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STATE PRESIDENT'S OFFICE

KANTOOR VAN DIE STAATSPRESIDENT

No. 2431. 17 December 1993

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

No. 170 of 1993: Regional and Land Affairs Second General Amendment Act, 1993.

No. 2431. 17 Desember 1993

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

No. 170 van 1993: Tweede Algemene Wysigingswet op Streek- en Grondsake, 1993.

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 Land Survey Act, 1927, so as to simplify the erection and testing of reference marks; to amend the Deeds Registries Act, 1937, the Mining Titles Registration Act, 1967, the Alienation of Land Act, 1981, and the Sectional Titles Act, 1986, so as to do away with the power of the State to determine the tariffs in respect of transactions between private persons and conveyancers; to amend the Professional and Technical Surveyors' Act, 1984, so as to further regulate the constitution of the South African Council for Professional and Technical Surveyors and of the Education Advisory Committee; and to further regulate the registration of professional and technical surveyors; to provide for the validation of certain general plans and diagrams; and to provide for matters connected therewith.

(Afrikaans text signed by the Acting State President.)
(Assented to 8 December 1993.)

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

Amendment of section 26bis of Act 9 of 1927, as substituted by section 5 of Act 26 of 1981 and amended by section 9 of Act 76 of 1990

1. Section 26bis of the Land Survey Act, 1927, is hereby amended by the deletion of paragraphs (b), (c) and (d) of subsection (1).

Amendment of section 4 of Act 47 of 1937, as amended by section 3 of Act 43 of 1957

2. Section 4 of the Deeds Registries Act, 1937, is hereby amended by the deletion of subsection (2).

Amendment of section 10 of Act 47 of 1937, as amended by section 5 of Act 43 of 1957, section 5 of Act 43 of 1962, section 4 of Act 87 of 1965, section 4 of Act 3 of 1972, section 2 of Act 92 of 1978, section 5 of Act 27 of 1982, section 3 of Act 62 of 1984 and section 5 of Act 14 of 1993

3. Section 10 of the Deeds Registries Act, 1937, is hereby amended—
 (a) by the deletion of paragraph (c) of subsection (1); and
 (b) by the deletion of subsection (4).

ALGEMENE VERDUIDELIKENDE NOTA:

[] Woorde in vet druk tussen vierkantige hake dui skrap-
pings uit bestaande verordenings aan.

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

WET

Tot wysiging van die Opmetingswet, 1927, ten einde die oprigting en toetsing van versekeringsmerke te vereenvoudig; tot wysiging van die Registrasie van Aktes Wet, 1937, die Wet op die Registrasie van Myntitels, 1967, die Wet op Vervreemding van Grond, 1981, en die Wet op Deeltitels, 1986, ten einde weg te doen met die bevoegdheid van die Staat om die tariewe ten opsigte van transaksies tussen private persone en transportbesorgers te bepaal; tot wysiging van die Wet op Professionele en Tegniese Opmeters, 1984, ten einde die samestelling van die Suid-Afrikaanse Raad vir Professionele en Tegniese Opmeters en van die Adviserende Onderwyskomitee verder te reël; en die registrasie van professionele en tegniese opmeters verder te reël; om voorsiening te maak vir die geldigverklaring van sekere algemene planne en kaarte; en om voorsiening te maak vir aangeleenthede wat daarmee in verband staan.

(Afrikaanse teks deur die Waarnemende Staatspresident geteken.)
(Goedgekeur op 8 Desember 1993.)

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

Wysiging van artikel 26bis van Wet 9 van 1927, soos vervang deur artikel 5 van Wet 26 van 1981 en gewysig deur artikel 9 van Wet 76 van 1990

- 5 **1.** Artikel 26bis van die Opmetingswet, 1927, word hierby gewysig deur paragrafe (b), (c) en (d) van subartikel (1) te skrap.

Wysiging van artikel 4 van Wet 47 van 1937, soos gewysig deur artikel 3 van Wet 43 van 1957

- 10 **2.** Artikel 4 van die Registrasie van Aktes Wet, 1937, word hierby gewysig deur subartikel (2) te skrap.

