



PROVINSIE VRYSTAAT

PROVINSIALE KOERANT

PROVINCIAL GAZETTE

FREE STATE PROVINCE

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KANTOOR VAN DIE PREMIER

OFFICE OF THE PREMIER

No. 9 3 Februarie 2000

Hierby word bekend gemaak dat die Premier die onderstaande Wet bekragtig het, wat hierby ter algemene inligting gepubliseer word:-

No. 9 van 1999: Wysigingswet op die Vrystaatse Ontwikkelingskorporasie, 1999

No. 9 3 February 2000

It is hereby notified that the Premier has assented to the following Act which is hereby published for general information:-

No. 9 of 1999: Free State Development Corporation Amendment Act, 1999

ALGEMENE VERDUIDELIKENDE NOTA:

[] Woorde in vet druk tussen vierkantige hake dui skappings uit bestaande verordenings aan.

_____ Woorde met 'n volstreep daaronder, dui invoegings in bestaande verordenings aan.

WET

Tot wysiging van die Wet op die Vrystaatse Ontwikkelingskorporasie, 1995, ten einde sekere uitdrukkings opnuut te omskryf en om spesifiek die vermoë en bevoegdhede van die Korporasie en die bevoegdhede van die Raad uiteen te sit.

*(Afrikaanse teks deur die Premier geteken)
(Bekragtig op 21 Januarie 2000)*

DAAR WORD BEPAAL deur die Provinsiale Wetgewer van die Provinsie Vrystaat, soos volg:

Wysiging van artikel 1 van Wet 6 van 1995

1. Artikel 1 van die Wet op die Vrystaatse Ontwikkelingskorporasie, 1995 (hierna "die Hoofwet" genoem), word gewysig –
 - (a) deur die omskrywing van "Grondwet" deur die volgende omskrywing te vervang: 10

" 'Grondwet' die Grondwet van die Republiek van Suid-Afrika, [1993 (Wet No 200 van 1993)] 1996 (Wet No 108 van 1996);";
 - (b) deur na die omskrywing van "Korporasie" die volgende omskrywing in te voeg: 15

" 'Maatskappywet' die Maatskappywet, 1973 (Wet No 61 van 1973);";
 - (c) deur na die omskrywing van "Maatskappywet" die volgende omskrywing in te voeg: 20

" 'om as makelaar op te tree' die fasilitering of andersins bevordering van ontwikkeling ooreenkomstig die hoofoogmerke en aanvullende oogmerke waarvoor die Korporasie opgerig is;";
 - (d) deur na die omskrywing van "ontbonde korporasie" die volgende omskrywing in te voeg: 25

" 'raad' die raad van direkteure van die Vrystaatse Ontwikkelingskorporasie;"; en
 - (e) deur die omskrywing van "verantwoordelike Lid" deur die volgende omskrywing te vervang: 30

" 'verantwoordelike Lid' die lid van die Uitvoerende Raad van die Provinsie verantwoordelik vir Finansies en Ekonomiese Sake [en Toerisme];";

GENERAL EXPLANATORY NOTE:

[] Words in bold type in square brackets indicate omissions from existing enactments.

_____ Words underlined with a solid line indicate insertions in existing enactments.

ACT

To amend the Free State Development Corporation Act, 1995, so as to define anew certain expressions and set out specifically the capacity and powers of the Corporation and the powers of the Board.

