

A BRIEF GUIDE TO THE SECOND HAND GOODS ACT OF 2009 FOR SCRAP METAL DEALERS

What are Second Hand Goods?

Any used, broken, worn out, defaced or partly manufactured goods that have a value above R100.00. Production scrap is excluded from the Act.

Who needs to register?

Anyone who buys and sells second hand goods

How do I register?

Apply at nearest Police Station

Where do I find the application?

On the SAPS website www.saps.gov.za

How long should the process take?

No longer than 90 days

How often do I need to renew my certificate?

Every 5 years

What are the main obligations once I am registered?

- Keep records of purchases and sales as per the Act;
- Store goods for 7 days on your registered premises;
- Be reasonably convinced that the purchased goods are legitimate;
- Be reasonable convinced that goods have not been defaced to hide its true origin;
- Report any suspicious transactions to SAPS immediately; and,
- Before purchasing cable comprising of controlled metals (non-ferrous metals) of which the cover has been burnt, be convinced that the explanation for why it is burnt is reasonable and immediately report the transaction to SAPS.

What are the powers of Police (SAPS)?

Your local Designated Police Officer (DSO) is required to perform at least one routine inspection per year to ensure you are complying with the Act.

On occasion SAPS may conduct investigations or raids, for which they need to have a search warrant, unless the owner/manager of the business consents to the search or SAPS are reasonable sure that they would obtain the warrant.

Please note that this is only a brief interpretation of the Act and that it is highly recommended that you read and understand the full Act.