

No. 54, 1963.]

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.

ACT

To amend the Financial Relations Consolidation and Amendment Act, 1945, and to empower provincial councils to provide for certain expenditure in connection with the 1820 settlers memorial and to prohibit by ordinance the acquisition of certain land by prescription.

(English text signed by the State President.)
(Assented to 17th June, 1963.)

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

Amendment of section 18 of Act 38 of 1945, as substituted by section 1 of Act 28 of 1959.

1. Section *eighteen* of the Financial Relations Consolidation and Amendment Act, 1945, is hereby amended—

(a) by the deletion of the word “and” at the end of paragraph (c);

(b) by the substitution for paragraph (d) of the following paragraph:

“(d) expenditure incurred to enable the Public Service Commission to assist persons to study at universities or university colleges or other places of higher education to qualify or better qualify them to hold professional or technical posts (other than teaching or nursing posts) in the service of the State (including a provincial administration) or any institution controlled, aided or subsidized by the State as aforementioned; and”;

(c) by the addition of the following paragraph:

“(e) expenditure incurred, with the approval of the Treasury and after consultation with the Public Service Commission, to assist persons for the purpose contemplated in paragraph (d).”.

Insertion of section 18ter. in Act 38 of 1945.

2. The following section is hereby inserted in the Financial Relations Consolidation and Amendment Act, 1945, after section *eighteen bis*:

“Contributions for advancement of performing arts.

18ter. (1) Notwithstanding anything to the contrary contained in any other law, a provincial council may provide for the payment from the provincial revenue fund of contributions to any company or other corporate body or body of persons recognized by the Minister of Education, Arts and Science as a body having as its object the advancement of opera, music, the stage or ballet, by means of performances in the province in question or in the province in question and elsewhere.

(2) A contribution paid by virtue of the provisions of sub-section (1) shall—

(a) for the purposes of sub-section (1) of section *six*, be deemed not to be part of the nett expenditure of the province in question; and

(b) for the purposes of the payment to the company or body in question of a subsidy or contribution out of the Consolidated Revenue Fund, be deemed not to be part of the funds or income of that company or body.”.

Provincial councils may provide for expenditure in connection with 1820 settlers memorial.

3. (1) A provincial council may provide for the payment from the provincial revenue fund—

(a) of contributions to any person or body of persons towards the cost of the 1820 settlers memorial; and

(b) of any amount required to meet expenditure incurred within or without the province in connection with any matter incidental to the erection or the proposed erection of the said memorial.

(2) Sub-section (1) shall be deemed to have come into operation on the first day of April, 1962.

Making of ordinances to prohibit the acquisition of certain land by prescription.

4. Notwithstanding anything to the contrary contained in any other law, a provincial council may make an ordinance prohibiting the acquisition, by prescription, of any land—

- (a) vested in or under the control of any institution or body mentioned in paragraph (f) of sub-section (1) of section *eighty-four* of the Republic of South Africa Constitution Act, 1961 (Act No. 32 of 1961); or
- (b) held in trust for any such institution or body, whether or not already established,

and any rights in respect of such land: Provided that such a prohibition shall not come into operation before the expiration of a period of ten years as from the date of promulgation of the ordinance in question.

Short title.

5. This Act shall be called the Financial Relations Further Amendment Act, 1963.