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THE PRESIDENCY

No. 1658

12 November 2003

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

No. 30 of 2003: Special Pensions Second Amendment Act, 2003.



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GENERAL EXPLANATORY NOTE:

Words underlined with a solid line indicate insertions in existing enactments.

(English text signed by the President.)
(Assented to 7 November 2003.)

ACT

To amend the Special Pensions Act, 1996, in order to provide that a right to a pension in terms of that Act ceases when a right to a pension in terms of the Government Employees Pension Law, 1996, is recognised; and to make it clear that that provision does not affect a dependant's right to receive a pension in his or her own right in terms of section 1 of the Special Pensions Act, 1996; and to provide for matters connected therewith.

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

Amendment of section 14 of Act 69 of 1996

1. Section 14 of the Special Pensions Act, 1996, is hereby amended by the addition of the following subsection: 5

“(4) *(a)* Subject to paragraph *(b)*, any person's right to a pension in terms of this Act ceases on the day on which that person's right to a pension in terms of the Government Employees Pension Law, 1996 (Proclamation No. 21 of 1996), is recognised as contemplated in section 30A of that Law.

(b) This subsection must not be interpreted as preventing a dependant of a person contemplated in paragraph *(a)*, who qualifies in terms of section 1 for a pension in his or her own right, from receiving such pension.”. 10

Short title

2. This Act is called the Special Pensions Second Amendment Act, 2003, and comes into effect on a date fixed by the President by proclamation in the *Gazette*. 15