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**GOVERNMENT NOTICES**

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**DEPARTMENT OF MINERALS AND ENERGY**

No. R. 569

9 July 2007

**DIAMONDS ACT, 1986 (ACT 56 OF 1986)  
AMENDMENT OF REGULATIONS**

The Minister of Minerals and Energy has in terms of section 95 of the Diamonds Act, 1986 (Act 56 of 1986), after consultation with the South African Diamond Board made the regulations set out in Schedule.

**SCHEDULE****Definitions**

1. In this Schedule, "the Regulations" means the regulations promulgated by Government Notice No. R. 680 of 1 April 1987, as amended by Government Notices Nos. R. 462 of 16 April 1999, R. 1361 of 1 November 2002 and R. 519 of 11 April 2003.

**Amendment of regulation 1 of the Regulations**

2. Regulation 1 of the Regulations is hereby amended by –
- (a) the insertion of the following definition after the definition of "country of provenance":  
"exclusionary act" means any act or practice that unfairly impedes or prevents any person from entering or staying in the diamond industry, or from entering or staying in any market connected to that industry;"
  - (b) the insertion of the following definition after the definition of "Exporting Authority":  
"form" means a document or standard form in the Annexure attached to the Regulations;"
  - (c) the substitution of the following definition for the definition of "the Act":  
"the Act" means the Diamonds Act, 1986 (Act No. 56 of 1986) as amended "

**Insertion of regulations 2A to 2Y**

2. The following regulations are hereby inserted after regulation 2 of the Regulations:

**"Manner of lodging application**

**2A. (1)** Any application for a licence, permit or certificate contemplated in the Act must be lodged by submitting the appropriate and completed form contained in the Annexure to the office of the Regulator at the relevant address specified in the appropriate form.

- (2) All applications contemplated in subregulation (1) must be lodged within the working hours determined by the Regulator with the receiving official who must note thereon the date of such lodgement.
- (3) The receiving official must issue a receipt to the applicant in respect of the application lodged, indicating:
- (a) the name of the applicant;
  - (b) the type of licence, permit, approval, endorsement or authorization applied for;
  - (c) the amount of the non-refundable application fee paid;
  - (d) the name of the receiving official;
  - (e) the date of receipt of the application;
  - (f) a reference number; and
  - (g) such other information as the Regulator may deem fit.

#### **Application for diamond dealer's licence**

**2B.** (1) An application for a diamond dealer's licence contemplated in section 26(a) of the Act must be completed in the form of Form DD contained in the Annexure, and must contain –

- (a) in the case of a natural person, the name, surname and identity number of the applicant;
  - (b) in the case of a company, close corporation, partnership or joint venture –
    - (i) the name and registration number of the company, close corporation; partnership or joint venture;
    - (ii) the name and identity number of the managing director or member of the company, close corporation, partnership or joint venture;
    - (iii) the name and identity number of every director; and
    - (iv) particulars of an interest held (%) in the juristic person and the name of the holder of the controlling interest;
  - (c) the physical address of the premises on which the applicant will conduct business as a dealer;
  - (d) the source from which unpolished diamonds will be obtained;
  - (e) particulars of the target market and the market requirement in respect of diamonds;
  - (f) particulars of any criminal record, if applicable; and
  - (g) particulars of the applicant's financial ability.
- (2) The following documents must be lodged with an application contemplated in subregulation (1):
- (a) in the case of a natural person, a certified copy of the relevant identity document;
  - (b) in the case of a company, close corporation, partnership or joint venture, certified copies of the certificate of incorporation, articles of association or founding statement (CK1);
  - (c) documentary proof that the applicant has obtained the necessary authority to apply in a representative capacity on behalf of the company, close corporation, partnership or joint venture, and a certified copy of the identity document of the managing director or member;
  - (d) documentary proof of the registered business premises;

- (e) the applicant's proposed business plan, inclusive of the broad-based socio-economic empowerment charter developed in terms of section 100 of the Mineral and Petroleum Resources Development Act, 2002 (Act No. 28 of 2002);
  - (f) a tax clearance certificate; and
  - (g) a police clearance certificate.
- (3) An application for a diamond dealer's licence must be lodged together with the non refundable application fee specified in regulation 10(1)(b).

#### **Terms and conditions of diamond dealer's licence**

**2C.** The holder of a diamond dealer's licence may –

- (a) buy an unpolished diamond from a producer, other dealer, or permit holder;
- (b) sell unpolished diamonds to a dealer, diamond beneficiator or researcher;
- (c) import and export unpolished diamonds; and
- (d) conduct business on the premises endorsed or approved by the Regulator.

#### **Application for renewal of diamond dealer's licence**

**2D. (1)** An application for the renewal of a diamond dealer's licence contemplated in section 32(2)(a) of the Act must be completed in the form of Form DD(i) contained in the Annexure, and must be accompanied by the information requested therein.

(2) The application for a renewal of a diamond dealer's licence must be lodged at least 30 days before the licence expires together with the non refundable application fee specified in regulation 10(1)(b).

(3) A diamond dealer's licence in respect of which an application for renewal has been lodged will, despite its expiry date, remain in force until such time such application has been granted or refused.

#### **Issuing or refusal of diamond dealer's licence**

**2E. (1)** The Regulator may within 60 days of lodgement of an application issue a diamond dealer's licence if –

- (a) the premises on which the applicant will conduct business comply with the requirements of the Act;
- (b) the applicant has access to adequate financial resources;
- (c) the applicant has proven knowledge of unpolished diamonds; and
- (d) the applicant is not in contravention of the provisions of the Act or any other law.

- (2) The Regulator may refuse to issue a diamond dealer's licence if –
  - (a) the applicant does not meet all the requirements referred to in regulation 2B and subregulation (1); and
  - (b) the issuing of such licence will –
    - (i) result in an exclusionary act; or
    - (ii) prevent fair competition.

### **Application for diamond beneficiation licence**

**2F. (1)** An application for a diamond beneficiation licence contemplated in section 26(b) or (c) of the Act must be completed in the form of Form DB contained in the Annexure and must contain –

- (a) in the case of a natural person, the name, surname and identity number of the applicant;
  - (b) in the case of a company, close corporation, partnership or joint venture –
    - (i) the name and registration number of the company, close corporation, partnership or joint venture;
    - (ii) the name and identity number of the managing director or member of the company, close corporation, partnership or joint venture;
    - (iii) the name and identity number of every director, and
    - (iv) particulars of an interest held (%) in the juristic person and the name of the holder of the controlling interest;
  - (c) the physical address of the premises on which the applicant will conduct business as a diamond beneficiator;
  - (d) a description of the applicant's technical ability or access to technical expertise;
  - (e) particulars of the applicant's financial ability;
  - (f) particulars of the target market and the market requirement in respect of diamonds;
  - (g) the source from which unpolished diamonds will be obtained; and
  - (h) particulars of any criminal record, if applicable.
- (2) The following documents must be lodged with an application contemplated in subregulation (1):

- (a) in the case of a natural person, a certified copy of the relevant identity document;
  - (b) in the case of a company, close corporation, partnership or joint venture, certified copies of the certificate of incorporation, articles of association or founding statement (CK1);
  - (c) documentary proof that the applicant has obtained the necessary authority to apply in a representative capacity on behalf of the company, close corporation, partnership or joint venture, and a certified copy of the identity document of the managing director or member;
  - (d) documentary proof of the registered business premises;
  - (e) a tax clearance certificate;
  - (f) proof of adequate financial ability;
  - (g) detailed documentary proof of the applicant's technical ability or access to suitable expertise to conduct the diamond beneficiation operation,
  - (h) the applicant's proposed business plan, inclusive of the broad-based socio-economic empowerment charter developed in terms of section 100 of the Mineral and Petroleum Resources Development Act, 2002 (Act No. 28 of 2002); and
  - (i) a police clearance certificate applied for by the natural person or in case of the company, the managing director(s) of the company from the head office of the South African Police Service
- (3) An application for a diamond beneficiation licence must be lodged together with the non refundable application fee specified in regulation 10(1) (c).

#### **Terms and conditions of diamond beneficiation licence**

**2G.** The holder of a diamond beneficiation licence may –

- (a) buy unpolished diamonds at the state diamond trader, diamond exchange and export centre, diamond dealer, producer and/or at the diamond trading house or any other premises approved or endorsed by the Regulator;
- (b) polish any diamond or crush or set any unpolished diamond in any tool, implement or other article; and
- (c) conduct business on the premises endorsed or approved on the licence.

#### **Issuing or refusal of diamond beneficiation licence**

**2H.** (1) The Regulator may within 60 days of lodgement of an application issue a diamond beneficiation licence if –

- (a) the applicant has complied with the objectives of the broad-based socio-economic empowerment charter developed in terms of section 100 of the Mineral and Petroleum Resources Development Act, 2002 (Act No. 28 of 2002);
  - (b) the premises on which the applicant will conduct business comply with the requirements of the Act;
  - (c) the applicant has the financial resources and technical ability to conduct the proposed beneficiation operation;
  - (d) the applicant is not in contravention of the provisions of the Act or any other law, and
  - (e) the business plan is compatible with the intended beneficiation operation.
- (2) The Regulator may refuse to issue a diamond beneficiation licence if –
- (a) the applicant does not meet all the requirements referred to in regulation 2F subregulation (1) and(2);
  - (b) the issuing of such licence will –
    - (i) result in an exclusionary act; or
    - (ii) prevent fair competition; and
  - (c) the applicant does not comply with regulation 2G subregulation (2)

#### **Application for renewal of diamond beneficiation licence**

**2I. (1)** An application for the renewal of a diamond beneficiation licence contemplated in section 32(2) (a) of the Act must be completed in the form of Form DB (i) contained in the Annexure, and must be accompanied by the information requested therein.

(2) The application for the renewal of a diamond beneficiation licence must be lodged at least 30 days before the licence expires together with a non refundable application fee specified in regulation 10(1)(c).

(3) A beneficiation licence in respect of which an application for renewal has been lodged will, despite its expiry date remain in force until such time as such application has been granted or refused.

#### **Application for diamond research licence**

**2J. (1)** An application for a diamond research licence contemplated in section 26(d) of the Act must be completed in the form of Form DR contained in the Annexure , and must contain –

- (a) in the case of a natural person, the name, surname and identity number of the applicant;

- (b) in the case of a company, close corporation, partnership or joint venture –
    - (i) the name and registration number of the company, close corporation, partnership or joint venture;
    - (ii) the name and identity number of the managing director or member of the company, close corporation, partnership or joint venture;
    - (iii) the name and identity number of every director; and
    - (iv) particulars of an interest held (%) in the juristic person and the name of the holder of the controlling interest;
  - (c) the purpose of the applied research or test;
  - (d) the source from which unpolished diamonds will be obtained;
  - (e) the physical address of the premises on which the applicant will conduct his or her research; and
  - (f) particulars of any criminal record, if applicable.
- (2) The following documents must be lodged with an application:
- (a) in the case of a natural person, a certified copy of the relevant identity document;
  - (b) in the case of a company, close corporation, partnership or joint venture, certified copies of the certificate of incorporation, articles of association or founding statement (CK1);
  - (c) documentary proof that the applicant has obtained the necessary authority to apply in a representative capacity on behalf of the company, close corporation, partnership or joint venture; and a certified copy of the identity document of the managing director or member;
  - (d) documentary proof of the registered business premises; and
  - (e) a police clearance certificate.
3. An application for a diamond research licence must be lodged together with a non refundable application fee specified in regulation 10(1) (d).

### **Terms and conditions of diamond research licence**

**2K. (1)** The holder of a diamond research licence may –

- (a) conduct applied research or tests in connection with micro unpolished diamonds not exceeding 1 mm in size, or any additional conditions imposed by the Kimberley Process Certification Scheme, and



- (b) conduct research in the premises approved by the Regulator.
- (2) The holder of a licence contemplated in subregulation (1) (a) may not polish such diamonds for the purpose of business or trade.

#### **Issuing or refusal of diamond research licence**

**2L.** (1) The Regulator may within 30 days issue a diamond research licence if –

- (a) the premises on which the applicant will conduct his or her research comply with the requirements of the Act;
- (b) the applicant has access to adequate financial resources and has the technical ability to conduct the applied research or tests; and
- (c) the applicant is not in contravention of the provisions of the Act or any other law.

(2) The Regulator may refuse to issue a diamond beneficiation licence if the applicant does not meet all the requirements referred to in regulation 2J and subregulation (1).

#### **Application for temporary diamond buyer's permit**

**2M.** (1) An application for a temporary buyer's permit contemplated in section 26(e) of the Act must be completed in the form of Form DTB contained in the Annexure and must contain -

- (a) in the case of a natural person, the name, surname and identity number of the applicant;
- (b) in the case of a company, close corporation, partnership or joint venture, the name and registration number of the company, close corporation, partnership or joint venture;
- (c) particulars of proven knowledge of unpolished diamonds;
- (d) particulars of any criminal record in respect of his or her country of origin and South Africa, if applicable; and
- (e) particulars of the applicant's financial ability.

(2) The following documents must be lodged with an application contemplated in subregulation (1):

- (a) in the case of a natural person, a certified copy of the relevant passport;
- (b) in the case of a company, close corporation, partnership or joint venture, certified copies of the certificate of incorporation, articles of association or founding statement (CK1);
- (c) documentary proof that the applicant has obtained the necessary authority to apply in a representative capacity on behalf of the company, close corporation, partnership or joint venture; and a certified copy of the identity document of the managing director or member;
- (d) an affidavit setting forth particulars of the knowledge of unpolished diamonds; and

- (e) a police clearance certificate issued by the South African Police Service.
- (3) An application for a temporary diamond buyer's permit must be lodged together with a non refundable application fee.

#### **Issuing or refusal of temporary diamond buyer's permit**

**2N.** (1) The Regulator may within 7 days issue a temporary diamond buyer's permit if –

- (a) the applicant has access to adequate financial resources;
- (b) the applicant has proven knowledge of unpolished diamonds; and
- (c) the applicant is not in contravention of the provisions of the Act or any other law.

(2) The Regulator may refuse to issue a temporary diamond buyer's permit if –

- (a) the applicant does not meet all the requirements referred to in regulation 2M and subregulation (1); and
- (b) the issuing of such licence will –
  - (i) result in an exclusionary act; or
  - (ii) prevent fair competition.

#### **Application for diamond trading house licence**

**2O.** (1) An application for a diamond trading house licence contemplated in section 26(f) of the Act must be completed in the form of Form DTH contained in the Annexure, and must contain –

- (a) in the case of a natural person, the name, surname and identity number of the applicant;
- (b) in the case of a company, close corporation, partnership or joint venture –
  - (i) the name and registration number of the company, close corporation, partnership or joint venture;
  - (ii) the name and identity number of the managing director or member of the company, close corporation, partnership or joint venture;
  - (iii) the name and identity number of every director; and
  - (iv) particulars of an interest held (%) in the juristic person and the name of the holder of the controlling interest;
- (c) the physical address of the premises on which the applicant will conduct business as a holder of a diamond trading house licence.

