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GOVERNMENT GAZETTE

STAATSKOERANT

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DEPARTMENT OF THE PRIME MINISTER

No. 880. 21 May 1976.

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

No. 71 of 1976: Fuel Research Institute and Coal Amendment Act, 1976.

DEPARTEMENT VAN DIE EERSTE MINISTER

No. 880. 21 Mei 1976.

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

No. 71 van 1976: Wysigingswet op die Brandstofnavorsingsinstituut en Steenkool, 1976.

Wet No. 71, 1976

WYSIGINGSWET OP DIE BRANDSTOFNAVORSINGSINSTITUUT
EN STEENKOOI, 1976.

WET

Tot wysiging van die Wet op die Brandstofnavorsingsinstituut en Steenkool, 1963, ten einde die getal lede van die Brandstofnavorsingsraad te verhoog; voorsiening te maak vir die oplegging van heffings op steenkool en ander brandstof deur die Minister van Ekonomiese Sake in plaas van deur die Staatspresident; die maksimum heffing wat op steenkool opgelê moet word, te verhoog; en die aanwending van die geld wat uit genoemde heffings verkry word, verder te reël; en om voorsiening te maak vir aangeleenthede wat daarmee in verband staan.

(Engelse teks deur die Staatspresident geteken.)
(Goedgekeur op 10 Mei 1976.)

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

Wysiging van
artikel 3 van Wet
35 van 1963, soos
gewysig deur
artikel 3 van
Wet 27 van 1973.

1. Artikel 3 van die Wet op die Brandstofnavorsingsinstituut en Steenkool, 1963, word hierby gewysig—

(a) deur in subartikel (2) die woorde wat paragraaf (a) voorafgaan deur die volgende woorde te vervang:

„(2) Die raad bestaan uit die Sekretaris van Nywerheidswese of sy gevolmagtigde, ampshalwe, en ses ander lede deur die Staatspresident aangestel, van wie—”;

(b) deur subartikel (3) deur die volgende subartikel te vervang:

„(3) Ten opsigte van elke lid van die raad deur die Staatspresident aangestel, word 'n plaasvervanger op dieselfde wyse as daardie lid aangestel om in sy afwesigheid waar te neem.”;

(c) deur subartikel (5) deur die volgende subartikel te vervang:

„(5) Die kworum vir 'n vergadering van die raad is vier lede daarvan.”; en

(d) deur subartikel (7) deur die volgende subartikel te vervang:

„(7) Behoudens die bepalings van subartikel (8), beklee 'n lid van die raad, behalwe die Sekretaris van Nywerheidswese of sy gevolmagtigde, sy amp vir drie jaar.”.

Wysiging van
artikel 7 van
Wet 35 van 1963,
soos gewysig deur
artikel 1 van
Wet 4 van 1965,
artikel 1 van
Wet 10 van 1970,
artikel 4 van
Wet 27 van 1973
en artikel 28 van
Wet 57 van 1975.

2. Artikel 7 van die Wet op die Brandstofnavorsingsinstituut en Steenkool, 1963, word hierby gewysig—

(a) deur subartikel (1) deur die volgende subartikel te vervang:

„(1) Die Minister moet na oorlegpleging met die Minister van Finansies en die raad en nie later as 31 Maart in elke jaar nie, 'n heffing van hoogstens 2 sent per metrieke ton op alle steenkool oplê wat gedurende die vorige kalenderjaar verkoop of vir enige nywer-

FUEL RESEARCH INSTITUTE AND COAL AMENDMENT
ACT, 1976.

Act No. 71, 1976

ACT

To amend the Fuel Research Institute and Coal Act, 1963, so as to increase the number of members of the Fuel Research Board; to provide for the imposition of levies on coal and other fuels by the Minister of Economic Affairs instead of by the State President; to increase the maximum levy to be imposed on coal; and to further regulate the utilization of the moneys derived from the said levies; and to provide for matters connected therewith.

(English text signed by the State President.)
(Assented to 10 May 1976.)

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

1. Section 3 of the Fuel Research Institute and Coal Act, 1963, is hereby amended—

Amendment of section 3 of Act 35 of 1963, as amended by section 3 of Act 27 of 1973.

(a) by the substitution in subsection 2 for the words preceding paragraph (a) of the following words:

“(2) The board shall consist of the Secretary for Industries or his deputy, *ex officio*, and six other members appointed by the State President, of whom—”;

(b) by the substitution for subsection (3) of the following subsection:

“(3) In respect of each member of the board appointed by the State President an alternate to act in his absence shall be appointed in the same manner as such member.”;

(c) by the substitution for subsection (5) of the following subsection:

“(5) The quorum for a meeting of the board shall be four of the members thereof.”; and

(d) by the substitution for subsection (7) of the following subsection:

“(7) Subject to the provisions of subsection (8), a member of the board, other than the Secretary for Industries or his deputy, shall hold office for a period of three years.”.

2. Section 7 of the Fuel Research Institute and Coal Act, 1963, is hereby amended—

Amendment of section 7 of Act 35 of 1963, as amended by section 1 of Act 4 of 1965, section 1 of Act 10 of 1970, section 4 of Act 27 of 1973 and section 28 of Act 57 of 1975.

(a) by the substitution for subsection (1) of the following subsection:

“(1) The Minister shall, after consultation with the Minister of Finance and the board and not later than 31 March in each year, impose a levy not exceeding 2 cents per metric ton on all coal sold during the preceding calendar year, or used for any industrial pur-

Wet No. 71, 1976 WYSIGINGSWET OP DIE BRANDSTOFNAVORSINGSINSTITUUT EN STEENKOOI, 1976.

heidsdoel (behalwe die voortbrenging van steenkool by die betrokke steenkoolmyn) gebruik is deur enige steenkoolmyn in die Republiek geleë wat nie minder nie as 10 000 metrieke ton steenkool gedurende daardie kalenderjaar voortgebring het, en moet, uit gelde wat die Parlement vir die doel bewillig, 'n bedrag bydra wat gelyk is aan die totaalopbrengs van elke heffing aldus opgelê.”;

- (b) deur in subartikels (2), (3) en (4) die woord „Staats-president” deur die woord „Minister” te vervang; en
- (c) deur in subartikel (5) die woorde wat die voorbehoudsbepaling by paragraaf (a) voorafgaan deur die volgende woorde te vervang:

„(5) Die Raad gebruik met instemming van die Minister en die Minister van Finansies die gelde wat verkry word—

- (a) ingevolge subartikels (1), (3) en (4), ter bestryding van die lopende uitgawe en kapitaaluitgawe van die instituut:”.

Kort titel.

3. Hierdie Wet heet die Wysigingswet op die Brandstofnavorsingsinstituut en Steenkool, 1976.

**FUEL RESEARCH INSTITUTE AND COAL AMENDMENT
ACT, 1976.****Act No. 71, 1976**

pose (other than the production of coal at the colliery concerned) during the preceding calendar year by any colliery situated in the Republic which produced not less than 10 000 metric tons of coal during such calendar year, and shall contribute out of moneys appropriated by Parliament for the purpose an amount equal to the total proceeds of every levy so imposed.”;

(b) by the substitution in subsections (2), (3) and (4) for the words “State President” of the word “Minister”; and

(c) by the substitution in subsection (5) for the words preceding the proviso to paragraph (a) of the following words:

“(5) The board shall with the concurrence of the Minister and the Minister of Finance utilize the moneys derived—

(a) under subsections (1), (3) and (4), to defray the running expenses and the capital expenditure of the institute:”.

**3. This Act shall be called the Fuel Research Institute and Short title.
Coal Amendment Act, 1976.**

