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GENERAL NOTICE

Minerals and Energy, Department of

General Notice

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GENERAL NOTICE

NOTICE 846 OF 2006

DEPARTMENT OF MINERALS AND ENERGY

PRECIOUS METALS ACT, 2005 (ACT NO. 37 OF 2005)

The Department of Minerals and Energy hereby publishes for comments the proposed draft of the Precious Metals Regulations as set out in the Schedule. Interested persons are invited to submit written comments on the draft regulations by not later than 31 July 2006. Submissions should be marked for the attention of the **Director-General, Department of Minerals and Energy, Private Bag X59, Pretoria, 0001, Att: Adv M Mononela**, Fax(012) 320 1982, Email: Thelma.moima@dme.gov.za.

SCHEDULE**DEFINITIONS**

1. In this Schedule any word or expression to which a meaning has been assigned in the Act shall have that meaning, unless the context indicates otherwise-

“**carat**” is a measure of the purity of gold on the carat scale (see table), which expresses proportion of gold in parts per 24 (by mass) of an alloy;

“**carat gold alloys**” means semi-fabricated precious metal in the form of gold alloys with the range of purity specified in regulation 1;

“**dental alloys**” means semi-fabricated precious metal in the form of alloys conforming to specifications approved by the South African Bureau of Standards or the Health Professions’ Council of South Africa;

“**exclusionary act**” means an act or practice which impedes or prevents any person from entering or staying in the precious metals industry, or from entering or staying in a market connected to that industry;

“**Fineness**” means the degree of purity of a precious metal, expressed in parts per thousand by mass;

“**Form**” means a document or standard form attached to the regulations as Annexure I;

“**precious metal alloys**” means semi-fabricated precious metal that is in the form of an alloy made from a mixture of refined precious metal with one or more refined metal/s, and includes carat gold alloys, dental alloys and platinum and palladium jewellery alloys;

“**Regulator**” means the South African Diamonds and Precious Metals Regulator established in terms of section 3 (1) of the Diamonds Amendment Act, 2005 (Act No. 29 of 2005);

“**the Act**” means the Precious Metals Act 2005,(Act No.37 of 2005)

Manner of lodging application

2. (1) Any application for a licence, certificate or permit made in terms of the Act must be lodged by submitting an appropriate completed form contained in Annexure I, to the office of the Regulator at the relevant address specified in the appropriate form.
- (2) All applications must be lodged within determined hours on the working days with the receiving official who must note thereon the date of such lodgement.

Application for a refining licence

3. (1) An application for a refining licence contemplated in section 7 (1) must be completed in the form of Form 22 (i) contained in Annexure I, and must contain-
 - (a) name, surname and identity number of the applicant,
 - (b) in case of a company or close corporation, name and registration number of the company or close corporation,
 - (c) physical address of the premises in which the applicant will carry on business as the holder of a refining licence.
 - (d) an indication of the metal to be refined,
 - (e) source from which precious metals will be obtained,
 - (f) the period for which a refining licence is required,
 - (g) a description of the applicant's technical ability or access to technical expertise,
 - (h) the details of the applicant's financial status,
 - (i) the details of the target market and the market requirements in respect of the precious metals concerned.
- (2) The following documents must be lodged together with the application:-
 - (a) a certified copy of the applicant's identity document; or
 - (b) in case of a company or close corporation, certified copies of the certificate of incorporation, the article of association and the founding statement (CK1);

- (c) documentary proof that the applicant has obtained the necessary authority to make the application in a representative capacity on behalf of the company or close corporation and detailed particulars of shareholders;
 - (d) detailed documentary proof of the applicant's technical ability or access to suitable expertise to conduct the refining operation;
 - (e) documentary proof of the applicant's financial status or access to suitable financial assistance;
 - (f) provide a revised document indicating the applicant's broad based socio-economic empowerment plan,
 - (g) a business plan;
 - (h) particulars of criminal record(if any);
 - (i) Tax clearance certificate.
- (3) The application for a refining licence must be lodged together with an application fee contemplated in regulation 23.

Application for renewal of a refining licence

- (4) (1) an application for renewal of a refining licence contemplated in section 7(7) of the Act must be completed in the form of Form 22(ii) contained in Annexure I, and must be accompanied by the information requested therein.
- (2) The application for a renewal of a refining licence must be lodged at least 30 days before the expiry date of the licence together with an application fee contemplated in regulation 23.

Granting of a refining licence

- (5) (1) The Regulator may grant a refining licence if-
- (a) the applicant has complied with the objectives of the broad based socio-economic empowerment guidelines;

- (b) the applicant is not in contravention of the provisions of this Act or any other law;
 - (c) the applicant has access to financial resources and technical expertise to conduct the proposed refining operation;
 - (d) the business plan is compatible with the intended refining operations and the duration thereof;
 - (e) the refining operation will not result in an unacceptable pollution, ecological degradation or damage to environment;
- (2) In case of gold,
- (a) the Regulator must consult with the National Treasury before granting a licence, and
 - (b) must consult the National Commissioner before grant a refining licence .
- (3) The licence shall specify, in detail, the terms and conditions relevant to the licensee.
- (4) The Regulator must refuse the granting or renewal of a refining licence if-
- (a) the applicant does not meet all requirements referred to in regulation 3 and sub-regulation (1);or
 - (b) the granting of such licence will –
 - (i) result in an exclusionary act;
 - (ii) prevent fair competition;
 - (c) market conditions do not support further refining operations.

Application for a precious metal beneficiation licence

- (6) (1) An application for a precious metal beneficiation licence contemplated in section 8(1), must be completed in the form of Form 23 (i) contained in Annexure I, and must contain-
- (a) name, surname and identity number of the applicant,
 - (b) in case of a company or close corporation, name and registration number of the company or close corporation,

- (c) physical address of the premises in which the applicant will carry on business as a holder of a precious metal beneficiation licence,
- (d) an indication of the metal to be beneficiated,
- (e) source from which precious metals will be obtained,
- (f) the period for which a beneficiation licence is required,
- (g) a description of the applicant's technical ability,
- (h) the details of the applicant's financial status,
- (i) the details of the target market and the market requirements in respect of the precious metals concerned.
- (j) particulars of criminal record (if any).

