

2. If more than one right or bond is included in the same application: An additional fee of **R20** for each additional right or bond.

SECTION III

For certificates of registered title in terms of sections

2. Indien meer as een reg of verband in dieselfde aansoek ingesluit is: Bykomende gelde van **R20** vir elke bykomende reg of verband.

AFDELING III

Vir sertifikate van geregistreerde titel ingevolge arti-

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OF
SOUTH AFRICA



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No. 12873

GOVERNMENT NOTICE

DEPARTMENT OF MINERAL AND ENERGY AFFAIRS

No. R. 2823

30 November 1990

**MINING TITLES REGISTRATION ACT, 1967
(ACT No. 16 OF 1967)**

AMENDMENT OF REGULATIONS

The Mining Titles Regulations Board has under section 10, read with section 9, of the Mining Titles Registration Act, 1967 (Act No. 16 of 1967), and with the approval of the State President, made the regulations in the Schedule.

SCHEDULE

1. In these regulations "the Regulations" means the regulations made under the Mining Titles Registration Act, 1967 (Act No. 16 of 1967), and published under Government Notice No. R. 599 of 18 April 1969, as amended by Government Notices Nos. R. 1700 of 10 August 1979 and R. 50 of 14 January 1983.

2. The Regulations are hereby amended by the substitution for Schedule B of the following Schedule:

"SCHEDULE B

TARIEF OF FEES AND CHARGES—

GOEWERMENSKENNISGEWING

DEPARTEMENT VAN MINERAAL- EN ENERGIESAKE

No. R. 2823

30 November 1990

**WET OP DIE REGISTRASIE VAN MYNTITELS,
1967 (WET No. 16 VAN 1967)**

WYSIGING VAN REGULASIES

Die Mynbrieweregulasieraad het kragtens artikel 10, gelees met artikel 9, van die Wet op die Registrasie van Myntitels, 1967 (Wet No. 16 van 1967), en met die goedkeuring van die Staatspresident, die regulasies in die Bylae uitgevaardig.

BYLAE

1. In hierdie regulasies beteken "die Regulasies" die regulasies uitgevaardig kragtens die Wet op die Registrasie van Myntitels, 1967 (Wet No. 16 van 1967), en gepubliseer by Goewermentskennisgewing No. R. 599 van 18 April 1969, soos gewysig by Goewermentskennisgewings Nos. R. 1700 van 10 Augustus 1979 en R. 50 van 14 Januarie 1983.

2. Die Regulasies word hierby gewysig deur Bylae B deur die volgende Bylae te vervang:

"BYLAE B

**TARIEF VAN GELDE EN VORDERINGS—
ARTIKEL 10(1)(b)**

holder of other limited interest required in terms of the Act or the Regulations and not otherwise provided for in this tariff (not notarial), and attending to registration thereof, inclusive of instructions, correspondence and all relevant attendances, except attendances on the Office of the Master of the Supreme Court: **R150**: Provided that in cases where there are no financial arrangements to be made by the conveyancer, the fee is **R100**.

(b) Attending to all matters referred to in item (a) above in respect of any second or subsequent bond or bonds, when such document has or documents have been drawn up by the same conveyancer or notary public who drew up the first bond between the same parties in respect of the same right, and such documents are lodged or may be lodged simultaneously as a set: **R40** per bond.

(c) If more than two rights are included in any release referred to in item 1 (a) or (b) above-mentioned: An additional fee of **R10** for each additional right over and above the first two rights.

2. For drawing up cession of bond or an application for endorsement of a bond in terms of sections 28 and 29 of the Act, including instructions, and drawing up consent of mortgagor, where necessary, attendances on mortgagor and mortgagee, correspondence and all relevant attendances, including registration, but excluding attendances on the Office of the Master of the Supreme Court: **R115**: Provided that in cases where there are no financial arrangements to be made by the conveyancer, the fee shall be **R80**.

3. For drawing up an agreement varying the terms of a bond, including instructions, attendances on mortgagor and mortgagee, correspondence and all relevant attendances, including registration: A fee assessed according to the length and complexity, with a minimum of **R80** and a maximum of **R135**.