- (2) The following documents must be lodged with the application:
- (a) in the case of a natural person, a certified copy of the relevant identity document;
  - (b) in the case of a company, close corporation, partnership or joint venture, certified copies of the certificate of incorporation, articles of association or founding statement (CK1);
  - (c) documentary proof that the applicant has obtained the necessary authority to apply in a representative capacity on behalf of the company, close corporation, partnership or joint venture; and a certified copy of the identity document of the managing director or member;
  - (d) documentary proof of the registered business premises; and
  - (e) a police clearance certificate.
- (3) An application for a diamond trading house must be lodged together with the non refundable application fee specified in regulation 10(1)(b).

**Terms and conditions of diamond trading house licence**

**2P.** (1) The holder of a diamond trading house licence may –

- (a) facilitate the buying and selling of unpolished diamonds by the diamond beneficiator, producer and holder of permit issued in terms of section 26(h) on the premises registered in terms of section 47 of the Act; or
  - (b) allow the viewing and transaction of diamonds on the premises of the diamond trading house.
- (2) The holder of the diamond trading house licence must submit a monthly register to the office of the Regulator on activities or transactions made on the premises of the diamond trading house.

**Application for renewal of diamond trading house licence**

**2Q.** (1) An application for a diamond trading house licence contemplated in section 26(f) of the Act must be completed in the form of Form DTH (i) contained in the Annexure, and must be accompanied by the information requested therein.

(2) An application for renewal of a diamond trading house licence must be lodged at least 30 days before the licence expires together with a non refundable application fee contemplated in regulation 10(1).

(3) A diamond trading house licence in respect of which an application for renewal has been lodged will, despite its expiry date, remain in force until such time as such application has been granted or refused.

**Issuing or refusal of diamond trading house licence**

**2R.** (1) The Regulator may within 60 days issue a diamond trading house licence if –

- (a) the premises on which the applicant will facilitate the buying and selling of unpolished diamonds comply with the requirements of the Act; and
  - (b) the applicant is not in contravention of the provisions of the Act or any other law.
- (2) The Regulator may refuse to issue a diamond trading house licence if the applicant does not meet all the requirements referred to in regulation 20 and subregulation (1).

**Application for certificate entitling person to be in lawful possession of unpolished diamond**

**2S.** (1) An application for the certificate contemplated in section 26(g) must be completed in the form of Form DC contained in the Annexure and must contain –

- (a) in the case of a natural person, the name, surname and identity number of the applicant;
  - (b) in the case of a company, close corporation, partnership or joint venture –
    - (i) the name and registration number of the company, close corporation, partnership or joint venture;
    - (ii) the name and identity number of the managing director or member of the company, close corporation, partnership or joint venture;
    - (iii) the name and identity number of every director; and
    - (iv) particulars of an interest held (%) in the juristic person and the name of the holder of the controlling interest;
  - (c) detailed information of the manner in which an unpolished diamond was acquired.
- (2) The following documents must be lodged with the application:
- (a) in the case of a natural person, a certified copy of the relevant identity document;
  - (b) in the case of a company, close corporation, partnership or joint venture, certified copies of the certificate of incorporation, articles of association or founding statement (CK1);
  - (c) documentary proof that the applicant has obtained the necessary authority to apply in a representative capacity on behalf of the company, close corporation, partnership or joint venture; and a certified copy of the identity document of the managing director or member;
  - (d) a copy of the testament, codicil or will, certified by the Master of the Supreme Court, or documentary proof indicating the manner of acquisition.
- (3) The application for a certificate must be lodged together with non refundable application fee referred to in regulation 10(1).

**Terms and conditions of certificate**

2T. (1) The certificate entitles the holder to be in a lawful possession of an unpolished diamond.

- (2) The holder of a certificate must –
- (a) if he or she intends to dispose of that unpolished diamond –
- (i) inform the Regulator of his or her intention; and
- (ii) submit the certificate together with the unpolished diamond to the Regulator, and the Regulator must endorse the certificate to effect change of ownership;
- (b) if the unpolished diamond is transferred in pursuance of the provision of any will, codicil or other testamentary instrument, submit a copy of a will or codicil or testamentary instrument, certified by the Master of the Supreme Court, together with the unpolished diamond to the Regulator.

**Issuing or refusal of certificate**

2U. (1) The Regulator may within 14 days issue a certificate if –

- (a) the applicant is not in contravention of the provisions of the Act or any other law; and
- (b) the applicant has met all the requirements referred to in regulation 2S.

**Application for permit entitling person to sell, export or import unpolished diamond**

2V. (1) An application for a permit contemplated in section 26(h) of the Act must be completed in the form of Form DP contained in the Annexure, and must contain –

- (a) in the case of a natural person, the name, surname and identity number of the applicant;
- (b) in the case of a company, close corporation, partnership or joint venture –
- (i) the name and registration number of the company, close corporation, partnership or joint venture;
- (ii) the name and identity number of the managing director or member of the company, close corporation, partnership or joint venture;
- (iii) the name and identity number of every director, and
- (iv) particulars of an interest held (%) in the juristic person and the name of the holder of the controlling interest;
- (c) the source from which the unpolished diamond was acquired;

- (d) the characteristics, mass and value of the unpolished diamond;
  - (e) in the case of an application being lodged for obtaining a permit to export, the reasons for not beneficiating such unpolished diamond;
  - (f) particulars of the target market and the market requirement in respect of that unpolished diamond; and
  - (g) particulars of any criminal record, if applicable.
- (2) The following documents must be lodged with the application:
- (a) in the case of a natural person, a certified copy of the relevant identity document;
  - (b) in the case of a company, close corporation, partnership or joint venture, certified copies of the certificate of incorporation, articles of association or founding statement (CK1);
  - (c) documentary proof that the applicant has obtained the necessary authority to apply in a representative capacity on behalf of the company, close corporation, partnership or joint venture; and a certified copy of the identity document of the managing director or member;
  - (d) documentary proof indicating the source from which the unpolished diamond was acquired;
  - (e) a tax clearance certificate; and
  - (f) a police clearance certificate.
- (3) An application for a certificate must be lodged together with the non refundable application fee specified in regulation 10(1).

#### **Terms and conditions of permit**

**2W. (1)** The holder of a permit may –

- (a) sell unpolished diamond to another diamond dealer, diamond beneficiator or permit holder; or
- (b) import or export an unpolished diamond; and
- (c) conduct business on the premises approved or endorsed by the Regulator.

#### **Issuing or refusal of permit**

**2X (1)** The Regulator shall within 7 days of the date of application grant a permit pursuant to section 26(h) of this Act if—

- (a) the applicant complies with all the requirements referred to in regulation 2V; and
- (b) the applicant is not in contravention of the provisions of this Act or any other law.

- (2) In the case of any applicant contemplated in subsection (1) that is a diamond beneficiator applying to export its unpolished diamonds, if the Regulator believes that in respect of a 12-month period that beneficiator—
- (i) shall beneficiate an amount at least equal to 80 per cent of all the unpolished diamonds it purchased during that period (including unpolished diamonds it purchased from the State Diamond Trader);
  - (ii) holds no other license under this Act other than a diamond beneficiation license during that period; and
  - (iii) satisfies the provisions of subregulation (1),
- the Regulator shall during that period grant that beneficiator a permit pursuant to section 26(h) of this Act entitling that beneficiator to export its unpolished diamonds solely for that period.

(3) If a diamond beneficiator that has been granted an export permit in respect of a 12-month period as described in subregulation (2), and that beneficiator fails to satisfy any provision of that subregulation during that period, that beneficiator shall be subject to a penalty equal to the value of all of that beneficiators unpolished diamonds exported exempt from the levy imposed in terms of the Diamond Levy Bill during that period x 15 per cent.

(4) The Regulator may refuse to issue a permit if he or she is satisfied that the issuing of such permit will defeat the objects of the Act.

#### **Conditions under which Minister may grant exemption in terms of section 74 of the Act**

2Y. Before granting exemption from certain provisions of the Act in terms of section 74, the Minister shall consider –

- (1) in the case of exemption from section 48A (offering unpolished diamonds for sale at the diamond exchange and export centre):
  - (a) the sum of a producer's gross sales to diamond beneficiators shall equal at least 40 per cent or exceed R 5 billion which ever is the greatest of the sum of that producer's total gross sales during the 12 month period; and
  - (b) any valid contract that the exporter may have with local diamond beneficiator in relation to the supply of unpolished diamonds;
- (2) If the Minister exempts a producer's unpolished diamonds from section 48A for the period described in subregulation (1)(a), the Minister shall issue to that producer during that period an exemption approval.

(3) If during the period in which a producer's unpolished diamonds are exempt from section 48A as described in subregulation (1)(a) that producer fails to satisfy any provision of that subsection, that producer may be subject to a penalty equal to up to 100 per cent of an amount equal to 5 per cent the value of all that producer's unpolished diamonds that are exempt from section 48A during that period."

(4) in the case of exemption from section 60 (registering unpolished diamonds at the diamond exchange and export centre for export purposes), in consultation with the Minister of Finance:

(a) documentary proof that such unpolished diamonds have been offered for sale to the local market for a period of four consecutive working days;

(b) such diamonds have not been sold to anyone at the diamond exchange and export centre;

(3) In the case of exemption from section 70 (registering polished diamonds at the diamond exchange and export centre for export purposes), in consultation with the Minister of Finance:

(a) documentary proof that such diamonds have been polished in the Republic."

#### **Repeal of regulation 3 of the Regulations**

3. Regulation 3 of the Regulations is hereby repealed.

#### **Insertion of regulation 3A in the Regulations**

4. The following regulation is hereby inserted after regulation 3 of the Regulations:

#### **"Manner of offering unpolished diamonds produced to the State Diamond Trader**

**3A.** (1) A diamond producer must, at the end of every production cycle, offer for sale all unpolished diamonds produced to the State Diamond Trader at a place or premises to be determined by the State Diamond Trader.

(2) The producer shall sort unpolished diamonds according to value, gem and caratage for the purpose of subregulation (1).

(3) The State Diamond Trader may then purchase up to 10 per cent in value and carats, of the unpolished diamonds offered in terms of subregulation (1).

(4) Any amendment of the percentage referred to in subregulation (3) shall be determined from time to time by the Minister subject to the concurrence of the Ministers of Finance and that of Trade and Industry

(5) Any diamond producer who fails to offer all unpolished diamonds produced in a production cycle to the State Diamond Trader shall be guilty of an offence."

#### **Insertion of regulation 4A in the Regulations**

5. The following regulation is hereby inserted after regulation 4 of the Regulations:



**"Manner of disclosing synthetic or enhanced diamonds**

4A. (1) WHENEVER any person so entitled delivers or sells any synthetic or enhanced diamond, whether unpolished or polished, such person must complete the disclosure in the form of Form DK (iv) contained in the Annexure, and such form must contain –

- (a) in the case of a natural person, the name, surname and identity number of the seller;
- (b) in the case of a company, close corporation, partnership or joint venture, the name and registration number of the company, close corporation, partnership or joint venture;
- (c) the characteristics, mass and value of the diamonds; and
- (d) a declaration that such diamonds are synthetic or enhanced diamonds, as the case may be.

(2) Any person who fails to or falsely declares that a diamond is a synthetic or an enhanced diamond shall be guilty of an offence."

**Amendment of regulation 5 of the Regulations**

6. Regulation 5 of the Regulations is hereby amended –

- (a) by the substitution of the following regulation for regulation (5):

"(5) The Regulator shall from time to time in the *Gazette* declare premises a diamond exchange and export centre for the purpose of facilitating the buying, selling, exporting and importing of diamonds."

**Amendment of regulation 6 of the Regulations**

7. Regulation 6 of the Regulations is hereby amended by the insertion after subregulation (1) of the following subregulation:

"(1A) In the case of –

- (a) a producer or a diamond dealer, every entry must be made within 24 hours after each transaction; and
- (b) a manufacturer of synthetic diamonds or a permit holder, such entry must be made within seven days after each transaction."

**Amendment of regulation 9 of the Regulations**

8. Regulation 9 of the Regulations is hereby amended –

- (a) by the substitution of the phrase "registering officer" for the phrase "person designated by the Regulator" whenever it occurs; and

(b) by the insertion after subregulation (1) of the following subregulations:

"(1A) The person who has assessed the value of an unpolished diamond referred to in subregulation (1) must issue a valuation certificate.

(1B) A certificate contemplated in subregulation (1A) must contain –

- (a) the name of the purchaser;
- (b) the mass of the unpolished diamond;
- (c) the value of the unpolished diamond; and
- (d) the name of the owner of such unpolished diamond.

(1C) The certificate referred to in subregulation (1A) will be valid for a period not exceeding one month from the date it was issued."

#### **Amendment of regulation 10 of the Regulations**

9. Regulation 10 of the Regulations is hereby amended –

- (a) by the substitution for sub regulation (1) of the expression "Board" for the expression "Regulator;"
- (b) by the substitution for regulation (10)(1) of the expression "diamond cutting licence" for the expression "diamond beneficiation licence";
- (c) by the deletion of subregulation (1)(a)(ii),(iv) and (v);
- (d) by the deletion of subregulation (1)(b)(ii),(iv) and (v);
- (e) by the substitution in subregulation (1)(c) of the expression "diamond tool-making licence" for the expression "diamond beneficiation licence";
- (f) by the deletion of subregulation (1)(c)(ii),(iv) and (v);
- (g) by the deletion of subregulation (1)(d)(ii),(iv) and (v);
- (h) by the deletion of subregulation (1)(f);
- (i) by the insertion of the following subregulation (1)(fA) after subparagraph (f) for the following:  
(1)(fA) a permit entitling a person to sell, export or import unpolished diamond, issued in terms of section 26(h)  
(i) application fee: R500 per issue;
- (j) by the substitution in subregulation (1)(h) of the expression "special permit" for the expression "temporary buyer's permit";
- (k) by the substitution in subregulation (1)(i) of the expression "diamond exchange certificate" for the diamond trading house licence;
- (l) by the substitution in subregulation (1) (i) of the R500 000,00 fees per issue for R500 fees per issue.

#### **Amendment of regulation 11 of the Regulations**

10. Regulation 11 of the Regulations is hereby amended -

- (a) by the substitution of the expression "diamond exchange" for the expression "diamond exchange and export centre" wherever it occurs;
- (b) by the insertion after subregulation (2) of the following subregulation:

"(2A) All unpolished diamonds referred to in subregulation (2) shall be offered at the diamond exchange and export centre together with –

  - (a) a note of purchase or receipt in respect of all unpolished diamonds;
  - (b) a declaration that to the best knowledge and belief of the specific licence or permit holder the reserve price specified in the return is the fair market value of the unpolished diamond; and
  - (c) in the case of imported diamonds, the Kimberley Process Certificate.";
- (c) by the substitution of the following subregulation for subregulation (3):

"(3) Unpolished diamonds intended for export must be offered at a diamond exchange and export centre for a minimum of four consecutive working days prior to the export of such unpolished diamonds.";
- (d) by the deletion of subregulation (7).

