



JUTA'S WEEKLY STATUTES BULLETIN

(Bulletin 24 of 2017, based on Gazettes received during the week 9 to 15 June 2017)

JUTA'S WEEKLY E-MAIL SERVICE

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PROCLAMATIONS AND NOTICES

Department of Transport:

Notice of publication of Comprehensive Maritime Transport Policy (CMTP), 2017 published (GenN 457 in GG 40904 of 12 June 2017) (p4)

PLANT BREEDERS' RIGHTS ACT 15 OF 1976

Receipt of applications for plant breeders' rights published (GN 564 in GG 40919 of 15 June 2017) (p16)

FINANCIAL SERVICES BOARD ACT 97 OF 1990

Levies for Financial Institutions Notice, 2017 published and Levies for Financial Institutions Notice, 2016 published in BN 81 in GG 40032 of 1 June 2016 withdrawn (GenN 458 in GG 40912 of 12 June 2017) (p4)

LABOUR RELATIONS ACT 66 OF 1995

Motor Industry Bargaining Council (MIBCO):

Application for the extension to non-parties of the Consolidated Motor Industry Provident Fund Agreement published for comment (GN R576 in GG 40920 of 15 June 2017) (p11)

Application for the extension to non-parties of the Consolidated Auto Workers Provident Fund Agreement published for comment (GN R577 in GG 40920 of 15 June 2017) (p14)

Application for the extension to non-parties of the Consolidated Administrative Agreement published for comment (GN R578 in GG 40920 of 15 June 2017) (p17)

NATIONAL WATER ACT 36 OF 1998

Lifting of water restrictions for various stand-alone dams and systems in Limpopo, Mpumalanga, North West and Free State Provinces published (GN 575 in GG 40919 of 15 June 2017) (p188)

PROMOTION OF ACCESS TO INFORMATION ACT 2 OF 2000

Description submitted in terms of s. 15 (1) by the Council for Medical Schemes published (GN 568 in GG 40919 of 15 June 2017) (p169)

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PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT 5 OF 2000

Recognition of categories of institutions to which the Act applies published (GN 571 in GG 40919 of 15 June 2017) (p182)

INDEPENDENT COMMUNICATIONS AUTHORITY OF SOUTH AFRICA ACT 13 OF 2000

Independent Communications Authority of South Africa (ICASA): Extension of closing date for comment on the discussion document on equity ownership by historically disadvantaged groups and application of the ICT Sector Code in the ICT Sector published (GenN 460 in GG 40915 of 13 June 2017) (p4)

FINANCIAL INTELLIGENCE CENTRE ACT 38 OF 2001

Notice of publication of draft withdrawal notice of exemptions and draft amendments to regulations published for comment (GN 562 in GG 40916 of 13 June 2017) (p4)

MENTAL HEALTH CARE ACT 17 OF 2002

Correction notice to proposed guidelines for the licensing of residential and day care facilities for people with mental and/or intellectual disabilities published for comment in GN 452 in GG 40860 of 26 May 2017 published (GN 567 in GG 40919 of 15 June 2017) (p110)

MINERAL AND PETROLEUM RESOURCES DEVELOPMENT ACT 28 OF 2002 & BROAD-BASED BLACK ECONOMIC EMPOWERMENT ACT 53 OF 2003

Reviewed Broad Based Black-Economic Empowerment Charter for the South African Mining and Minerals Industry, 2016 (Reviewed Mining Charter, 2017) published and 2004 and 2010 Mining Charters repealed (GN 581 in GG 40923 of 15 June 2017) (p4)

SPATIAL DATA INFRASTRUCTURE ACT 54 OF 2003

Regulations published¹ (GN R579 in GG 40920 of 15 June 2017) (p20)

Approval of the National Land Cover Classes and Definitions 2016 Standard published with effect from one month after publication (GN 573 in GG 40919 of 15 June 2017) (p185)

NATIONAL HEALTH ACT 61 OF 2003

Emergency Care at Mass Gathering Events Regulations, 2017 published (GN 566 in GG 40919 of 15 June 2017) (p31)

FINANCIAL INTELLIGENCE CENTRE AMENDMENT ACT 1 OF 2017

Date of commencement of ss. 1 (a), (b), (c), (f), (h), (i) in respect of the definition of 'Independent Police Investigative Directorate', (j), (k) in respect of the definition of 'investigate division in an organ of state', (l), (m), (o) & (r), 2 (b), 3 (a) & (b), 4, 5, 18, 21 (a) & (c), 23, 25, 26, 28 insofar as it substitutes s. 42B of Act 38 of 2001, 30 to 34 inclusive, 40, 41, 44, 45, 46 insofar as it substitutes s. 61A of Act 38 of 2001, 49, 50 insofar as it deletes the reference to s. 61A in s. 68 (2)² of Act 38 of 2001, 52 to 57 inclusive & 60: 13 June 2017; ss. 1 (d), (e), (g), (i) in respect of the definition of 'foreign prominent public official', (k) in respect of the definition of 'legal person', (n), (p), (q), (s) & (t), 7 to 16 inclusive, 19, 22, 27, 28 insofar as it substitutes s. 42A of Act 38 of 2001, 29, 35 to 38 inclusive, 46 insofar as it substitutes s. 61 of Act 38 of

