234/1977 ([RSA GG 5648](#)).³³⁴

A **prohibition** of the expression of the magnitude of quantities by means of units other than prescribed units and the designation of units by symbols other than prescribed symbols was issued under the *Measuring Units and National Measuring Standards Act 76 of 1973* in RSA Proc. R.1791/1974 ([RSA GG 4419](#)), as amended prior to the date of transfer by RSA Proc. R.711/1976 ([RSA GG 5103](#)), RSA Proc. R.2482/1976 ([RSA GG 5361](#)) and RSA GG R.1233/1977 ([RSA GG 5648](#)).

The following **prohibitions** were issued in terms of section 11A of the *Weights and Measures Act 13 of 1958* prior to the date of transfer, and also seem to remain in force in Namibia; they were all repealed in South Africa after the date of transfer by RSA Proc. R.526/1980 ([RSA GG 6892](#)).

A prohibition on use or possession of certain containers is contained in RSA Proc. R.167/1970 ([RSA GG 2740](#)).

³³¹ These regulations repeal **Part I** of the regulations in RSA GN R.62/1969 ([RSA GG 2266](#)), as amended by RSA Government Notices R.4006/1969 ([RSA GG 2597](#)), R.998 dated 26 June 1970, R.2276 dated 18 December 1970, R.883 dated 28 May 1971, R.1597 dated 17 September 1971 (as corrected by R.2074 dated 12 November 1971), R.2307 dated 24 December 1971, R.1194 dated 7 July 1972, R.2293 dated 15 December 1972, R.496 dated 30 March 1973, R.1575 dated 31 August 1973, R.2444 dated 21 December 1973, R.1129 dated 28 June 1974, R.376 dated 28 February 1975 and R.238 dated 18 February 1977.

They also repeal **Part II** of the regulations promulgated by RSA GN R.4007/1969 ([RSA GG 2597](#)), as amended by RSA Government Notices R.884 of 28 May 1971, R.2294 of 15 December 1972, R.496 of 30 March 1973 and R.1190 of 9 July 1976; **Part III** of the regulations in RSA GN R.4007/1969 ([RSA GG 2597](#)), as amended by RSA GN R.2294 of 15 December 1972; and **Part IV** and **Part V** of the regulations in RSA GN R.4007/1969 ([RSA GG 2597](#)).

Due to the substitutions and renumberings of the initial set of regulations published in RSA GN R.1425/1962 ([RSA GG 323](#)), as amended by RSA GN R.62/1969 ([RSA GG 2266](#)) and RSA GN R.4007/1969 ([RSA GG 2597](#)), these various repeals appear to have repealed the previous set of regulations in its entirety.

³³² These regulations were amended in South Africa after the date of transfer and prior to Namibian independence by RSA GN R.2052/1978 ([RSA GG 6182](#)), RSA GN R.527/1980 ([RSA GG 6892](#)), RSA GN R.1805/1982 ([RSA GG 8351](#)), RSA GN R.192/1984 ([RSA GG 9056](#)), RSA GN R.1739/1985 ([RSA GG 9885](#)), RSA GN R.2110/1985 ([RSA GG 9934](#)), RSA GN R.1868/1986 ([RSA GG 10431](#)), RSA GN R.125/1987 ([RSA GG 10580](#)) and RSA GN R.861/1989. However, none of these amendments were made explicitly applicable to SWA.

³³³ In South Africa, these standards were further amended after the date of transfer and prior to Namibian independence by RSA GN R.2210/1978 ([RSA GG 6206](#)), RSA GN R.525/1980 ([RSA GG 6892](#)), RSA GN R.1806/1982 ([RSA GG 8351](#)) and RSA GN R.1742/1988 ([RSA GG 11488](#)). However, none of these amendments were made explicitly applicable to SWA.

