



REPUBLIC OF SOUTH AFRICA

GOVERNMENT GAZETTE

STAATSKOERANT

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[No. 3488.]

DEPARTMENT OF THE PRIME MINISTER.

DEPARTEMENT VAN DIE EERSTE MINISTER.

No. 765.

3rd May, 1972.

No. 765.

3 Mei 1972.

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

Hierby word bekend gemaak dat die Staatspresident sy goedkeuring gegee het aan die onderstaande Wet wat hierby ter algemene inligting gepubliseer word:—

No. 28 of 1972: Harbour Construction Act, 1972.

No. 28 van 1972: Hawe-aanlegwet, 1972.

WET

Om voorsiening te maak vir die aanlê en uitrus van 'n sekere handelshawe en vir aangeleenthede wat daarmee in verband staan.

(Engelse teks deur die Staatspresident geteken.)
(Goedgekeur op 2 Mei 1972.)

DAAR WORD BEPAAL deur die Staatspresident, die Senaat en die Volksraad van die Republiek van Suid-Afrika, soos volg:—

Aanlê en uitrus van 'n sekere handelshawe en bestryding van koste.

1. (1) Die Staatspresident kan, so spoedig na die inwerking-treding van hierdie Wet as wat hy doenlik ag, 'n handelshawe in die gebied wat bekend staan as „die strandmeer van Richardsbaai” en op soveel van die omliggende grond om die gemelde strandmeer as wat van tyd tot tyd benodig word vir bedoelde hawe, in die Provinsie Natal, laat aanlê en uitrus.

(2) Die koste van die aanlê en uitrus van die handelshawe wat deur subartikel (1) gemagtig word, word bestry uit 'n lening deur die Staatspresident kragtens wetlike magtiging aangegaan en vir daardie doel deur die Parlement bewillig, of uit ander gelde aldus bewillig.

(3) Die bevoegdheid deur hierdie artikel verleen, sluit die bevoegdheid in om die ingangswerke, ingangskanaal en alle vaargeuls, draaikomme, kaaie, dokke, hawekomme, hawehoofde, piere, vloedbeheerstelsels, getybeheerstelsels, seinstasies, navigasiehulpmiddels, terreine, spoorlyne, sylyne, geboue en enige ander geriewe of toebehore of bykomende werke wat vir die behoorlike eksploitasie van die gemelde hawe nodig is of daarmee in verband staan, aan te lê en uit te rus.

(4) Die uitdrukking „aanlê en uitrus” omvat „in stand hou” onderwyl die hawe aangelê en uitgerus word.

Bevoegdheid in verband met aanlê en uitrus.

2. Ten opsigte van die aanlê en uitrus van bedoelde hawe het die Staatspresident die bevoegdheid verleen deur die Spoorwegonteieningswet, 1955 (Wet No. 37 van 1955), maar onderhewig aan die verpligtings deur bedoelde Wet opgelê: Met dien verstande dat by die toepassing van hierdie Wet 'n verwysing na 'n „spoorweg” in bedoelde Spoorwegonteieningswet, 1955, geag word 'n verwysing na gemelde hawe en verwante werke in artikel 1 (2) beoog, in te sluit.

Kort titel.

3. Hierdie Wet heet die Hawe-aanlegwet, 1972.

HARBOUR CONSTRUCTION ACT, 1972.

Act No. 28, 1972

ACT

To provide for the construction and equipment of a certain commercial harbour and for matters incidental thereto.

*(English text signed by the State President.)
(Assented to 2nd May, 1972.)*

BE IT ENACTED by the State President, the Senate and the House of Assembly of the Republic of South Africa, as follows:—

Construction and equipment of a certain commercial harbour and defrayment of cost.

1. (1) The State President may, as soon after the commencement of this Act as to him may seem expedient, cause to be constructed and equipped a commercial harbour in the area known as "Richards Bay lagoon" and on such land adjoining the said lagoon as may be required from time to time for the said harbour, in the Province of Natal.

(2) The cost of construction and equipment of the commercial harbour authorized by subsection (1) shall be defrayed out of a loan raised by the State President under the authority of law and appropriated for that purpose by Parliament, or out of any other moneys so appropriated.

(3) The powers conferred by this section shall include the power to construct and equip the entrance works, entrance channel and all navigational channels, turning basins, wharves, docks, basins, jetties, piers, flood control systems, tide control systems, signal stations, navigational aids, yards, railway lines, sidings, buildings and any other facilities or appurtenances or additional works necessary for or incidental to the proper working of the said harbour.

(4) The expression "construct and equip" shall include "maintain" while the harbour is in the course of being constructed and equipped.

2. In respect of the construction and equipment of the said harbour, the State President shall have the powers conferred by the Railway Expropriation Act, 1955 (Act No. 37 of 1955), but subject to the obligations imposed by that Act: Provided that for the purposes of this Act, any reference in the said Railway Expropriation Act, 1955, to a "railway", shall be deemed to include a reference to the said harbour and ancillary works contemplated in section 1 (2).

Powers incidental to construction and equipment.

3. This Act shall be called the Harbour Construction Act, Short title. 1972.

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