*(Afrikaans text signed by the Premier)
(Assented to 21 January 2000)*

BE IT ENACTED by the Provincial Legislature of the Free State Province, as follows:

Amendment of section 1 of Act 6 of 1995

5 1. Section 1 of the Free State Development Corporation Act, 1995 (hereinafter referred to as "the principal Act"), is amended –

10 (a) by the insertion before the definition of "business" of the following definition:

"'board of directors' means the board of directors of the Free State Development Corporation;";

15 (b) by the insertion after the definition of "business" of the following definition:

"'Companies Act' means the Companies Act, 1973 (Act No 61 of 1973);";

(c) by the substitution for the definition of "Constitution" of the following definition:

20 " 'Constitution' means the Constitution of the Republic of South Africa, [1993 (Act No 200 of 1993)] 1996 (Act No 108 of 1996);";

25 (d) by the substitution for the definition of "responsible Member" of the following definition:

" 'responsible Member' means the member of the Executive Council of the Province responsible for Finance and Economic Affairs [~~and Tourism~~]; and

30 (e) by the insertion after the definition of "responsible Member" of the following definition:

"'to act as broker' means the facilitation or otherwise advancement of development in line with the Corporation's main and ancillary objects for which it was established."

Vervanging van artikel 2 van Wet 6 van 1995

2. Artikel 2 van die Hoofwet word deur die volgende artikel vervang:

"Instelling van Vrystaatse Ontwikkelingskorporasie

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2. (1) Hierby word 'n regspersoon met die naam die Vrystaatse Ontwikkelingskorporasie ingestel.

- (2) Die bepalings van die Maatskappywet, waarby ingeslote Tabel B van Bylae 1, is in alle opsigte *mutatis mutandis* van toepassing op die Korporasie, tensy die toepassing daarvan uitdruklik of in die samehang van hierdie Wet beperk is: Met dien verstande dat in sodanige toepassing, tensy uit die samehang anders blyk, enige verwysing in die Maatskappywet na 'n maatskappy, 'n direkteur of 'n beampte van 'n maatskappy, uitgelê word as 'n verwysing na onderskeidelik die Korporasie, 'n direkteur of 'n beampte van die Korporasie."

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Invoeging van artikel 2A in Wet 6 van 1995

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3. Die volgende artikel word in die Hoofwet na artikel 2 ingevoeg:

"Aandeelkapitaal van Korporasie

2A. (1) Die aandeelkapitaal van die Korporasie –

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- (a) is R100-00, verdeel in 100 aandeel, met 'n nominale waarde van R1-00 elk; en

- (b) kan van tyd tot tyd met die goedkeuring van die verantwoordelike Lid, vermeerder of verminder word.

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- (2) Die Vrystaatse Provinsiale Regering is die houer van al die aandeel in die Korporasie en die Korporasie moet die toepaslike aandeelsertifikate in die verband aan die Provinsiale Regering uitreik.

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- (3) Die regte verbonde aan die aandeel word deur die verantwoordelike Lid uitoefen."

Vervanging van artikel 3 van Wet 6 van 1995

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4. Artikel 3 van die Hoofwet word deur die volgende artikel vervang:

"Hoofdoogmerke [Oogmerke] van die Korporasie

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3. Die oogmerke van die Korporasie is om [ooreenkomstig 'n beleid deur die verantwoordelike Lid bepaal of enige lasgewing deur hom of haar uitgereik] stedelike en landelike ontwikkeling in die Provinsie te doen en te bevorder, met die klem op die bevordering en ontwikkeling van kleinsake soos bedoel in die Nasionale Kleinsakewet, 1996 (Wet No 102 van 1996), met betrekking tot enige aangeleentheid binne die funksionele terreine in [Bylae 6] Bylae 4 en 5 van die Grondwet vermeld."

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Substitution of section 2 of Act 6 of 1995

2. The following section is substituted for section 2 of the principal Act:

"Establishment of Free State Development Corporation

2. (1) A juristic person to be known as the Free State Development Corporation is hereby established.

(2) The provisions of the Companies Act, inclusive of Table B of Schedule 1, shall *mutatis mutandis* be applicable in all respects to the Corporation, unless its application is expressly or in the context of this Act limited: Provided that in such application any reference in the Companies Act to a company, a director or an officer of a company, shall, unless the context indicates otherwise, be construed as a reference to the Corporation, a director or an officer of the Corporation, as the case may be."