³³⁴ In South Africa, these standards were further amended after the date of transfer and prior to Namibian independence by RSA GN R.2026/1979 ([RSA GG 6654](#)), RSA GN R.1610/1980 ([RSA GG 7168](#)) and RSA GN R.1743/1988 ([RSA GG 11488](#)). However, none of these amendments were made explicitly applicable to SWA.

A prohibition on use or possession of certain containers is contained in RSA Proc. R.333/1970 ([RSA GG 2951](#)), as amended by RSA Proc. R. 211/1972 ([RSA GG 3641](#)) and RSA Proc. 300/1973 ([RSA GG 4112](#)).

A prohibition of possession for sale of certain weighing or measuring instruments and measures is contained in RSA Proc. R.212/1972 ([RSA GG 3641](#)). This prohibition applies specifically to SWA. It is amended by RSA Proc. R.317/1972 ([RSA GG 3735](#)) and RSA Proc. R.296/1973 ([RSA GG 4112](#)).

A prohibition of possession for sale of new milk cans and cream cans is contained in RSA Proc. R.214/1972 ([RSA GG 3641](#)).

A prohibition of use or possession of weighing or measuring instruments, weights or measures is contained in RSA Proc. R.297/1973 ([RSA GG 4112](#)). This prohibition applies specifically to SWA. It is amended by RSA Proc. R.120/1974 ([RSA GG 4319](#)).

A prohibition of use or possession of baby's feeding bottles is contained in RSA Proc. R.299/1973 ([RSA GG 4112](#)). This prohibition applies specifically to SWA.

A prohibition of the use or possession of certain measuring instruments or containers is contained in RSA Proc. R.187/1974 ([RSA GG 4419](#)). This prohibition applies specifically to SWA. It is amended by RSA Proc. R.168/1975 ([RSA GG 4790](#)).

A prohibition of use or possession for use of certain weighing or measuring instruments, weights or measures for prescribed purposes issued is contained in RSA Proc. R.169/1975 ([RSA GG 4790](#)). This prohibition applies specifically to SWA.

A prohibition of use or possession of containers is contained in RSA Proc. R.67/1977 ([RSA GG 5497](#)).

The following notices were issued in terms of the *Metrology Act 77 of 1973*.

The Minister, after consultation with the Metrology Advisory Board, announced an **agreement with the Namibian Standards Institute (NSI) for the NSI to be a metrology agency** for the performance of functions contemplated in section 7(1) of the Act, in GN 209/2022 ([GG 7853](#)), with effect from 15 July 2022.

Fees: A tariff of fees to be charged by an inspector in respect of the verification, testing, adjustment, certification or recertification of measuring instruments was issued in terms of the *Metrology Act 77 of 1973* is contained in GN 75/1993 ([GG 681](#)).³³⁵

A tariff of examination fees issued under the *Weights and Measures Act 13 of 1958* in RSA GN R.2073/1971 (RSA GG 3310) also appears to remain in force, unless this tariff has been superseded by the one cited above.³³⁶

Appointments: Members of the Metrology Advisory Board appointed under the *Metrology Act 77 of 1973* are announced in GN 174/2022 ([GG 7834](#)).

Cases: The following case concerns the *Metrology Act 77 of 1973*:
S v Blaauw's Transport (Pty) Ltd & Another 2006 (2) NR 587 (HC).

³³⁵ This notice withdraws AG GN 59/1984 (OG 4895), which in turn withdraws the tariff of assize fees in RSA GN R.1298 of 30 July 1971 (RSA GG 3221).

³³⁶ This notice was replaced in South Africa after the date of transfer by RSA GN R.2025/1979 (RSA GG 6654).

INTERNATIONAL LAW

†Agreement Establishing the World Trade Organization (WTO) (Marrakesh Agreement), 1994

*Protocol Amending the Marrakesh Agreement Establishing the World Trade Organisation
(Agreement on Trade Facilitation), 2014*

OTHER INTERNATIONAL DOCUMENTS

*Memorandum of Understanding on Co-operation in Standardization, Quality Assurance,
Accreditation and Metrology in SADC, 1999 (non-binding)*