
GOVERNMENT NOTICE

DEPARTMENT OF MINERAL RESOURCES

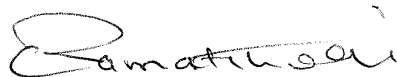
No. R. 737

22 September 2014

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

AMENDMENT OF REGULATIONS

I, Advocate Ngoako Ramatlhodi MP, Minister of Mineral Resources after consultation with the South African Diamond and Precious Metals Regulator in terms of section 23 (1) of the Precious Metals Act (Act No. 37 of 2005) hereby make the regulations in the schedule.



A.

N. RAMATLHODI**MINISTER OF MINERAL RESOURCES**

SCHEDULE

Definitions

1. In this Schedule “the Regulations” means the regulations published by Government Gazette No. 30061 under Government Notice R.570 dated 9 July 2007 as amended by regulations promulgated by Government Gazette 30942 under Government Notice R.387 dated 4 April 2008.

Amendment of Regulation 14 of the Regulations

2. Regulation 14 of the regulations is hereby amended by the substitution of sub-regulation (2) (aA) for the following sub-regulation:

“(aA) complete and submit to the Regulator form PMR 4 contemplated in Regulation 33 every six calendar months not later than fifteen days after the end of every six calendar months”.

Amendment of Regulation 32 of the Regulations

3. Regulation 32 of the Regulations is hereby amended by the deletion of paragraph (1)(a) and sub-regulation (3).

Amendment of Regulation 33 of the Regulations

4. Regulation 33 of the Regulations is hereby amended by the substitution of the sub-regulation 3(b) for the following sub-regulation:

“Form PMR 4 contemplated in sub-regulation (1) must be submitted every six calendar months to the Regulator not later than fifteen days after the end of every six calendar months”.

Insertion of Regulation 35 in the Regulations

5. The following regulation is hereby inserted in the Regulations after regulation 34:

“Revised form and content of forms PMR 1, PMR 2, PMR 3, PMR 4, PMR 5, PMR 6, PMR 7 and PMR 8

35 (1) In terms of regulation 33 (1)(h) of the Regulations, forms PMR 1, PMR 2, PMR 3, PMR 4, PMR 5, PMR 6, PMR 7 and PMR 8 promulgated by Government Notice No. R.387 published on pages 25 to 32 (inclusive) of Government Gazette No. 30942 DATED 04 April 2008, are hereby substituted by forms PMR 1, PMR 2, PMR 3, PMR 4, PMR 5, PMR 6, PMR 7 and PMR 8 (respectively) contained in the Annexure to this Schedule.

(2) The revised format of forms PMR 1, PMR 2, PMR 3, PMR 4, PMR 5, PMR 6, PMR 7 and PMR 8 as contained in the Annexure to this schedule are affective from 01 October 2014, and consequently forms PMR 1, PMR 2, PMR 3, PMR 4, PMR 5, PMR 6, PMR 7 and PMR 8 promulgated by Government Notice No. R.387 published on pages 25 to 32 (inclusive) of Government Gazette No. 30942 dated 04 April 2008, are hereby repealed as of 01 October 2014.”

Amendment of Annexure A of the Regulations

6. Annexure A of the Regulations is hereby repealed and substituted in total for the following annexure.

“Annexure A”

Prescribed fees for services rendered by the Regulator.

The following 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) of the Act:
 - i. Application fee: R20 000 per issue; or
 - ii. Renewal: R20 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: R5 000; or
 - ii. Renewal fee: R5 000

- c. A jeweler'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: R500;
 - ii. Renewal fee: R500; or
 - iii. An endorsement on a jeweler's permit under Regulation 25: R500;
- d. An import permit issued under section 10(2) of the Act: R1 000;
- e. The endorsement on a licence of the particulars of any new or additional premises in terms of –

Section 7(6) of the Act: R5 000 or
Section 8(7) of the Act: R 1 000;
- f. An endorsement, other than an endorsement on a jeweler's permit as contemplated in regulation 25, a licence, permit, approval or other authorization: R 500;
- g. A certificate contemplated in section 4(1)(d) or 5(1)(d) of the Act: Application fee: R 1000;
- h. A special permit contemplated in section 4(1)(e) or 5(1)(e) of the Act: R5 000; and
- i. The lodgment 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 34: R 500".

Commencement

- 7. These regulations shall come into operation on the date of publication, except where otherwise specified in regulation 35.

