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STATE PRESIDENT'S OFFICE

No. 806. 19 April 1991

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

No. 42 of 1991: Local Authorities Rating Ordinance Amendment Act (Transvaal) (House of Assembly), 1991.

KANTOOR VAN DIE STAATSPRESIDENT

No. 806. 19 April 1991

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

No. 42 van 1991: Wysigingswet op die Ordonnansie op Eiendomsbelasting van Plaaslike Besture (Transvaal) (Volksraad), 1991.

Act No. 42, 1991 LOCAL AUTHORITIES RATING ORDINANCE AMENDMENT ACT
(TRANSVAAL) (HOUSE OF ASSEMBLY), 1991

GENERAL EXPLANATORY NOTE:

- []** Words in bold type in square brackets indicate omissions from existing enactments.
- Words underlined with a solid line indicate insertions in existing enactments.

ACT

To amend the Local Authorities Rating Ordinance, 1977 (Transvaal) (in so far as it is applied as a law on own affairs of the White population group), so as to make it clear that Eskom shall only be exempted from the payment of rates to a municipality if the property concerned is used for the exclusive purpose of reticulating electricity to the inhabitants of that municipality; and to provide for matters connected therewith.

(Afrikaans text signed by the State President.)
(Assented to 8 April 1991.)

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

Definition

1. In this Act, unless the context otherwise indicates, “the Ordinance” means the Local Authorities Rating Ordinance, 1977 (Ordinance No. 11 of 1977) (Transvaal), in so far as and to the extent to which the provisions of Part IV of the Republic of South Africa Constitution Act, 1983 (Act No. 110 of 1983), have by paragraph (a) of Proclamation No. R. 36 of 1989 been declared to apply to the said Ordinance. 5

Amendment of section 5 of Ordinance 11 of 1977, as amended by section 3 of Ordinance 15 of 1980 10

2. Section 5 of the Ordinance is hereby amended by the substitution for paragraph (c) of subsection (1) of the following paragraph:

“(c) such property or portion thereof is owned by **[the Electricity Supply Commission, constituted in terms of the provisions of]** Eskom as referred to in section 2 of the **[Electricity Act, 1958 (Act 40 of 1958)]** Eskom Act, 1987 15
(Act No. 40 of 1987), and such property or portion thereof is used by **[the said Commission]** Eskom for the exclusive purpose of reticulating electricity to the inhabitants of the municipality concerned to the extent that such property or portion thereof is so used;”.

Short title and commencement 20

3. This Act shall be called the Local Authorities Rating Ordinance Amendment Act (Transvaal) (House of Assembly), 1991, and shall come into operation on a date fixed by the State President by proclamation in the *Gazette*.

WYSIGINGSWET OP DIE ORDONNANSIE OP
EIENDOMSBELASTING VAN PLAASLIKE BESTURE
(TRANSSVAAL) (VOLKSRAAD), 1991

Wet No. 42, 1991

ALGEMENE VERDUIDELIKENDE NOTA:

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

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

WET

Tot wysiging van die Ordonnansie op Eiendomsbelasting van Plaaslike Besture, 1977 (Transvaal) (vir sover dit as 'n wet oor eie sake van die Blanke bevolkingsgroep toegepas word), ten einde dit duidelik te stel dat Eskom slegs vrygestel is van die betaling van eiendomsbelasting aan 'n munisipaliteit indien die betrokke eiendom gebruik word vir die uitsluitlike doel van benetting van elektrisiteit aan die inwoners van daardie munisipaliteit; en om voorsiening te maak vir aangeleenthede wat daarmee in verband staan.

*(Afrikaanse teks deur die Staatspresident geteken.)
(Goedgekeur op 8 April 1991.)*

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

Woordomskrywing

1. In hierdie Wet, tensy uit die samehang anders blyk, beteken “die Ordonnansie”
5 die Ordonnansie op Eiendomsbelasting van Plaaslike Besture, 1977 (Ordonnansie No. 11 van 1977) (Transvaal), vir sover en in die mate waarin die bepalings van Deel IV van die Grondwet van die Republiek van Suid-Afrika, 1983 (Wet No. 110 van 1983), by paragraaf (a) van Proklamasie No. R. 36 van 1989 op genoemde Ordonnansie van toepassing verklaar is.

10 **Wysiging van artikel 5 van Ordonnansie 11 van 1977, soos gewysig deur artikel 3 van Ordonnansie 15 van 1980**

2. Artikel 5 van die Ordonnansie word hierby gewysig deur paragraaf (c) van subartikel (1) deur die volgende paragraaf te vervang:

15 “(c) sodanige eiendom of gedeelte daarvan die eiendom is van **[die Elek-
trisiteitsvoorsieningskommissie, saamgestel ingevolge die bepalings van]**
Eskom soos bedoel in artikel 2 van die **[Elektrisiteitswet, 1958 (Wet 40 van 1958)]** Eskomwet, 1987 (Wet No. 40 van 1987), en sodanige eiendom of
gedeelte daarvan deur **[genoemde Kommissie]** Eskom gebruik word vir die
20 uitsluitlike doel van benetting van elektrisiteit aan die inwoners van die
betrokke munisipaliteit **[tot]** in die mate **[wat]** waarin sodanige eiendom of
gedeelte daarvan aldus gebruik word;”.

Kort titel en inwerkingtreding

3. Hierdie Wet heet die Wysigingswet op die Ordonnansie op Eiendomsbelasting van Plaaslike Besture (Transvaal) (Volksraad), 1991, en tree in werking op 'n datum
25 deur die Staatspresident by proklamasie in die *Staatskoerant* bepaal.