#### **Amendment of regulation 13 of the Regulations**

11. Regulation 13 of the Regulations is hereby amended by the insertion of the following subregulations after subregulation (4):

- "(4A) Form DD is an application form for a diamond dealer's licence;
- (4B) Form DD (i) is an application form for the renewal of a diamond dealer's licence;
- (4C) Form DB is an application form for a diamond beneficiation licence;
- (4D) Form DB (i) is an application form for the renewal of a diamond beneficiation licence;
- (4E) Form DR is an application form for a diamond research licence;
- (4F) Form DTB is an application form for a temporary buyer's permit;
- (4G) Form DTH is an application form for a diamond trading house licence;
- (4H) Form DTH (i) is an application for the renewal of a diamond trading house licence;
- (4I) Form DC is an application form for a certificate;
- (4J) Form DP is a permit to sell, export and import unpolished diamonds under prescribed conditions; and
- (4K) The Disclosure Form is a form for disclosing a synthetic or an enhanced diamond."

#### **Amendment of regulation 14 of the Regulations**

12. Regulation 14 of the Regulations is hereby amended –

- (a) by the addition of the following paragraph after paragraph (b):

"(c) in the case of an offence referred to in regulations 3A(4) or 4A(2), to a fine not exceeding R250 000 or imprisonment for a period not exceeding 10 years, or to both such fine and imprisonment."

### Amendment of Annexure to the Regulations

13. The Annexure to the Regulations is hereby amended by the insertion of the following forms after Form D:

"Form DD Application No: \_\_\_\_\_"

**SOUTH AFRICAN DIAMOND AND PRECIOUS METALS REGULATOR**  
South African Diamond Centre, Cnr Main and Phillip Streets,  
Johannesburg. PO Box 16001, Doornfontein, 2028

### APPLICATION FOR DIAMOND DEALER'S LICENCE

[In terms of section 26(a) of the Diamonds Act, 1986 (Act 56 of 1986)]

#### 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 documentation accompanies the application.
7. The application must be submitted to the operational business premises of the Regulator.

#### **PART A: PARTICULARS OF APPLICANT**

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

- (i) Surname: \_\_\_\_\_
- (ii) First name(s): \_\_\_\_\_
- (iii) Identity number: \_\_\_\_\_  
*\*(A certified copy of the identity document must be attached.)*
- (iv) Has the applicant ever been convicted of any criminal offence in or outside the RSA, (Yes/No)? If Yes, furnish particulars on a separate sheet of paper.

#### (b) In the 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 or member:  
\_\_\_\_\_
- (iv) Full names and identity number of every director:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
- (v) Particulars of interest held (%) in juristic person and name of holder of controlling interest:  
\_\_\_\_\_

2. State source(s) from which unpolished diamonds will be obtained:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

3. Particulars of applicant's financial ability:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

4. Particulars of the target market and market requirements:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

*\*(In the case of a company, close corporation, partnership or joint venture, a certified copy of a certificate of incorporation must be attached.)*

**PART B: CORRESPONDENCE ADDRESS FOR THIS APPLICATION**

- 5(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) Email address: \_\_\_\_\_

**(b) Relevant postal address:**

- (i) Postal Address: \_\_\_\_\_  
 \_\_\_\_\_  
 (ii) Town/City: \_\_\_\_\_  
 (iii) Postal code: \_\_\_\_\_

*(Attach documentary proof of the registered business premises.)*

**PART C: THE APPLICATION MUST BE ACCOMPANIED BY THE FOLLOWING:**

1. A certified copy of the identity document, if applicable.
2. A certified copy of certificate of incorporation, articles of association or founding statement if applicable.
3. A copy of the resolution, if acting in a representative capacity.
4. Documentary proof of the registered business premises.
5. Documentary proof of the applicant's financial ability or access thereto.
6. A tax clearance certificate.
7. Business plan.
8. A police clearance certificate.
9. The non-refundable prescribed fee.

**PART D: DECLARATION**

I, \_\_\_\_\_, (name of 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 DD(i)

Application No: \_\_\_\_\_

LICENCE NUMBER: \_\_\_\_\_

**SOUTH AFRICAN DIAMOND AND PRECIOUS METALS REGULATOR**South African Diamond Centre, Cnr Main and Phillip Streets,  
Johannesburg. PO Box 16001, Doornfontein, 2028**APPLICATION FOR RENEWAL OF DIAMOND DEALER'S LICENCE**

[In terms of section 32(2)(b) of the Diamonds Act, 1986 (Act 56 of 1986)]

**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 documentation accompanies the application.
7. The application must be submitted to the operational business premises of the Regulator.

**PART A PARTICULARS OF APPLICANT****1(a) In the case of a natural person, please provide the following:**

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

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

- (iv) Has the applicant ever been convicted of any criminal offence in or outside the RSA, (Yes/No)?  
If Yes, furnish particulars on a separate sheet of paper.

**(b) In the 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 or member:  
\_\_\_\_\_
- (iv) Full names and identity number of every director:  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

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

\_\_\_\_\_

2. State source(s) from which unpolished diamonds will be obtained:

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

3. Reasons why renewal is required:

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

*\*(In the case of a company, close corporation, partnership or joint venture, a certified copy of a certificate of incorporation must be attached.)*

**PART B: CORRESPONDENCE ADDRESS FOR THIS APPLICATION**

4(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) Email address: \_\_\_\_\_

(b) Relevant postal address:

- (i) Postal Address: \_\_\_\_\_
- (ii) Town/City: \_\_\_\_\_
- (iii) Postal code: \_\_\_\_\_

*(Attach documentary proof of the registered business premises.)*

**PART C: THE APPLICATION MUST BE ACCOMPANIED BY THE FOLLOWING:**



1. A certified copy of the identity document, if applicable.
2. A certified copy of certificate of incorporation, articles of association or founding statement, if applicable.
3. A copy of the resolution, if acting in a representative capacity.
4. Documentary proof of the registered business premises.
5. A police clearance certificate.
6. The non-refundable prescribed fee.

**PART D: DECLARATION**

I, \_\_\_\_\_, (name of 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 DB Application No: \_\_\_\_\_

**SOUTH AFRICAN DIAMOND AND PRECIOUS METALS REGULATOR**  
 South African Diamond Centre, Cnr Main and Phillip Streets,  
 Johannesburg. PO Box 16001, Doornfontein, 2028

**APPLICATION FOR DIAMOND BENEFICIATION LICENCE**  
 [In terms of section 26(b) or (c) of the Diamonds Act, 1986 (Act 56 of 1986)]

**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 documentation accompanies the application.
7. The application must be submitted to the operational business premises of the Regulator.

**PART A: PARTICULARS OF APPLICANT****1(a) In the case of a natural person, please provide the following:**

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

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

- (iv) Has the applicant ever been convicted of any criminal offence in or outside the RSA, (Yes/No)?  
 If Yes, furnish particulars on a separate sheet of paper.

**(b) In the 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 or member:  
 \_\_\_\_\_
- (iv) Full names and identity number of every director:  
 \_\_\_\_\_

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

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2. Description of applicant's technical ability:

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3. Particulars of applicant's financial ability:

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4. Particulars of the target market and market requirements:

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5. State source(s) from which unpolished diamonds will be obtained:

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*\*(In the case of a company, close corporation, partnership or joint venture, a certified copy of a certificate of incorporation must be attached.)*

**PART B: CORRESPONDENCE ADDRESS FOR THIS APPLICATION**

**6(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) Email address: \_\_\_\_\_

**(b) Relevant postal address:**

(i) Postal Address: \_\_\_\_\_  
 \_\_\_\_\_  
 (ii) Town/City: \_\_\_\_\_  
 (iii) Postal code: \_\_\_\_\_

*(Attach documentary proof of the registered business premises.)*

**PART C: THE APPLICATION MUST BE ACCOMPANIED BY THE FOLLOWING:**

1. A certified copy of the identity document, if applicable.
2. A certified copy of certificate of incorporation, articles of association or founding statement, if applicable.
3. A copy of the resolution, if acting in a representative capacity.
4. Documentary proof of the applicant's technical ability.
5. Documentary proof of the applicant's financial ability or access thereto.
6. Documentary proof of registered business premises.
7. A police clearance certificate.
8. The non-refundable prescribed fee.

**PART D: DECLARATION**

I, \_\_\_\_\_, (name of 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 DB(i)

Application No: \_\_\_\_\_

LICENCE NUMBER: \_\_\_\_\_

**SOUTH AFRICAN DIAMOND AND PRECIOUS METALS REGULATOR**South African Diamond Centre, Cnr Main and Phillip Streets,  
Johannesburg. PO Box 16001, Doornfontein, 2028**APPLICATION FOR RENEWAL OF DIAMOND BENEFICIATION LICENCE**

[In terms of section 32(2)(b) of the Diamonds Act, 1986 (Act 56 of 1986)]

**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 documentation accompanies the application.
7. The application must be submitted to the operational business premises of the Regulator.

**PART A: PARTICULARS OF APPLICANT****1(a) In the case of a natural person, please provide the following:**

(i) Surname: \_\_\_\_\_

(ii) First name(s): \_\_\_\_\_

(iii) Identity number: \_\_\_\_\_

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

(iv) Has the applicant ever been convicted of any criminal offence in or outside the RSA, (Yes/No)?  
If Yes, furnish particulars on a separate sheet of paper.**(b) In the 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 or member:  
\_\_\_\_\_(iv) Full names and identity number of every director:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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

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**2. State reasons for renewal:**

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*\*(In the case of a company, close corporation, partnership or joint venture, a certified copy of a certificate of incorporation must be attached.)*

**PART B: CORRESPONDENCE ADDRESS FOR THIS APPLICATION**

**3(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) Email address: \_\_\_\_\_

**(b) Relevant postal address:**

- (i) Postal Address: \_\_\_\_\_
- (ii) Town/City: \_\_\_\_\_
- (iii) Postal code: \_\_\_\_\_

*(Attach documentary proof of the registered business premises.)*

**PART C: THE APPLICATION MUST BE ACCOMPANIED BY THE FOLLOWING:**

1. A certified copy of the identity document, if applicable.
2. A certified copy of certificate of incorporation, articles of association or founding statement, if applicable.
3. A copy of the resolution, if acting in a representative capacity.
4. The non-refundable prescribed fee.

**PART D: DECLARATION**

I, \_\_\_\_\_, (name of 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: DR Application No: \_\_\_\_\_

**SOUTH AFRICAN DIAMOND AND PRECIOUS METALS REGULATOR**

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

**APPLICATION FOR DIAMOND RESEARCH LICENCE**

[In terms of section 26(d) of the Diamonds Act, 1986 (Act 56 of 1986)]

**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 documentation accompanies the application.
7. The application must be submitted to the operational business premises of the Regulator.

**PART A PARTICULARS OF APPLICANT**

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

(i) Surname: \_\_\_\_\_

(ii) First name(s): \_\_\_\_\_

(iii) Identity number: \_\_\_\_\_

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

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

**(b) In the 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 or member:

\_\_\_\_\_

(iv) Full names and identity number of every director:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_



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

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2. State source(s) from which unpolished diamonds will be obtained:

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*\*(In the case of a company, close corporation, partnership or joint venture, a certified copy of a certificate of incorporation must be attached.)*

**PART B: CORRESPONDENCE ADDRESS FOR THIS APPLICATION**

3(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) Email address: \_\_\_\_\_

(b) Relevant postal address:

- (i) Postal Address: \_\_\_\_\_
- (ii) Town/City: \_\_\_\_\_
- (iii) Postal code: \_\_\_\_\_

*(Attach documentary proof of the registered business premises.)*

**PART C: STATE THE PURPOSE OF THE APPLIED RESEARCH OR TEST**

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**PART D: THE APPLICATION MUST BE ACCOMPANIED BY THE FOLLOWING:**

1. A certified copy of the identity document, if applicable.
2. A certified copy of certificate of incorporation, articles of association or founding statement, if applicable.
3. A copy of the resolution, if acting in a representative capacity.
4. Documentary proof of the registered business premises.
5. A police clearance certificate.
6. The non-refundable prescribed fee.

**PART E: DECLARATION:**

I, \_\_\_\_\_, (name of 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: DTB

Application No: \_\_\_\_\_

**SOUTH AFRICAN DIAMOND AND PRECIOUS METALS REGULATOR**South African Diamond Centre, Cnr Main and Phillip Streets,  
Johannesburg. PO Box 16001, Doornfontein, 2028**APPLICATION FOR TEMPORARY BUYER'S PERMIT**

[In terms of section 26(e) of the Diamonds Act, 1986 (Act 56 of 1986)]

**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 documentation accompanies the application.
7. The application must be submitted to the operational business premises of the Regulator.

**PART A PARTICULARS OF APPLICANT****1(a) In the case of a natural person, please provide the following:**

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

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

- (iv) Has the applicant ever been convicted of any criminal offence in or outside the RSA, (Yes/No)?  
If Yes, furnish particulars on a separate sheet of paper.

**(b) In the 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 or member:  
\_\_\_\_\_
- (iv) Full names and identity number of every director:  
\_\_\_\_\_  
\_\_\_\_\_

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

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**2. Particulars of applicant's financial ability:**

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*\*(In the case of a company, close corporation, partnership or joint venture, a certified copy of a certificate of incorporation must be attached.)*

**PART B: CORRESPONDENCE ADDRESS FOR THIS APPLICATION**

**3(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) Email address: \_\_\_\_\_

**(b) Relevant postal address:**

- (i) Postal Address: \_\_\_\_\_  
 \_\_\_\_\_  
 (ii) Town/City: \_\_\_\_\_  
 (iii) Postal code: \_\_\_\_\_

*(Attach documentary proof of the registered business premises.)*

**PART C: PROVEN KNOWLEDGE OF UNPOLISHED DIAMONDS**

**4. Number of years of dealing in unpolished diamonds: \_\_\_\_\_**

**5. Area or field of expertise in diamonds:**

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**PART D: THE APPLICATION MUST BE ACCOMPANIED BY THE FOLLOWING:**

1. A certified copy of the passport, if applicable.
2. A certified copy of certificate of incorporation, articles of association or founding statement, if applicable.
3. A copy of the resolution, if acting in a representative capacity.
4. Documentary proof of the applicant's financial ability or access thereto.
5. An affidavit setting out the knowledge of unpolished diamonds.
6. A police clearance certificate.
7. The non-refundable prescribed fee.

**PART E: DECLARATION**

I, \_\_\_\_\_, (name of 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: DTH

Application No: \_\_\_\_\_

**SOUTH AFRICAN DIAMOND AND PRECIOUS METALS REGULATOR**South African Diamond Centre, Cnr Main and Phillip Streets,  
Johannesburg. PO Box 16001, Doornfontein, 2028**APPLICATION FOR DIAMOND TRADING HOUSE LICENCE**

[In terms of section 26(f) of the Diamonds Act, 1986 (Act 56 of 1986)]

**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 documentation accompanies the application.
7. The application must be submitted to the operational business premises of the Regulator.

