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VAN DIE REPUBLIEK VAN SUID-AFRIKA

REPUBLIC OF SOUTH AFRICA

GOVERNMENT GAZETTE

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No. 11404

KANTOOR VAN DIE STAATSPRESIDENT

STATE PRESIDENT'S OFFICE

No. 1387.

13 Julie 1988

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

No. 82 van 1988: Wysigingswet op die Bevordering van Plaaslike Owerheidsaangeleenthede, 1988.

No. 1387.

13 July 1988

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

No. 82 of 1988: Promotion of Local Government Affairs Amendment Act, 1988.

Wet No. 82, 1988

WYSIGINGSWET OP DIE BEVORDERING VAN PLAASLIKE
OWERHEIDSAANGELEENTHEDE, 1988

ALGEMENE VERDUIDELIKENDE NOTA:

- [** **]** Woorde in vet druk tussen vierkantige hake dui skappings uit bestaande verordenings aan.
- _____ Woorde met 'n volstreep daaronder, dui invoegings in bestaande verordenings aan.

WET

Tot wysiging van die Wet op die Bevordering van Plaaslike Owerheidsaangeleenthede, 1983, ten einde "plaaslike owerheid" nader te omskryf; te bepaal dat lede van die Streeksdiensteraad Vereniging in die Raad vir die Koördinerende van Plaaslike Owerheidsaangeleenthede en in die aksiekomitee van daardie Raad verteenwoordig word; en te bepaal dat sekere administratiewe werk deur beamptes in die staatsdiens verrig word; en om voorsiening te maak vir aangeleenthede wat daarmee in verband staan.

(Engelse teks deur die Staatspresident geteken.)
(Goedgekeur op 6 Julie 1988.)

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

Wysiging van artikel 1 van Wet 91 van 1983, soos gewysig deur artikel 1 van Wet 116 van 1984, artikel 1 van Wet 45 van 1985, artikel 1 van Wet 110 van 1985 en artikel 6 van Wet 43 van 1988

5

1. Artikel 1 van die Wet op die Bevordering van Plaaslike Owerheidsaangeleenthede, 1983 (hieronder die Hoofwet genoem), word hierby gewysig deur die omskrywing van "plaaslike owerheid" deur die volgende omskrywing te vervang:

- "'plaaslike owerheid' 'n instelling of liggaam beoog in artikel 84 (1) (f) van die Wet op Provinsiale Bestuur, 1961 (Wet No. 32 van 1961), en ook—
- (a) **['n instelling of liggaam ingestel kragtens die Wet op Landelike Kleurlinggebiede, 1979 (Wet No. 1 van 1979), van die Verteenwoordigende Kleurlingraad van die Republiek van Suid-Afrika] 'n bestuursraad of raad bedoel in artikel 1 van die Wet op Landelike Gebiede (Raad van Verteenwoordigers), 1987 (Wet No. 9 van 1987);** 10 15
- (b) 'n streeksdiensteraad;
- (c) **['n gemeenskapsraad ingestel kragtens die Wet op Gemeenskapsrade, 1977 (Wet No. 125 van 1977)] 'n plaaslike bestuursliggaam ingestel uit hoofde van die bepalings van artikel 30 (2) (a) van die Swart Administrasie Wet, 1927 (Wet No. 38 van 1927); [of]** 20
- (d) 'n plaaslike **[bestuur]** owerheid soos omskryf in die Wet op Swart Plaaslike **[Besture]** Owerhede, 1982 (Wet No. 102 van 1982); of
- (e) 'n plaaslike raad ingestel kragtens artikel 2 van die Wet op Plaaslike Rade (Volksraad), 1987 (Wet No. 94 van 1987)."

Wysiging van artikel 3 van Wet 91 van 1983, soos gewysig deur artikel 2 van Wet 45 van 1985, artikel 1 van Wet 79 van 1986 en artikel 7 van Wet 43 van 1988

2. Artikel 3 van die Hoofwet word hierby gewysig deur na paragraaf (g) van subartikel (3) die volgende paragraaf in te voeg:

PROMOTION OF LOCAL GOVERNMENT AFFAIRS AMENDMENT
ACT, 1988

Act No. 82, 1988

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 Promotion of Local Government Affairs Act, 1983, so as to further define "local authority"; to provide that members of the Regional Services Council Association be represented in the Council for the Co-ordination of Local Government Affairs and in the action committee of that Council; and to provide for certain administrative work to be performed by officers in the public service; and to provide for matters connected therewith.