Insertion of section 2A in Act 6 of 1995

3. The following section is inserted in the principal Act after section 2:

"Share capital of Corporation**2A. (1) The share capital of the Corporation -**

(a) shall be R 100-00, divided into 100 shares, each with a nominal value of R1-00; and

(b) may, from time to time and with the approval of the responsible Member, be increased or decreased.

(2) The Free State Provincial Government shall be the holder of all the shares in the Corporation and the Corporation shall issue appropriate share certificates in this regard to the Provincial Government.

(3) The rights attached to the shares shall be exercised by the responsible Member."

Substitution of section 3 of Act 6 of 1995

4. The following section is substituted for section 3 of the principal Act:

"Main objects [Objects] of the Corporation

3. The objects of the Corporation shall be [in accordance with a policy determined by the responsible Member or any direction given by him or her] to perform or promote urban and [or] rural development in the Province, with special emphasis on the promotion and development of small business as referred to in the National Small Business Act, 1996 (Act No 102 of 1996), with regard to any matter within the functional areas specified in [Schedule 6] Schedules 4 and 5 of the Constitution."

Vervanging van artikel 4 van Wet 6 van 1995

5. Artikel 4 van die Hoofwet word deur die volgende artikel vervang:

"Vermoë en bevoegdhede van die Korporasie

4. (1) Die Korporasie het die vermoë soos bepaal deur die hoofogmerke in artikel 3 uiteengesit en by sy vermoë word daar onbeperkte oogmerke aanvullend tot die gemelde hoofogmerke ingesluit.

(2) Die Korporasie het bykomende bevoegdhede, insluitende die algemene bevoegdhede in Bylae 2 van die Maatskappywet uiteengesit, om hom in staat te stel om sy hoof- en aanvullende oogmerke te verwesenlik."

Invoeging van artikel 4A in Wet 6 van 1995

6. Die volgende artikel word in die Hoofwet na artikel 4 ingevoeg:

"Bevoegdhede van raad van direkteure

4A. Die bevoegdhede van die raad van direkteure is om daarna te streef om al die hoofogmerke en aanvullende oogmerke te bereik waarvoor die Korporasie opgerig is en om al die bykomende en algemene bevoegdhede van die Korporasie uit te oefen en, sonder om afbreuk te doen aan die algemeenheid van hierdie artikel, sluit die bevoegdhede van die raad die volgende in:

- (a) om enige besigheid of onderneming ten opsigte van die aangeleenthede in artikel 3 bedoel te beplan, te finansier, te koördineer, te bevorder, op te rig of voort te sit of om so 'n besigheid of onderneming of gedeelte daarvan te verkry of daaroor te beskik;
- (b) om enige projek of gedeelte daarvan, wat ten doel het om die Provinsie of sy inwoners ekonomies te ontwikkel, te beplan, te finansier, te koördineer, te bevorder of voort te sit, of om met die beplanning, finansiering, koördinering, bevordering of voortsetting daarvan behulpsaam te wees;
- (c) om lenings toe te staan of te waarborg, om kapitaal of ander middele te voorsien aan enige persoon, maatskappy, beslote korporasie, koöperatiewe vereniging, vennootskap of ander vereniging van persone, met of sonder regspersoonlikheid, ten einde die Korporasie se oogmerke te bereik;
- (d) om sodanige sekuriteite te neem as wat hy goedvind;
- (e) om geld op te neem of te leen met die skriftelike toestemming van die verantwoordelike Lid onderworpe aan voorwaardes soos deur hom of haar neergelê;
- (f) om in die verrigting van sy werksaamhede, roerende of onroerende eiendom, hetsy liggaamlik of onliggaamlik, met inbegrip van regte daarin of daaroor, te verkry, te ontwikkel, te huur, te verkoop, te verhuur, te beswaar of andersins te vervreem of daaroor te beskik;

Substitution of section 4 of Act 6 of 1995

5. The following section is substituted for section 4 of the principal Act:

“Capacity and powers of the Corporation

4. (1) The Corporation shall have the capacity determined by the main objects stated in section 3 and there shall be included in its capacity unlimited objects ancillary to the said main objects.

