



JUTA'S WEEKLY E-MAIL SERVICE

(Bulletin 3 of 2014, based on Gazettes received during the week dated 10 to 17 January 2014)

JUTA'S WEEKLY STATUTES BULLETIN

ISSN 1022 - 6397

ACTS

TAX ADMINISTRATION LAWS AMENDMENT ACT 39 OF 2013

(GG 37236 of 16 January 2014)*

Date of commencement: 16 January 2014, unless otherwise indicated

Amends s. 20B of the Transfer Duty Act 40 of 1949; *amends* ss. 3, 6*quat*, 6*quin*, 64K & 64N, paras. 1, 2, 11B, 11C, 13, 17, 19 & 20A of the Fourth Schedule and para. 11 of the Sixth Schedule to the Income Tax Act 58 of 1962; *amends* ss. 4, 21A & 64E and *inserts* s. 4D in the Customs and Excise Act 91 of 1964; *amends* ss. 25 & 27 of the Value-Added Tax Act 89 of 1991; *amends* s. 6 of the Skills Development Levies Act 9 of 1999; *amends* ss. 8 & 13 of the Unemployment Insurance Contributions Act 4 of 2002; *amends* s. 9 of the Securities Transfer Tax Act 25 of 2007; *amends* s. 12 of the Mineral and Petroleum Resources Royalty Act 28 of 2008; *amends* ss. 6 & 19 of the Mineral and Petroleum Resources Royalty (Administration) Act 29 of 2008 and *amends* the Arrangement of Sections and ss. 1, 3, 10, 11, 25, 26, 34, 46, 68, 69, 70, 73, 79, 93, 98, 99, 103, 110, 117, 118, 129, 130, 133, 160, 161, 163, 164, 165, 166, 169, 172, 175, 176, 177, 179, 180, 181, 182, 186, 190, 191, 192, 221, 222, 223, 230, 231, 235, 240, 240A, 242, 246, 256 & 270 and *substitutes* ss. 27, 54 & 224 of the Tax Administration Act 28 of 2011

FINANCIAL SERVICES LAWS GENERAL AMENDMENT ACT 45 OF 2013

(GG 37237 of 16 January 2014)†

Date of commencement: to be determined, except s. 1 (l): 7 December 2001

Amends ss. 1, 2, 4, 5, 6, 7A, 7C, 7D, 8, 9, 9A, 12, 13A, 13B, 14, 14A, 14B, 15A, 15B, 15C, 15D, 15E, 15F, 15K, 16, 18, 19, 26, 28, 28A, 29, 30, 30V, 31, 32, 33A, 37, 37A, 37C & 37D, *inserts* ss. 7F, 9B, 18A & 29A, *repeals* ss. 3B & 17 and *substitutes* ss. 3, 24, 25, 30T, 32A & 34 of the Pension Funds Act 24 of 1956; *amends* s. 13 of the South African Reserve Bank Act 90 of 1989; *amends* ss. 1, 2, 12, 13, 16 & 20, *repeals* s. 17 and *substitutes* ss. 3, 18, 21, 22, 23 & 28 of the Financial Services Board Act 97 of 1990; *amends* the Arrangement of Sections, ss. 1, 3, 4, 8, 10, 12, 13, 15, 19, 21, 23, 25, 26, 28, 32, 37, 38, 39, 40, 41, 42, 43, 51, 53, 60, 63, 66, 67, 68 & 71 and Schedules 1 & 3; *repeals* ss. 6 & 50; *substitutes* the heading of Part VI and ss. 2, 14, 24, 45, 49 & 62 of the Long-term Insurance Act 52 of 1998; *amends* ss. 1, 3, 4, 8, 10,

