



# STAATSKOERANT

VAN DIE REPUBLIEK VAN SUID-AFRIKA

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REPUBLIC OF SOUTH AFRICA

# GOVERNMENT GAZETTE

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KANTOOR VAN DIE EERSTE MINISTER

OFFICE OF THE PRIME MINISTER

No. 367.

7 Maart 1984

No. 367.

7 March 1984

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

No. 11 van 1984: Verjaringswysigingswet, 1984.

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

No. 11 of 1984: Prescription Amendment Act, 1984.

## PRESCRIPTION AMENDMENT ACT, 1984

Act No. 11, 1984

## GENERAL EXPLANATORY NOTE:

[ ] Words in bold type in square brackets indicate omissions from existing enactments.

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# ACT

To amend the Prescription Act, 1969, so as to make further provision for the determination of the time when prescription in respect of a debt begins to run.

*(English text signed by the State President.)  
(Assented to 22 February 1984.)*

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

1. Section 12 of the Prescription Act, 1969, is hereby amended by the substitution for subsection (3) of the following subsection:
- 5       “(3) A debt **[which does not arise from contract]** shall not be deemed to be due until the creditor has knowledge of the identity of the debtor and of the facts from which the debt arises: Provided that a creditor shall be deemed to have 10       such knowledge if he could have acquired it by exercising reasonable care.”
2. This Act shall be called the Prescription Amendment Act, 1984.
- Amendment of section 12 of Act 68 of 1969.
- Short title.