

BASUTOLAND, BECHUANALAND
PROTECTORATE, SWAZILAND.

HIGH COMMISSIONER'S NOTICE
No. 192 of 1945.

CONTROL OF RUBBER.

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 rubber 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. E. PRIESTMAN,
Administrative Secretary.

High Commissioner's Office,
Pretoria, 12th November, 1945.

CONSOLIDATED REGULATIONS.

PART I.

DEFINITIONS.

1. In these regulations—
 - "commercial vehicle" means any bus, lorry, truck, van and such other vehicles as the Controller may from time to time include in this category;
 - "Controller" means the Government Secretary or such other officer as the Resident Commissioner may appoint;

“ dealer ” means any person engaged in the business of retail sale or supply of pneumatic tyres, and includes persons engaged in the business of selling new or used motor vehicles or axle and wheel assemblies and who carry stocks of pneumatic tyres for the purpose of fitting them to such vehicles or assemblies;

“ District Controller ” means and includes any officer appointed to be a District Controller of Petrol under the provisions of High Commissioner’s Notice No. 204 of 1943;

“ person ” includes any company, firm or person;

“ qualified dealer ” means any person whose business or part of whose business it is to recondition or sell tyres;

“ surplus tyres ” means tyres (as defined in this regulation) other than rubber tyres actually fitted to the running wheels of a vehicle or axle and wheel assembly as at the date hereof, plus one spare rubber tyre per vehicle (exclusive of axle and wheel assemblies);

“ tyre ” means a new outer cover of a pneumatic tyre.

PART II.

GENERAL.

2. The regulations published under High Commissioner’s Notice No. 218 of 1944 are hereby cancelled, and these regulations are substituted therefor; save that any permit, exemption or authority granted by the Controller in respect of any of the aforesaid regulations, and of effect at the date of coming into force of these regulations, shall be deemed to have been granted under the corresponding provisions of these regulations.

3. (1) Notwithstanding anything contained in these regulations the Controller may in his discretion grant exemption to any person from all or any or any part of the provisions of these regulations.

(2) Whenever a permit may be issued by the Controller or a District Controller such permit may be issued by the duly authorised representative of the Controller or District Controller, as the case may be.

4. If any applicant knowingly furnishes any false or incomplete information in connection with any application for a permit, authority or exemption under the provisions of these regulations, the Controller may refuse not only such application but any future application by or on behalf of the same applicant.

15. No person who has made application for a special permit in terms of regulation 14 of these regulations shall thereafter make application in respect of any vehicle mentioned in such permit to the Controller or a District Controller for a permit in terms of regulation 6 of these regulations unless and until his application in terms of regulation 14 of these regulations has been refused.

16. No holder of a special permit in terms of regulation 14 of these regulations shall make application in respect of any vehicle mentioned in such permit to a District Controller for any permit, nor shall any District Controller issue any permit to such holder.

17. If any dealer, seller or supplier of rubber tyres furnishes any false information in connection with any application or permit in terms of these regulations, or contravenes any of the regulations relating to the control of rubber, or disregards any written notice addressed by the Controller or duly authorised representatives to such seller or supplier or qualified dealer, the Controller may prohibit the future acquisition of tyres by such seller or supplier or qualified dealer, and may also by notice in writing prohibit such person from executing any permit which may be tendered to him after the date of such written notice.

PART IV.

RAW RUBBER.

Acquisition and Disposal of Raw Rubber.

18. (1) No person shall acquire or dispose of any raw or other cured or uncured rubber (including liquid latex but excluding rubber solution) required for any process or form of manufacture except upon the authority of and subject to the conditions set forth in a permit issued by the Controller.

(2) Every application for a permit in terms of sub-regulation (1) hereof shall be made by the person desiring to acquire the rubber and, except in the case of importation, the application shall be endorsed by the supplier of rubber with words indicating that he is able to supply such rubber to the applicant.