(2) The following documents must be lodged together with the application:-

- (a) a certified copy of the applicant's identity document; or
- (b) in case of a company or close corporation, certified copies of the certificate of incorporation, the article of association and the founding statement (CK1);
- (c) documentary proof that the applicant has obtained the necessary authority to make the application in a representative capacity on behalf of the company or close corporation and detailed particulars of shareholders;
- (d) documentary proof of the registered business premises;
- (e) detailed documentary proof of the applicant's technical ability or access to suitable expertise to conduct the beneficiation operation;
- (f) documentary proof of the applicant's financial status and access to suitable financial support;
- (g) a business plan inclusive of the applicants broad based socio –economic empowerment plan;
- (h) Tax clearance certificate.

- (3) The application for a precious metal beneficiation licence must be lodged together with an application fee contemplated in regulation 23.

Application for renewal of a precious metal beneficiation licence

- (7) (1) an application for renewal of a precious metal beneficiation licence contemplated in section 8(8) of the Act must be completed in the form of Form 23(ii) contained in Annexure I, and must be accompanied by the information requested therein.

(2) The application for a renewal of a precious metal beneficiation licence must be lodged 30 days before the expiry date of the licence together with an application fee contemplated in regulation 23.

Granting of a precious metal beneficiation licence

- (8) (1) The Regulator may grant a precious metal beneficiation licence if-
- (a) the applicant has access to financial resources and the technical expertise to conduct the proposed beneficiation operation;
 - (b) the applicant is not in contravention of the provision of this Act or any other law;
 - (c) the beneficiation operation will not result in an unacceptable pollution, ecological degradation or damage to environment;
 - (d) the business plan is compatible with the intended beneficiation process.
- (2) the Regulator must notify the National Commissioner before granting a beneficiation licence.
- (3) The licence shall specify, in detail, the terms and conditions relevant to the licensee.
- (4) The Regulator may refuse the granting or renewal of a refining licence if-
- (a) the applicant does not meet all requirements referred to in regulation 6 and sub-regulation (1);
 - (b) the granting of such licence will –
 - (i) result in an exclusionary act;

(ii) prevent fair competition;

Application for a jeweller's permit

(10) (1) An application for a jeweller's permit contemplated in section 9(1) must be completed in the form of Form 24 (i) contained in Annexure I, and must contain-

- (a) name, surname and identity number of the applicant,
- (b) in case of a company or close corporation, name and registration number of the company or close corporation,
- (c) physical address of the premises in which the applicant will carry on business as a holder of a jeweller's permit,
- (d) an indication of the metals/alloys/solders to be manufactured to jewellery,
- (e) source from which metals/alloys /solders will be obtained,
- (f) the period for which a jeweller's permit is required,
- (g) a description of the applicant's manufacturing ability,
- (h) the details of the applicant's financial status,
- (i) the details of the target market and the market requirements in respect of the precious metals concerned.
- (j) particulars of criminal record.

(2) The application for a jeweller's permit must be lodged together with an application fee contemplated in regulation 23.

Application for renewal of a jeweller's permit

(11) (1) An application for renewal of a jeweller's permit contemplated in section 9(6) of the Act must be completed in the form of Form 24(ii) contained in Annexure I, and must be accompanied by the information requested therein.

- (2) The application for a renewal of a jeweller's permit must be lodged 30 days before the expiry date of the licence together with an application fee contemplated in regulation 23.

Granting of a jeweller's permit

- (12)(1) The Regulator may grant a jeweller's permit if-
- (a) the applicant has manufacturing ability or access to manufacturing resource to conduct the proposed jewellery manufacturing operation;
 - (b) the applicant is not in contravention of the provisions of this Act or any other law;
- (2) The Regulator must notify the National Commissioner before granting a jeweller's permit.
- (3) The permit shall specify, in detail, the terms and conditions relevant to the permit holder.
- (4) The Regulator may refuse the granting of a jewellers' permit if-
- (a) the applicant does not meet all requirements referred to in regulation 10 and sub-regulation (1);
 - (b) the granting of such permit will –
 - (i) result in an exclusionary act;
 - (ii) prevent fair competition;

Permit to import

- (13)(1) An application for a permit to import contemplated in section 10(2) must be completed in the form of Form 25 (i) contained in Annexure I, and must contain-
- (a) name, surname and identity number of the applicant,
 - (b) in case of a company or close corporation, name and registration number of the company or close corporation,
 - (c) the quantity, fineness, form and value of such precious metal,
 - (d) the period during which such precious metal may be imported,
 - (e) the port from which such precious metal may be imported,

- (f) the country from which such precious metal may be imported,
 - (g) the purpose of the import;
 - (h) particulars of criminal record, if applicable.
- (2) The application for a permit to import must be lodged together with an application fee contemplated in regulation 23.
- (3) The Regulator may grant a permit to import if-
- (a) the applicant has met all requirements referred to in sub-regulations (1) and (2) ,
 - (b) such precious metal has been duly entered for customs and excise purposes in accordance with the Customs and Excise Act, 1964 (Act 91 of 1964)
- (4) The precious metals will be refused entry into the Republic if-
- (a) that precious metal is in the opinion of the Regulator of dubious origin or originates from a source from which the importation of precious metals is contrary to the precious metals trade,
 - (b) that precious metal has been incorrectly described or declared.
- (5) The permit shall specify the terms and conditions relevant to the permit holder.

Export approval

- (14)(i) An application to export unwrought or semi-fabricated precious metal contemplated in section 12 must be completed in the form of Form 25 (ii) contained in Annexure I, and must contain-
- (a) name, surname and identity number of the applicant,
 - (b) in case of a company or close corporation, name and registration number of the company or close corporation,
 - (c) the quantity, fineness, form and value of precious metal to be exported;
 - (d) the period during which such precious metal may be exported;
 - (e) the port through which such precious metal may be exported;

- (f) the country to which such precious metal may be exported;
- (g) the purpose of the export of such precious metal;
- (h) particulars of criminal record.

