



JUTA'S WEEKLY E-MAIL SERVICE

(Bulletin 4 of 2014, based on Gazettes received during the week dated 17 to 24 January 2014)

JUTA'S WEEKLY STATUTES BULLETIN

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ACTS

SOUTH AFRICAN HUMAN RIGHTS COMMISSION ACT 40 OF 2013

(GG 37253 of 22 January 2014)^{*}

Date of commencement: to be proclaimed

Repeals the Human Rights Commission Act 54 of 1994

JUDICIAL MATTERS AMENDMENT ACT 42 OF 2013 *(GG 37254 of 22 January 2014)*[†]

Date of commencement: 22 January 2014 except ss. 10 & 11: 1 April 2010 and s. 42: 20 September 2010

Amends ss. 29 & 30 and substitutes s. 30*bis* of the Magistrates' Courts Act 32 of 1944; *amends* ss. 38, 73, 271B, 271C, 276A, 309, 309B & 309D and *inserts* ss. 271DA & 271DB in the Criminal Procedure Act 51 of 1977; *amends* ss. 28 & 48; *inserts* s. 46A and *substitutes* s. 29 & certain words of the Attorneys Act 53 of 1979; *amends* s. 9 of the Small Claims Courts Act 61 of 1984; *amends* ss. 8, 9, 14, 18, 19, 34 & 35 of the Judicial Service Commission Act 9 of 1994; *amends* s. 51 of the Criminal Law Amendment Act 105 of 1997; *amends* ss. 77, 78 & 82 of the Promotion of Access to Information Act 2 of 2000; *inserts* s. 128A and *amends* the Table of Contents of the Children's Act 38 of 2005; *inserts* s. 44A and *amends* s. 66 & the Index of the Criminal Law (Sexual Offences and Related Matters) Amendment Act 32 of 2007; *amends* ss. 28, 43, 65, 85 & 87 and *substitutes* ss. 75 & 100 (in the Setswana text) of the Child Justice Act 75 of 2008 and *amends* s. 3 of the Reform of Customary Law of Succession and Regulation of Related Matters Act 11 of 2009

JUDICIAL MATTERS SECOND AMENDMENT ACT 43 OF 2013

(GG 37255 of 22 January 2014)[‡]

Date of commencement: to be proclaimed

Amends the Index, s. 66 and the long title, *inserts* Part 1A (s. 55A) in Chapter 7 and *substitutes* s. 67 of the Criminal Law (Sexual Offences and Related Matters) Amendment Act 32 of 2007

^{*} Wet op die Suid-Afrikaanse Menseregtekommissie 40 van 2013

[†] Wysigingswet op Geregte Aangeleenthede 42 van 2013

[‡] Tweede Wysigingswet op Geregte Aangeleenthede 43 van 2013

PROCLAMATIONS AND NOTICES**Accounting Standards Board (ASB):**

Notice of Exposure Draft of the proposed International Public Sector Accounting Standard Board's (IPSASB) Recommended Practice Guideline on *Reporting Service Performance Information* (ED 121) published for comment (BN 7 in GG 37246 of 24 January 2014) (p45)

Department of Agriculture, Forestry and Fisheries:

World Trade Organisation: Marrakesh Agreement: Application for market access permits for agricultural products published (GenN 27 in GG 37241 of 21 January 2014) (p3)

Department of Communications:

National Integrated ICT Policy Green Paper published for comment (GN 44 in GG 37261 of 24 January 2014) (p3)

MAGISTRATES' COURTS ACT 32 OF 1944

Withdrawal of notices creating Magisterial Districts and establishing district courts for Gauteng and North West Provinces published (GN 42 in GG 37257 of 24 January 2014) (p3)

Creation of Magisterial Districts and establishment of district courts for Gauteng and North West Provinces published (GN 43 in GG 37258 of 24 January 2014) (p3)

