

REPUBLIC  
OF  
SOUTH AFRICA



REPUBLIEK  
VAN  
SUID-AFRIKA

# Government Gazette Staatskoerant

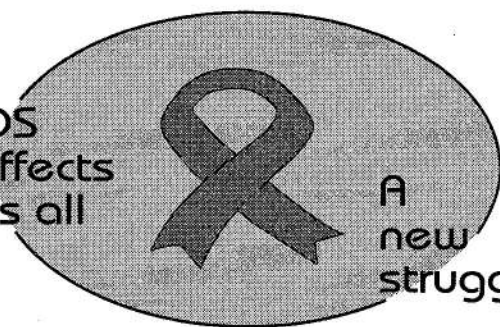
Vol. 414

PRETORIA, 10 DECEMBER 1999  
DECEMBER

No. 20692

**We all have the power to prevent AIDS**

AIDS  
affects  
us all



A  
new  
struggle

**AIDS**

**HELPUNE**

**0800 012 322**

DEPARTMENT OF HEALTH

**Prevention is the cure**

**DEPARTMENT OF EDUCATION  
DEPARTEMENT VAN ONDERWYS****No. 1473****10 December 1999****NATIONAL EDUCATION POLICY ACT, 1996 (ACT No. 27 OF 1996)****NATIONAL POLICY REGARDING INSTRUCTIONAL TIME FOR SCHOOL****INSTRUCTIONAL OFFERINGS**

The Minister of Education, hereby gives notice in terms of section 7 of the National Education Policy Act, 1996 (Act No. 27 of 1996), that he has determined the national policy in terms of section 3 (4) (1) of the said Act to be applied in respect of curriculum frameworks, core syllabuses and education programmes, learning standards, examinations and the certification of qualifications as far as these relate to the matters referred to in the Schedule hereto.

**K. ASMAL****Minister of Education****SCHEDULE**

Approval of national policy regarding instructional time for school instructional offerings.

The documents setting out such policy are obtainable upon written request from the Director-General; Department of Education, Private Bag X895, Pretoria, 0001. For attention Dr L. P. Kriel at phone (012) 312-5293 or fax 328-6028.

**DEPARTMENT OF HOME AFFAIRS  
DEPARTEMENT VAN BINNELANDSE SAKE**

**No. 1468****10 December 1999**

**INSERTION OF SURNAME IN TERMS OF SECTION 23 OF THE BIRTHS AND DEATHS  
REGISTRATION ACT, 1992 (ACT No. 51 OF 1992)**

The Director-General has in respect of the following persons approved the insertion of their surname in italics:

1. Barbara Harrison – 1942.04.04 – 13 Crowton Road, Assegai, Austerville - *Africa*
2. Amrawathee – 1962.10.31 – 23 Asplenium Street, Fernwood, Newcastle – *Sirikistan*
3. Ishwer Parsad – 1924.12.20 – R A Moodleys Old Age Home, House No. 63, Kwa Dukuza – *Oodith*
4. Kathija Bibi – 1933.01.02 – 124 Battersea Avenue, Reservoir Hills - *Ali*
5. Ganeshpersad – 1948.05.30 – 14 Schoolside Crescent, Caneside, Phoenix – *Alam*
6. Chundrasaker – 1930.08.23 – 199 Panorama Drive, Fernwood, Newcastle – *Baruth*
7. Muniamma Pillay – 1949.03.28 – 27 Dewstone Close, Whetstone, Phoenix – *Munsamy*
8. Henriette Pakkiri – 1926.02.28 – 34 Grenlen Crescent, Lenham, Phoenix – *Naidoo*
9. Basanthi – 1943.07.31 – P O Box 23, Port Shepstone – *Maharaj*
10. Govindamah – 1941.04.10 – 11 Jooma Road, Isipingo Rail – *Gounden*
11. Gengamma – 1945.11.23 – 11 Jooma Road, Isipingo Rail – *Gounden*
12. Amina Sheik Alli – 1930.12.14 – 388 Madiba Valley, Mariawnhill – *Chota*
13. Kayroon Neesha – 1947.10.31 – 47 Ward Road, Overport, Durban – *Sayed*
14. Sookrajee Samsoonder – 1933.09.28 – P O Box 23746, Ottawa, Verulam – *Ram*
15. Ganeshpersad – 1948.05.30 – 26 Fighaven Place, Foresthaven, Phoenix – *Alam*
16. Valiathum Govender – 1947.06.18 – and his wife – Mairamma Govender – 1953.10.09 – 19 Bilberry Avenue, Crossmore, Chatsworth, Durban – *Moodley*

17. Dusmuth Rampersath – 1933.01.06 – 49 Cyprus Way, Newholmes, Pietermaritzburg – *Roy*
18. Ambiga Chetty – 1944.02.10 – 10 Vinca Place, Northdale, Pietermaritzburg – *Naidoo*
19. Puckree – 1940.09.20 – Road 302, House 579, Chatsworth – *Narayan*
20. Khatija Sultan – 1940.03.15 – P O Box 1098, Verulam – *Khan*
21. Paravathie Peter – 1946.01.07 – P O Box 680, Verulam – *Munsamy*
22. Parvath Raghuban – 1940.07.22 – 20-12<sup>th</sup> Street, Forderville, Estcourt – *Sirvarran*
23. Tholasiamma Govender – 1938.12.02 – 173 Palmford Place, Sunford, Phoenix – *Munickum*
24. Marriammah Dhaver – 1937.10.27 – Lot 406, Naickersville Township, Gingindhlovu – *Naicker*
25. Leelawathi Nundlall – 1941.09.07 – 41 Strensham Road, Westham, Phoenix – *Kanthidass*
26. Maduray – 1934.10.29 – 1 Jebel Street, Bellmore Park, Rylands Estate, Cape Town – *Ramani*
27. Sylvie Chetty – 1948.09.14 – 104 Stoneham Avenue, Whetstone, Phoenix – *Moonsamy*
28. Eileen Shirley Pillay – 1939.10.14 – 32 Model Clay Place, Clayfield, Unit 3, Phoenix – *Ebrahams*
29. Mariamma – 1936.02.04 – 51 Jinnah Road, Northdale, Pietermaritzburg – *Govender*
30. Sukanandu Sukanadu – 1937.12.07 – 50 Elmhaven, Unit 21, Phoenix – *Singh*
31. Govindasami – 1936.08.20 – Road 706, House 692, Chatsworth, Durban – *Govender*
32. Omiahvathi – 1942.02.09 – 27 Richill Grove, Bonella, Cato Manor, Durban – *Sabapathy*
33. Aswani Devi – 1953.07.30 – P O Box 1701, Tongaat – *Pather*



34. Jagernathsingh Bahadur - 1946.01.13 - 44 Carden Crescent, Parlock, Durban - **Singh**
35. Suleman Ismail Abas - 1942.02.23 - P O Box 1053, Kiasha Park - **Warrasally**
36. Ismail - 1938.04.05 - 1938.04.05 - P O Box 26459, Oaklands, Verulam - **Ahmet**
37. Lutchmee Kallier - 1920.04.16 - 89-2<sup>nd</sup> Street, Marabastad, Pretotria - **Kallier**
38. Chithrakah - 1339.04.19 - Road 1101, House 490, Chatsworth, Durba - **Rajgopal**
39. Gowri - 1942.01.17 - 127 Universal Place, Crossmoor, Chatsworth - **Chutherpai**
40. Jayamoney - 1945.10.18 - 3 Rainpiath, Rainham, Phoenix - **Mark**
41. Tholsamma Perumal - 1940.01.02 - Road 901, House 103, Moorton, Chatsworth - **Naidoo**
42. Mariamah Govender - 1932.10.11 - P O Box 348, Dannhouser - **Senasee**
43. Bagiam - 1925.06.16 - P O Box 313, Tongaat - **Perumal**
44. Nagamah Reddy - 1941.07.08 - P O Box 566, Stanger - **Dorasamy**
45. Radhika - 02.06.1960 - 7 Pirrip Street, Chatsworth, Durban - **Sewnarain**
46. Saffura Bibi - 1926.06.01 - P O Box 42390, Fordsburg - **Hoosain**
47. Kamatchi Narainsamy - 1917.01.01 - 22 Aspern Avenue, Croftdene, Chatsworth, Durban - **Reddy**
48. Krishnaveni Govender - 23.04.1944 - 58 Bluecrest, Bayview, Chatsworth - **Govender**
49. Suleman Essop - 1948.07.13 - P O Box 19076, Dormerton - **Rajah**
50. Rookminie - 1939.08.29 - 37 Evengreen Place, Greenbury, Phoenix - **Singh**
51. Pramela - 1955.02.10 - 1123 Quarry Road, Clare Estate, Durban - **Harilal**
52. Quereshini - 1958.12.26 - Embassy Athens - **Naidoo**
53. Ishwarlall - 1945.12.11 - 21 Pickering Street, Durban - **Maharaj**

54. Muniamma – 1930.11.16 – 20 Bottlebrush Crescent, Isipingo – *Pillay*
55. Kistamma Puspammal – 1924.11.12 – 264 Powerline Street, Westcliff, Chatsworth, Durban – *Naidu*
56. Dhanalutchmi Naidoo – 501203 0094 080 – 38 Leo Avenue, Woodhurst, Chatsworth, Durban – *Pillay*
57. Latchmy Kadirvalu – 200601 0404 080 – 16A Maple Court, Duiker Place, Mountview, Verulam – *Moodley*
58. Moonsamy – 1948.03.16 – 2037 Nimosa Place, Lotus Park, Isipingo – *Chetty*
59. Dolly Sewlall – 540102 0217 084 – P O Box 155, Anerley, Natal – *Sivparsad*
60. Sheik Ayub – 430510 5180 086 – 52 HARTUALE Gardens, Rydalvale, Phoenix – *Sheik Imam*
61. Jainab Bee Ahmet – 420925 0147 082 – P O Box 26459, Verulam, Oaklands – *Shaik*
62. Kandsamy – 360428 5132 086 – P O Box 184, Dalton – *Gounder*
63. Mariam Gounder – 391210 0216 087 – P O Box 184, Dalton – *Simon*
64. Leelawathee – 410817 0087 057 – 35 Cart-Cart Street, Greytown – *Baboothilalamm*
65. Amiappan – 270715 5056 052 – 76 Victoria Appartments, Tongaat – *Khathan*
66. Harrieram – 330114 5047 089 – P O Box 23418, Newcastle – *Deepan*
67. Jeevaruthnum Namasavayum – 39 Teabush Road, Bakerton, Springs – *Nayager*
68. Dhanalutchmi Naidoo – 38 Road 1011, Woodhurst, Chatsworth – *Pillay*
69. Dhayanana Sookdaw – 510414 5137 050 – 85 Main Street, Howick – *Sookdaw*
70. Jainab Dave – 1944.06.07 – 91 Astral Drive, Unit 10, Chatsworth – *Shaik*
71. Mariamma Moodley – 1953.10.09 – 19 Bilberry Avenue, Crossmore, Chatsworth, Durban – *Govender*
72. Sylvie Moonsamy – 1948.09.14 – 104 Stonenham Avenue, Whestone, Phoenix – *Chetty*

No. 1469

10 December 1999

**ALTERATION OF FORENAMES IN TERMS OF SECTION 24 OF THE BIRTHS AND DEATHS  
REGISTRATION ACT, 1992 (ACT No. 51 OF 1992)**

The Director-General has in respect of the following persons approved the alteration of their forenames printed in italics:

1. Namasayan Guruswami Govender (1954.12.23) 8 Jaipur Road, Northdale, Pietermaritzburg –  
*Namasayan*
  2. Jeevaruthnum Namasavayum Nayager (551230 5102 08 8) 39 Teabush Road, Bakerton, Springs –  
*Leslie Namasavayum*
- 

No. 1470

10 December 1999

**ALTERATION OF FORENAMES IN TERMS OF SECTION 24 OF THE BIRTHS AND DEATHS  
REGISTRATION ACT, 1992 (ACT No. 51 OF 1992)**

The Director-General has in respect of the following persons approved the alteration of their forenames to the forenames printed in italics:

1. Amos Chikozho – 1929.06.14 – 5 Giraff Street, East Ridge, Mitchells Plain –  
*Basil Musondina*
2. Johannes Smith – 590721 5150 088 – P O Box 25996, Gezina – *Shaun-Allen*
3. Mahomed Suleman Areff – 641124 5005 080 – P O Box 61902,  
Marshalltown – *Mahomed Suleman*
4. Mary Phililia Segoe – 710619 0516 086 – P O Box 5612, Rustenburg –  
*Felicia Mary*
5. Mphofe James Makobe – 621013 5557 089 – P O Box 954, Masemola –  
*Mahlwaneng James*
6. Phindile Hlengwa – 730514 5518 086 – 242 Old Main Road, Amanzimtoti –  
*Andile*
7. Vernon Zithulele Malinga – 621112 5949 088 – E1057 Ntuzuma Township, P  
O Kwamashu – *Mzithulele Vernon*
8. Maggie Bhekisiswe Cele – 600722 5553 089 – P O Box 131, Mtubatuba –  
*Bhekizizwe Mack*

No. 1471

10 December 1999

**ALTERATION OF FORENAMES IN TERMS OF SECTION 24 OF THE BIRTHS AND DEATHS  
REGISTRATION ACT, 1992 (ACT No. 51 OF 1992)**

The Director-General has in respect of the following persons approved the alteration of their forenames printed in italics:

1. Gerschel Gillian Abrahams (740305 0289 08 0) 26 Helderberg Crescent, Tafelsig, Mitchells Plain – *Saadiqah*
2. Adwina Starke (731230 0207 08 3) 18 Jupiter Road, Rocklands, Mitchells Plain – *Aa'ishah*
3. Adorina Henriette Ahmed (631106 0085 08 6) 2 Bisley Crescent, Beacon Valley, Mitchells Plain – *Zurena*
4. Moné Alberts (740226 5058 08 2) 2 Outeniqua Street, Windhoek – *Morné Correia*
5. Roshilla Patel (740129 0248 08 0) 34 Pampas Road, Bakerton, Extension 4, Springs – *Reehana*
6. Asothie Ganesen (620611 0082 08 5) PO Box 41177, Rossburgh – *Abigail*
7. Kanniamah Phillips (561201 0140 08 2) PO Box 50159, Zinniaville – *Debbie Fluffy*
8. Parvathy Chedi (370515 0107 08 5) 15 Road 742, Montford, Chatsworth – *Zulaika Bibi Mahomed*
9. Johannes Rudolph Viljoen (510815 0210 08 2) 123B Germaines Avenue, Brakpan – *Jo-Ann Bernedette*
10. Vincent Saunders (730619 5226 08 3) 15 Cuckoo Close, Rocklands, Mitchells Plain – *Rafeeq*
11. Rachel Rodrigues (710616 0443 08 9) PO Box 14.64, Leraarsfontein – *Rachel Sparke*
12. Mohamed Essop Kader (620605 5223 08 2) PO Box 30650, Braamfontein – *Mohamed Yusuf*
13. Piet Faro (510418 5148 08 2) 7B Konzalwer Street, Lamberts Bay – *Pieter*
14. Nagamah Govender (651217 0231 08 6) 54 Woodview Drive, Woodview, Phoenix – *Savy Nagamah*
15. Johannes Manuel Adams (691231 5486 08 4) 12 Flat Street, Edenpark – *Johannes Emmanuel*
16. Josephus Jacobus Pettit (691219 5169 08 1) 73 Gavin Drive, Scheepers Heights, Uitenhage – *Jacques Jacobus*
17. Anna Johanna Dada (691115 0191 08 0) 29 Arries Street, Surrey Estate, Athlone – *Ann*
18. Ferdinand Nortje (691016 5119 08 6) PO Box 3035, Montana Park – *Ferdi Dian*
19. Gail Letitia Jappie (640926 0160 08 7) 3 St Vincent Street, West End, Port Elizabeth – *Lameez*
20. Moegamad Shafiek Lawrence (640508 5077 08 4) 1232 Oleander Place, Extension 3, Westbury, Johannesburg – *Shaun*
21. Maria Magdalena Mienie (640209 0044 08 4) 222 Muller's Gardens, Vanderbijlpark – *Mariaan*
22. Catharina Pofadder (501229 0185 08 1) PO Box 34, Kanon Island – *Katrina*

23. Fadiela Collins (610913 0166 08 8) South African Consulate-General, Casella Postale 1468, 20101 Milano – *Faldiela*
24. Sonia Erasmus (540815 0213 08 0) 34 – 7<sup>th</sup> Avenue, Edenvale – *Anna Johanna Susanna*
25. Fredrieka Martha Johanna Labuschangné (710523 0180 08 5) PO Box 70873, Bryanston – *Euruka*
26. Martin Schnetler (580606 5072 08 9) Ottos Hoogte Farm, Louis Trichardt – *Jacobus Lukas Marthinus*
27. Tahera Nazeer Ahmed Haffjee (640829 0085 08 2) PO Box 78, Rustenburg – *Tahera*
28. Robin Stuart Stuart-Clark (510128 5126 08 3) PO Box 44926, Claremont – *Robin*
29. Audrey Lilian Van Rooyen (500520 0697 08 8) 30 Gilia Street, New Lenteguur, Mitchells Plain – *Mubeenah*
30. Koos West (520327 5052 08 7) 12 Myrtle Street, Hillcrest, Blue Downs, Eerste River – *Jacobus*
31. Elizabeth Mary Ann Solomons (480731 0139 08 8) 28 Buick Crescent, Beacon Valley, Mitchells Plain – *Lameez*
32. Annie Vers (540823 0060 08 9) 12 Laubscher Street, Spandaville, Graaff Reinet – *Annie Adriana*
33. Martiens Dick (601221 5072 08 2) 27 Rubens Road, Macassar – *Martin*
34. Zanap Müller (520601 0017 08 3) 83 Lyster Circle, Robinvale, Atlantis – *Zainab*
35. Johanna Daniels (520131 0054 08 4) 26 Stromboli Street, New Tafelsig, Mitchells Plain – *Fatima*
36. Nadeem Parker (740315 5142 08 5) PO Box 190, Gatesville – *Ebrahim Nadeem*
37. Peter Anthony Ferrus (740812 5146 08 2) 9 Allaman Street, Highbury, Kuils River – *Abdul-Shakur*
38. Fatima Maria De Sousa Gomes (730519 0015 08 7) 2 De Reyger Street, Tygerdal, Goodwood – *Fatima Maria Faria*
39. Kasilingum Kanavathy (730911 5272 08 8) 49 Amritsar Road, Northdale, Pietermaritzburg – *Kasilingum Kosilin*
40. Yvette Cilliers (720727 0008 08 3) PO Box 411016, Craighall – *Yvette DD Jean-Pierre*
41. Dirk Jacobs (630317 5081 08 4) 40 Cavalla Crescent, Silwood Heights, Eerste River – *Sirton Dirk*
42. Wendy Linelle Greeff (600324 0146 08 2) Private Bag X7, Verulam – *Wendy*
43. Anna Colette Josephine Moment (700903 0198 08 3) 125 Loganberry Street, Bonteheuwel – *Anicolette Josephine*
44. Shunbagavallie Govender (650211 0654 08 3) 23 Plantain Avenue, Bayview, Chatsworth – *Lucille Jasmin*
45. Mill Margret Bessit (690409 0129 08 8) 8 Keiskama Street, Riverlea, Johannesburg – *Merle Margret*
46. Maureen Badat (690331 0073 08 4) 9 Indiana Avenue, Extension 7, Eldorado Park – *Fatima Maureen*



47. Anna Petronella Van Niekerk (670524 0014 08 2) 1607 Momentum Centre East, 343 Pretorius Street, Pretoria – *Ronel*
48. Nirasha Girhawu (660703 0096 08 1) 46 Brebham Gardens, Westham, Phoenix – *Nirvana*
49. Jaishree Naidoo (660317 0087 08 9) 520 Umber Street, Laudium – *Vanessa Elivzzhe Xyrine*
50. Johannes Frans Links (660308 5125 08 1) 30 Bakenkop Street, Rosedale, Uppington – *Dennis Jöhannes Frans*
51. Ligia Maria Cunhar Potgieter (581124 0205 08 3) 1097 Bradfield Crescent, Sherwood Village, Dainfern – *Ligia Maria Cunhar Fontainha*
52. Jeffrey Tarazana February (701028 5107 08 4) 99A Loganberry Street, Bonteheuwel – *Nazeem*
53. Magdalena Theunsina Elizabeth Hubbard (620214 0131 08 3) 48 Pienaar Street, Brenthurst, Brakpan – *Magda*

No. 1472

10 December 1999

**ASSUMPTION OF ANOTHER SURNAME IN TERMS OF SECTION 26 OF THE BIRTHS AND DEATHS  
REGISTRATION ACT, 1992 (ACT No. 51 OF 1992)**

The Director-General has authorized the following persons to assume the surname printed in italics:

1. Odiheng John Tekanyo – 590907 5176 088 – P O Box 642, Taung Station – *Morwe*
2. Mbombo Obeth Nhlapo – 571202 5643 086 – P O Box 50470, Osizweni – *Nhlanhla*
3. Selaelo Anna Marogo – 510125 0505 089 – P O Box 1887, Ga-Kgapane – *Maake*
4. Vuyisile Tien Mangani – 651120 5378 086 – and his wife – Dikgang Miemie Mangani – 660301 0586 084 – 2173 Phahameng, Bultfontein – *Bangane*
5. Luyanda Livingstone Tiki – 650409 5066 085 – 2285 Cuba Township, Butterworth, Transkei – *Platyi*
6. Sekrepa Elijah Ntuli – 430905 5207 089 – Private Bag X4009, Kwalugedlane, Mpumalanga – *Mhlongo*
7. David Mosetlha – 670820 5866 082 – 2373 Phomolong Section, Tembisa – *Nyambi*
8. Samuel Boet Mthimunya – 590401 5596 081 – his wife – Evelyn Dumazile Mthimunya – 570130 0308 085 – and two minor children – Portia Valeria Nombali Mthimunya – 810404 0356 083 – Lifa Hamilton Mthimunya – 860526 5477 081 – Ntombenhle Amanda Mthimunya – 1990.02.24 - 4255 Nyembezi Street, *Ackerville*, Emalahleni – *Masango*
9. Bisoni Willie Ndlalane – 490313 5317 080 – and his wife – Mabel Ndlalane – 520424 0228 083 P O Box 5029, Suurbekom, Westonia – *Ngcobo*
10. Vusumuzi Terror Mngomezulu – 660610 6077 082 – and his wife – Jabulisiwe Sithembile Mngomezulu – 670520 0253 084 – P O Box 12362, New Castle – *Mazibuko*
11. Elton John Backward – 750120 5506 082 – and his wife – Bishneen Zondie – 700707 0104 086 – 4 Scheepers Street, Port Alfred – *Hilpert*

12. Bafana George Mahlangu – 501003 5265 085 – his two minor children – Tereki Nelly Mahlangu – 1983.04.26 – Vusi Johannes Mahlangu – 1981.08.07 - P O Box 97, Sehlakoane – *Maredi*
13. Peter Garth Owen Leddell – 420426 5542 260 - 3 Stokesay Close, Chisipite – *Mercer*
14. Eliphas Bekuyise Vilakazi – 451020 5347 085 – and his wife – Nokwethemba Zodwa Vilakazi – 460303 0693 086 – P O Box 11, Hlabisa – *Mthembu*
15. France Mzwandile – Mkhize – 670203 5476 086 – and his wife – Khanyisile Beauty Mkhize – 671021 0472 088 – P O Box 1, Dalton – *Zondi*
16. Dumazile Florence Sibiya – 490106 0684 086 – P O Box 757, Kwadukuza – *Mthembu*
17. Frank John Molman – 490606 6211 081 – 218 Crutze Street, Vryburg – *Serathi*
18. Zamuxolo Eric Mangweleni – 611204 5823 082 – Ny 61 No 90, Section 4, Guguletu – *Ndayi*
19. Mohlala Lucas Lebepe – 520801 5451 085 – 23 Sedibeng Section, Tembisa – *Rapelwana*
20. Mohlala Lucas Lebepe – 520801 5451 085 – 23 Sedibeng Section, Tembisa – *Rapelwana*
21. Jabulani Victor Maluleka – 760208 5999 080 – Stand No. 10, Protea Village, Tshiawelo – *Nsibande*
22. Khashane David Letswalo – 690212 5437 088 – P O Box 1544, Letaba – *Mokhabela*
23. Johannes Sipho Blossie – 610214 5470 082 – 5171 Ivory Park, Extension 2, Midrand – *Hlatshwayo*
24. Lefana Dlomo – 460415 5302 081 – Private Bag X5604, Greytown – *Luthuli*
25. Mfanukhona Elvis Gumede – 681102 5820 089 – P O Box 541, Pinetown – *Cele*
26. Nolelese Mazoyi – 460505 5499 083 – A295 A, Site C, Khayelitsha – *Manqoyi*
27. Lawrencina Bongiwe Cele – 550929 0658 082 – P O Box 52011, Umgababa, Amanzimtoti – *Madonda*

