



# STAATSKOERANT

## VAN DIE REPUBLIEK VAN SUID-AFRIKA

REPUBLIC OF SOUTH AFRICA

# GOVERNMENT GAZETTE

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### KANTOOR VAN DIE EERSTE MINISTER

No. 1602.

1 Augustus 1980.

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

No. 105 van 1980: Wysigingswet op Verkoopbelasting, 1980.

### OFFICE OF THE PRIME MINISTER

No. 1602.

1 August 1980.

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

No. 105 of 1980: Sales Tax Amendment Act, 1980.

Wet No. 105, 1980

WYSIGINGSWET OP VERKOOPBELASTING, 1980

## ALGEMENE VERDUIDELIKENDE NOTA:

- I** Woorde in vet druk tussen vierkantige hake dui skrappings uit bestaande verordnings aan.
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- Woorde met 'n volstreep daaronder, dui invoegings in bestaande verordnings aan.
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## WET

Tot wysiging van die Verkoopbelastingwet, 1978, ten einde sekere uitdrukings te omskryf of nader te omskryf; nuwe voorsiening te maak vir vrystelling van verkoopbelasting; voorsiening te maak vir 'n belastingtydperk wat eindig op die datum waarop 'n ondernemer ophou om 'n onderneming te bedryf; verdere voorsiening te maak vir die onverhaalbaarheid van verkoopbelasting, rente of boetes onder sekere omstandighede ten opsigte van sekere transaksies; voorsiening te maak vir die uitreiking van 'n vrystellingsbewys in verband met die invoer van sekere skepe; en om Bylaes 1, 2, 4 en 5 by genoemde Wet te wysig; om die woord „Sekretaris” in genoemde Wet deur die woord „Kommissaris” te vervang; en om voorsiening te maak vir aangeleenthede wat daarmee in verband staan.

(Afrikaanse teks deur die Staatspresident geteken.)  
(Goedgekeur op 1 Julie 1980.)

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

Wysiging van artikel 1 van Wet 103 van 1978, soos gewysig deur artikel 1 van Wet 111 van 1979.

1. (1) Artikel 1 van die Verkoopbelastingwet, 1978 (hieronder die Hoofwet genoem), word hierby gewysig—
- (a) deur na die omskrywing van „Inkomstebelastingwet” die volgende omskrywing in te voeg:  
„Kommissaris die Kommissaris van Binnelandse Inkomste;”;
  - (b) deur die omskrywing van „liefdadigheidsinrigting” deur 10 die volgende omskrywing te vervang:  
„liefdadigheidsinrigting” 'n inrigting of organisasie van 'n openbare aard wat ingevolge die Nasionale Welsynswet, **1965** **1978** (Wet No. **79** **100** van **1965** **1978**), as 'n welsynsorganisasie 15 geregistreer is of geag word geregistreer te wees en liefdadigheidsbedrywighede voortsit wat bestaan uit die voorsiening van kos, maaltye, losies, inwoning, klerasie of ander noedsaaklikeheid, geriewe of genietinge aan bejaarde persone, kinders of lig- 20 gaamlik of geestelik gestremde persone;”;
  - (c) deur die omskrywing van „Sekretaris” te skrap;
  - (d) deur die omskrywing van „skip op vreemde vaart” deur die volgende omskrywing te vervang:  
„skip op vreemde vaart” 'n skip of ander vaartuig wat 25 met die vervoer teen vergoeding van persone of goed op 'n seevaart tussen **'n** enige hawe of havens in die Republiek en 'n hawe in 'n ander land **vaar** besig is;”;
  - (e) deur paragraaf (iii) van die omskrywing van „verkoop” 30 deur die volgende paragraaf te vervang:

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## GENERAL EXPLANATORY NOTE:

- I** Words in bold type in square brackets indicate omissions from existing enactments.
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- Words underlined with solid line indicate insertions in existing enactments.
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## ACT

To amend the Sales Tax Act, 1978, so as to define or further define certain expressions; to make new provision for exemption from sales tax; to provide for a tax period which ends on the date upon which a vendor ceases to carry on an enterprise; to make further provision for the irrecoverableness of sales tax, interest or penalties in certain circumstances in respect of certain transactions; to make provision for the issue of an exemption certificate in connection with the importation of certain ships; and to amend Schedules 1, 2, 4 and 5 to the said Act; to substitute the word "Commissioner" for the word "Secretary" in the said Act; and to provide for matters connected therewith.

(Afrikaans text signed by the State President.)  
(Assented to 1 July 1980.)

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

1. (1) Section 1 of the Sales Tax Act, 1978 (hereinafter referred to as the principal Act), is hereby amended—
- (a) by the substitution for the definition of "charitable institution" of the following definition:  
"charitable institution" means any institution or organization of a public character which is registered or deemed to be registered as a welfare organization under the National Welfare Act, **[1965]** 1978 (Act No. **[79]** 100 of **[1965]** 1978), and carries on charitable activities consisting of the provision of food, meals, board, lodging, clothing or other necessities, comforts or amenities to aged persons, children or physically or mentally handicapped persons;"
- (b) by the insertion after the definition of "commencement date" of the following definition:  
"Commissioner" means the Commissioner for Inland Revenue;"
- (c) by the substitution for the definition of "foreign-going ship" of the following definition:  
"foreign-going ship" means **[a]** any ship or other vessel **[plying]** engaged in the transportation for reward of persons or goods on any voyage between **[a]** any port or ports in the Republic and **[a]** any port in another country;"
- (d) by the insertion after the definition of "local authority" of the following definition:  
"manufactured" means produced by a process of manufacture;"
- (e) by the insertion after the definition of "person" of the following definition:

Amendment of  
section 1 of  
Act 103 of 1978,  
as amended by  
section 1 of  
Act 111 of 1979.

Wet No. 105, 1980

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,,(iii) 'n sessie van die regte van 'n verhuurder ingevolge 'n bruukhuur of huurooreenkoms aan 'n persoon **[behalwe]**: Met dien verstande dat die bepalings van hierdie paragraaf nie van toepassing is nie waar die regverkrygende die **[koper]** huurder ingevolge bedoelde huur of ooreenkoms is of 'n persoon is wat 'n verbonde persoon met betrekking tot bedoelde **[persoon]** huurder is tensy bedoelde regte ingevolge 'n blokdiskonteringsooreenkoms gesedeer word;'; en 10

- (f) deur na die omskrywing van „verkoper” die volgende omskrywing in te voeg:  
„vervaardig” deur 'n vervaardigingsproses geproduseer; en
- (g) deur na die omskrywing van „vervaardig” die volgende 15 omskrywing in te voeg:  
„vervaardigingsproses” ook 'n proses wat volgens die ordeel van die Kommissaris soortgelyk aan 'n vervaardigingsproses is.”.