**PART A: PARTICULARS OF APPLICANT****1(a) In the case of a natural person, please provide the following:**

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

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

- (iv) Has the applicant ever been convicted of any criminal offence in or outside the RSA, (Yes/No)?  
If Yes, furnish particulars on a separate sheet of paper.

**(b) In the 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 or member:  
\_\_\_\_\_

- (iv) Full names and identity number of every director:  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

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

\_\_\_\_\_

**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) Email address: \_\_\_\_\_

**(b) Relevant postal address:**

- (i) Postal Address: \_\_\_\_\_
- (ii) Town/City: \_\_\_\_\_
- (iii) Postal code: \_\_\_\_\_

*(Attach documentary proof of the registered business premises.)*

**PART C: THE APPLICATION MUST BE ACCOMPANIED BY THE FOLLOWING:**

1. A certified copy of the identity document, if applicable.
2. A certified copy of certificate of incorporation, articles of association or founding statement, if applicable.
3. A copy of the resolution, if acting in a representative capacity.
4. Documentary proof of the registered business premises.

**PART D: DECLARATION**

I, \_\_\_\_\_, (name of 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: DTH(i)

Application No: \_\_\_\_\_

LICENCE NUMBER: \_\_\_\_\_

**SOUTH AFRICAN DIAMOND AND PRECIOUS METALS REGULATOR**

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

**APPLICATION FOR RENEWAL OF DIAMOND TRADING HOUSE LICENCE**

[In terms of section 26(f) of the Diamonds Act, 1986 (Act 56 of 1986)]

**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 documentation accompanies the application.
7. The application must be submitted to the operational business premises of the Regulator.

**PART A: PARTICULARS OF APPLICANT**

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

(i) Surname: \_\_\_\_\_

(ii) First name(s): \_\_\_\_\_

(iii) Identity number: \_\_\_\_\_

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

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

**(b) In the 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 or member:

\_\_\_\_\_

(iv) Full names and identity number of every director:

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

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

\_\_\_\_\_

**2. State reasons for renewal:**

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

*\*(In the case of a company, close corporation, partnership or joint venture, a certified copy of a certificate of incorporation must be attached.)*

**PART B: CORRESPONDENCE ADDRESS FOR THIS APPLICATION**

**3(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) Email address: \_\_\_\_\_

**(b) Relevant postal address:**

- (i) Postal Address: \_\_\_\_\_  
 \_\_\_\_\_  
 (ii) Town/City: \_\_\_\_\_  
 (iii) Postal code: \_\_\_\_\_

(Attach documentary proof of the registered business premises.)

**PART C: THE APPLICATION MUST BE ACCOMPANIED BY THE FOLLOWING:**

1. A certified copy of the identity document, if applicable.
2. A certified copy of certificate of incorporation, articles of association or founding statement, if applicable.
3. A copy of the resolution, if acting in a representative capacity.
4. A police clearance certificate.
5. The non-refundable prescribed fee.

**PART D: DECLARATION:**

I, \_\_\_\_\_, (name of 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: DC Application No: \_\_\_\_\_

**SOUTH AFRICAN DIAMOND AND PRECIOUS METALS REGULATOR**  
South African Diamond Centre, Cnr Main and Phillip Streets,  
Johannesburg. PO Box 16001, Doornfontein, 2028

**APPLICATION FOR CERTIFICATE**

[In terms of section 26(g) of the Diamonds Act, 1986 (Act 56 of 1986)]

**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 documentation accompanies the application.
7. The application must be submitted to the operational business premises of the Regulator.

**PART A: PARTICULARS OF APPLICANT**

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

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

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

- (iv) Has the applicant ever been convicted of any criminal offence in or outside the RSA, (Yes/No)?  
 If Yes, furnish particulars on a separate sheet of paper.

**(b) In the 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:  
 \_\_\_\_\_

**2. Indicate manner of acquisition:**

\_\_\_\_\_

*\*(In the case of a company, close corporation, partnership or joint venture, a certified copy of a certificate of incorporation must be attached.)*

**3. Indicate characteristics, mass and value of unpolished diamond:**

\_\_\_\_\_

**PART B: CORRESPONDENCE ADDRESS FOR THIS APPLICATION****4(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) Email address: \_\_\_\_\_

**(b) Relevant postal address:**

- (i) Postal Address: \_\_\_\_\_  
 \_\_\_\_\_  
 (ii) Town/City: \_\_\_\_\_  
 \_\_\_\_\_  
 (iii) Postal code: \_\_\_\_\_  
 \_\_\_\_\_

*(Attach documentary proof of the registered business premises.)*

**PART C: THE APPLICATION MUST BE ACCOMPANIED BY THE FOLLOWING:**

1. A certified copy of the passport, if applicable.
2. A certified copy of certificate of incorporation, articles of association or founding statement, if applicable.
3. A copy of the resolution, if acting in a representative capacity.
4. Copy of the testament, codicil or will, certified by the Master of the Supreme Court.
5. The non-refundable prescribed fee.

**PART D: DECLARATION**

I, \_\_\_\_\_, (name of 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: DP Application No: \_\_\_\_\_

**SOUTH AFRICAN DIAMOND AND PRECIOUS METALS REGULATOR**  
 South African Diamond Centre, Cnr Main and Phillip Streets,  
 Johannesburg. PO Box 16001, Doornfontein, 2028

**APPLICATION FOR PERMIT**

[In terms of section 26(h) of the Diamonds Act, 1986 (Act 56 of 1986)]

**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 documentation accompanies the application.  
7. The application must be submitted to the operational business premises of the Regulator.

**PART A: PARTICULARS OF APPLICANT**

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

- (i) Surname: \_\_\_\_\_  
(ii) First name(s): \_\_\_\_\_  
(iii) Identity number: \_\_\_\_\_  
*\*(A certified copy of the identity document must be attached.)*  
(iv) Has the applicant ever been convicted of any criminal offence in or outside the RSA, (Yes/No)?  
If Yes, furnish particulars on a separate sheet of paper.

**(b) In the 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 or member:  
\_\_\_\_\_  
(iv) Full names and identity number of every director:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
(v) Particulars of interest held (%) in juristic person and name of holder of controlling interest:  
\_\_\_\_\_

**2. Indicate reasons for not benefiting such diamond:**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

*\*(In the case of a company, close corporation, partnership or joint venture, a certified copy of a certificate of incorporation must be attached.)*

**PART B: CORRESPONDENCE ADDRESS FOR THIS APPLICATION**

**3(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) Email address: \_\_\_\_\_

**(b) Relevant postal address:**

- (i) Postal Address: \_\_\_\_\_
- (ii) Town/City: \_\_\_\_\_
- (iii) Postal code: \_\_\_\_\_

*(Attach documentary proof of the registered business premises.)*

**PART C: THE APPLICATION MUST BE ACCOMPANIED BY THE FOLLOWING:**

1. A certified copy of the identity document, if applicable.
2. A certified copy of certificate of incorporation, articles of association or founding statement, if applicable.
3. A copy of the resolution, if acting in a representative capacity.
4. A police clearance certificate from country of origin and South Africa.
5. The non-refundable prescribed fee.

**PART D: DECLARATION**

I, \_\_\_\_\_, (name of 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)**

**DISCLOSURE FORM**

**Application No:** \_\_\_\_\_

**SOUTH AFRICAN DIAMOND AND PRECIOUS METALS REGULATOR**

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

**DISCLOSURE OF A SYNTHETIC OR AN ENHANCED DIAMOND**

[In terms of section 26(a) of the Diamonds Act, 1986 (Act 56 of 1986)]

**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 documentation accompanies the application.
7. The application must be submitted to the operational business premises of the Regulator.

**PART A: PARTICULARS OF MANUFACTURER****1(a) In the case of a natural person, please provide the following:**

(i) Surname: \_\_\_\_\_

(ii) First name(s): \_\_\_\_\_

(iii) Identity number: \_\_\_\_\_

\**(A certified copy of the identity document must be attached.)*(iv) Has the applicant ever been convicted of any criminal offence in or outside the RSA, (Yes/No)?  
If Yes, furnish particulars on a separate sheet of paper.**(b) In the 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 or member:  
\_\_\_\_\_(iv) Full names and identity number of every director:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

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

\_\_\_\_\_

**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) Email address: \_\_\_\_\_

**(b) Relevant postal address:**

(i) Postal Address: \_\_\_\_\_  
 \_\_\_\_\_  
 (ii) Town/City: \_\_\_\_\_  
 (iii) Postal code: \_\_\_\_\_

*(Attach documentary proof of the registered business premises.)*

**PART C: CHARACTERISTICS OF DIAMOND**

	Carat mass/weight	Value US\$
Synthetic diamond/ enhanced diamond <i>*(Indicate which is applicable.)</i>		
TOTAL		

**PART D: THE APPLICATION MUST BE ACCOMPANIED BY THE FOLLOWING:**

1. A certified copy of the identity document, if applicable.
2. A certified copy of certificate of incorporation, articles of association or founding statement, if applicable.
3. A copy of the resolution, if acting in a representative capacity.



4. The non-refundable prescribed fee.

**PART E: DECLARATION**

I, \_\_\_\_\_, (name of applicant) hereby declare that the information contained in this form and in the prescribed register confirming substantiation of Part C referred to above is true and correct.

*\*(Attach prescribed register.)*

Capacity: \_\_\_\_\_

Signed at \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_.

\_\_\_\_\_  
**SIGNATURE OF APPLICANT/REPRESENTATIVE (IF APPLICABLE)**

No. R. 570

9 July 2007

## PRECIOUS METALS REGULATIONS

I, Buyelwa Patience Sonjica, Minister of Minerals and Energy, hereby, under section 23 of the Precious Metals Act, 2005 (Act 37 of 2005), with the concurrence of the Minister of Finance, make the Regulations set out in the Schedule.

### SCHEDULE

#### Definitions

1. In these regulations any word or expression to which a meaning has been assigned in the Act shall have the meaning so assigned and, unless the context otherwise indicates -

“carat” means a measure of the purity of gold on the gold carat scale, which expresses the proportion of gold in parts per 24 by mass of an alloy contained in Table 1 of Annexure B;

“carat gold alloys” means semi-fabricated precious metal in the form of gold alloys with the range of purity specified in Table 2 of Annexure B;

“certified copy” means a copy of a document certified as such by a commissioner of oaths;

“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 unfairly impedes or prevents any person from entering or remaining in the precious metals industry, or from entering or remaining 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 in Annexure C;

“precious metal alloy” means semi-fabricated precious metal in the form of an alloy made from a mixture of refined precious metal with one or more than one

refined metal(s), and includes carat gold alloys, dental alloys and platinum and palladium jewellery alloys; and

“the Act” means the Precious Metals Act, 2005 (Act 37 of 2005).

### **Manner of lodging an application**

2. (1) Any application for a licence, certificate, permit or approval contemplated in the Act must be lodged by submitting the appropriate, completed form contained in Annexure C to the office of the Regulator at the relevant address specified in the form.

(2) All applications contemplated in subregulation (1) must be lodged within the working hours determined by the Regulator with the receiving official, who must note thereon the date of such lodgement.

(3) The receiving official must issue an applicant with a receipt in respect of any application lodged, indicating -

- (a) the name of the applicant;
- (b) the type of licence, permit or approval applied for;
- (c) the amount of the non-refundable application fee paid;
- (d) the name of the receiving official;
- (e) the date of receipt of the application;
- (f) a reference number; and
- (g) any other information that the Regulator may deem fit.

### **Application for refining licence**

3. (1) An application for a refining licence contemplated in section 7(1) of the Act must be completed in the form of Form PMR contained in Annexure C, and must contain -

- (a) in the case of a natural person, the name, surname and identity number of the applicant; or
- (b) in the case of a company or close corporation, the name and registration number of the company or close corporation; and

- (c) the physical address of the premises on which the applicant will conduct business as the holder of a refining licence;
  - (d) the full names and identity number of the managing director or member;
  - (e) particulars of the interest held (%) in the juristic person and the name of the holder of the controlling interest;
  - (f) an indication of the precious metals to be refined;
  - (g) the source from which precious metals will be obtained;
  - (h) a description of the applicant's technical ability or access to technical expertise;
  - (i) details of the applicant's financial status;
  - (j) details of the target market and the market requirements in respect of the precious metals concerned (if applicable);
  - (k) particulars of any criminal record in respect of an offence for which the holder has been convicted in terms of the Act or any other law.
- (2) The following documents must be lodged with an application contemplated in subregulation (1):
- (a) in the case of a natural person, a certified copy of the applicant's identity document; or
  - (b) in the case of a company or close corporation, certified copies of the certificate of incorporation and the articles of association or the founding statement; and
  - (c) documentary proof that the person applying in a representative capacity on behalf of a company or close corporation has obtained the necessary authority to apply in that capacity on behalf of the company or close corporation and detailed particulars of its directors or members;
  - (d) documentary proof of the applicant's registered business premises;
  - (e) detailed documentary proof of the applicant's technical ability or access to appropriate expertise to conduct the refining operation;
  - (f) documentary proof of the applicant's financial status or access to appropriate financial assistance;

- (g) documentary proof that the applicant has complied with the requirements of the National Environmental Management Act, 1998 (Act 107 of 1998);
  - (h) the applicant's business plan, inclusive of measures to comply with the broad-based socio-economic empowerment charter developed in terms of section 100 of the Mineral and Petroleum Resources Development Act, 2002 (Act 65 of 2002);
  - (i) an original police clearance certificate of the applicant or, in the case of a company or close corporation, of any director or member involved in the management of such company or close corporation;
  - (j) a tax clearance certificate.
- (3) An application for a refining licence must be lodged with the relevant non-refundable application fee contemplated in Annexure A.

#### **Application for renewal of refining licence**

4. (1) An application for the renewal of a refining licence contemplated in section 7(7) of the Act must be completed in the form of Form PMR(i) contained in Annexure C, and must be accompanied by the information requested therein.

(2) An application for the renewal of a refining licence must be lodged together with the relevant non-refundable application fee contemplated in Annexure A.

(3) A refining licence in respect of which an application for renewal has been lodged shall, despite its expiry date, remain in force until such time as such application has been granted or refused.

#### **Issuing of refining licence**

5. (1) The Regulator may, subject to subregulation (2), within 60 days of the lodgement of an application, issue or renew a refining licence if -

- (a) the applicant has complied with the objectives of the broad-based socio-economic empowerment charter developed in terms of section 100 of the Mineral and Petroleum Resources Development Act, 2002 (Act 28 of 2002);
- (b) the applicant is not in contravention of any provisions of the Act;
- (c) the applicant has access to financial resources and appropriate technical expertise to conduct the proposed refining operation; and

- (d) the business plan is compatible with the intended refining operations and the duration thereof.
- (2) The Regulator may refuse the issuing or renewal of a refining licence if -
  - (a) the issuing of such licence will –
    - (i) result in an exclusionary act; or
    - (ii) prevent fair competition; or
  - (b) market conditions do not support further refining operations.