28. Sikhumbuzo Gecelo – 650225 5949 082 – P O Box 13, Lusikisiki – *Mpetshwa*
29. Ngizwile Nkosinathi Simon Madinane – 610507 5757 089 – 2674 Mapetla Extension, Tshiawelo – *Khumalo*
30. Julia Leah Motha – 760304 1154 083 – No. 288 Ecaleni Section, Tembisa – *Mokoena*
31. Margaret Masmoto Mafokula – 700118 0338 080 – 1324A, New Town, Mmakau – *Munyai*
32. Edward Qoqokwakhe Zulu – 601118 5302 081 – P O Box 865, Eshowe – *Mncwango*
33. Jan Christmas Matowane – 421225 5779 081 – and his wife – Kagiso Betty Matowane – 530625 0953 086 – Private Bag X513, Ganyesa – *Matoane*
34. Jabulile Rebecca Ngubane – 680530 0605 082 – P O Box 22226, Stanger – *Nzuza*
35. Bizeyakhe Agrippa Gantsa – 690811 5302 083 – Private Bag X1016, Harding – *Gasa*
36. Mbongeni Colen Mbokazi – 601001 5503 082 – P O Box 10799, Meerensee – *Mbuyazi*
37. Malose Frans Baloyi – 580118 5467 087 – P O Box 592, Tholongwe – *Molope*
38. Hazel Veronica Isaacs – 581012 0196 081 – Ny 43 No 91, Guguletu – *Kuta*
39. Robert Shipisoni Mhlongo – 620828 5635 085 – P O Box 6, Skukuza – *Gumede*
40. Ntombizikhona Grace Mazosiwe – 590107 0662 089 – C/O Wembley Group, 23 Belgravia Road, Athlone – *Toibhadi*
41. Dumisani Elijah Manana – 691018 5302 084 – 150 Dikole Section, Katlehong – *Zwane*
42. Msindisi Eric Guda – 660102 6619 089 – Machibi Location, King Williamstown – *Yose*
43. Sipho Julias Ndlazi – 660711 5758 084 – P O Box 6042, Mandini – *Malinga*
44. Tutuzana Maxwell Baliti – 660808 5888 083 – No. 272 Makholwa Street, Newcross Roads, Nyanga – *Kolisile*

45. Nomsa Mazibuko – 770329 0602 087 – 1778 Jabulani Khawe Street, Kwa Xuma – *Mashimbye*
46. Simathana Robert Mazibeni – 561111 5631 086 – 28487 Extension 5, Mamelodi East, Pretoria – *Kokoele*
47. Bafana Isaac Mtshali – 590818 5366 084 – 10407 Extension 4, Dobsonville – *Sithole*
48. Homey Zola Sinaze – 591112 5933 088 – P O Box 128, Lusikisiki – *Makwati*
49. Rangweedi Johannes Matlejoane – 520123 5302 089 – P O Box 621, Marishane – *Dikegane*
50. David Daliwonga Cokoto – 611018 5775 088 – Imizamo Store, P O Box 40, Lusikisiki – *Ngwane*
51. Josia Tshwenyego Tshweu – 710511 5789 083 – P O Box 452, Sun City – *Masisi*
52. Jabulane Jeremiah Ndimande – 640402 5440 080 – 2330/12 Extension G, Mamelodi West, Pretoria – *Ncongwane*
53. Abednigo Lucky Masondo – 640213 5381 087 – P O Box 1322, Nqutu – *Zulu*
54. Arthur Mpumelelo Fakude – 640211 5408 082 – P O Box 179, Kwadabeka – *Malembe*
55. Polisa Kaweni – 631123 5596 082 – 11 Ndende Street, Duncan Village, East London – *Ndaliso*
56. Simon Masango – 511028 5537 082 – P O Box 4057, Witbank – *Mahlangu*
57. Mbambathoni Elliot Sukazi – 530803 5372 087 – E405 Diepdale, Amsterdam – *Mavuso*
58. Joyce Keretsetse – 611219 0775 087 – P O Box 2395, Taung Station – *Sekepere*
59. Joseph Mfana Maluka – 620825 5491 089 – P O Box 13, Hazyview – *Mnisi*
60. Sipiwe Petros Tshezi – 610308 5679 088 – Imbali Area, Pietermaritzburg – *Zikode*
61. Mlunguthe Mbongeni Mkhize – 630903 5286 086 – Private Bag X5604, Greytown – *Zulu*



62. Mfaniseni Henry Mashaba – 610611 5329 087 - 430 Ecaleni Section, Thembisa – *Nkambule*
63. Nono Bonisiwe Masuku – 610102 0851 085 – 1677 Kwa Makhutha Township, Amanzimtoti – *Zulu*
64. Nkosinathi Hendrick Dlamini – 731009 5332 082 – P O Box 33205, Stanger – *Nkosi*
65. Frederick Siyabonga Shamase – 710710 5393 082 – P O Box 228, Nongoma – *Buthlezi*
66. Mabekwa Phillemon Mhaule – 620905 5357 082 – P O Box 199, Hazyview – *Mnisi*
67. Lesiba Lucas Mothoa – 621013 5465 085 – Private Bag X323, Gompies – *Mokaila*
68. Solomon Zitha – 630210 5463 081 – P O Box 211, Mkhuhlu – *Mngomezulu*
69. Dlani Abram Skosana – 630502 5392 082 – 1451 Matlala Street, Phola Location, Ogies – *Mthombeni*
70. Clifford Phumzile Siganga – 631201 5726 089 – 6583 Hlalani Location, Grahamstown – *Ngcese*
71. Norah Ndlovu – 710603 0701 088 – 3165 Zone 2, Diepkloof, Orlando – *Mzimba*
72. Khethiwe Elsie Bilikwa – 230725 0130 082 – F-41 Sindile Street, Nduli, Ceres – *Theto*
73. Pantsikwake Madolwana – 531209 5350 082 – BB 19 Town 2, Khayelitsha – *Kwayi*
74. Phehello Bennet Masakane – 550101 6680 086 – Stand 2144, Phomolong, Kroonstad – *Nthako*
75. Ramagoa April Mohoasa – 550211 5403 081 – 178 Khatlamping Section, Tembisa – *Moatshe*
76. Mandla Moses Mngoma – 730213 5426 081 – P O Box 4934, Mandini – *Mithethwa*
77. Maledimo Linah Mothwa – 630628 0382 081 – Private Bag X323, Gompies – *Mokaila*

78. Victor Mncedisi Magwaza – 581022 5453 080 – P O Box 785, Midrand – *Msongelo*
79. Zwelakhe Rutherford Mathonsi – 600918 5664 088 - E412, Umlazi Township, Umlazi – *Ntuli*
80. Pretty Juliet Tshabangu – 700102 0548 088 – and one minor child – Vuyo Peter Tshabangu – 971223 5515 088 – 425 Thema Street, Lynnville, Emalahleni – *Mahlaela*
81. Khanyisile Patience Nkosi – 720320 0879 081 – F522 Zulu Road, P O Kwamashu, Durban – *Mtshali*
82. Aaron Ndebele – 550225 5319 089 – and his wife – Tholwaphi Betinah Ndebele – 530716 0756 080 – P O Box 10635, Meerensee – *Masinga*
83. Itumeleng Oneboy Mijahi – 340812 5296 089 – and his wife – Chutisho Esther Mojahi – 430620 0174 081 – P O Box 688, Taung Station – *Mojahi*
84. Sipho Prince Mkhwanazi – 700825 5391 084 – his wife – Mmathipa Louretta Mkhwanazi – 730119 0368 089 – and one minor child - Lindiwe Mkhwanazi – 970829 0093 086 – 8688B Lesolang Street, Orlando West, Orlando – *Zwane*
85. Daniel Fanfan Gumede – 521102 5546 084 – and his wife – Sesi Johannah Gumede – 540915 0825 089 – 770 Mokwena Street, Thushanang, Emalahleni – *Ngcobo*
86. Mfikana Reuben Jiyane – 600512 5996 085 – P O Box 216, Siyabuswa – *Mabena*
87. Zondiwe Goziya – 441104 0166 089 – P O Box 5660, Lusikisiki – *Macala*
88. Allen Emery Addison Adams – 490403 5042 083 – and his wife – Linda Adams – 590212 0025 186 – P O Box 894, Noordhoek – *Addison-Adams*
89. Moegamat Gasant Heuvel – 430813 5130 089 – 3 Elsberghof, The Range, Matroosfontein, Elsiesrivier – *Saban*
90. Elnos Seboneng Kgwedi – 520408 5556 085 – his wife – Lelekia Traisie Kgwedi – 570514 0601 088 – and four minor children – Julyan Dikeletso Kgwedi – 870405 5477 086 – Onismus Phegang Kgwedi – 841022 5394 082 – Henson Seahlodi Kgwedi – 960308 5361 089 – Millicent Serongwa Kgwedi – 900129 0684 082 – P O Box 8154, Namakgale – *Sekome*
91. Vusumuzi Vivian Mbele – 510228 5279 088 – Cabhane High School, Port Shepstone – *Makatini*

92. **Maggie Bhkizizwe Cele – 600722 5553 089 – and his wife – Zanelle Cele – P O Box 131, Mtubatuba – *Cele***
93. **Sebenzile Ngondeka – 410407 5406 088 – and his wife – Nontsikelelo Elizabeth – Ngondeka – 380415 0448 084 – 3244 Zone 2, Mdantsane, Ciskei – *Ngongoshe***
94. **Gugutsha Mashaba – 390125 5164 085 – P O Box 69, Ubombo – *Msweli***
95. **Bhenyani Solomon Buthelezi – 461219 5389 083 – and his wife – Sannah Florence Buthelezi – 470824 0380 083 - and one minor child – Busisiwe Margaret Buthelezi – 860919 0719 088 – 146 Mashabela Avenue, Thushanang, Emalahleni – *Sibeko***
96. **Smangalis Joseph Siwela – 500418 5378 087 – P O Box 321, Nelspruit – *Temba***
97. **Amos Hlongwane – 1929.06.14 – 5 Giraff Street, East Ridge, Mitchells Plain – *Chikozho***
98. **Johannes Lodewikus Van Rooyen – 590721 5150 088 – and his wife - Georgina Hendrina Van Rooyen – 710817 0031 086 - and four minor children – Wikus Van Rooyen – 940922 5031 081 – Lynette Van Rooyen – 961213 0352 084 – Adriaan Van Rooyen – 830823 5020 087 – Amanda van Rooyen – 800322 0002 089 – P O Box 25996, Gezina – *Smith***
99. **Mahomed Suleman Areff Madaree – 641124 5005 080 – and two minor children – Mohammed Khalid Madaree – 980118 5026 087 – Kaneez Fatima Mohamed – 950501 0229 085 - P O Box 61902, Marshalltown - *Areff***
100. **Mary Phililia Maledi – 710619 0516 086 – P O Box 5612, Rustenburg – *Segoe***
101. **Mphofe James Senong – 621013 5557 089 – P O Box 954, Masemola – *Makobe***
102. **Phindile Nodangala – 730514 5518 086 – 242 Old Main Road, Amanzimtoti – *Hlengwa***
103. **Vernon Zithulele Mthiyane – 621112 5949 088 – E1057 Ntuzuma Township, P O Kwamashu - *Malinga***

# GENERAL NOTICES ALGEMENE KENNISGEWINGS

## NOTICE 2636 OF 1999

### DEPARTMENT OF LAND AFFAIRS

#### APPLICATION IN TERMS OF THE LAND REFORM (LABOUR TENANTS) ACT, 1996

It is hereby given for general information that in terms of section 17 (1) of the Land Reform (Labour Tenants) Act, 1996 (Act No. 3 of 1996), the application for the acquisition of land mentioned in the Schedule has been lodged with the Director-General.

#### SCHEDULE

**Applicant:**

Number	Name	ID Number
1.	Mlayilayi Jacob Nkosi .....	4712195311085

**Property description of the affected land:** Rooipoort, 393.

**Servitude:** —

**District:** Newcastle.

**Province:** KwaZulu-Natal.

**Date:** 30 November 1999.

**Submitted by:** Ms Debbie Khan.

(10 December 1999)

## NOTICE 2637 OF 1999

### DEPARTMENT OF LAND AFFAIRS

#### APPLICATION IN TERMS OF THE LAND REFORM (LABOUR TENANTS) ACT, 1996

It is hereby given for general information that in terms of section 17 (1) of the Land Reform (Labour Tenants) Act, 1996 (Act No. 3 of 1996), the application for the acquisition of land mentioned in the Schedule has been lodged with the Director-General.

#### SCHEDULE

**List of Applicants:**

Number	Name	ID Number
1.	Mahlokoloza Elia Buthelezi .....	5609235587089
2.	Jeremia Dumisani Kunene .....	7010295498085
3.	Jessie Sphiwe Dlamini.....	6011090568081
4.	Mjozi Masondo .....	2702115159088
5.	Bhopo Hamilton Nkabinde.....	6705155266081
6.	Mbukelwa Zacharia Dlodlo .....	5607155261081
7.	Muzi Lymon Nkabinde .....	6408115361080
8.	Sarah Ntombikayise Nkabinde .....	6810130343086
9.	Gubevy Mjabuliseni Kunene.....	6404155379082
10.	Robert Muziwakhe Dlodlo .....	7502095625081
11.	Manhlenga Nehemia Kunene.....	4108115392083
12.	Minah Ndlovu.....	3002040228085

Number	Name	ID Number
13.	Qhasha Enock Dlamini.....	2907305101085
14.	Douglas Nkabinde.....	3610105163086
15.	Muzikayise Dlodlo.....	5105315309080
16.	Elijah Ndlovu.....	5209025250087
17.	Zazi Dlodlo.....	5405115294080
18.	Aron Mbatha.....	6107225814083
19.	Gadlane Mbatha.....	6412105456082
20.	Mfaniseni Jabulane Mbatha.....	6406056407086
21.	Mbongiseni Dawger Mbatha.....	6509075814081
22.	Busisiwe Elsie Mbatha.....	5810300565089

**Property description of the affected land:** Sweethome, 796, Portion 0 (remaining extent).

**Servitude:** —.

**District:** Vryheid.

**Province:** KwaZulu-Natal.

**Date:** 30 November 1999.

**Submitted by:** Ms Debbie Khan.

(10 December 1999)

## NOTICE 2638 OF 1999

### DEPARTMENT OF LAND AFFAIRS

#### APPLICATION IN TERMS OF THE LAND REFORM (LABOUR TENANTS) ACT, 1996

It is hereby given for general information that in terms of section 17 (1) of the Land Reform (Labour Tenants) Act, 1996 (Act No. 3 of 1996), the application for the acquisition of land mentioned in the Schedule has been lodged with the Director-General.

#### SCHEDULE

##### List of Applicants:

Number	Name	ID Number
1.	Zacharia Sithole.....	4206055252083
2.	Pelepele Sithole.....	4912205407085
3.	Lawrence Sipho Sithole.....	6512025574086

**Property description of the affected land:** Koomvoorhoogte, 955.

**Servitude:** —.

**District:** Vryheid.

**Province:** KwaZulu-Natal.

**Date:** 30 November 1999.

**Submitted by:** Ms Debbie Khan.

(10 December 1999)



**NOTICE 2639 OF 1999****DEPARTMENT OF LAND AFFAIRS****APPLICATION IN TERMS OF THE LAND REFORM (LABOUR TENANTS) ACT, 1996**

It is hereby given for general information that in terms of section 17 (1) of the Land Reform (Labour Tenants) Act, 1996 (Act 3 of 1996), the application for the acquisition of land mentioned in the Schedule has been lodged with the Director-General.

**SCHEDULE****List of Applicants:**

Number	Name	ID Number
1.	Elizabeth Mazibuko .....	4912240377087
2.	Zodwa Simangele Mkhwanazi.....	5909190346087
3.	Bagezile Bertina Zulu .....	4711100303088
4.	Elijah Dumane .....	6408255487083
5.	Palish Mazibuko .....	3701017547084
6.	Mhlaluthini Dlamini .....	2205105075082
7.	Uenice Mkhwanazi .....	4912230584080
8.	Biyela Nkosi.....	4609035323082
9.	Maria Busisiwe Sibiya .....	6106170810088
10.	Sipho Nboda Masondo.....	5612205561084
11.	Thopho Thalitha Buthelezi.....	4011020468081
12.	Difiza Nicholin Mazibuko .....	2712290146081
13.	Bikwaphi Saraphina Zulu.....	3701100320084
14.	Mahantsozi Emilenah Khumalo.....	2610120162080
15.	Goodness Nonwana Zulu.....	6508080936087
16.	Sonto Doreen Shabalala .....	6509270590080
17.	Hleziphi Lina Mazibuko .....	4001020322081
18.	Fakazile Florence Mthethwa .....	5605010472083
19.	Nkosingiphile Mazibuko.....	6912252314083
20.	Thandi Linet Mkhwanazi.....	6110150693084
21.	Thulani Hlangothi.....	2808105167088
22.	Zephania Mkhuphulangwenya Dumane.....	5910106203081

**Property description of the affected land:** Crowsnest (commonly known as Vergelegen 35), Portions 2 (remaining extent), 4, 6, 7, 8, 9 (remaining extent), 10 and 12.

**Servitude:** —

**District:** Vryheid.

**Province:** KwaZulu-Natal.

**Date:** 29 November 1999.

**Submitted by:** Ms Debbie Khan.

(10 December 1999)

**NOTICE 2640 OF 1999****DEPARTMENT OF LAND AFFAIRS****APPLICATION IN TERMS OF THE LAND REFORM (LABOUR TENANTS) ACT, 1996**

It is hereby given for general information that in terms of section 17 (1) of the Land Reform (Labour Tenants) Act, 1996 (Act 3 of 1996), the application for the acquisition of land mentioned in the Schedule has been lodged with the Director-General.

**SCHEDULE****List of Applicants:**

Number	Name	ID Number
1.	Mpendukelwe Minias Mapisa .....	3101135129081
2.	Falabiwe Maphisa.....	6412015555080
3.	Majonjimpisi Simon Mthethwa.....	3404015299085
4.	Magwadla Silwane Mthethwa.....	6004215566080
5.	Potho George Mthethwa .....	6608285760082
6.	Zakhele Bhekimhlaha Mthethwa .....	5701017132083
7.	Baloni Alson Mapisa .....	2103245090089
8.	Nesi Sholiphi Mdlalose .....	5607290753083
9.	Moses Mthemben Zulu.....	6511255374084
10.	Mandla Bonginkosi Mthethwa .....	6112275532080
11.	Sizakele Witness Mlambo .....	6011160643087

**Property description of the affected land:** Blauwbank 78, Portion 2 (remaining extent).

**Servitude:** —

**District:** Vryheid.

**Province:** KwaZulu-Natal.

**Date:** 30 November 1999.

**Submitted by:** Ms Debbie Khan.

(10 December 1999)

**NOTICE 2641 OF 1999****DEPARTMENT OF LABOUR****LABOUR RELATIONS ACT, 1995****REGISTRATION OF AN EMPLOYERS' ORGANISATION**

I, Johannes Theodorus Crouse, Deputy Registrar of Labour Relations, hereby notify, in terms of section 109 (2) of the Labour Relations Act, 1995, that the **Babelegi Metal Industries Association** has been registered as an employers' organisation with effect from 23 November 1999.

**J. T. CROUSE**

**Deputy Registrar of Labour Relations**

**KENNISGEWING 2641 VAN 1999****DEPARTEMENT VAN ARBEID****WET OP ARBEIDSVARHOUDINGE, 1995****REGISTRASIE VAN 'N WERKGEWERSORGANISASIE**

Ek, Johannes Theodorus Crouse, Adjunkregistrator van Arbeidsverhoudinge, maak hierby ingevolge artikel 109 (2) van die Wet op Arbeidsverhoudinge, 1995, bekend dat die **Babelegi Metal Industries Association** met ingang van 23 November 1999 as 'n werkgewersorganisasie geregistreer is.

**J. T. CROUSE**

**Adjunkregistrator van Arbeidsverhoudinge**

(10 Desember 1999)/(10 Desember 1999)

**NOTICE 2642 OF 1999****DEPARTMENT OF LABOUR****LABOUR RELATIONS ACT, 1995****REGISTRATION OF AN EMPLOYERS' ORGANISATION**

I, Johannes Theodorus Crouse, Deputy Registrar of Labour Relations, hereby notify, in terms of section 109 (2) of the Labour Relations Act, 1995, that the **Employers' Service Organisation of South Africa** has been registered as an employers' organisation with effect from 23 November 1999.

**J. T. CROUSE**

**Deputy Registrar of Labour Relations**

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**KENNISGEWING 2642 VAN 1999****DEPARTEMENT VAN ARBEID****WET OP ARBEIDSVERHOUDINGE, 1995****REGISTRASIE VAN 'N WERKGEWERSORGANISASIE**

Ek, Johannes Theodorus Crouse, Adjunkregistrator van Arbeidsverhoudinge, maak hierby ingevolge artikel 109 (2) van die Wet op Arbeidsverhoudinge, 1995, bekend dat die **Employers' Service Organisation of South Africa** met ingang van 23 November 1999 as 'n werkgewersorganisasie geregistreer is.

**J. T. CROUSE**

**Adjunkregistrator van Arbeidsverhoudinge**

(10 December 1999)/(10 Desember 1999)

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**NOTICE 2643 OF 1999****DEPARTMENT OF LABOUR****LABOUR RELATIONS ACT, 1995****REGISTRATION OF AN EMPLOYERS' ORGANISATION**

I, Johannes Theodorus Crouse, Deputy Registrar of Labour Relations, hereby notify, in terms of section 109 (2) of the Labour Relations Act, 1995, that the **Employers' Association for the Fibre and Particle Board Industry of South Africa** has been registered as an employers' organisation with effect from 26 November 1999.

**J. T. CROUSE**

**Deputy Registrar of Labour Relations**

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**KENNISGEWING 2643 VAN 1999****DEPARTEMENT VAN ARBEID****WET OP ARBEIDSVERHOUDINGE, 1995****REGISTRASIE VAN 'N WERKGEWERSORGANISASIE**

Ek, Johannes Theodorus Crouse, Adjunkregistrator van Arbeidsverhoudinge, maak hierby ingevolge artikel 109 (2) van die Wet op Arbeidsverhoudinge, 1995, bekend dat die **Employers' Association for the Fibre and Particle Board Industry of South Africa** met ingang van 26 November 1999 as 'n werkgewersorganisasie geregistreer is.

**J. T. CROUSE**

**Adjunkregistrator van Arbeidsverhoudinge**

(10 December 1999)/(10 Desember 1999)

**NOTICE 2644 OF 1999****DEPARTMENT OF LABOUR**

LABOUR RELATIONS ACT, 1995

**REGISTRATION OF AN EMPLOYERS' ORGANISATION**

I, Johannes Theodorus Crouse, Deputy Registrar of Labour Relations, hereby notify, in terms of section 109 (2) of the Labour Relations Act, 1995, that the **Employers' Association for the Sawmilling Industry of South Africa** has been registered as an employers' organisation with effect from 26 November 1999.

**J. T. CROUSE**

Deputy Registrar of Labour Relations

**KENNISGEWING 2644 VAN 1999****DEPARTEMENT VAN ARBEID**

WET OP ARBEIDSVERHOUDINGE, 1995

**REGISTRASIE VAN 'N WERKGEWERSORGANISASIE**

Ek, Johannes Theodorus Crouse, Adjunkregistrator van Arbeidsverhoudinge, maak hierby ingevolge artikel 109 (2) van die Wet op Arbeidsverhoudinge, 1995, bekend dat die **Employers' Association for the Sawmilling Industry of South Africa** met ingang van 26 November 1999 as 'n werkgewersorganisasie geregistreer is.

**J. T. CROUSE**

Adjunkregistrator van Arbeidsverhoudinge

(10 Desember 1999)/(10 Desember 1999)

**NOTICE 2645 OF 1999****DEPARTMENT OF LABOUR**

LABOUR RELATIONS ACT, 1995

**REGISTRATION OF AN EMPLOYERS' ORGANISATION**

I, Johannes Theodorus Crouse, Deputy Registrar of Labour Relations, hereby notify, in terms of section 109 (2) of the Labour Relations Act, 1995, that the **Employers' Association for the Pulp and Paper Industry of South Africa** has been registered as an employers' organisation with effect from 26 November 1999.

**J. T. CROUSE**

Deputy Registrar of Labour Relations

**KENNISGEWING 2645 VAN 1999****DEPARTEMENT VAN ARBEID**

WET OP ARBEIDSVERHOUDINGE, 1995

**REGISTRASIE VAN 'N WERKGEWERSORGANISASIE**

Ek, Johannes Theodorus Crouse, Adjunkregistrator van Arbeidsverhoudinge, maak hierby ingevolge artikel 109 (2) van die Wet op Arbeidsverhoudinge, 1995, bekend dat die **Employers' Association for the Pulp and Paper Industry of South Africa** met ingang van 26 November 1999 as 'n werkgewersorganisasie geregistreer is.

