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STATE PRESIDENT'S OFFICE

KANTOOR VAN DIE STAATSPRESIDENT

No. 2135.

25 September 1987

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

No. 2135.

25 September 1987

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

—No. 66 of 1987: Professional Land Surveyors' and Technical Surveyors' Amendment Act, 1987.

No. 66 van 1987: Wysigingswet op Professionele Landmeters en Tegnieese Opmeters, 1987.

Act No. 66, 1987

PROFESSIONAL LAND SURVEYORS' AND TECHNICAL
SURVEYORS' AMENDMENT ACT, 1987

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 Professional Land Surveyors' and Technical Surveyors' Act, 1984, so as to substitute the definition of "Minister"; to provide for the parties to deviate from the prescribed tariff of fees; and to make provision that the reservation of work for professional land surveyors and technical surveyors shall be done with the concurrence of the Competition Board; and to provide for matters incidental thereto.

*(Afrikaans text signed by the State President.)
(Assented to 11 September 1987.)*

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

Amendment of section 1 of Act 40 of 1984, as amended by section 1 of Act 37 of 1986.

1. Section 1 of the Professional Land Surveyors' and Technical Surveyors' Act, 1984, is hereby amended by the substitution for the definition of "Minister" of the following definition:

"Minister" means the Minister of **[Communications]** Public Works;".

Amendment of section 7 of Act 40 of 1984.

2. Section 7 of the Professional Land Surveyors' and Technical Surveyors' Act, 1984, is hereby amended—

(a) by the substitution for paragraph (k) of subsection (1) of the following paragraph:

"(k) recommend to the Minister the tariff of fees referred to in subsection 2 (b) [to be] which may be charged for the work of a kind referred to in paragraph (j);" and

(b) by the substitution for subsection (2) of the following subsection:

"(2) The Minister may, after consideration of a relevant recommendation made by the council—

(a) under subsection (1) (j), and with the concurrence of the Competition Board established by section 3 of the Maintenance and Promotion of Competition Act, 1979 (Act No. 96 of 1979); prescribe the work of a kind in connection with projects, undertakings or services of a survey nature (excluding cadastral surveys and surveys which may or are required to be performed in terms of any law governing mines and works or surveys which are performed in, on or in relation to a mine) which shall be reserved for professional land surveyors, technical surveyors, and any category of professional land surveyors and technical surveyors referred to in subsection (4) (b); and

Act No. 66, 1987

PROFESSIONAL LAND SURVEYORS' AND TECHNICAL
SURVEYORS' AMENDMENT ACT, 1987

(b) under subsection (1) (k), prescribe the tariff of fees to which a professional land surveyor or technical surveyor, as the case may be, shall be entitled for services rendered by him in that capacity, in the absence of an agreement between such professional land surveyor or technical surveyor and a particular client in terms of which he shall be entitled in respect of such services to fees according to any other tariff.” 5

Short title:

3. This Act shall be called the Professional Land Surveyors' and Technical Surveyors' Amendment Act, 1987. 10