¹ The Schedule containing the Regulations omitted from GN R579 in GG 40920 of 15 June 2017

² GN 563 in GG 40916 of 13 June 2017 purports to bring s. 50 into operation on 13 June 2017 (insofar as it deletes the reference to s. 61A in s. 68 (1)) and on 2 October 2017 (insofar as it deletes the references to ss. 61 and 62 in s. 68 (1)), however in both cases the references are to be found in s. 68 (2) rather than s. 68 (1)

2001, 47, 48, 50 insofar as it deletes the references to ss. 61 & 62 in s. 68 (2) of Act 38 of 2001, 51, 58 & 59: 2 October 2017 (GN 563 in GG 40916 of 13 June 2017) (p5)

Amends ss. 1, 3, 4, 6, 29, 43A, 45, 45B, 45C, 45D, 60, 68, 73, 75 & 76, inserts ss. 41A, 42B, 62E & 77A, repeals Chapter 2 (ss. 17 to 20 inclusive) and substitutes ss. 27, 34, 40, 50, 51, 58, 61A, 74 & 77 and the long title of the Financial Intelligence Centre Act 38 of 2001 with effect from 13 June 2017 and amends ss. 1, 21, 32 & 68, inserts ss. 20A, 21A to 21H inclusive, 22A, 27A, 42A, 46A, 61B, 79A & 79B and Schedules 3A & 3B, repeals s. 26 and substitutes ss. 22, 23, 24, 25, 42, 43, 46, 47, 49, 61, 62 & 69 and the heading to Part 1 of Chapter 3 of the Financial Intelligence Centre Act 38 of 2001 with effect from 2 October 2017

DIVISION OF REVENUE ACT 3 OF 2017

Allocations per municipality for grants to local government and to provinces, and provincial and local government frameworks for each grant published (GenN 459 in GG 40913 of 12 June 2017) (p4)

BILL

[Draft Repeal of the Overvaal Resorts Limited Bill, 2017](#) published for comment (GN 580 in GG 40921 of 15 June 2017) (p4)

PROVINCIAL LEGISLATION

EASTERN CAPE

Local Government: Municipal Structures Act 117 of 1998: Enoch Mjijima Local Municipality: Amendment to Establishment of municipality as published under PN 182 in PG 3717 of 8 August 2016 published with effect from 1 July 2017 (PN 96 in PG 3857 of 9 June 2017) (p3)

Sea-shore Act 21 of 1935: Proposed lease of three sites situated below the high-water mark of Marshstrand Beach, Haga Haga, Eastern Cape to Wild Coast Abalone (Pty) Ltd for two sea water pipelines, and free flow discharge of processed water published for comment (GenN 17 in PG 3859 of 12 June 2017) (p12)

Matatiele Local Municipality: Notice of commencement and appointment of members to the Matatiele Municipal Planning Tribunal published with effect from 31 May 2017 (PN 103 in PG 3859 of 12 June 2017) (p16)

Local Government: Municipal Property Rates Amendment Act 6 of 2014: Elundini Local Municipality: Rates By-law and amended Property Rates Policy published with effect from 1 July 2015[sic] (LAN 87 in PG 3859 of 12 June 2017) (pp 21 & 30)

Local Government: Municipal Structures Act 117 of 1998: Mbhashe Local Municipality: Amendment to final designation as full-time councillors as published under PN 55 in PG 1619 of 20 October 2006 published (PN 104 in PG 3860 of 12 June 2017) (p3)

GAUTENG

Local Government: Municipal Property Rates Act 6 of 2004 and Rationalisation of Local Government Affairs Act 10 of 1998: City of Johannesburg Metropolitan Municipality: Notice of Draft Special Rating Area By-law and Special Ratings Areas Policy published for comment (LAN 817 in PG 136 of 9 June 2017) (p3)

KWAZULU-NATAL

Local Government: Municipal Property Rates Act 6 of 2004: Ubuhlebezwe Local Municipality: Property Rates By-laws published with effect from 1 July 2017 (PN 59 in PG 1838 of 15 June 2017) (p11)

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Local Government: Municipal Property Rates Act 6 of 2004: Umzimkhulu Local Municipality: Resolution levying property rates for the financial year 1 July 2017 to 30 June 2018 and Municipal Property Rates By-laws published with effect from 1 July 2017 (MN 55 in *PG* 1838 of 15 June 2017) (pp 276 & 287)