(3) Every applicant for a permit in terms of this regulation shall furnish the following information in writing:—

- (a) Full details of all stock of all grades and classes of rubber held by the applicant at the date of application. Each grade and class of raw or other cured or uncured rubber required in the various processes of manufacture must be detailed and stocks must be expressed in pounds avoirdupois. Stocks of liquid latex must be expressed in imperial gallons and the dry rubber content must be stated;

- (b) full details of the average monthly consumption during the years 1941, 1942 and 1943 of the various grades and classes of rubber in respect of each product or class of article manufactured by the applicant;
 - (c) the amount of rubber (detailed by grade and class) for which application is made. Full details of any outstanding, unfulfilled or undelivered orders of rubber must be furnished.
- (4) Nothing contained in this regulation shall prohibit the importation by any person of any rubber or rubber products, on condition that such person immediately upon receipt of such rubber or rubber products furnishes the Controller with full details of such importation.

Use of Rubber in Manufacture.

19. (1) No person shall use any raw or other cured or uncured rubber (including liquid latex but excluding rubber solution) in the manufacture of any article except upon the authority of and subject to the conditions set forth in a permit issued by the Controller.

(2) Every applicant for a permit in terms of sub-regulation (1) hereof shall furnish the information called for in sub-regulation (3) of regulation 18 of these regulations, and such further information as the Controller may require.

20. Every person who owns or has power to dispose of or is in possession or control of any raw or other cured or uncured rubber shall render a monthly return to the Controller in the form set out in Form X Reference 407 and Form Y Reference 408 in the Schedule to these regulations, which returns shall reach the Controller not later than the seventh day of the month following that in respect of which the returns are made: Provided that no returns need be rendered by persons whose total stocks of raw or other cured or uncured rubber do not exceed 100 pounds in weight, or whose stocks of liquid latex do not exceed 50 imperial gallons: Provided further that whenever the above return is made by an owner who is not in possession or control of the rubber included therein, no other person shall make a return in respect of the same rubber.

PART V.

BELTING.

21. (1) No person shall sell or otherwise supply to any other person any rubber conveyor belting or flat rubber transmission belting except upon the authority of and subject to the conditions set forth in a permit issued by the Controller.

(2) Every application for a permit to purchase rubber conveyor belting shall be submitted to the Controller in the form set out in Form 209 in the Schedule to these regulations.

(3) Every application for a permit to purchase flat rubber transmission belting shall be submitted to the Controller in the form set out in Form 211 in the Schedule to these regulations.

PART VI.

OFFENCES AND PENALTIES.

22. 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.

EXPLANATORY NOTES.

1. The cancellation of High Commissioner's Notice No. 218 of 1944, and the re-enactment of certain of its provisions in a modified form means that the control of rubber has been relaxed to a considerable extent.

2. *Tyres.*—Permits are now required only for the acquisition of new tyres; purchasers of tyres may now retain possession of their old tyres instead of having to surrender them to the dealer, and dealers are no longer obliged to render stock and sales returns.

3. *Raw Rubber.*—Owing to the fact that raw rubber is still in critical supply, the system of permit control of that commodity in its various forms and of its use in the manufacture of articles will remain in force until further notice.

4. *Belting.*—Control of Vee-driving belts has been abolished entirely, but rubber conveyor belting and flat transmission belting remain subject to permit control.

5. *Returns.*—The following returns are called for by these regulations:—

- (a) Returns by persons in possession or control of raw rubber (regulation 20);
- (b) returns by users of raw rubber (regulation 20).

No forms are supplied for the purpose of returns in terms of these regulations, but returns must be rendered in the form required.

SCHEDULE.

The various forms contained in this Schedule are published in the following order:—

- Form "Rubber 3".
- Form X Reference 407.
- Form Y Reference 408.
- Form Z Reference 409.
- Form 209.
- Form 211.

CONTROL OF RUBBER.
APPLICATION FOR PERMIT FOR TYRES.

