



- THE DYNAMIC DIGEST - UPDATE 204

CONSUMER PROTECTION ACT REGULATIONS – HOT OFF THE PRESS

The Consumer Protection Act (CPA), which came into effect on Thursday last week, significantly strengthens the rights of the consumer. But at this early stage of the Act's life, both consumers and suppliers remain at a loss as to how many of the Act's provisions should be interpreted.

The details of the new law are spelled out in regulations that were released by the Department of Trade and Industry (DTI) at the last minute on Friday, a day after the Act became effective, leaving businesses scrambling to comply.

"If a company isn't compliant with the regulations to the CPA right now, the Commissioner will probably be reasonable," says Candice Holland, associate director at Deloitte. "It's reasonable to start enforcing regulations after six months or so, so companies probably have until then to get up to speed."

The Office of the Consumer Protection is now known as the National Consumer Commission (NCC). Consumers can lodge complaints with the new NCC on this number: 0860 266 786 or you can send a fax to 0861 515 259.

Obtain your copy of the **CPA with the regulations** by contacting our sales team at 031-2628240.

UPDATES TO NOTE

- Amendments have been made to the Policies and Regulations published under the following Acts:
 - **Agricultural Pests Act**
 - **Basic Conditions of Employment Act**
 - **Genetically Modified Organisms Act**
 - **National Road Traffic Act**
- Amendments have been made to the following Acts:
 - **Identification Act**
 - **National Credit Act**
 - **National Environmental Management: Biodiversity Act**
 - **Value-added Tax Act**
- New Rules and Regulations have been legislated under the:
 - **Civil Aviation Act**
 - **Consumer Protection Act**
 - **Electronic Communications Act**
 - **Fertilizers, Farm Feeds and Agricultural Remedies Act**
 - **Income Tax Act**
 - **Local Government: Municipal Systems Act**
 - **Occupational Health and Safety Act**
- Commencement of the following Act:
 - **Consumer Protection Act**

LATEST UPDATES

1. **Agricultural Pests Act and Regulations (36/1983)**
 - Control Measures: Amendment
 - Regulations: Amendment
2. **Basic Conditions of Employment Act and Regulations (75/1997)**
 - Amendment of Sectoral Determination 5: Learnership Sector, South Africa
 - Code of Good Practice for Employment and Conditions of Work for Expanded Public Works Programmes
3. **Civil Aviation Act (13/2009)**
 - Civil Aviation Security Regulations, 2011
4. **Compensation for Occupational Injuries and Diseases Act and Regulations (130/1993)**
 - Annual Increase in Medical Tariffs for Medical Service Providers, Pharmacies and Hospital Groups for the following services:
 - Chiropractors
 - Dental Services
 - Physiotherapists and Occupational Therapists
 - Private Ambulance Services
 - Private Hospitals and Psychiatric Hospitals

UPCOMING EVENTS

APRIL 2011

- 04th International Day for Mine Awareness and Assistance in Mine Action
- 07th World Health Day
- 22nd International Mother Earth Day
- 28th World Day for Safety and Health at Work



INSIGHT TIP

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5. Consumer Protection Act (68/2008)

- Commencement of Certain Sections of the Act
- Consumer Protection Act Regulations
- Determination of Threshold in terms of the Consumer Protection Act, 2008
- Notice to Defer the Application of the Consumer Protection Act to Municipalities