Wysiging van artikel 10 van Wet 47 van 1937, soos gewysig deur artikel 5 van Wet 43 van 1957, artikel 5 van Wet 43 van 1962, artikel 4 van Wet 87 van 1965, artikel 4 van Wet 3 van 1972, artikel 2 van Wet 92 van 1978, artikel 5 van Wet 27 van 1982, artikel 3 van Wet 62 van 1984 en artikel 5 van Wet 14 van 1993

- 15 **3.** Artikel 10 van die Registrasie van Aktes Wet, 1937, word hierby gewysig—
 (a) deur paragraaf (c) van subartikel (1) te skrap; en
 (b) deur subartikel (4) te skrap.

Substitution of section 15 of Act 47 of 1937

4. The following section is hereby substituted for section 15 of the Deeds Registries Act, 1937:

“Preparation of deeds by conveyancer

15. Save as is otherwise provided in any other law, no deed of transfer, mortgage bond or certificate of title or registration of any kind mentioned in this Act shall be attested, executed or registered by a registrar unless it has been prepared by a conveyancer practising within the province within which his registry is situated. **[Such conveyancer, whether or not he practises at the seat of the registry, may recover the fees and charges to which he may be entitled in accordance with any regulation made under section ten.]”**

Amendment of section 6 of Act 16 of 1967

5. Section 6 of the Mining Titles Registration Act, 1967, is hereby amended by the deletion of subsection (3).

Amendment of section 10 of Act 16 of 1967, as amended by section 2 of Act 14 of 1991

6. Section 10 of the Mining Titles Registration Act, 1967, is hereby amended—
(a) by the deletion of paragraph (b) of subsection (1); and
(b) by the deletion of subsection (2).

Amendment of section 15 of Act 16 of 1967

7. Section 15 of the Mining Titles Registration Act, 1967, is hereby amended by the deletion of subsection (2).

Amendment of section 31 of Act 68 of 1981, as amended by section 14 of Act 51 of 1983

8. Section 31 of the Alienation of Land Act, 1981, is hereby amended by the substitution for paragraph (b) of subsection (1) of the following paragraph:

“(b) after consultation with the Minister of Finance, prescribing the matters in respect of which fees, excluding the fees and charges of conveyancers and notaries public, shall be payable and the tariff of such fees; and”.

Amendment of section 3 of Act 40 of 1984, as amended by section 2 of Act 37 of 1986 and section 3 of Act 34 of 1993

9. Section 3 of the Professional and Technical Surveyors' Act, 1984, is hereby amended—

(a) by the insertion in subsection (2) after paragraph (i) of the following paragraph:

“(iA) two persons, each of whom shall be a professional or a technical surveyor, nominated by the Institute of Mining Surveyors of South Africa and who ordinarily are resident and practise in the Republic;”;

(b) by the substitution for paragraph (j) of subsection (2) of the following paragraph:

“(j) one person nominated, after the election of the president of the council in terms of section 6(1), by the body mentioned in paragraph (a), (b), (c), (d), (e), (f), (h), **[or] (i) or (iA)** of this subsection which had nominated the member so elected as

Vervanging van artikel 15 van Wet 47 van 1937

4. Artikel 15 van die Registrasie van Aktes Wet, 1937, word hierby deur die volgende artikel vervang:

“Opstelling van aktes deur transportbesorger

- 5 15. Behalwe vir sover 'n ander wet anders bepaal, mag 'n
registrateur geen transportakte, verbandakte, titelsertifikaat of ser-
tifikaat van registrasie van welke aard ook in hierdie Wet vermeld,
attesteer, onderteken of registreer nie, tensy dit opgestel is deur 'n
10 transportbesorger wat praktiseer in die provinsie waarin sy regis-
trasiekantoor geleë is. [So 'n transportbesorger of hy al dan nie ter
plaats van die registrasiekantoor praktiseer, kan die fooie en koste
waarop hy geregtig mag wees ingevolge 'n regulasie uitgevaardig
kragtens artikel tien verhaal.]”.

Wysiging van artikel 6 van Wet 16 van 1967

- 15 5. Artikel 6 van die Wet op die Registrasie van Myntitels, 1967, word hierby
gewysig deur subartikel (3) te skrap.

