

BASUTOLAND, BECHUANALAND
PROTECTORATE, SWAZILAND.

HIGH COMMISSIONER'S NOTICE
No. 220 of 1943.

CONTROL OF GLASSWARE AND HOUSEHOLD
REQUISITES.

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 following regulations relating to the control of glassware and household requisites in Basutoland, the Bechuanaland Protectorate and Swaziland, each of which is hereinafter respectively referred to as "the Territory".

PART I.—GENERAL.

1. In these regulations—

"Controller" means the officer appointed in accordance with the High Commissioner's Notice No. 147 of 1943.

2. The headings of the various parts of these regulations shall form part of the regulations.

3. (a) From and after the date of publication of this Notice, no person shall manufacture glass or plastic containers of any description; and

(b) no manufacturer shall sell or supply glass or plastic containers of any description save with the authority of the Controller.

4. On or before the 7th November, 1943, every person who has in his possession or under his control more than twenty-five gross of new or second-hand plain reputed quart glass bottles shall render to the Controller a return of all stocks of such bottles which such person held on the 31st October, 1943. Such person shall render a similar return to the Controller on or before the 7th January, 7th April, 7th July and 7th October of each succeeding year, of all stocks of

such bottles held by such person on the 31st December, 31st March, 30th June and 30th September preceding, respectively.

5. No person shall sell, supply or otherwise dispose of to any other person any bottles or glass or plastic containers of the types and sizes detailed in the Schedule at the end of these regulations, unless, prior to or at the time of delivery, the person supplied—

(i) hands over to the supplier a like quantity of bottles or glass or plastic containers of like size in good condition; or

(ii) pays or is debited with a fee in respect of the bottles or containers as may be determined by the Controller;

provided that—

(a) where aerated or mineral waters are supplied, the production of a certified railway consignment note showing that a number of bottles or containers equivalent to those ordered has been placed on rail for return to the supplier shall be deemed to be a compliance with the terms of sub-regulation (i) of this regulation, *and* that the fee referred to in sub-regulation (ii) of this regulation shall not be debited to the person to whom aerated or mineral waters are supplied, but shall in all cases be paid in cash;

(b) the seller or supplier shall be entitled to refuse to accept a deposit fee in respect of the bottles or glass or plastic containers;

(c) the terms of this regulation shall not apply to any bottle or container sold containing any product which has been manufactured and bottled or packed in the said bottle or container elsewhere than in the Union of South Africa;

(d) for the purpose of this regulation the term "supplier" excludes suppliers of milk contained in milk bottles.

6. Notwithstanding anything contained in these regulations, the Controller may, in his discretion, grant to any person exemption from the provisions of any one or more of the said regulations.

PART II.—ALE, BEER AND STOUT BOTTLES.

7. On or before the 7th November, 1943, every dealer in second-hand bottles and every holder of a brewer's licence or any other person who has in his possession more than ten gross empty ale, beer or stout bottles not being his own property because they are branded, embossed or otherwise indelibly marked

to indicate the owner thereof shall render to the Controller a return of all stocks of such bottles which such person held on the 31st October preceding. Such person shall render a similar return to the Controller on or before the 7th January, 7th April, 7th July and 7th October of each succeeding year of all stocks of such bottles held by such person on the 31st December, 31st March, 30th June, and 30th September preceding respectively.

Such person shall keep such bottles in safe custody and shall return them to the owner or owners within a period of thirty days after rendering the return.

PART III.—GLASS CONTAINERS, INCLUDING BOTTLES, SYPHONS AND JARS FOR AERATED AND MINERAL WATERS.

8. On or before the 7th November, 1943, every dealer in second-hand bottles and every holder of a mineral water manufacturer's licence who has in his possession empty mineral-water bottles, syphons or jars not being his own property because they are branded, embossed or otherwise indelibly marked to indicate the owner thereof, shall render to the Controller a return of all stocks of such containers which such person held on the 31st October preceding. Such person shall render a similar return to the Controller on or before the 7th January, 7th April, 7th July and 7th October of each succeeding year of all stocks of such bottles held by such person on the 31st December, 31st March, 30th June and 30th September preceding respectively.

Such person shall keep the said containers in safe custody and shall return them to the owner or owners within a period of thirty days after rendering such return.

PART IV.—GLASS OR PLASTIC CONTAINERS FOR FOOD PRODUCTS.

