



GOVERNMENT GAZETTE

OF THE REPUBLIC OF SOUTH AFRICA

REPUBLIEK VAN SUID-AFRIKA

STAATSKOERANT

Registered at the Post Office as a Newspaper

As 'n Nuusblad by die Poskantoor Geregistreer

Selling price • Verkoopprys
(GST excluded/AVB uitgesluit)

Local **80c** Plaaslik

Other countries R1,10 Buitelands

Post free • Posvry

VOL. 310

CAPE TOWN, 3 APRIL 1991

No. 13121

KAAPSTAD, 3 APRIL 1991

STATE PRESIDENT'S OFFICE

KANTOOR VAN DIE STAATSPRESIDENT

No. 669.

3 April 1991

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

No. 19 of 1991: Roodepoort and Weltevreden Agricultural Settlements Adjustment Amendment Act, 1991.

No. 669.

3 April 1991

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

No. 19 van 1991: Reëlingswysigingswet op die Landbou-nedersettings Roodepoort en Weltevreden, 1991.

Act No. 19, 1991

ROODEPOORT AND WELTEVREDEN AGRICULTURAL
SETTLEMENTS ADJUSTMENT AMENDMENT ACT, 1991

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 Roodepoort and Weltevreden Agricultural Settlements Adjustment Act, 1966, so as to further regulate the abolition of the committees of management; and to regulate the ownership of those portions of the common grazing ground of the Weltevreden Agricultural Settlement which were not divided into lots; and to provide for matters connected therewith.

*(English text signed by the State President.)
(Assented to 15 March 1991.)*

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

Amendment of section 3 of Act 53 of 1966

1. Section 3 of the Roodepoort and Weltevreden Agricultural Settlements Adjustment Act, 1966 (hereinafter referred to as the principal Act), is hereby amended—

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

“(a) **[provision for the management of]** irrigation boards have been established in terms of section 79 of the Water Act, 1956 (Act No. 54 of 1956), for the areas referred to in the definition of “Settlement” in section 1 of the **[said Ordinance has been made in terms of the Small-Holdings Ordinance, 1954 (Ordinance No. 17 of 1954) of the Orange Free State]** Agricultural Settlements Private Ordinance, 1907, of the Orange Free State; and”;

(b) by the substitution for subsection (2) of the following subsection:

“(2) Subject to the provisions of section 2, as from the date specified in any proclamation issued under subsection (1) of this section, all the assets and rights of the Committees of Management shall vest in, and all their liabilities and obligations shall devolve upon, **[any peri-urban authority exercising control in terms of the said Small-Holdings Ordinance, 1954, over the areas]** the irrigation board concerned which has been established for an area mentioned in subsection (1) (a) of this section.”.

Amendment of section 3A of Act 53 of 1966, as inserted by section 1 of Act 38 of 1990

2. Section 3A of the principal Act is hereby amended by the substitution for subsection (1) of the following subsection:

“(1) The ownership of those portions of the common grazing ground of the Roodepoort and Weltevreden Agricultural **[Settlement]** Settlements which have not been divided into lots, shall vest in the State.”.

REËLINGSWYSIGINGSWET OP DIE LANDBOUNEDERSETTINGS
ROODEPOORT EN WELTEVREDEN, 1991

Wet No. 19, 1991

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 Reëlingswet op die Landbounedersettings Roodepoort en Weltevreden, 1966, ten einde die afskaffing van die bestuurskomitees verder te reël; en die eiendomsreg oor daardie gedeeltes van die gemeenskaplike weiveld van die Landbounedersetting Weltevreden wat nie in persele verdeel is nie, te reël; en om voorsiening te maak vir aangeleenthede wat daarmee in verband staan.

