

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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KANTOOR VAN DIE EERSTE MINISTER

OFFICE OF THE PRIME MINISTER

No. 453.

17 Maart 1982.

No. 453.

17 March 1982.

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

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

No. 31 van 1982: Wysigingswet op die Verkryging van Landsvoorrade, 1982.

No. 31 of 1982: National Supplies Procurement Amendment Act, 1982.

NATIONAL SUPPLIES PROCUREMENT AMENDMENT ACT,
1982

Act No. 31, 1982

GENERAL EXPLANATORY NOTE:

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

ACT

To amend the National Supplies Procurement Act, 1970, so as to replace certain obsolete expressions and provide for the exercise or performance also by other Ministers of powers and functions conferred upon or assigned to the Minister of Industries, Commerce and Tourism; and to provide for incidental matters.

(English text signed by the State President.)
(Assented to 25 February 1982.)

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

1. Section 1 of the National Supplies Procurement Act, 1970 (hereinafter referred to as the principal Act), is hereby amended by the substitution for the definition of "Minister" of the following definition:

"Minister" means the Minister of **[Economic Affairs] Industries, Commerce and Tourism;**"

Amendment of section 1 of Act 89 of 1970, as amended by section 1 of Act 89 of 1974.

2. The following section is hereby inserted in the principal Act after section 1:

Insertion of section 1A in Act 89 of 1970.

15 "Exercise or performance of powers and functions of the Minister by other Ministers.

20 **1A. (1) The powers and functions conferred upon or assigned to the Minister of Industries, Commerce and Tourism by this Act, excluding this section and sections 12, 13 and 14, may be exercised or performed, in accordance with arrangements made by him and any other Minister and in relation to goods or services determined by arrangements so made, also by such other Minister as if references in this Act, excluding the said sections, to the Minister of Industries, Commerce and Tourism were references also to such other Minister.**

25 (2) Arrangements made under subsection (1) shall provide for the proper co-ordination of all steps taken under this Act by or on the authority or under the control of different Ministers.

30 (3) If any power or function referred to in subsection (1) has been exercised or performed by any Minister other than the Minister of Industries, Commerce and Tourism, it shall be presumed, unless the contrary is proved, that the other Minister concerned exercised or performed the power or function in accordance with arrangements made by him and the Minister of Industries, Commerce and Tourism under that subsection."

NATIONAL SUPPLIES PROCUREMENT AMENDMENT ACT,
1982

Act No. 31, 1982

3. Section 12 of the principal Act is hereby amended—

Amendment of
section 12 of
Act 89 of 1970,
as amended by
section 19 of
Act 63 of 1973.(a) by the substitution for paragraph (f) of subsection (1)
of the following paragraph:

5 “(f) moneys advanced to the fund in terms of section
10 (1) (b) or 18 (3) (b) of the Exchequer and
Audit Act, 1975 (Act No. 66 of 1975);” and

10 (b) by the substitution in subsection (2) for the words
“Secretary for Industries” and the expression “1956”
of the words “Director-General: Industries, Commerce
and Tourism” and the expression “1975”, respectively.

4. Section 13 of the principal Act is hereby amended—

Amendment of
section 13 of
Act 89 of 1970.(a) by the substitution in the Afrikaans text of subsection
(1) for the words “Openbare Skuldkommissaris” of
the word “Staatskuldkommissaris”; and

15 (b) by the substitution in subsection (3) for the word
“Consolidated” of the word “State”.

5. The following section is hereby substituted for section 18 of
the principal Act:Substitution of
section 18 of
Act 89 of 1970,
as amended by
section 2 of
Act 70 of 1976.

20 “Savings. 18. (1) Nothing in this Act contained shall in any
way derogate from the powers and functions of—

(a) the Minister of Transport Affairs under the
South African Transport Services Act, 1981
(Act No. 65 of 1981);

25 (b) the Minister of Industries, Commerce and
Tourism under the Import and Export Control
Act, 1963 (Act No. 45 of 1963);

(c) the Price Controller under the Price Control
Act, 1964 (Act No. 25 of 1964);

30 (d) the Minister of Defence or the Armaments
Corporation of South Africa, Limited, under
the Armaments Development and Production
Act, 1968 (Act No. 57 of 1968);

35 (e) the Minister of Agriculture and Fisheries, the
Director-General: Agriculture and Fisheries or
the National Marketing Council under the
Marketing Act, 1968 (Act No. 59 of 1968).

(2) The Minister shall, in so far as the exercise of
his powers under—

40 (a) this Act relates to a matter entrusted under the
Marketing Act, 1968, to the Minister of Agri-
culture and Fisheries, the Director-
General: Agriculture and Fisheries or the
National Marketing Council, exercise such pow-
ers in consultation with the Minister of Agri-
45 culture and Fisheries;

(b) section 2A relates to a matter entrusted
under—

50 (i) the Road Transportation Act, 1977 (Act
No. 74 of 1977), to the Minister of Trans-
port Affairs, the National Transport Com-
mission or a local road transportation
board;

55 (ii) the Air Services Act, 1949 (Act No. 51 of
1949), to the Minister of Transport Affairs
or the National Transport Commission; or

60 (iii) the South African Transport Services Act,
1981, to the Minister of Transport Affairs,
the South African Transport Services or
the South African Transport Services
Board,

exercise such powers in consultation with the
Minister of Transport Affairs.”

6. This Act shall be called the National Supplies Procurement Short title.
Amendment Act, 1982.