**J. T. CROUSE**

Adjunkregistrator van Arbeidsverhoudinge

(10 Desember 1999)/(10 Desember 1999)

**NOTICE 2646 OF 1999****DEPARTMENT OF LAND AFFAIRS****APPLICATION IN TERMS OF THE LAND REFORM (LABOUR TENANTS) ACT, 1996**

It is hereby given for general information that in terms of section 17 (1) of the Land Reform (Labour Tenants) Act, 1996 (Act 3), the application for the acquisition of land mentioned in the Schedule has been lodged with the Director-General.

**SCHEDULE****List of Applicants:**

Number	Name	ID Number
1.	John Mahlobo .....	4506275495085
2.	Mbuzeni Ngidi .....	5208285237081
3.	Fany Ndlovu .....	6601018054089
4.	Hlapa Ndlela .....	75080560695084
5.	Anna Mokoena .....	5/3599/83
6.	Vusmuzi Sikakane .....	5112035269081
7.	Powell Khumalo .....	7007106122086
8.	Aggripa Mchunu .....	5204035186082
9.	Sipho Gwalala .....	6801106045080
10.	Thobile Goge .....	7412280605080
11.	Nomusa Tsoeu .....	6110040746084
12.	Bavumile Ngcobo .....	6302010945081
13.	Elias Ndlovu .....	4011125595085
14.	Zipumeze Nomqonde .....	6411285934082
15.	Vusmuzi Mthembu .....	5803315829087
16.	Selina Bonga .....	470204117084
17.	Francina Tsoeu .....	5301050903084
18.	Mdoda Buthelezi .....	3709015244083
19.	Sbongile Buthelezi .....	6012130361081
20.	Ntombikile Nene .....	5511090417081
21.	Bekizitha Lishaba .....	7204046898087
22.	Stembiso Majola .....	6407125987082
23.	Philani Majola .....	7111055515082
24.	Tholakele Nxumalo .....	7609240239088
25.	Magiya Ngubane .....	
26.	Ernest Hadebe .....	
27.	Ernest Mncendane .....	4409155577082
28.	Gertie Mofokeng .....	3004270308082
29.	Uzananzo Majola .....	7404021031080
30.	Salbuse Ximba .....	7804055545089
31.	Johannes Mofokeng .....	
32.	Bhekuyise Shelembe .....	5012155394038
33.	Salima Ndlovu .....	7301255277084
34.	Mzobo Ngubane .....	2208220131087
35.	Maloshi Buthelezi .....	4505210229082
36.	Mbekeni Zuma .....	1609015090084
37.	Tino Ngubane .....	3605185239087
38.	Jimima Mhlaba .....	2305255000602
39.	Funani Mbanjwa .....	4208310278085
40.	Nesta Mwelase .....	5207200837082
41.	Elsy Funda .....	3208310157082



Number	Name	ID Number
42.	Sipho Madikizela .....	3512275178086
43.	Deliwa Majola .....	2811010211082
44.	Spiwe Bhengu .....	6101265835082
45.	Themba Mabizela .....	5601215392085
46.	Busisiwe Dlamini .....	7101250783088
47.	Lungi Ngubo .....	
48.	Pepeni Gwaxala .....	5301075803087
49.	Nkosenye Dlamini.....	4205095406089
50.	Bhunu Dlamini .....	4801315326089
51.	Mdeni Buthelezi.....	6205025788083
52.	Yabi Zuma .....	4806295424085
53.	Myekeni Ngubane.....	6308245792081
54.	Sikhulwana Ndlela .....	3808315208085
55.	Sigenge Ngcobo.....	3008280228081
56.	Bisisiwe Goge.....	6101280604083
57.	Wiseman Ncobo .....	6905155978087
58.	Manana Ngubane.....	4801195245080
59.	Khulumile Ngidi.....	5208285237081
60.	Douglas Gwala .....	5804265872085
61.	Jabulani Goge .....	6606235678081
62.	Kholisiswe Goge.....	4501120391084
63.	Ndodo Ngcobo.....	4910135303085
64.	Mandlenkosi Buthelezi.....	5211225280088
65.	Alice Ngubane .....	4603160579089
66.	John Lembethe.....	6308085511088
67.	Sampson Buthelezi.....	6410025626081
68.	Mziyakhe Sbiya .....	4501016130083
69.	Lindeleni Zuma .....	6910090907084
70.	Boninkosi Ngubane .....	5309045266087
71.	Thembisile Mchunu .....	6105040986086
72.	Lita Gwala.....	4909240450088
73.	Thisha Goge .....	6403205741085
74.	Mfunwa Ngcobo.....	3709015245080
75.	Annie Ngubane.....	160821010086
76.	Zanela Zuma .....	6101265835082
77.	Nomandla Zuma.....	5903031121080
78.	Anna Zuma .....	2905110270087
79.	Thembeni Gwala .....	5606230619081
80.	Mponono Ndlela .....	4102185152089
81.	Tanana Madondo.....	141255122086
82.	Toboyl Shoji .....	2208310102089
83.	Thino Ndlela .....	2908045180082
84.	Bhekizizwe Zuma .....	631203562081

**Property description of the affected land:** Shooters Hill, 908, Portion 27.

**Servitude:** —

**District:** Pietermaritzburg.

**Province:** KwaZulu-Natal.

**Submitted by:** Ms Debbie Khan.

**Date:** 25 November 1999.

(10 December 1999)

**NOTICE 2647 OF 1999****DEPARTMENT OF LAND AFFAIRS****APPLICATION IN TERMS OF THE LAND REFORM (LABOUR TENANTS) ACT, 1996**

It is hereby given for general information that in terms of section 17 (1) of the Land Reform (Labour Tenants) Act, 1996 (Act 3 of 1996), the application for the acquisition of land mentioned in the Schedule has been lodged with the Director-General.

**SCHEDULE****List of Applicants:**

Number	Name	ID Number
1.	Esther Dlamini .....	2310080085088
2.	Lindile Martha Sithole .....	1806060114088
3.	Deli Mdelanto Hlela .....	4411045371080
4.	Dantu Rodgers Mkhize .....	5212105532082
5.	Tshelowy Lani Mnculwane .....	5201285317083
6.	Bani Hlela .....	1612035076083
7.	Nikwaubani H. Laswazi .....	6207285452087
8.	Mchunu .....	
9.	Gcuyi Mnculwaua .....	4005020346081
10.	Jyi Agnes Dlomo .....	3407180136081
11.	Tende Nene .....	3005025205085
12.	Qhlingazakhe Qoma .....	6605255341088
13.	July Nene .....	3911215152088
14.	Mandlakayise Mnculwane .....	5810085326087
15.	Nyekeu Sikhakhane .....	5209075305088
16.	Wenelile Phumelala Nadawande .....	5209130523080

**Property description of the affected land:** Umvoti Heights, 1353, Portions 14, 15 (remaining extent), 23 and 25 (remaining extent).

**Servitude:** —

**District:** Greytown.

**Province:** KwaZulu-Natal.

**Date:** 29 November 1999.

**Submitted by:** Ms Debbie Khan.

(10 December 1999)

**NOTICE 2650 OF 1999****DEPARTMENT OF LABOUR****LABOUR RELATIONS ACT, 1995****REGISTRATION OF A TRADE UNION**

I, Johannes Theodorus Crouse, Deputy Registrar of Labour Relations, hereby notify, in terms of section 109 (2) of the Labour Relations Act, 1995, that the **Catering, Hotels and Allied Workers' Union** has been registered as a trade union with effect from 29 November 1999.

**J. T. CROUSE**

**Deputy Registrar of Labour Relations**

**KENNISGEWING 2650 VAN 1999****DEPARTEMENT VAN ARBEID**

WET OP ARBEIDSVERHOUDINGE, 1995

**REGISTRASIE VAN 'N VAKBOND**

Ek, Johannes Theodorus Crouse, Adjunkregistrator van Arbeidsverhoudinge, maak hierby ingevolge artikel 109 (2) van die Wet op Arbeidsverhoudinge, 1995, bekend dat die **Catering, Hotels and Allied Workers' Union** met ingang van 29 November 1999 as 'n vakbond geregistreer is.

**J. T. CROUSE****Adjunkregistrator van Arbeidsverhoudinge**

(10 Desember 1999)/(10 Desember 1999)

**NOTICE 2651 OF 1999****DEPARTMENT OF LAND AFFAIRS****APPLICATION IN TERMS OF THE LAND REFORM (LABOUR TENANTS) ACT, 1996**

It is hereby given for general information that in terms of section 17 (1) of the Land Reform (Labour Tenants) Act, 1996 (Act No. 3 of 1996), the application for the acquisition of land mentioned in the Schedule has been lodged with the Director-General.

**SCHEDULE****Applicants:**

Number	Name	ID Number
1.	Bizanajane Mabasa .....	3601011041086
2.	Mngameli Mabasa .....	6504105330083
3.	Khehla Mabasa .....	6306145711086
4.	Siphiwe Petros Ndaba .....	6804105369085
5.	Amos Bongani Shabalala .....	7404025759082
6.	Dingizwe Johannes Shabalala .....	3706075220086

**Property description of the affected land:** Bell Park, 2131.**Servitude:** —.**District:** Winterton.**Province:** KwaZulu-Natal.**Date:** 16 November 1999.**Submitted by:** Mr S. Ndlovu.

(10 December 1999)

**NOTICE 2652 OF 1999****DEPARTMENT OF LAND AFFAIRS****APPLICATION IN TERMS OF THE LAND REFORM (LABOUR TENANTS) ACT, 1996**

It is hereby given for general information that in terms of section 17 (1) of the Land Reform (Labour Tenants) Act, 1996 (Act No. 3 of 1996), the application for the acquisition of land mentioned in the Schedule has been lodged with the Director-General.

**SCHEDULE****Applicants:**

Number	Name	ID Number
1.	Shilimane Alfred Moloyi .....	4605135410084
2.	Delwase Khumalo .....	4710290466085
3.	Gegeni Sikalwane Dhladhla .....	2701025169088
4.	Elias Mshungwini Cebekhulu .....	5803215618085
5.	Tini Ndaba .....	1102195057081
6.	Mhambi Nkabinde .....	4206065717083

**Property description of the affected land:** Lot 208, Geluksberg (commonly known as Schoonspruit), 2070, Portion 0 (Remaining Extent).

**Servitude:** —.

**District:** Bergville.

**Province:** KwaZulu-Natal.

**Date:** 16 November 1999.

**Submitted by:** Mr S. Ndlovu.

(10 December 1999)

## NOTICE 2653 OF 1999

### DEPARTMENT OF LAND AFFAIRS

#### APPLICATION IN TERMS OF THE LAND REFORM (LABOUR TENANTS) ACT, 1996

It is hereby given for general information that in terms of section 17 (1) of the Land Reform (Labour Tenants) Act, 1996 (Act No. 3 of 1996), the application for the acquisition of land mentioned in the Schedule has been lodged with the Director-General.

#### SCHEDULE

##### Applicants:

Number	Name	ID Number
1.	Sipho Samue Khoza.....	5907095438082
2.	Sibusiso Andries Khoza.....	6707305468088
3.	Vusumuzi Simon Khoza .....	5711035211082
4.	Hlanganiso Mkan Shabalala.....	4008115252081

**Property description of the affected land:** Zuurplaat, 5330, Portion 0 (Remaining Extent).

**Servitude:** —.

**District:** Bergville.

**Province:** KwaZulu-Natal.

**Date:** 16 November 1999.

**Submitted by:** Mr S. Ndlovu.

(10 December 1999)

## NOTICE 2654 OF 1999

### DEPARTMENT OF LAND AFFAIRS

#### APPLICATION IN TERMS OF THE LAND REFORM (LABOUR TENANTS) ACT, 1996

It is hereby given for general information that in terms of section 17 (1) of the Land Reform (Labour Tenants) Act, 1996 (Act No. 3 of 1996), the application for the acquisition of land mentioned in the Schedule has been lodged with the Director-General.

#### SCHEDULE

##### Applicant:

Number	Name	ID Number
1.	Ndulwini Nicholas Ndlovu.....	1808140137089

**Property description of the affected land:** Driefontein (commonly known as Ondini).

**Servitude:** —.

**District:** Winterton.

**Province:** KwaZulu-Natal.

**Date:** 17 November 1999.

**Submitted by:** Mr S. Ndlovu.

(10 December 1999)

**NOTICE 2655 OF 1999****DEPARTMENT OF LAND AFFAIRS****APPLICATION IN TERMS OF THE LAND REFORM (LABOUR TENANTS) ACT, 1996**

It is hereby given for general information that in terms of section 17 (1) of the Land Reform (Labour Tenants) Act, 1996 (Act No. 3 of 1996), the application for the acquisition of land mentioned in the Schedule has been lodged with the Director-General.

**SCHEDULE****Applicants:**

Number	Name	ID Number
1.	Mthetho Khanyeza.....	5303115522081
2.	Bhekumuzi Khanyeza.....	5604165435086
3.	Busisiwe Ntombiyani Shezi.....	5010260567086
4.	Mandlenkosi Nani Ngubeni.....	5202145478084

**Property description of the affected land:** Drienfontein (commonly known as Wolversfontein), 1389.

**Servitude:** —.

**District:** Winterton.

**Province:** KwaZulu-Natal.

**Date:** 16 November 1999.

**Submitted by:** Mr S. Ndlovu.

(10 December 1999)

**NOTICE 2656 OF 1999****DEPARTMENT OF LAND AFFAIRS****APPLICATION IN TERMS OF THE LAND REFORM (LABOUR TENANTS) ACT, 1996**

It is hereby given for general information that in terms of section 17 (1) of the Land Reform (Labour Tenants) Act, 1996 (Act No. 3 of 1996), the application for the acquisition of land mentioned in the Schedule has been lodged with the Director-General.

**SCHEDULE****Applicant:**

Number	Name	ID Number
1.	Langalakhe Ndhlovu.....	3009115116087

**Property description of the affected land:** Alexandria, 2180 Portion O (Remaining Extent)

**Servitude:** —.

**District:** Ladysmith.

**Province:** KwaZulu-Natal.

**Date:** 26 November 1999.

**Submitted by:** Mr S. Ndlovu.

(10 December 1999)

**NOTICE 2657 OF 1999****DEPARTMENT OF LAND AFFAIRS****APPLICATION IN TERMS OF THE LAND REFORM (LABOUR TENANTS) ACT, 1996**

It is hereby given for general information that in terms of section 17 (1) of the Land Reform (Labour Tenants) Act, 1996 (Act No. 3 of 1996), the application for the acquisition of land mentioned in the Schedule has been lodged with the Director-General.



**SCHEDULE****List of Applicants:**

Number	Name	ID Number
1.	Amin Moses Mabaso .....	7307025422082
2.	Mkhombeni Antony Dlamini .....	5603025836087
3.	Mkhumbuzi Fano Hlabathe .....	7806245726081
4.	Morekiso Jim Hlabathe .....	3807285137084
5.	Mafika Mshiyeni Mthabela .....	5705095896089

**Property description of the affected land:** Riet Vallei (commonly known as Fairfax), 3285, Portion 4, 5, 7 and 8.

**Servitude:** —.

**District:** Bergville.

**Province:** KwaZulu-Natal.

**Date:** 30 November 1999.

**Submitted by:** Mr Sipho Ndlovu.

(10 December 1999)

**NOTICE 2658 OF 1999****DEPARTMENT OF LAND AFFAIRS****APPLICATION IN TERMS OF THE LAND REFORM (LABOUR TENANTS) ACT, 1996**

It is hereby given for general information that in terms of section 17 (1) of the Land Reform (Labour Tenants) Act, 1996 (Act No. 3 of 1996), the application for the acquisition of land mentioned in the Schedule has been lodged with the Director-General.

**SCHEDULE****List of Applicants:**

Number	Name	ID Number
1.	Mikha Hlongwane .....	4509265372082
2.	Elias Kunene .....	5403295489083
3.	Simelane Bernard Mazibuko .....	6510115339089
4.	Jazibhanthi Simon Mazibuko .....	4903035544080

**Property description of the affected land:** Mount Alice, 13465, Portions 0 (Remaining Extent) and 3.

**Servitude:** —.

**District:** Winterton.

**Province:** KwaZulu-Natal.

**Date:** 16 November 1999.

**Submitted by:** Mr S. Ndlovu.

(10 December 1999)

**NOTICE 2659 OF 1999****DEPARTMENT OF LAND AFFAIRS****APPLICATION IN TERMS OF THE LAND REFORM (LABOUR TENANTS) ACT, 1996**

It is hereby given for general information that in terms of section 17 (1) of the Land Reform (Labour Tenants) Act, 1996 (Act No. 3 of 1996), the application for the acquisition of land mentioned in the Schedule has been lodged with the Director-General.



**SCHEDULE****List of Applicants:**

Number	Name	ID Number
1.	Langalakhe Luke Zikode .....	6305076049086
2.	Bongani Zwane.....	5611065462086

**Property description of the affected land:** Kleine River (commonly known as Wilhelmshone), 3284, Portion 10 (Remaining Extent)

**Servitude:** —.

**District:** Bergville.

**Province:** KwaZulu-Natal.

**Date:** 17 November 1999.

**Submitted by:** Mr Sipho Ndlovu.

(10 December 1999)

**NOTICE 2665 OF 1999****DEPARTMENT OF LABOUR****LABOUR RELATIONS ACT, 1995****CHANGE OF NAME OF A TRADE UNION**

I, Johannes Theodorus Crouse, Deputy Registrar of Labour Relations, hereby notify, in terms of section 109 (2) of the Labour Relations Act, 1995, that the **National Certificated Fishing Officers' Association** resolved to change its name. With effect from 25 November 1999 the trade union is registered as the **National Certificated Fishing and Allied Workers Union (NCFAWU)**.

**J. T. CROUSE**

**Deputy Registrar of Labour Relations**

**KENNISGEWING 2665 VAN 1999****DEPARTEMENT VAN ARBEID****WET OP ARBEIDSVERHOUDINGE, 1995****VERANDERING VAN NAAM VAN 'N VAKBOND**

Ek, Johannes Theodorus Crouse, Adjunkregistrator van Arbeidsverhoudinge, maak hierby, ingevolge artikel 109 (2) van die Wet op Arbeidsverhoudinge, 1995, bekend dat die **National Certificated Fishing Officers' Association** besluit het om sy naam te verander. Met ingang van 25 November 1999 is die vakbond geregistreer as die **National Certificated Fishing and Allied Workers Union (NCFAWU)**.

**J. T. CROUSE**

**Adjunkregistrator van Arbeidsverhoudinge**

(10 December 1999)/(10 Desember 1999)

**NOTICE 2666 OF 1999****SOUTH AFRICAN RESERVE BANK****SECTION 30 (a) (vi) OF THE BANKS ACT, 1990****CHANGE OF NAME: THE AFRICAN BANK LIMITED**

It is hereby notified, for general information, that **The African Bank Limited**, a registered bank, changed its name to **African Bank Limited** on 12 November 1999.

**KENNISGEWING 2666 VAN 1999****SUID-AFRIKAANSE RESERWEBANK**

ARTIKEL 30 (a) (vi) VAN DIE BANKWET, 1990

**NAAMSVERANDERING: THE AFRICAN BANK BEPERK**

Hiermee word vir algemene inligting bekendgemaak dat **The African Bank BEPERK**, 'n geregistreerde bank, sy naam op 12 November 1999 na **African Bank Beperk** verander het.

(10 December 1999)/(10 Desember 1999)

**NOTICE 2667 OF 1999**

The Department of Finance hereby announces that transfer documents for registration in respect of the undermentioned Republic of South Africa Internal Registered Bonds, must be lodged with the Office of this Department at 301 Abattoir House, 50 Hamilton Street, Arcadia, Pretoria, not later than 30 November 1999 to qualify for the interest payment on 31 December 1999:

- Internal Registered Stock, GZ04, 13%, 2003 (GZ04).
- Internal Registered Stock, GZ06, 16,35%, 2003 (GZ06).
- Internal Registered Stock, VN05, 16,15%, 2006 (VN05).
- Internal Registered Stock, CK23, 19,25%, 2006 (CK23).
- Internal Registered Stock, CK25, 19,25%, 2006 (CK25).
- Internal Registered Stock, TR24, 19,25%, 2006 (TR24).
- Internal Registered Stock, 10% Tribal & Trust (TR30).
- Internal Registered Stock, 9,75% Transkei P/F (TR31).
- Internal Registered Stock, 10% Transkei P/F (TR32).

**KENNISGEWING 2667 VAN 1999**

Die Departement van Finansies maak hiermee bekend dat oordragdokumente vir registrasie ten opsigte van die ondergemelde Republiek van Suid-Afrika Binnelandse Geregistreerde Effekte, nie later nie as 30 November 1999 by die Departement se kantoor te Abattoirhuis 301, Hamiltonstraat 50, Arcadia, Pretoria, ingelewer moet word ten einde vir rentebetaling op 31 Desember 1999 te kwalifiseer:

- Binnelandse Geregistreerde Effekte, GZ04, 13%, 2003 (GZ04).
- Binnelandse Geregistreerde Effekte, GZ06, 16,35%, 2003 (GZ06).
- Binnelandse Geregistreerde Effekte, VN05, 16,15%, 2006 (VN05).
- Binnelandse Geregistreerde Effekte, CK23, 19,25%, 2006 (CK23).
- Binnelandse Geregistreerde Effekte, CK25, 19,25%, 2006 (CK25).
- Binnelandse Geregistreerde Effekte, TR24, 19,25%, 2006 (TR24).
- Binnelandse Geregistreerde Effekte, 10% Tribal & Trust (TR30).
- Binnelandse Geregistreerde Effekte, 9,75% Transkei P/F (TR31).
- Binnelandse Geregistreerde Effekte, 10% Transkei P/F (TR32).

(10 December 1999)/(10 Desember 1999)

**NOTICE 2668 OF 1999**

The Department of Finance hereby announces that transfer documents for registration in respect of the undermentioned Republic of South Africa Internal Registered Bonds, must be lodged with the office of this Department at 301 Abattoir House, 50 Hamilton Street, Arcadia, Pretoria, not later than 21 November 1999 to qualify for the interest payment on 21 December 1999:

- Internal Registered Stock, 12,50%, 2006 (R184).
- Internal Registered Stock, 10,50%, 2025/26/27 (R186).
- Internal Registered Stock, Variable Rate 2000 (R192).

**KENNISGEWING 2668 VAN 1999**

Die Departement van Finansies maak hiermee bekend dat oordragdokumente vir registrasie ten opsigte van die ondergemelde Republiek van Suid-Afrika Binnelandse Geregistreerde Effekte, nie later nie as 21 November 1999 by die Departement se kantoor te Abattoirhuis 301, Hamiltonstraat 50, Arcadia, Pretoria, ingelewer moet word ten einde vir rentebetaling op 21 Desember 1999 te kwalifiseer:

Binnelandse Geregistreerde Effekte, 12,50%, 2006 (R184).

Binnelandse Geregistreerde Effekte, 10,50%, 2025/26/27 (R186).

Binnelandse Geregistreerde Effekte, Variable Rate 2000 (R192).

(10 December 1999)/(10 Desember 1999)

**NOTICE 2669 OF 1999**

The Department of Finance hereby announces that transfer documents for registration in respect of the undermentioned Republic of South Africa Internal Registered Bonds, must be lodged with the Office of this Department at 301 Abattoir House, 50 Hamilton Street, Arcadia, Pretoria, not later than 1 December 1999 to qualify for the interest payment on 1 January 2000:

Internal Registered Stock, 4,50%, Cape Stock (R001).

Internal Registered Stock, 9,25%, 2004 (R093).

Internal Registered Stock, 9,375%, 2004 (R097).

Internal Registered Stock, SL03, 9,60%, 2000 (SL03).

Internal Registered Stock, SL06, 10,20%, 2000 (SL06).

Internal Registered Stock, SL08, 13,30%, 2001 (SL08).

Internal Registered Stock, SL09, 13,60%, 2002 (SL09).

Internal Registered Stock, SL11, 14,65%, 2003 (SL11).

Internal Registered Stock, SL27, 17,50%, 2004 (SL27).

**KENNISGEWING 2669 VAN 1999**

Die Departement van Finansies maak hiermee bekend dat oordragdokumente vir registrasie ten opsigte van die ondergemelde Republiek van Suid-Afrika Binnelandse Geregistreerde Effekte, nie later nie as 1 Desember 1999 by die Departement se kantoor te Abattoirhuis 301, Hamiltonstraat 50, Arcadia, Pretoria, ingelewer moet word ten einde vir rentebetaling op 1 Januarie 2000 te kwalifiseer:

Binnelandse Geregistreerde Effekte, 4,50%, Cape Stock (R001).