### **Terms and conditions of refining licence**

6. (1) Subject to such terms and conditions as may be stipulated on a licence, the holder of a refining licence may do the following:

- (a) Buy and receive unwrought precious metals in any form from the South African Mint or a holder of a refining licence, authorized dealer, producer, holder of a certificate or holder of a precious metal beneficiation licence;
- (b) buy or receive semi-fabricated precious metal from the South African Mint, a holder of a refining licence, authorized dealer, producer, holder of a certificate or holder of a precious metal beneficiation licence;
- (c) smelt, refine or change the form of unwrought precious metal in his or her possession and thereafter dispose of such precious metal in semi-fabricated form to -
  - (i) the South African Mint or a holder of a refining licence, authorized dealer, holder of a certificate contemplated in section 4(1)(d) or 5(1)(d) of the Act, holder of a special permit contemplated in section 4(1)(e) or 5(1)(e) of the Act or of a precious metal beneficiation licence; or
  - (ii) a holder of a refining licence, authorized dealer, holder of a certificate, holder of a special permit, holder of a precious metal beneficiation licence or holder of a jeweller's permit;
- (d) extract precious metal from any material, substance or solution in his or her lawful possession and dispose of such precious metal in accordance with the provisions of the Act;
- (e) buy or receive from the holder of a refining licence or precious metal beneficiation licence, an authorized dealer or a producer, any material, substance or solution in the lawful possession of that holder, authorized

dealer or producer containing precious metal, and extract from such material, substance or solution the precious metal and dispose thereof in accordance with the provisions of the Act; and

- (f) import any unwrought or semi-fabricated precious metal into South Africa subject to the terms and conditions stipulated on such holder's licence.
- (2) Subject to such terms and conditions as may be stipulated on a licence, the holder of a refining licence must do the following:
- (a) Conduct any activity authorized by the licence on the premises or at the place described on the licence or an endorsement of such licence in terms of section 7(6) of the Act;
  - (b) advise the Regulator forthwith and in writing of any unlawful conduct relating to precious metals in which such holder has been asked or approached to participate or which he has been asked to facilitate;
  - (c) keep proper books of accounts in accordance with generally accepted accounting practice and submit such information to the Regulator annually by not later than 90 days after the end of his or her business' financial year; and
  - (d) keep a true and correct register of all unwrought precious metals deposited for safekeeping, received, dispatched or otherwise disposed of by him or her.

#### **Application for precious metal beneficiation licence**

7. (1) An application for a precious metal beneficiation licence contemplated in section 8(1) of the Act must be completed in the form of Form PMB contained in Annexure C, and must contain -

- (a) in the case of a natural person, the name, surname and identity number of the applicant; or
- (b) in the case of a company or close corporation, the name and registration number of the company or close corporation; and
- (c) the physical address of the premises on which the applicant will conduct business as a holder of a precious metal beneficiation licence;
- (d) the full names and identity number of the managing director or member;
- (e) particulars of the interest held (%) in the juristic person and name of the holder of the controlling interest;

- (f) an indication of the precious metal to be beneficiated;
  - (g) the source from which the precious metal will be obtained;
  - (h) a description of the applicant's technical ability;
  - (i) details of the applicant's financial status;
  - (j) details of the target market and the market requirements in respect of the precious metal concerned; and
  - (k) particulars of any criminal record in respect of an offence for which the holder has been convicted in terms of the Act or any other law.
- (2) The following documents must be lodged together with an application contemplated in subregulation (1):
- (a) In the case of a natural person, a certified copy of the applicant's identity document; or
  - (b) in the case of a company or close corporation, certified copies of the certificate of incorporation and the articles of association or the founding statement; and
  - (c) documentary proof that the person applying in a representative capacity on behalf of a company or close corporation has obtained the necessary authority to apply on behalf of the company or close corporation and detailed particulars of the directors or members of such company or close corporation;
  - (d) documentary proof of the registered business premises;
  - (e) detailed documentary proof of the applicant's technical ability or access to appropriate expertise to conduct the beneficiation operation;
  - (f) documentary proof of the applicant's financial status or access to appropriate financial assistance;
  - (g) a business plan, inclusive of the applicant's broad-based socio-economic empowerment charter developed in terms of section 100 of the Mineral and Petroleum Resources Development Act, 2002 (Act 28 of 2002);
  - (h) a tax clearance certificate; and



- (i) an original police clearance certificate of the applicant or, in the case of a company or close corporation, of any director or member involved in the management of such company or close corporation.
- (3) An application for a precious metal beneficiation licence must be lodged together with the relevant non-refundable application fee contemplated in Annexure A.

#### **Application for renewal of precious metal beneficiation licence**

8. (1) An application for the renewal of a precious metal beneficiation licence contemplated in section 8(8) of the Act must be completed in the form of Form PMB(i) contained in Annexure C, and must be accompanied by the information requested therein.
- (2) An application for the renewal of a precious metal beneficiation licence must be lodged together with the relevant non-refundable application fee contemplated in Annexure A.
  - (3) A precious metal beneficiation licence in respect of which an application for renewal has been lodged shall, despite its expiry date, remain in force until such time as such application has been granted or refused.

#### **Issuing of precious metal beneficiation licence**

9. (1) The Regulator may, subject to subregulation (2), within 60 days of the lodgement of an application, issue or renew a precious metal beneficiation licence if -
- (a) the applicant is not in contravention of any provision of the Act;
  - (b) the applicant has access to appropriate financial resources and the necessary technical expertise to conduct the proposed beneficiation operation; and
  - (c) the applicant's business plan is compatible with the intended beneficiation operation.
- (2) The Regulator may refuse the issuing or renewal of a precious metal beneficiation licence if the issuing of such licence will -
- (a) result in an exclusionary act; or
  - (b) prevent fair competition.

**Terms and conditions of precious metal beneficiation licence**

10. Subject to such terms and conditions as may be stipulated on a licence, the holder of a precious metal beneficiation licence may do the following:

- (a) Buy or receive unwrought or semi-fabricated precious metals in any form from any person authorized under this Act to sell, deal in or dispose of unwrought or semi-fabricated precious metal;
- (b) make up, change the form of or add value in any other manner to any unwrought or semi-fabricated precious metal in his or her lawful possession; and
- (c) dispose of any unwrought or semi-fabricated precious metal in his or her lawful possession.

(2) Subject to such terms and conditions as may be stipulated on a licence, the holder of a precious metal beneficiation licence must do the following:

- (a) Conduct any activity authorized by the licence on the premises or at the place described on the licence or described on any endorsement of that licence in terms of section 8(7) of the Act;
- (b) keep proper books of accounts in accordance with generally accepted accounting practice and submit a copy of its audited financial statements to the Regulator annually by not later than 90 days after the end of his or her business' financial year; and
- (c) keep a true and correct register of all unwrought precious metals deposited, received, dispatched, or otherwise disposed of by him or her.

**Application for jeweller's permit**

11. (1) An application for a jeweller's permit contemplated in section 9(1) of the Act must be completed in the form of Form PMJ contained in Annexure C, and must contain -

- (a) in the case of a natural person, the name, surname and identity number of the applicant; or
- (b) in the case of a company or close corporation, the name and registration number of the company or close corporation; and

- (c) the physical address of the premises on which the applicant will carry on business as a holder of a jeweller's permit;
  - (d) the full names of the managing director or member;
  - (e) particulars of the interest held (%) in the juristic person and name of the holder of the controlling interest;
  - (f) an indication of the metals, alloys or solders, as the case may be, to be manufactured into jewellery;
  - (g) the source from which such metals, alloys, or solders, as the case may be, will be obtained;
  - (h) a description of the applicant's manufacturing ability (if any); and
  - (i) particulars of any criminal record in respect of an offence for which such holder has been convicted in terms of the Act or any other law.
- (2) The following documents must be lodged together with the application:
- (a) In the case of a natural person, a certified copy of the applicant's identity document; or
  - (b) in the case of a company or close corporation, certified copies of the certificate of incorporation and the articles of association or the founding statement; and
  - (c) documentary proof that the person applying in a representative capacity on behalf of a company or close corporation has obtained the necessary authority to apply in that capacity on behalf of such company or close corporation and detailed particulars of the directors of such company or the members of such close corporation;
  - (d) documentary proof of the registered business premises;
  - (e) the applicant's curriculum vitae or a brief description of the applicant's manufacturing ability;
  - (f) documentary proof of the applicant's compliance with the requirements of the National Environmental Management Act, 1998 (Act 107 of 1998);
  - (g) a description of the applicant's intended business activities, together with an indication of the broad-based socio-economic empowerment charter as developed in terms of section 100 of the Mineral and Petroleum Resources Development Act, 2002 (Act 28 of 2002), where applicable;

- (h) a tax clearance certificate, where applicable; and
  - (i) an original police clearance certificate of the applicant or, in the case of a company or close corporation, of any director or member involved in the management of such company or close corporation.
- (3) An application for a jeweller's permit must be lodged together with the relevant non-refundable application fee contemplated in Annexure A.

#### **Application for renewal of jeweller's permit**

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

(2) An application for the renewal of a jeweller's permit must be lodged together with the relevant non-refundable application fee contemplated in Annexure A.

(3) A jeweller's permit in respect of which an application for renewal has been lodged shall, despite its expiry date, remain in force until such time as such application has been granted or refused.

#### **Issuing of jeweller's permit**

13. (1) The Regulator may, subject to subregulation (2), within 30 days of the lodgement of an application, issue or renew a jeweller's permit if -

- (a) the applicant has the manufacturing ability or access to appropriate manufacturing resources to conduct the proposed jewellery manufacturing operation; and
- (b) the applicant is not in contravention of any provision of the Act.

(2) The Regulator may refuse the issuing of a jewellers' permit if the issuing of such permit will -

- (a) result in an exclusionary act; or
- (b) prevent fair competition.

### **Terms and conditions of jeweller's permit**

14. Subject to such terms and conditions as may be stipulated on a permit, the holder of a jeweller's permit may do the following:

- (a) Buy or receive semi-fabricated precious metal in any form from any person authorized under the Act to sell, deal in or dispose of semi-fabricated precious metals;
- (b) change the form of, or in any manner add value to, semi-fabricated precious metal in his or her possession; and
- (c) dispose of any semi-fabricated precious metal in his or her possession.

(2) Subject to such terms and conditions as may be stipulated on a permit, the holder of a jeweller's permit must do the following:

- (a) keep proper books of accounts in accordance with generally accepted accounting practice, as well as records of the total quantities of metals purchased and sold, and submit a copy of its audited financial statements to the Regulator annually by not later than 90 days after the end of his or her business' financial year; and
- (b) conduct any activity authorized by the licence on the premises or at the place described on the licence or described on any endorsement of that licence in terms of section 9(10) of the Act.

### **Application for certificate**

15. (1) An application for a certificate contemplated in section 4(1)(d) or 5(1)(d) of the Act must be completed in the form of Form PMC contained in Annexure C, and must contain -

- (a) in the case of a natural person, the name, surname and identity number of the applicant; or
- (b) in the case of a company or close corporation, the name and registration number of the company or close corporation; and
- (c) the physical address of the premises on which the applicant will conduct business as a holder of the relevant certificate;
- (d) the full name and identity number of the managing director or member;

- (e) particulars of the interest held (%) in the juristic person and name of the holder of the controlling interest;
  - (f) an indication of the precious metals to be acquired;
  - (g) the source from which precious metals will be obtained;
  - (h) the period for which the certificate is required;
  - (i) details of the applicant's financial status;
  - (j) details of the target market and the market requirements in respect of the precious metals concerned; and
  - (k) particulars of any criminal record in respect of an offence for which the holder has been convicted in terms of the Act or any other law.
- (2) The following documents must be lodged together with an application contemplated in subregulation (1):
- (a) In the case of a natural person, a certified copy of the applicant's identity document; or
  - (b) in the case of a company or close corporation, certified copies of the certificate of incorporation and the articles of association or the founding statement; and
  - (c) documentary proof that the person applying in a representative capacity on behalf of a company or close corporation has obtained the necessary authority to apply in that capacity on behalf of such company or close corporation and detailed particulars of the directors of such company or the members of such close corporation;
  - (d) documentary proof of the registered business premises;
  - (e) documentary proof of the applicant's financial status and access to suitable financial support;
  - (f) the applicant's business plan, inclusive of the broad-based socio-economic empowerment charter developed in terms of section 100 of the Mineral and Petroleum Resources Development Act, 2002 (Act 28 of 2002);
  - (g) a tax clearance certificate; and

- (h) an original police clearance certificate of the applicant or, in the case of a company or close corporation, of any director or member involved in the management of such company or close corporation.
- (3) An application for a certificate contemplated in section 4(1)(d) or 5(1)(d) of the Act must be lodged together with the relevant non-refundable application fee contemplated in Annexure A.

#### **Issuing of certificate**

16. (1) The Regulator may, subject to subregulation (2), within 30 days of the lodgement of an application, issue a certificate contemplated in section 4(1)(d) or 5(1)(d) of the Act if the applicant is not in contravention of any provision of the Act.

(2) The Regulator may refuse the issuing or renewal of a certificate if the issuing of such certificate will –

- (a) result in an exclusionary act; or
- (b) prevent fair competition.

#### **Terms and conditions of certificate**

17. Subject to such terms and conditions as may be stipulated on a certificate, the holder of a certificate shall –

- (a) be entitled to acquire or dispose of the unwrought or semi-fabricated precious metal indicated on the certificate, as the case may be;
- (b) keep proper books of accounts in accordance with generally accepted accounting practice and submit a copy of its audited financial statements to the Regulator annually by not later than 90 days after the end of his or her business' financial year; and
- (c) keep a true and correct register of all unwrought precious metals deposited, received, dispatched, or otherwise disposed of by him or her.