(2) The Minister may grant approval to export if-

- (a) such precious metal has been made available for sale to the local market for the period of four consecutive working days before export,
- (b) the local demand of unwrought or semi-fabricated precious metal has been met,
- (c) the applicant has met all requirements referred to in sub-regulations (1) and (2) ,
- (d) such precious metal has been duly entered for customs and excise purposes in accordance with the Customs and Excise Act, 1964 (Act 91 of 1964)

(3) The approval shall specify, in detail, the terms and conditions relevant to the exporter.

Cancellation and suspension of any certificate, permit or licence

(15) (1) The Regulator may cancel or suspend a certificate, permit or licence if the holder of such certificate, permit or licence has-

- (a) furnished false or incomplete information in the application;
- (b) contravenes or fails to comply with the terms and conditions specified in the certificate, permit or licence;
- (c) contravenes or fails to comply with the provision of this Act or any other law;
- (d) is convicted of an offence in terms of this Act or any other offence involving fraud, theft, corruption or forgery.

(2) Before acting under sub-regulation (1), the Regulator must-

- (a) give written notice to the holder indicating the intention to suspend or cancel the certificate, permit or licence;
- (b) set out the reasons why he or she is considering suspending or canceling the certificate, permit or licence; and

- (c) afford the holder a reasonable opportunity to show why the certificate, permit or licence should not be suspended or cancelled.
- (3) The Regulator must direct the holder to take specified measures to remedy any contravention, breach or failure.
- (4) If the holder does not comply with the direction given under sub-regulation(3), the Regulator may act under sub-regulation(1).
- (5) The Regulator may by written notice to the holder lift a suspension if the holder-
 - (a) complies with a directive contemplated in subsection (3);
 - (b) furnishes compelling reasons for the lifting of the suspension.

Prevention of illegal acts pertaining to precious metals

(16) Any person who-

- (a) unlawfully possesses unwrought or semi-fabricated precious metals ; or
- (b) unlawfully conducts the refinery operation, beneficiation operation or jewellery manufacturing operation; or
- (c) exports or imports precious metals without the necessary approval or authority;

is guilty of an offence.

Requirements for broad based socio-economic empowerment

- (17) (1) Ownership participation in the existing or future refining operations;
- (2) Participation in or control of management in the beneficiation operation and jewellery manufacturing operation;
- (3) Development of management, technical, manufacturing or other skills of Historically Disadvantage South Africans;
- (4) Involvement of or participation in the procurement chains of operations;

- (5) Integrated socio-economic development for women and youth by mobilizing all stakeholder resources.

Form of a minted precious metal bar

- (18)(1) To be regarded as a minted bar, a precious metal bar must be of a dimension, size and mass set out in Schedule 1, the bar shall consist of gold or platinum or palladium of the standard mass, caratage or fineness.
- (2) Deviation from standard mass or standard fineness determined in Schedule 1 in respect of the minted bar in question of the amount not exceeding the remedy in Schedule 1 shall be allowed.
- (3) The Minister may from time to time amend Schedule 1 by notice in the *Gazette*.
- (4) A notice issued under sub-regulation (3) shall come into operation on the date specified therein, and the provision thereof shall have force of law as if they were enacted in Schedule 1.
- (5) The Regulator in consultation with the National Treasury shall determine the quantity of minted bars that may be manufactured in the country from time to time in the Government Gazette.
- (6) The general appearance of the bar in question shall indicate the name of the licensee, identifying mark of the licensee, registration number of the licensee, serial number of that bar and the percentage of the content of the precious metal.
- (7) The bar shall be sealed in a tamper-resistant seal before trade, and the certificate indicating ;
- (a) the name of the seller;
 - (b) the name of the purchaser;
 - (c) the selling price;
 - (d) serial number of that bar;
 - (e) percentage of the content of the precious metal.

shall accompany such purchase.

Manner and form of specimens

- (19)(1) (a) A producer or any person who intends to imports precious metal concentrate into the country must submit to the Forensic Science Laboratory of the South African Police Service specimens of such precious metals produced or imported by him or her.

- (b) Specimens of such precious metals shall be accompanied by a fully completed form obtainable from the Forensic Science Laboratory and must be submitted after every six months by each operating mine.
- (c) A mine with several shafts must submit a specimen of such precious metal extracted from each shaft.
- (d) New mines must submit a specimen within the first month of production and thereafter every 6 months.
- (e) Specimens submitted may at the description of the miner be of ore concentrate, dore metal or in nugget form.
- (f) Metal specimens must be of at least 2 grams whilst ore or concentrate specimens should be of at least 100grams
- (g) Specimens submitted for the inclusion in profiling database shall remain part of the database and be retained by the Forensic Science Laboratory.

Appointment of inspectors

- (20)(1) The Regulator may appoint any person in its service as an inspector.
- (2) An inspector shall be furnished with a certificate of appointment signed by the chief executive officer stating that he or she has been appointed as an inspector under this Act.

Functions of Inspectors in the service of the Regulator

- (21)(1) In addition to the other functions assigned to an inspector or a police official by or under any other law, the inspector or police official may-
 - (a) at any reasonable time enter any premises on which any activity in connection with unwrought or semi fabricated precious metal is carried out and performed on any such premises as may be necessary to ascertain whether the provisions of this Act have been or are complied with;
 - (b) if he or she has reasonable grounds to suspect that an offence under this Act has been committed in respect of any precious metal, or has been or is about to be committed in respect of or by means of any machinery, at any

time enter and search any premises on which such precious metal or machinery is suspected to be found;

- (c) if he has reasonable grounds to suspect that any machinery is used or intended for use in connection with the refining of precious metal, examine, test or take photographs of such machinery;
- (d) require from any person who has in his or her possession or custody or under his or her control any register or document under this Act, to produce to him or her forthwith, or at such time and place as may be determined by him or her, any such register or document;
- (e) examine any such register or document or make an extract from or a copy thereof, and require from any person an explanation of any entry in any such register or document;

(2) An interpreter or a police official may accompany an inspector when he or she performs his or her functions under this Act.

(3) An inspector shall not perform any function under this Act unless he or she is at the time of performing that function in possession of a certificate of appointment referred to in sub -regulation 20(1), which certificate shall be produced at the request of any person affected by the performance of that function.