9. Applications for authority to purchase glass or plastic containers for the supply of food products in terms of paragraph (b) of regulation 3 of these regulations shall be submitted to the Controller on or before the 1st November, 1943, and on or before the 1st November of each succeeding year accompanied by a statement in the form prescribed in Annexure "A" to these regulations. Such authority will only be granted subject to the condition that the respective undermentioned products will be bottled in glass or plastic containers of the descriptions indicated hereunder:—

<i>Name of Product.</i>	<i>Description of Container.</i>
Fruit squashes, grape juice, edible oils, tomato sauce, Worcester sauce, coffee essence, cordials and syrups	} Reputed quart;
Pickles and chutney	
Tomato sauce	13-14 oz.;
Worcester sauce	13 oz.;
Fruit sauce (thick) and Worcester sauce	10 oz.;
Coffee essence	5 oz.;
Cordial extract	8 oz.;
Vegetable or meat paste	4½ oz.;
Culinary essences	2 and 4 oz.;
Marmalade, jams, jellies, honey, lemon curd, fruit mince meat and peanut butter	} 1 oz. cannons;
	1 and 2 lb. jars;

Provided that the Controller may from time to time authorise the use of other containers for food products.

10. On or before the 7th November, 1943, every person who has in his possession more than five gross empty glass or plastic containers not being his own property because they are branded, embossed or otherwise indelibly marked with the name of another food product manufacturer, bottler or packer in the Union of South Africa shall render to the Controller a return of all stocks of such containers held by such person on the 31st October preceding. Such person shall render a similar return to the Controller on or before the 7th January, 7th April, 7th July and 7th October of each succeeding year of all stocks of such containers held by such person on the 31st December, 31st March, 30th June and 30th September preceding respectively.

Such person shall keep the said containers in safe custody and shall return them to the owner or owners within a period of thirty days after he has rendered such return.

PART V.—GLASS OR PLASTIC CONTAINERS MANUFACTURED IN THE UNION OF SOUTH AFRICA FOR THE PURPOSE OF CONTAINING MEDICINES, DRUGS, CHEMICALS, PERFUMES, DISINFECTANTS, ANTISEPTIC PREPARATIONS AND TOILET PREPARATIONS.

11. Applications for authority to purchase glass or plastic containers for the supply of medicines, drugs, chemicals, perfumes, disinfectants, antiseptic prepara-

tions and toilet preparations of any description in terms of paragraph (b) of regulation 3 of these regulations shall be submitted to the Controller accompanied by a statement in the form prescribed in Annexure "B" to these regulations on or before the 1st November, 1943, and on or before the 1st November of each succeeding year.

12. Notwithstanding anything contained in these regulations, a chemist and druggist may, when supplying any medicine or drug on the prescription of a medical practitioner, dental practitioner or veterinary surgeon, supply to the purchaser of such medicine or drug a bottle or container without demanding from such purchaser an empty bottle or container or a fee in respect thereof.

PART VI.—MILK BOTTLES.

13. Applications for authority to purchase glass bottles for the supply of milk in terms of paragraph (b) of regulation 3 of these regulations shall be submitted to the Controller, accompanied by a statement in the form prescribed in Annexure "C" to these regulations on or before the 30th November, 1943, and on or before the 30th November of each succeeding year.

14. Notwithstanding anything contained in any by-law or regulation of any local authority, every person to whom milk contained in a milk bottle is delivered shall, immediately upon such delivery, either empty and return such milk bottle to the person who delivered the milk or provide a container other than a milk bottle into which the milk shall be poured: Provided that, subject to the provisions of regulation 15 of these regulations, when not less than eight pints of milk contained in milk bottles are delivered at any one time to a retail shopkeeper, general dealer, restaurant or tearoom, for redistribution or sale, the purchaser or recipient of the milk may retain the bottles in his possession until the supplier collects such bottles.

15. No person shall, unless otherwise authorised by the Controller, deliver bottles containing milk to any retail shopkeeper, general dealer, restaurant or tearoom, for redistribution or sale, unless, prior to or at the time of delivery, the purchaser or recipient of the milk either—

(a) hands over a like quantity of milk bottles of like size in good condition; or

(b) pays such deposit fee in respect of the milk bottle or bottles as may be determined by the Controller.