(2) The Corporation shall have plenary powers, including the common powers stated in Schedule 2 in the Companies Act, to enable it to realise its main and ancillary objects.”

Insertion of section 4A in Act 6 of 1995

6. The following section is inserted in the principal Act after section 4:

“Powers of board of directors

4A. The powers of the board of directors shall be to endeavour to achieve all the main and ancillary objects for which the Corporation is established and to exercise all the plenary and common powers of the Corporation and without detracting from the generality of this section the powers of the board shall include the following:

(a) to plan, finance, co-ordinate, promote, establish or carry on any business or undertaking in respect of the matters referred to in section 3 or to acquire or dispose of such business or undertaking or any portion thereof;

(b) to plan, finance, co-ordinate, promote or carry out, or to assist in the planning, financing, co-ordinating, promoting or carrying out of any project or part thereof, for the economic development of the Province or its residents;

(c) to grant or guarantee loans, provide capital or other means to any person, company, close corporation, co-operative society, partnership or other association of persons, whether corporate or not, for the purpose of achieving the Corporation's objects;

(d) to take such securities as it may deem fit;

(e) to raise loans or borrow money with the written consent of the responsible Member subject to conditions as determined by him or her;

(f) in the execution of its operations, to acquire, develop, rent, sell, lease, burden, or otherwise alienate or dispose of movable or immovable property, whether corporeal or incorporeal, including rights therein or thereto;

- (g) om beamptes en werknemers in diens te neem op sodanige voorwaardes en teen die betaling van sodanige vergoeding en voordele as wat hy mag bepaal;
- (h) om samewerkingsooreenkomste te sluit en te finansier of as verteenwoordiger op te tree; 5
- (i) om in ooreenstemming met die goedgekeurde begroting, tegniese en ander hulp en gespesialiseerde advies, inligting en voorligting te verskaf aan enige persoon, maatskappy, beslote korporasie, koöperatiewe vereniging, vennootskap of enige ander vereniging van persone, met of sonder regspersoonlikheid; 10
- (j) om skuldbriewe, wissels en ander verhandelbare stukke uit te reik, te verhandel, te aksepteer, te endosseer of te verdiskonteer; 15
- (k) om depositos wat deur enige persoon of regspersoon vir belegging aangebied word, te neem en sodanige depositos te hou op die voorwaardes waarop ooreengekom word en om die belegging en aanwending daarvan te reël en te bepaal; 20
- (l) om die uitgifte van enige lening of van enige aandele, effekte of skuldbriewe te beheer, uit te voer, te waarborg, te onderskryf, te finansier of te bewerkstellig, of om geld vir dié doel voor te skiet;
- (m) om die Korporasie se fondse of geld aan te wend vir die instelling van 'n reserwefonds, of geld wat nie onmiddellik vir sy sake benodig word nie, te belê; 25
- (n) om onvoorwaardelik skenkings en gelde te aanvaar en om met die vooraf skriftelike toestemming van die verantwoordelike Lid voorwaardelik skenkings en gelde te aanvaar; 30
- (o) om in die uitvoering van die Korporasie se werksaamhede, waarborge uit te reik, om vrywarings te verskaf of om enige borgstelling aan te gaan; 35
- (p) om as direkteur, bestuurder, eksekuteur, testamentêre eksekuteur, administrateur, likwidateur, geregtelike bestuurder, trustee of agent van enige saak, boedel, trust, maatskappy, beslote korporasie, persoon of regspersoon op te tree, en om 'n persoon of persone aan te wys om vir sodanige doel namens die Korporasie op te tree; 40
- (q) om enige maatskappy, beslote korporasie of ander regspersoon wat 'n skuldenaar van die Korporasie mag wees of waarin die Korporasie 'n belang het, te laat likwideer of onder geregtelike bestuur te laat plaas, of om die boedel van enige van die Korporasie se skuldenare te laat sekwestreer; 45
- (r) om as makelaar op te tree;