Form of precious metal alloys

(22) (1). The required form and composition of a carat gold alloys and dental alloys is set out in Schedule 2.

- (a) The requirements for soldering in the manufacture, and the marking, of articles of carat gold alloys shall be as set out in South African National Standard *SANS 29:2004* or subsequent amendments thereto.
- (b) The Minister may, after consultation with the Regulator and the South African Bureau of Standards (or the Health Professions' Council of South Africa in the case of dental alloys), amend by notice in the *Gazette*, the specifications relating to the range of purity, form and composition of carat gold alloys and dental alloys.

(2) The required form and composition of a platinum and palladium jewellery alloys is set out in Schedule 2;

- (a) The requirements for soldering in the manufacture, and the marking, of articles of platinum and palladium jewellery alloys shall be as set out in South African National Standard *SANS 29:2004* or subsequent amendments thereto.
- (b) The Minister may, after consultation with the Regulator and the South African Bureau of Standards, amend by notice in the *Gazette*, the specifications relating to the range of purity, form and composition of platinum and palladium jewellery alloys.

Prescribed fees for the services rendered by the Regulator

23(1) The following fees are payable to the Regulator in respect of-

- (a) a refining licence, issued in terms of section 7(1), read with section 7(3) of the Act:
 - (i) Application fee: R10 000 per issue;
 - (ii) renewal : R10 000 per issue;
- (b) a precious metal beneficiation licence, issued in terms of section 8(1), read with section 8(8)(a) of the Act:
 - (i) Application fee: R1 000;
 - (ii) renewal : R1 000;
- (c) a jeweller's permit issued in terms of section 9(1), read with section 9 (6) (a) of the Act:
 - (i) Application fee: R100;
 - (ii) renewal :R100;
- (d) an import permit issued in terms of section 10(2) of the Act: R100;
- (e) the endorsement on a licence, permit or certificate of the particulars of any new or additional premises in terms of sections 7(6) or 8(7) of the Act : R500.

Schedule 1

(a) Mass, dimensions, size and purity; general appearance and finish, required identifying marks, registration numbers; and the mode of manufacture of minted bars shall be as set out in the Table below:

Mode of manufacture	A minted bar is made from a precious metal blank (bar) that has been stamped/punched out to the required dimensions from a flat strip of precious metal with a purity of at least 99,99%. The punched out bar is then minted in a purpose-designed minting press.
Mass	10, 50, or 100 grams
Dimensions	Dimensions of minted bars will be published by notice in the <i>Gazette</i>
Precious metal content	≥ 99,99% purity (≥ 999,9 fineness)
Required identifying marks	The following identifying marks must be stamped on the minted bar: (i) a hallmark certifying the above-mentioned purity, (ii) a date letter of year of manufacture (letter starting alphabetically with "A" for 2006); (iii) and registered trademark of the approved manufacturer.
Alphanumerical registration number	A unique registration number (including initials of the approved manufacturer and a 6 digit serial number) must be stamped on the minted bar
General appearance and finish	A minted bar should appear polished i.e., possess a smooth finish and no cavities

Denominations of precious metals bar	Standard mass(gram)	Dimensions (mm)	Standard fineness based on minimum mass
Gold minted bar	10 g	25,74 x15,73 x1,95	999,9
Gold minted bar	50g	44,50 x25,95x2,80	999,9
Gold minted bar	100g	47,73 x27,78x4,60	999,9
Platinum/Palladium bar	1 Troy ounce	42 x 25 x2,22	999,5
Palladium bar	1 Troy ounce	42 x 25 x 2,22	999,5

Schedule 2

1. CARAT GOLD
SCALE

Carat	Minimum purity of gold expressed as a percentage	Minimum fineness (gold content expressed in parts per 1000
9	37,5%	375
14	58,5%	585
18	75,0%	750
22	91,6%	916
24	99.5%	995

2. PLATINUM AND PALLADIUM SCALE

Minimum purity of platinum / palladium Expressed as a percentage	Minimum fineness Platinum/palladium content expressed in parts per 1000
85%	850
90%	900
95%	950
99.9%	999

FORM 22(I)

SOUTH AFRICAN DIAMONDS AND PRECIOUS METALS REGULATOR
 South African Diamond Centre, Cnr Main and Phillip Streets
 Johannesburg. P. O. Box 16001 Doornfontein 2028

APPLICATION FOR REFINING LICENCE
 [in terms of section 7(1) of the Precious Metals Act, 2005(Act 37 of 2005)]

Instructions:

1. For any enquiries, contact the office of the Regulator during office hours.
2. Complete the form in block letters and in black pen.
3. Where options are given mark the appropriate block.
4. Complete the form in English and do not use abbreviations.
5. Although the application forms are made available in electronic format, only a signed original hard copy shall be acceptable.
6. Ensure that all the required documentations accompany the application.
7. The application must be submitted to the operational business premises of the Regulator.

PART A : PARTICULARS OF APPLICANT
--

1. (a) In case of a natural person, please provide the following:

- (i) Surname: _____
- (ii) First name (s) _____
- _____
- (iii) Identity number: _____

**(certified copy of the identity document must be attached)*

(iv) Has the applicant ever been convicted of any criminal offence in or outside the R.S.A, (Yes/No). If Yes , Furnish particulars on a separate sheet of paper.