#### **Application for special permit**

18. (1) An application for a special permit contemplated in section 4(1)(e) or 5(1)(e) of the Act must be completed in the form of Form PMS contained in Annexure C, and must contain –

- (a) in the case of a natural person, the name, surname and identity number of the applicant; or

- (b) in the case of a company or close corporation, the name and registration number of the company or close corporation; and
  - (c) the physical address of the premises on which the applicant will conduct business as a holder of a special permit contemplated in section 4(1)(e) or 5(1)(e) of the Act;
  - (d) the full name and identity number of the managing director or member;
  - (e) particulars of the interest held (%) in the juristic person and name of the holder of the controlling interest;
  - (f) an indication of the precious metals to be acquired;
  - (g) the purpose for which the precious metals will be used;
  - (h) the period for which the special permit is required;
  - (i) the reason for acquiring the unwrought precious metals;
  - (j) the mass of the unwrought precious metals to be acquired;
  - (k) a description of the applicant's technical ability;
  - (l) details of the applicant's financial status;
  - (m) details of the target market and the market requirements in respect of the precious metals concerned; and
  - (n) particulars of the criminal record, if any, in respect of any offence for which the holder has been convicted in terms of the Act or any other law.
- (2) The following documents must be lodged together with the application:
- (a) in the case of a natural person, a certified copy of the applicant's identity document; or
  - (b) in the case of a company or close corporation, certified copies of the certificate of incorporation and the articles of association or the founding statement; and
  - (c) documentary proof that the person applying in a representative capacity on behalf of a company or close corporation has obtained the necessary authority to apply in that capacity on behalf of such company or close



corporation and detailed particulars of the directors of such company or the members of such close corporation;

- (d) documentary proof of the registered business premises;
- (e) detailed documentary proof of the applicant's technical ability or access to appropriate expertise to conduct a scientific or beneficiation operation or to make jewellery;
- (f) documentary proof of the applicant's financial status or access to appropriate financial support;
- (g) the applicant's business plan, inclusive of measures to comply with the broad-based socio-economic empowerment charter developed in terms of section 100 of the Mineral and Petroleum Resources Development Act, 2002 (Act 28 of 2002);
- (h) a tax clearance certificate; and
- (i) an original police clearance certificate of the applicant or, in the case of a company or close corporation, of any director or member involved in the management of such company or close corporation.

(3) An application for a special permit contemplated in section 4(1)(e) or 5(1)(e) of the Act must be lodged together with the relevant non-refundable application fee contemplated in Annexure A.

#### **Issuing of special permit**

19. (1) The Regulator may within 60 days of the lodgement of an application, issue a special permit contemplated in section 4(1)(e) or 5(1)(e) of the Act if -

- (a) the applicant is not in contravention of any provision of the Act; and
- (b) the business plan is compatible with the intended scientific, beneficiation or jewellery manufacturing operation.

(2) The Regulator may refuse the issuing of a special permit if the issuing of such certificate will -

- (a) result in an exclusionary act; or
- (b) prevent fair competition.

**Terms and conditions of special permit**

20. Subject to such terms and conditions as may be stipulated on a special permit, the holder of a special permit contemplated in section 4(1)(e) or 5(1)(e) of the Act must -

- (a) conduct a scientific, beneficiation or jewellery manufacturing operation;
- (b) keep proper books of accounts in accordance with generally accepted accounting practice and submit a copy of its audited financial statements to the Regulator annually by not later than 90 days after the end of his or her business' financial year; and
- (c) keep a true and correct register of all such unwrought precious metals deposited, received, dispatched or otherwise disposed of by him or her.

**Permit to import**

21. (1) An application for a permit to import contemplated in section 10(2) of the Act must be completed in the form of Form PMI contained in Annexure C, and must contain -

- (a) in the case of a natural person, the name, surname and identity number of the applicant; or
- (b) in the case of a company or close corporation, the name and registration number of the company or close corporation; and
- (c) if known to the applicant at the time of lodging the application, the quantity, fineness, form and value of the precious metal to be imported;
- (d) if known to the applicant at the time of lodging the application, the period during which such precious metal may be imported;
- (e) if known to the applicant at the time of lodging the application, the port(s) through which such precious metal may be imported;
- (f) if known to the applicant at the time of lodging the application, the country or countries from which such precious metal may be imported;
- (g) if known to the applicant at the time of lodging the application, the purpose of the imports;
- (h) particulars of any criminal record in respect of any offence for which the holder has been convicted in terms of the Act or any other law.

- (2) The following documents must be lodged together with an application contemplated in subregulation (1):
- (a) In the case of a natural person, a certified copy of the applicant's identity document; or
  - (b) in the case of a company or close corporation, certified copies of the certificate of incorporation and the articles of association or founding statement; and
  - (c) documentary proof of the applicant's registered business premises; and
  - (d) an original police clearance certificate of the applicant or, in the case of a company or close corporation, of any director or member involved in the management of such company or close corporation.
- (3) An application for a permit to import contemplated in section 10(2) of the Act must be lodged together with the relevant non-refundable application fee contemplated in Annexure A.
- (4) The Regulator may, subject to subregulation (5), within 14 days of the lodgement of an application, issue a permit to import if -
- (a) the applicant is the holder of a refining licence, authorized dealer, producer, holder of a certificate, holder of a special permit, holder of a precious metal beneficiation licence or holder of a jeweller's permit; and
  - (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).
- (5) A precious metal may be refused entry into the South Africa if -
- (a) that precious metal is in the opinion of the Regulator of dubious origin; or
  - (b) that precious metal has been incorrectly described or declared.

#### **Terms and conditions of permit to import**

22. (1) Subject to such terms and conditions as may be stipulated on a permit, a permit to import shall -

- (a) entitle the holder of a refining licence, authorized dealer, producer, holder of a certificate, holder of a special permit or a holder of a precious metal

beneficiation licence to import any unwrought or semi-fabricated precious metal as set out in the permit into South Africa; and

(b) entitle the holder of a jeweller's permit to import semi-fabricated precious metal into South Africa.

(2) A holder of a permit to import must on a quarterly basis declare to the Regulator and submit documentary proof of each import transaction, indicating -

(a) the date of import of the unwrought or semi-fabricated precious metal imported;

(b) the type of the unwrought or semi-fabricated precious metal imported;

(c) the quantity of the unwrought or semi-fabricated precious metal imported;

(d) the total value of the unwrought or semi-fabricated precious metal imported; and

(e) the origin of the unwrought or semi-fabricated precious metal imported.

(3) A permit to import shall be valid for a period of one calendar year.

### **Export approval**

23. (1) An application to export unwrought or semi-fabricated precious metals, as contemplated in section 12 of the Act, must be completed in the form of Form EA contained in Annexure C, and must contain -

(a) in the case of a natural person, the name, surname and identity number of the applicant; or

(b) in the case of a company or close corporation, the name and registration number of the company or close corporation; and

(c) the period for which the applicant intends to export such precious metal;

(d) if known to the applicant at the time of lodging the application, the quantity, fineness, form and value of the precious metal to be exported;

(e) if known to the applicant at the time of lodging the application, the port or ports through which such precious metal is to be exported;

(f) if known to the applicant at the time of lodging the application, the country or countries to which such precious metal is to be exported;

- (g) if known at the time of lodging the application, the purpose of the export of such precious metal;
  - (h) where the application relates to the export of precious metals in terms of a contract concluded or about to be concluded by the applicant, a copy of those parts of the contract or draft contract, if any, reflecting the terms relating to the volume of the precious metals to be exported, the period during which the contract will apply and the conditions relating to the delivery of the precious metals or, where the contract is not in writing, a summary of those terms of the contract referred to above;
  - (i) projections of the total monthly production relative to the projected monthly sales of the precious metals that the applicant wishes to export during the period referred to in subregulation (1)(d), demonstrating that the applicant is able to contribute towards satisfying the anticipated local demand for the precious metals concerned; and
  - (j) particulars of any criminal record in respect of any offence for which the holder has been convicted in terms of the Act or any other law.
- (2) The following documents must be lodged together with an application contemplated in subregulation (1):
- (a) In the case of a natural person, a certified copy of the applicant's identity document; or
  - (b) in the case of a company or close corporation, certified copies of a certificate of incorporation and the articles of association or founding statement; and
  - (c) documentary proof of the applicant's registered business premises; and
  - (d) an original police clearance certificate of the applicant or, in the case of a company or close corporation, of any director or member involved in the management of the company or close corporation.
- (3) The Minister may, within 30 days of the lodgement of an application, issue an approval to export if -
- (a) the applicant has provided information to the satisfaction of the Minister that provision has been made to meet the current local demand for the beneficiation of unwrought precious metals and that there are reasonable grounds to believe that such local demand will continue to be met during the period for which the consent to export is valid; and
  - (b) in the case of gold, the National Treasury has given its approval.

### **Terms and conditions of export approval**

24. (1) The Minister may grant an application for approval to export precious metals subject to the condition that, where any information required under section 23(1) above was not available at the time when the application was made, the information concerned must be submitted to the Regulator within a time frame and in a manner to be determined by the Minister.

(2) The application must contain a copy of the Bill of Entry for Export issued in terms of the Customs and Excise Act, 1964 (Act 91 of 1964), together with all supporting documents in respect of each consignment of the precious metals exported in terms of the approval granted by the Minister for a period of three years after the date of export.

(3) A holder of an export approval shall bi-annually declare and submit to the Regulator a complete and accurate summary of its monthly exports, indicating -

- (a) the quantity of the unwrought or semi-fabricated precious metals exported in each month;
- (b) the type of the unwrought or semi-fabricated precious metals exported in each month;
- (c) the total value of the unwrought or semi-fabricated precious metals exported in each month; and
- (d) the origin of the unwrought or semi-fabricated precious metals exported.

### **Endorsements on change of circumstances**

25. (1) If at any time after a certificate, licence or permit has been issued, the circumstances under which such certificate, licence or permit was issued should change, the holder may within seven days of becoming aware of such change, request the Regulator in writing to endorse on such certificate, licence or permit such changes as the Regulator may deem necessary.

(2) If at any time after an export approval has been issued, the circumstances under which such approval was issued should change, the holder of such approval may within seven days of becoming aware of such changes, request the Minister in writing to endorse on such export approval such changes as the Minister may deem necessary.

(3) Requests as contemplated in subregulations (1) and (2) must indicate -

- (a) in the case of a natural person, the name, surname and identity number of the applicant; or
  - (b) in the case of a company or close corporation, the name and registration number of the company or close corporation; and
  - (c) the physical address of the premises on which the applicant carries on business as a holder of a licence, permit, approval or other authorization in terms of the Act;
  - (d) the type of certificate, licence, permit or approval to be endorsed;
  - (e) the nature of such circumstances; and
  - (f) the registered number of such certificate, licence or permit;
- (4) The request as contemplated in subregulation (1) must be accompanied by a copy of the certificate, licence, or permit for which an endorsement is requested and the relevant non-refundable application fee as contemplated in Annexure A.
- (5) The Regulator or the Minister, as the case may be, may, within seven days of receipt of a request as contemplated in subregulation (1), endorse the following changes that the Regulator or the Minister may deem necessary on such certificate, licence or permit:
- (a) The source from which precious metal will be obtained;
  - (b) the quantity, fineness, form and value of such precious metal;
  - (c) the port or ports from which such precious metal may be imported;
  - (d) the country or countries from which such precious metal may be imported;
  - (e) a change in the membership of a close corporation;
  - (f) the terms and conditions under which such certificate, licence or permit was issued; and
  - (g) any other changes that the Regulator or the Minister, as the case may be, may deem necessary.

#### **Document for transportation and conveyance of precious metals**

26. Any person who transports or in any manner conveys any unwrought or semi-fabricated precious metals outside the boundaries of any mine, works or

other property or place where such metal is mined, refined or worked with, must be in possession of a waybill containing -

- (a) the name and street address of the sender of such unwrought or semi-fabricated precious metals;
- (b) the name and number of a contact person of the sender of such unwrought or semi-fabricated precious metals;
- (c) the name of the owner of such unwrought or semi-fabricated precious metals;
- (d) the name and street address of the person to whom such unwrought or semi-fabricated precious metals are being transported or conveyed;
- (e) the name and contact number of the contact person of the person to whom such unwrought or semi-fabricated precious metals are being transported or conveyed;
- (f) an invoice number of the unwrought or semi-fabricated precious metals inside the packaging of the unwrought or semi-fabricated precious metals; and
- (g) a corresponding invoice number on the outside of the packaging of the unwrought or semi-fabricated precious metals.

### **Cancellation and suspension of licences, permits and certificates**

27. (1) Before acting under section 11 of the Act, the Regulator must -

- (a) give written notice to the holder of a licence, permit or certificate indicating the intention to suspend or cancel a licence, permit or certificate;
- (b) set out the reasons why he or she is considering suspending or cancelling such licence, permit or certificate; and
- (c) afford the holder a reasonable opportunity to show reasons why such licence, permit or certificate should not be suspended or cancelled.

(2) The Regulator may direct the holder of a licence, permit or certificate to take specified measures to remedy any contravention, breach or failure.

(3) If a holder does not comply with any directive given under subregulation (2), the Regulator may cancel or suspend the relevant licence, permit or certificate.



- (4) The Regulator may by written notice to the holder lift a suspension if the holder -
- (a) complies with a directive contemplated in subregulation (2); and
  - (b) furnishes compelling reasons for the lifting of the suspension.

#### **Form of minted precious metal bar**

28. (1) To be regarded as a minted bar, a precious metal bar must be of a size and mass as set out in Table 3 of Annexure B, and must consist of gold, platinum or palladium of the standard mass, caratage or fineness stipulated in Table 3 of Annexure B.

(2) The Minister may from time to time amend Annexure B by notice in the *Gazette*.

(3) The quantity of minted bars that may be manufactured in the country is 500 000 and this quantity may from time to time be adjusted by the Minister in consultation with the National Treasury by notice in the *Gazette*.

(4) The general appearance of the bar in question must be such as to indicate the name of the licensee, the identifying mark of the licensee, the registration number of the licensee, the serial number of the bar and the percentage of the content of the precious metal concerned.

(5) A bar must be sealed with a tamper-resistant seal before trade, and be accompanied by a certificate indicating -

- (a) the name of the seller;
- (b) the serial number of the bar; and
- (c) the percentage of the content of the precious metal concerned.

#### **Manner of submission and form of specimens**

29. (1) A producer of precious metals must submit specimens of such precious metals to the Forensic Science Laboratory of the South African Police Service every six months: Provided that a new mine must submit its first specimen within the first month of production.

(2) All specimens submitted to the Forensic Science Laboratory must be accompanied by a fully completed Form MLS0087F, which is obtainable from the Forensic Science Laboratory.

(4) A mine with several shafts must submit specimens of the relevant precious metal extracted from each shaft.

(5) Specimens of gold submitted by producing mines must be of raw, unprocessed gold in nugget form or of gold retrieved from concentrate, as well as processed gold (dore metal), whereas specimens of the platinum group of metals must be of furnace matte, converter matte and refinery feed.

(6) Metal specimens must consist of at least 2 grams of the relevant precious metal, while ore or concentrate specimens must be representative and must consist of at least 100 grams of the relevant ore or concentrate.

(7) Specimens submitted for inclusion in the profiling database shall remain part of the database and shall be retained by the Forensic Science Laboratory.

### **Appointment of inspectors**

30. (1) The Regulator may appoint any person in its service as an inspector.

(2) An inspector appointed under subregulation (1) shall have such qualifications, background knowledge or experience as the Regulator may determine.

(3) An inspector shall be furnished with a certificate of appointment signed by the chief executive officer of the Regulator, stating that he or she has been appointed as an inspector under the Act.

