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GOVERNMENT NOTICES GOEWERMENSKENNISGEWINGS

DEPARTMENT OF HEALTH DEPARTEMENT VAN GESONDHEID

No. R. 578

13 July 2007

NURSING ACT, 2005 (ACT NO. 33 OF 2005)

REGULATIONS RELATING TO THE NOMINATION AND APPOINTMENT OF MEMBERS OF THE COUNCIL

The Minister of Health intends, in terms of section 58(1)(a) of the Nursing Act, 2005 (Act No 33 of 2005) and after consultation with the Council, to make the regulations set out in the Schedule.

Interested persons are invited to submit substantiated comments or representations on the proposed regulations to the Director-General: Health (for the attention of the Director: Stakeholder Relations and Management), Department of Health, Private Bag X828, PRETORIA 0001, within three months from the date of publication of this notice.

SCHEDULE

Definitions

1. In these regulations "the Act" means the Nursing Act, 2005 (Act No. 33 of 2005), and any expression to which a meaning has been assigned in the Act shall bear such meaning.

Nomination of Members of Council

2. (1) The members of the Council contemplated in section 5(1)(a) and section 5(1)(b)(viii) and (ix) of the Act must be appointed by the Minister on the basis of nominations made by interested parties or persons.
- (2) The Minister must, by notice in the *Gazette* and an advertisement placed in at least two newspapers with national circulation, and by any other means regarded necessary by him or her, invite nominations contemplated in sub-regulation (1) for persons to be considered for appointment to the Council.

- (3) The notice and advertisement contemplated in sub-regulation (2) must be published at least four months prior to the expiry of the term of office of the current Council and appointment of new members of the Council and must state the requirements referred to in regulation 5 and the closing date for nominations.
3. (1) The Minister must request nomination of one person each from:-
- (a) the Director-General: Health for a person to be appointed in terms of section 5(1)(b)(i) of the Act;
 - (b) the Law Society of the Northern Provinces for a person to be appointed in terms of section 5(1)(b)(ii) of the Act;
 - (c) the Financial Services Board for a person to be appointed in terms of section 5(1)(b)(iii) of the Act;
 - (d) the South African Pharmacy Council for a person to be appointed in terms of section 5(1)(b)(iv) of the Act;
 - (e) the Council for Higher Education for a person to be appointed in terms of section 5(1)(b)(v) of the Act;
 - (f) the Consumer Council for a person to be appointed in terms of section 5(1)(b)(vi) of the Act; and
 - (g) the Member of the Executive Council responsible for health in each province.
- (2) The Minister must appoint three persons in terms of section 5(1)(b)(vii) of the Act, from those nominated in terms of sub-regulation (1)(g).

Nomination requirements

4. A nomination made in terms of section 5(1)(a) and section 5(1)(b)(viii) and (ix) must be submitted to the Registrar before or on the closing date appearing in the notice or advertisement referred to in regulation 2(2).
5. A nomination contemplated in regulation 4 must be in the format contemplated by Annexure A, and must include at least-
- (a) a detailed curriculum vitae of the nominee outlining such nominee's expertise and his or her written acceptance of the nomination;
 - (b) a written motivation by the nominee outlining and detailing his or her vision for the nursing profession, the contribution the nominee may have made to the nursing profession and future contribution he or she intends making towards the development of the nursing profession;
 - (c) the name and contact details of the person or interested party making the nomination and two referees, and a detailed motivation supporting the nomination of such nominee, including the nominee's actual or potential

leadership qualities, the expertise in a particular field of nursing and the nominee's ability to assume the responsibilities and functions entrusted by the Act;

- (d) proof of registration with the Council;
 - (e) a certificate of good standing; and
 - (f) a declaration, under oath, to execute the functions of the Council and to ensure adherence to the Act and any other applicable prescript if appointed.
6. Any nomination form that is incomplete and does not conform to the requirements outlined in regulation 5 is invalid and will not be considered for purposes of appointment as a member.

Returning Officer

7. (1) The Registrar is the returning officer for nominations in terms of section 5(1)(a) and (b)(viii) and (ix) of the Act.
- (2) The returning officer may appoint such other officers as he or she may deem necessary for the achievement of the objects of these regulations.
- (3) The returning officer must verify that each nomination complies with the provisions of Regulation 5 before accepting any nomination.
- (4) The returning officer must submit all valid nominations to the Minister of Health within 15 days of the closing date published in the *Gazette* and advertisement referred to in regulation 2(2).