* Wysigingswet op Belastingadministrasiewette 39 van 2013

† Algemene Wysigingswet op Wette op Finansiële Dienste 45 van 2013

12, 13, 15, 19, 20, 22, 24, 25, 27, 36, 37, 38, 41, 42, 54, 64, 65, 66, 69, Schedule 1, Schedule 2 & the Arrangement of Sections; *substitutes* ss. 2, 14, 23, 40, 44, 48 & 55 and the heading of Part VI; and *repeals* ss. 6 & 49 of the Short-term Insurance Act 53 of 1998; *amends* ss. 1, 2, 4, 5, 11 & 12, *substitutes* s. 3A and 9, *inserts* s. 6A and *repeals* s. 10 of the Inspection of Financial Institutions Act 80 of 1998; *amends* ss. 1, 2, 3, 4, 5, 6, 6A, 6B, 6C, 6D, 6E, 6F, 6H, 7 & 10, *inserts* ss. 5A & 9A and Chapter 1A and *repeals* s. 8 of the Financial Institutions (Protection of Funds) Act 28 of 2001; *amends* the Arrangement of Sections, ss. 1, 4, 6, 7, 8, 9, 11, 13, 14, 14A, 15, 17, 19, 21, 23, 26, 34, 35, 36, 38, 41, 44 & 45, *inserts* ss. 6A, 8A, 38A, 38B & 38C, *repeals* ss. 5, 33, 37 & 42 and *substitutes* ss. 2 & 40 of the Financial Advisory and Intermediary Services Act 37 of 2002; *amends* the Arrangement of Sections and ss. 1, 4, 5, 15, 34, 35, 41, 42, 47, 48, 50, 53, 65, 69, 70, 84, 90, 97, 111 & 114; *inserts* ss. 15A, 15B & s. 111A; *repeals* ss. 8, 9, 10, 11, 12, 13 & 21 and *substitutes* ss. 7, 14, 36, 37, 46, 81 & 116 of the Collective Investment Schemes Control Act 45 of 2002; *amends* the Arrangement of Sections, 1, 23, 31, 32, 36, 37, 41, 47, 48, 55, 57, 58, 61, *repeals* s. 42 and *substitutes* ss. 43 & 83 of the Co-operative Banks Act 40 of 2007; *amends* s. 78 of the Financial Services Laws General Amendment Act 22 of 2008; *amends* ss. 6 & 96 and *substitutes* s. 95 of the Financial Markets Act 19 of 2012; *amends* s. 1, *substitutes* s. 25 and *repeals* s. 29 of the Credit Rating Services Act 24 of 2012; *amends* s. 4 of the National Payment System Act 78 of 1998; *amends* s. 1 of the Medical Schemes Act 131 of 1998 and *amends* Schedule 1 to the Co-operatives Act 14 of 2005

EMPLOYMENT EQUITY AMENDMENT ACT 47 OF 2013 (GG 37238 of 16 January 2014)

Date of commencement: to be proclaimed

Amends ss. 1, 2, 6, 8, 10, 15, 16, 19, 20, 21, 27, 37, 48, 50, 53, 55, 56, 59 & 61; *inserts* s. 64A; *repeals* ss. 39 & 40 and *substitutes* ss. 11, 36, 42 & 45 and Schedules 1 & 4 to the Employment Equity Act 55 of 1998

SOUTH AFRICAN WEATHER SERVICE AMENDMENT ACT 48 OF 2013

(GG 37239 of 16 January 2014)[‡]

Date of commencement: 16 March 2014 or an earlier date determined by proclamation

Amends ss. 1, 3, 4, 5, 6, 14, 17, 26, 27, 28 and Schedules 1 & 2; *inserts* ss. 2A, 2B, 13A & 30A; *repeals* s. 18; *substitutes* s. 13 & the Arrangement of Sections of the South African Weather Service Act 8 of 2001

PROCLAMATIONS AND NOTICES

Department of Arts and Culture:

Official geographical names published (GN 6 in GG 37222 of 17 January 2014) (p5)

Department of Higher Education and Training:

White Paper for Post-School Education and Training: Building an Expanded, Effective and Integrated Post-School Education System published (GN 11 in GG 37229 of 15 January 2014) (p3)

AGRICULTURAL PRODUCT STANDARDS ACT 119 OF 1990

Regulations relating to the grading, packing and marking of avocados intended for sale in the Republic of South Africa published and regulations published by Procs R53 of 1976, R2855 of 29 December 1989, R1727 of 27 July 1990, R1864 of 10 August 1990 and GNs R537 of 1 April 1976, R135 of 4 February 1977, R997 of 13 May 1983, R602 of 30 March 1984, R923 of 27

[‡] Wysigingswet op die Suid-Afrikaanse Weerdiens 48 van 2013

April 1990 and R2474 of 26 October 1990 repealed
(GN R5 in GG 37223 of 17 January 2014) (p3)[§]

SOUTH AFRICAN SCHOOLS ACT 84 OF 1996

Amendment of national norms and standards for school funding published under GN 869 in GG 29179 of 31 August 2006 published with effect from 1 January 2014
(GN 12 in GG 37230 of 17 January 2014) (p3)

National Norms and Standards for School Funding (NNSSF): Publication of change of date for categorising eligible independent schools for subsidy purposes from January 2008 to January 2013 (GenN 23 in GG 37231 of 17 January 2014) (p2)

HIGHER EDUCATION ACT 101 OF 1997

Statute of Walter Sisulu University published and GN 900 in GG 31358 of 26 August 2008 repealed (GN 13 in GG 37235 of 17 January 2014) (p3)

PROMOTION OF ACCESS TO INFORMATION ACT 2 OF 2000

City of Matlosana: Section 14 manual published (GG 37227 of 16 January 2014) (p3)

KwaZulu-Natal Department of Social Development: Section 14 manual published
(GG 37228 of 16 January 2014) (p3)

LOCAL GOVERNMENT: MUNICIPAL SYSTEMS ACT 32 OF 2000

Local Government: Regulations on Appointment and Conditions of Employment of Senior Managers published and Local Government: Municipal Performance Regulations for Municipal Managers and Managers Directly Accountable to Municipal Managers, 2006 published in GN R805 in GG 29089 of 1 August 2006 amended
(GN 21 in GG 37245 of 17 January 2014) (p3)

PROJECT AND CONSTRUCTION MANAGEMENT PROFESSIONS ACT 48 OF 2000

Correction notice: BNs 151, 152 & 153 in GG 37109 of 4 December 2013 (Rules relating to fees and commencement of CPD fee structure) renumbered to BNs 251, 252 and 253 respectively
(GG 37222 of 17 January 2014) (p2)

CHILDREN'S ACT 38 OF 2005

Court order regarding adoption published (GN 10 in GG 37222 of 17 January 2014) (p41)

NATIONAL ENERGY ACT 34 OF 2008

Draft Position Paper on the South African Biofuels Regulatory Framework published for comment (GenN 24 in GG 37232 of 15 January 2014) (p3)

BILLS

Draft Agrément South Africa Bill, 2013 published for comment
(GenN 26 in GG 37234 of 17 January 2014)

Draft [Development Bank of Southern Africa Amendment Bill, 2013](#) published for comment

Draft [Financial Sector Regulation Bill, 2013](#) published for comment

[§] See also GN R859 in GG 37015 of 15 November 2013

PROVINCIAL LEGISLATION**EASTERN CAPE**

Problem Animal Control Ordinance 26 of 1957 and Nature and Environmental Conservation Ordinance 19 of 1974: Hunting Season and daily bag limits and hunting by the use of prohibited hunting methods, 2014 published (Proc 1 in *PG* 3104 of 17 January 2014) (p3)

Remuneration of Public Office Bearers Act 20 of 1998: Determination of salaries and allowances of Members of the Executive Council and the different Members of the Provincial Legislature published with effect from 1 April 2013 (PremN 1 in *PG* 3106 of 17 January 2014) (p3)

