



STAATSKOERANT

VAN DIE REPUBLIEK VAN SUID-AFRIKA

REPUBLIC OF SOUTH AFRICA

GOVERNMENT GAZETTE

As 'n Nuusblad by die Poskantoor Geregistreer

Registered at the Post Office as a Newspaper

Prys 20c Price
Oorsee 30c Overseas
POSVRY—POST FREE

VOL. 129]

KAAPSTAD, 24 MAART 1976

CAPE TOWN, 24 MARCH 1976

[No. 5025

DEPARTEMENT VAN DIE EERSTE MINISTER

No. 471.

24 Maart 1976.

Hierby word bekend gemaak dat die Staatspresident sy goedkeuring geheg het aan die onderstaande Wet wat hierby ter algemene inligting gepubliseer word:—

No. 13 van 1976: Wysigingswet op Huweliksaangeleenthede, 1976.

DEPARTMENT OF THE PRIME MINISTER

No. 471.

24 March 1976.

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

No. 13 of 1976: Matrimonial Affairs Amendment Act, 1976.

WET

Tot wysiging van die Wet op Huweliksaangeleenthede, 1953, ten einde die aanspreeklikheid van gades buite gemeenskap van goed getroud vir huishoudelike benodigdhede verder te reël; en om vir bykomstige aangeleenthede voorsiening te maak.

*(Engelse teks deur die Staatspresident geteken.)
(Goedgekeur op 8 Maart 1976.)*

DAAR WORD BEPAAL deur die Staatspresident, die Senaat en die Volksraad van die Republiek van Suid-Afrika, soos volg:—

Vervanging van
artikel 3 van
Wet 37 van 1953.

1. Artikel 3 van die Wet op Huweliksaangeleenthede, 1953, word hierby deur die volgende artikel vervang:

„Aanspreek-
likheid van
gades vir
huishoude-
like beno-
digdhede.

3. (1) Gades buite gemeenskap van goed getroud, is teenoor derdes gesamentlik en afsonderlik aanspreeklik vir alle skulde wat deur die een of die ander van hulle ten opsigte van benodigdhede vir die gesamentlike huishouding aangegaan is.

(2) 'n Gade buite gemeenskap van goed getroud, is verplig om ten opsigte van benodigdhede vir die gesamentlike huishouding *pro rata* volgens sy of haar inkomste by te dra.

(3) 'n Gade buite gemeenskap van goed getroud, het, vir sover hy of sy ten opsigte van benodigdhede vir die gesamentlike huishouding meer bygedra het as by subartikel (2) bepaal, 'n reg van verhaal op die ander gade.”

Kort titel.

2. Hierdie Wet heet die Wysigingswet op Huweliksaangeleenthede, 1976.

MATRIMONIAL AFFAIRS AMENDMENT ACT, 1976

Act No. 13, 1976

ACT

To amend the Matrimonial Affairs Act, 1953, so as to further regulate the liability of spouses married out of community of property for household necessities; and to provide for incidental matters.

(English text signed by the State President.)
(Assented to 8 March 1976.)

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

1. The following section is hereby substituted for section 3 of the Matrimonial Affairs Act, 1953:

“Liability of spouses for household necessities.

3. (1) Spouses married out of community of property shall against third parties be liable jointly and severally for all debts incurred by either of them in respect of the necessities for the joint household.

(2) A spouse married out of community of property shall be liable to contribute *pro rata* according to his or her income in respect of necessities for the joint household.

(3) A spouse married out of community of property shall have a right of recourse against the other spouse in so far as he or she has contributed more in respect of necessities for the joint household than is provided by subsection (2).”.

Substitution of section 3 of Act 37 of 1953.

2. This Act shall be called the Matrimonial Affairs Amendment Act, 1976. Short title.

