

DEPARTMENT OF HEALTH

NO. 1292

21 OCTOBER 2016

HAZARDOUS SUBSTANCES ACT, 1973 (ACT NO.15 OF 1973)**GROUP I, CATEGORY A, HAZARDOUS SUBSTANCES: DECLARATION**

In terms of section 2(1) (a) of the Hazardous Substances Act, 1973 (Act No. 15 of 1973), read with section 2(3) (a), 29 (1)(a) and (b) of the said Act, I Dr Aaron Motsoaledi, Minister of Health, hereby intent to declare the substances mentioned in the schedule hereto and mixtures containing such substances, products or materials to be Group I, Category A hazardous substances.

Interested persons are invited to submit substantiated comments or representations on the proposed declaration to the Director-General: Department of Health, Private Bag X 828, Pretoria, 0001 (for the attention of the Director: Environmental Health), by fax to: 012- 395 8802, attention: Ms Aneliswa Cele, or by e-mail to: CeleA@health.gov.za, within three (3) months from the date of publication of this notice.

SCHEDULE**Group I, Category A hazardous substances**

1. (1) Any industrial substance or mixture of substances, products or materials listed in Annexure C of the South African Bureau of Standards latest Code of Practice 0228: The

identification and classification of dangerous goods for transport by road and rail modes with exception of Class 1: Explosives and Class 7: Radioactive Substances; and which in the course of customary or reasonable handling or use, including ingestion, by reason of its;

- a) acute toxicity oral, skin or inhalation, category 1 or 2 or;
- b) carcinogenicity, category 1A or 1B or;
- c) reproductive toxicity, category 1A or 1B or;
- d) germ cell mutagenicity, category 1A or 1B or;
- e) specific target organ toxicity-single exposure, category 1 or;
- f) specific target organ toxicity-repeated exposure, category 1;

as classified according to the hazard classification prescribed in the SANS 10234: Globally Harmonized System of Classification and Labeling of Chemicals;

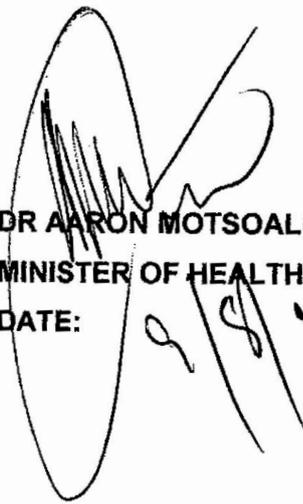
- (2) All industrial substances listed in Annexure III of the Rotterdam Convention;
- (3) All industrial substances listed in Annexure A, B and C of the Stockholm Convention;
- (4) Mercury and mercury compounds, except when these substances and preparations and admixtures thereof are scheduled substances under the Medicines and Related Substances Control Act, 1965 (Act No. 101 of 1965).

Applicability of Group I Hazardous Substances Regulations

2. (1) Any person engaged in the selling of Group I, Category A hazardous substances shall comply with the provisions of Regulations relating to Group I hazardous substances.
- (2) Subject to sub-regulation 2(1) of the Regulations relating to Group I Category A hazardous substances, the selling of mercury and mercury compounds from primary mercury mining and for use in artisanal and small scale gold mining is prohibited.

Repeal

3. The Notice Published under Government Notice R. 452 in *Government Gazette* No. 5467 dated 25 March 1977 is hereby repealed.



DR AARON MOTSOALEDI, MP
MINISTER OF HEALTH
DATE: 9/8/2016