

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.



REPUBLIC OF SOUTH AFRICA

GOVERNMENT GAZETTE

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No. 13413

STATE PRESIDENT'S OFFICE

KANTOOR VAN DIE STAATSPRESIDENT

No. 1663.

17 July 1991

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

No. 137 of 1991: Occupational Diseases in Mines and Works Amendment Act, 1991

No. 1663.

17 Julie 1991

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

No. 137 van 1991: Wysigingswet op Bedryfsiektes in Myne en Bedrywe, 1991

GENERAL EXPLANATORY NOTE:

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

ACT

To amend the Occupational Diseases in Mines and Works Act, 1973, so as to do away with the limitation on the amount of a special award; and to increase certain benefits payable in terms of the said Act; and to provide for matters connected therewith.

(English text signed by the State President.)
(Assented to 27 June 1991.)

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

Amendment of section 101 of Act 78 of 1973

1. Section 101 of the Occupational Diseases in Mines and Works Act, 1973, is hereby amended by the substitution in subsection (3) for the words preceding paragraph (a) of the following words: 5

“A special award **[shall not exceed the amount of seventy rand per month and no such award]**, except an award referred to in subsection (1), shall be paid—”.

Increase of certain benefits 10

2. (1) Subject to the provisions of subsection (2), a benefit which is payable in terms of the Occupational Diseases in Mines and Works Act, 1973 (Act No. 78 of 1973) (hereinafter referred to as the principal Act), and which was increased by section 2 of the Pension Laws Amendment Act, 1987 (Act No. 88 of 1987) (including the laws mentioned in that section), section 1 of the Pension Laws Amendment Act, 1989 (Act No. 79 of 1989), and section 9 of the Pension Laws Amendment Act, 1990 (Act No. 117 of 1990), and in terms of section 8 of the General Pensions Act, 1979 (Act No. 29 of 1979), shall be further increased, in the case of— 15

(a) a benefit contemplated in sections 79(1)(a), 84(1)(b), 86(1)(a) and 92(1)(b) of the principal Act, by R28,00; and 20

(b) a benefit or one-sum benefit contemplated in sections 79(1)(b), (c) and (d), 79(4)(a) and (b), 79(6), 83(1)(a) and (b), 84(1)(a), 86(1)(b) and (c), 91(1)(a) and (b) and 92(1)(a) of the principal Act, by 10 per cent. 25

(2) In calculating any benefit referred to in subsection (1), a fraction of a rand shall be calculated to the next complete rand. 25

(3) The Minister may from time to time, after consultation with the advisory committee and, in the case of a benefit payable from the State Account, with the concurrence of the Minister of Finance, by notice in the *Gazette* increase the amount of any benefit contemplated in the principal Act, by an amount or in accordance with a scale mentioned in the notice from a date likewise mentioned, which may be a date in the past. 30

Act No. 137, 1991

OCCUPATIONAL DISEASES IN MINES AND WORKS
AMENDMENT ACT, 1991

(4) In this section any expression to which a meaning has been assigned in the principal Act shall bear that meaning.

Short title and commencement

3. (1) This Act shall be called the Occupational Diseases in Mines and Works Amendment Act, 1991.

(2) Section 2(1) shall be deemed to have come into operation on 1 April 1991.