(2) Die wysigings deur subartikel (1) (a) en (c) aangebring, 20 word geag op 1 April 1980 in werking te getree het.

Wysiging van artikel 6 van Wet 103 van 1978, soos gewysig deur artikel 4 van Wet 111 van 1979.

2. (1) Artikel 6 van die Hoofwet word hierby gewysig—
  - (a) deur subparagraaf (i) van paragraaf (f) van subartikel (1) deur die volgende subparagraaf te vervang:  
,,(i) bedoelde goed **[bestem is om deur die onderne- 25 mer verhuur te word—**  
**(aa)** ingevolge 'n bruukhuur (behalwe 'n bruuk- huur in paragraaf (l) bedoel) in die gewone loop van die ondernemer se onderneming gesluit; of 30  
**(bb)** ingevolge 'n bruukhuur bedoel in paragraaf (l) wat in die gewone loop van die ondernemer se onderneming gesluit word waar bedoelde goed uitsluitlik gebruik staan te word in 'n land buite die Republiek 35 waarin 'n verkoopbelasting of 'n wesenlik soortgelyke belasting op die huurgeld krag- tens bedoelde bruukhuur of ten opsigte van die waarde van bedoelde goed of die invoer daarvan in bedoelde land gehef word, en 40 bedoelde goed goed is wat in artikel 35 beskryf word ten opsigte waarvan regis- strasie nie ingevolge die betrokke wet bedoel in daardie artikel vereis word nie of bedoelde goed uit masjinerie of installasie 45 wat 'n vaste plekbepaling in bedoelde land sal hê, bestaan]  
in hul geheel of gedeeltelik eiendom is wat bestem 50 is om deur die ondernemer ingevolge 'n bruukhuur verhuur te word: Met dien verstande dat die bepalings van hierdie subparagraaf nie van toepas- sing is nie ten opsigte van goed wat in hul geheel of gedeeltelik eiendom is wat bestem is om ingevolge 'n in paragraaf (l) bedoelde bruukhuur verhuur te word, tensy— 55  
**(aa)** daardie eiendom uit goed bestaan wat in artikel 35 beskryf word ten opsigte waarvan regis- strasie nie ingevolge die betrokke wet bedoel in daardie artikel vereis word nie, uit hoofde van die feit dat bedoelde goed nie in die Republiek geleë sal wees nie; of 60  
**(bb)** daardie eiendom uit masjinerie of installasie bestaan wat 'n vaste plekbepaling buite die Republiek sal hê,  
en in albei gevalle die verhuurde eiendom gebruik 65 staan te word in 'n land buite die Republiek waarin 'n verkoopbelasting of 'n wesenlik soortgelyke

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- “process of manufacture” includes any process which in the opinion of the Commissioner is similar to a process of manufacture;”;
- 5 (f) by the substitution for paragraph (iii) of the definition of “sale” of the following paragraph:
- “(iii) any cession of the rights of a lessor under a financial lease or rental agreement to any person: **【other than】** Provided that the provisions of this paragraph shall not apply where the cessionary is the lessee under such lease or agreement or any person who is a connected person in relation to such lessee unless such rights are ceded under a block discounting agreement;”; and
- (g) by the deletion of the definition of “Secretary”.
- 15 (2) The amendments effected by subsection (1) (b) and (g) shall be deemed to have come into operation on 1 April 1980.

2. (1) Section 6 of the principal Act is hereby amended—
- (a) by the substitution for subparagraph (i) of paragraph (f) of subsection (1) of the following subparagraph:
- 20 “(i) such goods **【are intended to be let by the vendor—**
- (aa) under a financial lease (other than a financial lease referred to in paragraph (l)) concluded in the ordinary course of the vendor’s enterprise; or
- 25 (bb) under a financial lease referred to in paragraph (l) concluded in the ordinary course of the vendor’s enterprise where such goods are to be used exclusively in any country outside the Republic in which a sales tax or substantially similar tax is levied on the rentals under such lease or in respect of the value of such goods or the importation thereof into such country, and such goods are goods described in section 35 in respect of which registration is not required under the relevant law referred to in that section or such goods consist of machinery or plant which will have a fixed location in such country】
- 30 constitute in whole or in part property intended to be let by the vendor under a financial lease: Provided that the provisions of this subparagraph shall not apply in respect of goods which constitute in whole or in part property intended to be let under a financial lease referred to in paragraph (l), unless—
- 35 (aa) such property consists of goods described in section 35 in respect of which registration is not required under the relevant law referred to in that section by reason of the fact that such goods will not be situated in the Republic; or
- 40 (bb) such property consists of machinery or plant which will have a fixed location outside the Republic,
- 45 and in either case the leased property is to be used in any country outside the Republic in which a sales tax or a substantially similar tax is levied on
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- 55
- Amendment of section 6 of Act 103 of 1978, as amended by section 4 of Act 111 of 1979.

