



REPUBLIC OF SOUTH AFRICA

GOVERNMENT GAZETTE

STAATSKOERANT

VAN DIE REPUBLIEK VAN SUID-AFRIKA

Registered at the Post Office as a Newspaper

As 'n Nuusblad by die Poskantoor Geregistreer

**PRICE (GST included) 30c PRYS (AVB ingesluit)
ABROAD 40c BUITELANDS
POST FREE · POSVRY**

Vol. 215

CAPE TOWN, 20 MAY 1983

No. 8717

KAAPSTAD, 20 MEI 1983

OFFICE OF THE PRIME MINISTER

KANTOOR VAN DIE EERSTE MINISTER

No. 1075. 20 May 1983

No. 1075. 20 Mei 1983

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

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

No. 64 of 1983: Community Development Amendment Act, 1983.

No. 64 van 1983: Wysigingswet op Gemeenskapsontwikkeling, 1983.

Act No. 64, 1983

COMMUNITY DEVELOPMENT AMENDMENT ACT, 1983.

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 Community Development Act, 1966, so as to provide for the extension of the duration of certain pre-emptive rights of the Community Development Board; and for the payment to the said Board of a portion of the amount for which certain properties acquired in terms of the said Act are sold; and to provide for incidental matters.

*(English text signed by the State President.)
(Assented to 10 May 1983.)*

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

Amendment of section 18D of Act 3 of 1966, as inserted by section 2 of Act 26 of 1982.

1. Section 18D of the Community Development Act, 1966, is hereby amended—

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

“(1) It shall be a condition of every sale by the board, or by a local authority, statutory body or other body corporate in terms of a delegation or assignment of powers, functions or duties under section 22, of immovable property to a person for residential purposes that, notwithstanding the fact that the total amount of the purchase price, together with all interest thereon, has been paid, such person or his successors in title shall not sell or otherwise alienate such property within a period of **[five]** ten years from the date on which the property was bought by such person, unless it has first been offered for sale to the board.”;

(b) by the insertion after subsection (6) of the following subsection:

“(6A) (a) When the board rejects in terms of subsection (2) an offer to purchase immovable property or grants in terms of subsection (6) exemption from the provisions of subsection (1) in respect of such property, the board may order that a portion of the amount for which the property is sold or alienated be paid to the board, and may issue such directions as it may deem necessary to ensure that its order be complied with.

(b) The portion contemplated in paragraph (a) shall be determined by the board with due regard to any principles that may be prescribed by regulation.”;

(c) by the substitution for subsection (8) of the following subsection:

“(8) No transfer of any property in respect of which the condition referred to in subsection (1) applies, shall be passed to a person other than the board unless there

Act No. 64, 1983

COMMUNITY DEVELOPMENT AMENDMENT ACT, 1983.

is produced to the registrar of deeds a certificate by the board to the effect that such property has been offered for sale to the board in terms of **[the said]** subsection (1) and that the offer has been rejected and, if the board has issued an order under subsection (6A) in respect of that property, that such order has been complied with or that steps have been taken to the satisfaction of the board to ensure that it will be complied with.”. 5

Short title.

2. This Act shall be called the Community Development 10 Amendment Act, 1983.