Selection Process

8. (1) The Minister must appoint a panel comprising of at least three members to consider the nominations received.
- (2) The panel must then select and recommend 22 candidates to be considered by the Minister for appointment of 16 members in terms of section 5(1)(a) and section 5(1)(b)(viii) and (ix) of the Act.
- (3) In selecting the 22 candidates, the panel must take into consideration the following-
- (a) Relevant expertise and experience in at least one field of nursing;
 - (b) Expertise in a range of health services;
 - (c) Expertise in policy formulation or in education and training of nurses;
 - (d) Ethical standing of the nominee;
 - (e) Geographic distribution in terms of provinces;
 - (f) Rural and urban areas;

- (g) Knowledge and expertise in the regulation of nursing;
 - (h) Representivity in terms of race and gender; and
 - (i) Any other relevant factor.
- (4) The selection panel may select candidates utilizing both a screening process and interviews of nominees.
- (5) The panel must attach a report for each of the recommended 22 candidates and submit to the Minister for consideration of appointment to the Council.
- (6) Notwithstanding, the Minister has the power to appoint any other suitable person to ensure that the objectives of sub-regulation (2) are achieved in case the nominations received by the returning officer fail to do so.

Appointment of Members of Council

9. The Minister must appoint the 25 members of the Council and publish the names of such appointed members and the date of commencement of their period of office in the *Gazette* as soon as possible.
10. (1) Persons appointed by the Minister as members of the Council must submit-
- (a) a written acceptance of the appointment within seven days of receiving such appointment notification; and
 - (b) a signed declaration that he or she will uphold the provisions of the Act and other applicable prescript.

Repeal

11. The following regulations published in the *Gazette* are hereby repealed:

Government Notice no.	Date of publication
R.1924	15 October 1993
R1318	10 October 1997

ANNEXURE A
NOMINATION FORM

- (1) We/I nominate (print the full names of the candidate as they appear in the register or roll, as the case may be) _____

To be considered for appointment as a member of the South African Nursing Council in the following category:

- Professional Nurse
 - Midwife
 - Staff Nurse
 - Auxilliary Nurse
- (Delete whichever is not applicable)

- (a) Signature (person nominating) _____

Print full first names and surname as they appear in the register or roll, as the case may be (person nominating)

Registration Number:

- (b) Signature (person seconding the nomination) _____

Print full first names as they appear in the register or roll, as the case may be

Registration Number:

(2) **DECLARATION BY PERSON WHO NOMINATES**

I (print the full first names and surname as they appear in the register or roll, as the case may be) _____

declare that I am a South African citizen resident in the Republic at (state residential address) _____

Signature

(3) CONSENT TO NOMINATION

I (print full names, surname and registration number as they appear in the register or roll, as the case may be),

 declare that: -

- (a) I consent to nomination;
- (b) I am a South African citizen;
- (c) I am permanently resident in the Republic at (state full residential address) _____;
- (d) I agree to accept nomination in the following category:
- Professional nurse;
 - Midwife;
 - Staff nurse; or
 - Auxilliary nurse;
- (Delete which is not applicable)
- (e) I am aware of the provision of the Nursing Act, 2005 (Act No. 33 of 2005), with particular regard to section 6 thereof; and
- (f) I undertake to abide by the Code of Conduct for members of the Nursing Council.

Signature

 Date:

I certify that the deponent has acknowledged that he/she knows and understands the contents of this declaration.

Sworn to / affirmed and signed before me at _____ on ____

 Commissioner of Oaths: _____

Position/Rank: _____

Date: _____

Signature: _____

**DEPARTMENT OF LABOUR
DEPARTEMENT VAN ARBEID**

No. R. 583

13 July 2007

LABOUR RELATIONS ACT, 1995**NATIONAL BARGAINING COUNCIL OF THE LEATHER INDUSTRY OF
SOUTH AFRICA: EXTENSION TO NON-PARTIES OF SICK BENEFIT FUND
COLLECTIVE AMENDING AGREEMENT**

I, MEMBATHISI MPHUMZI SHEPHERD MDLADLANA, Minister of Labour, hereby in terms of section 32(2) of the Labour Relations Act, 1995, declare that the collective agreement which appears in the Schedule hereto, which was concluded in the National Bargaining Council of the Leather Industry of South Africa and is binding in terms of section 31 of the Labour Relations Act, 1995, on the parties which concluded the agreement, shall be binding on the other employers and employees in that Industry, with effect from 16 July 2007 and for the period ending 10 May 2010.

