

Government Gazette 22792

THE PRESIDENCY

No. 1078
30 October 2001

It is hereby notified that the President has assented to the following Act, which is hereby published for general information:-

No. 26 of 2001: Trade Practices Amendment Act, 2001.

Act No. 26, 2001 TRADE PRACTICES AMENDMENT ACT, 2001

GENERAL EXPLANATORY NOTE:

Words in bold type indicate omissions from existing enactments.

Words in italics indicate insertions in existing enactments.

(English text signed by the President.)

(Assented to 24 October 2001.)

ACT

To amend the Trade Practices Act, 1976, so as to provide for the prohibition of certain practices relating to sponsored events and to increase the penalties for the contravention of, or failure to comply with, the provisions of the said Act; and to provide for matters connected therewith.

BE IT ENACTED by the Parliament of the Republic of South Africa, as follows:-

Amendment of section 9 of Act 76 of 1976

1. Section 9 of the Trade Practices Act, 1976 (hereinafter referred to as the principal Act), is hereby amended by the addition of the word "or" at the end of paragraph (c) and the addition of the following paragraph:

"(d) in connection with a sponsored event, make, publish or display any false or misleading statement, communication or advertisement which represents, implies or suggests a contractual or other connection or association between that person and the event, or the person sponsoring the event, or cause such statement, communication

or advertisement to be made, published or displayed.".

Substitution of section 19 of Act 76 of 1976

2. The following section is hereby substituted for section 19 of the principal Act:

"Offences and penalties

19. Any person who contravenes or fails to comply with any provision of this Act shall be guilty of an offence and shall be liable upon conviction- (a) *in the case of a first conviction*, to a fine **not exceeding two thousand rands** or to imprisonment for a period not exceeding two years or to both **such** a fine and such imprisonment;

(b) *in the case of a second or subsequent conviction*, to a fine or to imprisonment for a period not exceeding five years or to both a fine and such imprisonment."

Short title

3. This Act is called the Trade Practices Amendment Act, 2001.