



REPUBLIC OF SOUTH AFRICA

GOVERNMENT GAZETTE

STAATSKOERANT

VAN DIE REPUBLIEK VAN SUID-AFRIKA

Registered at the Post Office as a Newspaper

As 'n Nuusblad by die Poskantoor Geregistreer

**PRICE + 1c GST 20c PRYS + 1c AVB
ABROAD 30c BUITELANDS
POST FREE · POSVRY**

Vol. 178]

CAPE TOWN, 9 APRIL 1980

KAAPSTAD, 9 APRIL 1980

[No. 6921

DEPARTMENT OF THE PRIME MINISTER

No. 655.

9 April 1980.

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

No. 12 of 1980: Community Development Amendment Act, 1980.

DEPARTEMENT VAN DIE EERSTE MINISTER

No. 655.

9 April 1980.

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

No. 12 van 1980: Wysigingswet op Gemeenskapsontwikkeling, 1980.

Wet No. 12, 1980

WYSIGINGSWET OP GEMEENSKAPSONTWIKKELING, 1980

ALGEMENE VERDUIDELIKENDE NOTA:

[] Woorde in vet druk tussen vierkantige hake dui skrappings uit bestaande verordenings aan.

_____ Woorde met 'n volstreep daaronder, dui invoegings in bestaande verordenings aan.

WET

Tot wysiging van die bepalings van die Wet op Gemeenskapsontwikkeling, 1966, betreffende die betekening van sekere kennisgewings; die prosedure wanneer sekere huur-gelde nie betyds betaal word nie; en die bevoegdhede van inspekteurs; en om vir bykomstige aangeleenthede voorsiening te maak.

(Afrikaanse teks deur die Staatspresident geteken.)
(Goedgekeur op 21 Maart 1980.)

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

Wysiging van
artikel 18 van
Wet 3 van 1966,
soos gewysig deur
artikel 3 van
Wet 126 van 1977.

1. Artikel 18 van die Wet op Gemeenskapsontwikkeling, 1966 (hieronder die Hoofwet genoem), word hierby gewysig— 5

(a) deur in subartikel (1) die woorde wat op paragraaf (b) volg deur die volgende woorde te vervang:

„kan die raad nadat hy (in die geval van sodanige eiendom wat vir woondoeleindes geokkupeer word) sewe dae kennis of (in die geval van sodanige 10 eiendom wat vir 'n ander doel geokkupeer word) dertig dae kennis gegee het per brief gelewer of aan die huurder of ander okkupeerder persoonlik of aan 'n volwasse persoon wat op die eiendom woonagtig is, of, indien daardie brief nie aldus 15 gelewer kan word nie, per brief aangebring op die buite- of hoofdeur van enige gebou wat op daardie eiendom opgerig is, of per aangetekende brief gerig aan die huurder of okkupeerder by die adres waar die eiendom geleë is, sonder om 'n vonnis of 20 bevel van die hof te verkry, by besluit verklaar dat die betrokke eiendom betree en in besit geneem kan word.”;

(b) deur subartikel (2) deur die volgende subartikel te 25

„(2) Wanneer die raad ingevolge subartikel (1) 'n verklaring gedoen het, kan die Sekretaris of iemand wat deur hom daartoe gemagtig is—

(a) in die geval van eiendom wat vir woondoeleindes geokkupeer word, die eiendom betree en in besit 30 neem;

(b) in die geval van eiendom wat vir enige ander doel geokkupeer word—

(i) die eiendom betree en die geboue daarop toesluit en toegesluit hou totdat die agterstal- 35 lige huurgeld ten opsigte daarvan betaal is of bevredigende reëlings vir die betaling van sodanige agterstallige huurgeld getref is; of
(ii) die eiendom betree en in besit neem.”.

COMMUNITY DEVELOPMENT AMENDMENT ACT, 1980

Act No. 12, 1980

GENERAL EXPLANATORY NOTE:

[Words in bold type in square brackets indicate omissions from existing enactments.

 Words underlined with solid line indicate insertions in existing enactments.

ACT

To amend the provisions of the Community Development Act, 1966, relating to the service of certain notices; the procedure if certain rentals are not paid timeously; and the powers of inspectors; and to provide for incidental matters.

(Afrikaans text signed by the State President.)
(Assented to 21 March 1980.)

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

1. Section 18 of the Community Development Act, 1966 (hereinafter referred to as the principal Act), is hereby amended—
 - (a) by the substitution in subsection (1) for the words following paragraph (b) of the following words:

“the board may, after having given seven days’ notice in the case of any such property occupied for residential purposes, or thirty days’ notice in the case of any such property occupied for any other purpose, by letter delivered either to such tenant or other occupier personally or to some adult person living on the property, or, if such letter cannot be so delivered, by letter affixed to the outer or principal door of any building erected on such property, or by registered letter addressed to such tenant or occupier at the address where the property is situated, without having obtained any judgment or order of court, by resolution declare that such property may be entered upon and taken possession of.”;
 - (b) by the substitution for subsection (2) of the following subsection:

“(2) Whenever the board has made any declaration under subsection (1) **the property may be entered upon and taken possession of by** the Secretary or any person acting under his authority may—

 - (a) in the case of any property occupied for residential purposes, enter upon and take possession of the property;
 - (b) in the case of any property occupied for any other purpose—
 - (i) enter upon the property and lock, and keep locked, the buildings thereon until the arrear rentals in respect thereof are paid or satisfactory arrangements have been made for the payment of such arrear rentals; or
 - (ii) enter upon and take possession of the property.”.

Amendment of section 18 of Act 3 of 1966, as amended by section 3 of Act 126 of 1977.

Wet No. 12, 1980

WYSIGINGSWET OP GEMEENSKAPSONTWIKKELING, 1980

Wysiging van
artikel 48 van
Wet 3 van 1966.

2. Artikel 48 van die Hoofwet word hierby gewysig deur in subartikel (1) die volgende paragraaf by te voeg:

„(e) grond kan betree of 'n gebou kan binnegaan wat—

(i) deur middel van 'n lening uit die fonds verkry of opgerig is solank 'n gedeelte van die lening of rente daarop nog aan die fonds verskuldig is; 5

(ii) deur die raad verhuur word; of

(iii) deur die raad verkoop is solank 'n gedeelte van die koopprys of rente daarop nog aan die raad verskuldig is, 10

om 'n inspeksie uit te voer of enige werk te verrig of enigiets te doen wat hy kragtens hierdie Wet verplig of gemagtig is om te doen of om die pligte uit te voer wat ingevolge hierdie Wet deur die Sekretaris aan hom opgedra word.”. 15

Kort titel.

3. Hierdie Wet heet die Wysigingswet op Gemeenskapsontwikkeling, 1980.

COMMUNITY DEVELOPMENT AMENDMENT ACT, 1980

Act No. 12, 1980

2. Section 48 of the principal Act is hereby amended by the addition in subsection (1) of the following paragraph:

Amendment of
section 48 of
Act 3 of 1966.

“(e) enter upon any premises or any building—

- 5 (i) acquired or erected by means of a loan from the fund as long as any part of the loan or interest thereon is still owing to the fund;
- (ii) let by the board; or
- 10 (iii) sold by the board as long as any part of the purchase price or interest thereon is still owing to the board,
- to make any inspection or to perform any work or to do anything which he is required or authorized to do under this Act or to perform such duties as the Secretary may entrust to him in terms of this Act.”.

15 3. This Act shall be called the Community Development Short title.
Amendment Act, 1980.