Wysiging van artikel 10 van Wet 16 van 1967, soos gewysig deur artikel 2 van Wet 14 van 1991

- 20 6. Artikel 10 van die Wet op die Registrasie van Myntitels, 1967, word hierby
gewysig—
(a) deur paragraaf (b) van subartikel (1) te skrap; en
(b) deur subartikel (2) te skrap.

Wysiging van artikel 15 van Wet 16 van 1967

- 25 7. Artikel 15 van die Wet op die Registrasie van Myntitels, 1967, word hierby
gewysig deur subartikel (2) te skrap.

Wysiging van artikel 31 van Wet 68 van 1981, soos gewysig deur artikel 14 van Wet 51 van 1983

- 30 8. Artikel 31 van die Wet op Vervreemding van Grond, 1981, word hierby
gewysig deur paragraaf (b) van subartikel (1) deur die volgende paragraaf te
vervang:
“(b) na oorleg met die Minister van Finansies, wat die aangeleenthede
ten opsigte waarvan gelde, uitgesonderd die gelde en vorderings
van transportbesorger en notaris, betaalbaar is, en die tarief
van daardie gelde, voorskryf; en”.

35 Wysiging van artikel 3 van Wet 40 van 1984, soos gewysig deur artikel 2 van Wet 37 van 1986 en artikel 3 van Wet 34 van 1993

- 40 9. Artikel 3 van die Wet op Professionele en Tegniese Opmeters, 1984, word
hierby gewysig—

- (a) deur in subartikel (2) na paragraaf (i) die volgende paragraaf in te
voeg:
“(iA) twee persone van wie elkeen 'n professionele of 'n tegniese
opmeter moet wees en wat deur die Instituut van Mynop-
meters van Suid-Afrika benoem word en wat gewoonlik in die
Republiek woonagtig is en praktiseer;”;
45 (b) deur paragraaf (j) van subartikel (2) deur die volgende paragraaf te
vervang:
“(j) een persoon wat, na die verkiesing van die president van die
raad ingevolge artikel 6(1), benoem word deur die liggaam
vermeld in paragraaf (a), (b), (c), (d), (e), (f), (h), [of] (i) of
50 (iA) van hierdie subartikel wat die lid benoem het wat aldus

president, or, if the president was appointed as a member of the council in terms of paragraph (g) of this subsection, one professional surveyor in the service of the State; and"; and

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

"(3) When any nomination in terms of subsection (2)(a), (b), (c), (d), (e), (f), (h), (i), (iA) or (j) becomes necessary, the body concerned shall at the request of the Director-General furnish the nomination or nominations required for appointment to the council, within a period of 60 days from the date of such request, failing which the Minister may appoint to be a member or members of the council in terms of that subsection any suitable person or persons in the place of the person or persons he would have appointed if the said body had not so failed to nominate a person or persons."

Amendment of section 4 of Act 40 of 1984, as amended by section 4 of Act 34 of 1993

10. Section 4 of the Professional and Technical Surveyors' Act, 1984, is hereby amended—

(a) by the substitution for paragraphs (b) and (c) of subsection (1) of the following paragraphs, respectively:

"(b) in terms of section 3(2)(a), (b), (c), (d), (e), (h), **[or]** (i) or (iA), or as an alternate to any such member in terms of section 3(4), unless he is a member of the body which nominated him;

(c) in terms of section 3(2)(j), or as an alternate to any such member in terms of section 3(4), unless he is a professional surveyor or, in the case of a person nominated by the body mentioned in section 3(2)(i) or (iA), a professional or technical surveyor."

(b) by the substitution for paragraphs (h) and (i) of subsection (2) of the following paragraphs, respectively:

"(h) if he was appointed in terms of section 3(2)(a), (b), (c), (d), (e), (h), (i), (iA) or (j) and he ceases to be a member of the body which nominated him;

(i) if he ceases to be a professional surveyor or, in the case of a person nominated by the body mentioned in section 3(2)(i) or (iA), ceases to be a professional or technical surveyor, as the case may be;"

(c) by the substitution for paragraphs (l) and (m) of subsection (2) of the following paragraphs, respectively:

"(l) if he was appointed in terms of section 3(2)(a), (b), (c), (d), (e), (f), (h), (i), (iA) or (j) and the Minister terminates his appointment on the recommendation of the body which nominated him;

(m) if he was appointed in terms of section 3(2)(g) or (k) and the Minister terminates his appointment."