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- belasting op die huurgelde kragtens bedoelde bruukuur of ten opsigte van die waarde van bedoelde goed of die invoer daarvan in bedoelde land gehef word; of";
- (b) deur na paragraaf (l) van subartikel (1) die volgende 5 paragraaf in te voeg:
- „(IA) verhuurde eiendom gelewer aan 'n huurder ingevolge 'n bruukuur, indien—
- (i) daardie eiendom uit goed bestaan wat in artikel 35 beskryf word ten opsigte waarvan registrasie nie ingevolge die betrokke wet bedoel in daardie artikel vereis word nie, uit hoofde van die feit dat bedoelde goed nie in die Republiek geleë sal wees nie; of
  - (ii) daardie eiendom uit masjinerie of installasie bestaan wat 'n vaste plekbepaling buite die Republiek sal hè,
- en in albei gevalle die verhuurde eiendom gebruik staan te word in 'n land buite die Republiek waarin 'n verkoopbelasting of 'n wesenlik soortgelyke belasting op die huurgelde kragtens bedoelde bruukuur of ten opsigte van die waarde van bedoelde goed of die invoer daarvan in bedoelde land gehef word";;
- (c) deur subparagraph (iv) van paragraaf (t) van subartikel 25 (1) deur die volgende subparagraph te vervang:
- „(iv) 'n geregistreerde ondernemer indien bedoelde goed **bestem is vir verhuring deur die ondernemer**—
- (aa) ingevolge 'n bruukuur (behalwe 'n bruukuur bedoel in paragraaf (l)) gesluit in die gewone loop van die ondernemer se onderneming; of
  - (bb) ingevolge 'n bruukuur bedoel in paragraaf (l) wat in die gewone loop van die ondernemer se onderneming gesluit word waar bedoelde goed uitsluitlik gebruik staan te word in 'n land buite die Republiek waarin 'n verkoopbelasting of 'n wesenlik soortgelyke belasting op die huurgelde kragtens bedoelde bruukuur of ten opsigte van die waarde van bedoelde goed of die invoer daarvan in bedoelde land gehef word, en bedoelde goed goed is wat in artikel 35 beskryf word ten opsigte waarvan registrasie nie ingevolge die betrokke wet bedoel in daardie artikel vereis word nie of bedoelde goed uit masjinerie of installasie wat 'n vaste plekbepaling in bedoelde land sal hè, bestaan】
- in hul geheel of gedeeltelik eiendom is wat bestem is om deur die ondernemer ingevolge 'n bruukuur verhuur te word: Met dien verstande dat die bepalings van hierdie subparagraph nie van toepassing is nie ten opsigte van goed wat in hul geheel of gedeeltelik eiendom is wat bestem is om ingevolge 'n in paragraaf (l) bedoelde bruukuur verhuur te word, tensy—
- (aa) daardie eiendom uit goed bestaan wat in artikel 35 beskryf word ten opsigte waarvan registrasie nie ingevolge die betrokke wet bedoel in daardie artikel vereis word nie, uit hoofde van die feit dat bedoelde goed nie in die Republiek geleë sal wees nie; of
  - (bb) daardie eiendom uit masjinerie of installasie bestaan wat 'n vaste plekbepaling buite die Republiek sal hè,
- en in albei gevalle die verhuurde eiendom gebruik staan te word in 'n land buite die Republiek waarin 'n verkoopbelasting of 'n wesenlik soortgelyke

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the rentals under such lease or in respect of the value of such goods or the importation thereof into such country; or";

- 5           (b) by the insertion after paragraph (l) of subsection (1) of the following paragraph:
- “(IA) any leased property delivered to a lessee under a financial lease, if—
- 10           (i) such property consists of goods described in section 35 in respect of which registration is not required under the relevant law referred to in that section by reason of the fact that such goods will not be situated in the Republic; or
- 15           (ii) such property consists of machinery or plant which will have a fixed location outside the Republic,
- 20           and in either case the leased property is to be used in any country outside the Republic in which a sales tax or a substantially similar tax is levied on the rentals under such lease or in respect of the value of such goods or the importation thereof into such country;";
- 25           (c) by the substitution for subparagraph (iv) of paragraph (t) of subsection (1) of the following subparagraph:
- „(iv) a registered vendor if such goods [are intended to be let by the vendor—
- 30           (aa) under a financial lease (other than a financial lease referred to in paragraph (l)) concluded in the ordinary course of the vendor's enterprise; or
- 35           (bb) under a financial lease referred to in paragraph (l) concluded in the ordinary course of the vendor's enterprise where such goods are to be used exclusively in any country outside the Republic in which a sales tax or substantially similar tax is levied on the rentals under such lease or in respect of the value of such goods or the importation thereof into such country, and such goods are goods described in section 35 in respect of which registration is not required under the relevant law referred to in that section or such goods consist of machinery or plant which will have a fixed location in such country】
- 40           constitute in whole or in part property intended to be let by the vendor under a financial lease: Provided that the provisions of this subparagraph shall not apply in respect of goods which constitute in whole or in part property intended to be let under a financial lease referred to in paragraph (l), unless—
- 45           (aa) such property consists of goods described in section 35 in respect of which registration is not required under the relevant law referred to in that section by reason of the fact that such goods will not be situated in the Republic; or
- 50           (bb) such property consists of machinery or plant which will have a fixed location outside the Republic,
- 55           and in either case the leased property is to be used in any country outside the Republic in which a sales tax or a substantially similar tax is levied on the rentals under
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## WYSIGINGSWET OP VERKOOPBELASTING, 1980

- belasting op die huurgeld kragtens bedoelde bruikuur of ten opsigte van die waarde van bedoelde goed of die invoer daarvan in bedoelde land gehef word; of";
- (d) deur na paragraaf (w) van subartikel (1) die volgende paragraaf in te voeg: 5  
„(wA) die verkoop aan enige liggamlik gestremde persoon van goed in Bylae 6 uiteengesit waar bedoelde goed as gevolg van sy liggamlike gestremdheid vir sy persoonlike gebruik nodig is;”; 10  
en
- (e) deur die volgende paragraaf by subartikel (1) te voeg: 15  
„(y) die verkoop aan of die invoer deur 'n persoon wat gewoonlik in die Republiek woonagtig is of aan of deur 'n maatskappy wat by die toepassing van die bepalings van die Inkomstebelastingwet 'n binne-landse maatskappy is, van 'n skip ten opsigte waarvan die Kommissaris oortuig is dat dit 'n Suid-Afrikaanse skip soos in artikel 14 van die Inkomstebelastingwet omskryf, sal wees en dat dit 20 deur daardie persoon of maatskappy geheel en al of hoofsaaklik as 'n skip op vreemde vaart gebruik sal word.”.
- (2) Subartikel (1) (e) word geag op 3 Julie 1978 in werking te getree het. 25

Wysiging van artikel 7 van Wet 103 van 1978, soos gewysig deur artikel 5 van Wet 111 van 1979.

3. (1) Artikel 7 van die Hoofwet word hierby gewysig deur in subartikel (1) die woorde wat volg op paragraaf (h) deur die volgende woorde te vervang:  
„of, waar die belasting betaalbaar met betrekking tot bedoelde verkoop, huurvergoeding, belasbare diens, kos en 30 inwoning of huisvesting, na gelang van die geval, nie by die vergoeding bedoel in paragraaf (a), (c), (d), (e) of (f), na gelang van die geval, ingesluit is nie, of waar bedoelde bruto waarde uit die kontantwaarde beoog in paragraaf (f) 35 (b) bestaan, 'n bedrag gelyk aan die som van die bedrag van 35 bedoelde vergoeding of bedoelde kontantwaarde, na gelang van die geval, enige belasting deur die verkoper aan die koper gedebiteer met betrekking tot bedoelde verkoop, verhuurde eiendom, huurvergoeding, belasbare diens, kos en inwoning of huisvesting, na gelang van die geval, en enige 40 bedrag wat kragtens artikel 34 (1) ingevolge hierdie artikel in berekening gebring moet word.”.
- (2) Die wysiging deur subartikel (1) aangebring, word geag op 28 Junie 1978 in werking te getree het.