Binnelandse Geregistreerde Effekte, 9,25%, 2004 (R093).

Binnelandse Geregistreerde Effekte, 9,375%, 2004 (R097).

Binnelandse Geregistreerde Effekte, SL03, 9,60%, 2000 (SL03).

Binnelandse Geregistreerde Effekte, SL06, 10,20%, 2000 (SL06).

Binnelandse Geregistreerde Effekte, SL08, 13,30%, 2001 (SL08).

Binnelandse Geregistreerde Effekte, SL09, 13,60%, 2002 (SL09).

Binnelandse Geregistreerde Effekte, SL11, 14,65%, 2003 (SL11).

Binnelandse Geregistreerde Effekte, SL27, 17,50%, 2004 (SL27).

(10 December 1999)/(10 Desember 1999)

**NOTICE 2670 OF 1999**

The Department of Finance hereby announces that transfer documents for registration in respect of the undermentioned Republic of South Africa Internal Registered Bonds, must be lodged with the office of this Department at 301 Abattoir House, 50 Hamilton Street, Arcadia, Pretoria, not later than 15 December 1999 to qualify for the interest payment on 15 January 2000:

Internal Registered Stock, 9,8%, 2001 (R101).

Internal Registered Stock, 13%, 2005 (R124).

Internal Registered Stock, 12,50%, 2002 (R162).

Internal Registered Stock, 8,75%, 2001 (R174).

Internal Registered Stock, 9,75%, 2008 (R178).

Internal Registered Stock, Closed Pension Fund (3999).

**KENNISGEWING 2670 VAN 1999**

Die Departement van Finansies maak hiermee bekend dat oordragdokumente vir registrasie ten opsigte van die ondergemelde Republiek van Suid-Afrika Binnelandse Geregistreerde Effekte, nie later nie as 15 Desember 1999 by die Departement se kantoor te Abattoirhuis 301, Hamiltonstraat 50, Arcadia, Pretoria, ingelewer moet word ten einde vir rentebetaling op 15 Januarie 2000 te kwalifiseer:

Binnelandse Geregistreerde Effekte, 9,8%, 2001 (R101).

Binnelandse Geregistreerde Effekte, 13%, 2005 (R124).

Binnelandse Geregistreerde Effekte, 12,50%, 2002 (R162).

Binnelandse Geregistreerde Effekte, 8,75%, 2001 (R174).

Binnelandse Geregistreerde Effekte, 9,75%, 2008 (R178).

Binnelandse Geregistreerde Effekte, Closed Pension Fund (3999).

(10 December 1999)/(10 Desember 1999)

**NOTICE 2672 OF 1999****GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT, 1994 (ACT No. 22 OF 1994)**

Notice is hereby given in terms of section 11 (1) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994), as amended, that a claim for the restitution of land rights has been lodged on various portions of the farm Leidenburg 28 JT, situated in the Magisterial District of Lydenburg, Mpumalanga Province.

The land claim was lodged by Mr Lucas Simon Kganane on behalf of the members of the Alverton Community. The members of the community are represented by the Alverton Community Land Claim Committee elected at a meeting of the community on Thursday, 18 November 1999. The chairperson of the committee is Mr Lucas Simon Kganane.

Before the dispossession of the community in 1964 the farm Leidenburg 28 JT was known as the farm Leidenburg 111, in extent 2 234 morgen and 190 square roods, situated in the Lydenburg District, Transvaal. The present farm was created by the consolidation of the farm Leidenburg 111 and certain portions of the farm Nooitgedacht 351.

At the time of dispossession in 1964, the remaining extent of the farm Leidenburg 111, in extent 1 759 morgen 360 square roods, or 1507,1537 ha, was held by Berliner Missions Gesellschaft. The portions of the farm affected by the land claim are as follows:

- the remaining extent of the farm, in extent 821,5789 ha, held by Carmel Kampgronde CC. (CK98/67820/23) by T48344/1999. ABSA Bank Ltd holds a bond over the property (B22081/1999).
- Portion 4 of the farm, in extent 21,4133 ha, held by Gert Hendrik Jacobus Hennop and Martha Jacoba Hennop by T56583/1997. Standard Bank Ltd holds a bond over the property.
- Portion 7 of the farm, in extent 672,2483 ha is held by Kudu Ranch Shareblock Ltd (76/00688/06) by T7978/1997.

The claim is being investigated by the Regional Land Claims Commissioner for the Northern Province and Mpumalanga. Any party who has an interest in the farm Leidenburg 28 JT is hereby invited to submit within 30 days of publication of this notice under Reference KRP 314 any comment, information or objections to the Regional Land Claims Commissioner for the Northern Province and Mpumalanga, Private Bag X02, Arcadia, 0007. Tel. (012) 312-9561 Fax (012) 321-9694. Submissions may also be delivered to Room 517, South Block, Department of Land Affairs Building, 184 Jacob Mare Street, Pretoria.

**D. GILFILLAN (Mrs)**

**Regional Land Claims Commissioner: Northern Province and Mpumalanga**

**NOTICE 2673 OF 1999****GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT, 1994 (ACT No. 22 OF 1994)**

Notice is hereby given in terms of section 11 (1) of the Restitution of Land Rights Act (Act No. 22 of 1994), that a claim for the restitution of land rights has been lodged with the Land Claims Committee on behalf of the Doornkop Community on Portion 12 of the farm Doornkop 246 JS.

**Current particulars of the property:**

Farm	Portion	Extent	Title Deed	Owner
Doornkop 246 JS	Portion 12	859,1791 ha	T2904/1969	Republic of South Africa



At the time of dispossession the affected property was situated in the Magisterial District of Middelburg in the Eastern Transvaal.

The Regional Land Claims Commissioner will investigate the claim in terms of the provisions of the Act. Any party that has an interest in the above-mentioned property is invited to submit within 30 days from the date of the publication of this notice, any comments or further information, under reference KRP1819/948. These submissions can be send to:

**Regional Land Claims Commissioner**  
**Private Bag X02**  
**ARCADIA**  
**0007.**

Submissions may also be delivered to:

**184 Jacob Maré**  
**Department of Land Affairs**  
**South Block**  
**Room 517.**  
**Tel. (012) 312-9561. Fax (012) 321-9694.**

**MRS D. GILFILLAN**

**Regional Land Claims Commissioner: Mpumalanga and Northern Province**

(10 December 1999)

### NOTICE 2674 OF 1999

#### GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT, 1994 (ACT No. 22 OF 1994)

Notice is hereby given in terms of section 11 (1) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994), that a claim for the restitution of land rights has been lodged by the individual property owners or their descendants in respect of Portion 3 of the farm Groenfontein 266 JS, which was held under an undivided title share.

#### *Current particulars of property:*

Farm	Portion	Extent	Title Deeds	Owner
Groenfontein 266 JS	3	599,4953 hectares	T45013/1976	Steenkamp Broers CC

The following people are the claimants on the above-mentioned property as co-owners at the time of dispossession.

- Jeremiah Makuse
- Nehemiah Machabe
- Zakeas Segoe
- Bernhard Serote
- Nathan Mathumetse
- Andreas Sekoto
- Habakuk Serote
- Carpus Serote
- Samuel Machabe

At the time of dispossession the affected property was situated in the Magisterial District of Middelburg, Transvaal.

The Regional Land Claims Commissioner will investigate the claim in terms of the provisions of the Act. Any party who has an interest in the above-mentioned land is hereby invited to submit within 30 days from the date of the publication of this notice, under KRP 6169.

Any comments or further information should be send to:

**The Regional Land Claims Commissioner:**  
**Mpumalanga and Northern Province**  
**Private Bag X02**  
**ARCADIA**  
**0007.**

**Tel. (012) 312-9561. Fax (012) 321-9694.**

Submission may also be delivered to:

**Department of Land Affairs**  
**184 Jacob Mare Street,**  
**Room 517, South Block**  
**PRETORIA.**

**MRS DURKJE GILLFILLAN**

**Regional Land Claims Commissioner: Mpumalanga and Northern Province**

(10 December 1999)

Tel.: (0331) 42-6955.

Fax: (0331) 42-3409.

Submissions may also be delivered to the Second Floor, Sanlam Building, 200 Church Street, Pietermaritzburg.

**CHERRYL WALKER****Regional Land Claims Commissioner: KwaZulu-Natal**

(10 December 1999)/(10 Desember 1999)

Property description	Extent	Current dot	Previous dot
(I) Those Subs of and Rem of Lot 1358 Queensburgh, known at the time of dispossession by the cadastral description as Lot 1358 Queensburgh: Rem of and Subs being:			
(1) Rem of Lot 1358 Queensburgh.....	(1) 2 531 Square metres	(1) T16034/1980 .....	T5606/1972
(2) Sub 1 of Lot 1358 Queensburgh.....	(2) 1 535 Square metres	(2) T20948/1998	
(3) Sub 2 of Lot 1358 Queensburgh.....	(3) 1 348 Square metres	(3) T9408/1986	
(4) Sub 3 of Lot 1358 Queensburgh.....	(4) 2 405 Square metres	(4) T19307/1999	
(5) Sub 4 of Lot 1358 Queensburgh.....	(5) 3 054 Square metres	(5) T12325/1998	
(6) Sub 5 of Lot 1358 Queensburgh.....	(6) 5 852 Square metres	(6) T21978/1995	
(7) Sub 6 of Lot 1358 Queensburgh.....	(7) 5 362 Square metres	(7) T35641/1997	
(II) Those Subs of and Rem of Lot 1357 Queensburgh, known at the time of dispossession by the cadastral description as Lot 1357 Queensburgh: Rem of and Subs being:			T5606/1972
(1) Sub 1 of Lot 1357 Queensburgh.....	(1) 497 Square metres	(1) T16033/1980	
(2) Rem of Lot 1357 Queensburgh.....	(2) 1 250 Square metres	(2) T36711/1996	
(3) Sub 2 of Lot 1357 Queensburgh.....	(3) 1 206 Square metres	(3) T15808/1995	
(4) Sub 3 of Lot 1357 Queensburgh.....	(4) 1 200 Square metres	(4) T17020/1992	
(5) Sub 4 of Lot 1357 Queensburgh.....	(5) 6 330 Square metres	(5) T14562/1995	
(6) Sub 5 of Lot 1357, Queensburgh			
(III) Those Subs of and Rem of Lot 1356 being Queensburgh, known at the time of dispossession by the cadastral description as Lot 1356 Queensburgh: Rem of and Subs being:			T5606/1972
(1) Rem of Lot 1356 Queensburgh.....	(1) 2 455 Square metres	(1) T6017/1981	
(2) Sub 1 of Lot 1356 Queensburgh.....	(2) 1 006 Square metres	(2) T20948/1998	
(3) Sub 2 of Lot 1356 Queensburgh.....	(3) 1 009 Square metres	(3) T28271/1999	
(4) Sub 3 of Lot 1356 Queensburgh.....	(4) 1 010 Square metres	(4) T19371/1991	
(5) Sub 4 of Lot 1356 Queensburgh.....	(5) 1 006 Square metres	(5) T42646/1991	
(6) Sub 5 of Lot 1356 Queensburgh.....	(6) 1 031 Square metres	(6) T4014/1985	
(7) Sub 6 of Lot 1356 Queensburgh.....	(7) 1 020 Square metres	(7) T17623/1995	
(8) Sub 7 of Lot 1356 Queensburgh.....	(8) 1 000 Square metres	(8) T1357/1990	
(9) Sub 8 of Lot 1356 Queensburgh.....	(9) 1 011 Square metres	(9) T23783/1995	
(10) Sub 9 of Lot 1356 Queensburgh.....	(10) 4 455 Square metres	(10) T15334/1975	
(11) Sub 10 of Lot 1356 Queensburgh.....	(11) 1 014 Square metres	(11) T35472/1995	
(12) Sub 11 of Lot 1356 Queensburgh.....	(12) 1 007 Square metres	(12) T25139/1991	
(13) Sub 12 of Lot 1356 Queensburgh.....	(13) 1 007 Square metres	(13) T19651/1997	
(14) Sub 13 of Lot 1356 Queensburgh.....	(14) 1 007 Square metres	(14) T18793/1997	
(15) Sub 14 of Lot 1356 Queensburgh.....	(15) 1 473 Square metres	(15) T18793/1997	
(16) Sub 15 of Lot 1356 Queensburgh.....	(16) 4 884 Square metres	(16) T5974/1999	
(17) Sub 16 of Lot 1356 Queensburgh.....	(17) 5 074 Square metres	(17) T32276/1997	
(18) Sub 17 of Lot 1356 Queensburgh.....	(18) 1 170 Square metres	(1) T14379/1997	



**NOTICE 2678 OF 1999****DEPARTMENT OF LAND AFFAIRS****LEGAL NOTICES TO SECT. 38 (2) OF ACT 47/1937 FOR ISSUING OF A  
CERTIFICATE TAKING PLACE OF LOST OR DESTROYED DEED**

Notice is hereby given that under the provisions of Section thirty-eight of the Deeds Registries Act 47/1937, I the Registrar of Deeds at Johannesburg intend to issue a Certificate of Registered Title in lieu of Deed of Transfer No. T40612/1996, passed by Wadeville Investment Company (Proprietary) Limited Nr 51/03206/07 in favour of Doraba Investments CC (Nr. CK96/24388/23) in respect of Portion 182 of Erf 534, Wadeville Extension 2 Township, Registration Division IR, the Province of Gauteng, measuring 992 (nine hundred and ninety-two) square metres, which has been lost or destroyed.

All persons having objection to the issue of such certificate are hereby required to lodge the same in writing with the Registrar of Deeds at Johannesburg within six (6) weeks after the date of the first publication in the *Gazette*.

**NOTICE 2660 OF 1999****DEPARTMENT OF LAND AFFAIRS****GENERAL NOTICE****APPLICATION IN TERMS OF THE LAND REFORM (LABOUR TENANTS) ACT, 1996**

It is hereby given for general information that in terms of section 17 (1) of the Land Reform (Labour Tenants) Act, 1996 (Act No. 3 of 1996), the application for the acquisition of land mentioned in the Schedule has been lodged with the Director-General.

**SCHEDULE****List of Applicants:**

Number	Name	ID Number
1.	Mandla Mvelase .....	3804145266086
2.	Mbizile Mayaba.....	5808195896080
3.	Sagila John Mayaba.....	2404245171089
4.	Jiyane Hamilton Mayaba .....	

**Property description of the affected land:** Erasmus Dam (commonly known as Glenside), 1050, Portion 7, 9, 10 (Remaining Extent) and 12 (Remaining Extent).

**Servitude:** —.

**District:** Winterton.

**Province:** KwaZulu-Natal.

**Date:** 25 November 1999.

**Submitted by:** Sipho Ndlovu.

(10 December 1999)

**NOTICE 2682 OF 1999****DEPARTMENT OF TRANSPORT****INTERNATIONAL AIR SERVICES ACT, 1993 (ACT No. 60 OF 1993)****APPLICATIONS FOR THE GRANT/AMENDMENT OF INTERNATIONAL AIR SERVICE LICENCES**

Pursuant to the provisions of section 16 (1) of Act No. 60 of 1993 and regulations 14 (1) and 14 (2) of the International Air Services Regulations, 1994, it is hereby notified for general information that the applications, details of which appear in the Schedules hereto will be considered by the International Air Services Council (Council).

Representations in accordance with section 16 (3) of Act No. 60 of 1993 and regulation 25 (1) of the International Air Services Regulations, 1994, against or in favour of an application, should reach the Chairman of the Council at Private Bag X193, Pretoria, 0001 within 28 days of the publication hereof. It must be stated whether the party or parties making such representation is/are prepared to be present or represented at the possible hearing of the application.

**SCHEDULE****List of applicant:**

Number	Name	ID Number
1.	Nokwenzani Thabitha Ngembe.....	1408300099086

**Property description of the affected land:** Wykom (commonly known as Waterhoek), 2368.

**Servitude:** Not mentioned.

**District:** Newcastle.

**Province:** KwaZulu-Natal.

(10 December 1999)

**NOTICE 2685 OF 1999****DEPARTMENT OF LAND AFFAIRS****APPLICATION IN TERMS OF THE LAND REFORM (LABOUR TENANTS) ACT, 1996**

It is hereby given for general information that in terms of section 17 (1) of the Land Reform (Labour Tenants) Act, 1996 (Act No. 3 of 1996), the application for the acquisition of land mentioned in the Schedule has been lodged with the Director-General.

**SCHEDULE****List of applicants:**

Number	Name	ID Number
1.	Bonginkosi Martha Zulu .....	4002030311080
2.	Johan Thulani Mbatha .....	6912015734080
3.	Ntshibongo Alfred Mazibuko .....	6001046006088
4.	Themba Mbatha.....	5106085602084
5.	Bhekindaba Thango.....	3906085297088
6.	Johan Khangela Magubane.....	4104085401087
7.	Nonhlanala Silvia Thango.....	6705060709084
8.	Johan Khangela Magubane.....	4104085401087
9.	Bheki Mandla Mbatha.....	6802095648088

**Property description of the affected land:** Togokry, 172.

**Servitude:** Not mentioned.

**District:** Vryheid.

**Province:** KwaZulu-Natal.

(10 December 1999)

**NOTICE 2687 OF 1999****THE COMPETITION COMMISSION****NOTICE OF AN ACQUISITION OF SHIELD FINANCIAL SERVICES HOLDINGS (PTY) LIMITED BY PRESTASI FINANCIAL SERVICES LIMITED**

The Competition Commission hereby gives notice, in terms of rule 26 (8) (a) (iii) of the Rules for the Conduct of Proceedings in the Competition Commission, that on 1 September 1999, Prestasi Financial Services Limited ("Prestasi") acquired without the Competition Commission's approval the entire issued share capital of Shield Financial Services Holdings (Pty) Limited ("Shield").

On 22 November 1999, Prestasi subsequently notified the Competition Commission, in terms of section 13 (1) of the Competition Act, No. 89 of 1998, of its acquisition of Shield.

The Competition Commission has initiated an investigation into the proposed transaction.

Any person may voluntarily file any document, affidavit, statement of his/her views with respect to the merger, or other relevant information. Enquiries may be addressed to Ms P. Tlhabi at Private Bag X23, Lynnwood Ridge, 0040. Tel. No. (012) 482-9040 and Fax No. (012) 482-9003. (Case No. 1999Oct14).

(10 December 1999)/(10 December 1999)

**NOTICE 2679 OF 1999**  
**DEPARTMENT OF AGRICULTURE**  
**DRAFT ANIMAL HEALTH BILL**

The draft Animal Health Bill, 1999, is hereby published for comment. The draft Bill is also available on Web: <http://www.nda.agric.za>.

Interested persons are hereby invited to submit written comments concerning the Bill to:

Department of Agriculture  
Directorate: Legal Services  
157 Dirk Uys Building  
30 Hamilton Street  
Pretoria

For attention: Adv. H. Rademeyer  
Fax. No.: (012) 325-7391  
e-mail: [hermann@nda.agric.za](mailto:hermann@nda.agric.za)

Comments shall be submitted within six (6) weeks of the date of publication hereof in the *Gazette*.

**Director: Animal Health and Production**

## **DRAFT ANIMAL HEALTH BILL**

To provide for measures to promote animal health and to control animal diseases; to assign executive authority with regard to certain provisions of this Act to provinces; to regulate the importation and exportation of animals and things; the establishment of animal health schemes, and for matters connected therewith.

**BE IT ENACTED** by the Parliament of the Republic of South Africa as follows:-

### **ARRANGEMENT OF BILL**

1. Definitions
2. Designation and powers and duties of executive officer
3. Delegations and authorisations by executive officer
4. Designation of and delegation by provincial executive
5. Assignment of executive authority to provinces
6. Suspension of executive authority
7. Designation of assignee
8. Limitations on investigation, experiments and research with, and manufacture and evaluation of certain products
9. Restriction on exportation
10. Restriction on importation and in transit conveyance of animals and things
11. Detention and disposal of imported and in transit conveyed animals and things
12. Quarantine stations and quarantine camps
13. Fencing
14. Disposal of straying animals
15. Control measures
16. Orders with regard to control measures
17. Assumption of control over land, animal or thing
18. Animal health schemes

19. Duties of owners and users
20. Services rendered by executive officer
21. Powers of entry, search and to carry out inspections and controlled veterinary procedures
22. Disposal of isolated, detained or seized animal or thing
23. Compensation
24. Appeals
25. Determination and payment of fees and other amounts
26. Keeping and producing of documents
27. Confidentiality
28. Application of Act in respect of the State
29. Defects in form
30. Regulations
31. Offences and penalties
32. Presumptions and evidence
33. Repeal of laws and transitional provisions
34. Short title
35. Schedule

#### Definitions

1. (1) In this Act, unless the context otherwise indicates -

"animal" means -

(a) any mammal, bird, fish, reptile or amphibian which is a member of the phylum vertebrates, including the carcass thereof;

(b) any invertebrate which is by regulation declared to be an animal for the purpose of this Act;

"animal disease" means an impairment or disturbance of the normal function of any organ or the body of any animal that is caused by any protozoon, bacterium, virus, fungus, parasite, other organism or substance;

"animal or thing" means any animal, infectious thing, contaminated thing, animal product and any progeny or product in respect thereof;

"animal product" means any part or portion of, or product derived from or yield by any animal, including any such part, portion or product that has been processed;

"authorised person" means any person authorised in terms of section 3;

"contaminated thing" means any thing other than an animal or an infectious thing

(a) by means of which an animal disease can be spread; or

(b) which is by regulation declared to be a contaminated thing for the purposes of this Act;

"controlled animal disease" means any animal disease in respect of which any general or particular control measure has been prescribed, and any animal disease which is not indigenous or native to the Republic;

"controlled purpose" means the prevention of the bringing into the Republic, or the prevention or combating of or control over an outbreak or the spreading, or the eradication, of any animal disease or, where applicable of any parasite;

"controlled veterinary procedure" in relation to any animal or thing, means -

(a) the isolation, detention, inspection, counting, examinations, testing, immunisation, disinfection, observation, sampling, marking, treatment, care, destruction or any other disposal of;

(b) the carrying out of any operation or of any post-mortem examination on -; or

(c) the rendering of any service pertaining specifically to the veterinary profession referred to in the rules made under section 30(1)(a) of the Veterinary and Para-Veterinary Professions Act, 1982 (Act No. 19 of 1982), in respect of-

any such animal or thing for any controlled purpose.

"control measure" means any measure prescribed by the Minister under section 15;

"conveyance" means any aircraft, ship, boat, train, motor car, van, wagon, truck, cart or other vehicle, or animal, or other mode of transport of whatever kind, including the fittings and equipment and, in the case of an animal, the harness and tackle thereof;

"conveyer" means a person who conveys any animal or thing in transit through the Republic;

"department" means the Department of Agriculture in the national government;

"executive officer" means an officer designated under section 2(1);



"director-general" means the director-general of the department;

"infectious thing" means -

(a) an animal that is infected or is suspected of being infected with an animal disease;

(b) the progeny or product of an animal referred to in paragraph (a);

(c) any protozoon, bacterium, virus, fungus, parasite or other organism or substance that can cause an animal disease; and

(d) any other thing that is by regulation declared to be an infectious thing for the purposes of this Act;

"land" includes any building, structure, enclosure, premises, harbour, jetty, quay or mooring on land;

"MEC" means the member of the executive council of a province who is responsible for the agriculture portfolio in that province;

"Minister" means the Minister of Agriculture;

"officer" means any officer as defined in section 1(1) of the Public Service Act, 1994 (Proclamation No. 103 of 1994);

"owner" means in relation to -

(a) animals and other moveable property, the person in whom ownership in respect thereof is vested and includes a person who is responsible for the charge, control or management thereof or a person who has such animal or movable property in his or her possession: Provided that in the case of game or animals that are not branded in terms of the Livestock Brands Act, 1962 (Act No. 87 of 1962), or of which the ownership cannot readily be established, the user of the land on which such game or animals are present shall be deemed to be the owner thereof; and

(b) land-

(i) the person in whose name that land is registered;

(ii) that has been purchased by a person but has not yet been registered in his or her name, means such purchaser;

(iii) that is subject to an usufruct, means the usufructuary; and

(iv) of which the owner or purchaser is a minor, mentally disordered person, insolvent or is otherwise incompetent in law to administer his or her estate, or is deceased, or is a body corporate under judicial management or liquidation, means the agent or legal representative of such owner or purchaser or

another person authorised by law to administer his or her affairs or, in the case of a body corporate, the judicial manager or liquidator thereof;

"parasite" means any organism that is detrimental to the health of any animal, or which is capable of causing or spreading any animal disease;

"permit" means any permit issued under this Act;

"prescribe" means prescribe by regulation;

"progeny or product" in relation to any animal or infectious thing other than an animal, contaminated thing, animal product or parasite, means any other animal or animal product, other such infectious thing, or other contaminated thing, animal product or parasite, obtained or derived therefrom, or descended or produced by, from or by means thereof, whatever the connection or degree of descent or relationship;

"province" means any province referred to in section 103(1) of the Constitution of the Republic of South Africa, 1996 (No. 108 of 1996);

"provincial executive" means any person designated under section 4(1);

"quarantine station" means any quarantine station established or declared under section 12;

"regulation" means any regulation made under this Act;

"remedy" means any stock remedy which has been registered under the Fertilisers, Farm Feed, Agricultural Remedies and Stock Remedies Act, 1947 (Act No. 36 of 1947), including any medicine or veterinary medicine as defined in section 1 of the Medicines and Related Substances Control Act, 1965 (Act No. 101 of 1965);

"scheme" means any animal health scheme established under section 18;

"this Act" includes any regulation, control measure and scheme;

"user" in relation to land, means -

(a) any person who has a personal or real right in respect of land in his or her capacity as fiduciary, fideicommissary, servitude holder, possessor, lessee or occupier irrespective of whether or not he or she resides thereon;

(b) in the case of land under the control of a local government body as defined in section 1(1) or (2) of the Local Government Transition Act, 1993 (Act No. 209 of 1993), that local government body;

(c) any other person who is generally recognised as having a tenure right on the land concerned; and

"veterinarian" means any person who is registered in terms of the Veterinary and Para-Veterinary Professions Act, 1982 (Act No. 19 of 1982), to practise the veterinary profession of veterinarian.