(b) In case of a person other than a natural person, please indicate:

CC. _____ Partnership/Joint venture _____

Co. _____ Other (specify) _____

(i) Name of company, close corporation, partnership or joint venture:

(ii) Registration number of Co. or CC:

(iii) Full Names and Identity number of Managing Director, Member:

(iv) Particulars of interest held (%) in the juristic person and name of holder of the controlling interest:

(v) Type of metals to be refined:

(vi) Source from which precious metals will be obtained:

(vii) Period for which a refining licence is required:

(viii) Description of applicant's technical ability:

(ix) Details of the applicant's financial status:

(x) Details of the target market and market requirement:

**(in case of a company or close corporation, certified copy of a certificate of incorporation must be attached);*

PART B: CORRESPONDENCE ADDRESS FOR THIS APPLICATION

2. Business address :

(a) Building Name: _____
 (i) Building Number: _____
 (ii) Street Number: _____
 (iii) Street Name: _____

 (iv) Suburb: _____
 (v) Town/City: _____
 (vi) Postal code: _____
 (vii) Province: _____
 (viii) Country: _____
 (ix) Telephone number: _____
 (x) Fax no.: _____
 (xi) Cellphone no: _____
 (xii) E-mail address: _____

(b) Relevant postal address:

(i) Postal Address: _____

 (ii) Town/City: _____
 (iii) Postal code: _____

(attach documentary proof of the registered business premises)

THE APPLICATION MUST BE ACCOMPANIED BY THE FOLLOWING::

1. A certified copy of the applicant's identity document, if applicable.
2. A certified copies of certificate of incorporation, article of association and founding statement if applicable.
3. Copy of resolution, if acting in a representative capacity.

4. documentary proof of the applicant's technical ability.
5. documentary proof of the applicant's financial status or access thereto.
6. document indicating the applicant's broad based socio-economic empowerment plan.
7. Business plan.
8. Particulars of criminal record, if applicable.
9. Prescribed fee.-----

PART C: DECLARATION

I, the applicant _____ hereby declare that the contents of this application are true and correct.

Capacity: _____

Signed at _____ on the _____ day of _____

SIGNATURE OF APPLICANT/ REPRESENTATIVE(IF APPLICABLE)

Form:
Vorm : 22(ii)

LICENCE NUMBER : _____

SOUTH AFRICAN DIAMONDS AND PRECIOUS METALS REGULATOR

South African Diamond Centre, Cnr Main and Phillip Streets
Johannesburg. P. O. Box 16001 Doornfontein 2028

APPLICATION FOR RENEWAL OF A REFINING LICENCE

[in terms of section 7(7) of the Precious Metals Act, 2005(Act 37 of 2005)]

Instructions:

1. For any enquiries, contact the office of the Regulator during office hours.
2. Complete the form in block letters and in black pen.

3. Where options are given mark the appropriate block.
4. Complete the form in English and do not use abbreviations.
5. Although the application forms are made available in electronic format, only a signed original hard copy shall be acceptable.
6. Ensure that all the required documentations accompany the application
7. The application must be submitted to the operational business premises of the Regulator.

PART A : PARTICULARS OF APPLICANT

1. (a) In case of a natural person, please provide the following:

- (i) Surname : _____
- (ii) First name (s) : _____

- (iii) Identity number: _____

**(certified copy of the identity document must be attached)*

(iv) Has the applicant ever been convicted of any criminal offence in or outside the R.S.A, (Yes/No). If Yes , Furnish particulars on a separate sheet of paper.

(b) In case of a person other than a natural person, please indicate:

CC. _____ Partnership/Joint venture _____
Co. _____ Other (specify) _____

(i) Name of company, close corporation, partnership or joint venture:

(ii) Registration number of Co. or CC:

(iii) Full names and identity number of Managing Director, Member:

(iv) Particulars of interest held (%) in the juristic person and name of holder of the controlling interest:

(v) Type of metals to be refined:

(vi) Source from which precious metals will be obtained:

(vii) Period for which a renewal is required:

(viii) Reasons why a renewal is required:

**(in case of a company or close corporation, certified copy of a certificate of incorporation must be attached);*

PART B: CORRESPONDENCE ADDRESS FOR THIS APPLICATION

2. Business address :

(a) Building Name:

- (i) Building Number:
- (ii) Street Number:
- (iii) Street Name:

(iv) Suburb:

(v) Town/City:

(vi) Postal code:

(vii) Province:

(viii) Country:

(ix) Telephone number:

(x) Fax no.:

(xi) Cellphone no:

(xii) E-mail address:

(b) Relevant postal address:

(i) Postal Address:

(ii) Town/City:

(iii) Postal code:

(attach documentary proof of the registered business premises)

THE APPLICATION MUST BE ACCOMPANIED BY THE FOLLOWING::

3. A certified copy of the applicant's identity document, if applicable.

4. A certified copies of certificate of incorporation, article of association and founding statement if applicable.
5. Copy of resolution, if acting in a representative capacity.
6. Proof of business premises.
7. documentary proof of the applicant's technical ability.
8. documentary proof of the applicant's financial status or access thereto.
9. document indicating the applicant's broad based socio-economic empowerment plan.
10. Business plan.
11. Particulars of criminal record, if applicable.
12. Prescribed fee. _____

PART C: DECLARATION

I, the applicant _____ hereby declare that the contents of this application are true and correct.

Capacity: _____

Signed at _____ on the _____ day of _____

SIGNATURE OF APPLICANT/ REPRESENTATIVE(IF APPLICABLE)

Form:
Vorm : 23(i)

Application No/Nr : _____

SOUTH AFRICAN DIAMONDS AND PRECIOUS METALS REGULATOR
South African Diamond Centre, Cnr Main and Phillip Streets
Johannesburg. P. O. Box 16001Doomfontein 2028

APPLICATION FOR PRECIOUS METALS BENEFICIATION LICENCE
[in terms of section 8(1) of the Precious Metals Act, 2005(Act 37 of 2005)]

Instructions:

1. For any enquiries, contact the office of the Regulator during office hours.
2. Complete the form in block letters and in black pen.
3. Where options are given mark the appropriate block.
4. Complete the form in English and do not use abbreviations.
5. Although the application forms are made available in electronic format, only a signed original hard copy shall be acceptable.
6. Ensure that all the required documentations accompany the application
7. The application must be submitted to the operational business premises of the Regulator.

PART A : PARTICULARS OF APPLICANT

1. In case of a natural person, please provide the following:

- (i) Surname: _____
- (ii) First name (s) _____

- (iii) Identity number: _____

**(certified copy of the identity document must be attached)*

(iv) Has the applicant ever been convicted of any criminal offence in or outside the R.S.A, (Yes/No). If Yes , Furnish particulars on a separate sheet of paper.