- (g) to employ officers and employees under such conditions and to pay them such remuneration and benefits as it may determine;
- (h) to enter into and finance joint ventures or act as agent;
- (i) to furnish technical and other assistance and expert and specialised advice, information and guidance, in accordance with the approved budget to any person, company, close corporation, co-operative society, partnership or other association of persons, whether corporate or not;
- (j) to issue, negotiate, accept, endorse or discount debentures, bills of exchange and other negotiable instruments;
- (k) to take deposits offered by any person or juristic person for investment and to hold such deposits on such conditions as may be agreed upon, and to arrange and to decide upon the investment and application thereof;
- (l) to control, carry out, guarantee, underwrite, finance or bring about the issue of any loan or of any shares, stock or debentures, or to advance money for that purpose;
- (m) to apply the Corporations' funds or moneys to the establishment of a reserve fund, or to invest any funds or moneys not immediately required for its affairs;
- (n) to accept unconditional donations and moneys and with the prior written approval of the responsible Member, conditional donations and moneys;
- (o) in the execution of the Corporation's operations, to issue guarantees, or provide indemnities, or enter into any suretyship;
- (p) to act as director, manager, executor, testamentary executor, administrator, liquidator, judicial manager, trustee or agent of any concern, estate, trust, company, close corporation, person or juristic person, and to appoint any person or persons to act on the Corporation's behalf for such purpose;
- (q) to cause any company, close corporation or other juristic person that might be the Corporation's debtor or in which the Corporation has any interest, to be liquidated or placed under judicial management, or to cause the estate of any of the Corporation's debtors to be sequestrated;
- (r) to act as broker;

- (s) om die opleiding van mannekrag met betrekking tot die aangeleenthede in artikel 3 bedoel, te beplan, te bevorder, te onderneem of te finansier; 5
- (t) om al die uitgawes in verband met die Korporasie se administrasie te betaal; 5
- (u) om op bestaande bankrekenings of rekenings by ander finansiële instellings te opereer, nuwe rekenings te open en daarop te opereer, en om enige rekening te sluit; 10
- (v) om maatskappye te stig, of met die stigting daarvan behulpsaam te wees, of 'n belang daarin te verkry of dit te finansier; 10
- (w) om die maatreëls te tref wat hy nodig of wenslik ag ten einde te verseker dat besighede waarvan die Korporasie die eienaar is, bestuur en bedryf word, en dat dienste wat by daardie besighede verrig word, geskied op 'n wyse wat na sy mening ordelik, ekonomies en doeltreffend is; 15
- (x) om enige ander bevoegdhede, soos uiteengesit in Bylae 2 van die Maatskappywet wat noodsaaklik is vir die bereiking van die Korporasie se oogmerke, uit te oefen in oorleg met die verantwoordelike Lid. 20

Wysiging van artikel 5 van Wet 6 van 1995

7. Artikel 5 van die Hoofwet word gewysig deur subartikel (1) deur die volgende subartikel te vervang: 25
- “(1) Die sake van die Korporasie word deur 'n raad van direkteure wat die bevoegdhede van die Korporasie kan uitoefen, bestuur en beheer en die raad mag hierdie bevoegdhede en funksies deleger aan die voorsitter van die raad, die bestuur of werknemers van die Korporasie”.