Amendment of section 12 of Act 40 of 1984, as amended by section 8 of Act 34 of 1993

11. Section 12 of the Professional and Technical Surveyors' Act, 1984, is hereby amended—

(a) by the insertion in subsection (1) after paragraph (e) of the following paragraph:

"(eA) one member of the council appointed in terms of section 3(2)(iA) and nominated by the council;"

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

"(3) The provisions of section 3(3) shall apply *mutatis mutandis* in respect of the appointment of a member of the education advisory committee referred to in subsection (1)(a), (d), **[and]** (e) and (eA) of this section."

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tot president verkies is of, indien die president as lid van die raad ingevolge paragraaf (g) van hierdie subartikel aangestel is, een professionele opmeter in diens van die Staat; en"; en

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

5 "(3) Wanneer 'n benoeming ingevolge subartikel (2)(a), (b), (c), (d), (e), (f), (h), (i), (iA) of (j) nodig word, moet die betrokke liggaam op versoek van die Direkteur-generaal binne 'n tydperk van 60 dae vanaf die datum van daardie versoek die nominasie of nominasies verstrek wat vereis word vir aanstelling in die raad, by gebreke waarvan die Minister enige geskikte persoon of persone kan aanstel om lid of lede te wees van die raad ingevolge daardie subartikel in die plek van die persoon of persone wat hy sou aangestel het indien bedoelde liggaam nie aldus in gebreke gebly het nie om 'n persoon of persone te benoem."

15 **Wysiging van artikel 4 van Wet 40 van 1984, soos gewysig deur artikel 4 van Wet 34 van 1993**

10. Artikel 4 van die Wet op Professionele en Tegniese Opmeters, 1984, word hierby gewysig—

- (a) deur paragrafe (b) en (c) van subartikel (1) deur onderskeidelik die
- 20 volgende paragrafe te vervang:
- "(b) ingevolge artikel 3(2)(a), (b), (c), (d), (e), (h), [of] (i) of (iA), of as plaasvervanger van so 'n lid ingevolge artikel 3(4), tensy hy 'n lid is van die liggaam wat hom benoem het;
- (c) ingevolge artikel 3(2)(j), of as plaasvervanger van so 'n lid
- 25 ingevolge artikel 3(4), tensy hy 'n professionele opmeter of, in die geval van 'n persoon benoem deur die liggaam in artikel 3(2)(i) of (iA) vermeld, 'n professionele of tegniese opmeter is.";
- (b) deur paragrafe (h) en (i) van subartikel (2) deur onderskeidelik die
- 30 volgende paragrafe te vervang:
- "(h) indien hy ingevolge artikel 3(2)(a), (b), (c), (d), (e), (h), (i), (iA) of (j) aangestel is en hy ophou om lid te wees van die liggaam wat hom benoem het;
- (i) indien hy ophou om 'n professionele opmeter te wees of, in
- 35 die geval van 'n persoon benoem deur die liggaam in artikel 3(2)(i) of (iA) vermeld, ophou om 'n professionele of tegniese opmeter, na gelang van die geval, te wees;" en
- (c) deur paragrafe (l) en (m) van subartikel (2) deur onderskeidelik die volgende paragrafe te vervang:
- 40 "(l) indien hy ingevolge artikel 3(2)(a), (b), (c), (d), (e), (f), (h), (i), (iA) of (j) aangestel is en die Minister sy aanstelling op aanbeveling van die liggaam wat hom benoem het, beëindig;
- (m) indien hy ingevolge artikel 3(2)(g) of (k) aangestel is en die Minister sy aanstelling beëindig."

45 **Wysiging van artikel 12 van Wet 40 van 1984, soos gewysig deur artikel 8 van Wet 34 van 1993**

11. Artikel 12 van die Wet op Professionele en Tegniese Opmeters, 1984, word hierby gewysig—

- (a) deur subartikel (1) na paragraaf (e) die volgende paragraaf in te
- 50 voeg:
- "(eA) een lid van die raad wat ingevolge artikel 3(2)(iA) aangestel is en wat deur die raad benoem word;" en
- (b) deur subartikel (3) deur die volgende subartikel te vervang:
- "(3) Die bepalinge van artikel 3(3) is *mutatis mutandis* van
- 55 toepassing ten opsigte van die aanstelling van 'n in subartikel (1)(a), (d), [en] (e) en (eA) van hierdie artikel bedoelde lid van die adviserende onderwyskomitee."