4. (a) For drawing up consents to substitution under sections 28 (2) (c) or 29 (2) of the Act, including instructions, all attendances on mortgagee and new debtor, correspondence, and miscellaneous attendances, including registration, but excluding attendances on the Office of the Master of the Supreme Court: **R115**: Provided that in cases where there are no financial arrangements to be made by the conveyancer, the fee shall be **R80**.

(b) For drawing consents to substitution under section 38 of the Act, including instructions, all attendances on mortgagee and new debtor, correspondence and miscellaneous attendances, including registration, but excluding attendances on the Office of the Master of the Supreme Court: **50 per cent** of the fees for bonds set out in column C of Schedule 1.

van die rangorde van 'n verband, toestemming van verbandhouer, vruggebruiker, huurder of houer van 'n ander beperkte belang wat ingevolge die Wet of die Regulasies vereis word en waarvoor daar nie andersins voorsiening in hierdie tarief gemaak is nie (nie notarieel nie) en vir opwagting by die registrasie daarvan, met inbegrip van opdragte, korrespondensie en alle tersaaklike opwagtings, maar uitgesonderd opwagtings by die Kantoor van die Meester van die Hooggeregshof: **R150**: Met dien verstande dat in gevalle waar 'n transportbesorger geen finansiële reëlings hoef te tref nie, die gelde **R100** is.

(b) Vir die behartiging van alle aangeleenthede in item (a) hierbo bedoel ten opsigte van 'n tweede of daaropvolgende verband of verbande, wanneer sodanige dokument of dokumente deur dieselfde transportbesorger of notaris opgestel is wat die eerste verband tussen dieselfde partye ten opsigte van dieselfde reg opgestel het, en sodanige dokumente gelyktydig as 'n stel ingedien is of ingedien kan word: **R40** per verband.

(c) Indien meer as twee regte ingesluit is in enige ontheffing in item 1 (a) of (b) hierbo bedoel: Bykomende gelde van **R10** ten opsigte van elke bykomende reg bo en behalwe die eerste twee regte.

2. Vir die opstel van 'n sessie van 'n verband, of 'n aansoek om endossement van 'n verband ingevolge artikels 28 en 29 van die Wet, met inbegrip van opdragte, en opstel van toestemming van verbandgewer, waar nodig, opwagtings by die verbandgewer en verbandhouer, korrespondensie en alle tersaaklike opwagtings, met inbegrip van registrasie maar uitgesonderd opwagtings by die Kantoor van die Meester van die Hooggeregshof: **R115**: Met dien verstande dat in gevalle waar die transportbesorger geen finansiële reëlings hoef te tref nie, die gelde **R80** is.

3. Vir die opstel van 'n ooreenkoms waarby die bepalinge van 'n verband gewysig word, met inbegrip van opdragte, opwagtings by die verbandgewer en verbandhouer, korrespondensie en alle tersaaklike opwagtings, met inbegrip van registrasie: Gelde bereken ooreenkomstig die lengte en ingewikkeldheid daarvan, met 'n minimum van **R80** en 'n maksimum van **R135**.

4. (a) Vir die opstel van toestemmings tot vervanging kragtens artikels 28 (2) (c) of 29 (2) van die Wet, met inbegrip van opdragte, alle opwagtings by die verbandhouer en nuwe skuldenaar, korrespondensie en diverse opwagtings, met inbegrip van registrasie maar uitgesonderd opwagtings by die Kantoor van die Meester van die Hooggeregshof: **R115**: Met dien verstande dat in gevalle waar die transportbesorger geen finansiële reëlings hoef te tref nie, die gelde **R80** is.

(b) Vir die opstel van toestemmings tot vervanging kragtens artikel 38 van die Wet, met inbegrip van opdragte, alle opwagtings by die verbandhouer en nuwe skuldenaar, korrespondensie en diverse opwagtings, met inbegrip van registrasie maar uitgesonderd opwagtings by die Kantoor van die Meester van die Hooggeregshof: **50 persent** van die gelde vir verbande vermeld in kolom C van Bylae 1.

