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OF THE REPUBLIC OF SOUTH AFRICA

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STATE PRESIDENT'S OFFICE

KANTOOR VAN DIE STAATSPRESIDENT

No. 1414.

28 June 1985

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

No. 88 of 1985: Second Finance Act, 1985.

No. 1414.

28 Junie 1985

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

No. 88 van 1985: Tweede Finansiewet, 1985.

Act No. 88, 1985

SECOND FINANCE ACT, 1985

ACT

To provide for the disposal of certain surplus State revenue; and for a payment from the State Revenue Account to the Tax Reserve Account; to authorize the Minister of Finance to enter into a certain agreement; to amend the South African Mint and Coinage Act, 1964, so as to replace the First Schedule; and to provide for matters connected therewith.

*(English text signed by the State President.)
(Assented to 20 June 1985.)*

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

Disposal of
certain surplus
State revenue.

1. From the surplus in the State Revenue Account as at 31 March 1985, as certified by the Auditor-General, there shall be paid to the Gold and Foreign Exchange Contingency Reserve Account established under section 17D of the South African Reserve Bank Act, 1944 (Act No. 29 of 1944), an amount of not more than R654 651 063,52 in settlement of the deficit in the latter account as at 31 March 1984. 5

Payment from
State Revenue
Account to
Tax Reserve
Account.

2. From the State Revenue Account there shall be paid during 10 the 1985-'86 financial year to the Tax Reserve Account established under section 1 of the Tax Reserve Account Act, 1964 (Act No. 82 of 1964), an amount of R250 000 000.

Authority to
enter into
certain
agreement.

3. (1) The Minister of Finance may enter into an agreement with O'okiep Copper Company, Limited (hereinafter referred to as the company), Barclays National Bank, Limited, Barclays Industrial Bank, Limited, Gold Fields of South Africa, Limited, and Newmont Mining Corporation whereby the agreement contemplated in section 2 of the Finance Act, 1982 (Act No. 96 of 1982) (hereinafter referred to as the 1982 agreement), is cancelled as a result of the failure of the company to meet its obligations in terms of the 1982 agreement, and whereby the Government will become entitled to take securities by virtue of the payment by the Government to Barclays National Bank, Limited, of an amount of R32 770 306,17, determined in terms of the 1982 agreement, and whereby the company undertakes to repay that amount in terms of the agreement contemplated in this section, and whereby other matters relating to the failure of the company to meet its obligations in terms of the 1982 agreement are arranged. 20 25 30

(2) Subsection (1) shall be deemed to have come into operation on 21 September 1984.

Substitution of
First Schedule
to Act 78 of
1964, as substituted
by section 16 of
Act 100 of 1980.

4. The following Schedule is hereby substituted for the First Schedule to the South African Mint and Coinage Act, 1964:

WET

Om voorsiening te maak vir die besteding van sekere surplusstaatsinkomste; en vir 'n oorbetalings uit die Staatsinkomsterekening aan die Belastingreserwerekening; om die Minister van Finansies te magtig om 'n sekere ooreenkoms aan te gaan; om die Wet op die Suid-Afrikaanse Munt en Munte, 1964, te wysig ten einde die Eerste Bylae te vervang; en om voorsiening te maak vir aangeleenthede wat daarmee in verband staan.

*(Engelse teks deur die Staatspresident geteken.)
(Goedgekeur op 20 Junie 1985.)*

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

1. Uit die surplus in die Staatsinkomsterekening soos op 31 Maart 1985, soos deur die Ouditeur-generaal gesertifiseer, word daar aan die goud-en-buitelandsevaluta-gebeurlikheidsreserwerekening ingestel kragtens artikel 17D van die Wet op die Suid-Afrikaanse Reserwebank, 1944 (Wet No. 29 van 1944), 'n bedrag van hoogstens R654 651 063,52 oorbetalings ter vereffening van die tekort in laasgenoemde rekening soos op 31 Maart 1984. Besteding van sekere surplusstaatsinkomste.
- 10 2. Uit die Staatsinkomsterekening word daar gedurende die boekjaar 1985-'86 aan die Belastingreserwerekening, ingestel kragtens artikel 1 van die Wet op die Belastingreserwerekening, 1964 (Wet No. 82 van 1964), 'n bedrag van R250 000 000 oorbetalings. Oorbetalings uit Staatsinkomsterekening aan Belastingreserwerekening.
- 15 3. (1) Die Minister van Finansies kan met "O'okiep Copper Company, Limited" (hieronder die maatskappy genoem), Barclays Nasionale Bank, Beperk, Barclays Industriële Bank, Beperk, "Gold Fields of South Africa, Limited" en "Newmont Mining Corporation" 'n ooreenkoms aangaan waarby die ooreenkoms bedoel in artikel 2 van die Finansiewet, 1982 (Wet No. 96 van 1982) (hieronder die 1982-ooreenkoms genoem), gekanselleer word weens die nie-nakoming deur die maatskappy van sy verpligtinge ingevolge die 1982-ooreenkoms, en waarby die Regering geregtig word om sekuriteite te neem ten aansien van die betaling deur die Regering aan Barclays Nasionale Bank, Beperk, van 'n bedrag van R32 770 306,17, bepaal ingevolge die 1982-ooreenkoms, en waarby die maatskappy onderneem om daardie bedrag terug te betaal ingevolge die ooreenkoms bedoel in hierdie artikel, en waarby ander aangeleenthede gereël word wat voortspruit uit die nie-nakoming deur die maatskappy van sy verpligtinge ingevolge die 1982-ooreenkoms. Magtiging om sekere ooreenkoms aan te gaan.
- 20 (2) Subartikel (1) word geag op 21 September 1984 in werking te getree het.
- 25 4. Die Eerste Bylae by die Wet op die Suid-Afrikaanse Munt en Munte, 1964, word hierby deur die volgende Bylae vervang: Vervanging van Eerste Bylae by Wet 78 van 1964, soos vervang deur artikel 16 van Wet 100 van 1980.
- 35