Wysiging van artikel 16 van Wet 103 van 1978.

4. Artikel 16 van die Hoofwet word hierby gewysig deur 45 paragraaf (iii) van die voorbehoudsbepaling by paragraaf (a) van subartikel (1) deur die volgende paragraaf te vervang:  
„(iii) waar 'n ondernemer sterf of sy boedel gesekwestreer word of hy ophou om die onderneming te bedryf of hy die onderneming as geheel, of 'n gedeeltelike belang 50 daarin, van die hand sit of, waar die ondernemer 'n venootskap is, die venootskap ontbind word, hetsy deur regswerking of andersins, is daar, tensy die Kommissaris anders gelas, 'n belastingtydperk wat eindig op die datum van die ondernemer se dood of die 55 datum van sekwestrasie van die ondernemer se boedel of die datum waarop die ondernemer ophou om die onderneming te bedryf of op die dag voor die datum waarop die vandiehandsetting van die onderneming of die belang daarin van krag word of op die dag voor die 60 datum waarop die venootskap ontbind word;”.

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- such lease or in respect of the value of such goods or the importation thereof into such country; or';
- (d) by the insertion after paragraph (w) of subsection (1) of the following paragraph:
- 5        "(wA) the sale to any physically handicapped person of goods set forth in Schedule 6 where such goods are required for his personal use in consequence of his physical handicap;"; and
- 10      (e) by the addition to subsection (1) of the following paragraph:
- 15      "(y) the sale to or the importation by any person who is ordinarily resident in the Republic or to or by any company which is a domestic company for the purposes of the Income Tax Act, of any ship in respect of which the Commissioner is satisfied that it will be a South African ship as defined in section 14 of the Income Tax Act and will be used by such person or company wholly or mainly as a foreign-going ship.".
- 20      (2) Subsection (1) (e) shall be deemed to have come into operation on 3 July 1978.

3. (1) Section 7 of the principal Act is hereby amended by the substitution in the Afrikaans text of subsection (1) for the words following upon paragraph (h) of the following words:
- 25      "of, waar die belasting betaalbaar met betrekking tot bedoelde verkoop, huurvergoeding, belasbare diens, kos en inwoning of huisvesting, na gelang van die geval, nie by die vergoeding bedoel in paragraaf (a), (c), (d), (e) of (f), na gelang van die geval, ingesluit is nie, of waar bedoelde bruto waarde uit die kontantwaarde beoog in paragraaf [f] (b) bestaan, 'n bedrag gelyk aan die som van die bedrag van bedoelde vergoeding of bedoelde kontantwaarde, na gelang van die geval, enige belasting deur die verkoper aan die koper gedebiteer met betrekking tot bedoelde verkoop, verhuurde eiendom, huurvergoeding, belasbare diens, kos en inwoning of huisvesting, na gelang van die geval, en enige bedrag wat kragtens artikel 34 (1) ingevolge hierdie artikel in berekening gebring moet word.".
- 30      (2) The amendment effected by subsection (1) shall be deemed to have come into operation on 28 June 1978.
- Amendment of  
section 7 of  
Act 103 of 1978,  
as amended by  
section 5 of  
Act 111 of 1979.

4. Section 16 of the principal Act is hereby amended by the substitution for paragraph (iii) of the proviso to paragraph (a) of subsection (1) of the following paragraph:
- 45      "(iii) where a vendor dies or his estate is sequestrated or he ceases to carry on the enterprise or he disposes of the enterprise as a whole or of any part interest therein or, where the vendor is a partnership, the partnership is dissolved, whether by operation of law or otherwise, there shall, unless the Commissioner otherwise directs, be a tax period ending on the date of the vendor's death or the date of the sequestration of the vendor's estate or the date on which the vendor ceases to carry on the enterprise or on the day before the date on which the disposal of the enterprise or the interest therein takes effect or the day before the date from which the partnership is dissolved;".
- Amendment of  
section 16 of  
Act 103 of 1978.

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Wysiging van artikel 26A van Wet 103 van 1978, soos ingevoeg deur artikel 12 van Wet 111 van 1979.

**5.** Artikel 26A van die Hoofwet word hierby gewysig deur die volgende paragraaf by te voeg:

- ,,(c) waar die Kommissaris, in 'n geval van twyfel en op 'n tydstip waarop daar geen toepaslike algemene beslissing was nie, 'n bepaalde beslissing gegee het met die strekking dat 'n vrystelling waarvoor in hierdie Wet voorsiening gemaak word nie van toepassing is nie ten opsigte van of met betrekking tot 'n transaksie van 'n bepaalde aard deur 'n bepaalde persoon gesluit, is geen bedrag aan belasting, rente of boete wat andersins behoorlik kragtens hierdie Wet van genoemde persoon vorderbaar is ten opsigte van of met betrekking tot 'n ander transaksie van genoemde aard deur daardie persoon gesluit voor die datum van bedoelde bepaalde beslissing, deur die Kommissaris op daardie persoon verhaalbaar nie indien die Kommissaris oortuig is—
- (i) dat die versuim deur genoemde persoon om genoemde belasting te betaal nie te wyte was aan 'n bedoeling van sy kant om betaling van die belasting te vermy nie; en
  - (ii) dat genoemde persoon, by versuim om genoemde belasting te betaal, te goeder trou en op die veronderstelling dat 'n vrystelling inderdaad van toepassing was, opgetree het; en
  - (iii) dat bedoelde veronderstelling op redelike gronde berus het en nie aan nalatigheid van die kant van genoemde persoon te wyte was nie.”.

Wysiging van artikel 35 van Wet 103 van 1978, soos vervang deur artikel 15 van Wet 111 van 1979.

**6.** Artikel 35 van die Hoofwet word hierby gewysig deur paragraaf (c) deur die volgende paragraaf te vervang:

- ,,(c) 'n vrystellingsbewys deur die Kommissaris uitgereik ten effekte dat geen belasting ingevolge hierdie Wet betaalbaar is nie ten opsigte van 'n verkoop of ander vandiehandsetting, of 'n in paragraaf (a) (i) beoogde invoer in die Republiek, **[met betrekking tot die regstreerbare goed ten gevolge waarvan die registrasie vereis word]** of die invoer van 'n skip ten opsigte waarvan 'n vrystelling ingevolge artikel 6 (1) (y) van toepassing is, waar registrasie van die betrokke regstreerbare goed vereis word ten gevolge van bedoelde verkoop, vandiehandsetting of invoer.”.

