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STAATSKOERANT

VAN DIE REPUBLIEK VAN SUID-AFRIKA

REPUBLIC OF SOUTH AFRICA

GOVERNMENT GAZETTE

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KANTOOR VAN DIE EERSTE MINISTER

No. 370. 7 Maart 1984

Hierby word bekend gemaak dat die Staatspresident sy goedkeuring geheg het aan die onderstaande Wet wat hierby ter algemene inligting gepubliseer word:—

No. 14 van 1984: Wysigingswet op Handelsmetrologie, 1984.

OFFICE OF THE PRIME MINISTER

No. 370. 7 March 1984

It is hereby notified that the State President has assented to the following Act which is hereby published for general information:—

No. 14 of 1984: Trade Metrology Amendment Act, 1984.

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Wet No. 14, 1984 WYSIGINGSWET OP HANDELSMETROLOGIE, 1984

ALGEMENE VERDUIDELIKENDE NOTA:

[ ] Woorde in vet druk tussen vierkantige hake dui skrappings uit bestaande verordenings aan.

Woorde met 'n volstreep daaronder, dui invoegings in bestaande verordenings aan.

WET

Tot wysiging van die Wet op Handelsmetrologie, 1973, ten einde voorsiening te maak vir die voorskryf van sekere tariewe van gelde en koste ten opsigte van die ondersoek, verifikasie, toets, regstel, sertifisering of hersertifisering van meetinstrumente; en die Minister se bevoegdheid om regulasies uit te vaardig wat die Direkteur van Handelsmetrologie magtig om sekere vrystellings te verleen, uit te brei; en om voorsiening te maak vir aangeleenthede wat daarmee in verband staan.

(Afrikaanse teks deur die Staatspresident geteken.)
(Goedgekeur op 22 Februarie 1984.)

DAAR WORD BEPAAL deur die Staatspresident en die Volksraad van die Republiek van Suid-Afrika, soos volg:—

Wysiging van artikel 18 van Wet 77 van 1973.

1. Artikel 18 van die Wet op Handelsmetrologie, 1973 (hieronder die Hoofwet genoem), word hierby gewysig deur subartikel (8) deur die volgende subartikel te vervang:

„(8) Iemand wat 'n model of gewysigde model meetinstrument voorlê vir 'n ondersoek ingevolge hierdie artikel, betaal **[benewens enige koste wat die direkteur redelikerwys in verband met so 'n ondersoek aangaan]** die gelde vir die ondersoek en die koste deur die direkteur in verband daarmee aangegaan, wat die direkteur vra ooreenkomstig **['n geldetarief]** tariewe van gelde en koste wat die Minister, in oorleg met die Minister van Finansies, van tyd tot tyd by kennisgewing in die *Staatskoerant* voorskryf, en die tariewe aldus voorgeskryf, kan voorsiening maak vir betalings ten opsigte van die vertraging of uitstel van die ondersoek of die voltooiing daarvan op versoek van of as gevolg van 'n versuim deur die persoon wat die voorlegging gedoen het.".

Vervanging van artikel 22 van Wet 77 van 1973.

2. Artikel 22 van die Hoofwet word hierby deur die volgende artikel vervang:

„Gelde deur inspekteurs gevra.

22. 'n Inspekteur vra ten opsigte van die verifikasie, toets, regstel, sertifisering of hersertifisering van 'n meetinstrument en koste in verband daarmee deur hom aangegaan, gelde en koste ooreenkomstig die **[geldetarief]** tariewe van gelde en koste wat die Minister, in oorleg met die Minister van Finansies, by kennisgewing in die *Staatskoerant* voorskryf indien hy dit nodig ag, en die tariewe aldus voorgeskryf, kan voorsiening maak vir betalings ten opsigte van die vertraging of uitstel van die betrokke verrigtings of die voltooiing daarvan op versoek van of as gevolg van 'n versuim deur die persoon wat die meetinstrument besit, gebruik of onderhou.".

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GENERAL EXPLANATORY NOTE:

[ ] Words in bold type in square brackets indicate omissions from existing enactments.

Words underlined with solid line indicate insertions in existing enactments.

ACT

To amend the Trade Metrology Act, 1973, so as to make provision for the prescribing of certain tariffs of fees and costs in respect of the examination, verification, testing, adjustment, certification or recertification of measuring instruments; and to extend the Minister's power to make regulations authorizing the Director of Trade Metrology to grant certain exemptions; and to provide for matters connected therewith.

(Afrikaans text signed by the State President.)
(Assented to 22 February 1984.)

BE IT ENACTED by the State President and the House of Assembly of the Republic of South Africa, as follows:—

Amendment of section 18 of Act 77 of 1973.

1. Section 18 of the Trade Metrology Act, 1973 (hereinafter referred to as the principal Act), is hereby amended by the substitution for subsection (8) of the following subsection:

"(8) Any person who submits for any examination in terms of this section any model or modified model of a measuring instrument, shall pay **[in addition to any such costs as the director may reasonably incur in connection with such examination]** such fees for the examination and the costs incurred by the director in connection therewith, as the director shall charge according to such **[tariff of fees]** tariffs of fees and costs as the Minister, in consultation with the Minister of Finance, may prescribe from time to time by notice in the *Gazette*, and the tariffs so prescribed may provide for payments in respect of the delay or postponement of the examination or the completion thereof at the request of or as a result of an omission by the person who made the submission.".

Substitution of section 22 of Act 77 of 1973.

2. The following section is hereby substituted for section 22 of the principal Act:

"Fees to be charged by inspectors.

22. Any inspector shall charge in respect of the verification, testing, adjustment, certification or recertification of any measuring instrument and costs incurred by him in connection therewith, fees and costs according to such **[tariff]** tariffs of fees and costs as the Minister, in consultation with the Minister of Finance, may, if he deems it necessary, prescribe by notice in the *Gazette*, and the tariffs so prescribed may provide for payments in respect of the delay or postponement of the proceedings concerned or the completion thereof at the request of or as a result of an omission by the person who possesses, uses or maintains the measuring instrument.".

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Wysiging van artikel 42 van Wet 77 van 1973, soos gewysig deur artikel 12 van Wet 34 van 1975.

3. Artikel 42 van die Hoofwet word hierby gewysig deur subartikel (3) deur die volgende subartikel te vervang:

„(3) **['n Regulasie betreffende voorafverpakte goedere]** Die regulasies kan die direkteur magtig om skriftelik vrystelling te verleen van enige bepaling daarvan op die voorwaardes en vir die tydperk wat hy goedvind.".

Kort titel.

4. Hierdie Wet heet die Wysigingswet op Handelsmetrologie, 1984.

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Amendment of section 42 of Act 77 of 1973, as amended by section 12 of Act 34 of 1975.

3. Section 42 of the principal Act is hereby amended by the substitution for subsection (3) of the following subsection:

"(3) **[Any regulation relating to prepacked goods]** The regulations may authorize the director to grant exemption in writing from any provision thereof on such conditions and for such period as he may deem fit.".

Short title.

4. This Act shall be called the Trade Metrology Amendment Act, 1984.