5. If any of the documents referred to in this Section are required to be signed by more than one mortgagee, mortgagor, usufructuary, lessee or holder of other limited interest: An additional fee of **R10** for each such additional person over and above the first.

6. Where it is necessary to attend on the Office of the Master of the Supreme Court in connection with any of the matters referred to in items (1) (a), 2 and 4 above-mentioned, the following additional fees are allowed:

(a) For obtaining any Master's Certificate per estate, for any number of certificates which are applied for or may be applied for simultaneously, **R20**.

(b) For obtaining copies of all necessary documents which are included or may be included in one application, **R10** per estate.

SECTION VII

Miscellaneous

1. For attendance on behalf of transferor or transferee, mortgagor or mortgagee, or any other person, supervising the registration of the transfer of bond or supervising the bond, when the documents are being prepared and lodged by another conveyancer or notary public, inclusive of all instructions, correspondence and miscellaneous attendances relevant to such supervision:

(a) When the value of the right or amount of the bond does not exceed **R20 000**, **R35**.

(b) When the value of the right or amount of the bond exceeds **R20 000**, **R60**.

2. For attending Mining Titles Office for procuring a certificate of any act of registration required: **R20**.

3. (1) For procuring registration of change of name:

(a) When no advertisement is required, **R45** plus an additional fee of **R7** for each additional deed over and above the first deed.

(b) When advertisement is necessary, **R100** plus an additional fee of **R7** for each additional deed over and above the first deed.

(2) For procuring, under section 6 (1) (b) of the Act, an amendment of any deed or other documents recorded, registered or filed in the Mining Titles Office: **R35** plus an additional fee of **R7** for each additional deed over and above the first deed.

(3) For preparing and lodging consent of any interested party, including any mortgagee, to any amendment in terms of this item: **R25**:

Provided that the fees referred to in item 3 (1), (2) and (3) above shall include instructions, the drawing up of necessary applications, correspondence and all relevant attendances and, where advertising is necessary, also the drawing up and placing of the necessary advertisements.

5. Indien daar vereis word dat enige van die dokumente in hierdie Afdeling bedoel, deur meer as een verbandhouer, verbandgewer, vruggebruiker, huurder of houer van 'n ander beperkte belang onderteken moet word: Bykomende gelde van **R10** ten opsigte van elke sodanige bykomende persoon bo en behalwe die eerste persoon.

6. Waar opwagting by die Kantoor van die Meester van die Hooggeregshof nodig is in verband met enige van die aangeleenthede in items 1 (a), 2 en 4 hierbo bedoel, word die volgende bykomende gelde toegelaat:

(a) Vir die verkryging van die Meester se Sertifikaat per boedel, vir enige aantal sertifikate waarom gelyktydig aansoek gedoen is of gedoen kan word, **R20**.

(b) Vir die verkryging van afskrifte van al die vereiste dokumente wat in een aansoek ingesluit is of ingesluit kan word, **R10** per boedel.

AFDELING VII

Diverse

1. Vir opwagting ten behoeve van transportgewer of transportnemer, verbandgewer of verbandhouer, of enige ander persoon wat toesig hou oor die registrasie van die oordrag of verband of toesig hou oor die verband, wanneer die dokumente opgestel en ingedien word deur 'n ander transportbesorger of notaris, met inbegrip van alle opdragte, korrespondensie en diverse opwagtings wat by sodanige toesighouding tersaaklik is:

(a) Wanneer die waarde van die reg of bedrag van die verband hoogstens **R20 000** is, **R35**.

(b) Wanneer die waarde van die reg of bedrag van die verband meer as **R20 000** is, **R60**.

2. Vir opwagting by die Mynbriewekantoor ter verkryging van 'n sertifikaat wat vir 'n registrasiehandeling vereis word: **R20**.

3. (1) Vir die verkryging van registrasie van verandering van naam:

(a) Wanneer geen advertensie nodig is nie, **R45** plus bykomende gelde van **R7** vir elke bykomende akte bo en behalwe die eerste akte.

(b) Wanneer advertensie nodig is, **R100** plus bykomende gelde van **R7** vir elke bykomende akte bo en behalwe die eerste akte.