(2) For the purposes of this Act, unless the context otherwise indicates, any reference to land, in the case of land registered under a separate deed of title as a separate unit in any deeds registry and that is adjoined by other land separately registered in the name of the same owner, shall, irrespective of the respective pieces of land being divided physically by natural means or by roads, railway lines, aqueducts or otherwise, be construed as a reference to such land and such adjoining land as one unit.

#### Designation and powers and duties of executive officer

2. (1) The Minister shall designate an officer of the department who is a veterinarian as executive officer.

(2) The executive officer shall subject to the control of the Minister exercise the powers and perform the duties conferred or imposed upon the executive officer by or under this Act.

(3) Whenever the executive officer considers an application, claim or request lodged with or directed to him or her in terms of this Act, the executive officer may-

(a) request the applicant concerned to provide, within 30 days, such additional information as may be required by the executive officer;

(b) conduct or cause to be conducted any investigation or inquiry in connection therewith which may be necessary; and

(c) in his or her discretion refuse or grant such application, claim or request, subject to such conditions as he or she may deem necessary.

(4) When any application, claim or request is refused, the executive officer shall notify the applicant concerned in writing of the decision and the reasons therefor.

(5) (a) The executive officer may, on application or request, grant an extension for compliance with any provision of this Act.

(b) An application or request for extension shall be submitted to the executive officer in writing and shall set out reasons for requesting the granting of extension.

(c) An extension referred to in paragraph (a) shall be granted in writing for the period determined by the executive officer.

(d) When an application or request is refused, the executive officer shall notify the applicant in writing of the decision and of the grounds on which the refusal is based.

(6) The executive officer shall issue, subject to such conditions as he or she may determine, a document as proof of approval to a person whose application or request has been approved.

(7) (a) If at any time the executive officer becomes aware of circumstances which, if it was known to him or her or had prevailed when first considering the application or request concerned, would have resulted in the refusal of such application or request or in the granting thereof subject to additional conditions or requirements, he or she may —

- (i) by written notice to the person concerned revoke such document;  
or
- (ii) issue a substitutionary document as proof of assent or approval to the person concerned;

(b) The executive officer may, on the written request of a person to whom a document referred to in subsection (6) has been issued, issue a substitutionary document as proof of assent or approval.

#### Delegations and authorisations by executive officer

3. (1) The executive officer may delegate or assign any of his or her powers and duties

- (a) to an officer under his or her control;
- (b) to an authorised person;
- (c) in addition to the powers and duties referred to in section 5(1), with the approval of the Minister acting in concurrence with the MEC of a particular province, to the provincial executive designated in terms of section 4(1) in respect of the province concerned.

(2) A power or duty that is assigned to a provincial executive referred to in subsection (1)(c), may be further delegated or assigned by such provincial officer to an officer under his or her control or to an authorised person.

(3) (a) The executive officer shall issue to each officer, authorised person or provincial executive referred to in subsection (1) a written authority stating that the person mentioned therein is authorised to exercise the powers and perform the duties specified therein, either —

- (i) in general;
- (ii) in cases of a particular nature;
- (iii) in respect of a specified control measure;
- (iv) in respect of specified animal diseases or parasites; or
- (v) in respect of animal diseases or parasites in a specifies area.

(b) An officer or authorised person shall produce such authority and proof of his or her identity on request of a person affected by the exercising of the powers or the performance of the duties concerned.

(3) Any power exercised or duty performed by an officer, authorised person or provincial executive referred to in subsection (1) shall be deemed to have been exercised or performed by the executive officer.

(4) The executive officer shall not be divested of any power, duty or function so delegated or assigned and may amend or withdraw any decision made or instruction given by an officer, authorised person or provincial executive by virtue of such delegation or assignment unless such decision has been conveyed to the person in respect of whom the decision applies, in which case the decision may be amended or withdrawn only if the amendment or withdrawal is to the benefit of such person or if he or she consents thereto.

#### Designation of and delegation by provincial executive

4. (1) The MEC of each province shall designate an officer in the province concerned who is a veterinarian as a provincial executive.

(2) The powers and duties referred to in section 5(3)(a) may be further delegated by the provincial executive to an officer under his or her control or to an authorised person.

(3) An officer or authorised person referred to in subsection (2) shall show proof of his or her identity and authority when requested to do so by a person who is affected by the exercising of the powers or the performance of the duties.

(4) Any power exercised or duty performed in terms of this section by a person referred to in subsection (2), shall be deemed to have been exercised or performed by the provincial executive: Provided that the provincial executive may at any time amend or withdraw any decision made or order given by such person unless such decision has been conveyed to the person in respect of which the decision applies, in which case the decision may be amended or withdrawn only if the amendment or withdrawal is to the benefit of such person or if such person consents thereto.

#### Assignment of executive authority to provinces

5. (1) Each province shall have executive authority with regard to the implementation of the provisions of sections 12, 13 (except subsection (1)(a)), 14, 15, 16, 17, 20, 21, 22, 23 and 24 within the province in question.

(2) Such executive authority shall vest in the provincial executive designated in terms of section 4(1).

(3) A provincial executive shall, for the purpose of the implementation of the provisions referred to in subsection (1), -

(a) be empowered to exercise all the powers and perform all the duties conferred or imposed upon the executive officer by or under the said provisions; and

(b) be vested with all other powers granted to the executive officer by or under this Act in so far as those powers relate to the application of the said provisions, and any reference to the executive officer in the relevant sections



as well as the sections referred in subsection (1) shall be deemed to be reference to the provincial executive concerned.

(4) A provincial executive shall -

- (a) report the occurrence of a controlled animal disease or any abnormal occurrence of any other animal disease in the province in question to the executive officer and to the other provincial executives designated in respect of the respective provinces as contemplated in section 4(1); and
- (b) provide the executive officer at mutually agreed intervals with reports regarding the application of the provisions referred to in subsection (1), as the executive officer may require.

(5) The executive officer shall-

- (a) notwithstanding the provisions of subsection (2), audit the exercising of the relevant powers and the performance of the relevant duties in each province as he or she may deem necessary in order to verify that the national norms and standards are applied through the Republic;
- (b) compile a report on each audit referred to in paragraph (a) and shall provide copies thereof to all other provincial executives.

(6) If the executive officer is in a particular case of the opinion that an act or omission by a particular provincial executive represents a material deviation from the national norms and standards referred to in subsection (5)(a), the executive officer may, with the approval of the Minister, take such steps in connection with that case as the executive officer is authorised by law to take: Provided that the Minister may only grant such approval with the concurrence of the MEC concerned.

#### Suspension of executive authority

6. (1) The Minister may suspend the operation of section 5 if he or she -

- (a) is satisfied that a violation of any provision of this Act or the occurrence of any animal disease in a province or on land in a country bordering such province, is of such nature and extent that it threatens or could detrimentally effect the health of animals in another province or in the Republic as a whole; or
- (b) is requested in the prescribed manner to do so by the MEC of the province in question.

(2) The suspension referred to in subsection (1) shall be in the form of a notice published in the Gazette.

(3) Suspension of the operation of section 5 may be -



(a) in respect of one or more specified provinces or specified portions thereof, or the Republic as a whole; and

(b) in general or with regard to a particular animal disease or parasite.

(4) The notice referred to in subsection (2) shall stipulate -

(a) the province or area in respect of which the suspension will be applicable;

(b) the particular animal disease or the generality of the suspension, as the case may be;

(c) the date upon which the suspension will commence;

(d) the duration of the suspension; and

(e) any other prescribed information as may be required.

(5) The executive officer shall for the duration of the suspension assume responsibility for the implementation of the necessary control measures in the province to which such suspension relates.

(6) Officers in the service of the provincial executive of the province in question or if needed officers of any other province, as well as any facilities utilised by such officers, shall be at the disposal of the executive officer in so far as it is required for the purpose of subsection (5).

(7) If the Minister is satisfied that the grounds for a suspension have been removed, he or she shall revoke such suspension by way of a notice published in the Gazette.

#### Designation of Assignees

7. (1) The Minister may, for the purposes of the application of this Act or certain provisions thereof, designate any person, undertaking, body, institution or association having an interest in or particular knowledge in respect of any animal or thing, as an assignee in respect of that animal or thing.

(2) An assignee thus designated shall —

(a) subject to the directions of the executive officer, exercise the powers and perform the duties that are conferred upon or assigned to the executive officer by or under this Act.

(b) in the case of a juristic person, notwithstanding anything to the contrary contained in any other law or in the absence of any express provision to that effect, be competent to exercise the powers and perform the duties referred to in paragraph (a); and

(c) unless the Minister in a particular case otherwise directs, have no recourse against the State in respect of any expenses incurred in connection with the exercising of such powers or the performance of such duties.

(3) The chief executive official, chairman or other person in charge of such assignee who is not a natural person-

(a) shall act on behalf of that assignee in the exercising of the powers and the performance of the duties concerned; and

(b) may in writing delegate or transfer to an employee of that assignee any such power or duty that the assignee concerned shall or may exercise or perform by or under this Act, or in writing authorize or direct any such employee to exercise such power or perform such duty.

(4) A power exercised or duty performed by an employee referred to in paragraph (b) shall be deemed to have been exercised or performed by the chief executive official, chairman or other person in charge, as the case may be: Provided that the chief executive official, chairman or other person in charge, as the case may be, may at any time amend or withdraw any decision made or order given by such employee unless the decision has been conveyed to the person in respect of whom the decision applies, in which case the decision may be amended or withdrawn only if the amendment or withdrawal will be to the benefit of that person or if that person consents thereto.

(5) An assignee may determine a fee, which fee shall be made known by notice in the Gazette, in respect of the powers exercised and duties performed by such assignee to ensure compliance with this Act.

(6) If an assignee was negligent in the exercising of a power or the performance of a duty under this Act, or did not comply with the directions of the executive officer, or did not comply with procedures or practices which that assignee was obliged to follow or apply, or that he or she acted *mala fide*, the executive officer may forthwith terminate or suspend the designation of the assignee concerned.

Limitations on investigations, experiments and research with, and manufacture and evaluation of, certain products

8. (1) Subject to subsection (2), no person shall -

(a) conduct any investigation, experiment or research with any vaccine, serum, toxin, anti-toxin, antigen or other biological product that consists of or originates wholly or partially of any animal or thing: Provided that the foregoing provisions of this paragraph shall not apply to any substance in so far as it is controlled under the Medicines and Related Substances Control Act, 1965 (Act No. 101 of 1965);

(b) use any vaccine, serum, toxin, anti-toxin, antigen or other biological product referred to in paragraph (a) for the manufacture or evaluation of a product or remedy used for or intended to be used for the testing, diagnosis, prevention, treatment or cure of any animal disease or parasite, or for the maintenance or improvement of the health, growth, production or working capacity of any animal; or

(c) for the purposes of any investigation, experiment or research referred to in paragraph (a), or for the manufacture or evaluation of a product or remedy referred to in paragraph (b), -

(i) infect or contaminate any animal or thing with any animal disease or parasite; or

(ii) introduce into or collect in the Republic, or have in his or her possession, or remove or transport from the place where it is normally found or kept, any animal or thing which is capable of spreading any animal disease or parasite.

(2) The executive officer may exempt a person, in writing, from any prohibition specified in subsection (1), under such conditions as may be specified therein.

#### Restriction on exportation

9. (1) Subject to the provisions of subsection (4), no person shall export any animal or thing from the Republic unless the executive officer has issued an export certificate to such person.

(2) A certificate referred to in subsection (1), shall contain specific information required by the competent authority in the country of import with regard to-

(a) the health status of the animal or thing to be exported;

(b) the occurrence or non-occurrence of particular animal diseases in the Republic or in the area of origin of the animal or thing to be exported; and

(c) any other information that may be required by such authority.

(3) (a) An application for such certificate shall-

(i) be made in the prescribed manner to the executive officer; and

(ii) be accompanied by a document issued by the competent authority of the importing country authorising such importation.

(b) The applicant shall, on receipt of the certificate referred to in paragraph (a), pay the prescribed fee.

(4) The provisions of subsection (1) shall not apply to the exportation of any animal or thing to a country in respect of which the competent authority does not require a certificate referred to in that subsection: Provided that the exporter can provide the executive officer with written proof thereof.

(5) (a) The executive officer may, under the circumstances contemplated in paragraph (b), delay the exportation of a particular animal or thing, or a particular consignment of animals or things to any country until that country is made aware of such circumstances.

(b) The circumstances referred to in paragraph (a) includes the situation where the executive officer is of the opinion that -

- (i) from a veterinary point of view, the export thereof would be detrimental to the animal health status of the country to which it is intended for export; or
- (ii) it is not possible, where applicable, to certify compliance with the conditions specified in the document referred to in subsection (3)(a)(ii).

Restriction on importation and in transit conveyance of animals and things

10.(1) Subject to subsection (8), no person shall import into or convey in transit through the Republic any animal or thing except on the authority of a permit issued by the executive officer.

(2) An application for an import permit referred to in subsection (1) shall be made in the prescribed manner and shall be accompanied by the prescribed fee.

(3) A permit referred to in subsection (1) shall-

- (a) be obtained by an importer or conveyer before the relevant animal or thing is brought into the Republic;
- (b) where the executive officer requires that the animal or thing in question has to be kept in isolation at a quarantine station or camp upon arrival in the Republic, only be issued after proof has been furnished to the executive officer that accommodation has been reserved at such quarantine station and the fees referred to in section 12 (5) have been paid, or in the case of a quarantine camp, after such camp has been approved by the executive officer; and
- (c) subject to subsection (4), be valid for one consignment only.

(4) If a person imports any animal or thing of the same class from the same country on a regular basis, or regularly conveys it in transit through the Republic, and the executive officer is satisfied that it will not defeat the objects of this Act, a permit referred to in subsection (1) may be issued for the importation into or in transit conveyance through the Republic of consecutive consignments of any animal or thing of the same class during the period specified in the permit.

(5) Any animal or thing in respect of which a permit referred to in subsection (1) has been issued shall -

- (a) only be introduced in the Republic through the place of entry specified in the permit in question;
- (b) be introduced within the period specified in such permit;



(c) be detained in the prescribed manner at the relevant place of entry; and be made available to the executive officer at such place of entry for the purpose of performing such controlled veterinary procedures or other acts on or in connection therewith as the executive officer may deem necessary; and

(d) not be removed from such place of entry without the written authority of the executive officer, or contrary to any condition referred to in section 11(1).

(6) (a) The executive officer may, if he or she knows or reasonably suspects that any animal or thing is, contrary to any provision of this Act or any condition of a permit-

(i) being removed or has been removed from any place outside the Republic for the purpose of import into or conveyance in transit through the Republic;

(ii) about to be imported into or conveyed in transit through the Republic; or

(iii) present on or in any conveyance, or forms part of any consignment that is being or has been brought into the Republic,

direct that such animal or thing or any specific portion thereof, shall not be brought into the Republic or removed from the place of entry, as the case may be, except with the executive officer's consent and on the conditions that he or she may determine.

(b) The executive officer shall, as soon as practicable, make known the provisions of such direction to all persons whom, to the knowledge of the executive officer, are or will be involved in the importation, off-loading, removal or conveyance in transit, as the case may be, or to any person in whose service any such persons are, or who exercises control over them, or in respect of such importation, off-loading, removal or conveyance.

(7) A permit that has been issued in terms of section 6(1)(a) or (c) of the Animal Diseases Act, 1984 (Act No. 35 of 1984), and any direction given in terms of section 6(3) of the said Act, that are in force on the date of commencement of this section, shall respectively be deemed to be a permit referred to in subsection (1) and a directive referred to in subsection (6) of this section.

(8) Notwithstanding the provisions of subsection (1), a permit referred to in that subsection may not be required in cases where international agreements, pertaining to the importation of any animal or thing, bind the country of import and the Republic.

#### Detention and disposal of imported and in transit conveyed animals or things

11. (1) No person shall remove any imported or in transit conveyed animal or thing that is detained at the place of entry without the written authority of the executive officer or contrary to any condition imposed by the executive officer in granting such authority.

(2) Any imported animal or thing that is required in terms of any provision of this Act to be detained at any quarantine station, camp, institution or other place, as may be



determined by the executive officer, for purposes of any controlled veterinary procedure shall-

- (a) be removed to such quarantine station, camp, institution or place by or under the supervision of the executive officer; and
- (b) be detained at the quarantine station, camp, institution or place for the period determined by the executive officer.

(3) No person shall remove any animal or thing referred to in subsection (2), from any quarantine station, camp, institution or place referred to in the said subsection, without the written authority of the executive officer or contrary to any condition imposed by him on her in granting such authority.

(4)(a) If it appears that an imported or in transit conveyed animal or thing is infected with an animal disease or poses a health risk, the executive officer may direct the importer or conveyer to-

- (i) destroy such animal or thing; or
- (ii) dispose of such animal or thing,

in the manner and within the time period as the executive officer may determine and at the expense of such importer or conveyer, as the case may be.

(b) If the animal or thing is not destroyed or disposed of within the time period determined by the executive officer, the executive officer may, in terms of section 21(2)(e), seize such animal or thing and dispose of it at his or her discretion.

(c) The executive officer may recover all expenses incurred in connection with a disposal referred to in paragraph (b) from the importer or conveyer concerned.

(5) Any authority granted in terms of section 8 of the Animal Diseases Act, 1984 (Act No. 35 of 1984), and that is in force on the date of commencement of this section shall be deemed to be an authority granted in terms of subsection (1) of this section.

#### Quarantine stations and quarantine camps

12.(1) The executive officer may -

- (a) establish at any place in the Republic a quarantine station for the accommodation of any imported animal or thing that is required or permitted in terms of this Act to be detained or isolated; and
- (b) declare any suitable place in the Republic other than a place referred to in paragraph (a), to be a quarantine camp for the accommodation of any animal or thing that is required or permitted in terms of this Act to be detained or isolated.

(2) A quarantine station or camp shall be equipped and used for the purpose of the performance of controlled veterinary procedures in respect of any animal or thing referred to in subsection (1).

(3) The executive officer shall in the case of a quarantine station, appoint an officer as quarantine master to take charge of such quarantine station subject to the instructions of the executive officer.

(4) Any person who intends to import an animal that is required to be isolated in terms of a permit referred to in section 10, shall apply to the applicable quarantine master to reserve accommodation for such animal at that quarantine station.

(5) An applicant shall, on receipt of the written confirmation for the accommodation of an animal referred to in subsection (4), pay the applicable prescribed reservation fees forthwith, to the quarantine master concerned.

(6) The applicant shall pay to the quarantine master the applicable prescribed accommodation fee upon occupation of the animal in question in the quarantine station concerned.

(7) Fees paid by any person in terms of subsection (5), shall-

(a) be utilised as part payment of fees payable in terms of subsection (6);

(b) be refunded to the person who paid the fees, if

(i) such person has in writing canceled the reservation and has returned, at least 30 days before the commencement of the period for which he or she has reserved accommodation, a permit issued to him or her for the importation of the animal or thing, to the executive officer; or

(ii) the executive officer withdraws the permit issued under section 10(1);  
or

(c) otherwise be forfeited to the State.

### Fencing

13.(1) The executive officer may erect-

(a) a permanent fence on any land situated along the international boundaries of the Republic, in order to prevent the straying of animals into the Republic;

(b) a permanent fence on the boundaries of any national park, provincial park or private game reserve to prevent the movement of animals into or out of such park or reserve; or

(c) a temporary fence on or across any land to prevent movement of animals within the Republic.

(2) The executive officer shall notify, in writing, the owner and user, as the case may be, of the land in question, of the intention to erect such fence.

(3) The executive officer may-

- (a) install gates, grids or other passages in the fence; and
- (b) construct, re-construct or repair; and maintain any road, bridge, causeway, culvert or drift giving access to or is required for use in connection with the erection, maintenance, inspection and alteration of such a fence.

(4) The executive officer shall maintain any fence erected and any gate, grid and other passage installed in terms of subsection (1) and (3) respectively, and the executive officer may from time to time effect such alterations thereto as he or she deems necessary.

(5) The executive officer may, for the purpose of the application of subsections (1) and (3), and after written notice is given to the owner or user, as the case may be, of the relevant land -

- (a) enter upon and occupying the land, and take with him or her such assistance, officers, conveyance, tents, materials, tools or other things as the executive officer considers necessary;
- (b) establish a permanent or temporary camp together with the necessary accessories and equipment on any suitable place on the land; and
- (c) subject to subsection (6), dig out and remove any sand, soil, clay, gravel, stone, water, wood or other material that he or she requires from any place on the land or on any nearby land.

(6) The executive officer may, on submission of a written application to the executive officer by the land owner or user, as the case may be, pay to such owner or user reasonable compensation on a basis determined by the executive officer, for the use of any material referred to in subsection (5)(c).

(7) (a) If the executive officer is of the opinion that any action performed in terms of subsections (1) and (3) will be of advantage to the owner or user, as the case may be, of the land in question, the executive officer may, subject to paragraph (b), recover any portion of the costs involved from such owner or user, as the case may be, of such land.

(b) Any amount recoverable in terms of paragraph (a) shall be determined by the executive officer on a basis determined by him or her, and the executive officer shall notify the owner or user, as the case may be, in writing of the amounts recoverable and of the basis on which it was calculated.

(8) No person shall -

- (a) without the written authority of the executive officer, remove, alter or impair efficacy of any fence that has been erected under subsection (1), or of any gate, grid or passage installed therein under subsection (3) (a); or

- (b) alter, obstruct or damage any road that has been built under subsection (3)(b), or any bridge, causeway, culvert or drift constructed thereon.

#### Disposal of straying animals

14.(1) Whenever an owner or user, as the case may be, of land finds on such land or whenever an owner of animals finds amongst his or her animals, any animal, which he or she knows has strayed thereto or has been unlawfully removed from a place outside the Republic, or which can reasonably be suspected of having so strayed or removed, he or she shall-

- (a) forthwith isolate such animal;
- (b) forthwith report the presence thereof to the executive officer in the prescribed manner; and
- (c) detain the animal in isolation pending further instruction from the executive officer.

(2) The executive officer may, after the presence of a foreign animal has been reported to him or her in terms of paragraph (b) of subsection (1), -

(a) if -

- (i) any person who proves that he or she is the owner of the animal, submits within two days after such report to the executive officer, a written request to the executive officer for the restoration to him or her of the animal and reimburses the State for any expenses incurred in connection with the animal within seven days after having been requested to do so; and
- (ii) the executive officer is of the opinion that the animal or any progeny or product thereof, does not pose a disease threat or is not concerned in or may not afford evidence in the commission or suspected commission of an offence, and that the circumstances under which the animal has been found justifies such a restoration-

direct that the animal and any such progeny or product thereof be restored to the owner;

- (b) direct that the person who found the animal shall forthwith remove the animal and any such progeny or product thereof to a place indicated by the executive officer for purposes of the performance of controlled veterinary procedures in respect thereof by the executive officer, or destroy it, or otherwise dispose of it in accordance with the instructions of the executive officer;

- (c) himself or herself deal with the animal, and any such progeny or product thereof, in accordance with any applicable provision of section 22; or

- (d) seize the animal or any such progeny or product thereof, in accordance with the provisions of section 21(1), and in his or her discretion destroy it or dispose thereof for the benefit of the State.