Wysiging van artikel 6 van Wet 6 van 1995

8. Artikel 6 van die Hoofwet word gewysig deur subartikel (3) deur die volgende subartikel te vervang: 35
- “(3) 'n Direkteur beklee sy of haar amp op die voorwaardes (met inbegrip van die betaling van besoldiging en toelaes) wat die verantwoordelike Lid [, met die toestemming van die Lid van die Uitvoerende Raad verantwoordelik vir Finansies,] bepaal.”. 40

- (s) to plan, promote, undertake or finance the training of manpower in respect of the matters referred to in section 3;
- (t) to pay all expenses in connection with the Corporation's own administration;
- (u) to operate on existing banking accounts or accounts with other financial institutions, to open new accounts and operate thereon, and to close any account;
- (v) to establish, assist in establishing, acquire an interest in, or finance companies;
- (w) to adopt such measures as it may deem necessary or desirable in order to ensure that businesses of which the Corporation is the owner are managed and conducted, and that services are performed at such businesses in a manner which is, in its opinion, orderly, economical and effective;
- (x) to exercise any other powers stated in Schedule 2 of the Companies Act which is necessary for the achievement of the Corporation's objects in consultation with the responsible Member."

20 **Amendment of section 5 of Act 6 of 1995**

7. Section 5 of the principal Act is amended by the substitution for subsection (1) of the following subsection:

"(1) The affairs of the Corporation shall be managed and controlled by a board of directors which may exercise the powers of the Corporation and the board may delegate these powers and functions to the chairperson of the board, the management or employees of the Corporation".

30 **Amendment of section 6 of Act 6 of 1995**

8. Section 6 of the principal Act is amended by the substitution for subsection (3) of the following subsection:

"(3) A director shall hold office upon such conditions (including the payment of remuneration and allowances) as the responsible Member may [**with the consent of the Member of the Executive Council responsible for Finance,**] determine."

Wysiging van artikel 7 van Wet 6 van 1995

9. Artikel 7 van die Hoofwet word gewysig deur subartikel (2) deur die volgende subartikel te vervang:

“(2) ‘n Direkteur kan met die aantoon van grondige rede te eniger tyd deur die verantwoordelike Lid van sy of haar amp onthef word.”.

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Wysiging van artikel 9 van Wet 6 van 1995

10. Artikel 9 van die Hoofwet word gewysig –

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(a) deur subartikel (1) deur die volgende subartikel te vervang:

“(1) Die verantwoordelike Lid, na oorleg met die raad, stel een van die direkteure bedoel in artikel 5(2) as besturende direkteur van die Korporasie aan.”; en

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(b) deur subartikel (3) deur die volgende subartikel te vervang:

“(3) Die besturende direkteur beklee sy of haar amp op die voorwaardes (met inbegrip van die betaling van besoldiging en toelaes) wat die verantwoordelike Lid, na oorleg met die raad, [met die toestemming van die Lid van die Uitvoerende Raad verantwoordelik vir Finansies,] mag bepaal.”.

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Wysiging van artikel 10 van Wet 6 van 1995

11. Artikel 10 van die Hoofwet word gewysig deur subartikel (2) deur die volgende subartikel te vervang:

“(2) Die besturende direkteur kan met die aantoon van grondige rede te eniger tyd deur die verantwoordelike Lid, na oorleg met die raad, van sy of haar amp onthef word.”.

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Vervanging van artikel 13 van Wet 6 van 1995

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12. Artikel 13 van die Hoofwet word deur die volgende artikel vervang:

“Lenings aan direkteure

13. Geen lening mag direk of indirek uit die fondse van die Korporasie of enige ander fondse wat deur die Korporasie geadministreer word, deur die Korporasie aan ‘n direkteur sonder die voorafverkreë skriftelike goedkeuring van die verantwoordelike Lid, gemaak word nie.”.

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Amendment of section 7 of Act 6 of 1995

9. Section 7 of the principal Act is amended by the substitution for subsection (2) of the following subsection:

“(2) A director may on good cause shown at any time be removed from office by the responsible Member.”.