(b) In case of a person other than a natural person, please indicate:

CC. _____ Partnership/Joint venture _____
Co. _____ Other (specify) _____

(i) Name of company, close corporation, partnership or joint venture:

(ii) Registration number of Co. or CC:

(iii) Full names and identity number of Managing Director, Member:

(iv) Particulars of interest held (%) in the juristic person and name of holder of the controlling interest:

(v) Type of metals to be benefited:

(vi) Source from which precious metals will be obtained:

(vii) Period for which a licence is required:

(viii) Description of the applicant's technical ability:

(ix) Details of applicant's financial status:

(x) details of the target market and market requirements:

**(in case of a company or close corporation, certified copy of a certificate of incorporation must be attached);*

PART B: CORRESPONDENCE ADDRESS FOR THIS APPLICATION

2. Business address :

(a) Building Name:

(i) Building Number: _____

(ii) Street Number: _____

(iii) Street Name: _____

(iv) Suburb: _____

(v) Town/City: _____

(vi) Postal code: _____

(vii) Province: _____

(viii) Country: _____

(ix) Telephone number: _____

(x) Fax no.: _____

(xi) Cellphone no: _____

(xii) E-mail address: _____

(b) Relevant postal address:

(i) Postal Address: _____

(ii) Town/City: _____

(iii) Postal code: _____

(attach documentary proof of the registered business premises)

THE APPLICATION MUST BE ACCOMPANIED BY THE FOLLOWING::

3. A certified copy of the identity document, if applicable.
4. A certified copy of certificate of incorporation, article of association and founding statement if applicable.
5. Copy of resolution, if acting in a representative capacity.
6. Proof of business premises
7. Documentary proof of the applicant's technical ability.
8. Documentary proof of the applicant's financial status or access thereto.

9. Document indicating the applicant's broad based socio-economic empowerment plan.
10. Business plan.
11. Particulars of criminal record, if applicable.
12. Prescribed fee. _____

PART C: DECLARATION

I, the applicant _____ hereby declare that the contents of this application are true and correct.

Capacity: _____

Signed at _____ on the _____ day of _____.

SIGNATURE OF APPLICANT/ REPRESENTATIVE(IF APPLICABLE)

Form:
Vorm : 23(ii)

Application No/Nr _____

LICENCE NUMBER : _____

SOUTH AFRICAN DIAMONDS AND PRECIOUS METALS REGULATOR

South African Diamond Centre, Cnr Main and Phillip Streets
Johannesburg. P. O. Box 16001Doomfontein 2028

APPLICATION FOR RENEWAL OF DIAMONDS BENEFICIATION LICENCE
[in terms of section 8(8) of the Precious Metals Act, 2005(Act 37 of 2005)]

Instructions:

1. For any enquiries, contact the office of the Regulator during office hours.
2. Complete the form in block letters and in black pen.
3. Where options are given mark the appropriate block.
4. Complete the form in English and do not use abbreviations.

- 5. Although the application forms are made available in electronic format, only a signed original hard copy shall be acceptable.
- 6. Ensure that all the required documentations accompany the application
- 7. The application must be submitted to the operational business premises of the Regulator.

PART A : PARTICULARS OF APPLICANT

1.(a) In case of a natural person, please provide the following:

- (i) Surname: _____
- (ii) First name (s) _____
- (iii) Identity number: _____

**(certified copy of the identity document must be attached)*

(iv) Has the applicant ever been convicted of any criminal offence in or outside the R.S.A, (Yes/No). If Yes , Furnish particulars on a separate sheet of paper.

(b) In case of a person other than a natural person, please indicate:

CC. _____ Partnership/Joint venture _____
 Co. _____ Other (specify) _____

(i) Name of company, close corporation, partnership or joint venture:

(ii) Registration number of Co. or CC:

(iii) Name and identity number of Managing Director, Member:

(iv) Particulars of interest held (%) in the juristic person and name of holder of the controlling interest:

(v) Type of metals to be refined:

(vi) Source from which precious metals will be obtained:

(vii) Period for which a renewal is required:

(viii) Reasons why a renewal is required:

**(in case of a company or close corporation, certified copy of a certificate of incorporation must be attached);*

PART B: CORRESPONDENCE ADDRESS FOR THIS APPLICATION
--

2. (a) Business address:

(i) Building Name: _____

(ii) Building Number: _____

(iii) Street Number: _____

(iv) Street Name: _____

(v) Suburb: _____

(vi) Town/City: _____

(vii) Postal code: _____

(viii) Province: _____

(ix) Country: _____

(x) Telephone number: _____

(xi) Fax no.: _____

(xii) Cellphone no: _____

(xiii) E-mail address: _____

(b) Relevant postal address:

(i) Postal Address: _____

(ii) Town/City: _____

(iii) Postal code: _____

(attach documentary proof of the registered business premises)

THE APPLICATION MUST BE ACCOMPANIED BY THE FOLLOWING:

3. A certified copy of the identity document, if applicable.
4. A certified copy of certificate of incorporation, article of association and founding statement if applicable.
5. Copy of resolution, if acting in a representative capacity.
6. Documentary proof of the applicant's technical ability.
7. Documentary proof of the applicant's financial status or access thereto.
8. Document indicating the applicant's broad based socio-economic empowerment plan.
9. Business plan.
10. Prescribed fee. _____

PART C: DECLARATION

I, the applicant _____ hereby declare that the contents of this application are true and correct.

Capacity: _____

Signed at _____ on the _____ day of _____

SIGNATURE OF APPLICANT/ REPRESENTATIVE(IF APPLICABLE)

Form:
Vorm : 24(i)

Application No/Nr : _____

SOUTH AFRICAN DIAMONDS AND PRECIOUS METALS REGULATOR
South African Diamond Centre, Cnr Main and Phillip Streets
Johannesburg. P. O. Box 16001Doomfontein 2028

APPLICATION FOR A JEWELLER'S PERMIT

[in terms of section 9(1) of the Precious Metals Act, 2005(Act 37 of 2005)]

Instructions:

1. For any enquiries, contact the office of the Regulator during office hours.
2. Complete the form in block letters and in black pen.
3. Where options are given mark the appropriate block.
4. Complete the form in English and do not use abbreviations.
5. Although the application forms are made available in electronic format, only a signed original hard copy shall be acceptable.
6. Ensure that all the required documentations accompany the application
7. The application must be submitted to the operational business premises of the Regulator.

