



STAATSKOERANT

VAN DIE REPUBLIEK VAN SUID-AFRIKA

REPUBLIC OF SOUTH AFRICA

GOVERNMENT GAZETTE

As 'n Nuusblad by die Poskantoor Geregistreer

Registered at the Post Office as a Newspaper

Prys 10c Price
Oorsee 15c Overseas
POSVRY—POST FREE

Vol. 45.]

KAAPSTAD, 26 MAART 1969.

[No. 2318.

CAPE TOWN, 26TH MARCH, 1969.

DEPARTEMENT VAN DIE EERSTE MINISTER

DEPARTMENT OF THE PRIME MINISTER.

No. 437. 26 Maart 1969.

No. 437. 26th March, 1969.

Hierby word bekend gemaak dat die Staatspresident sy goedkeuring geheg 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. 18 van 1969: Wet op die Formaliteite met betrekking tot Huurkontrakte van Grond, 1969.

No. 18 of 1969: Formalities in respect of Leases of Land Act, 1969.

Act No. 18, 1969 FORMALITIES IN RESPECT OF LEASES OF LAND ACT, 1969.

ACT

To provide for the formalities in respect of leases of land; to repeal section 2 of the General Law Amendment Act, 1956; and to provide for incidental matters.

*(English text signed by the State President.)
(Assented to 13th March, 1969.)*

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

Formalities in respect of leases of land.

1. (1) Subject to the provisions of subsection (2), no lease of land shall be invalid merely by reason of the fact that such lease is not in writing.

(2) No lease of land which is entered into for a period of not less than ten years or for the natural life of the lessee or any other person mentioned in the lease, or which is renewable from time to time at the will of the lessee indefinitely or for periods which together with the first period of the lease amount in all to not less than ten years, shall, if such lease be entered into after the commencement of this Act, be valid against a creditor or successor under onerous title of the lessor for a period longer than ten years after having been entered into, unless—

(a) it has been registered against the title deeds of the leased land; or

(b) the aforesaid creditor or successor at the time of the giving of credit or the entry into the transaction by which he obtained the leased land or a portion thereof or obtained a real right in respect thereof, as the case may be, knew of the lease.

Application to South-West Africa.

2. This Act and any amendment thereof shall apply also in the territory of South-West Africa.

Repeal of section 2 of Act 50 of 1956.

3. Section 2 of the General Law Amendment Act, 1956, is hereby repealed.

Short title and commencement.

4. This Act shall be called the Formalities in respect of Leases of Land Act, 1969, and shall come into operation on the first day of January, 1970.