1. Applicant's Name (IN CAPITAL LETTERS)
2. Residential Address
3. Business Address
4. Business, profession or occupation, and if employed, name and address of employer and nature of employment
5. Description of vehicle in respect of which application is made: Type Make Registration No.
Date of acquisition of vehicle Registered Owner
Average MONTHLY petrol ration for last 3 months miles per month. Year of Manufacture Total mileage done miles.
6. (a) What other vehicles of any type do you possess, control or have the use of?
(b) What other vehicles are owned or possessed by other members of your household or firm?
Give Registration Numbers in all cases and state purposes for which used
7. Have you previously applied for Tyres for the Vehicle described in 5 above under the present or a different Registration Number?
8. State precisely the purposes for which the vehicle described in 5 above is to be used, giving average monthly mileage under each heading of use, and give reasons why the continued use of this vehicle is considered essential (unless replies are given in detail application will be referred back)

9. Declaration by Applicant:—
(a) I hereby declare that I do not own, possess or control any serviceable tyres other than those specified in paragraph 9 (c) (v) and 10 hereof.
(b) If a permit is granted to me subject to any conditions specified thereon I will observe those conditions.
(c) I hereby apply for permission to:—
(i) Purchase tyres size
(ii) Fit to the vehicle specified in 5 above the following additional tyres which I have in my possession. Quantity Size
(d) I understand that the issue of a permit to me conveys no guarantee or undertaking that the tyres in the permit, or any other tyres of that size are procurable.
(e) I declare the above information to be correct in all particulars and attach the certificate of a qualified dealer in regard to the present condition of my tyres.

Date

Applicant's Signature

PART III.

TYRES.

5. No person who owns or has in his possession or control any surplus tyres shall as from the date of publication of these regulations destroy, dispose of or use any such tyres in any manner; save that—

- (a) surplus tyres may be sold or disposed of in terms of these regulations governing the rate of disposal of rubber tyres, or to any person in possession of a special authority to purchase tyres issued by the Controller or a District Controller;
- (b) surplus tyres may be used in terms of a permit granted by the Controller or a District Controller.

6. No person shall sell, let or otherwise supply to any other person any tyre, and no person shall acquire possession of any tyre by purchase, hire, gift or in any other manner whatever, except upon the authority of and subject to the conditions set forth in a permit issued by the Controller or a District Controller: Provided that the provisions of this regulation shall not apply in the case of—

- (a) the sale or supply by a wholesale dealer in tyres or a manufacturer of tyres to any person who carries on the business of assembling new commercial motor vehicles, for the sole purpose of completing the assembly of such commercial motor vehicles;
- (b) the sale or supply of rubber tyres for pedal cycles, infant perambulators, invalid chairs and such other vehicles as the Controller may from time to time determine;
- (c) the sale or supply of any tyre which has been specially permitted by the Controller in terms of regulation 14 of these regulations;
- (d) the sale or disposal of rubber tyres to any person in possession of a special authority to purchase rubber tyres issued by the Controller or a District Controller:

Provided further that no person shall acquire more than one tyre in excess of the number of running wheels (that is to say, excluding spare wheels) of his vehicle, except as may be provided in the conditions set forth in a special permit issued under regulation 14 of these regulations.

7. Save as is otherwise provided in paragraph (a) in the first proviso to regulation 6 of these regulations, no person shall fit any tyre to any vehicle or wheel assembly as original equipment thereof except under the authority of and subject to the conditions set forth in a permit issued by the Controller.

8. (1) Every application for a permit to acquire or dispose of a tyre, other than application for original equipment in terms of regulation 7 of these regulations, shall be in writing in the form set out in form "Rubber 3" in the Schedule to these regulations and shall be submitted to the District Controller of the District in which the applicant resides. A separate application shall be made in respect of the tyres required for each separate vehicle.

(2) In addition to completing the said form "Rubber 3" every applicant shall furnish such additional information as the Controller or a District Controller may require.

(NOTE.—A fee of 6d. in uncanceled revenue stamps must accompany each application, which stamps will be returned to an applicant who is not granted a permit.)

9. Every applicant for a permit in terms of regulation 8 of these regulations shall, before submitting the application to the District Controller, cause the tyres on the vehicle in respect of which the application is made to be examined by a qualified dealer who shall certify in regard to the condition of such tyres as required in item 10 of the form "Rubber 3".