(2) Vir die verkryging, kragtens artikel 6 (1) (b) van die Wet, van 'n wysiging van enige akte of ander dokument wat in die Mynbriewekantoor aangeteken of geregistreer is of daarin bewaar word: **R35** plus bykomende gelde van **R7** vir elke bykomende akte bo en behalwe die eerste akte.

(3) Vir die voorbereiding en indien van toestemming van enige belanghebbende party, met inbegrip van enige verbandhouer, tot enige wysiging kragtens hierdie item: **R25**:

Met dien verstande dat die gelde bedoel in item 3 (1), (2) en (3) hierbo insluit opdragte, die opstel van die nodige aansoeke, korrespondensie en alle tersaaklike opwagtings en, in gevalle waar advertensies nodig is, ook die opstel en plasing van die nodige advertensies.

4. Attendance and searching at the Mining Titles Office for information required, other than information required for preparation and registration of a deed, including instructions, correspondence and all relevant attendances: **R15** per quarter of an hour or part thereof, plus an additional fee of **R10** per folio in respect of each report.

5. For drawing up a notice of application for the issue of a certified copy of a deed, to serve in lieu of the original, including instructions, application to registrar, filing all requisite documents for registration, correspondence and all relevant attendances: **R65**.

6. For attendances in order to obtain a certified copy of any deed or document from Mining Titles Office for any purpose, other than to serve in lieu of the original, inclusive of instruction, filing of the requisite documents, correspondence and all relevant attendances: **R25** plus an additional fee of **R7** for each additional deed over and above the first deed which may be applied for in the same application.

7. For attendance on the Surveyor-General for the approval of any diagram or the obtaining of a copy of any diagram from the Surveyor-General, including instructions, application, correspondence and all relevant attendances: **R15** plus an additional fee of **R7** for each diagram over and above the first diagram which may be applied for in the same application.

8. (a) For drawing up any affidavit or application in regard to any separate act of registration or endorsement not specifically mentioned in this tariff [for example an application for endorsement in terms of the Matrimonial Affairs Act, 1953 (Act No. 37 of 1953)], inclusive of taking and giving instructions, correspondence and all other attendances in connection with such affidavit or application: **R25** plus an additional fee of **R7** for drawing up each additional folio of an affidavit or application, where such document exceeds one folio in length.

(b) For attendances on the Office of the Master of the Supreme Court in order to obtain all requisite endorsements in connection with any matter referred to in this item: **R20** per estate.

(c) For making and authenticating necessary copies and attendances on recording or registration of any document not elsewhere provided for in this tariff, including registration of general powers of attorney, of taking and giving instructions, correspondence and all relevant attendances: **R20** plus an additional fee of **50 cents** per folio for making and authenticating each copy recorded or registered in the Mining Titles Office.

(d) For drawing up and signing a certificate in terms of section 42 (1) of the Administration of Estates Act, 1965 (Act No. 66 of 1965), including investigations and attendances on the Office of the Master of the Supreme Court: **R40** per estate for any number of certificates.

4. Vir opwagting by die Mynbriewekantoor en soek van die nodige inligting, behalwe inligting wat vereis word vir die opstel en registrasie van 'n akte, met inbegrip van opdragte, korrespondensie en alle tersaaklike opwagtings: **R15** per kwartier of gedeelte daarvan, plus bykomende gelde van **R10** per folio ten opsigte van elke verslag.

5. Vir die opstel van 'n kennisgewing van aansoek om uitreiking van 'n gewaarmerkte afskrif van 'n akte, om in die plek van die oorspronklike te dien, met inbegrip van opdragte, aansoek aan registrateur, liassering van al die vereiste dokumente vir registrasie, korrespondensie en alle tersaaklike opwagtings: **R65**.

6. Vir opwagtings vir die verkryging van 'n gewaarmerkte afskrif van enige akte of dokument van die Mynbriewekantoor, vir enige doel, uitgesonderd om in die plek van die oorspronklike te dien, inbegrepe opdragte, die liassering van die vereiste dokumente, korrespondensie en alle tersaaklike opwagtings: **R25** plus bykomende gelde van **R7** vir elke bykomende akte bo en behalwe die eerste akte waarom aansoek in dieselfde aansoek gedoen kan word.