Amendment of section 9 of Act 6 of 1995

10. Section 9 of the principal Act is amended –

(a) by the substitution for subsection (1) of the following subsection:

“(1) The responsible Member, after consultation with the board, shall appoint one of the directors referred to in section 5(2) as managing director of the Corporation.”; and

(b) by the substitution for subsection (3) of the following subsection:

“(3) The managing director shall hold office upon such conditions (including the payment of remuneration and allowances) as the responsible Member, after consultation with the board, may [, with the consent of the Member of the Executive Council responsible for Finance,] determine.”.

Amendment of section 10 of Act 6 of 1995

11. Section 10 of the principal Act is amended by the substitution for subsection (2) of the following subsection:

“(2) The managing director may on good cause shown at any time be removed from office by the responsible Member, after consultation with the board.”.

Substitution of section 13 of Act 6 of 1995

12. The following section is substituted for section 13 of the principal Act:

“Loans to directors

13. No loan shall be made directly or indirectly out of the funds of the Corporation or any other funds administered by the Corporation to a director, without the prior written consent of the responsible Member.”.

Wysiging van artikel 14 van Wet 6 van 1995

13. Artikel 14 van die Hoofwet word gewysig deur paragraaf (a) deur die volgende paragraaf te vervang:

“(a) van ‘n direkteur ten opsigte van liggaamlike besering, ongeskiktheid of dood, of enige ander verlies of skade, wat uitsluitlik en regstreeks die gevolg is van [n ongeluk wat in die loop van] die verrigting van sy of haar pligte as direkteur; [plaasvind;] en”.

Herroeping van artikel 15 van Wet 6 van 1995

14. Artikel 15 van die Hoofwet word herroep.

Wysiging van artikel 23 van Wet 6 van 1995

15. Artikel 23 van die Hoofwet word gewysig deur paragraaf (a) van subartikel (2) deur die volgende paragraaf te vervang:

“(a) gaan alle bates, laste, regte en verpligtinge van ‘n ontbonde korporasie oor op die Korporasie: Met dien verstande dat die verantwoordelike Lid by kennisgewing in die *Provinsiale Koerant* aangeleenthede betreffende die bates, laste, regte en verpligtinge van die Korporasie verder kan reël, met inbegrip van die oordrag daarvan na enige entiteit, persoon of liggaam: Met dien verstande verder dat die administratiewe aantekeninge en ander stukke van ‘n ontbonde korporasie wat die verantwoordelike Lid bepaal, aan die Korporasie, of sodanige entiteit, persoon of liggaam, oorgedra moet word;”.

Invoeging van artikel 23A in Wet 6 van 1995

16. Die volgende artikel word in die Hoofwet na artikel 23 ingevoeg:

“Likwidasie

23A. Die Korporasie word nie gelikwideer of onder geregtelike bestuur geplaas nie, tensy ‘n spesiale besluit tot dien effekte deur die Uitvoerende Raad van die Provinsie geneem is.”.

Kort titel

17. Hierdie Wet heet die Wysigingswet op die Vrystaatse Ontwikkelingskorporasie, 1999.

Amendment of section 14 of Act 6 of 1995

13. Section 14 of the principal Act is amended by the substitution for paragraph (a) of the following paragraph:

“(a) for a director in respect of bodily injury, disablement or death, or any other loss or damage, resulting solely and directly from [an accident occurring in the course of] the performance of his or her duties as a director; and”.

Repeal of section 15 of Act 6 of 1995

14. Section 15 of the principal Act is repealed.

Amendment of section 23 of Act 6 of 1995

15. Section 23 of the principal Act is amended by the substitution for paragraph (a) of subsection (2) of the following paragraph:

“(a) all assets, liabilities, rights and obligations of a dissolved corporation shall vest in the Corporation: Provided that the responsible Member may by notice in the *Provincial Gazette* further regulate matters relating to the assets, liabilities, rights and obligations of the Corporation, including the transfer thereof to any entity, person or body: Provided further that such administrative records and other documents of a dissolved corporation as may be determined by the responsible Member shall be transferred to the Corporation, or such entity, person or body.”.