(3) The provisions of subsections (1), (2) and (4) shall apply *mutatis mutandis* in respect of any animal and any progeny or product thereof found on land by the owner or user, as the case may be, of the land, or by any owner of animals thereon, if such person knows that it has strayed thereto, or has been unlawfully removed, from any other place in the Republic, or if it can reasonably be suspected of having so strayed or been removed and knows that any circumstance referred to in section 19(1)(b) is present in respect thereof, or it can reasonably be so suspected.

(4) No person shall, except pursuant to a provision of subsection (2) or under authority of the executive officer -

- (a) remove any animal or any progeny or product thereof, referred to in subsection (1) or (3) from any place where it is being detained in isolation in terms of any provision of this section; or
- (b) contravene or fail to comply with any direction or instruction referred to in subsection (2)(b) that has been addressed to him or her.

#### Control measures

15.(1) The Minister may, after consultation with the MEC of the respective provinces, prescribe by means of regulations, control measures with regard to national norms and standards that shall apply throughout the Republic.

(2) Control measures may relate to-

- (a) the designation of specified animal diseases as controlled animal diseases;
- (b) the designation of specified areas as controlled areas in respect of certain controlled animal diseases;
- (c) the application of controlled veterinary procedures with regard to any animal or thing;
- (d) the isolation of any animal or thing;
- (e) access to certain places;
- (f) the taking and analysis of samples of any animal or thing;
- (g) the records to be kept in respect of any animal or thing;
- (h) the movement of animal or thing;
- (i) the hunting, shooting, catching and disposing of game;
- (j) the slaughter of any animal under certain conditions;



- (k) actions with regard to the carcass of any animal, and the progeny and product of such animal, infected with controlled animal diseases;
- (l) the disposal of an animal or thing;
- (m) the erection and use of dipping tanks, spray races and crushes;
- (n) the use of specified remedies in respect of specified controlled animal diseases; and
- (o) any other matter that the Minister may deem necessary or expedient in order to achieve or promote the objects of this Act, and the generality of this provision shall not be limited by the preceding paragraphs of this subsection.

(3) A control measure may-

- (a) impose a prohibition, restriction or obligation with regard to any matter mentioned in subsection (2);
- (b) provide that a person may by means of a written consent be exempted from the prohibition, restriction or obligation concerned; and
- (c) specify the procedure with regard to the lodging of an application for such consent and the fees, if any, that are payable in respect thereof.

(4) Different control measures may be prescribed in respect of -

- (a) different provinces;
- (b) different kinds of animals;
- (c) different animal diseases;
- (d) different classes of owners and users of land, or owners of animals,

or in such other respects as the Minister may determine.

(5) If a control measure has been prescribed for a particular area, the executive officer shall in the manner prescribed, notify all owners and users, as the case may be, of land and owners of animals, in that area, of the type of control measure that will apply, the area that will be affected and, where applicable, the period within which the control measure shall apply.

#### Orders with regard to control measures

16.(1) The executive officer may order any owner or user, as the case may be, of land or any owner of any animal or thing -

(a) to comply with any provision of the particular control measure with regard to the land, animal or thing as specified in such order; or

(b) to perform or abstain from performing any other act on or with regard to such land, animal or thing;.

(2) An order may provide that anything required in terms thereof shall be complied with in the manner and within the period specified therein.

(3) An order shall be in the form of a written notice that shall be served in the prescribed manner on the owner or user, as the case may be, of the land in question or the owner of the animal or thing in question, and shall be binding on the owner of such animal or thing, and on the owner or user, as the case may be, of the land specified therein and on his or her successor in title in respect of that land.

(4) (a) The executive officer may -

(i) amend any order; or

(ii) if the executive officer is satisfied after such investigation, inspection or examination as he or she deems necessary that the provisions of the order have been complied with and that the objects thereof have been achieved, withdraw any order:

Provided that such amendment or withdrawal shall not exempt the person concerned from complying with any other provision of any control measure that is binding on him or her.

(b) The amendment or withdrawal of an order as contemplated in paragraph (a) shall be made known in the manner set out in subsection (3).

(5) A document that was issued as an order in terms of section 15 of the Animal Diseases Act, 1984 (Act No. 35 of 1984), and is in force on the date of commencement of this section, shall be deemed to be an order in terms of this section.

#### Assumption of control over land, animal or thing

17.(1) The executive officer may, for any controlled purpose, declare by notice referred to in subsection (4), that he or she assumes control over any land, animal or thing for such controlled purpose.

(2) The control referred to in subsection (1) shall be exercised if the executive officer is satisfied that -

(a) the owner or user, as the case may be, of the land or owner of the animal or thing refuses, fails or is unable to apply a control measure in question in a manner that will ensure the achievement of the objects thereof; or

(b) the occurrence of any animal disease in the animal or thing on such land or adjoining land, threatens or could detrimentally affect the animal health status

in the province in question or any specific portion thereof, or in any other province, or the Republic as a whole.

(3) Assumption of control over land may be in respect of any land or a specified portion thereof and may include all or specified fences, structures, facilities and improvements on such land.

(4) A notice of assumption of control shall -

- (a) be served in a prescribed manner on the owner or user, as the case may be, of the land in question, or on the owner of the animal or thing in question;
- (b) define the land and specify the extent of such assumption as referred to in subsection (3);
- (c) specify the date of commencement of such assumption of control; and
- (d) where possible, specify the duration of such assumption of control.

(5) Subject to the provisions of subsection (6), the executive officer may at any time after a notice has been served and as from the commencement date specified therein -

- (a) enter upon and occupy the land, and take with him or her any such assistance, officers, conveyance, appliance, instruments, tools, remedies and other things as the executive officer may deem necessary for his or her purpose;
- (b) establish a camp, together with the necessary accessories and equipment on the land and construct a road giving access thereto;
- (c) remove any vegetation on the land;
- (d) erect any fence or gate thereon, or alter or remove any existing fence or gate;
- (e) use any suitable place on the land for the destruction or other disposal of any animal or thing, irrespective of whether or not it originated from or was found on that land;
- (f) make use of grazing, fuel and water found on that land;
- (g) perform any act on the land that the user or owner thereof, as the case may be, is required in terms of this Act to perform, and recover any expenditure connected therewith from such owner or user; and
- (h) perform such other acts on or in respect of the land as the executive officer may deem necessary for the controlled purpose.

(6) Notwithstanding the provisions of subsection (5), the executive officer shall not effect any structural alterations or erect any permanent structures, except fences on any land over which the executive officer assumes control in terms of this section, unless the Minister has previously consented thereto.

Animal health schemes

18.(1) The Minister may by notice in the Gazette establish a scheme in respect of any controlled purpose or for the improvement of animal health.

(2) The Minister may under subsection (1) establish different schemes in respect of different kinds of animals, different animal diseases or parasites, different classes of persons and different areas.

(3) A notice referred to in subsection (1) shall -

- (a) set out the objects of the scheme;
- (b) define the kind of animal, the animal disease or parasite and areas to which the scheme applies;
- (c) specify the kind of animal that is susceptible to the animal disease or parasite concerned, which are the carriers thereof and which may cause or spread it;
- (d) define the kind of animal in respect of which controlled veterinary procedure, test, examination, treatment or disposal by persons authorised in the scheme, shall be done, applied or effected;
- (e) describe the manner in which any animal referred to in paragraph (d) may become infected with the animal disease or parasite in question, and the characteristics of such infection in each such kind of animal;
- (f) indicate the tests to which the animals in question and the progeny or products thereof, shall be subjected, in order to ascertain whether the animals are infected with the animal disease in question;
- (g) determine the methods according to which such test shall be carried out, and the remedy, substance or equipment to be used for such test, and describe the manner in which the results shall be interpreted;
- (h) determine the manner in which animals that are infected with the animal disease concerned and the progeny or product thereof, shall be treated, kept, cared for or otherwise disposed of;
- (i) determine the measures that shall be taken to prevent the infection or re-infection of the animals in question and the progeny or product thereof with the animal disease concerned, or the spreading thereof;
- (j) determine the requirements for participation in the scheme;
- (k) determine the manner in which a person may apply for admission to participate in the scheme, the particulars to be furnished in such application and the circumstances under which such application shall be refused;
- (l) determine the manner in which a person or animal shall be admitted to participate in the scheme and the circumstances under which such participation shall lapse or be cancelled;

- (m) determine the manner in which and the period during which animals to which the scheme applies shall be kept, care for and treated, and the control to which such animals shall be subjected;
  - (n) specify the information to be recorded by persons participating in the scheme;
  - (o) determine the facilities to be provided by a person participating in a scheme for the purpose of performing of controlled veterinary procedures and required tests, or for any other acts necessary to promote the objectives of a scheme;
  - (p) specify the marks with which and the manner in which the animals shall be marked;
  - (q) determine the manner in which animals complying with the requirements of the scheme shall be certified, the restrictions on the use of such certificate and the circumstances under which such certificate shall lapse;
  - (r) determine the circumstances under which a scheme shall apply to a specific class of persons or in a specific area and the specific **requirement** that shall be complied with;
  - (s) determine that the provisions of a scheme shall be binding on a person who is enrolled for participation therein;
  - (t) specify the tariffs that shall be payable for services rendered in terms of such scheme;
  - (u) determine other powers and duties to be exercised and performed by defined persons or officers in terms of such scheme;
  - (v) provide for any other matter that the Minister may deem necessary or expedient in order that the objects of the scheme may be achieved or promoted, and the generality of this provision shall not be limited by the preceding paragraphs of this subsection.
- (4) The Minister may, after consultation with the MEC of the province in question, declare by notice in the Gazette that participation in a particular scheme shall be compulsory in the province concerned, or in a specified portion thereof.
- (5) A scheme in terms of which any form of monetary assistance may be rendered to participants shall only be established with the approval of the Minister of Finance.
- (6) A scheme may be applicable to the whole of the Republic or to a particular province specified therein or to a specified portion thereof.
- (7) The Minister may, after consultation with the MEC concerned, amend or revoke a scheme at any time in the Gazette.



Duties of owners and users regarding health of animals

19.(1) Any owner or user, as the case may be, of land on which there are animals and any owner of animals shall -

(a) take, with due observance of the provisions of this Act, all reasonable steps -

(i) to prevent the infection of any animal with any animal disease or parasite;

(ii) to prevent the spreading of any animal disease or parasite from the relevant land or animal; and

(iii) that are necessary for the eradication of any animal disease and parasite on the land or in respect of the animal in question; and

(b) whenever such animal -

(i) has become or can reasonably be suspected of having become infected with any animal disease or parasite, apply in respect of such animal the prescribed treatment that may be deemed suitable and customary in the particular circumstances; and

(ii) has become or can reasonably be suspected of having become infected with a controlled animal disease, immediately report such incidence in a prescribed manner to the executive officer.

(c) report, immediately to the executive officer, any abnormal mobility and mortality amongst his or her animals.

(2) A veterinarian or any other person, who finds the incidence or suspected incidence of any controlled animal disease in any animal or thing shall immediately report such incidence to the executive officer.

Services rendered by executive officer

20.(1) The executive officer may, subject to subsection (2), whenever the owner or user, as the case may be, of any land, or the owner of an animal or thing, applies voluntarily in the prescribed manner to the executive officer -

(a) for the rendering of advice by the executive officer to such person regarding the fitness or the health of-;

(b) to effect or perform any examination or controlled veterinary procedure or any other act connected with a controlled purpose, in respect of-; or

(c) for a prescribed certificate of fitness or health in respect of-,

that land, animal or thing, as the case may be, shall render such advice, effect or perform such examination or performance, or issue such certificate or refuse to issue it, as the case may be.

(2) The executive officer shall not be obliged to render any service referred to in subsection (1) if the required officers, equipment or accommodation for the animal or thing at a place, institution or quarantine station necessary for the purpose is not available to the executive officer.

(3) Subject to subsection (4), the person to whom a service is rendered under this section, shall pay the prescribed fee in respect of the service rendered.

(4) The executive officer may exempt a person referred to in subsection (3) from the payment of fees referred to in that subsection if the rendering of the relevant service-

- (a) is in accordance with the policy aims of the department regarding the promotion of animal health;
- (b) is in the interest of the livestock industry in the Republic;
- (c) is necessary due to an abnormal morbidity or mortality of animals; or
- (d) is necessary as a result of an unusual animal disease affecting or that can affect an appreciable number of animals.

Powers to enter, search and to carry out inspections and controlled veterinary procedures

21.(1) Subject to the provisions of subsection (5), the executive officer, provincial executive, assignee or any other person authorised thereto may, in order to exercise the powers or perform the duties conferred or imposed upon him or her by or under this Act and for that purpose only, at any reasonably time -

- (a) enter upon any land, place, premises or conveyance in or upon which any animal or thing or other article in respect of which this Act applies, is or is on reasonable grounds suspected to be;
- (b) proceed over any land in order to reach any land, place, premises or conveyance referred to in paragraph (a);
- (c) order to stop and enter upon, take control of or board any conveyance at any place within the Republic or in the territorial waters of the Republic as defined in the Maritime Zones Act, 1994 (Act No. 15 of 1994).

(2) The executive officer, assignee, provincial executive, or authorised person may, when acting under subsection (1)-

- (a) take along such officers, assistants, conveyances, implements, equipment, instruments, remedies and other aids as may be required in order to exercise the powers and perform the duties concerned;
- (b) direct a person in control of or employed at such land, place, premises or conveyance concerned, or of any animal or thing that is present therein or thereon, to render all reasonably assistance that is required to exercise the powers and perform the duties concerned in connection with that land, place,

- premises, conveyance, animal or thing or anything else kept thereon or therein;
- (c) search for any animal or thing or anything else to which this Act applies, and if it is suspected on reasonable grounds to be present on or in such land, place, premises or conveyance, require the owner or person in charge thereof to produce it to the executive officer;
  - (d) make any investigation as he or she deems necessary regarding the presence of any animal disease or parasite;
  - (e) isolate, detain or seize any animal or thing for a particular controlled purpose, or that he or she knows or on reasonable grounds suspects to be infected with an animal disease or parasite, or to be so contaminated;
  - (f) remove anything seized, from the place, premises or conveyance where it has been seized, or leave it thereon and if he or she deems it necessary, attach any identification mark or seal thereto, or to the container thereof;
  - (g) install beacons or affix marks or seals;
  - (h) inspect or test any appliance or equipment that is available for use in connection with an animal disease;
  - (i) take such samples of any animal, thing or other articles as may be deemed necessary, and for this purpose open any container in which that animal or thing or other article is contained;
  - (j) test, examine or analyse any sample referred to in paragraph (i), or cause it to be tested, examined or analysed;
  - (k) ascertain whether anything required to be done in terms of this Act has been or is being done;
  - (l) inspect and supervise the doing of anything that a person is in terms of this Act required to do;
  - (m) check, count and establish the identity, origin and descent of any animal or thing found during an inspection and treat it against any animal disease, effect any controlled veterinary procedure in respect thereof, and make the prescribed temporary or permanent marks in the prescribed manner thereon;
  - (n) require that a person referred to in paragraph (b), forthwith or at a time and place fixed by the executive officer, produce to the executive officer for inspection, or provide him or her with a copy of any register, book, record or other document that such person is required in terms of this Act to keep or produce;
  - (o) demand from the owner or custodian, as the case may be, of such register, book, record or other document or data capturing device an explanation regarding any entry, deletion, alteration, omission or note therein;

- (p) make in or on such register, book, record or other document such notes that may be deemed expedient, in respect of any entry appearing thereon or therein or that is required to appear therein or which, in the opinion of the executive officer, is inaccurate or false;

(3) The executive officer shall when entering upon any land, place, premises or conveyance in terms of subsection (1), show proof of his or her identity and authority when requested thereto by the owner or user, as the case may be, of the land, conveyance, animal or thing concerned.

(4) In the case of action under subsection (2) (h), (i), (j) and (l) by the relevant person referred to in subsection (1), the owner or user, as the case may be, of the land in question or the owner of the animal or thing in question, shall pay the prescribed fees or the amount determined by the assignee, as the case may be, for the performance of such action

(5) Notwithstanding the provisions of subsection (1), powers to enter, search and carry out inspections, and performance of any act referred to in subsections (1) and (2) shall, for the purpose of proving the commission or suspected commission of an offence under this Act or for the purpose of an investigation in terms of section 24, or for any other purpose other than those envisaged in subsection (1), be conducted under the authority of a warrant.

(6) A warrant referred to in subsection (5) shall be issued by a magistrate who has jurisdiction in the area where the land, or conveyance in question are situated, or where the conveyance will be, and shall only be issued if it appears to the magistrate from information on oath that there are reasonable grounds for believing that anything in respect of which the provisions of this Act applies is upon or on such land, or conveyance, and shall specify which of the acts mentioned in subsections (1) and (2) may be performed thereunder by the person to whom it is issued.

(7) A warrant issued in terms of this section shall be executed by day unless the person who issues the warrant, authorises the execution thereof by night, at times which shall be reasonable, and entry upon and search of any land, or conveyance shall be conducted with strict regard to decency and order, including -

- (a) a person's right to respect for and protection of his or her dignity;
- (b) the right of a person to freedom and security; and
- (c) the right of a person to his or her personal privacy.

(8) The executive officer, when executing the warrant in terms of this section shall immediately before commencing with the execution -

- (a) identify himself or herself to the person in control of the land or conveyance, if such person is present, and hand to such person a copy of the warrant or, if such person is not present, affix such copy to a prominent spot on the land or conveyance; and
- (b) supply at the request of such a person, particulars regarding his or her authority to execute such warrant.

(9) The executive officer may without a warrant enter any land or conveyance and perform any of the acts mentioned in subsections (1) and (2) for any purpose referred to in subsection (5), if -

- (a) the owner, user or any person referred to in subsection (2) (b), who is competent to do so, consents thereto; or
- (b) he or she on reasonable ground believes -
  - (i) that a warrant will be issued to him or her in terms of subsection (6) if he or she applies for such warrant; and
  - (ii) that the delay in obtaining such warrant would defeat the object of the investigation.

(10) A warrant issued in terms of subsection (6) may be issued on any day and shall be of force until-

- (a) it is executed; or
- (b) it is cancelled by the person who issued it or, if such person is not available, by any person with similar authority; or
- (c) the expiry of one month from the day of its issue; or
- (d) the purpose for which the warrant was issued, no longer exists,

whichever may occur first.

#### Disposal of isolated, detained or seized animal or thing

22.(1) Any animal or thing that is isolated, detained or seized in terms of section 21(2)(e) may -

- (a) be removed to a place that is deemed suitable by the executive officer for the purpose of performing any controlled veterinary procedure thereon;
- (b) be slaughtered, by the executive officer, if it is a living animal and a post-mortem examination is considered necessary;
- (c) if the executive officer is of the opinion that the owner or user, as the case may be, of the land or the owner of the animal or thing, possesses the necessary means to detain and care for such animal or thing in a manner that will ensure that the relevant animal disease or parasite will not spread, be placed in the care of such person in accordance with conditions agreed upon by the executive officer with such person;
- (d) if the executive officer is of the opinion that-



(i) any isolation or treatment thereof will not promote the relevant controlled purpose; or

(ii) that the calculated cost of the performance of any act referred to in paragraphs (a) and (c), exceeds the estimated value of the animal or thing; or

(iii) that no remedy or equipment is available to perform any act referred to in paragraph (a),

be destroyed or otherwise disposed of, or the owner concerned may be ordered to so destroy or dispose of it in the manner determined by the executive officer.

(2) The executive officer shall, as soon as he or she is satisfied that the isolation, detention or seizure of any animal or thing in terms of section 21(2)(e), is no longer necessary for any controlled purpose, return it to the owner concerned.

(3) The carcass of any animal isolated, detained or seized in terms of section 21(2)(e), or which has been slaughtered pursuant to subsection (1)(b), of this section, shall be forfeited to the State, and the executive officer may-

(a) if he or she is able to dispose of the carcass in a manner beneficial to the State, so dispose of it, in which case any expenditure resulting therefrom shall be defrayed from the income obtained therefrom; or

(b) where paragraph (a) is not applicable, dispose of the carcass at his or her discretion.

(4) An owner of any animal or thing isolated, detained or seized in terms of section 21(2)(e), shall reimburse the State for any reasonable expenses incurred by the executive officer or authorised person in connection with the performance by him or her of any act under any provision of subsection (1), (2) or (3) in respect thereof, and which costs can not be defrayed from any income referred to in subsection (3)(a): Provided that this subsection shall not apply in respect of any animal to which any provision of an animal health scheme applies.

(5) If no criminal proceedings are instituted in connection with any animal or thing isolated, detained or seized in terms of section 21(5), or it appears that such animal or thing is not required at the trial for purpose of evidence and the executive officer is satisfied that such animal or thing poses no disease threat, the executive officer may release that animal or thing and return it to the owner concerned.

### Compensation

23.(1) Subject to subsection (4), the owner of any animal or thing that has been destroyed or otherwise disposed of pursuant to any control measure, or any provision of section 22(1) or (3), or any other provision of this Act, by the executive officer or on his or her authority, may submit an application for compensation for the loss of the animal or thing to the executive officer.

(2) The executive officer may, taking into consideration -

- (a) the applicable compensation, based on a fair market value of the animal or thing, that has been prescribed for purposes of this section or, where no compensation has been so prescribed, any amount fixed by him or her in accordance with any criterion deemed applicable by the executive officer ;
- (b) the value of any thing that has, in connection with the animal or thing, been returned to the owner;
- (c) any amount that is due to the State by the owner pursuant to any provision of this Act in respect of the animal or thing; and
- (d) any amount that may accrue to the owner from any insurance thereof,

fix a fair amount as compensation.

(3) Notwithstanding the provisions of subsection (2), the executive officer shall, where a carcass has been disposed of in terms of section 22(3), fix the nett income accruing from such disposal against any amount payable to the State by the owner concerned by virtue of any provision of this Act in respect of that carcass, is to be set off, as compensation in respect of the carcass, if -

- (a) the owner is otherwise entitled in terms of this section to compensation; and
- (b) that the nett income exceeds the amount prescribed in respect of any such carcass.

(4) No compensation shall be payable for the destruction or disposal, in terms of this Act, of any animal or thing that has been connected with the commission of an offence in terms of this Act, or in respect of which such offence has been committed.

### Appeals

24.(1) Any person whose interests are affected by any decision, direction, action or omission by the executive officer, provincial executive, authorised person or an assignee, or any person under the control or direction of such person under this Act, may appeal against such decision, direction, action or omission to the Minister or the MEC of the relevant province, as the case may be.

(2) An appeal referred to in subsection (1) shall be lodged in the prescribed manner within the prescribed period and the prescribed fee shall be payable in respect of such appeal.

(3) The Minister or the MEC, as the case may be, shall -

- (a) refer the appeal for investigation and decision to an appeal board, the members of which shall be appointed by the Minister or such MEC; and
- (b) designate one of the members as chairperson of the appeal board.

(4) The appeal board referred to in subsection (3)(a) shall consist of at least three persons, who in the opinion of the Minister or the MEC, as the case may be, have adequate skill and are suitable to decide on the appeal concerned.

(5) A person who has a direct or indirect interest in the outcome of an appeal shall not be appointed as a member of the appeal board concerned, and if such person has been appointed, he or she shall recuse him or herself or shall be disqualified and the Minister or the MEC, as the case may be, shall appoint another person as member of the appeal board in question.

(6) All the members of an appeal board shall constitute a quorum for a meeting of that board and -

(a) the decision of the majority of the members thereof shall be the decision of that appeal board; and

(b) the chairman of that appeal board shall, in the case of an equality of votes, have a casting vote in addition to his or her deliberative vote.

(7)(a) The appellant may request the appeal board in question or be requested by that appeal board to appear at an inquiry before the board so as to be heard or questioned.

(b) An appellant appearing at such inquiry shall be entitled to legal representation.

(8) Any appeal board may -

(a) confirm, set aside or amend any decision, direction, action or omission which is the subject of the appeal; or

(b) make any other order in connection therewith as the board may deem fit.

(9) The persons referred to in subsection (1), shall be bound to a decision of an appeal board.

(10) The decision of an appeal board together with the reasons therefor shall be in writing and copies thereof shall be furnished to the Minister or the MEC, as the case may be, the appellant and the executive officer, provincial executive, assignee or authorised person, as the case may be.

(11) If a decision, direction or action which is the subject of an appeal -

(a) is set aside, the amount referred to in subsection (2) shall be refunded to the appellant concerned; and

(b) is amended, such portion of the amount referred to in subsection (2), as the board concerned may determine, shall be refunded to the appellant concerned.

### Determination and payment of fees and other amounts

25.(1) All fees payable by any person in terms of any provision of this Act, except amounts that are fixed under any such provision by the executive officer shall be determined by the Minister with the concurrence of the Minister of Finance.