(English text signed by the State President.)
(Assented to 6 July 1988.)

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

Amendment of section 1 of Act 91 of 1983, as amended by section 1 of Act 116 of 1984, section 1 of Act 45 of 1985, section 1 of Act 110 of 1985 and section 6 of Act 43 of 1988

5 **1.** Section 1 of the Promotion of Local Government Affairs Act, 1983 (hereinafter referred to as the principal Act), is hereby amended by the substitution for the definition of "local authority" of the following definition:

 "local authority" means any institution or body contemplated in section 84 (1)

 (f) of the Provincial Government Act, 1961 (Act No. 32 of 1961), and includes—

10 (a) **[an institution or body established under the Rural Coloured Areas Law, 1979 (Law No. 1 of 1979), of the Coloured Persons Representative Council of the Republic of South Africa]** a board of management or board referred to in section 1 of the Rural Areas Act (House of Representatives), 1987 (Act No. 9 of 1987);

15 (b) a regional services council;

 (c) **[a community council established under the Community Councils Act, 1977 (Act No. 125 of 1977)]** any local government body established by virtue of the provisions of section 30 (2) (a) of the Black Administration Act, 1927 (Act No. 38 of 1927); **[or]**

20 (d) a local authority as defined in the Black Local Authorities Act, 1982 (Act No. 102 of 1982); or

 (e) any local council established under section 2 of the Local Councils Act (House of Assembly), 1987 (Act No. 94 of 1987)."

Amendment of section 3 of Act 91 of 1983, as amended by section 2 of Act 45 of 1985, 25 section 1 of Act 79 of 1986 and section 7 of Act 43 of 1988

2. Section 3 of the principal Act is hereby amended by the insertion after paragraph (g) of subsection (3) of the following paragraph:

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“(gA) twee lede van die Streeksdiensteraad Vereniging wat deur daardie Vereniging benoem is;”.

Wysiging van artikel 5 van Wet 91 van 1983, soos gewysig deur artikel 3 van Wet 45 van 1985, artikel 2 van Wet 79 van 1986 en artikel 8 van Wet 43 van 1988

3. Artikel 5 van die Hoofwet word hierby gewysig deur by paragraaf (a) van 5 subartikel (1) die volgende subparagraaf te voeg:

“(xii) een van die lede ingevolge artikel 3 (3) (gA) aangestel wat vir dié doel deur die Vereniging daarin vermeld, benoem is.”.

Vervanging van artikel 16 van Wet 91 van 1983, soos vervang deur artikel 4 van Wet 110 van 1985 10

4. Artikel 16 van die Hoofwet word hierby deur die volgende artikel vervang:

“Verrigting van administratiewe werk

16. Die administratiewe werk verbonde aan die verrigting van die werksaamhede van die koördinerende raad, 'n munisipale ontwikkelingsraad, die afbakeningsraad en enige komitee van die koördinerende raad, 'n 15 munisipale ontwikkelingsraad of die afbakeningsraad word deur beamptes en werknemers **[van die Departement]** in die staatsdiens verrig.”.

Kort titel

5. Hierdie Wet heet die Wysigingswet op die Bevordering van Plaaslike Ower- 20 heidsaangeleenthede, 1988.

PROMOTION OF LOCAL GOVERNMENT AFFAIRS AMENDMENT
ACT, 1988

Act No. 82, 1988

“(gA) two members of the Regional Services Council Association, nominated by that Association;”.

Amendment of section 5 of Act 91 of 1983, as amended by section 3 of Act 45 of 1985, section 2 of Act 79 of 1986 and section 8 of Act 43 of 1988

5 3. Section 5 of the principal Act is hereby amended by the addition to paragraph (a) of subsection (1) of the following subparagraph:

“(xii) one of the members appointed in terms of section 3 (3) (gA) nominated for this purpose by the association referred to therein.”.

10 Substitution of section 16 of Act 91 of 1983, as substituted by section 4 of Act 110 of 1985

4. The following section is hereby substituted for section 16 of the principal Act:

“Performance of administrative work

15 16. The administrative work connected with the performance of the functions of the co-ordinating council, a municipal development board, the demarcation board and any committee of the co-ordinating council, a municipal development board or the demarcation board shall be performed by officers and employees **[of the Department]** in the public service.”.

Short title

20 5. This Act shall be called the Promotion of Local Government Affairs Amendment Act, 1988.