Insertion of section 23A in Act 6 of 1995

16. The following section is inserted in the principal Act after section 23:

“Liquidation

23A. The Corporation shall not be liquidated or placed under judicial management unless the Executive Council of the Province has taken a special resolution to that effect.”.

Short title

17. This Act shall be called the Free State Development Corporation Amendment Act, 1999.

PROVINCIAL GAZETTE

(Published every Friday)

All correspondence, advertisements, etc. must be addressed to the Officer in charge of the Provincial Gazette, P.O. Box 517, Bloemfontein. Free Voucher copies of the Provincial Gazette or cuttings of advertisements are NOT supplied. If copies of the Provincial Gazette are required, R4,70 must be sent for each copy.

Subscription Rates (payable in advance)

The subscription fee for the Provincial Gazette (including all Extraordinary Provincial Gazettes) are as follows:

Half-yearly (post free)	R	122,50
Yearly (post free)	R	245,00
Price per single copy (post free)	R	4,70

Stamps are not accepted

Closing time for acceptance of copy

All advertisements must reach the Officer in Charge of the Provincial Gazette **not later than 12:00, seven working days** prior to the publication of the Gazette. Advertisements received after that time will be held over for publication in the issue of the following week, or if desired by the advertiser, will be inserted in the current issue as a "Late Advertisement". In such case the advertisement must be delivered to the Officer in Charge **not later than 10:30 on the Thursday** of the week preceding the publication of the Gazette and double rate will be charged for that advertisement.

A "Late Advertisement" will not be inserted as such without definite instructions from the advertiser.

Advertisement Rates

Notices required by Law to be inserted in the Provincial Gazette: R2,00 per centimeter or portion thereof, single column.

Advertisement fees are payable in advance to the Officer in charge of the Provincial Gazette, P.O. Box 517, Bloemfontein, 9300.

Printed and published by the Free State Provincial Administration

PROVINSIALE KOERANT

(Verskyn elke Vrydag)

Alle korrespondensie, advertensies, ens. moet aan die Beampte Belas met die Provinsiale Koerant, Posbus 517, Bloemfontein, geadresseer word. Gratis eksemplare van die Provinsiale Koerant of uitknipsels van advertensies word NIE verskaf nie. Indien eksemplare van die Provinsiale Koerant verlang word, moet R4,70 vir elke eksemplaar gestuur word.

Intekengeld (vooruitbetaalbaar)

Die intekengeld vir die Provinsiale Koerant (insluitend alle Buitengewone Provinsiale Koerante) is soos volg:

Halfjaarliks (posvry)	R122,50
Jaarliks (posvry)	R 245,00
Prys per los eksemplaar (posvry).....	R 4,70

Seëls word nie aanvaar nie.

Sluitingstyd vir die Aanneem van Kopie

Alle advertensies moet die Beampte Belas met die Provinsiale Koerant bereik **nie later nie as 12:00 sewe werksdae** voordat die Koerant uitgegee word. Advertensies wat na daardie tyd ontvang word, word oorgehou vir publikasie in die uitgawe van die volgende week, of as die adverteerder dit verlang, sal dit in die Koerant wat op die pers is as 'n "Laat Advertensie" geplaas word. In sulke gevalle moet die advertensie aan die Beampte oorhandig word **nie later nie as 10:30 op die Donderdag** van die week voordat die Koerant gepubliseer word en dubbeltarief sal vir dié advertensie gevra word.

'n "Laat Advertensie" sal nie sonder definitiewe instruksies van die Adverteerder as sodanige geplaas word nie.

Advertensietariewe

Kennisgewings wat volgens Wet in die Provinsiale Koerant geplaas moet word: R2,00 per sentimeter of deel daarvan, enkelkolom.

Advertensiegelde is vooruitbetaalbaar aan die Beampte belas met die Provinsiale Koerant, Posbus 517, Bloemfontein 9300.

Gedruk en uitgegee deur die Vrystaatse Provinsiale Administrasie