(2) Fees and amounts referred to in subsection (1) -

(a) that have been determined and are mentioned in any regulation or direction made or given under this Act shall within 60 days after having become recoverable- and

(b) that have been determined but are not so mentioned, or which have been fixed as contemplated in subsection (1), shall within 60 days after the debtor concerned has in the prescribed manner been notified of the amount due-

be paid in the prescribed manner.

### Keeping and production of documents

26.(1) A copy of any permit, authority, order or other document that has been issued, granted, served or given to a person by the executive officer under this Act and, in the case of an order, the prescribed documents that shall be obtained in connection with the serving thereof, as well as any application, correspondence or other document submitted to the executive officer and arising from the administration and application of this Act, shall be stored safely by such person for the periods that are fixed in respect thereof by or pursuant to any provision of the Archives Act, 1962 (Act No. 6 of 1962).

(2) Any person who is required under this Act to have a permit, authority or other document, or to whom a permit, authority, order, certificate or other document has been issued, granted, served or given in terms of this Act, shall on request, immediately produce the permit, authority, order, certificate or document concerned to the executive officer, assignee, an authorised person or a customs officer.

(3) Any permit, authority, order, certificate or other document that was issued, granted or served on a person by the executive officer under this Act shall, for the duration of the validity thereof, be kept safely by the person in whose favour it was issued or granted to, or on whom it was served.

### Confidentiality

27.(1) No person shall disclose any information that relates to the business or affairs of any person, acquired by him or her through the exercise of his or her powers or performance of his or her duties in terms of this Act, except -

(a) in so far as it is necessary for the proper application of the provisions of this Act;

(b) where it is deemed to be in the interest of the public;

- (c) for the purpose of any legal proceedings under this Act;
- (d) when ordered to do so by any competent court; or
- (e) if he or she is authorised in writing to do so by the Minister.

#### Application of Act in respect of the State

28. This Act, excluding -

- (a) the provisions of any section in so far as it -
  - (i) imposes a duty to pay any fees; or
  - (ii) grants a right to claim any compensation; and
- (b) the penal provisions,

shall bind the State.

#### Defects in form

29. A defect in the form of any document that in terms of any law, is required to be executed in a particular manner or in a document issued in terms of this Act, shall, if the document substantially complies with the applicable legal requirements, not render unlawful any administrative act performed in terms of this Act in respect of the matter to which such document relates, and shall not be a ground for exception to any legal procedure that may be taken in respect of such matter.

#### Regulations

30.(1) The Minister may make regulations -

- (a) regarding any matter which in terms of this Act is required or permitted to be prescribed;
- (b) regarding the qualifications, powers and duties of specified persons;
- (c) regarding the payment of fees if an animal or thing is examined by an officer in terms of this Act and regarding fees determined by assignees;
- (d) prescribing the manner in which any animal or thing which is required or permitted to be isolated under this Act, shall be isolated and cared for and treated in isolation;



- (e) prescribing the manner in which any infectious or contaminated thing, or anything that can be suspected of being an infectious or contaminated thing, shall be cared for, treated, disinfected, destroyed or disposed of ;
- (f) prescribing
  - (i) things other than animals or infectious things, as contaminated things; and
  - (ii) animal products or other things, as infectious things;
- (g) declaring certain invertebrates to be an animal for the purpose of this Act;
- (h) regarding the manner and periods within which specified applications have to be submitted, the documents that are to accompany such applications and the fees that are payable in respect of such applications;
- (i) regarding matters pertaining to the importation and exportation of any animal or thing; and
- (j) prescribing, in general, any matter that the Minister deems expedient or necessary for the achievement of the purposes of this Act, the generality of this paragraph not being restricted by the provisions of the other paragraphs of this subsection.

(2) Different regulations that differ in the respects deemed expedient by the Minister, may be made under this section, subject to the provisions of this Act, in relation to different areas in the Republic, different classes of animals and things or animal diseases or parasites.

#### Offences and penalties

31.(1) Any person who -

- (a) contravenes or fails to comply with any provision of sections 8; 9(1); 10(1), (4), (5); 11(1), (3); 13(8); 14(4)(a) or 27;
- (b) removes any animal or thing that has been isolated or is being detained under or pursuant to any provision of this Act, without the written authority of the executive officer or contrary to any condition of such authority, from such isolation or detention;
- (c) obstructs or hinders the executive officer, an officer, an authorised person, assign or any other person in the exercise of any power or the performance of any duty under this Act;
- (d) refuses or fails to comply with any prohibition, restriction or obligation, or any condition relating thereto, contained in a control measure that applies to such person or any animal or thing belonging to or in the control of such person;
- (e) refuses or fails to comply with any order issued in terms of section 16 (1);

- (f) refuse or fails to comply with a condition or requirement subject to which a permit, certificate, authority, consent or other proof of assent or approval has been issued under this Act;
- (g) while being a participant in a scheme, contravenes any provision of that scheme or fails to comply therewith;
- (h) refuses or fails to stop any conveyance, or to permit the executive officer, provincial executive, authorised person or assignee to take it under his or her control, as contemplated in section 21(1), whenever such person is for that purpose directed or requested by the executive officer, provincial executive, authorised person or assignee;
- (i) refuses or fails to render reasonable assistance whenever it is demanded from him or her in terms of section 21(2)(b);
- (j) refuses or fails to provide information or give an explanation or an answer to a question lawfully required in terms of section 21(2)(n) and (o), or furnishes information, an explanation or an answer that is false or misleading, knowing that it is false or misleading;
- (k) obstructs or hinders, in any manner, the executive officer, provincial executive, assignee or authorised person in the exercise of any power or the performance of any duty under this Act;
- (l) damages, destroys or otherwise tampers with any sample taken under this Act, or any object so seized;
- (m) damages, removes or otherwise tampers with any conveyance, appliance, instrument, tool, equipment, remedy or any other object belonging to or under the supervision or custody of the executive officer, an authorised person, assignee or any other person who is exercising or performing or is required to exercise or perform any power or duty in terms of this Act, with or in connection with any such object or, in the case of any such animal, injures it, or removes it without the consent of any such person, or otherwise interferes with it;
- (n) alters in any manner or forges in any manner any permit, certificate, consent or other proof of assent or approval that is issued or rendered under this Act, or obtains such document or any other decision from the executive officer, provincial executive, assignee or authorised person that is required or permitted to be given, under false pretences;
- (o) with the intent to evade any provision of this Act, uses a document that has been altered or forged as contemplated in paragraph (n)
- (p) damages, destroys, moves, removes, erases, alters or otherwise tampers with any beacon, mark or seal that has been under any provision of this Act been installed or affixed on, or in connection with, any land, animal or thing or any other thing;

- (q) performs, or abstains from performing, any act for which a permit, consent or authority or other document is required under this Act, without such permit, consent, authority or document having been issued, granted or given in respect thereof to him or her such performance or abstention not being penalised by any other provision of this subsection;
- (r) obtains, or aids and abets any other person to obtain, by means of false representations, any compensation under this Act;
- (s) contravenes any provision of a control measure, or fails to comply therewith;
- (t) refuses or fails to receive any order or other document served on him or her in terms of this Act;
- (u) as a successor in title to an owner of any animal or thing, or land to which the provisions of this Act applies, fails to comply with any instruction, order or provision that is applicable to that animal or thing, or land;
- (v) contravenes or fails to comply with any regulation or provision of the Act, such contravention or failure not being penalised by any other provision of this subsection,

shall be guilty of an offence.

(2) Any person found guilty of an offence under this Act shall -

- (a) in the case of a first conviction, be liable to a fine or to imprisonment for a period not exceeding two years or to both such fine and such imprisonment;
- (b) in the case of a second or subsequent conviction, whether the same or any other offence referred to in subsection (1), be liable to a fine or to imprisonment for a period not exceeding four years, or to both such fine and such imprisonment.

(3) An offence relating to the contravening of section 10(5) shall, for purposes in relation to jurisdiction of a court to try the offence, be deemed to have been committed in any place where the accused happens to be.

(4) Notwithstanding anything contained in any other law, a magistrate's court shall be competent to impose any penalty provided for in this section.

(5) On any conviction for any offence under this Act, a conviction for a corresponding offence under any Act repealed by section 34(1) of this Act, or of any law made thereunder, shall be deemed to be a previous conviction under this Act.

#### Presumptions and evidence

32. In any prosecution for any offence under this Act -

- (a) it shall be presumed, unless the contrary is proved, that any sample taken from an animal or thing in terms of this Act is representative of that animal or

thing from which it was taken and that such animal or thing possesses the same properties as that sample;

- (b) any document purporting to be certified by the executive officer, assignee, provincial executive or authorised person to the effect that it is a true copy of the document to which the proceedings relate, shall be admissible as evidence in any court without any further proof or the production of the original document;
- (c) particulars of any event, action or facts that have been recorded in terms of a control measure by the executive officer, assignee, provincial executive or authorised person, shall be prima facie evidence of the event, action or facts in question, and shall be admitted in evidence in any court, unless the contrary is proved;
- (d) any declaration or other document that purports to have been issued by the government of, or any competent authority in any foreign State, shall be prima facie evidence of such declaration or of the event, action or facts stated therein, and shall be admitted in evidence in any court unless the contrary is proved;

#### Repeal of laws and transitional provisions

33.(1) Subject to the provisions of subsection (2), the laws specified in column 1 of the Schedule hereto are hereby repealed to the extent indicated in the third column thereof.

(2) Any regulation or scheme made or anything else done under any provision of the Animal Diseases Act, 1984 (Act No. 35 of 1984), and which is in force immediately prior to the commencement of this Act, shall be deemed to have been made or done under a corresponding provision of this Act.

#### Short title

35. This Act shall be called the Animal Health Act, 1999.

#### SCHEDULE

No. and year of law	Short title	Extent of repeal
Act No. 35 of 1984	Animal Diseases Act, 1984	The whole Act
Act No. 18 of 1991	Animal Diseases Amend- ment Act	The Whole Act



## MEMORANDUM ON THE OBJECTS OF THE ANIMAL HEALTH BILL, 1999

Animal production, being one of the most important agricultural activities in South Africa, is heavily dependent on animal health to yield optimal production. Food security and primary preventative health care are major priorities at national level, with its aim to increase the availability of safe and nutritious food. The Bill has as one of its objects to promote the well being of South Africans by ensuring an adequate supply of safe animal products, eliminating exposure to zoonotic diseases and ensuring revenue from agricultural exports. This is accomplished by-

- preventing the introduction of exotic animal diseases in the Republic via importation.
- controlling the spread of existing animal diseases within the Republic.
- preventing the spread of existing animal diseases to other countries via exportation of animals and animal products.

With the coming into operation of the Constitution of the Republic of South Africa Act, 1996 (Act No. 108 of 1996), the current legislation, the Animal Diseases Act, 1984 (Act No. 35 of 1984) had to be revised in order to bring the Act in line with certain provisions of the Constitution, as well as to accommodate new developments and changes in both the local and international farm animal industry. The Bill takes into consideration all of the above with its main object to provide for the control of animal diseases and parasites and to further provide for measures to promote animal health.

The Bill proposes to retain the following valuable provisions contained in the Act;

Principles of disease control measures as these measures are according to international norms and standards.

Establishment of quarantine stations.

Import control aimed to prevent the introduction of exotic animal diseases into the Republic.

Establishment of animal health schemes to eradicate certain diseases in the Republic.

Services rendered by the State to the animal owner.

Compensation for anything that has been destroyed or disposed of pursuant to any control measure.

To declare certain animal diseases that have a detrimental effect on the livestock industry and those controlled diseases that are then controlled on a countrywide basis.

To declare certain areas in the Republic where controlled animal diseases pose a constant threat or areas that are free of diseases, as controlled areas in which strict control measures are applied to prevent the spread of disease from such area or to such areas, as the case may be.

In additions thereto the following new provisions are included in the Bill:

The designation of a veterinarian in the department as an executive officer who will exercise the powers and perform the duties conferred or imposed upon him or her under the Bill.

The designation of an official veterinarian in each province by the MEC concerned as the provincial executive for the implementation of certain clauses of the Bill on a provincial level.

Importation takes international agreements into consideration.



Control of export of animals and animal products to protect the animal health status of the importing country. This also has the effect of promoting international agreements and relations.

Powers of entry and investigation may be conducted without the authority of a warrant under certain circumstances. In all other circumstances a warrant is essential.

Assignment of executive authority to provinces with regard to the implementation of certain clauses of the Bill.

Suspension of executive authority assigned to provinces under certain circumstances

In the opinion of the Department of Agriculture and the State Law Advisers, this Bill must be dealt with in accordance with the procedure established by section 76 of the Constitution. This Bill deals with the control of animal diseases and therefore falls within a functional area (animal control and diseases) as listed in Schedule 4 of the Constitution.

**NOTICE 2681 OF 1999****DEPARTMENT OF PUBLIC WORKS**

Emanating from the White Paper entitled "Creating an Enabling Environment for Reconstruction, Growth and Development in The Construction Industry", published in Government Gazette No 20095 of 21 May 1999, the Minister of Public Works, Ms Stella Sigcau, now publishes this Draft Construction Industry Development Board Bill for public comment.

Written comments and inputs are invited from interested parties and the general public, which must be submitted to:

A. Ms Hellen El Haimer

Department of Public Works

Private bag X65

PRETORIA

Facsimile: (012) 324 6349

B. Mr Jerome Govender

Department of Public Works

Private bag X65

PRETORIA

Facsimile: (012) 323 7017

**THE CLOSING DATE FOR COMMENT IS: 28 January 2000**

## CONSTRUCTION INDUSTRY DEVELOPMENT BOARD

### BILL

To provide for the establishment and functions of the Construction Industry Development Board to implement an integrated strategy for the reconstruction, growth and development of the construction industry; and to provide for matters connected therewith.

### ARRANGEMENT OF SECTIONS

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## CHAPTER ONE

### Definitions:

1. In this Act, unless the context otherwise indicates:

- (a) "best practice", means a desirable and appropriate standard, process, procedure, method or system, which during the delivery process and the life cycle of fixed assets, advances improvement in –
  - (i) national socio-economic development, including labour absorption, equity in the construction industry and human resource development;
  - (ii) technical outcomes, including quality, productivity and efficiency;
  - (iii) safety health and environmental outcomes;
- (b) "best practice project assessment scheme", means the quantification of best practice in projects contemplated in section 22;
- (c) "Board", means the Construction Industry Development Board established by section 2;
- (d) "chairperson" means the chairperson of the Board appointed in terms of section 6(11)(a);
- (e) "chief executive officer" means the chief executive officer appointed in terms of section 10;
- (f) "client" means a person, body or organ of State who enters into a contract to procure construction works;
- (g) "construction industry" means the broad conglomeration of industries and sectors which add value in the creation and maintenance of fixed assets within the built environment;
- (h) "Construction Education and Training Authorities (CETA)", means an organ of



the Sector Education Training Authority established in terms of section 9(1) of the Skills Development Act, (Act No.97 of 1998);

- (i) "Contractor" means an entity which undertakes to execute and complete construction works;
- (j) "Construction works" means the provision of a combination of goods and services arranged for the development, extension, installation, repair, maintenance, renewal, removal, renovation, alteration, dismantling or demolition of a fixed asset including building and engineering infrastructure;
- (k) "Council for the Built Environment" means the Council for Built Environment Professions established in terms of section 2 of the Council for the Built Environment Bill, 1999 as published in government notice No1496 of 1999 (Gazette No.20281);
- (l) "emerging enterprise", means an enterprise which is owned, managed and controlled by previously disadvantaged persons and which is overcoming business impediments arising from the legacy of apartheid;
- (m) "emerging sector" means that sector of the construction industry which comprises emerging enterprises;
- (n) "Inter-ministerial Committee" means the consultative committee established and co-ordinated by the Minister in terms of section 17;
- (o) "Construction Industry Stakeholder Council" means the advisory council established in terms of section 13 of this Act and hereafter referred to as "the Council";
- (p) "member" means a member of the Board appointed in terms of section 6, or a member of the Council appointed in terms of section 13, as the case may be;
- (q) "Minister" means the Minister of the National Department responsible for Public Works;
- (r) "National Home Builders Registration Council" means the National Home

Builders Registration Council, established in terms of section 2 of the National Housing Consumer Protection Measures Act 1998 (Act No. 95 of 1998);

(s) "Organ of State" means-

(i) any department of state administration in the national, provincial or local sphere of government, or

(ii) any other functionary or institution

(aa) exercising a power or performing a function in terms of the constitution or provincial constitution; or

(bb) exercising a public power or performing a public function in terms of any legislation but does not include a court or a judicial officer;

(t) "prescribed" means prescribed by regulation in terms of section 34;

(u) "project" means a construction works contract or a series of connected construction work contracts;

(v) "register" means a register of contractors as referred to in section 18 or the register of projects, established in terms of section 23, as the case may be;

(w) "regulation" means a regulation made under section 34 of this Act; and,

(x) "this Act" includes the regulations.

## **CHAPTER TWO**

### **Establishment of Board**

2. The Construction Industry Development Board is established as a juristic person.

### **Independence of Board**

3. The Board shall perform its functions free from undue influence.

### **Objects of Board**

4. (1) The objects of the Board are to:
  - (a) optimise the contribution of the construction industry in meeting national construction demand, in promoting national, social and economic development objectives, industry performance, efficiency and competitiveness, and improved value to clients;
  - (b) provide strategic leadership and focused support to construction industry stakeholders for ongoing growth, development, reform, improvement, expansion and sustainability of the construction sector;
  - (c) establish appropriate and uniform best practice standards and guidelines that promote improved industry stability, performance and

- efficiency, national, social and economic objectives, growth of the emerging sector, labour absorption, skill formation, procurement and delivery management reform, safety, health and environmental outcomes;
- (d) promote best practice through the development and implementation of appropriate programmes and measures aimed at the improved performance of public and private sector clients, contractors and other participants in the construction delivery process;
  - (e) promote uniform application of policy with regard to the construction industry, throughout all spheres of Government;
  - (f) establish, endorse and promote uniform and ethical standards to regulate the actions and practices of parties engaged in construction contracts;
  - (g) support, facilitate, monitor and evaluate policies, programmes and projects aimed at, amongst others, improved labour relations, industry skill formation, procurement reform, contractor development, innovation, excellence and best practice in accordance with the means and objects of the board;
  - (h) provide information to stakeholders on best practice, industry performance and improvement and on matters affecting the construction industry;
  - (i) provide consultancy and advisory services on issues within the scope and ambit of the Board;
  - (j) stimulate and promote appropriate research on any matter related to the construction industry and its development;
  - (k) on request of the Minister, provide advice and recommendations to him or her on the construction industry and the effectiveness of government

- policy and programmes, which impact on construction industry growth and development;
- (l) facilitate communication between construction industry stakeholders, spheres of government and statutory bodies;
- (m) account to the Minister for the implementation of policy; or
- (n) promote any other related objective.

### **Functions of Board**

5. (1) For the purpose of achieving its objects, the Board -:
- (a) shall determine best practice priorities and develop and publish best practice standards and guidelines;
  - (b) may develop targets and performance indicators related to standards and guidelines referred to in subsection 5(1)(a) and establish mechanisms to enable effective monitoring and evaluation thereof;
  - (c) shall establish and maintain a national register of contractors, which provides for categories of contractors in a manner which facilitates public sector procurement, contractor development and the monitoring of contractor performance which incorporates other statutory registers;
  - (d) shall establish and maintain a register of projects and a best practice project assessment system for the promotion, assessment and evaluation of best practice on construction contracts;
  - (e) may establish and maintain any register of suppliers, manufacturers or service providers in the construction industry;



- (f) may monitor economic activity within the construction sector and the measures according to which public sector construction expenditure is scheduled, and advise the Minister accordingly;
- (g) shall identify delivery constraints and advise the Minister on policy, practice and procedural reform in relation to public sector client performance and public sector capacity improvement;
- (h) may initiate, monitor, promote and implement national programmes and projects aimed, amongst others, at:
  - i) emerging enterprise support;
  - ii) work process transformation;
  - iii) innovation, industry excellence and best practice processes;
  - iv) streamlining of regulation and procedures;
  - v) procurement reform;
  - vi) standardisation and uniformity in procurement documentation, practices and procedures;
  - vii) design best practice and value for money;
  - viii) regional co-operation and international competitiveness;
- (i) may develop and promote an industry research agenda;
- (j) may establish a knowledge centre through which industry and clients can access knowledge and experience on innovation and best practice;
- (k) shall consult with all organs of state in order to identify the construction industry related budgets and to monitor the application of such budgets;
- (l) shall consult with other statutory organisations such as, but not limited to, the Construction Industry Sector Education and Training Authorities, the National Home Builders Registration Council and the Council for the Built Environment, on statutory matters which impact on construction industry development;

- (m) shall establish and maintain a code of conduct for all construction related procurement and all participants involved in the procurement process;
- (n) may promote the export of construction works and services;
- (o) may advise the Minister on policy, legislation and regulations that impact on the construction industry, including the regulations made under this Act;
- (p) may make recommendations to the Minister in respect of any proposed amendments to this Act that the Board considers necessary;
- (q) shall submit an annual business plan to the Minister for approval and report annually on its implementation;
- (r) shall ensure a five yearly independent evaluation of itself in relation to its effectiveness;
- (s) may charge fees for services rendered by the Board;
- (t) may establish any committee to assist it in the performance of its functions and appoint any person as a member of that committee;
- (u) may collect statistics from contractors, suppliers, manufacturers and service providers in the construction industry, including the size and nature of their business undertakings and the size and nature of the projects they undertake;
- (v) may conduct surveys of the construction industry for the purpose of this Act; and,
- (w) may perform such other functions as may be prescribed, and generally do all such things as it considers necessary or expedient to achieve the objects of this Act.

- (2) The Board may, with the approval of the Minister  
acquire, hire or dispose of property, borrow money on the security of the assets  
of the Board and accept any donation.

### **Composition of Board**

6. (1) The Board consists of at least nine but not more than 13 members, appointed by the Minister.
- (2) Members of the Board –
- (a) must be citizens of the Republic of South Africa. and normally resident in the Republic;
  - (b) may not be a political office bearer.
- (3) In the appointment of the members of the Board, the Minister must take cognisance of the need to achieve a balance of expertise and knowledge of the industry, whilst broadly reflecting the race, gender and geographic composition of the Republic.
- (4) When any nomination becomes necessary, the Minister must invite, by notice in the *Gazette* and any other newspaper he or she considers necessary, but at least in a leading newspaper in each province, nominations of persons as candidates for positions on the Board, to be submitted within a period of at least 60 days.
- (5) The invitation referred to in subsection (4), must specify the required expertise of the candidates.
- (6) On receipt of any nomination the Minister must within 60 days from the expiry date specified in the invitation, appoint the members of the Board.

- (7) If the Minister receives no or insufficient nominations within the period specified in the invitation or the notice, he or she may appoint any person in accordance with subsection (4).
- (8) The Minister must, as soon as practicable after the appointment of the members of the Board, by notice in the *Gazette*, publish -
- (a) the name of every person appointed as a member;
  - (b) the date from which the appointment takes effect; and
  - (c) the period for which the appointment is made.
- (9) Within 30 days after the appointment of the Board, the Minister must determine the time and place of its first meeting, and the Board must determine the time and place of any future meeting.
- (10) A nominated person may not be:
- (a) an unrehabilitated insolvent whose insolvency was caused by his or her negligence or incompetence;
  - (b) a person who has been removed from an office of trust on account of misconduct.
- (11) The Minister shall appoint persons, who in his or her opinion, are persons having experience and expertise in matters pertaining to the construction industry and its development objectives, to be:
- (a) the chairperson of the Board;
  - (b) the deputy-chairperson of the Board.

#### **Period and conditions of membership**

7. (1) A member of the Board holds his or her office for a period, not exceeding three years, on the conditions determined by the Minister.
- (2) On expiry of a member's first term of office, that member may be re-appointed for another term of office.

- (3) A member of the Board may not serve on the Board for more than two consecutive terms.
- (4) An appointed member must immediately vacate his or her office if he or she:
  - (a) is convicted whether in the Republic or elsewhere of theft, fraud, forgery or uttering a forged document, perjury or any offence involving dishonesty; or of any offence in terms of the Corruption Act, 1992 (Act No. 94 of 1992), the Companies Act, 1973 (Act No. 61 of 1973), or of contravening this Act;
  - (b) becomes a political office bearer;
  - (c) becomes an insolvent as contemplated in section 6(10)(a);
  - (d) has been removed from an office of trust on account of misconduct; or is relieved of his or her duties under subsection (5);
  - (e) without authorisation discloses or improperly acts on information gained as a result of his or her membership of the Board.
- (5) The Minister shall in writing immediately relieve any appointed member if that member has:
  - (a) failed to immediately vacate his or her office in terms of subsection (3) or (4);
  - (b) failed to comply with section 6;
  - (c) failed to attend two consecutive meetings of the Board without leave of the Board as noted in the minutes of those meetings, which leave may be granted retrospectively;
  - (d) been convicted of an offence during his or her term of office and sentenced either in the Republic or elsewhere, to imprisonment for a period exceeding three months, or a fine as an alternative thereto;
  - (e) failed, in the opinion of the Minister, to uphold and advance the objects of the Board.