KWAZULU-NATAL

KwaZulu-Natal Road Traffic Act 7 of 1997: Amendment of Road Traffic Regulations published with effect from 1 April 2014 (PN 9 in *PG* 1080 of 17 January 2014) (p3)

LIMPOPO

Remuneration of Public Office Bearers Act 20 of 1998: Determination of upper limit of salaries and allowances of Members of the Executive Council and the different Members of the Provincial Legislature published with effect from 1 April 2013 (PremN 1 in *PG* 2304 of 17 January 2014) (p3)

NORTHERN CAPE

National Road Traffic Act 93 of 1996: Schedule of fees in respect of registration and licensing of motor vehicles published (Proc 1 in *PG* 1768 of 13 January 2014) (p3)

Remuneration of Public Office Bearers Act 20 of 1998: Determination of upper limit of salaries and allowances of Members of the Executive Council and Members of the Provincial Legislature, as published under Proc 4 in *GG* 37218 of 9 January 2014 published with effect from 1 April 2013 (PremN 1 in *PG* 1770 of 17 January 2014) (p3)

WESTERN CAPE

Disaster Management Act 57 of 2002: Breede Valley Municipality; City of Cape Town; Hessequa Municipality; Overstrand Municipality; Swellendam Municipality; Theewaterskloof Municipality; Cape Winelands District Municipality; Eden District Municipality; Central Karoo District Municipality and Overberg District Municipality: Classification of a provincial state of disaster published (PremN 430 in *PG* 7214 of 13 December 2013) (p2)

National Environmental Management: Protected Areas Act 57 of 2003: Declaration of the Piet Maree Nature Reserve and Rooilifantskloof Nature Reserve published (PNs 2 & 3 in *PG* 7217 of 10 January 2014) (pp 3 & 6)

Mineral and Petroleum Resources Development Act 28 of 2002: Notice regarding consultation with interested and affected persons: Application for an exploration right for petroleum accepted on 18th December 2013 published for comment (LAN 56197 in *PG* 7217 of 10 January 2014) (p14)

Constitution of the Republic of South Africa, 1996: City of Cape Town: Control of Undertakings that Sell Liquor to the Public By-law, 2013 published and Liquor Trading Days and Hours By-law, 2010 repealed (LAN 56199 in *PG* 7219 of 17 January 2014) (p135)

Constitution of the Republic of South Africa, 1996: Beaufort West Municipality: Fireworks By-law, By-law relating to the Holding of Events and By-law relating to the Prevention of Public Nuisances and Nuisances Arising from the Keeping of Animals published and previous by-laws repealed (LANs 56301, 56302 & 56303 in *PG* 7219 of 17 January 2014) (pp 49, 55 & 72)

Local Government: Municipal Systems Act 32 of 2000: Hessequa Municipality: By-law relating to Air Pollution Control, By-law relating to Heritage Resources and Cultural Institutions, By-law

ABBREVIATIONS: *GG* (*Government Gazette*), GenN (General Notice), GN (Government Notice), BN (Board Notice), Proc (Proclamation), *PG* (*Provincial Gazette*), PN (Provincial Notice), PremN (Premier's Notice), ON (Official Notice), LAN (Local Authority Notice), MN (Municipal Notice)

relating to Irrigation Water & By-law relating to Roads and Streets amended (LANs 56304, 56305, 56306 & 56307 in *PG* 7219 of 17 January 2014) (pp 26, 27 & 28)

Grondwet van die Republiek van Suid-Afrika, 1996: Hessequa Munisipaliteit: Ordereëls van die Raad van Hessequa gepubliseer ** (POK 56308 in *SK* 7219 van 17 Januarie 2014) (bl106)

Local Government: Municipal Systems Act 32 of 2000: City of Cape Town: Outdoor Advertising and Signage By-law, 2001 amended (LAN 56340 in *PG* 7219 of 17 January 2014) (p172)

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