INCOME TAX ACT 58 OF 1962

Protocol amending the agreement between the Government of the Republic of South Africa and the Government of the Republic of Malta for the avoidance of double taxation and the prevention of fiscal evasion with respect to taxes on income published with effect from 17 December 2013 (GN 19 in GG 37243 of 24 January 2014) (p2)

SMALL CLAIMS COURTS ACT 61 OF 1984

Establishment of small claims courts for the areas of Melmoth, Nqutu, Sasolburg and Tsakane published (GNs 28[§], 29, 33 & 34 in GG 37246 of 24 January 2014) (pp 33, 34, 38 & 39)

Establishment of small claims courts for the areas of Welkom, Hennenman, Virginia and Ventersburg and withdrawal of GN 2807 of 18 December 1987 published (GN 30 in GG 37246 of 24 January 2014) (p35)

Establishment of small claims courts for the areas of Bethlehem and Reitz and withdrawal of GN 1524 of 5 August 1988 published (GN 31 in GG 37246 of 24 January 2014) (p36)

Establishment of small claims court for the area of Vrede and withdrawal of GN 571 in GG 34447 of 15 July 2011 published (GN 32 in GG 37246 of 24 January 2014) (p37)

Establishment of small claims courts for the areas of Thohoyandou, Malamulele, Mutale, Dzanani and Vuwani and withdrawal of GN 754 in GG 36904 of 11 October 2013 published (GN 35 in GG 37246 of 24 January 2014) (p40)

AGRICULTURAL PRODUCT STANDARDS ACT 119 OF 1990

Standards and requirements regarding control of the export of cherries amended (GenN 29 in GG 37246 of 24 January 2014) (p44)

LABOUR RELATIONS ACT 66 OF 1995

MIBCO: Renewal of period of operation of the Main Collective Agreement published (GN R22 in GG 37247 of 24 January 2014) (p4)

[§] See also GN 910 in GG 37062 of 29 November 2013

MIBCO: Renewal of period of operation of the Administrative Collective Agreement published (GN R23 in *GG* 37247 of 24 January 2014) (p5)

ELECTORAL ACT 73 OF 1998

Correction to Election Amendment Regulations, 2013 published in GN R968 in *GG* 37132 of 6 December 2013 published (GenN 31 in *GG* 37259 of 23 January 2014) (p2)

NATIONAL FORESTS ACT 84 OF 1998

Exemptions ito ss. 7 (1) & 15 (1) published (GN 25 in *GG* 37246 of 24 January 2014) (p5)

GAS REGULATOR LEVIES ACT 75 OF 2002

Levy and interest payable on piped-gas industry for the 2013/14 financial year published (GN 41 in *GG* 37256 of 24 January 2014) (p4)

NATURAL SCIENTIFIC PROFESSIONS ACT 27 OF 2003

Schedule I (Fields of Practice) substituted (GN 36 in *GG* 37246 of 24 January 2014) (p42)

BROAD-BASED BLACK ECONOMIC EMPOWERMENT ACT 53 OF 2003

Procedures for the application, administration and allocation of export permits under the Trade, Development and Co-operation Agreement between the European Union and the Republic of South Africa published (GenN 28 in *GG* 37242 of 21 January 2014) (p3)

PETROLEUM PIPELINES LEVIES ACT 28 OF 2004

Levy and interest payable on petroleum pipelines industry for the 2013/14 financial year published (GN 40 in *GG* 37256 of 24 January 2014) (p3)

ELECTRONIC COMMUNICATIONS ACT 36 OF 2005

Draft Revised End-user and Subscriber Service Charter Regulations 2014 published for comment (GenN 30 in *GG* 37251 of 22 January 2014) (p3)

BILL

[Draft Financial Sector Regulation Bill, 2013](#) submission deadline extended to Friday 7 March

PROVINCIAL LEGISLATION

EASTERN CAPE

Local Government: Municipal Structures Act 117 of 1998: Nelson Mandela Bay Metropolitan Municipality: Final designation of the Chairperson of the Municipal Public Accounts Committee as full-time councillor published with effect from 1 February 2014 (PN 2 in *PG* 3107 of 20 January 2014) (p2)