16. On or before the 7th November, 1943, every person who has in his possession more than two dozen empty milk bottles not being his own property because they are branded, embossed or otherwise indelibly marked with the name of a particular owner shall render to the Controller a return of all stocks of such bottles held by such person on the 31st October preceding. Such person shall render a similar return to the Controller on or before the 7th January, 7th April, 7th July and 7th October of each succeeding year of all stocks of such bottles held by such person on the 31st December, 31st March, 30th June and 30th September preceding respectively.

Such person shall keep the said bottles in safe custody and return them to the owner or owners within a period of thirty days after he has rendered the said return: Provided that nothing in this regulation shall—

(a) invalidate any transaction whereby the ownership of such milk bottles was acquired through the purchase of the business in connection with which they are used; or

(b) prohibit the person or owner of the business whose name is branded, embossed or otherwise indelibly marked on such milk bottles, or the person who has purchased such business in connection with which the bottles are used from having the bottles in his possession.

17. No person shall wilfully remove or attempt to remove from any milk bottle any mark indicating the owner of such bottle, whether such mark has been embossed, impressed, engraved, etched (by sand-blasting or any other method), printed, painted or otherwise affixed or annexed to such bottle.

By Command of His Excellency
the High Commissioner.

H. E. PRIESTMAN,
Administrative Secretary.

High Commissioner's Office,
Pretoria, 30th September, 1943.

SCHEDULE.

(a) Bottles containing ale, beer or stout.

(b) Glass containers, including bottles, syphons and jars containing aerated and mineral waters.

(c) Glass or plastic containers of sizes above 4 oz. containing the following food products or any food products not in a dry condition:—

Fruit squashes, lemon curd, edible oils, honey, coffee essence, jams and jellies, cordials and syrups,

Worcester sauce, tomato sauce, chutney, marmalade, fruit mince meat, cordial extracts, peanut butter, pickles.

(d) Glass or plastic containers containing medicines, drugs, chemicals, perfumes, disinfectants, antiseptic preparations and toilet preparations of every description, when the container is one of the following description:—

(i) *Bottles*.—Reputed quart; poison flats—6 oz., 8 oz., 12 oz.; dispensing flats—6 oz., 8 oz., 12 oz., 16 oz.; fruit saline—8 oz.; ether, amber—20 oz.; ammonia—14 oz.; gloy—10 oz.; apollinaris shape, white—6-7 and 10-11 oz.

(ii) *Jars*.—5 oz., $\frac{1}{2}$ lb., 1 lb. and 2 lb.

(e) Glass bottles or containers containing wines, spirits, liqueurs and vinegar.

ANNEXURE " A ".

APPLICATION FOR AUTHORITY TO PURCHASE NEW GLASS CONTAINERS FROM GLASS MANUFACTURERS IN THE UNION OF SOUTH AFRICA.

1. Name of applicant.....
2. Address of applicant.....
3. Nature of product to be bottled or packed in container.....
4. Type and size of container required for 1944.....
5. Quantity required.....(dozen).
6. Name of glass manufacturer from whom applicant desires to purchase.....
7. Stock on hand, 30th June last.....(dozen).
8. Purchases of containers of same type and size during the 12 months ending 30th June last:—
 - S.A. manufacture.....(dozen).
 - Second-hand.....(dozen).
 - Imported.....(dozen).
9. Sales during the 12 months ending 30th June last of goods bottled in this type and size of container.....(dozen).
10. Stock on hand, full and empty, at date of application.....(dozen).

I, the above-named applicant, do hereby declare that, to the best of my knowledge and belief, the information given herein is in all respects true and correct.

Signature.....
Applicant.

Date.....

N.B.—A separate application, in duplicate, must be lodged in respect of each type and size of container.

ANNEXURE "B"

APPLICATION FOR AUTHORITY TO PURCHASE FROM GLASS MANUFACTURERS IN THE UNION OF SOUTH AFRICA NEW GLASS CONTAINERS REQUIRED FOR THE SUPPLY OF MEDICINES AND MEDICINAL REMEDIES FOR INTERNAL OR EXTERNAL USE, DRUGS, CHEMICALS, PERFUMES, DISINFECTANTS, ANTISEPTIC PREPARATIONS AND TOILET REQUISITES OF EVERY DESCRIPTION.

Name of glass manufacturer from whom applicant desires to purchase: _____

Only containers of the descriptions _____ Name and address of applicant _____

specified hereunder may be ordered.