- (6) If an appointed member dies or vacates his or her office before the expiry of the period for which he or she was appointed, the Minister may appoint another person to fill the vacancy for the remaining portion of the period for which that member was appointed, and the procedure in section 6(5) must apply in respect of an appointment in terms of this subsection.

#### **Remuneration of members**

8. A member of the Board receives such remuneration and allowances as approved by the Minister.

#### **Disclosure of interest**

9. (1) If a member of the Board, or his or her spouse, immediate family member, life partner or business associate, has any direct or indirect financial interest in any matter to be dealt with at any meeting of the Board, that member:
- (a) must immediately after that interest has come to his or her attention, disclose that interest and the extent thereof in writing to the chairperson, who must table that statement at the beginning of the next meeting of the Board;
  - (b) may not attend any portion of a meeting of the Board during the consideration of that matter by the Board;
  - (c) may not in any manner take part as a member of the Board in the consideration of that matter by the Board;

- (d) may not in any manner endeavour to influence the opinion or vote of any other member of the Board in connection with that matter.

### **Chief Executive Officer**

- 10. (1) (a) The Board, in consultation with the Minister, appoints the chief executive officer.
- (b) The chief executive officer may be re-appointed at the expiry of his or her term of office.
- (2) The chief executive officer holds office for a period of five years on the conditions, including conditions providing for remuneration and allowances, as the Board in consultation with the Minister determines.
- (3) The chief executive officer must enter into a performance contract with the Board on acceptance of the appointment.
- (4) The chief executive officer -
  - (a) is responsible to the Board for the execution of his or her functions in terms of this Act;
  - (b) shall manage and control the daily activities of the Board in accordance with the business and financial plans of the Board;
  - (c) is the accounting officer of the Board charged with accounting for moneys received, payments made and movable property purchased by the Board;
  - (d) in consultation with the Board, appoint the staff of the Board.

**Staff of Board**

11. (1) The chief executive officer may on such conditions as the Board determines appoint such employees as are necessary to enable the Board to properly carry out its functions.
- (2) The Board pays its employees out of its funds such remuneration, allowances, subsidies and other benefits as the Board determines.
- (3) An employee of the State may, subject to the Public Service Act, 1994, be seconded to the Board.

**Meetings**

- 12(1) The Board shall meet at least four times a year.
- (2) The chairperson of the Board, or in his or her absence the deputy-chairperson, must give each member of the Board 14 days written notice of the time, date and place of the meeting as well as the matters to be discussed.
- (3) The chairperson, or in his or her absence the deputy-chairperson, presides at meetings of the Board.
- (4) In the absence of both the chairperson and the deputy-chairperson, a member of the Board elected by the members present presides at meetings of the Board.
- (5) The chairperson or in his or her absence the deputy-chairperson, may at any time call an additional meeting of the Board.
- (6) The Board shall keep a register of attendance and minutes prepared of the proceedings of its meetings and must circulate copies thereof to the members of the Board.

- (7) The minutes so prepared, when confirmed at the next meeting and signed by the person who chairs that meeting, will in the absence of proof of error therein, be regarded and treated as a true and correct record of the proceedings and matters that they purport to minute.
- (8) The quorum for a meeting of the Board is a majority of its members present.
- (9) A decision of the majority of the members of the Board present at any meeting constitutes a decision of the Board.
- (10) In the event of an equal number of votes the person presiding at the meeting has a casting vote in addition to his or her deliberative vote.
- (11) A decision taken by the Board or an act performed under the authority of the Board is not invalid by reason only of a vacancy on the Board, or that a person who is not entitled to sit as a member of the Board sat as a member at the time when the decision was taken or the act was authorised, if the decision was taken or the act was authorised in good faith by the requisite majority of the members of the Board who were present at the time and entitled to sit as members

### **Construction Industry Stakeholder Council**

- 13(1) The Board shall constitute a Construction Industry Stakeholder Council to inform the Board on matters that affect the development of the construction industry.
- (2) The Council comprises individuals who have experience, expertise or skills necessary to enable the Council to advise the Board appropriately and who represent stakeholders in the construction industry.
- (3) Before the individuals contemplated in subsection (2) are appointed, the Board must once every two years invite nominations from organised labour, organised

business and construction industry related bodies, clients, societies and associations in a manner the Board considers fit, specifying a period within which those nominations must be submitted.

- (4) A member of the council holds office for a period of two years and is eligible for reappointment upon the expiration of his or her period of office.
- (5) A member of Council must vacate office if the represented stakeholder notifies the Board in writing that such an individual ceases to represent them.
- (6) In circumstances referred to in subsection (5) the represented stakeholder may nominate a replacement who shall assume office for the remainder of the unexpired term of office.
- (7) The Council shall appoint its own chairperson and convene for at least two meetings per annum with the chief executive officer and the Board.
- (8) The Council shall meet at least once per year with the Minister, on specific matters raised by the Council in a written submission and tabled two months prior to the meeting. The chief executive officer and the Board shall be present at the meeting.

#### **Annual report**

14(1) The Board must within five months of the end of each financial year submit to the Minister an annual report pertaining to the financial state of affairs and business of the Board as at the end of the immediately preceding financial year, consisting of:

- (a) a balance sheet, an income statement and a cash-flow statement which is a true and correct reflection of the state of affairs of the Board as at the end of that financial year;
- (b) a report by the Board in accordance with the provisions of subsection (2);



- (c) a report by the auditor of the Board in accordance with the provisions of subsection (3);
  - (d) any other statement or report which the Minister or the Minister of Finance may require.
- (2) The report of the Board referred to in subsection (1)(b) must deal with the state of affairs, the activities and operations, and the financial position of the Board, and must:
  - (a) state the extent to which the Board has achieved or advanced its objectives during the financial year concerned and specifically the detailed objectives of the business and financial plan;
  - (b) contain relevant performance information regarding the economic, efficient and effective application of resources and specifically a comparison between planned and actual performance indicators as set out in the business plan
- (3) The auditor's report referred to in subsection (1)(c) must state separately in respect of each of the following matters whether in the auditor's opinion-
  - (a) the balance sheet, income statement and cash-flow statement, as well as any other furnished information, fairly represent the financial position and results obtained by the Board in accordance with generally accepted accounting practice, as applied on a basis consistent with that of the preceding year;
  - (b) the information furnished in terms of paragraph (a) is fair in all material respects and, if applicable, on a basis consistent with that of the preceding year;
  - (c) the examined transactions of the Board were made in accordance with this Act, the Reporting by Public Entities Act, 1992, and any applicable directives or regulations made thereunder;

- (d) the examined transactions were in all material respects in accordance with the objects and functions of the Board;
  - (e) there are adequate measures and procedures for the proper application of sound economic, efficient and effective management;
  - (f) attention should be drawn to any other matter falling within the scope of the auditor's examination which, in his or her opinion, should in the public interest be brought to the notice of the Minister and Parliament.
- (4) The Minister shall cause copies of the financial report submitted to him or here in terms of subsection (1) to be tabled in Parliament within 14 days of receipt of that report, or, if Parliament is not then in session, within 14 days after commencement of its next ensuing session.
- (5) A copy of the financial report submitted to the Minister in terms of subsection (1) must be open to inspection by the public at the head office of the Board during business hours.

#### **Evaluation and review**

- 15(1) The Board shall facilitate a five yearly review of its activities in relation to its goals and objectives.
- (2) The evaluation must be undertaken by a panel drawn from the public and private sector, appointed by the Minister on the basis of their expertise in relation to the functions of the Board
- (3) The panel shall submit its report and recommendations to the Minister.

**Delegation of power**

16(1) The Board may delegate its powers in terms of this Act to any person it considers fit.

(2) The Board cannot be divested of any power so delegated, and may amend or withdraw any such delegation as contemplated in subsection (1).

### CHAPTER THREE

#### **Consultative Committee**

17(1) The Minister shall establish and co-ordinate a consultative committee, known as the Inter-ministerial Committee on Construction Industry Development, consisting of, but not limited to, Ministers of Government Departments within whose functional area the provision of infrastructure falls.

(2) The committee shall consult on matters such as, but not limited to:

- a) the development and implementation of policies affecting the construction industry;
- b) the objects and functions of the Board;
- c) the board's business plan;
- d) issues raised by construction industry stakeholders with the various spheres of government.

(3) The Minister may consult with any relevant body on any matter pertaining to the construction industry.

## CHAPTER FOUR

### Registration of Contractors

18(1) The Board must, within its first three years of appointment, establish a national register of contractors, which categorises contractors in a manner that facilitates public sector procurement and promotes contractor development.

(1) The objectives of the register are to:

- (a) reduce the risk relating to the selection of contractors;
- (b) assess the performance of contractors in the execution of a contract and serve to promote minimum standards and minimum statutory requirements;
- (c) regulate behaviour, actions and practices of contractors in relation to procurement and promote good business practices;
- (d) reduce the administrative burden associated with the awarding of contracts;
- (e) reduce tendering costs to both clients and contractors;
- (f) store data on -
  - (i) the size and distribution of contractors operating within the industry; and
  - (ii) the volume, nature and performance of contractors and target groups;
- (g) enable access by the private sector and thus facilitate private sector procurement.



- (3) The Minister shall, prescribe the manner in which public sector construction contracts shall be awarded and managed within the framework of the register.
- (4) From a date determined by the Minister by notice in the *Gazette*, every organ of State must apply the register of contractors in its procurement process.
- (5) The register of contractors must be based on, but not limited to, the following principles:
  - (a) contractors must be registered within certain categories of work, according to their past performance and financial capacity;
  - (b) registration must result in the contractor being viewed as suitably registered for work of a general nature within those categories for which the contractor is registered;
  - (c) the register must cater for large and small enterprises, main or subcontractors;
  - (d) new entrant enterprises, in particular emerging enterprises, which have not established a sufficient track record commensurate with their capacity may be accommodated with special concessionary rules;
  - (e) membership of a contractor federation, trade federation or professional body is not mandatory for registering;
  - (f) the register must have a mechanism to allow for the exclusion or rejection of contractors on prescribed grounds, but particularly on:
    - (i) conviction of a criminal offence or grave misconduct relating to the pursuance of the contractor's profession or business;
    - (ii) unacceptable performance on construction contracts;
- (6) A contractor may apply in writing for registration with the Board in terms of this Act to the Board and the application must be accompanied by the prescribed particulars and prescribed fees, which are not refundable.

- (7) An application for registration with the Board may not be processed or considered unless the requirements contemplated in subsection (5) have been met.
- (8) If the Board is satisfied that the applicant is entitled to registration, it must cause the necessary entry to be made in the register, and the chief executive officer must thereupon issue to the applicant a registration certificate in the prescribed form.
- (9) The Board must within a reasonable period after the establishment of the Register of Contractors, establish a Best Practice Contractor Recognition Scheme which:
  - (a) enables organs of state to manage risk on complex contracting strategies;
  - (b) promotes contractor development on best practice standards and guidelines developed by the Board in terms of section 4(1)(c).
- (10) The Minister may on the recommendation of the Board prescribe a fee to be paid annually to the Board by all contractors registered with the Board in terms of subsections (6) and (9).

### **Keeping of Register**

- 19(1) The Board shall keep a register of the prescribed particulars of contractors who are registered with the Board and a registered contractor must in writing notify the Board of substantive changes of those particulars within 30 days after such a change.
- (2) The Board shall maintain the register .
- (3) Any registration which is proved to the satisfaction of the Board to have been made in error or as a result of misrepresentation or in circumstances not authorised by this Act, must be removed from the register, and an entry of the reason for such removal must be made in the register.
- (4) A contractor, whose registration is removed from the register in terms of

subsection (3), must be notified thereof in accordance with the provisions of section 21(2).

- (5) The effective date of cancellation of a registration certificate is the date on which notice is given in terms of subsection (4).
- (6) A contractor may apply to the Board to amend its category status.

#### **Unregistered contractors**

- 20 (1) A contractor may not undertake, carry out or complete any construction works or portion thereof for public sector contracts unless he or she is registered with the Board and holds a valid certificate of registration issued by the Board.
- (2) Any contractor who carries out or attempts to carry out any construction works or portion thereof under a public sector contract and who is not a registered contractor of the Board in terms of this Act, is guilty of an offence and liable to pay a fine as prescribed.
- (3) A contractor referred to in subsection (2) must upon receipt of a written notice on a prescribed form from the Board, cease to continue any public sector construction work. (4) A contractor who is de-registered during the currency of a contract may be permitted to complete the construction works or portion thereof, as determined by the Board.

**Removal of names from, and the restoration thereof to the register**

- 21 (1) The Board may order the chief executive officer to remove the name of any contractor from the register if the Board is satisfied that such contractor:
- (a) has breached the conditions for registration;
  - (b) has failed to satisfy the conditions for registration;
  - (c) is a contractor as referred to in section 19(3).
- (2) Notice of removal in terms of subsection (1) of a contractor's name from the register or the removal in terms of section 19(3) of an entry from the register, must be given by the chief executive officer to the contractor concerned by sending a registered letter embodying the notice of removal to such a contractor at the address appearing in the register.
- (3) As from the date on which notice is given in subsection (2):
- (a) any registration in terms of this Act to the contractor concerned is cancelled;
  - (b) that contractor ceases to be a registered contractor of the Board and may not perform any act which he or she was entitled to perform as a registered contractor.
- (4) A contractor, who has been removed from the register in terms of this section, may be restored to the register of contractors if he or she complies with such requirements as the Board may determine.

**Duration and renewal of registration**

- 22 (1) Registration by the Board in terms of this Act is valid for a period of three years from the date of registration.
- (2) A registered contractor shall apply for renewal of registration three months before the existing registration expires and must pay the prescribed renewal fee
- (3) The Board is under no obligation to approve an application for renewal by reason of the fact that the contractor is currently registered with the Board in terms of the Act.

## CHAPTER FIVE

### Register of Projects

- 23 (1) The Board shall within its first three years of existence establish a Register of Projects. The objectives of the register are to gather information on the nature, value, and distribution of projects and provide the basis for the best practice project assessment scheme contemplated in section 24.
- (2) The Minister shall prescribe guidelines on the use and operation of the register.
- (3) All construction contracts above a prescribed tender value must be recorded on the register.
- (4) The Minister may, on the recommendation of the Board, prescribe a fee to be paid annually to the Board by all clients for registration of projects.

### Best Practice Project Assessment Scheme

- 24 (1) The Board must within a reasonable period after the establishment of the Register of Projects establish a Best Practice Project Assessment Scheme based on the best practice standards and guidelines developed by the Board in terms of section 4(1)(c).
- (2) After a date determined by the Minister in the *Gazette*, all construction contracts above a prescribed tender value are subject to an assessment of compliance with best practice standards and guidelines published by the Board in the *Gazette*.
- (3) Every client who engages in the Best Practice Project Assessment Scheme must pay to the Board a prescribed percentage of the contract sum as agreed by the client and the contractor at the time of the award of the contract.



## CHAPTER SIX

### Funding of Board

25 (1) The funds of the Board consist of:

- (a) monies appropriated by Parliament for the achievement of the objectives of the Board;
- (b) income derived by virtue of the exercise and performance of its responsibilities and functions;
- (c) donations or contributions received by the Board from any source with the approval of the Minister;
- (d) income derived by virtue of subsection (2).

(2) The Board shall charge the prescribed fees for:

- (a) registration and recognition of contractors;
- (b) registration and assessment of projects;
- (c) any other service provided by the Board in the performance of its functions.

(3) The Board shall:

- (a) use its funds to defray expenses incurred by it in the performance of its functions;
- (b) use donations or contributions contemplated in subsection 1(c) for such purposes and in accordance with such conditions, if any, as are specified by the donor or contributor concerned, with the approval of the Minister.

- (4) The chief executive officer must open an account in the name of the Board with an institution registered as a bank in terms of the Banks Act, 1990 (Act No. 94 of 1990).
- (5) The Board may invest any unspent part of the Board's funds and use interest accrued on such investments to defray expenses in connection with the performance of its functions.
- (6) The Board may, with the approval of the Minister, authorise the establishment of such reserve funds and deposit such amounts therein as the Board deems necessary and desirable.
- (7) The Board must in each financial year, at such time as determined by the Minister, submit a statement of the Board's estimated income and expenditure for the following year to the Minister for his or her approval.
- (8) The Board must comply with the provisions of the Reporting by Public Entities Act, 1992 (Act No. 93 of 1992).

### **Loans**

- 26 The Board may, with the approval of the Minister, raise money by way of a loan, or otherwise obtain money at such rate of interest and on such conditions as the Board considers fit.

### **Accounting officer and accounting**

- 27 (1) The chief executive officer is the accounting officer of the Board.
- (2) The accounting officer must, perform the functions assigned to him or her by this Act, the Reporting of Public Entities Act, 1992 (Act No. 93 of 1992), or any other law or by the Board or by the Minister.

- (3) The accounting officer must within three months of the end of the financial year, with the approval of the Minister, complete the annual financial statements in respect of the Board.
- (4) The Auditor-General must conduct the external auditing of the Board.

#### **Financial year of Board**

- 28 The Board's financial year is from 1 April in any year to 31 March in the following year, but the first financial year is from the date of the coming into operation of this Act to 31 March of the following year.

#### **Exemption from duties and fees**

- 29 The board is exempt from the payment of any duty or fee which, were it not for the provisions of this section, would have been payable by it to the State in terms of any law except the Value Added Tax Act, 1991 (Act No. 105 of 1991), in respect of any act or transaction or any document connected with that act or transaction.

## CHAPTER SEVEN

### Restriction on the use of the name

30 (1) No person may under a name containing the words "Construction Industry Development Board" or the translation thereof in any other official language-

- (a) conduct his or her or its affairs or business or his, her or its occupation or trade;
- (b) falsely claim to be acting on behalf of the Board.

### Enforcement

31 (1) The Board may, for the purposes of implementing the code of conduct referred to in section 5(1)(m), convene an inquiry into any breach of the code of conduct and shall conduct the inquiry in the prescribed manner.

(2) The Board may-

- (a) subpoena any person to appear in person at an inquiry;
- (b) subpoena any person to produce any documentation relevant to such an inquiry,
- (c) seize and make copies of the documentation produced in terms of subsection (2)(b).

### **Secrecy**

- 32 (1) The chief executive officer, staff and all members of the Board, may not disclose any information that may be considered "secret" or "confidential" to any source outside of the Board.
- (2) Any person who breaches subsection (1) is subject to disciplinary action conducted in the prescribed manner.

### **Personal liability**

- 33(1) A person is not liable in respect of anything done or omitted in good faith in the exercise of a power or the performance of a duty in terms of or by virtue of this Act, or in respect of anything that may result therefrom.

### **Regulations**

- 34 (1) The Minister may, by notice in the *Gazette*, make regulations not inconsistent with this Act, with regard to any matter that is required or permitted to be prescribed in terms of this Act and any other matter for the better execution of this Act or in relation to any power granted or duty imposed by this Act.
- (2) Before the Minister makes any regulation under this section, he or she must publish a draft of the proposed regulation in the *Gazette* together with a notice calling on interested persons to comment in writing within a period stated in the notice, but not less than 30 days from the date of publication of the notice. If the Minister alters the draft regulations as a result of any comment, he or she need not publish those alterations before making the regulations.

- (3) The Minister may, if circumstances necessitate the immediate publication of a regulation, publish that regulation without consultation as contemplated in subsection (2).

#### **Short title and commencement**

35. This Act is called the Construction Industry Development Board Act, 2000 and comes into operation on a date fixed by the President by proclamation in the *Gazette*.



## BOARD NOTICES RAADSKENNISGEWINGS

### BOARD NOTICE 126 OF 1999

This Board Notice is effective as from 1 April 2000

#### SCHEDULE

1. In this Schedule any expression or word bears the meaning assigned to it in the Natural Scientific Professions Act, 1993 (Act No. 106 of 1993), and unless the context otherwise indicates—
2. “the Act”; means the Natural Scientific Professions Act, 1993 (Act No. 106 of 1993);
3. “the year”; means the period commencing on 1 April of any year and ending on 31 March of the next succeeding year;
4. “examination fee”; the fee payable by a person applying for registration for examination—
  - (i) within 30 days of notice of date of examination.
5. “annual fee”; means the fee payable by the registered—
  - (i) within 30 days from the date on which he is informed of his registration in terms of Section II of the Act and thereafter;
  - (ii) annually on or before 30 April;
6. “registration fee”; means the fee payable when a person applies for registration in terms of Section II of the Act.

#### 2. FEES

- (a) (i) Registration fee: Professional Natural Scientist and Professional Natural-science Technologist: R146,38 (VAT included): Provided that in respect of a person already registered as a Professional Natural Scientist in training or a professional Natural-science Technologist in training in terms of the Act, no registration fee shall be payable, provided further that if an application for registration is not successful no fee shall be refunded to the applicant.
- (ii) Registration fee: Professional Natural Scientist in training and Professional Natural-science Technologist: R73,19 (VAT included): Provided that if any application for registration is not successful no fee shall be refunded to the applicant.
- (b) (i) Annual fee: Professional Natural Scientist and Professional Natural-science Technologist: R190,29 (VAT included).
- (ii) Annual fee: Professional Natural Scientist in training and Professional Natural-science Technologist in training: R73,19 (VAT included): Provided that if he has been registered as a Professional Natural Scientist in training or a Professional Natural-science Technologist in training for a period in excess of four years, the fee shall be R190,29 (VAT included).

### KENNISGEWING 126 VAN 1999

Hierdie Raadskennisgewing tree in werking vanaf 1 April 2000

#### BYLAE

1. In hierdie Bylae het 'n woord of uitdrukking waarin die Wet op Natuurwetenskaplike Professies, 1993 (Wet 106 van 1993) 'n betekenis geheg is, dieselfde betekenis en tensy uit die samehang anders blyk, beteken—
2. “die Wet”; die Wet op Natuurwetenskaplike Professies, 1993 (Wet 106 van 1993);
3. “jaar”; die tydperk wat op 1 April van 'n jaar begin en op 31 Maart van die daaropvolgende jaar eindig;
4. “eksamengeld”; die geld wat wat deur 'n aansoeker om registrasie by eksamenaflegging betaalbaar is—
  - (i) binne 30 dae vanaf datum waarvan hy van sy eksamenaflegging verwittig is;
5. “jaargeld”; die geld wat deur die geregistreerde betaalbaar is—
  - (i) binne 30 dae vanaf die datum waarop hy van sy registrasie kragtens artikel 11 van die Wet verwittig is; en daarna
  - (ii) jaarliks voor of op 30 April;
6. “registrasiegeld” die geld wat betaalbaar is wanneer iemand kragtens artikel 11 van die Wet aansoek doen om registrasie.

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2. GELDE

- (a) (i) Registrasiegelde: Professionele Natuurwetenskaplikes en Professionele Natuurwetenskaplike Tegnoloë: R146,38 (BTW ingesluit): Met die verstande dat geen registrasiegelde betaalbaar is nie ten opsigte van 'n persoon wat reeds ingevolge die Wet as 'n Professionele Natuurwetenskaplike-in-opleiding of Professionele Natuurwetenskaplike Tegnoloog-in-opleiding geregistreer is. Met dien verstande dat registrasiegelde betaalbaar is vir elke kategorie waarin registrasie versoek word en voorts dat indien 'n aansoek om registrasie nie slaag nie, geen registrasiegeld aan die aansoeker terugbetaal moet word nie.
- (ii) Registrasiegelde: Professionele Natuurwetenskaplike-in-opleiding en Professionele Natuurwetenskaplike Tegnoloog-in-opleiding: R73,19 (BTW ingesluit): Met dien verstande dat registrasiegelde betaalbaar is vir elke kategorie waarin registrasie versoek word en voorts dat indien 'n aansoek om registrasie nie slaag nie, geen registrasiegeld aan die aansoeker terugbetaal moet word nie.
- (b) (i) Jaargelde: Professionele Natuurwetenskaplike en Professionele Natuurwetenskaplike Tegnoloog: R190,29 (BTW ingesluit).
- (ii) Jaargelde: Professionele Natuurwetenskaplike-in-opleiding en Professionele Natuurwetenskaplike Tegnoloog-in-opleiding: R73,19 (BTW ingesluit): Met dien verstande dat as hy vir langer as vir jaar as 'n Professionele Natuurwetenskaplike-in-opleiding of Professionele Natuurwetenskaplike Tegnoloog-in-opleiding geregistreer is, is die jaargelde R190,29 (BTW ingesluit).

(10 Desember 1999)/(10 Desember 1999)

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For purposes of reference, all Proclamations, Government Notices, General Notices and Board Notices published are included in the following table of contents which thus forms a weekly index. Let yourself be guided by the Gazette numbers in the righthand column:

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