PART A : PARTICULARS OF APPLICANT

1. (a) In case of a natural person, please provide the following:

- (i) Surname: _____
- (ii) First name (s) _____
- (iii) Identity number: _____

**(certified copy of the identity document must be attached)*

(iv) Has applicant ever been convicted of a criminal offence in or outside the R.S.A, (Yes/No). If Yes, Furnish particulars on a separate sheet of paper.

(b) In case of a person other than a natural person, please indicate:

CC. _____ Partnership/Joint venture _____
Co. _____ Other (specify) _____

(i) Name of company, close corporation, partnership or joint venture:

(ii) Registration number of Co. or CC:

(iii) Full names of Managing Director, Member:
(if applicable)

(iv) Particulars of interest held (%) in the juristic person and name of holder of the controlling interest:

(v) Type of metals to be manufactured into jewellery:

(vi) Source from which precious metals will be obtained:

(vii) Period for which a jeweller's permit is required:

(viii) Description of the applicant's manufacturing ability:

(ix) Details of applicant's financial status:

(x) details of the target market and market requirements:

**(in case of a company or close corporation, certified copy of a certificate of incorporation must be attached);*

PART B: CORRESPONDENCE ADDRESS FOR THIS APPLICATION

2. Business address :

(a) Building Name:

(i) Building Number: _____

(ii) Street Number: _____

(iii) Street Name: _____

(iv) Suburb: _____

(v) Town/City: _____

(vi) Postal code: _____

(vii) Province: _____

(viii) Country: _____

(ix) Telephone number: _____

(x) Fax no.: _____

(xi) Cellphone no: _____

(xii) E-mail address: _____

(b) Relevant postal address:

(i) Postal Address: _____

(ii) Town/City: _____

(iii) Postal code: _____

(attach documentary proof of the registered business premises)

THE APPLICATION MUST BE ACCOMPANIED BY THE FOLLOWING::

3. A certified copy of identity document, if applicable.
4. A certified copy of certificate of incorporation, article of association and founding statement if applicable.
5. Copy of resolution, if acting in a representative capacity.
6. Documentary proof of the applicant's manufacturing ability.
7. Documentary proof of the applicant's financial status or access thereto.
8. Business plan.

9. Particulars of criminal record, if applicable,

10. Prescribed fee. _____

PART C: DECLARATION

I, the applicant _____ hereby declare that the contents of this application are true and correct.

Capacity: _____

Signed at _____ on the _____ day of _____.

SIGNATURE OF APPLICANT/ REPRESENTATIVE(IF APPLICABLE)

Form:
Form : 24 (ii)

Permit number _____

SOUTH AFRICAN DIAMONDS AND PRECIOUS METALS REGULATOR
South African Diamond Centre, Cnr Main and Phillip Streets
Johannesburg. P. O. Box 16001 Doornfontein 2028

APPLICATION FOR A RENEWAL OF A JEWELLER'S PERMIT
[in terms of section 9(6) of the Precious Metals Act, 2005(Act 37 of 2005)]

Instructions:

1. For any enquiries, contact the office of the Regulator during office hours.
2. Complete the form in block letters and in black pen.
3. Where options are given mark the appropriate block.
4. Complete the form in English and do not use abbreviations.
5. Although the application forms are made available in electronic format, only a signed original hard copy shall be acceptable.
6. Ensure that all the required documentations accompany the application
7. The application must be submitted to the operational business premises of the Regulator.

PART A : PARTICULARS OF APPLICANT

1. In case of a natural person, please provide the following:

- (i) Surname: _____
- (ii) First name (s) _____
- (iii) Identity number: _____

**(certified copy of the identity document must be attached)*

(iv) Has the applicant ever been convicted of a criminal offence in or outside the R.S.A, (Yes/No). If Yes, Furnish particulars on a separate sheet of paper.

(b) In case of a person other than a natural person, please indicate:

CC. _____ Partnership/Joint venture _____
 Co. _____ Other (specify) _____

(i) Name of company, close corporation, partnership or joint venture:

(ii) Registration number of Co. or CC:

(iii) Full names and identity number of Managing Director, Member:
 (if applicable)

(iv) Type of metals to be manufactured to jewellery:

(v) Source from which precious metals will be obtained:

(v) Period for which a renewal is required:

(vi) Reasons why a renewal is required:

**(in case of a company or close corporation, certified copy of a certificate of incorporation must be attached);*

PART B: CORRESPONDENCE ADDRESS FOR THIS APPLICATION

2. Business address :

- (a) Building Name: _____
 (i) Building Number: _____
 (ii) Street Number: _____
 (iii) Street Name: _____

 (iv) Suburb: _____
 (v) Town/City: _____
 (vi) Postal code: _____
 (vii) Province: _____
 (viii) Country: _____
 (ix) Telephone number: _____
 (x) Fax no.: _____
 (xi) Cellphone no: _____
 (xii) E-mail address: _____

(b) Relevant postal address:

- (i) Postal Address: _____

 (iii) Postal code: _____

(attach documentary proof of the registered business premises)

THE APPLICATION MUST BE ACCOMPANIED BY THE FOLLOWING::

4. A certified copy of the applicant's identity document, if applicable.
5. Documentary proof of the applicant's manufacturing ability.
6. Documentary proof of the applicant's financial status or access thereto.
7. Business plan.
8. Particulars of criminal record, if applicable,
9. Prescribed fee. _____

PART C: DECLARATION

I, the applicant _____ hereby declare that the contents of this application are true and correct.