Wysiging van Bylae 1 by Wet 103 van 1978, soos gewysig deur artikel 19 van Wet 111 van 1979.

**7. (1)** Bylae 1 by die Hoofwet word hierby gewysig—

- (a) deur subitem (dd) van item (ii) van subparagraph (b) van paragraaf 1 deur die volgende subitem te vervang:  
 ,,(dd) masjinerie of installasie wat regstreeks by 'n vervaardigingsproses **[of vir kragopwekking]** of vir die pomp van water gebruik word of ten opsigte waarvan 'n vermindering vir die doeleindes van normale belasting ingevolge die bepalings van artikel 11 (e), 12 (1) of (2), 12A (2) of (3), 15 (a) of 27 (2) (d) of (e) van die Inkomstebelastingwet toegestaan is of toegestaan kan word; **of**;“;
- (b) deur die volgende subitem by item (ii) van subparagraph (b) van paragraaf 1 te voeg:  
 ,,(ee) masjinerie of installasie wat regstreeks vir kragopwekking gebruik word, met inbegrip van die transformasie van krag deur 'n transformator met 'n eenheidskapasiteit wat 3150 KVA oorskry,“;
- (c) deur subparagraph (c) van paragraaf 1 deur die volgende subparagraph te vervang:  
 ,,(c) Dienste gelewer of fasiliteite verskaf deur iemand in die loop van die bedryf deur so iemand van 'n onderneming wat die bedryf, besigheid of beroep uitmaak van 'n kleremaker, snyer, hoedemaker, barbier, haarkapper, droogschoonmaker, kleurder, wasser, grofsmid, slotmaker, letterskilder, drukker, graveur, fotograaf, ontwikkelaar van fotografiese materiaal, portretramer, voorsieder van

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5. Section 26A of the principal Act is hereby amended by the addition of the following paragraph:

- 5           “(c) where the Commissioner has, in any case of doubt and at a time when there was no applicable general ruling, given a particular ruling to the effect that any exemption provided for in this Act is not applicable in respect of or in relation to any transaction of a particular nature concluded by a particular person, no amount of tax, interest or penalty otherwise properly chargeable under this Act against that person in respect of or in relation to any other transaction of the said nature concluded by that person prior to the date of such particular ruling, shall be recoverable by the Commissioner from that person if the Commissioner is satisfied—
- 10           (i) that the failure by the said person to pay the said tax was not due to an intent on his part to avoid payment of the tax; and
- 15           (ii) that the said person, in failing to pay the said tax, acted in good faith and on the assumption that an exemption was in fact applicable; and
- 20           (iii) that the said assumption was based on reasonable grounds and not due to negligence on the part of the said person.”.

Amendment of section 26A of Act 103 of 1978, as inserted by section 12 of Act 111 of 1979.

6. Section 35 of the principal Act is hereby amended by the substitution for paragraph (c) of the following paragraph:

- 30           “(c) an exemption certificate issued by the Commissioner to the effect that no tax is payable under this Act in respect of any sale or other disposal, or any importation into the Republic as contemplated in paragraph (a) (i) [relating to the registrable goods in consequence of which the registration is required] or the importation of a ship in respect of which an exemption applies in terms of section 6 (1) (y), where registration of the registrable goods in question is required in consequence of such sale, disposal or importation.”.

Amendment of section 35 of Act 103 of 1978, as substituted by section 15 of Act 111 of 1979.

7. (1) Schedule 1 to the principal Act is hereby amended—

- 40           (a) by the substitution for subitem (dd) of item (ii) of subparagraph (b) of paragraph 1 of the following subitem:
- 45           “(dd) any machinery or plant used directly in a process of manufacture [or for the generation of power] or for the pumping of water or in respect of which any allowance has been or may be granted for normal tax purposes under the provisions of section 11 (e), 12 (1) or (2), 12A (2) or (3), 15 (a) or 27 (2) (d) or (e) of the Income Tax Act; or”;
- 50           (b) by the addition to item (ii) of subparagraph (b) of paragraph 1 of the following subitem:
- 55           “(ee) any machinery or plant used directly for the generation of power, including the transformation of power by a transformer having a unit capacity exceeding 3150 KVA;”;
- 60           (c) by the substitution for subparagraph (c) of paragraph 1 of the following subparagraph:
- 65           “(c) Services rendered or facilities provided by any person in the course of the carrying on by him of any enterprise which is the trade, business or occupation of a dressmaker, tailor, milliner, barber, hairdresser, dry-cleaner, dyer, launderer, blacksmith, locksmith, signwriter, printer, engraver, photographer, processor of photographic material, picture framer, provider of duplicating services,

Amendment of Schedule 1 to Act 103 of 1978, as amended by section 19 of Act 111 of 1979.

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- 5
- afdrukdiens, voorsiener van bloudrukdiens, looier, verwerker van leer, taksidermis, insleper van motorvoertuie, verskaffer van berokings- of plaagbeheerdienste, voorsiener van dierenversorgingsdienste (behalwe veeartsenykundige dienste of dierenversorgingsdienste gelewer in die loop van boerderybedrywighede wat deur die voorsiener van bedoelde dienste bedryf word); en
- (d) deur subparagraph (e) van paragraaf I deur die volgende subparagraph te vervang:
- ,,(e) Dienste waarby goed geproduseer, vervaardig, gefabriseer, gemonteer, verwerk of afgedruk word of aan 'n vervaardigingsproses onderwerp word, maar uitgesonderd—
- (i) enige raffinaderydienste bedoel in Afdeling IIIA van Bylae 2; of
- (ii) 'n sny-, maak- en afwerkdiens gelewer deur 'n klerevervaardiger aan 'n saak buite die Republiek ten opsigte van kleremateriaal wat in die Republiek vir die doeleindes van bedoelde diens ingevoer word en wat by voltooiing van bedoelde diens aan bedoelde saak teruggestuur word.''
- (2) Die wysiging deur subartikel (1) (d) aangebring, word geag op 1 Augustus 1979 in werking te getree het.
- 25
- 8. (1)** Bylae 2 by die Hoofwet word hierby gewysig—
- (a) deur paragraaf 3 van Afdeling I deur die volgende paragraaf te vervang:
- ,,3. (a) 'n Herstel- of instandhoudingsdiens ten opsigte van masjinerie of installasie wat regstreeks by die vervaardiging, montering of verwerking van goed vir verkoop gebruik word, en onderdele en materiale gekoop deur die ondernemer wat die betrokke onderneming dryf vir inlywing in of aanhegting by bedoelde masjinerie of installasie ten einde bedoelde diens **uit te voer** te laat uitvoer.
- (b) Onderdele en materiale gekoop vir inlywing in of aanhegting by bedoelde masjinerie of installasie vir die doeleindes van die herstel of instandhouding daarvan deur die ondernemer wat die betrokke onderneming dryf:
- Met dien verstande dat by die toepassing van hierdie paragraaf, onderdele en materiale gekoop nie goed beskryf in hierdie Afdeling onder die opskrif van nie-kwalifiserende goed insluit nie.'';
- (b) deur in paragraaf 7 van Afdeling I die woorde wat subparagraph (a) voorafgaan deur die volgende woorde te vervang:
- ,,Die volgende goed wat by die vervaardiging van primêre yster- en staalprodukte of by die produksie van ferrolegerings of nie-ysterlegeremetale of by die vervaardiging van glas gebruik word.'';
- (c) deur die opskrif en woorde wat volg op subparagraph (d) van paragraaf 7 van Afdeling 1 deur die volgende opskrif en woorde te vervang:
- 45
- 55

