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## GENERAL NOTICE

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### NOTICE 937 OF 2009

#### **NOTICE IN TERMS OF SECTION 61 OF THE POSTAL SERVICES ACT OF 1998 (ACT NO. 128 OF 1998) READ WITH THE ICASA ACT OF 2000 (ACT NO. 13 OF 2000)**

- (1) The Independent Communications Authority of South Africa ("ICASA") hereby gives notice in terms section 61 of the Postal Services Act No. 128 of 1998, of its intention to prescribe Conveyance of Mail Regulations.
- (2) A copy of the proposed regulation is available on the Authority's website at <http://www.icasa.org.za> and in the ICASA Library at the 164 Katherine Street, Pinmill Farm, Ground floor, Block D, between 10h00 and 16h30, Monday to Friday.
- (3) Interested persons are invited to submit written representations on the draft Conveyance of Mail Regulation by the 11<sup>th</sup> of August 2009.
- (4) Persons making written representation are requested to indicate if they wish to make oral submissions in the event that ICASA decides to conduct oral hearings, the estimated duration thereof not exceeding one (1) hour.
- (5) All written representations made to ICASA pursuant to this notice will be made available for inspection by interested persons at the ICASA library and copies of such representations will be obtainable on payment of the prescribed fee.
- (6) At the request of any person who submits written representations pursuant to this notice, ICASA will determine whether such representations or any portion thereof is confidential in terms of section 4D of the ICASA Act. If the request for confidentiality is refused, the person making the request will be allowed to withdraw such representation or portion thereof.
- (7) The final regulations will be published in Government Gazette.
- (8) Written representations can be submitted by post, hand delivery, facsimile transmission, and/or electronically (in Microsoft Word) for the attention of:

Mr. O Tlhabi

Project leader

ICASA

Private Bag X 10002

2146

or Block C

Pinmill Farm

164 Katherine Street

Sandton

Tel: (011) 566 - 3405

Fax: (011) 566 - 3406

e-mail: [OTlhabi@icasa.org.za](mailto:OTlhabi@icasa.org.za)

NOTICE \_\_\_\_ OF 2009

INDEPENDENT COMMUNICATIONS AUTHORITY OF SOUTH AFRICA

**REGULATIONS IN TERMS OF SECTION 61(d) OF THE POSTAL SERVICES  
ACT OF 1998 (ACT No 124 of 1998) READ WITH ICASA ACT OF 2000 (ACT No  
13 OF 2000) IN RESPECT OF THE CONVEYANCE OF MAIL**

I, Paris Mashile, Chairperson of the Independent Communications Authority of South Africa ("ICASA") acting on behalf of Council hereby approve and publish the draft regulations in the schedule made in terms of section 61(d) of the Postal Service Act, 1998 (Act No. 124 of 1998).



**PARIS MASHILE  
CHAIRPERSON  
ICASA**

## **SCHEDULE**

### **1. DEFINITIONS**

In these Regulations, any word or expression to which a meaning has been assigned in the Act has the meaning so assigned, unless the context otherwise specifies:

**“Act”** means the Postal Services Act, 1998 (Act No. 124 of 1998).

**“Conveyor”** means a person or licensee whose business is to carry mail from the sender to the intended destination.

**“Damage”** means harm or injury to mail, resulting in loss of value or the impairment of usefulness of the postal article.

**“Loss”** means when mail does not reach the addressee.

**“Retail outlet”** means an outlet at which customers receive basic postal services, made available by the licensee.

**“SAPO”** means the South African Post Office.

### **2. PURPOSE OF THE REGULATIONS**

The purpose of these regulations is to:

- 2.1 regulate the conveyance of mail and general powers and duties of conveyors;
- 2.2 regulate legal possession and ownership of mail;
- 2.3 eradicate exposure of mail to the risk of loss, theft, fraud, damage and tampering.

### **3. SCOPE AND APPLICATION OF THE REGULATIONS**

The regulations apply to all conveyors of mail.