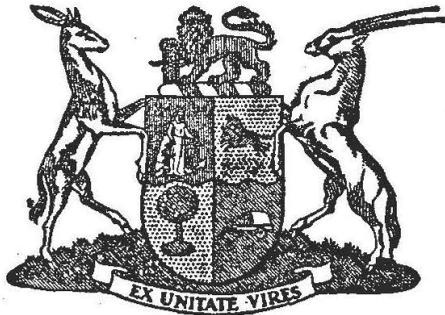


EXTRAORDINARY



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THE REPUBLIC OF SOUTH AFRICA

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CAPE TOWN, 4TH NOVEMBER 1966.
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[No. 1585.]

DEPARTMENT OF THE PRIME MINISTER.

No. 1771.]

[4th November, 1966.]

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

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No. 63 of 1966: Bantu Laws Amendment Act, 1966 25

No. 63, 1966.]

ACT

To amend section 9 of the Bantu Administration Act, 1927, in order to make provision for the holding of a criminal court at a place which has been designated for the hearing of civil cases; to amend that Act by the insertion of section 32A in terms of which certain civil actions become prescribed; to amend section 24 of the Bantu Trust and Land Act, 1936, in order to apply subsections (1) and (3) of that section to self-governing Bantu Homelands; to amend section 40*bis* of the Bantu (Urban Areas) Consolidation Act, 1945, in order to make provision for pensions and other benefits for employees of management boards; to amend section 2 of the Bantu Affairs Act, 1959, in order to change the constitution of the Bantu Affairs Commission; to amend section 52 of the Transkei Constitution Act, 1963, in order to empower the Legislative Assembly not to pay certain revenues into the Transkeian Revenue Fund; to amend the Bantu Homelands Development Corporations Act, 1965, by the insertion of section 17A in terms of which corporations are exempted from the payment of certain moneys; and to provide for incidental matters.

(English text signed by the State President.)
(Assented to 27th October, 1966.)

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

1. Section 9 of the Bantu Administration Act, 1927, is hereby amended by the substitution for subsection (3) of the following subsection:

Amendment of section 9 of Act 38 of 1927, as substituted by section 2 of Act 79 of 1957.

“(3) If a Bantu Affairs Commissioner holds a court in terms of subsection (1), such court shall be held at the place where the office of the Bantu Affairs Commissioner in the area for which he has been appointed, has been established, and such court may be held at any place designated in terms of section 10 (2) as a place where the court of Bantu Affairs Commissioner established for the area in question may hold sittings and at any other place within the said area which the Minister may designate for the ordinary or periodical sitting of the first-mentioned court.”.
2. The Bantu Administration Act, 1927, is hereby amended by the insertion of the following section after section 32:

Insertion of section 32A in Act 38 of 1927.

“Limitation of actions. 32A. (1) No civil action against the State, any Minister of State, any officer or employee of the State, any chief or his deputy, any headman or any Bantu tribe or community in respect of any cause of action arising out of or in connection with the operation of this Act or any proclamation, rule or regulation issued under this Act, shall be capable of being instituted if a period of twelve months has elapsed from the date on which the cause of action arose.

(2) For the purposes of this section a civil action shall be deemed to be instituted on the date on which the summons or other document commencing that action is filed with the registrar or clerk of the court in question.”.
3. (1) Section 24 of the Bantu Trust and Land Act, 1936, is hereby amended by the addition of the following subsection:

Amendment of section 24 of Act 18 of 1936.

“(6) (a) Subsections (1), (2) and (3) shall *mutatis mutandis* apply with reference to any territory which by an Act of Parliament has been or is declared a self-governing territory within the Republic, and also with reference to any person who is not a citizen of that territory.

(b) Any right acquired under subsection (1) or (3) in respect of land which has been or is declared a self-governing territory or which forms part of such territory and which had been exercised and was of force when the said land was declared a self-governing territory or became part of such a territory or which has been exercised and is of force when the said land is declared a self-governing territory or becomes part of such a territory, as the case may be, shall be deemed to have been acquired under this subsection.”.

(2) Subsection (1) shall come into operation on a date to be fixed by the State President by proclamation in the *Gazette*.

4. Section 40bis of the Bantu (Urban Areas) Consolidation Act, 1945, is hereby amended by the addition of the following subsection: Amendment of section 40bis of Act 25 of 1945, as inserted by section 69 of Act 42 of 1964.

“(7) (a) The Administrator may by proclamation in the *Official Gazette* declare that the provisions of any Ordinance relating to pensions or other benefits for employees of local authorities in the province concerned, shall *mutatis mutandis* apply with reference to management boards.

(b) The said provisions may be applied subject to the conditions, amendments or exceptions stated in the proclamation, and from a date so stated which shall not be earlier than the date on which the management board in question was established.

(c) The Administrator may in the same manner withdraw or amend a proclamation issued under this subsection.”

5. Section 2 of the Bantu Affairs Act, 1959, is hereby amended by the substitution for subsection (2) of the following subsection: Amendment of section 2 of Act 55 of 1959.

“(2) The commission shall consist of the Minister who shall be chairman, of the administrator of the territory of South-West Africa, and of not less than three nor more than five other members, of whom one shall be designated by the Minister to act, at the pleasure of the Minister, as deputy chairman during such member's period of office.”.

6. Section 52 (1) (a) of the Transkei Constitution Act, 1963, is hereby amended by the substitution for subparagraph (i) of the following subparagraph: Amendment of section 52 of Act 48 of 1963.

“(i) by any citizen of the Transkei in respect of taxes, levies and rates imposed in terms of the Bantu Taxation and Development Act, 1925 (Act No. 41 of 1925), the Bantu Trust and Land Act, 1936 (Act No. 18 of 1936), Proclamation No. 227 of 1898, of the Cape of Good Hope, Proclamation No. 241 of 1911 and Proclamation No. 180 of 1956, or any taxes, levies or rates imposed by or under any law of the Legislative Assembly, except in so far as the Legislative Assembly may otherwise determine;”.

7. (1) The Bantu Homelands Development Corporations Act, 1965, is hereby amended by the insertion of the following section after section 17: Insertion of section 17A in Act 86 of 1965.

“Exemption from payment of licence money and taxation. 17A. No licence money, duty, fee or other tax imposed by or under any law, shall be payable by a corporation.”.

(2) Subsection (1) shall be deemed to have come into operation on the first day of September, 1965.

8. This Act shall be called the Bantu Laws Amendment Act, 1966.