,,*Nie-kwalifiserende goed*

*Item No.*

- (1) Skuurmiddels en skuurmateriale, poleer- en fynskuringsamestellings
- (2) Slyp- of breekkoeëls en stange
- (3) Afneembare masjienwerkstuie
- (4) Sny-, vormings-, slyp- en lyswerkstuie
- (5) Ghries en smeermiddels
- 60

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- 5 provider of blueprint services, tanner, leather processor, taxidermist, tower of motor vehicles, provider of fumigation or pest-control services, provider of animal care services (other than veterinary services or animal care services rendered in the course of farming operations carried on by the provider of such services)."; and
- 10 (d) by the substitution for subparagraph (e) of paragraph 1 of the following subparagraph:
- 10 " (e) Services whereby goods are produced, manufactured, fabricated, assembled, processed or imprinted or are subjected to a process of manufacture, but excluding—
- 15 (i) any refinery services referred to in Division IIIA of Schedule 2; or
- (ii) any cut, make and trim service rendered by a clothing manufacturer to a concern outside the Republic in respect of clothing material imported into the Republic for the purposes of such service and returned to such concern on completion of such service."
- 20 (2) The amendment effected by subsection (1) (d) shall be deemed to have come into operation on 1 August 1979.

- 25 8. (1) Schedule 2 to the principal Act is hereby amended—  
 (a) by the substitution for paragraph 3 of Division I of the following paragraph:
- 30 "3. (a) Any repair or maintenance service in respect of machinery or plant used directly in the manufacture, assembly or processing of goods for sale, and parts and materials purchased by the vendor carrying on the enterprise concerned for incorporation in or attachment to such machinery or plant in order to [effect] have such service effected.
- 35 (b) Parts and materials purchased for incorporation in or attachment to such machinery or plant for the purpose of the repair or maintenance thereof by the vendor carrying on the enterprise concerned:  
 Provided that for the purposes of this paragraph, parts and materials purchased shall not include any goods described in this Division under the heading of non-qualifying goods.";
- 40 (b) by the substitution in paragraph 7 of Division I for the words preceding subparagraph (a) of the following words:
- 45 "The following goods used in the manufacture of primary iron and steel products or in the production of ferro-alloys or non-ferrous alloy metals or in the manufacture of glass:";
- 50 (c) by the substitution for the heading and words following upon subparagraph (d) of paragraph 7 of Division I of the following heading and words:

Amendment of  
 Schedule 2 to  
 Act 103 of 1978,  
 as amended by  
 section 20 of  
 Act 111 of 1979.

*"Non-qualifying goods*

*Item No.*

- 55 (1) Abrasives and abrasive materials, polishing and buffing compounds
- (2) Grinding or crushing balls and rods
- (3) Detachable machine tools
- (4) Cutting, forming, honing and moulding tools
- (5) Greases and lubricants

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(6)	Snyolies	
(7)	Filtreer- en sifmateriale	
(8)	Skoonmaakmiddels en ontsmetmiddels	
(9)	Sjablone en patronen	
(10)	Giet- en vormsand	5
(11)	Merkpotlode en vektryt	
(12)	Oondelektrodes	
(13)	Vervoerbande en <b>[bandmateriaal]</b> <u>vervoerbandmateriaal</u>	
(14)	Naainaalde, punte, skywe, skagte, ruimers, 10 messe en snymoere	
(15)	<b>[Sweisgasse]</b> <u>Sweis-</u> en <u>snygasse</u> en smelt- middels	
(16)	Spuistukke (behalwe ghriesspuistukke)	
(17)	Meulstene	15
(18)	Was—natuurlik en sinteties”;	
(d)	deur paragraaf 2 van Afdeling IA deur die volgende paragraaf te vervang: „2. Skoonmaakvlloeistowwe, sepe, reinigingsmiddels, kleurstowwe, bleikmiddels, insekdoders, swamdoders, 20 <b>[onkruiddoders]</b> knaagdierdoders, haarkapparate of ander chemikalieë vir gebruik regstreeks by die uitvoering van 'n bedoelde diens.”;	
(e)	deur die volgende paragrawe by Afdeling IA te voeg: „3. Dierevoere deur 'n voorsieder van dierever- sorgingsdienste aangekoop vir die doeleindes van die lewering van bedoelde dienste. 4. Ketalbrandstof deur 'n onderneming aangekoop vir gebruik regstreeks by die bedryf van 'n was- of droogskoonmaakonderneming.”;	25
(f)	deur paragraaf 3 van Afdeling II deur die volgende paragraaf te vervang: „3. <b>[Goed en]</b> Materiale wat vir die bind en afwerking van boeke en ander drukwerk gebruik word.”;	30
(g)	deur Item No. 100 van paragraaf 1 van Afdeling III deur die volgende item te vervang: „100 Mynvetkryt, <b>[en]</b> mynmerkkryt <u>en mynmerk-</u> <u>verf”;</u>	35
(h)	deur Item No. 301 van paragraaf 1 van Afdeling III deur 40 die volgende item te vervang: „301 Veiligheidslampe ( <u>met inbegrip van onderdele</u> <u>wat gebruik word by die herstel en instandhouding</u> <u>daarvan</u> ) en metaanmeters — gastoetsing”;	
(i)	deur paragraaf 7 van Afdeling IV deur die volgende 45 paragraaf te vervang: „7. 'n <b>[Belasbare diens]</b> Berokings- of plaagbe- heerdiens <b>[aangewend vir die doeleindes van die</b> <b>bespuiting van gesaaides of boorde]</b> wat in die loop van boerdery- of bosboubedrywighede 50 gebruik word.”;	
(j)	deur in die Engelse teks subparagraph (b) van paragraaf 8 van Afdeling IV deur die volgende subparagraph te vervang: „(b) Parts (excluding detachable machine tools) pur- chased for incorporation in or attachment to such machinery, <u>implements</u> or <b>[plant]</b> <u>tractors</u> for the purpose of the repair or maintenance thereof by the vendor carrying on the enterprise concerned.”;	55
(k)	deur paragraaf (c) van Afdeling IVA deur die volgende 60 paragraaf te vervang: „(c) die aanplanting of <u>versorging</u> van boerde, wingerde of plantasies; of”;	
(l)	deur paragraaf 3 van Afdeling VI deur die volgende paragraaf te vervang:	65