**M M S MDLADLANA
MINISTER OF LABOUR**

WET OP ARBEIDSVERHOUDINGE, 1995**NASIONALE BEDINGINGSRAAD VAN DIE LEERNYWERHEID VAN SUID-
AFRIKA: UITBREIDING NA NIE-PARTYE VAN SIEKTEBYSTANDSFONDS
KOLLEKTIEWE WYSIGINGSOOREENKOMS**

Ek, MEMBATHISI MPHUMZI SHEPHERD MDLADLANA, Minister van Arbeid, verklaar hierby, kragtens artikel 32(2) van die Wet op Arbeidsverhoudinge, 1995, dat die Kollektiewe Ooreenkoms wat in die Bylae hiervan verskyn en wat in die Nasionale Bedingingsraad van die Leernywerheid van Suid-Afrika aangegaan is en kragtens artikel 31 van die Wet op Arbeidsverhoudinge, 1995, bindend is op die partye wat die ooreenkoms aangegaan het, bindend is vir die ander werkgewers en werknemers in daardie Nywerheid, met ingang van 16 Julie 2007, en vir die tydperk wat op 10 Mei 2010 eindig.

M M S MDLADLANA
MINISTER VAN ARBEID

**NATIONAL BARGAINING COUNCIL OF THE
LEATHER INDUSTRY OF SOUTH AFRICA**

SICK BENEFIT FUND COLLECTIVE AGREEMENT

in accordance with the provisions of the Labour Relations Act, No. 66 of 1995,
made and entered into by and between the

Southern African Footwear and Leather Industries' Association (SAFLIA),

and

The South African Tanning Employers' Organisation (SATEO)

(hereinafter referred to as the "employers" or the "employers' organisations") of the
one part, and the

National Union of Leather and Allied Workers (NULAW)

and the

Southern African Clothing and Textile Workers' Union (SACTWU)

(hereinafter referred to as the "employees" or the "trade unions") of the other part,

being the parties to the National Bargaining Council of the Leather Industry of
South Africa,

to amend the Agreement published under Government Notice No. R. 426 of 12
May 2006.

1. SCOPE OF APPLICATION OF AGREEMENT

(1) The terms of this Agreement shall be observed in the Leather Industry -

- (a) by all employers who are members of the employers' organisations, and by all employees who are members of the trade unions, and who are engaged or employed in the Leather Industry;
- (b) in the Republic of South Africa, which includes the former Republic of Transkei, the former Republic of Bophuthatswana, the former Republic of Venda and the former Republic of Ciskei, as well as the former self-governing territories of KwaZulu, Qwaqwa, Lebowa, Gazankulu, KaNgwane and KwaNdebele;
- (c) notwithstanding the provisions of subclause (1)(a), the terms of this Agreement shall not apply to non-parties in respect of clauses 1(1)(a) and 2.

2. DATE AND PERIOD OF OPERATION

This Agreement shall come into operation on such date as the Minister of Labour extends the Agreement to non-parties, and shall remain in force for the period ending 10 May 2010.

3. CONTRIBUTIONS

Substitute the following for clause 5, Contributions:

"5. CONTRIBUTIONS

- (1) Employees
All employees who are members of the Fund shall contribute 1% of their basic wage rate to the Fund. An employer shall deduct this amount from an employee's wage on every payday. Where membership is extended to include a member's dependants, an additional 1% of the member's basic wage will be deducted by the employer for each dependant.
- (2) The term 'basic wage rate', for **the purpose of calculating** the contributions, shall **be** the rate in Column A of **those** Council agreements that provide for an A-rate. For other employees it shall mean the actual **basic** rate earned during a normal week, **excluding** extra income such as overtime and incentive payments: **Provided that in any instance where an employee earns less than the prescribed rate of payment, the contribution must be calculated on the applicable prescribed rate of payment.**
- (3) Employers

An employer must contribute an equal amount to the total amount deducted from his employees in terms of (1), as well as a further levy, being 0,3% of the basic wage rate, of every employee in his employment who is a member of the Fund for the purpose of funding the maternity leave benefit.

(4) An employer must pay the total amount deducted in terms of (1) and contributed in terms of (3) to the Fund at **PO Box 3959, NORTH END, PORT ELIZABETH, 6056, or at any such other address the Council may decide from time to time**, on a monthly basis not later than the 15th of the following month.

(5) Interest

Overdue payments in terms of (4) shall attract interest at the discretion of the Management Committee at a rate which shall be calculated from the first day of the month on which payment became due until received."