ANNEXURE TO SCHEDULE

Revised Forms PMR 1; PMR 2; PMR 3; PMR 4; PMR 5; PMR 6; PMR 7; PMR 8
follow below:

SOUTH AFRICAN DIAMOND AND PRECIOUS METALS REGULATOR

P.O. Box 16001, Doornfontein 2028
Tel (011) 223 7000; Fax (011) 334-8833; Email: PM_Registers@sadpmr.co.za ; Guidelines can be found at www.sadpmr.co.za

Tel (011) 223 7000; Fax (011) 334-8833; Email: PM_Registers@sadpmr.co.za ; Guidelines can be found at www.sadpmr.co.za

PRECIOUS METAL PRODUCER

Register of precious metal (won or recovered) disposed of, pursuant to section 15 of the Precious Metals Act, 2005 & Regulation 33 made under the Act

Quarter/Year :	
Name of Producer:	
Mining Right/Permit Number:	
Physical address:	
Telephone number/s:	
Fax number:	
E-mail address:	
Registration Number/Client code:	
I, the undersigned precious metal producer, solemnly declare that the transactions in this register are correct and complete Signed: _____ Date of declaration: _____	

[illegible]

A true copy of this register for each quarter (Q) of a calendar year must be submitted to the Regulator by 15 April (for Q1), by 15 July (for Q2), by 15 October (for Q3), and by 15 January (for Q4)

- 1: Metal (gold, platinum, palladium, rhodium, iridium, osmium ruthenium). Form and Purity (e.g., bar of 99.9% purity)
2: Name of Licensee, permit/certificate holder. If exported, state so.
3: Fine mass/weight: the mass of the precious metal contained in the article, as determined by multiplying the gross weight of the article by its fineness or purity (in %)

Form PMR 2

SOUTH AFRICAN DIAMOND AND PRECIOUS METALS REGULATOR
 251 Fox Street, Johannesburg, 2001, Entrance: Corner Main Street & Greene Street, Jewel City, Johannesburg
 P. O. Box 16001, Doornfontein 2028
 Tel (011) 223 7000; Fax (011) 334-8833; Email: PM_Registers@sadpmr.co.za ; Guidelines can be found at www.sadpmr.co.za

REFINING LICENSEE
Register of transactions pursuant to section 15 of the Precious Metals Act, 2005 and Regulations 6(2)(d), and 33

Quarter/Year:	
Name of Licensee:	
Licence Number:	
Physical address:	
Telephone number/s:	
Fax number:	
E-mail address:	
Client code:	

I, the undersigned licensee, solemnly declare that the transactions in this register are correct and complete

Signed: _____

Date of declaration: _____

Precious Metal Received/Bought (unwrought and semi-fabricated)										Precious Metal Disposed /sold (unwrought and semi-fabricated)									
Date/ Month ¹	Seller /Supplier ²	Nature of Precious Metal ³	Fine mass ⁴ / Composition in (g or kg) ⁵					Price ⁶ (if any) (R)	Date / Month ¹	Buyer / Recipient ²	Nature of Precious Metal ³	Fine mass ⁴ / Composition in (g or kg) ⁵					Price ⁶ (R)		
			Au	Pt	Rh	Ir						Au	Pt	Rh	Ir				
Totals for Quarter:																			
										Number of employees ⁷ during quarter:									

* A true copy of this register for each quarter (Q) of a calendar year must be submitted to the Regulator by 15 April (for Q1), by 15 July (for Q2), by 15 October (for Q3), and by 15 January (for Q4)

- Record date of unwrought metal transactions and record month of semi-fabricated metal transactions
- Name, address and license, permit, certificate or registration number of the seller/buyer. If metal is exported/imported please state so
- Form and gross mass in grams or kilograms of precious metal bought/received (e.g. 2g of 18 ct white gold wire, 3g of 9ct gold bar, 6g of scrap etc.)
- Fine mass/weight: the mass of the precious metal contained in the article/product, as determined by multiplying the gross weight of the article/product by its caratage divided by 24 or fineness divided by a thousand. e.g. for an 18 ct gold alloy weighing 1 gram, the fine mass of gold in the alloy is calculated like this: $1g \times \frac{18}{24} = 0.75g$
- Delete whichever units that are not applicable (i.e. units not used)
- Price is the amount of money (if any) received during the transaction. Price is only recorded for unwrought precious metal transactions
- Average number of employees employed over the quarter

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PRECIOUS METAL BENEFICIATION LICENSEE
Register of transactions pursuant to section 15 of the Precious Metals Act, 2005 and Regulations 10(2)(c) and 33

Quarter/Year:		
Name of Licensee:		
Licence Number:		
Physical address:		
Telephone number/s:		
Fax number:		
E-mail address:		
Client code:		

I, the undersigned licensee, solemnly declare that the transactions in this register are accurate and complete