## SALES TAX AMENDMENT ACT, 1980

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- (6) Cutting oils  
 (7) Filtering and screening materials  
 (8) Cleaners and disinfectants  
 (9) Stencils and patterns  
 5 (10) Casting and moulding sands  
 (11) Marking pencils and crayons  
 (12) Furnace electrodes  
 (13) Conveyor belts and conveyor belting  
 10 (14) Sewing needles, points, discs, shanks, reamers, knives and dies  
 (15) Welding and cutting gases and fluxes  
 (16) Nozzles (other than grease nozzles)  
 (17) Millstones  
 (18) Wax—natural and synthetic";
- 15 (d) by the substitution for paragraph 2 of Division IA of the following paragraph:  
 "2. Cleaning liquids, soaps, detergents, dyes, bleaching agents, insecticides, fungicides, **[herbicides]** rodenticides, hairdressing preparations or other chemicals for use directly in performing any such service.";
- 20 (e) by the addition of the following paragraphs to Division IA:  
 "3. Animal feeds purchased by any provider of animal care services for the purposes of rendering such services.  
 25 4. Boiler fuel purchased by any enterprise for use directly in carrying on any laundering or dry cleaning enterprise.";
- 30 (f) by the substitution for paragraph 3 of Division II of the following paragraph:  
 "3. **[Goods and]** Materials used for the binding and finishing of books and other printed matter.";
- (g) by the substitution for Item No. 100 of paragraph 1 of Division III of the following item:  
 35 "100 Mine marking crayon, **[and]** mine stick chalk and mine marking paint";
- (h) by the substitution for Item No. 301 of paragraph 1 of Division III of the following item:  
 40 "301 Safety lamps (including parts used in the repair and maintenance thereof) and methanemeters—gas testing";
- (i) by the substitution for paragraph 7 of Division IV of the following paragraph:  
 45 "7. Any **[taxable]** fumigation or pest control service employed for the purposes of the spraying or fumigation of crops or orchards utilized in the course of farming or forestry operations.";
- (j) by the substitution for subparagraph (b) of paragraph 8 of Division IV of the following subparagraph:  
 50 "(b) Parts (excluding detachable machine tools) purchased for incorporation in or attachment to such machinery, implements or **[plant]** tractors for the purpose of the repair or maintenance thereof by the vendor carrying on the enterprise concerned.";
- 55 (k) by the substitution in the Afrikaans text for paragraph (c) of Division IVA of the following paragraph:  
 "(c) die aanplanting of versorging van boerde, wingerde of plantasies; of";
- 60 (l) by the substitution for paragraph 3 of Division VI of the following paragraph:

## Wet No. 105, 1980

## WYSIGINGSWET OP VERKOOPBELASTING, 1980

,,3. Goed bedoel om deur bedoelde onderneming gehou te word met die doel om as sodanig aan klante van bedoelde onderneming na die keuse van bedoelde klante verhuur te word, en 'n herstel- of instandhoudingsdiens (met inbegrip van onderdele benodig om bedoelde diens uit te voer) ten opsigte van bedoelde goed.”; en 5

(m) deur die volgende paragraaf by Afdeling VI te voeg:  
 „4. Brandstof gebruik vir voorbereiding van voedsel en dranke, vir verwarming van kamers en water, vir 10 verligting, vir opwekking van elektrisiteit of vir was en droogskoonmaak.”.

(2) Die wysiging deur paragraaf (j) van subartikel (1) aangebring, word geag op 3 Julie 1978 in werking te getree het en die wysiging deur paragraaf (k) van genoemde subartikel aange- 15 bring, word geag op 18 Julie 1979 in werking te getree het.

Wysiging van  
Bylae 4 by  
Wet 103 van 1978,  
soos gewysig deur  
artikel 22 van  
Wet 111 van 1979.

## 9. Bylae 4 by die Hoofwet word hierby gewysig—

(a) deur die volgende paragraaf na paragraaf 2A in te voeg:

,,2B. (1) By die toepassing van hierdie Wet—

(a) word 'n delegasie ten opsigte van die regte en verpligte van 'n huurder ingevolge 'n bruikhuur, geag 'n ooreenkoms te wees waarvolgens 'n nuwe bruikhuur tussen die verhuurder ingevolge bedoelde bruikhuur en die betrokke derde party as huurder gesluit word; 20

(b) word die verhuurde eiendom ingevolge bedoelde nuwe bruikhuur aan bedoelde derde party geag afgelewer te wees wanneer afluwing aan hom geskied, hetsy afluwing deur die vorige huurder of die verhuurder bewerkstellig word; en 25

(c) word die markwaarde (soos op die tydstip wanneer die delegasie plaasvind) van die verhuurde eiendom ingevolge bedoelde nuwe bruikhuur, geag die kontantwaarde daarvan te wees en word bedoelde kontantwaarde geëndosseer op die bruikhuur of op 30 'n dokument wat die delegasie bewys.

(2) Belasting is nie betaalbaar nie ten opsigte van die verhuurde eiendom wat ingevolge bedoelde nuwe bruikhuur afgelewer word waar bedoelde delegasie ingevolge 'n ooreenkoms bedoel in artikel 6 (1) (j) van hierdie Wet 40 bewerkstellig word en die vorige huurder se belang in die bruikhuur aan bedoelde derde party oorgedra word as synde 'n bate van die onderneming, saak of praktyk wat ingevolge bedoelde ooreenkoms verkoop word.”;

en 45

(b) deur item (ii) van subparagraph (b) van paragraaf 4 deur die volgende item te vervang:

,,(ii) enige huur of ander vergoeding betaalbaar ten opsigte van die gebruik of die reg op die gebruik of die verlening van toestemming vir die gebruik van 50 enige openbare vervoermiddelle in die vorm van 'n taxi, vervoervoertuig, lugvaartuig, skip of ander vaartuig of enige vervoermiddel in daardie vorm gebruik deur 'n vervoerkontrakteur vir die vervoer van goed, indien enige van daardie vervoermiddelle 55 met 'n drywer, loads of bemanning, na gelang van die geval, verskaf word.”.