6. Debt Collectors Act and Regulations (114/1998)

Regulations relating to Debt Collectors, 2003: Amendment

- 7. Electronic Communications Act and Regulations (36/2005)**
 - Municipal Elections Party Elections Broadcasts and Political Advertisements Regulations, 2011
 - Notice to Defer the Commencement Date of the Radio Frequency Spectrum Fees Regulations, 2010
- 8. Electronic Communications and Transactions Act (25/2002)**
 - Commencement of Amendments to the National Credit Act in Schedule 1 to Act 68/2008
 - Notice to Defer the General Effective Date of the Consumer Protection Act, 2008 (No.68 of 2008)
- 9. Fertilizers, Farm Feeds and Agricultural Remedies Act and Regulations (36/1947)**
 - Pest Control Operator Regulations
- 10. Foodstuffs, Cosmetics and Disinfectants Act and Regulations (54/1972)**
 - Enforcement by Local Authority
 - Regulations relating to Trans-fat in Foodstuffs: To be commenced on 17 August 2011
- 11. Genetically Modified Organisms Act and Regulations (15/1997)**
 - Regulations: Amendments
 - Tariffs for Services
- 12. Health Professions Act and Regulations (56/1974)**
 - Annual Fees Payable by Registered Practitioners
- 13. Identification Act and Regulations (68/1997)**
 - Twelfth Amendment of the Regulations made under the Identification Act, 1997
- 14. Income Tax Act and Regulations (58/1962)**
 - Determination of a Date by which a Person may Elect to be Registered as a Micro Business
 - Determination of the Daily Amount in respect of Meals
 - Regulations on Reporting by Municipalities made under Section 13quat(9) of the Income Tax Act, 1962 (Act No. 58 of 1962)
 - Voluntary Disclosure Programme and Taxation Laws Second Amendment Act, 2010
- 15. Labour Relations Act and Regulations (66/1995)**
 - Commission for Conciliation, Mediation and Arbitration Tariff of Fees
- 16. Local Government: Municipal Systems Act and Regulations (32/2000)**
 - Regulations regarding Participation of Municipal Staff Members in Election, 2011
- 17. Long Term Insurance Act and Regulations (52/1998)**
 - Amendment of Board Notice 294 of 2010: Returns to Registrar
 - Prescribed Long-Term Insurance Fees
- 18. Medical Schemes Act and Regulations (131/1998)**
 - Medical Schemes Registered in terms of the Medical Schemes Act, No 131 of 1998, as at February 2011
- 19. Mineral and Petroleum Resources Development Act and Regulations (28/2002)**
 - Moratorium under Section 49(1) of the Mineral and Petroleum Resources Development Act, 2002
 - Moratorium under Section 49(3)(b) of the Mineral and Petroleum Resources Development Act, 2002
- 20. National Credit Act (34/2005)**
 - Commencement of Amendments to the National Credit Act in Schedule 1 to Act 68/2008
 - Notice to Defer the General Effective Date of the Consumer Protection Act, 2008 (No.68 of 2008)
- 21. National Environmental Management: Biodiversity Act (10/2004)**
 - Commencement of the National Environmental Management Laws Amendment Act, 2009 (Act No.14 of 2009)
 - National Environmental Laws Amendment Act, 2009
- 22. National Railway Safety Regulator Act and Regulations (16/2002)**
 - Determination of Safety Permit Fees under Section 23(2)(a) of the National Railway Safety Regulator Act, 2002
- 23. National Road Traffic Act and Regulations (93/1996)**
 - Amendment of the National Road Traffic Regulations
- 24. Occupational Health and Safety Act and Regulations (85/1993)**
 - Electrical Machinery Regulations, 2011
 - Incorporation of health and Safety Standards into the Electrical Machinery Regulations, 2011
- 25. Pension Funds Act and Regulations (24/1956)**
 - Notice on Valuation Exemption, 2011
- 26. Public Finance Management Act and Regulations (1/1999)**
 - Prescribing Standards of Generally Recognised Accounting Practice (GRAP) in terms of Section 91
- 27. Short-Term Insurance Act and Regulations (53/1998)**
 - Amendment of Board Notice 295 of 2010: Returns to Registrar
 - Prescribed Short-Term Insurance Fees
- 28. Skills Development Act and Regulations (97/1998)**
 - Correction Notice
- 29. South African Schools Act and Regulations (84/1996)**
 - Amended Norms and Standards for School Funding
- 30. Value Added Tax Act and Regulations (89/1991)**
 - Amendment of Rebate Item 406.00 in Paragraph 8 of Schedule 1 to the Act
 - Amendment of Rebate Item 407.00 and 407.02 in Paragraph 8 of Schedule 1 to the Act
 - Taxation Laws Amendment Act, 2010
 - Voluntary Disclosure Programme and Taxation Laws Second Amendment Act, 2010

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