10. The provisions of regulations 6, 7, 8 and 9 of these regulations may at the discretion of the Controller be modified by him so as to meet any special circumstances prevailing in a particular District.

11. (1) An applicant may be granted a permit to purchase a tyre or tyres of specified size or grade.

(2) Conditions of the issue of any permit may, *inter alia*, include—

- (i) that the tyres specified in the permit must be fitted to a particular vehicle;
- (ii) any other conditions the insertion of which may be specially authorised by the Controller.

12. If a permit is granted in terms of these regulations and delivered by the District Controller to the applicant or supplier, such applicant or supplier shall surrender such permit to the seller or supplier, as the case may be, before the completion of the transaction authorised by the permit. Every such permit shall be endorsed by the seller or supplier, as the case may be, quoting the serial numbers of the tyres supplied, and shall then be returned to the Controller.

13. A permit granted under regulation 6 of these regulations shall be valid only for a period of 30 days from the date of issue and shall not be transferable.

14. Notwithstanding the provisions of these regulations the Controller may, in his discretion and subject to such conditions as he may impose, issue special permits to any person or body operating vehicles for national, public or business purposes.

DECLARATION TO BE COMPLETED BY QUALIFIED DEALER.

10. I have examined the tyres belonging to the above applicant on vehicle No. _____ of _____ and certify their condition to be as follows :—

Tyre Position.	Size.	Serial Number.	State if Previously Retreaded.	Estimate of Unused Mileage.	State if Retreadable. (See Note below.)
Front, Left.....					
Front, Right.....					
Rear, Left (Inner).....					
Rear, Left (Outer).....					
Rear, Right (Inner).....					
Rear, Right (Outer).....					
Spare.....					

SPECIAL REPORT.—Here indicate anything in regard to the above tyres not covered by above schedule :—

NOTE.—If tyres are at present retreadable they should be conserved as any permit issued will specify that these particular tyres are to be retreaded.

11. CERTIFICATE AS TO ESSENTIALITY.

Where the applicant's claim to be considered as essential is based on services being rendered to any Government department, a certificate is required from a responsible official of such department.

Signature of Dealer.

RECORD OF PREVIOUS APPLICATIONS.
(For Controller's use only.)

Pin 6d. Revenue Stamp here.	Applications Made.	Permits Issued.	Remarks.

NOTE.—Each application requires a loose sixpenny Revenue Stamp.

Form Y.

MONTHLY RETURN OF OWN STOCKS OF RUBBER ANALYSIS OF TYPES.

Ref. 408.

Manufacturer..... For month of..... from..... to.....

Item.	Com- mencing Stock.	RECEIPTS.			ISSUES.			Closing Stock.
		Direct Importa- tion.	Local Purchases.		Issues to Factory.	Sales or Transfers.	Total.	
			Ex Govt. Stocks.	Transfers from Other Coys.				
ALL FIGURES TO BE NET RUBBER WEIGHTS.								
Group I.—Far East Plantation Grades.....	lb.	lb.	lb.	lb.	lb.	lb.	lb.	lb.
Group II.—Clean African rubber up to 1 per cent. adulteration, i.e., Minsup S. 1 C. 1.....								
Group III.—African rubber up to 3 per cent. adulteration re Minsup S. 2, 3, C. 2 Congo W.S.P. & F.W.								
Group IV.—African rubber up to 10 per cent. adultera- tion re Minsup S. 4, W. 1 Kenya F.S. Kenya and Nyasaland T1 and 31.....								
Group V.—African rubber over 10 per cent. adulteration re Minsup W. 2, W. 3, W. 4, W. 5, scraps, lumps, washings and skimmings, Kenya, F.C. T. 5, B. 2, B. 3.....								
TOTALS TO AGREE WITH FORM X.....								

NOTE.—(a) Under Local Purchases you must give details of the amount and the name of the Company from whom the stocks were received.
(b) Under Sales you must give a note of the Companies to whom you have sold.