Signed: _____ Date of declaration: _____

Precious Metal Received/Bought (unwrought and semi-fabricated)			Articles Manufactured ⁵		Precious Metal Disposed of /sold (unwrought and semi-fabricated)				Metal refined/returned	
Month	Seller /Supplier ¹	Form of Precious Metal & Caratage ² / purity	Total mass (g or kg) ³	Mass & caratage of metal used for manufacturing and repairs	Month	Recipient / Refinery ¹	Nature of Precious Metal ⁴	Metal refined / recovered in fine mass ⁴ Au Pt Pd Rh Ir	Yes (metal received)	No (cash received)
Totals for Quarter by metal:										
				Number of employees⁸ (during Quarter):						

*** A true copy of this register for each quarter (Q) of a calendar year must be submitted to the Regulator by 15 April (for Q1), by 15 July (for Q2), by 15 October (for Q3), and by 15 January (for Q4)**

1. Name, address and license, permit, certificate or registration number of the seller/recipient/refinery. If metal is exported/imported please state so
2. Form of precious metal bought/received (e.g. 2g of 18 ct white gold wire, 3g of 9ct gold bar, 6g of scrap etc.)
3. Total mass of the specific type of metal bought in the month (e.g. 20g (for all the 9ct gold alloy bought in Jan)) N.B Not fine mass
4. Delete whichever unit that are not applicable (i.e units not used)
5. List the type and number of articles manufactured in the month (e.g. 7, 18ct gold rings). The column does not have to correspond with entries on the left (precious metal bought) or right column (precious metals sold). Use additional pages of this form if required
6. The form of precious metals sold/disposed and the gross mass in grams or kilograms (e.g. 2g of 18ct white gold wire, 10g of scrap etc.)
7. Fine mass/weight: the mass of the precious metal contained in the article/product, as determined by multiplying the gross weight of the article/product by its caratage divided by a thousand. e.g. for an 18 ct gold alloy weighing 1gram, the fine mass of gold in the alloy is calculated like this: $1g \times \frac{18}{24} = 0.75g$
8. Average number of employees employed over the quarter

Form PMR 4

SOUTH AFRICAN DIAMOND AND PRECIOUS METALS REGULATOR

251 Fox Street, Johannesburg, 2001, Entrance: Corner Main Street & Greene Street, Jewel City, Johannesburg
P. O. Box 16001, Doornfontein 2028

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JEWELLER'S PERMIT HOLDER

Declaration Form pursuant to Regulations 14(2)(aA) and 33 made under the Precious Metals Act, 2005

H1 or H2 / Year :	
Name of Permit Holder:	
Permit number:	
Physical address:	
Telephone number/s:	
Fax number:	
E-mail address:	
Client code	

I, the undersigned permit holder, solemnly declare that the information recorded herein is accurate and complete

Signed: _____

Date of declaration: _____

Precious Metal Received/Bought			Articles Manufactured ⁵	Precious Metal Disposed of /sold (unwrought and semi-fabricated)							Metal refined/returned		
Month	Seller /Supplier ¹	Form of Precious Metal & Caratage ² / purity	Total mass (g or kg) ⁴	Mass & caratage of metal used for manufacturing and repairs	Month	Recipient / Refinery ¹	Nature of Precious Metal ⁶	Metal refined / recovered in fine mass ⁴				Yes, metal received	No, cash received
								Au	Pt	Rh	Ir		
				Number of employees ⁸ (during half-year period):									

* A true copy of this document must be submitted to the Regulator no later than 15 July for the first half of every calendar year (H1) and no later than 15 January for the second half of every calendar year

1. Name, address and license, permit, certificate or registration number of the seller /recipient/refinery. If metal is exported/imported please state so

2. Form of precious metal bought/received (e.g. 2g of 18 ct white gold wire, 3g of 9ct gold bar, 6g of scrap etc.)

3. Total mass of the specific type of metal bought in the month (e.g. 20g (for all the 9ct gold alloy bought in Jan)) NB Not fine mass

4. Delete whichever unit that are not applicable (i.e. units not used)

5. List the type and number of articles manufactured in the month (e.g. 7, 18ct gold rings). The column does not have to correspond with entries on the left (precious metal bought) or right column (precious metals sold). Use additional pages of this form if required

6. The form of precious metals sold/disposed and the gross mass in grams or kilograms (e.g. 2g of 18ct white gold wire, 10g of scrap etc.)