Local Government: Municipal Systems Act 32 of 2000: Umzimkhulu Local Municipality: Credit Control and Debt Collection By-law and Tariff By-law published with effect from 1 July 2017 (MN 55 in *PG* 1838 of 15 June 2017) (pp 278 & 300)

Local Government: Municipal Property Rates Act 6 of 2004: uMngeni Local Municipality: Resolution levying property rates for the financial year 1 July 2016[sic] to 30 June 2018; Municipal Property Rates By-law; and General Rates for the financial year 1 July 2017 to 30 June 2018 published with effect from 1 July 2017 (MN 56 in *PG* 1838 of 15 June 2017) (pp 313, 315 & 339)

Local Government: Municipal Systems Act 32 of 2000: uMngeni Local Municipality: Resolution of final tariffs for the 2017/2018 financial year published with effect from 1 July 2017 (MN 56 in *PG* 1838 of 15 June 2017) (p317)

Local Government: Municipal Property Rates Act 6 of 2004: KwaDukuza Local Municipality: Levying of rates for the 2017/18 financial year published with effect from 1 July 2017 (MN 58 in *PG* 1838 of 15 June 2017) (p341)

KwaZulu-Natal Traditional Leadership and Governance Act 5 of 2005: Retirement and recognition of new *iNkosi* for the Mashabane Traditional Community in the uMkhanyakude District Municipality and recognition of *iNkosi* for the Mchunu/Cunwini Traditional Community in the Umgungundlovu District Municipality published with effect from 18 May 2017 (PN 60 in *PG* 1839 of 15 June 2017) (p3)

LIMPOPO

Local Government: Municipal Systems Act 32 of 2000 and Local Government: Municipal Finance Management Act 56 of 2003: Ba-Phalaborwa Local Municipality: Determination of tariffs for the 2017/2018 financial year published and previous municipal tariffs and assessment rates as published in *PG* 2720 of 17 June 2016 revoked with effect from 1 July 2017 (LAN 63 in *PG* 2820 of 14 June 2017) (p3)

NORTHERN CAPE

Local Government: Municipal Property Rates Act 6 of 2004: Karoo Hoogland Local Municipality: Notice of approval of rates tariffs for the 2017/2018 financial year published with effect from 1 July 2017 (MN 15 in *PG* 2101 of 12 June 2017) (p14)

Constitution of the Republic of South Africa, 1996 and Local Government: Municipal Property Rates Act 6 of 2004: Emthanjeni Local Municipality: Property Rates By-Law, 2017 and Tariffs for the 2017/2018 financial year published with effect from 1 July 2017 (MN 16 in *PG* 2102 of 14 June 2017) (pp 4 & 5)

NORTH WEST

Dr Kenneth Kaunda District Municipality: Municipal Health & Environmental Management Services: Licence Fees By-law published with effect from 1 July 2017 (PN 101 in *PG* 7773 of 13 June 2017) (p17)

Local Government: Municipal Property Rates Act 6 of 2004: City of Matlosana Local Municipality: Promulgation of property levying rates published with effect from July 2017 (LAN 77 in *PG* 7773 of 13 June 2017) (p41)

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WESTERN CAPE

Local Government: Municipal Property Rates Act 6 of 2004: Hessequa Local Municipality: Resolution levying property rates: 1 July 2017 to 30 June 2018 published with effect from 1 July 2017 (LAN 54675 in *PG* 7780 of 9 June 2017) (p415)

Local Government: Municipal Property Rates Act 6 of 2004: Overstrand Local Municipality: Resolution levying property rates for the financial year 1 July 2017 to 30 June 2018 published with effect from 1 July 2017 (LAN 54676 in *PG* 7780 of 9 June 2017) (p416)

Local Government: Municipal Property Rates Act 6 of 2004: Breede Valley Local Municipality (Worcester-De Doorns-Touwsrivier-Rawsonville): Resolution levying property rates for the financial year 1 July 2017 to 30 June 2018 published with effect from 1 July 2017 (LAN 54677 in *PG* 7780 of 9 June 2017) (p417)

Spatial Planning and Land Use Management Act 16 of 2013; and Bitou By-Law on Municipality Land Use Planning, 2015: Bitou Local Municipality: Notice of adoption of the Bitou Municipal Spatial Development Framework (MSDF) 2017 published and 2013 version replaced with effect from 31 May 2017 (LAN 54680 in *PG* 7780 of 9 June 2017) (p421)

Local Government: Municipal Property Rates Act 6 of 2004: George Local Municipality: Resolution levying property rates for the financial year 1 July 2017 to 30 June 2018 published with effect from 1 July 2017 (LAN 54682 in *PG* 7780 of 9 June 2017) (p417)