FORM Z.

Ref. 409.

MONTHLY RAW MATERIALS RETURN (RUBBER SECTION)
USINGS ANALYSIS.

For month of _____ from _____ to _____
Manufacturer _____

Products.	Rubber.		Syn- thetic Rubber.	Latex.
	Actual Weights Used.			
	lb.	lb.	lb.	Gals.
	Plan- tation.	Wild.		
1. Giant covers, tubes, flaps and airbags (to include tractor/grader).....				
2. Car covers, tubes, flaps and airbags (to include M/C A.D.V. and barrow)				
3. Cycle covers and tubes.....				
4. Camelback.....				
5. Repair materials, including patching rubber.....				
6. Cements and solutions.....				
7. Curing tubes.....				
8. Life rafts.....				
9. Aero covers and tubes.....				
10. Transmission belting.....				
11. Conveyor belting.....				
12. Hose.....				
13. Mechanical rubber goods (including stereos).....				
14. Motor vehicle accessories (including fan belts).....				
15. Moulded goods.....				
16. Rubberised goods.....				
17. Cables.....				
18. Linatex pumps and linings.....				
19. Sponge rubber.....				
20. Tennis balls.....				
21. Industrial Vee belts (including fractional).....				
22. Gum boots.....				
23. Tackies.....				
24. Moulded soles and heels.....				
25. Scrap and waste.....				
26. Adjustment for loss due to moisture and adulteration on actual.....				
TOTAL.....				

NOTE.—All usings must be actual weight of washed rubber used, the adjustment for loss of washing from net weights must be shown monthly or quarterly.

APPLICATION FOR THE PURCHASE OF RUBBER ELEVATOR AND
CONVEYOR BELTING.

To enable suppliers to apply for permission to manufacture *Elevator and Conveyor Belting* from the Controller of Rubber, it will be necessary for you to furnish us with the following information :—

- (1) Specification of Belt—
Length _____ Duck weight _____
Top cover thickness at centre of belt _____
Width _____ Bottom cover thickness _____
Ply _____ Edges _____
Special requirements, heat resisting, breaker, etc. _____
- (2) Use to which belt is being put _____
(a) Material to be conveyed _____
(b) Maximum size of material _____
(c) Speed of belt in FT/MIN _____
(d) Height to which material s to be conveyed _____
(e) Loading conditions _____
- (3) What stock of conveyor belt not in use do you hold? _____
- (4) What life has belt to be replaced given? _____
- (5) What is the present condition of the belt in use? _____
- (6) How long do you estimate the present belt will last before needing to be replaced? _____
- (7) How long do you estimate the new belt will last, and/or what tonnage do you consider it will carry? _____
- (8) What use will be made of the discarded belt? _____

I/We declare that no duplicate or similar order to the above, either in whole or in part, has been placed, and that I/we have not recently purchased similar quantities of the above sizes from any other source of supply.

Name of consumer _____ Signature _____

Address _____

Name of merchant or dealer _____ Signature _____

Address _____

Endorsement by Manufacturer _____

Date _____

Ref. 211.

APPLICATION TO PURCHASE FLAT TRANSMISSION BELTING.

From _____

Quantity required for each Separate Drive.	Sizes.		Stocks.		How long approximately has Belt to be replaced been in use.	Type and duty of Machine for which belting is required.
	Width.	Ply.	On Order.	In Hand.		
(1)	(2)	(3)	(4)	(5)	(6)	(7)

I/We declare that the BELTING is required for IMMEDIATE USE, that no duplicate or similar order to the above, either in whole or in part, has been placed elsewhere, and that the BELTING is NOT required for stock purposes.

Name of Consumer _____ Business _____

Address _____

Signature of Consumer _____ Date _____

Name of Merchant or Dealer _____

Address _____

Signature of Merchant or Dealer _____

Endorsement by Manufacturer.

IMPORTANT.

No application will be considered where information called for is not supplied. The word "NIL" must be used where applicable, and no column must be left blank. Full details must be given under Column (7) to establish essentiality.