7. Vir opwagting by die Landmeter-generaal vir die goedkeuring van kaarte of vir die verkryging van 'n afskrif van enige kaart van die Landmeter-generaal, met inbegrip van opdragte, aansoeke, korrespondensie en alle tersaaklike opwagtings: **R15** plus bykomende gelde van **R7** vir elke kaart bo en behalwe die eerste kaart waarom aansoek in dieselfde aansoek gedoen kan word.

8. (a) Vir die opstel van enige beëdigde verklaring of aansoek in verband met enige aparte registrasiehandeling of endossement nie uitdruklik in hierdie tarief genoem nie [byvoorbeeld 'n aansoek om 'n endossement ingevolge die Wet op Huweliksaangeleenthede, 1953 (Wet No. 37 van 1953)], met inbegrip van die neem en gee van opdragte, korrespondensie en alle ander opwagtings in verband met sodanige beëdigde verklaring of aansoek: **R25** plus bykomende gelde van **R7** vir die opstel van elke bykomende folio van 'n beëdigde verklaring of aansoek, waar sodanige dokumente langer as een folio is.

(b) Vir opwagtings by die Kantoor van die Meester van die Hooggeregshof ter verkryging van alle vereiste endossemente in verband met enige aangeleentheid in hierdie item bedoel: **R20** per boedel.

(c) Vir die maak en waarmerk van die nodige afskrifte, en opwagtings by die aanteken of registreer van enige dokument waarvoor daar nie andersins voorsiening in hierdie tarief gemaak is nie, met inbegrip van die registrasie van algemene volmagte, die neem en gee van opdragte, korrespondensie en alle tersaaklike opwagtings: **R20** plus bykomende gelde van **50 sent** per folio vir die maak en waarmerk van elke afskrif wat in die Mynbriewekantoor aangeteken of geregiistreer is.

(d) Vir die opstel en ondertekening van 'n sertifikaat ingevolge artikel 42 (1) van die Boedelwet, 1965 (Wet No. 66 van 1965), insluitende nasporings en opwagtings by die Kantoor van die Meester van die Hooggeregshof: **R40** per boedel vir enige getal sertifikate.

9. For attending on filing at Mining Titles Office of any document relating to any person, partnership, association or company, where such filing is independent of any particular act of registration being attended to by that conveyancer or notary public, inclusive of instructions, correspondence and all relevant attendances: **R15.**

10. For attendance on taxation where required, including all relevant attendances and correspondence: A fee equal to five per cent of the fees allowed on taxation shall be chargeable by the conveyancer or notary public submitting the bill of costs, and a fee equal to five per cent of the total fees originally reflected in that bill of costs shall be chargeable by the conveyancer or notary public opposing taxation, subject to a minimum fee of **R15** in respect of each conveyancer or notary public.

9. Vir opwagting by die Mynbriewekantoor om enige dokument wat op 'n persoon, vennootskap, vereniging of maatskappy betrekking het, te liasseer, waar sodanige liassering onafhanklik is van enige bepaalde registrasiehandelinge wat deur daardie transportbesorger of notaris behartig word, met inbegrip van opdragte, korrespondensie en alle tersaaklike opwagtings: **R15.**

10. Vir opwagting by taksasie waar vereis, met inbegrip van al die tersaaklike opwagtings en korrespondensie: Gelde gelykstaande met vyf persent van die gelde toegelaat by taksasie vorderbaar deur die transportbesorger of notaris wat die kosterekening voorlê, en gelde gelykstaande met vyf persent van die totale gelde wat oorspronklik in daardie kosterekening weergegee is, is vorderbaar deur die transportbesorger of notaris wat taksasie opponeer, met minimum gelde van **R15** ten opsigte van elke transportbesorger of notaris.