SIGNED BY THE PARTIES IN DURBAN THIS 16th DAY OF FEBRUARY 2007

D J F LINDE, Member of the Council

W VAN DER RHEEDE, Member of the Council

A BENJAMIN, Member of the Council

S NAIDOO, General Secretary of the Council

No. R. 585**13 July 2007**

LABOUR RELATIONS ACT, 1995

BARGAINING COUNCIL FOR THE LAUNDRY, CLEANING AND DYEING INDUSTRY (NATAL)**RENEWAL OF PERIOD OF OPERATION OF COLLECTIVE AGREEMENT**

I, Thembinkosi Mkalipi, Senior Executive Manager: Labour Relations, duly authorised thereto by the Minister of Labour, hereby, in terms of section 32 (6) (a) (ii) of the Labour Relations Act, 1995, declare the provisions of Government Notices Nos. R. 556 of 30 April 1999, R. 70 of 26 January 2001, R. 1014 of 12 October 2001, R. 213 of 14 February 2003, R. 1046 of 25 July 2003, R. 1084 of 17 September 2004, R. 764 of 5 August 2005 and R. 827 of 11 August 2006, to be effective from the date of publication of this notice and for the period ending 29 February 2008.

T. MKALIPI**Senior Executive Manager: Labour Relations**

WET OP ARBEIDSVERHOUDINGE, 1995

No. R. 585**13 Julie 2007****BEDINGINGSRAAD VIR DIE WASSERY-, DROOGSKOONMAAK- EN KLEURNYWERHEID (NATAL)****HERNUWING VAN TYDPERK VAN KOLLEKTIEWE OOREENKOMS**

Ek, Thembinkosi Mkalipi, Senior Uitvoerende Bestuurder: Arbeidsverhoudinge, behoorlik daartoe gemagtig deur die Minister van Arbeid, verklaar hierby, kragtens artikel 32 (6) (a) (ii) van die Wet op Arbeidsverhoudinge, 1995, dat die bepalings van Goewermentskennisgewings Nos. R. 556 van 30 April 1999, R. 70 van 26 Januarie 2001, R. 1014 van 12 Oktober 2001, R. 213 van 14 Februarie 2003, R. 1046 van 25 Julie 2003, R. 1084 van 17 September 2004, R. 764 van 5 Augustus 2005 en R. 827 van 11 Augustus 2006, van krag is vanaf die datum van publikasie van hierdie kennisgewing en vir die tydperk wat op 29 Februarie 2008 eindig.

T. MKALIPI**Senior Uitvoerende Bestuurder: Arbeidsverhoudinge****NATIONAL TREASURY
NATIONALE TESOURIE****No. R. 576****13 July 2007**

EXCHANGE CONTROL REGULATIONS

CANCELLATION OF AN AUTHORISED DEALER IN FOREIGN EXCHANGE

Paragraph 3 (a) of Government Notice No. R. 1112 of 1 December 1961, as amended, is hereby further amended by the deletion, with immediate effect, of the following from the list of Authorised Dealers for the purpose of the Exchange Control Regulations published under Government Notice No. R. 1111 of 1 December 1961:

HSBC Bank plc—Johannesburg Branch**T. A. MANUEL****Minister of Finance****No. R. 576****13 Julie 2007**

DEVIESEBEHEERREGULASIES

KANSELLASIE VAN AANSTELLING VAN 'N GEMAGTIGDE HANDELAAR IN VREEMDE VALUTA

Paragraaf 3 (a) van Goewermentskennisgewing No. R. 1112 van 1 Desember 1961, soos gewysig, word hiermee verder gewysig deur die skrapping, met onmiddellike effek, van die onderstaande van die lys van Gemagtigde Handelaars vir die doeleindes van die Deviesebeheerregulasies gepubliseer in Goewermentskennisgewing No. R. 1111 van 1 Desember 1961:

HSBC Bank plc—Johannesburg Branch**T. A. MANUEL****Minister van Finansies**

No. R. 577**13 July 2007****EXCHANGE CONTROL REGULATIONS****APPOINTMENT OF AN AUTHORISED DEALER IN FOREIGN EXCHANGE**

Paragraph 3 (a) of Government Notice No. R. 1112 of 1 December 1961, as amended, is hereby further amended by the addition, with immediate effect, of the following to the list of Authorised Dealers for the purpose of the Exchange Control Regulations published under Government Notice No. R. 1111 of 1 December 1961:

The Hongkong and Shanghai Banking Corporation Limited—Johannesburg Branch

T. A. MANUEL

Minister of Finance

No. R. 577**13 Julie 2007****DEWIESEBEHEERREGULASIES****AANSTELLING VAN 'N GEMAGTIGDE HANDELAAR IN VREEMDE VALUTA**

Paragraaf 3 (a) van Goewermentskennisgewing No. R. 1112 van 1 Desember 1961, soos gewysig, word hiermee verder gewysig deur die toevoeging, met onmiddellike effek, van die onderstaande tot die lys van Gemagtigde Handelaars vir die doeleindes van die Dewiesebeheerregulasies gepubliseer in Goewermentskennisgewing No. R. 1111 van 1 Desember 1961:

The Hongkong and Shanghai Banking Corporation Limited—Johannesburg Branch

T. A. MANUEL

Minister van Finansies

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