

Please note that most Acts are published in English and another South African official language. Currently we only have capacity to publish the English versions. This means that this document will only contain even numbered pages as the other language is printed on uneven numbered pages.



STAATSKOERANT

VAN DIE REPUBLIEK VAN SUID-AFRIKA

REPUBLIC OF SOUTH AFRICA

GOVERNMENT GAZETTE

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CAPE TOWN, 29 MARCH 1979

[No. 6374

DEPARTEMENT VAN DIE EERSTE MINISTER

DEPARTMENT OF THE PRIME MINISTER

No. 653.

29 Maart 1979.

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

No. 23 van 1979: Wet op die Ontbinding van Huwelike by Vermoede van Dood, 1979.

No. 653.

29 March 1979.

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

No. 23 of 1979: Dissolution of Marriages on Presumption of Death Act, 1979.

Act No. 23, 1979

DISSOLUTION OF MARRIAGES ON PRESUMPTION OF DEATH ACT,
1979.

ACT

To provide for the dissolution of marriages of persons presumed to be dead.

*(Afrikaans text signed by the State President.)
(Assented to 16 March 1979.)*

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

Court may declare certain marriages to be dissolved.

1. Any provincial or local division of the Supreme Court of South Africa making an order that the death of any married person shall be presumed, may, when making that order or at any time thereafter, on the application of such person's spouse, make an order that the marriage in question shall be deemed to have been dissolved by death as from a date determined by the court, whereupon that marriage shall for all purposes be deemed to have been dissolved by death as from the date so determined.

Effect of certain finding on a marriage.

2. Whenever an inquest has been held in accordance with the provisions of the Inquests Act, 1959 (Act No. 58 of 1959), in respect of the death of any married person, and any finding in respect of that death has, on review as contemplated in section 18 of that Act, the same effect, in terms of section 18 (2) of that Act, as if it were an order granted by the reviewing court or judge that the death of the person concerned shall be presumed in accordance with such finding, the marriage in question shall for all purposes be deemed to have been dissolved by death as from the date of death of the said person as recorded in terms of section 16 (2) (c) of that Act in that finding.

Short title.

3. This Act shall be called the Dissolution of Marriages on Presumption of Death Act, 1979.