Act No. 88, 1985

SECOND FINANCE ACT, 1985

"First Schedule

Denomination of coin	Standard mass Gram	Least current mass Gram	Standard fineness	Remedy allowed	
				Mass per coin Gram	Millesimal fineness
<i>Gold:</i>					
Krugerrand (1 ounce fine gold)	33,931	33,718	Eleven-twelfths fine gold, one-twelfth alloy; or millesimal fineness 916,6.	0,055	2
$\frac{1}{2}$ -Krugerrand ($\frac{1}{2}$ ounce fine gold)	16,966	16,859		0,028	2
$\frac{1}{4}$ -Krugerrand ($\frac{1}{4}$ ounce fine gold)	8,483	8,429		0,014	2
$\frac{1}{10}$ -Krugerrand ($\frac{1}{10}$ ounce fine gold)	3,393	3,372		0,010	2
Two Rand	7,988	7,938		0,013	2
Rand	3,994	3,961		0,010	2
<i>Commemorative coin:</i>					
<u>Parliament</u>	<u>33,931</u>	<u>33,718</u>		<u>0,055</u>	<u>2</u>
<i>Silver:</i>					
Rand	15,0	—	Eight-tenths fine silver, two-tenths alloy; or millesimal fineness 800.	0,084	6
<i>Nickel:</i>					
Rand	12,0	—	Minimum of 98,00 parts per hundred nickel.	0,36	None
Fifty cents	9,5	—		0,285	
Twenty cents	6,0	—		0,18	
Ten cents	4,0	—		0,12	
Five cents	2,5	—		0,075	
<i>Bronze:</i>					
Two cents	4,0	—	Mixed metal: copper, tin and zinc.	0,12	None".
Cent	3,0	—		0,09	
Half-cent	2,0	—		0,06	

Short title.

5. This Act shall be called the Second Finance Act, 1985.

TWEEDE FINANSIEWET, 1985

Wet No. 88, 1985

"Eerste Bylae

Denominasie van munt	Standaard- massa Gram	Geringste gangbare massa Gram	Standaardfynheid	Toegelate remedie	
				Massa per muntstuk Gram	Fynheid per dui- send dele
<i>Goud:</i>					
Krugerrand (1 ons fynoud)	33,931	33,718	Elf-twaalfdes fynoud, een-twaalfde alloo; of per duisend dele, 916,6 fyn- heid.	0,055	2
$\frac{1}{2}$ -Krugerrand ($\frac{1}{2}$ ons fynoud)	16,966	16,859		0,028	2
$\frac{1}{4}$ -Krugerrand ($\frac{1}{4}$ ons fynoud)	8,483	8,429		0,014	2
$\frac{1}{10}$ -Krugerrand ($\frac{1}{10}$ ons fynoud)	3,393	3,372		0,010	2
Twee Rand	7,988	7,938		0,013	2
Rand	3,994	3,961		0,010	2
<i>Gedenkmunt:</i>					
<u>Parlement</u>	<u>33,931</u>	<u>33,718</u>		<u>0,055</u>	<u>2</u>
<i>Silwer:</i>					
Rand	15,0	—	Agt-tiendes fyn silwer, twee-tiendes alloo; of per duisend dele, 800 fynheid.	0,084	6
<i>Nikkel:</i>					
Rand	12,0	—	Minimum van 98,00 dele per honderd nikkel.	0,36	} Geen
Vyftig sent	9,5	—		0,285	
Twintig sent	6,0	—		0,18	
Tien sent	4,0	—		0,12	
Vyf sent	2,5	—		0,075	
<i>Brons:</i>					
Twee sent	4,0	—	} Gemengde metaal: koper, tin en sink.	0,12	} Geen".
Sent	3,0	—		0,09	
Halfsent	2,0	—		0,06	

5. Hierdie Wet heet die Tweede Finansiewet, 1985.

Kort titel.