Each application must be submitted in duplicate.

(b) If portion, or all of the containers applied for are required for packing purposes for products for sale by other dealers, when was such packing business first established: _____

(a) Month and year when business was established: _____

Bottles.	Capacity.	Stock on Hand at Date of Application.	Quantity Required for 1944.	Quantity Received into Stock in 1943.		
				(a) New.	(b) Second-hand.	(c) Imported.
Reputed Quart Bottles.....	26 Oz.	Doz.	Doz.	Doz.	Doz.	Doz.
Poison Flats.....	4 Oz.	"	"	"	"	"
"	1 Oz.	"	"	"	"	"
"	2 Oz.	"	"	"	"	"
"	4 Oz.	"	"	"	"	"
"	8 Oz.	"	"	"	"	"
"	12 Oz.	"	"	"	"	"
Vials.....	3 H.	"	"	"	"	"
"	3 IV.	"	"	"	"	"
"	3 VI.	"	"	"	"	"
"	1 Oz.	"	"	"	"	"
"	1 1/2 Oz.	"	"	"	"	"
Dispensing Flats.....	2 Oz.	"	"	"	"	"
"	4 Oz.	"	"	"	"	"
"	6 Oz.	"	"	"	"	"
"	8 Oz.	"	"	"	"	"
"	12 Oz.	"	"	"	"	"
"	16 Oz.	"	"	"	"	"
Ink.....	1 Oz.	"	"	"	"	"
"	2 Oz.	"	"	"	"	"
Gloz.....	10 Oz.	"	"	"	"	"

* This Schedule must be accompanied by a list showing particulars of the stocks of other types of bottles on hand at date of application.

Bottles.	Capacity.	* Stock on Hand at Date of Application.	Quantity Required for 1944.	Quantity Received into Stock in 1943.		
				(a) New.	(b) Second-hand.	(c) Imported.
Campogs.....	1 oz.	Doz.	Doz.	Doz.	Doz.	
Fruit Saline.....	4 oz.	"	"	"	"	
"	8 oz.	"	"	"	"	
Tablet.....	25	"	"	"	"	
"	100	"	"	"	"	
Lotion: Wide mouthed.....	3 oz.	"	"	"	"	
" Narrow mouthed.....	3 oz.	"	"	"	"	
Ether: Amber.....	20 oz.	"	"	"	"	
Ammonia.....	14 oz.	"	"	"	"	
Ferrume: Watch shape.....	2 oz.	"	"	"	"	
Apothmaris shape: White.....	6-7 oz.	"	"	"	"	
"	10-11 oz.	"	"	"	"	
Jars.						
Dumpi jar.....	2 oz.	"	"	"	"	
Fonade: Octagonal shape.....	2 1/2 oz.	"	"	"	"	
Others.....	1 oz.	"	"	"	"	
"	1 1/2 oz.	"	"	"	"	
"	5 oz.	"	"	"	"	
"	1 lb.	"	"	"	"	
"	1 lb.	"	"	"	"	
"	2 lb.	"	"	"	"	

* This Schedule must be accompanied by a list showing particulars of the stocks of other types of bottles on hand at date of application.
I, the above-named applicant, do hereby declare that to the best of my knowledge and belief the information given herein is in all respect true and correct.

Date _____ Signature _____ Applicant.

ANNEXURE " C ".

APPLICATION FOR AUTHORITY TO PURCHASE NEW GLASS MILK BOTTLES FROM GLASS MANUFACTURERS IN THE UNION OF SOUTH AFRICA.

1. Name of applicant.....
2. Address of applicant.....
3. Quantity required :—
 - $\frac{1}{2}$ pint bottles.....(dozen).
 - Pint bottles.....(dozen).
 - Quart bottles.....(dozen).
4. Name of glass manufacturer or supplier from whom applicant desires to purchase.....
5. Stock on hand at date of application, including bottles in circulation :—
 - $\frac{1}{2}$ pint bottles.....(dozen).
 - Pint bottles.....(dozen).
 - Quart bottles.....(dozen).
6. Daily average gallonage of milk delivered in bottles during preceding twelve months..... (gallons).

I, the above-named applicant, do hereby declare that, to the best of my knowledge and belief, the information given herein is in all respects true and correct.

Signature.....
Applicant.

Date.....

N.B.—Applications must be submitted in duplicate.