Wysiging van  
Bylae 5 by  
Wet 103 van 1978,  
soos gewysig deur  
artikel 23 van  
Wet 111 van 1979.

10. Bylae 5 by die Hoofwet word hierby gewysig deur in paragraaf 1 van Deel A na Item No. 490.00 die volgende Posnommers in te voeg: 60

,,Pos No.

49.11.60 Publikasies en ander reklamemateriaal, wat op kermisse, tentoonstellings en toerisme in die buiteland betrekking het, wanneer ingevoer deur 'n toerisme-

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“3. Goods intended to be held by such enterprise for the purpose of being hired out as such to patrons of such enterprise at the option of such patrons, and any repair or maintenance service (including spare parts required to effect such service) in respect of such goods.”; and

5 (m) by the addition of the following paragraph to Division VI:

10 “4. Fuel used for preparing food and beverages, for the heating of rooms and water, for lighting, for generating electricity or for laundering and dry cleaning.”.

15 (2) The amendment effected by paragraph (j) of subsection (1) shall be deemed to have come into operation on 3 July 1978 and the amendment effected by paragraph (k) of the said subsection shall be deemed to have come into operation on 18 July 1979.

## 9. Schedule 4 to the principal Act is hereby amended—

(a) by the insertion after paragraph 2A of the following paragraph:

“2B. (1) For the purposes of this Act—

20 (a) any delegation in respect of the rights and obligations of a lessee under a financial lease shall be deemed to be an agreement whereby a new financial lease is concluded between the lessor under such financial lease and the third party concerned as lessee;

25 (b) the leased property under such new financial lease shall be deemed to have been delivered to the said third party when delivery thereof is made to him, whether delivery is effected by the former lessee or the lessor; and

30 (c) the market value (as at the time when the delegation takes place) of the leased property under the said new financial lease, shall be deemed to be the cash value thereof and such value shall be endorsed on the financial lease or on a document evidencing the delegation.

35 (2) Tax shall not be payable in respect of the leased property delivered under such new financial lease where the said delegation is effected in terms of an agreement referred to in section 6 (1) (j) of this Act and the former lessee's interest in the financial lease is transferred to the said third party as an asset of the enterprise, concern or practice disposed of under the said agreement.”; and

40 (b) by the substitution for item (ii) of subparagraph (b) of paragraph 4 of the following item:

45 (ii) any rental or other consideration payable in respect of the use of or the right to use or the grant of permission to use any public means of transport in the form of any taxi, transport vehicle, aircraft, ship or other vessel or any means of transport in that form used by a transport contractor for the conveyance of goods, if any of those means of transport is supplied with a driver, pilot or crew, as the case may be;”.

55 10. Schedule 5 to the principal Act is hereby amended by the insertion in paragraph 1 of Part A after Item No. 490.00 of the following Heading numbers:

“Heading No.

49.11.60 Publications and other advertising matter, relating to fairs, exhibitions and tourism in foreign countries, when imported by a tourist agency of a foreign

Amendment of Schedule 4 to Act 103 of 1978, as amended by section 22 of Act 111 of 1979.

Amendment of Schedule 5 to Act 103 of 1978, as amended by section 23 of Act 111 of 1979.

**Wet No. 105, 1980****WYSIGINGSWET OP VERKOOPBELASTING, 1980**

Byvoeging van  
Bylae 6 by  
Wet 103 van 1978.

87.11

agentskap van 'n vreemde regering erken deur die Kommissaris vir die doeleindes van hierdie vrystelling. Invalidewaentjies, hetsy gemotoriseerd of andersins meganies aangedryf al dan nie.”.

**11. Die volgende Bylae word hierby by die Hoofwet gevoeg:** 5

**„Bylae 6**

(Artikel 6 (1) (wA) van hierdie Wet)

*Vrystelling: Verkope van sekere goed aan liggaamlik gestremde persone*

Die goed ten opsigte waarvan die vrystelling ingevolge die bepalings van artikel 6 (1) (wA) van toepassing is, is soos hieronder uiteengesit.

1. Regstellende span- en steunstutte vir skeletafwykings (met inbegrip van chirurgiese skoeisel, korsette of harnasse), regstellende span- en steunstutte (met inbegrip van hulprame en wringspalke) vir afwykende misvorminge.
2. Kunsledemate.
3. Gehoortoestelle.
4. Invalidewaentjies (hetsy gemotoriseerd of andersins meganies aangedryf al dan nie), hysapparate, boekblaaiers, loopmasjiene, riffelbeddens.”.

Vervanging van  
„Sekretaris” deur  
„Kommissaris” in  
Wet 103 van 1978.

**12. (1)** Die Hoofwet word hierby gewysig deur die woord „Sekretaris”, waar dit ook al gebruik word om die Sekretaris van Binnelandse Inkomste aan te dui, deur die woord „Kommissaris” te vervang.

(2) Die wysiging deur subartikel (1) aangebring, word geag op 1 April 1980 in werking te getree het.

Kort titel.

**13. Hierdie Wet heet die Wysigingswet op Verkoopbelasting, 30**

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- 87.11 government recognized by the Commissioner for the purposes of this exemption.  
Invalid carriages, whether or not motorised or otherwise mechanically propelled."

5. 11. The following Schedule is hereby added to the principal Act:

**"Schedule 6**

(Section 6 (1) (wA) of this Act)

- 10 *Exemption: Sale of certain goods to physically handicapped persons*

The goods in respect of which the exemption under the provisions of section 6 (1) (wA) shall apply, shall be as hereinafter set forth.

- 15 1. Corrective bracing or support for skeleton deformities (including surgical footwear, corsets or harnesses), deformity deviation corrective bracing (including abduction frames and torque splints).
2. Artificial limbs.
3. Hearing aids.
- 20 4. Invalid carriages (whether or not motorised or otherwise mechanically propelled), lifting apparatus, page turners, walking machines, ripple beds.”.

12. (1) The principal Act is hereby amended by the substitution for the word “Secretary”, wherever it is used to denote the Secretary for Inland Revenue, of the word “Commissioner”.

(2) The amendment effected by subsection (1) shall be deemed to have taken effect as from 1 April 1980.

Addition of  
Schedule 6 to  
Act 103 of 1978.Substitution of  
“Commissioner”  
for “Secretary” in  
Act 103 of 1978.

13. This Act shall be called the Sales Tax Amendment Act, 1980. Short title.