### **Functions of inspectors in service of Regulator**

31. (1) In addition to the other functions assigned to an inspector by or under any other law, an inspector 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 perform any reasonable act that may be necessary to ascertain whether the provisions of the Act have been complied with;
- (b) require from any person who has in his or her possession or custody or under his or her control any register or document under the 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;
- (c) 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 inspector shall not perform any function under the Act unless he or she is at the time of performing that function in possession of a certificate of appointment referred to in regulation 30(3), which certificate shall be produced at the request of any person affected by the performance of that function.

### **Form of carat gold alloys**

32. (1) The required form and composition of a carat gold alloy and a dental alloy shall be as set out in Table 2 of Annexure B.

- (a) The requirements for soldering in the manufacture, and for 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 with 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 platinum and palladium jewellery alloys shall be as set out in Table 3 of Annexure B.

(3) The requirements for soldering in the manufacture, and for 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.

(4) 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.

### **Form of register**

33. (1) The register contemplated in section 15 of the Act must be kept in the form of Form UPR, as contemplated in Annexure C, for at least five years from the date of each transaction by every holder of a refining licence, a precious metal beneficiation licence, an authorized dealer or a producer who deposits for safe-keeping, receives, dispatches or otherwise disposes of unwrought precious metal, and the following entries must be made on the relevant form:

- (a) The name, surname and identity number of such holder;
- (b) in the case of a company or close corporation being such a holder, the name and registration number of that company or close corporation;

- (c) the physical address of the premises on which such holder will conduct business as a holder of a refining licence, a precious metal beneficiation licence, a certificate or a special permit, or as a producer;
  - (d) the name, surname and identity number of the person with whom such unwrought precious metal is deposited or to whom it is dispatched or otherwise disposed of;
  - (e) in the case of a company or close corporation being the person with whom such unwrought precious metal is deposited or to whom it is dispatched or otherwise disposed of, the name and registration number of the company or close corporation;
  - (f) the nature of the material of the unwrought precious metal;
  - (g) the mass of the unwrought precious metal that is the subject of the transaction;
  - (h) the date of deposit, receipt, despatch or disposal of the unwrought precious metal; and
  - (i) the market price, if any, received or paid for the unwrought precious metal.
- (2) All information contemplated in subregulation (1) shall be entered on the register within 24 hours of each transaction.
- (3) All persons contemplated in subregulation (1) shall on a quarterly basis submit to the Regulator a true copy in duplicate of the above forms for the last preceding quarter, together with an affirmation or solemn declaration of the correctness thereof.

### **Appeal against decisions**

34. (1) Any person desiring to appeal to the Minister in terms of section 7(2), 8(2) or 9(2) of the Act, must within 60 days after he or she has become aware of or may reasonably have become aware of the decision concerned, lodge a written notice of appeal with the chief executive officer of the South African Diamonds and Precious Metals Regulator.

- (2) The notice of appeal must state clearly -
  - (a) the actions appealed against; and
  - (b) the grounds on which the appeal is based.

- (3) The non-refundable application fee specified in Annexure A must accompany the notice of appeal.
- (4) The chief executive officer shall, within 21 days after the date on which an appeal was received by him or her, transmit such appeal, together with the reasons for his or her decision, to the Minister for consideration.
- (5) The Minister must forward the documents contemplated in subregulations (2) and (4) to the appellant by registered post and request him or her to respond thereto in writing within 14 days of receipt thereof.
- (6) The Minister must within 30 days from the date of receipt of the response contemplated in subregulation 7, make such decision, as contemplated in section 7(2) or 8(2) or 9(2) of the Act, as the Minister deems fit.

## Annexure A

### Prescribed fees for services rendered by the Regulator

The following non-refundable fees are payable to the Regulator in respect of -

- (a) a refining licence issued under section 7(1), read with sections 7(3) and 7(7)(a) of the Act:
  - (i) Application fee: R10 000 per issue; or
  - (ii) renewal: R10 000 per issue;
  
- (b) a precious metal beneficiation licence, issued under section 8(1), read with sections 8(3) and 8(8)(a) of the Act:
  - (i) Application fee: R1 000; or
  - (ii) renewal fee: R1 000;
  
- (c) a jeweller's permit issued under section 9(1), read with sections 9(3) and 9(6)(a) of the Act and with regulation 25:
  - (i) Application fee: R100; or
  - (ii) renewal fee: R100; or
  - (iii) an endorsement on a jeweller's permit under regulation 25: R100;
  
- (d) an import permit issued under 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 section 7(6) or 8(7) of the Act: R500;

- (f) an endorsement, other than an endorsement on a jeweller's permit as contemplated in regulation 25, on a licence, permit, approval or other authorization: R500;
- (g) a certificate contemplated in section 4(1)(d) or 5(1)(d) of the Act: Application fee: R1 000;
- (h) a special permit contemplated in section 4(1)(e) or 5(1)(e) of the Act: R1 000; and
- (i) the lodgement of an appeal against a decision taken by the Regulator in terms of section 7(1), 8(1) or 9(1) of the Act, as contemplated in regulation 35: R500.

### Annexure B

#### 1. Transitional arrangements

Any person who at the commencement of the Act undertakes any activity for which a licence, permit or approval is required in terms of the Act, but for which activity no authorization was required under the Mining Rights Act, 1967 (Act 20 of 1967), may continue with that activity for a period of 60 days after the commencement of the Act or until any application for a licence, permit or approval that has been lodged under the Act within such 60 days has been processed to finality.

#### 2. Table 1

- (a) Mass, 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:

<b>Mode of manufacture</b>	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.
<b>Mass</b>	10, 50, or 100 grams
<b>Dimensions</b>	Dimensions of minted bars will be published by notice in the Gazette.
<b>Precious metal content</b>	≥ 99,99% purity (≥ 999,9 fineness)
<b>Required identifying marks</b>	The following identifying marks must be stamped on the minted bar: (i) A hallmark certifying the above-mentioned purity;

	(ii) a dated letter of the year of manufacture (letter starting alphabetically with "A" for 2006); and (iii) a registered trademark of the approved manufacturer.
<b>Alphanumerical registration number</b>	A unique registration number (including the initials of the approved manufacturer and a six-digit serial number) must be stamped on the minted bar.
<b>General appearance and finish</b>	A minted bar should appear polished, i.e. possess a smooth finish and have no cavities.

<b>Denominations of precious metal bars</b>	<b>Standard mass (gram)</b>	<b>Standard fineness based on minimum mass</b>
Gold-minted bar	10 g	999,9
Gold-minted bar	50 g	999,9
Gold-minted bar	100 g	999,9
Platinum	1 Troy ounce	999,5
Palladium bar	1 Troy ounce	999,5

3. Table 2

**CARAT GOLD SCALE**

<b>Carat</b>	<b>Minimum purity of gold expressed as a percentage</b>	<b>Minimum fineness (gold content expressed in parts per 1 000)</b>
9	37,5%	375
14	58,5%	585
18	75,0%	750
22	91,6%	916
24	99,5%	995

4. Table 3

**PLATINUM AND PALLADIUM SCALE**

<b>Minimum purity of platinum/palladium content expressed as a percentage</b>	<b>Minimum fineness of platinum/palladium content expressed in parts per 1 000</b>
85%	850
90%	900
95%	950
99,9%	999



Annexure C

Form PMR

Application No: \_\_\_\_\_

South African Diamonds and Precious Metals Regulator  
 South African Diamond Centre, Cnr Main and Phillip Streets,  
 Johannesburg. PO 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 documentation accompanies the application.
7. The application must be submitted to the operational business premises of the Regulator.

**Part A: Particulars of applicant**

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

(i) Surname:

(ii) First name(s):

(iii) Identity number:

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

(iv) Has the applicant ever been convicted of any criminal offence in terms of the Act or any other law? (Yes/No) If yes, furnish particulars on a separate sheet of paper.

(b) In the 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 or member:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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

\_\_\_\_\_

(v) An indication of the 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 applicant's financial status:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

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

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\*(In the case of a company or close corporation, a certified copy of a certificate of incorporation must be attached.)

**PART B. CORRESPONDENCE ADDRESS FOR THIS APPLICATION.**

2. 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) Email 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 copy of the certificate of incorporation and the articles of association or founding statement, if applicable.
3. A copy of the relevant 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 to appropriate financial assistance.
6. The applicant's business plan, inclusive of measures to comply with the broad-based socio-economic empowerment charter developed in terms of section 100 of the Mineral and Petroleum Resources Development Act, 2002 (Act 28 of 2002).
7. Documentary proof of the applicant's registered business premises.
8. Documentary proof that the applicant has complied with the requirements of the National Environmental Management Act, 1998 (Act 107 of 1998).
9. A tax clearance certificate
10. A police clearance certificate.
11. A non-refundable prescribed application 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 PMR(i)

Application number: \_\_\_\_\_

LICENCE NUMBER: \_\_\_\_\_

South African Diamonds and Precious Metals Regulator  
 South African Diamond Centre, Cnr Main and Phillip Streets,  
 Johannesburg. PO 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 documentation accompanies the application.
7. The application must be submitted to the operational business premises of the Regulator.

**Part A: Particulars of applicant**

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

(i) Surname \_\_\_\_\_

(ii) First name(s):  
\_\_\_\_\_  
\_\_\_\_\_(iii) Identity number:  
\_\_\_\_\_

\*(A certified copy of the applicant's identity document must be attached.)

(iv) Has the applicant ever been convicted of any criminal offence in terms of the Act or any other Act? (Yes/No) If yes, furnish particulars on a separate sheet of paper.

(b) In the 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 or member:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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

\_\_\_\_\_

(v) An indication of the metals to be refined:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

(vii) Period for which renewal is required:

\_\_\_\_\_  
\_\_\_\_\_

(viii) Reasons why renewal is required:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\*(In the case of a company or close corporation, a certified copy of the certificate of incorporation must be attached.)

**PART 2: CORRESPONDENCE ADDRESS FOR THIS APPLICATION**

2. 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) Email 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. Certified copies of the certificate of incorporation and articles of association or founding statement, if applicable.
3. A copy of the relevant resolution, if acting in a representative capacity.
4. Documentary proof of the applicant's registered business premises.
5. Documentary proof of the applicant's technical ability.
6. Documentary proof of the applicant's financial status or access to appropriate financial assistance.
7. The applicant's business plan, inclusive of measures to comply with the broad-based socio-economic empowerment charter developed in terms of section 100 of the Mineral and Petroleum Resources Development Act, 2002 (Act 28 of 2002).
8. Documentary proof that the applicant has complied with the requirements of the National Environmental Management Act, 1998 (Act 107 of 1998).
9. A tax clearance certificate.
10. A police clearance certificate.
11. A non-refundable prescribed application 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 PMB

Application No: \_\_\_\_\_

South African Diamonds and Precious Metals Regulator  
South African Diamond Centre, Cnr Main and Phillip Streets,  
Johannesburg. PO Box 16001, Doornfontein, 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 documentation accompanies the application.
7. The application must be submitted to the operational business premises of the Regulator.

**Part A: Particulars of applicant**

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

(i) Surname: \_\_\_\_\_

(ii) First name(s): \_\_\_\_\_

(iii) Identity number: \_\_\_\_\_

\*(A certified copy of the applicant's identity document must be attached.)

(iv) Has the applicant ever been convicted of any criminal offence in terms of the Act or any other law? (Yes/ No) If yes, furnish particulars on a separate sheet of paper.

(b) In the 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 or member:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
- (iv) Particulars of interest held (%) in the juristic person and name of the holder of the controlling interest:  
\_\_\_\_\_
- (v) An indication of the 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:

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\*(In the case of a company or a close corporation, a certified copy of the certificate of incorporation must be attached.)

**PART B: CORRESPONDENCE ADDRESS FOR THIS APPLICATION**

2. 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) Email 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 identity document, if applicable.
2. A certified copy of the certificate of incorporation and articles of association or founding statement, if applicable.

3. A copy of the relevant resolution, if acting in a representative capacity.
4. Documentary proof of the applicant's registered business premises.
5. Documentary proof of the applicant's technical ability.
6. Documentary proof of the applicant's financial status or access to appropriate financial assistance.
7. The applicant's business plan, inclusive of measures to comply with the broad-based socio-economic empowerment charter developed in terms of section 100 of the Mineral and Petroleum Resources Development Act, 2002 (Act 28 of 2002).
8. A tax clearance certificate.
9. A police clearance certificate.
10. A non-refundable prescribed application 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 PMB (i)  
Licence number: \_\_\_\_\_

Application No: \_\_\_\_\_

South African Diamond and Precious Metals Regulator  
South African Diamond Centre, Cnr Main and Phillip Streets,  
Johannesburg. PO Box 16001, Doornfontein, 2028

**APPLICATION FOR RENEWAL OF PRECIOUS METAL 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 documentation accompanies the application.
7. The application must be submitted to the operational business premises of the Regulator.

**Part A: Particulars of applicant**

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

(i) Surname: \_\_\_\_\_

(ii) First name(s):  
\_\_\_\_\_

(iii) Identity number:  
\_\_\_\_\_

(A certified copy of the identity document must be attached.)

(iv) Has the applicant ever been convicted of any criminal offence in terms of the Act? (Yes/No) If yes, furnish particulars on a separate sheet of paper.

(b) In the 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 or member:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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

\_\_\_\_\_

(v) An indication of the metals to be beneficiated:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

(vii) Period for which renewal is required:

\_\_\_\_\_  
\_\_\_\_\_

(viii) Reasons why renewal is required:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

- (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) Email 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 copy of the certificate of incorporation and articles of association or founding statement, if applicable.
3. A copy of the relevant resolution, if acting in a representative capacity.
4. Documentary proof of the applicant's registered business premises.
5. Documentary proof of the applicant's technical ability.

6. Documentary proof of the applicant's financial status or access to appropriate financial assistance.
7. The applicant's business plan, inclusive of measures to comply with the broad-based socio-economic empowerment charter developed in terms of section 100 of the Mineral and Petroleum Resources Development Act, 2002 (Act 28 of 2002).
8. A police clearance certificate.
9. A tax clearance certificate.
10. A non-refundable prescribed application 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 PMJ

Application No: \_\_\_\_\_

South African Diamond and Precious Metals Regulator  
 South African Diamond Centre, Cnr Main and Phillip Streets,  
 Johannesburg. PO Box 16001, Doornfontein, 2028

**APPLICATION FOR 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 documentation accompanies the application.
7. The application must be submitted to the operational business premises of the Regulator.

**Part A: Particulars of applicant**

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

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

\*(A certified copy of the applicant's identity document must be attached,)

(iv) Has the applicant ever been convicted of a criminal offence in terms of the Act or any other law? (Yes/No) If yes, furnish particulars on a separate sheet of paper.

(b) In the 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 or member (if applicable):

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

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(v) An indication of the metals/alloys/solders to be manufactured into jewellery:

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(vi) Source from which metals/alloys/solders will be obtained:

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

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\*(In the case of a company or close corporation, a certified copy of the certificate of incorporation must be attached.)