SCHEDULE I

Column A Purchase price or value of rights or amount of bond	Column B Fees for conveyance of rights	Column C Fees for mortgage bonds
	R	R
R400 or less.....	165	115
Over R400 up to and including R1 000.....	195	145
Over R1 000 up to and including R2 000.....	260	165
Over R2 000 up to and including R4 000.....	305	200
Over R4 000 up to and including R6 000.....	375	225
Over R6 000 up to and including R8 000.....	400	255
Over R8 000 up to and including R10 000.....	420	285
Over R10 000 up to and including R12 000.....	455	305
Over R12 000 up to and including R14 000.....	475	340
Over R14 000 up to and including R16 000.....	505	365
Over R16 000 up to and including R18 000.....	535	400
Over R18 000 up to and including R20 000.....	565	435
Over R20 000 up to and including R25 000.....	625	475
Over R25 000 up to and including R30 000.....	675	505
Over R30 000 up to and including R35 000.....	725	555
Over R35 000 up to and including R40 000.....	795	595
Over R40 000 up to and including R45 000.....	845	635
Over R45 000 up to and including R50 000.....	900	675
Over R50 000 up to and including R60 000.....	945	705
Over R60 000 up to and including R70 000.....	1 015	765
Over R70 000 up to and including R80 000.....	1 060	800
Over R80 000 up to and including R90 000.....	1 120	845
Over R90 000 up to and including R100 000.....	1 180	895
Over R100 000 up to and including R150 000.....	1 315	980
Over R150 000 up to and including R200 000.....	1 460	1 045
Over R200 000	1 460	1 045
	for the first R200 000 plus R290 per R100 000 or part thereof thereafter up to and including R1 000 000, whereafter the fee shall be R100 per R100 000 or part thereof.	for the first R200 000 plus R290 per R100 000 or part thereof thereafter up to and including R1 000 000, whereafter the fee shall be R100 per R100 000, or part thereof."

BYLAË I

Kolom A Koopprys of waarde van regte of bedrag van verband	Kolom B Gelde vir die oordrag van regte	Kolom C Gelde vir verbande
	R	R
R400 of minder	165	115
Meer as R400 tot en met R1 000.....	195	145
Meer as R1 000 tot en met R2 000.....	260	165
Meer as R2 000 tot en met R4 000.....	305	200
Meer as R4 000 tot en met R6 000.....	375	225
Meer as R6 000 tot en met R8 000.....	400	255
Meer as R8 000 tot en met R10 000.....	420	285
Meer as R10 000 tot en met R12 000.....	455	305
Meer as R12 000 tot en met R14 000.....	475	340
Meer as R14 000 tot en met R16 000.....	505	365
Meer as R16 000 tot en met R18 000.....	535	400
Meer as R18 000 tot en met R20 000.....	565	435
Meer as R20 000 tot en met R25 000.....	625	475
Meer as R25 000 tot en met R30 000.....	675	505
Meer as R30 000 tot en met R35 000.....	725	555
Meer as R35 000 tot en met R40 000.....	795	595
Meer as R40 000 tot en met R45 000.....	845	635
Meer as R45 000 tot en met R50 000.....	900	675
Meer as R50 000 tot en met R60 000.....	945	705
Meer as R60 000 tot en met R70 000.....	1 015	765
Meer as R70 000 tot en met R80 000.....	1 060	800
Meer as R80 000 tot en met R90 000.....	1 120	845
Meer as R90 000 tot en met R100 000.....	1 180	895
Meer as R100 000 tot en met R150 000.....	1 315	980
Meer as R150 000 tot en met R200 000.....	1 460	1 045
Meer as R200 000	1 460	1 045
	vir die eerste R200 000 plus R290 per R100 000 of gedeelte daarvan daarna tot en met R1 000 000, waarna die gelde R100 per R100 000 of gedeelte daarvan is.	vir die eerste R200 000 plus R290 per R100 000 of gedeelte daarvan daarna tot en met R1 000 000, waarna die gelde R100 per R100 000 of gedeelte daarvan is."

3. These regulations shall apply in respect of original instructions received by conveyancers and notaries on or after the date of commencement thereof.

4. These regulations shall come into operation on 1 January 1991.

3. Hierdie regulasies is van toepassing ten opsigte van oorspronklike opdragte wat deur transportbesorger en notaris ontvang word op of na die datum van inwerkingtreding hiervan.

4. Hierdie regulasies tree op 1 Januarie 1991 in werking.

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