7. Fine mass/weight: the mass of the precious metal contained in the article/product, as determined by multiplying the gross weight of the article/product by its caratage divided by 24 or fineness divided by a thousand. e.g. for an 18 ct gold alloy weighing 1 gram, the fine mass of gold in the alloy is calculated like this: $1g \times \frac{18}{24} = 0.75g$

8. Average number of employees employed during the half-year period

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P. O. Box 16001, Doornfontein 2028

Tel (011) 223 7000; Fax (011) 334-8833; Email: PM_Registers@sadpmr.co.za; Guidelines can be found at www.sadpmr.co.za

SPECIAL PERMIT HOLDER

Register of transactions pursuant to section 15 of the Precious Metals Act, 2005 and Regulations 20(c) and 33

Quarter/Year :	
Name of permit holder:	
Permit Number:	
Physical address:	
Telephone number/s:	
Fax number:	
E-mail address:	
Client code:	
I, the undersigned permit holder, solemnly declare that the transactions in this register are correct and complete	
Signed:	
Date of declaration:	

Precious Metal Received/Bought (unwrought and semi-fabricated)				Articles Manufactured ⁷	Precious Metal Disposed of /sold (unwrought and semi-fabricated)											
Date/ Month ¹	Seller/Supplier ²	Nature of Precious Metal ³	Fine mass ⁴ Composition in (g or kg) ⁵						Buyer/ Recipient ²	Nature of Precious metal ³	Fine mass ⁴ Composition in (g or kg) ⁵					Price ⁶ (R)
			Au	Pt	Pd	Rh	Ir	Au			Pt	Pd	Rh	Ir		
Totals for Quarter by metal:																
			Number of employees ⁸ (during the Quarter):													

* A true copy of this register for each quarter (Q) of a calendar year must be submitted to the Regulator by 15 April (for Q1), by 15 July (for Q2), by 15 October (for Q3), and by 15 January (for Q4)

1. Record date of unwrought metal transactions and record month of semi-fabricated metal transactions
2. Name, address and license, permit, certificate or registration number of the seller/ buyer. If metal is exported/imported please state so
3. Form and gross mass in grams or kilograms of precious metal bought/received (e.g. 2g of 18 ct white gold wire, 3g of 9ct gold bar, 6g of scrap etc.)
4. Fine mass/weight: the mass of the precious metal contained in the article/product, as determined by multiplying the gross weight of the article/product by its carat divided by 24
fineness divided by a thousand. e.g. for an 18 ct gold alloy weighing 1gram , the fine mass of gold in the alloy is calculated like this: $1g \times \frac{18}{24} = 0.75g$
5. Delete whichever units that are not applicable (i.e. units not used)
6. Price is the amount of money (if any) received during the transaction. Price is only recorded for unwrought precious metal transactions
7. List the type & fine mass of article manufactured
8. Average number of employees employed over the quarter

PRECIOUS METAL CERTIFICATE HOLDER
Register of transactions pursuant to Regulations 17(c) and 33 made under the Precious Metals Act, 2005

Quarter/Year:	
Name on Certificate:	
Certificate Number:	
Physical address:	
Telephone number/s:	
Fax number:	
E-mail address:	
Client code:	
I, the undersigned certificate holder, solemnly declare that the transactions in this register are correct and complete	
Signed:	
Date of declaration:	

[illegible]

A true copy of this register for each quarter (Q) of a calendar year must be submitted to the Regulator by 15 April (for Q1), by 15 July (for Q2), by 15 October (for Q3), and by 15 January (for Q4)

1. Record date of unwrought metal transactions and record month of semi-fabricated metal transactions
2. Name, address and license, permit, certificate or registration number of the seller /buyer. If metal is exported/imported please state so
3. Form and gross mass in grams or kilograms of precious metal bought/received (e.g. 2g of 18 ct white gold wire, 3g of 9ct gold bar, 6g of scrap etc.)
4. Fine mass/weight: the mass of the precious metal contained in the article/product, as determined by multiplying the gross weight of the article/product by its carat divided by 24
$$24 \text{ fineness divided by a thousand. e.g. for an 18 ct gold alloy weighing 1 gram, the fine mass of gold in the alloy is calculated like this: } 1g \times \frac{18}{24} = 0.75g$$
5. Delete whichever units that are not applicable (i.e. units not used)
6. Price is the amount of money (if any) received during the transaction. Price is only recorded for unwrought precious metal transactions

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IMPORT PERMIT HOLDER

Quarter/Year:	
Name of Permit Holder:	
Permit Number:	
Physical address:	
Telephone number/s:	
Fax number:	
E-mail address:	
Client Code:	
Signed:	
Date of declaration:	
I, the undersigned permit holder, solemnly declare that the import transactions recorded herein are correct and complete,	

Declaration of import transactions in terms of Regulation 22(2) and 33, made under the Precious Metals Act, 2005

[illegible]

* A true copy of this declaration of import transactions for each quarter (Q) of a calendar year must be submitted to the Regulator by 15 April (for Q1), by 15 July (for Q2), by 15 October (for Q3), and by 15 January (for Q4)

1. Precious Metal Imported (e.g. gold, platinum, palladium, rhodium, iridium, osmium, or ruthenium)
2. Form and Purity (e.g., unwrought bars of 99.5% purity)
3. Country imported from
4. Fine mass/weight: the mass of the precious metal contained in the article/product, as determined by