*(Engelse teks deur die Staatspresident geteken.)
(Goedgekeur op 15 Maart 1991.)*

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

Wysiging van artikel 3 van Wet 53 van 1966

1. Artikel 3 van die Reëlingswet op die Landbounedersettings Roodepoort en Weltevreden, 1966 (hieronder die Hoofwet genoem), word hierby gewysig—
- (a) deur paragraaf (a) van subartikel (1) deur die volgende paragraaf te vervang:
- “(a) **[daar ingevolge die Ordonnansie op Kleinhoewes, 1954 (Ordonnansie No. 17 van 1954), van die Oranje-Vrystaat, vir die bestuur van] besproeiingsrade ingevolge artikel 79 van die Waterwet, 1956 (Wet No. 54 van 1956), vir die gebiede genoem in die omskrywing van “Settlement” in artikel 1 van die Agricultural Settlements Private Ordinance, 1907, van die Oranje-Vrystaat, [voorsiening gemaak is] ingestel is; en”;** en
- (b) deur subartikel (2) deur die volgende subartikel te vervang:
- “(2) Behoudens die bepalings van artikel 2, berus, vanaf die datum in 'n kragtens subartikel (1) van hierdie artikel uitgereikte proklamasie genoem, al die bates en regte van die Bestuurskomitees by, en gaan al hul laste en verpligtings oor op, **[’n buitestedelike bestuur wat ingevolge genoemde Ordonnansie op Kleinhoewes, 1954, beheer uitoefen oor die gebiede] die betrokke besproeiingsraad wat vir ’n gebied genoem in subartikel (1) (a) van hierdie artikel ingestel is.**”.

Wysiging van artikel 3A van Wet 53 van 1966, soos ingevoeg deur artikel 1 van Wet 38 van 1990

2. Artikel 3A van die Hoofwet word hierby gewysig deur subartikel (1) deur die volgende subartikel te vervang:
- “(1) Die eiendomsreg oor daardie gedeeltes van die gemeenskaplike weiveld van die **[Landbounedersetting] Landbounedersettings Roodepoort en Weltevreden** wat nie in persele verdeel is nie, berus by die Staat.”.

Act No. 19, 1991

ROODEPOORT AND WELTEVREDEN AGRICULTURAL
SETTLEMENTS ADJUSTMENT AMENDMENT ACT, 1991**Repeal of section 4 of Act 53 of 1966**

3. Section 4 of the principal Act is hereby repealed.

Substitution of section 5 of Act 53 of 1966, as substituted by section 2 of Act 38 of 1990

4. The following section is hereby substituted for section 5 of the principal Act:

“Compensation in respect of rights vesting in State

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5. No compensation shall be payable in respect of any rights vesting in the State by virtue of the provisions of section 2 or 3A **[or 4]**.”

Short title and commencement

5. This Act shall be called the Roodepoort and Weltevreden Agricultural Settlements Adjustment Amendment Act, 1991, and shall come into operation on a 10 date fixed by the State President by proclamation in the *Gazette*.

REËLINGSWYSIGINGSWET OP DIE LANDBOUNEDERSETTINGS-
ROODEPOORT EN WELTEVREDEN, 1991

Wet No. 19, 1991

Herroeping van artikel 4 van Wet 53 van 1966

3. Artikel 4 van die Hoofwet word hierby herroep.

Vervanging van artikel 5 van Wet 53 van 1966, soos vervang deur artikel 2 van Wet 38 van 1990

5 4. Artikel 5 van die Hoofwet word hierby deur die volgende artikel vervang:

“Vergoeding ten opsigte van regte wat by Staat berus

5. Geen vergoeding is betaalbaar ten opsigte van regte wat uit hoofde van die bepalings van artikel 2 of 3A **[of 4]** by die Staat berus nie.”.

Kort titel en inwerkingtreding

10 5. Hierdie Wet heet die Reëlingswysigingswet op die Landbounedersettings Roodepoort en Weltevreden, 1991, en tree in werking op 'n datum deur die Staatspresident by proklamasie in die *Staatskoerant* bepaal.