FREE STATE

Remuneration of Public Office Bearers Act 20 of 1998: Determination of salaries and allowances of Members of the Executive Council and the Members of the Provincial Legislature published and PN 77 in *PG* 44 of 28 September 2012 repealed with effect from 1 April 2013 (PN 116 in *PG* 82 of 24 January 2014) (p2)

GAUTENG

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 and PremN 4 in *PG* 282 of 25 September 2012 repealed with effect from 1 April 2013 (PremN 1 in *PG* 15 of 24 January 2014) (p3)

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)

KWAZULU-NATAL

Local Government: Municipal Structures Act 117 of 1998: Abaqulusi Municipality: Notice for designation of the Chairperson of the Municipal Public Accounts Committee as full-time councillor published (MN 1 in *PG* 1083 of 21 January 2014) (p3)

Local Government: Municipal Structures Act 117 of 1998: Emnambithi/Ladysmith Municipality: Notice for designation of the Chairperson of the Municipal Public Accounts Committee as full-time Councillor published (MN 2 in *PG* 1084 of 21 January 2014) (p3)

MPUMALANGA

National Environmental Management: Protected Areas Act 57 of 2003: Declaration of the Chrissiesmeer Protected Environment, Mabola Protected Environment, Kwamandlangampisi Protected Environment, Tafelkop Nature Reserve and Mndawe Trust Protected Environment published (GenNs 19, 20, 21, 22 & 23 in *PG* 2251 of 22 January 2014) (pp 3, 9, 11, 13 & 15)

NORTH WEST

Department of Economic Development, Environment, Conservation and Tourism: White Paper on North West Liquor Policy published for comment (GenN 33 in *PG* 7217 of 21 January 2014) (p2)

WESTERN CAPE

Constitution of the Republic of South Africa, 1996: Laingsburg Municipality: Fire Safety By-law and Rules of Order By-law published and previous by-laws repealed (PNs 127 & 135 in *PG* 7122 of 6 December 2013) (pp 79 & 233)

Constitution of the Republic of South Africa, 1996 and Local Government: Municipal Structures Act 117 of 1998: Laingsburg Municipality: Cemeteries and Crematoria By-law, Commonage By-law, Customer Care and Revenue Management By-law, Fireworks By-law, By-law relating to Impoundment of Animals, Outdoor Advertising and Signage By-law, Public Amenities By-law, Prevention of Public Nuisances and Keeping of Animals By-law, By-law relating to Roads and Streets, Sporting Facilities By-law, Stormwater Management By-law, Street Trading By-law and By-law Relating to Water Supply, Sanitation and Industrial Effluent published and previous by-laws repealed

(PNs 123, 124, 125, 128, 129, 131, 132, 133, 134, 136, 137, 138 and 168 in *PG* 7122 of 6 December 2013) (pp 2, 22, 28, 140, 142, 157, 190, 201, 219, 249, 256, 262 & 295)

Constitution of the Republic of South Africa, 1996; Local Government: Municipal Structures Act 117 of 1998 and Local Government: Municipal Systems Act 32 of 2000: Laingsburg Municipality: Tariff By-law published and previous by-laws repealed (PN 139 in *PG* 7122 of 6 December 2013) (p272)

Constitution of the Republic of South Africa, 1996; Local Government: Municipal Systems Act 32 of 2000 and Local Government: Municipal Property Rates Act 6 of 2004: Laingsburg Municipality: Electricity Supply By-law published and previous by-laws repealed (PN 126 in *PG* 7122 of 6 December 2013) (p58)

Constitution of the Republic of South Africa, 1996; Local Government: Municipal Systems Act 32 of 2000 and Western Cape Liquor Act 4 of 2008: Laingsburg Municipality: Laingsburg Liquor Trading Hours By-laws published (PN 130 in *PG* 7122 of 6 December 2013) (p154)

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