**PART B: CORRESPONDENCE ADDRESS FOR THIS APPLICATION**

2. Business address:

- (i) Building name: \_\_\_\_\_
- (ii) Building number: \_\_\_\_\_
- (iii) Street number: \_\_\_\_\_
- (vi) Street name: \_\_\_\_\_
- (v) Suburb: \_\_\_\_\_
- (vi) Town/City: \_\_\_\_\_
- (vii) Postal code: \_\_\_\_\_

(viii) Province: \_\_\_\_\_  
 (xi) Country: \_\_\_\_\_  
 (x) Telephone number: \_\_\_\_\_  
 (xi) Fax No: \_\_\_\_\_  
 (xii) Cellphone No: \_\_\_\_\_  
 (xiii) Email 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 copy of the certificate of incorporation and articles of association or founding statement, if applicable.
3. A copy of the relevant resolution, if acting in a representative capacity.
4. A curriculum vitae or brief description of the applicant's manufacturing ability.
5. A description of the intended business activities with an indication of the broad-based socio-economic empowerment charter developed in terms of section 100 of the Mineral and Petroleum Resources Development Act, 2002 (Act 28 of 2002), where applicable.
6. Documentary proof of the applicant's registered business premises.
7. A non-refundable prescribed application 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 PMJ(i)

Permit number: \_\_\_\_\_

South African Diamond and Precious Metals Regulator  
 South African Diamond Centre, Cnr Main and Phillip Streets,  
 Johannesburg. PO Box 16001, Doornfontein, 2028

**APPLICATION FOR RENEWAL OF 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 documentation accompanies the application.
7. The application must be submitted to the operational business premises of the Regulator.

**Part A: Particulars of the applicant**

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

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

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

- (iv) Has the applicant ever been convicted of a criminal offence in terms of the Act or any other law? (Yes/No) If yes, furnish particulars on a separate sheet of paper.

- (b) In the 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 or member (if applicable):  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
- (iv) An indication of the metals/alloys/solders to be manufactured to jewellery:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
- (v) Source from which metals/alloys/solders will be obtained:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
- (vi) Reasons why renewal is required:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
- (vii) Description of the applicant's manufacturing ability.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\*(In the case of a company or close corporation, a certified copy of a certificate of incorporation must be attached.)

**PART B: CORRESPONDENCE ADDRESS FOR THIS APPLICATION**

2. 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) Email address: \_\_\_\_\_

(b) Relevant postal address:

(i) Postal address:

\_\_\_\_\_

(ii) 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 copy of the certificate of incorporation and articles of association or founding statement, if applicable.
3. The applicant's curriculum vitae or a brief description of the applicant's manufacturing ability.
4. A copy of the relevant resolution, if acting in a representative capacity.
5. Documentary proof of the applicant's registered business premises.
6. A description of the applicant's intended business activities, together with an indication of measures taken to comply with the broad-based socio-economic empowerment charter developed in terms of section 100 of the Mineral and Petroleum Resources Development Act (Act 28 of 2002), where applicable.
7. A non-refundable prescribed application 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 PMC

Application No: \_\_\_\_\_

South African Diamond and Precious Metals Regulator  
 South African Diamond Centre, Cnr Main and Phillip Streets,  
 Johannesburg. PO Box 16001, Doornfontein, 2028

**APPLICATION FOR CERTIFICATE**

[In terms of sections 4(1)(d) or 5(1)(d) 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 documentation accompanies the application.
7. The application must be submitted to the operational business premises of the Regulator.

**Part A: Particulars of applicant**

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

(i) Surname: \_\_\_\_\_

(ii) First name (s): \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

(iii) Identity number: \_\_\_\_\_

\*(A certified copy of the applicant's identity document must be attached.)

(iv) Has the applicant ever been convicted of any criminal offence in terms of the Act or any other Act? (Yes/ No) If yes, furnish particulars on a separate sheet of paper.

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

CC \_\_\_\_\_  
Co. \_\_\_\_\_

Partnership/Joint venture \_\_\_\_\_  
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 or member:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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

\_\_\_\_\_

(v) An indication of the precious metals to be acquired or disposed of:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

(vii) Period for which a certificate is required:

\_\_\_\_\_

(viii) Details of applicant's financial status:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

(ix) Details of the target market and market requirements:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
 \_\_\_\_\_  
 \*(In case of a company or close corporation, a 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) Email 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 copy of the certificate of incorporation and articles of association or founding statement, if applicable.
3. A copy of the relevant resolution, if acting in a representative capacity.

4. Documentary proof of the applicant's registered business premises.
5. Documentary proof of the applicant's financial ability or access to appropriate financial assistance.
6. The applicant's business plan, inclusive of measures to comply with the broad-based socio-economic empowerment charter developed in terms of section 100 of the Mineral and Petroleum Resources Development Act, 2002 (Act 28 of 2002).
7. A police clearance certificate.
8. A tax clearance certificate.
9. A non-refundable prescribed application 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 PMS

Application No: \_\_\_\_\_

South African Diamond and Precious Metals Regulator  
 South African Diamond Centre, Cnr Main and Phillip Streets,  
 Johannesburg. PO Box 16001, Doornfontein, 2028

**APPLICATION FOR A SPECIAL PERMIT AS CONTEMPLATED IN SECTION  
 4(1)(e) OR SECTION 5(1)(e)**

[In terms of section 4(1)(e) or 5(1)(d) 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 documentation accompanies the application.
7. The application must be submitted to the operational business premises of the Regulator.

**Part A: Particulars of applicant**

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

(i) Surname: \_\_\_\_\_

(ii) First name(s) \_\_\_\_\_

(iii) Identity number: \_\_\_\_\_

\*(A certified copy of the applicant's identity document must be attached.)

- (iv) Has the applicant ever been convicted of any criminal offence in terms of the Act or any other law? (Yes/No) If yes, furnish particulars on a separate sheet of paper.

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

CC \_\_\_\_\_

Co. \_\_\_\_\_

Partnership/Joint venture \_\_\_\_\_

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 or member:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
- (iv) Particulars of interest held (%) in the juristic person and name of the holder of the controlling interest:  
\_\_\_\_\_
- (v) An indication of the precious metals to be acquired: \_\_\_\_\_
- (vi) The purpose for which the precious metals will be used:  
\_\_\_\_\_  
\_\_\_\_\_
- (vii) Source from which precious metals will be obtained or how they will be disposed of (indicate place or person):  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
- (viii) Period for which a special permit is required:  
\_\_\_\_\_
- (ix) Description of the applicant's technical ability:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
- (x) Details of applicant's financial status:  
\_\_\_\_\_  
\_\_\_\_\_

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(xi) Details of the target market and market requirements:

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\*(In the case of a company or close corporation, a 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 No: \_\_\_\_\_
- (xi) Fax No: \_\_\_\_\_
- (xii) Cellphone No: \_\_\_\_\_
- (xiii) Email 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 copy of the certificate of incorporation and articles of association or founding statement, if applicable.
3. A copy of the relevant resolution, if acting in a representative capacity.
4. Documentary proof of the applicant's registered business premises.
5. Documentary proof of the applicant's technical ability.
6. Documentary proof of the applicant's financial status or access to appropriate financial assistance.
7. The applicant's business plan, inclusive of measures to comply with the broad-based socio-economic empowerment charter developed in terms of section 100 of the Mineral and Petroleum Resources Development Act, 2002 (Act No. 28 of 2002).
8. A tax clearance certificate.
9. A police clearance certificate.
10. A non-refundable prescribed application 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 PMI

PERMIT NUMBER: \_\_\_\_\_

South African Diamond and Precious Metals Regulator  
 South African Diamond Centre, Cnr Main and Phillip Streets,  
 Johannesburg. PO 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 documentation accompanies the application.
7. The application must be submitted to the operational business premises of the Regulator.

**Part A: Particulars of applicant**

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

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

\*(A certified copy of the applicant's identity document must be attached.)

- (iv) Has the applicant ever been convicted of a criminal offence in terms of the Act or any other law? (Yes/No). If yes, furnish particulars on a separate sheet of paper.

2. In the 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 or member:  
\_\_\_\_\_
- (iv) Full names and identity number of every director or member:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
- (v) Particulars of interest held (%) in the juristic person and name of the holder of the controlling interest:  
\_\_\_\_\_
- (vi) If known to the applicant at the time of lodging the application, the quantity, fineness, form and value of the precious metals concerned:  
\_\_\_\_\_  
\_\_\_\_\_
- (vii) Period during which such precious metals may be imported:  
\_\_\_\_\_
- (viii) If known to the applicant at the time of lodging the application, the port(s) from which such precious metals may be imported:  
\_\_\_\_\_
- (ix) If known to the applicant at the time of lodging the application, the country or countries from which such precious metals may be imported:  
\_\_\_\_\_  
\_\_\_\_\_
- (x) If known to the applicant at the time of lodging the application, the purpose of the imports:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\*(In the case of a company or close corporation, a certified copy of the certificate of incorporation must be attached.)

**PART B: CORRESPONDENCE ADDRESS FOR THIS APPLICATION**

- 3(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: \_\_\_\_\_
- (vix) Country: \_\_\_\_\_
- (x) Telephone No: \_\_\_\_\_
- (xi) Fax No: \_\_\_\_\_
- (xii) Cellphone No: \_\_\_\_\_
- (xiii) Email address: \_\_\_\_\_
- (b) Relevant postal address:
- (i) Postal address: \_\_\_\_\_
- (ii) Town/City: \_\_\_\_\_
- (iii) Postal code: \_\_\_\_\_

(Attach documentary proof of the applicant's 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 copy of the certificate of incorporation and articles of association or founding statement, if applicable.
3. A copy of the relevant resolution, if acting in a representative capacity.
4. Documentary proof of the applicant's business premises.
5. A police clearance certificate.
6. A non-refundable prescribed application 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 PEA

Application No: \_\_\_\_\_

South African Diamond and Precious Metals Regulator  
 South African Diamond Centre, Cnr Main and Phillip Streets,  
 Johannesburg. PO Box 16001, Doornfontein, 2028

**APPLICATION FOR 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 documentation accompanies the application.
7. The application must be submitted to the operational business premises of the Regulator.

**Part A: Particulars of the applicant**

1. In case of a natural person, please provide the following:
  - (i) Surname: \_\_\_\_\_
  - (ii) First name(s): \_\_\_\_\_
  - (iii) Identity number: \_\_\_\_\_

\*(A certified copy of the applicant's identity document must be attached.)

- (iv) Has the applicant ever been convicted of a criminal offence in terms of the Act or any other law? (Yes/No) If yes, furnish particulars on a separate sheet of paper.

2. In the 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 or member:

\_\_\_\_\_

(iv) Full names and identity number of every director or member:

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

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

(vi) If known to the applicant at the time of lodging the application, the quantity, fineness, form and value of the precious metals concerned:

\_\_\_\_\_  
 \_\_\_\_\_

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

\_\_\_\_\_

(viii) If known to the applicant at the time of lodging the application, the port(s) through which such precious metals may be exported:

\_\_\_\_\_

(ix) If known to the applicant at the time of lodging the application, the country or countries to which such precious metals may be exported:

\_\_\_\_\_

(x) If known to the applicant at the time of lodging the application, the purpose of the exports:

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

\*(In the case of a company or close corporation, a certified copy of the certificate of incorporation must be attached.)

**PART B: CORRESPONDENCE ADDRESS FOR THIS APPLICATION**

3(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 No: \_\_\_\_\_
- (x) Fax No: \_\_\_\_\_
- (xii) Cellphone No: \_\_\_\_\_
- (xiii) Email address: \_\_\_\_\_

(b) Relevant postal address:

- (i) Postal address: \_\_\_\_\_
- (ii) Town/City: \_\_\_\_\_
- (iii) Postal code: \_\_\_\_\_

(Attach documentary proof of the applicant's registered business premises.)



1. A certified copy of the applicant's identity document, if applicable.
2. A certified copy of the certificate of incorporation and articles of association or founding statement, if applicable.
3. A copy of the relevant resolution, if acting in a representative capacity.
4. A police clearance certificate.
5. A non-refundable prescribed application 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 PR

South African Diamond and Precious Metals Regulator  
 South African Diamond Centre, Cnr Main and Phillip Streets,  
 Johannesburg. PO Box 16001, Doornfontein, 2028

**UNWROUGHT PRECIOUS METALS REGISTER**

[In terms of section 15 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 documentation accompanies the form.
7. The form must be submitted to the operational business premises of the Regulator.

**Part A: Particulars of applicant**

(a) In the case of a natural person being the holder, please provide the following:

- (i) Surname of holder: \_\_\_\_\_  
 (ii) First name(s) of holder: \_\_\_\_\_  
 \_\_\_\_\_  
 (iii) Identity number of holder: \_\_\_\_\_

\*(A certified copy of the applicant's identity document must be attached.)

(b) In the case of a person other than a natural person being holder, 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 or member:

\_\_\_\_\_

(iv) Full names and identity number of every director or member:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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

\_\_\_\_\_

(c) In the case of the other party to the transaction being a natural person:

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

\*(A certified copy of the applicant's identity document must be attached.)

(d) In the case of a person other than a natural person being party to the transaction:

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 or member:

\_\_\_\_\_

(iv) Full names and identity number of every director or member:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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

\_\_\_\_\_

\*(In the case of a company or close corporation, a certified copy of the certificate of incorporation must be attached.)

- (e) The nature of the unwrought precious metals deposited for safe-keeping, received, dispatched or otherwise disposed of:

\_\_\_\_\_  
\_\_\_\_\_

- (f) The mass of the unwrought precious metals deposited for safe-keeping, received, dispatched or otherwise disposed of:

\_\_\_\_\_

- (g) The date of the deposit, receipt, dispatch or disposal of the unwrought precious metals:

\_\_\_\_\_

- (h) The market price of the unwrought precious metals deposited, received, dispatched or otherwise disposed of:

\_\_\_\_\_

\*(In the case of a company or close corporation, a certified copy of the certificate of incorporation must be attached.)

**PART B: CORRESPONDENCE ADDRESS FOR THIS FORM**

2(a) Business address of holder:

- (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) Email address: \_\_\_\_\_
- (b) Relevant postal address of holder:
- (i) Postal address: \_\_\_\_\_  
\_\_\_\_\_  
(ii) Town/City: \_\_\_\_\_  
(iii) Postal code: \_\_\_\_\_

(Attach documentary proof of the registered business premises.)

**THE FORM MUST BE ACCOMPANIED BY THE FOLLOWING:**

1. A certified copy of the applicant's identity document, if applicable.
2. A certified copy of the certificate of incorporation and articles of association or founding statement of the holder, if applicable.
3. A copy of the invoice of the transaction in question.

**PARTICULAR DECLARATION**

I, the applicant, \_\_\_\_\_, hereby declare that the contents of this form are true and correct.

Capacity: \_\_\_\_\_

Signed at \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_.

\_\_\_\_\_  
SIGNATURE OF APPLICANT/REPRESENTATIVE (IF APPLICABLE)





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