Capacity: _____

Signed at _____ on the _____ day of _____

SIGNATURE OF APPLICANT/ REPRESENTATIVE(IF APPLICABLE)

Form:
Vorm : 25(i)

SOUTH AFRICAN DIAMONDS AND PRECIOUS METALS REGULATOR

South African Diamond Centre, Cnr Main and Phillip Streets
Johannesburg. P. O. Box 16001 Doornfontein 2028

APPLICATION FOR A PERMIT TO IMPORT

[in terms of section 10(2) of the Precious Metals Act, 2005(Act 37 of 2005)]

Instructions:

1. For any enquiries, contact the office of the Regulator during office hours.
2. Complete the form in block letters and in black pen.
3. Where options are given mark the appropriate block.
4. Complete the form in English and do not use abbreviations.
5. Although the application forms are made available in electronic format, only a signed original hard copy shall be acceptable.
6. Ensure that all the required documentations accompany the application
7. The application must be submitted to the operational business premises of the Regulator.

PART A : PARTICULARS OF APPLICANT

1. In case of a natural person, please provide the following:

- (i) Surname : _____
- (ii) First name (s) _____
- _____
- (iii) Identity number: _____

**(certified copy of the identity document must be attached)*

- (iv) Has applicant ever been convicted of a criminal offence in or outside the R.S.A, (Yes/No). If Yes , Furnish particulars on a separate sheet of paper.

(b) In case of a person other than a natural person, please indicate:

CC. _____ Partnership/Joint venture _____
Co. _____ Other (specify) _____

- (i) Name of company, close corporation, partnership or joint venture:

- (ii) Registration number of Co. or CC:

- (iii) Full name and identity number of Managing Director, Member:

- (iv) Full names and Identity number of every shareholder:

(v) Particulars of interest held (%) in the juristic person and name of holder of the controlling interest:

(vi) Quantity, fineness, form and value of such precious metals.

(vii) Period during which such precious metals may be imported:

(viii) Port from which such precious metals may be imported:

(ix) Country from which such precious metals may be imported:

(x) Purpose of the import:

**(in case of a company or close corporation, certified copy of a certificate of incorporation must be attached);*

PART B: CORRESPONDENCE ADDRESS FOR THIS APPLICATION

2. Business address :

(a) Building Name:

(i) Building Number: _____
(ii) Street Number: _____
(iii) Street Name: _____

(iv) Suburb: _____

(v) Town/City: _____

(vi) Postal code: _____

(vii) Province: _____

(viii) Country: _____

(ix) Telephone number: _____

(x) Fax no.: _____

(xi) Cellphone no: _____

(xii) E-mail address: _____

(b) Relevant postal address:

(i) Postal Address: _____

(ii) Town/City: _____
 (iii) Postal code: _____

(attach documentary proof of the registered business premises)

THE APPLICATION MUST BE ACCOMPANIED BY THE FOLLOWING::

4. A certified copy of the identity document, if applicable.
5. A certified copy of certificate of incorporation , article of association and founding statement , if applicable.
6. Copy of resolution, if acting in a representative capacity.
7. Prescribed fee. _____

PART C: DECLARATION

I, the applicant _____ hereby declare that the contents of this application are true and correct.

Capacity: _____

Signed at _____ on the _____ day of _____

SIGNATURE OF APPLICANT/ REPRESENTATIVE(IF APPLICABLE)

Form:
 Vorm : 25(ii)

SOUTH AFRICAN DIAMONDS AND PRECIOUS METALS REGULATOR
 South African Diamond Centre, Cnr Main and Phillip Streets
 Johannesburg. P. O. Box 16001Doomfontein 2028

APPLICATION FOR AN EXPORT APPROVAL
 [in terms of section 12 of the Precious Metals Act, 2005(Act 37 of 2005)]

Instructions:

1. For any enquiries, contact the office of the Regulator during office hours.
2. Complete the form in block letters and in black pen.
3. Where options are given mark the appropriate block.
4. Complete the form in English and do not use abbreviations.
5. Although the application forms are made available in electronic format, only a signed original hard copy shall be acceptable.

- 6. Ensure that all the required documentations accompany the application
- 7. The application must be submitted to the operational business premises of the Regulator.

PART A : PARTICULARS OF APPLICANT

1. In case of a natural person, please provide the following:

- (i) Surname: _____
- (ii) First name (s) _____

- (iii) Identity number: _____

**(certified copy of the identity document must be attached)*

(iv) Has applicant ever been convicted of a criminal offence in or outside the R.S.A, (Yes/No). If Yes , Furnish particulars on a separate sheet of paper.

(b) In case of a person other than a natural person, please indicate:

CC. _____ Partnership/Joint venture _____
Co. _____ Other (specify) _____

(i) Name of company, close corporation, partnership or joint venture:

(ii) Registration number of Co. or CC:

(iii) Full name and identity number of Managing Director, Member:

(iv) Full names and Identity number of every shareholder:

(v) Particulars of interest held (%) in the juristic person and name of holder of the controlling interest:

(vi) The quantity, fineness, form and value of such precious metals.

(vii) Period during which such precious metals may be exported:

(viii) Port through which such precious metals may be exported:

(ix) Country to which such precious metals may be exported:

(x) Purpose of the export:

**(in case of a company or close corporation, certified copy of a certificate of incorporation must be attached);*

PART B: CORRESPONDENCE ADDRESS FOR THIS APPLICATION

2. Business address :

(a) Building Name:

(i) Building Number: _____
 (ii) Street Number: _____
 (iii) Street Name: _____

 (iv) Suburb: _____
 (v) Town/City: _____
 (vi) Postal code: _____
 (vii) Province: _____
 (viii) Country: _____
 (ix) Telephone number: _____
 (x) Fax no.: _____
 (xi) Cellphone no: _____
 (xii) E-mail address: _____

(b) Relevant postal address:

(i) Postal Address: _____

 (ii) Town/City: _____
 (iii) Postal code: _____

(attach documentary proof of the registered business premises)

THE APPLICATION MUST BE ACCOMPANIED BY THE FOLLOWING::

- 4. A certified copy of the identity document, if applicable.
- 5. A certified copy of certificate of incorporation, article of association and founding statement , if applicable.
- 6. Copy of resolution, if acting in a representative capacity.
- 7. Prescribed fee. _____

PART C: DECLARATION

I, the applicant _____ hereby declare that the contents of this application are true and correct.

Capacity: _____

Signed at _____ on the _____ day of _____

SIGNATURE OF APPLICANT/ REPRESENTATIVE(IF APPLICABLE)



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