

**BASUTOLAND, BECHUANALAND PRO-
TECTORATE, SWAZILAND.**

**HIGH COMMISSIONER'S NOTICE
No. 155 of 1942.**

CONTROL OF NON-FERROUS MATERIALS.

It is hereby notified for general information that, under and by virtue of the powers vested in him by section one of the Basutoland Emergency Powers (Defence) Proclamation, 1939 (No. 35 of 1939), section one of the Bechuanaland Protectorate Emergency Powers (Defence) Proclamation, 1939 (No. 36 of 1939), and section one of the Swaziland Emergency Powers (Defence) Proclamation, 1939 (No. 37 of 1939), respectively, His Excellency the High Commissioner has been pleased to make the subjoined regulations relating to the control of non-ferrous materials in Basutoland, the Bechuanaland Protectorate, and Swaziland each of which is hereinafter respectively referred to as "the Territory"

By Command of His Excellency
the High Commissioner.

H. G. PRIESTMAN,
Administrative Secretary.

High Commissioner's Office,
Pretoria, 7th July, 1942.

REGULATIONS.

1. Every person whose business or part of whose business it is to produce, sell or use any of the non-ferrous metals or alloys set forth in Schedule A hereto, or who owns or has power to dispose of or is in possession or control of any of the said metals or alloys, shall render to the Controller, not later than the 30th July, 1942, returns in the forms N.F.M. 1 and N.F.M. 2 hereto.

Companies, firms or persons holding stocks at more than one point shall make separate returns for each point.

2. Save as provided for in regulation 4 hereof, no person to whom regulation 1 hereof applies shall acquire any of the said metals or alloys except upon the authority of and subject to the conditions of a permit issued by the Controller.

No application for a permit in terms of this regulation will be considered unless the person desiring to acquire the metal or alloy furnishes the Controller with the following information, which the applicant must certify as true and correct:—

- (i) Name and address of applicant.
- (ii) Name and address of supplier.
- (iii) Description of metal or alloy to be acquired.
- (iv) Quantity to be acquired.
- (v) Stocks on hand by applicant at date of application.
- (vi) Purpose for which metal or alloy is required.

3. No person to whom regulation 1 hereof applies shall dispose of any of the said metals or alloys to any other person unless such other person delivers a permit issued in terms of regulation 2 hereof.

Such supplier shall—

- (a) keep a detailed record of such transactions, and
- (b) furnish the Controller, at the end of each month, with a return in the form N.F.M. 3 hereof.

4. No permit, in terms of regulation 2 hereof, will be necessary for the importation of any of the said metals or alloys into the Territory:

Provided that the importer shall advise the Controller of such importation immediately he has received shipping advice, or failing that, within seven days of the arrival of such metals or alloys at a port of entry in the Territory, giving the following details:—

- (i) Name and address of importer.
- (ii) Nature of the metal or alloy imported.
- (iii) The quantity imported.
- (iv) The purpose for which imported.

5. No person to whom regulation 1 applies shall use any of the said metals or alloys except upon the authority of and subject to the conditions of a licence, issued by the Controller, in one of the following forms:—

- (a) *An Individual Licence* to use a defined quantity of a specified metal or alloy for a specified purpose.

No application for an individual licence will be considered unless the applicant furnishes the Controller with the following information, which the applicant must certify as true and correct:—

- (i) Name and address of applicant.
- (ii) Name and address of customer.
- (iii) Customer's order number.
- (iv) Description and quantity of metal or alloy to be used.
- (v) Description of immediate product to be manufactured.

- (b) *A Forward Licence* to hold maximum stocks specified in the licence of any of the said metals or alloys to be used for purposes specified in the said licence.

No application for a Forward Licence will be considered unless the applicant furnishes the Controller with the following information, which the applicant must certify as true and correct

- (i) Name and address of applicant
- (ii) Description of metal or alloy to be used.
- (iii) Maximum quantity of metal or alloy for which application is made.
- (iv) The purpose or purposes for which metal or alloy will be used.

The holder of any such Forward Licence shall furnish the Controller with monthly returns in the manner specified by the Controller in the licence.

- (c) *An Open Licence* to hold unlimited stocks of any of the said metals or alloys, provided that such stocks are used solely for the recondition of any mechanism acquired by him for use or resale, of which mechanism any of the said metals or alloys form an integral part.

No application for an Open Licence will be considered unless the applicant furnishes the Controller with the following information, which the applicant must certify as true and correct:

- (i) Name and address of applicant.
- (ii) Description of metal or alloy.
- (iii) Description of mechanism in respect of which the metal or alloy is to be used.

The holder of any such Open Licence shall furnish the Controller with monthly returns in the manner specified by the Controller in the licence.

6. No person shall acquire from a producer any of the metallic ores or concentrates specified in Schedule B hereto, except upon the authority of and subject to the conditions of a permit issued by the Controller.

No application for a permit, in terms of this regulation, will be considered unless the applicant furnishes the following information, which he shall certify as true and correct:

- (i) Name and address of applicant.
- (ii) Name and address of producer.
- (iii) The name of the ore or concentrate, as the case may be, to be acquired.
- (iv) The purpose for which such ore or concentrate is required.

The holder of any such permit shall render to the Controller on the 15th day of each month a return in respect of the preceding month showing the quantity of ore or concentrate acquired during that month.

This regulation shall not apply to any samples of the said ores or concentrates acquired for purposes of assay or of metallurgical tests.

7. All applications and returns shall be addressed to the Controller.

8. Forms will be supplied

8. Notwithstanding anything contained in these regulations, the Controller may under such circumstances and to such extent as he may deem fit—

- (a) grant any further permit or licence under these regulations;
- (b) grant exemption from the whole or any of these regulations.

9. In these regulations, unless inconsistent with the context—

“ Controller ” means the Government Secretary or such other officer as the Resident Commissioner may appoint:

“ person ” means any company, firm or person:

“ producer ” means any person whose business or part of whose business it is to win from the earth any metallic ore specified in Schedule B hereto or whose business it is to concentrate such metallic ore.

10. Any person who contravenes or fails to comply with any provision of these regulations, or who knowingly furnishes any incorrect or incomplete information, shall be guilty of an offence and liable on conviction to a fine not exceeding two hundred pounds or to imprisonment for a period not exceeding one year, or to both such fine and imprisonment.

SCHEDULE A.

The following non-ferrous materials (including scrap):—

Aluminium and its alloys;
antimony and its alloys;
cadmium and its alloys;
copper and its alloys;
lead and its alloys;
molybdenum and its alloys;
nickel and its alloys;
tin and its alloys;
tungsten and its alloys;
vanadium and its alloys;
zinc and its alloys.

SCHEDULE B.

The following non-ferrous metallic ores or concentrates therefrom:—

Cadmium;
lead;
molybdenum;
nickel;
tin;
tungsten;
vanadium;
zinc

MONTHLY RETURN OF DISPOSABLES TO BE RENDERED BY PERSON DISPOSING OF MATERIAL.

FORM N.F.M. 3.

Name and Address of Supplier.	Nature of Material Disposed.	Quantity of Material Disposed.	Name and Address of Transferee.	Permit Number of Transferee.
(a)				
(b)				
(c)				
Etc.				