Local Government: Municipal Property Rates Act 6 of 2004: Stellenbosch Local Municipality: Promulgation of property tax rates for the 2017/2018 financial year for the period of 1 July 2017 to 30 June 2018 published (LAN 54683 in *PG* 7780 of 9 June 2017) (p422)

Local Government: Municipal Property Rates Act 6 of 2004: Bergrivier Local Municipality: Promulgation of property rates for the 2017/2018 financial year published (LAN 54684 in *PG* 7780 of 9 June 2017) (p423)

Local Government: Municipal Property Rates Act 6 of 2004: Oudtshoorn Local Municipality: Notice for the levying of assessment rates for the financial year 1 July 2017 to 30 June 2018 published with effect from 1 July 2017 (LAN 54689 in *PG* 7780 of 9 June 2017) (p421)

Local Government: Municipal Systems Act 32 of 2000: Oudtshoorn Local Municipality: Credit Control and Debt Collection By-law published and supersedes previous by-law with effect from 1 July 2017 (LAN 54690 in *PG* 7780 of 9 June 2017) (p429)

Local Government: Municipal Property Rates Act 6 of 2004: Swellendam Local Municipality: Promulgation of property tax rates for the 2017/2018 financial year for the period of 1 July 2017 to 30 June 2018 published (LAN 54691 in *PG* 7780 of 9 June 2017) (p426)

Local Government: Municipal Systems Act 32 of 2000; Spatial Planning and Land Use Management Act 16 of 2013; Western Cape Land Use Planning Act 13 of 2014 and Swellendam Municipal By-Law on Municipality Land Use Planning, 2016: Swellendam Local Municipality: Notice of adoption of the Municipal Spatial Development Framework (MSDF) published (LAN 54695 in *PG* 7780 of 9 June 2017) (p427)

Western Cape Appropriation Act 1 of 2017³ (PN 125 in *PG* 7781 of 14 June 2017) (p2)

Date of commencement: 14 June 2017

Cederberg Municipal By-laws on Land Use Planning: Cederberg Local Municipality: Notice of adoption of the Cederberg Municipal Spatial Development Framework published (LAN 54700 in *PG* 7782 of 15 June 2017) (p444)

³ Wes-Kaapse Begrotingswet 1 van 2017

Constitution of the Republic of South Africa, 1996: Beaufort West Local Municipality: By-law relating to the 1st amendment of the By-law on Municipal Land Use Planning published (LAN 54702 in *PG* 7782 of 15 June 2017) (p447)

Local Government: Municipal Property Rates Act 6 of 2004: Cederberg Local Municipality: Property Rates By-law published (LAN 54708 in *PG* 7782 of 15 June 2017) (p453)

Local Government: Municipal Property Rates Act 6 of 2004: Cederberg Local Municipality: Property Rates Policy reviewed March 2017 published and implemented July 2017 (LAN 54709 in *PG* 7782 of 15 June 2017) (p468)

Local Government: Municipal Systems Act 32 of 2000 and Local Government: Municipal Property Rates Act 6 of 2004: Theewaterskloof Local Municipality: Determination of tariffs for the financial year 1 July 2017 to 30 June 2018 published with effect from 1 July 2017 (LAN 54710 in *PG* 7782 of 15 June 2017) (p449)

Local Government: Municipal Systems Act 32 of 2000: Stellenbosch Local Municipality: Property Rates By-law and Tariff By-law published and previous by-laws repealed with effect from 1 July 2017 (LANs 54712 & 54713 in *PG* 7782 of 15 June 2017) (pp 482 & 485)

Theewaterskloof Local Municipality: Credit Control and Debt Collection Policy published (LAN 54714 in *PG* 7782 of 15 June 2017) (p488)

Local Government: Municipal Systems Act 32 of 2000: Theewaterskloof Local Municipality: Tariff Policy published (LAN 54715 in *PG* 7782 of 15 June 2017) (p509)

Local Government: Municipal Property Rates Act 6 of 2004: Matzikama Local Municipality: Resolution levying property rates for the financial year 1 July 2017 to 30 June 2018 published with effect from 1 July 2017 (LAN 54716 in *PG* 7782 of 15 June 2017) (p449)

Land Use Planning By-law: Matzikama Local Municipality: Notice of approval for the amendment to the Spatial Development Framework, 2017 published (LAN 54717 in *PG* 7782 of 15 June 2017) (p450)

Western Cape Toll Roads Act 11 of 1999: Levying of Tolls for Chapman's Peak Drive published and Toll Tariffs for Chapman's Peak Drive as published under PN 232 in *PG* 7151 of 19 July 2013 amended with effect from 1 July 2017 (PN 127 in *PG* 7783 of 15 June 2017) (p2)

Western Cape Gambling Board: Western Cape Bookmakers Operational Rules published (LAN 54720 in *PG* 7784 of 15 June 2017) (p2)

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