Amendment of section 14 of Act 40 of 1984, as amended by section 9 of Act 34 of 1993

12. Section 14 of the Professional and Technical Surveyors' Act, 1984, is hereby amended by the substitution for paragraph (d) of the following paragraph:

"(d) if he was appointed in terms of section 12(1)(d), **[or] (e) or (eA)** and ceases to be a member of the council;" 5

Amendment of section 20 of Act 40 of 1984, as substituted by section 11 of Act 34 of 1993

13. Section 20 of the Professional and Technical Surveyors' Act, 1984, is hereby amended— 10

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

"(c) the passing of an examination **[approved by the Chief Surveyor-General]** regarding laws concerning surveying and related matters as may be prescribed in relation to different categories of professional surveyors;" 15

(b) by the substitution for paragraph (e) of subsection (1) of the following paragraph:

"(e) the carrying out **[to the satisfaction of the Chief Surveyor-General]** of such trial surveys or practical tests as the **[Chief Surveyor-General may, with the concurrence of the]** council may determine; and"; 20

(c) by the substitution for subsection (2) of the following subsection:

"(2) The council shall, subject to the provisions of section 24(1), on application in the prescribed form by any person who in the opinion of the council, after consultation with the Chief Surveyor-General in the case of a person who applies to be registered as a professional land surveyor, complies with the requirements mentioned in subsection (1), and upon payment of the registration and annual fees, register any such person as a professional surveyor and cause such person's name to be entered in the appropriate register and a certificate of registration in the prescribed form to be issued to him."; and 25

(d) by the insertion after subsection (2) of the following subsections:

"(2A) Notwithstanding the provisions of subsection (1), any person, excluding a person referred to in section 7(4)(a), who desires to be registered as a professional surveyor and who has not passed the examination referred to in subsection (1)(b) and who on a date determined by the council— 35

(a) has gained at least 15 years' experience in such practical work as in the opinion of the council is of sufficient variety and of a satisfactory nature and standard; and 40

(i) has gained during this period at least five years' experience in a senior managerial position which in the opinion of the council is of a satisfactory nature; or 45

(ii) has passed such examination as the education advisory committee, with the concurrence of the council, may accept or determine; and

(b) complies with the requirements referred to in subsection (1)(c), (e) and (f), 50

may within six months after the date of commencement of section 13 of the Regional and Land Affairs Second General Amendment Act, 1993, or such further period as the council may determine, apply to the council to be registered.

(2B) The council shall, subject to the provisions of section 24(1), on application in the prescribed form by any person referred to in subsection (2A), and upon payment of the registration and annual fees, register any such person as a professional surveyor and cause such person's name to be entered in the appropriate register and a certificate of registration in the prescribed form to be issued to him." 55 60

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Wysiging van artikel 14 van Wet 40 van 1984, soos gewysig deur artikel 9 van Wet 34 van 1993

12. Artikel 14 van die Wet op Professionele en Tegniese Opmeters, 1984, word hierby gewysig deur paragraaf (d) deur die volgende paragraaf te vervang:

- 5 “(d) indien hy ingevolge artikel 12(1)(d), **[of] (e) of (eA)** aangestel is en hy ophou om ’n lid van die raad te wees;”;

Wysiging van artikel 20 van Wet 40 van 1984, soos vervang deur artikel 11 van Wet 34 van 1993

10 13. Artikel 20 van die Wet op Professionele en Tegniese Opmeters, 1984, word hierby gewysig—

- (a) deur paragraaf (c) van subartikel (1) deur die volgende paragraaf te vervang:

15 “(c) die slaag in ’n eksamen **[deur die Hooflandmeter-generaal goedgekeur]** oor wette aangaande opmeting en verwante aangeleenthede wat met betrekking tot verskillende kategorieë professionele opmeters voorgeskryf word;”;

- (b) deur paragraaf (e) van subartikel (1) deur die volgende paragraaf te vervang:

20 “(e) die uitvoering **[ten genoeg van die Hooflandmeter-generaal]** van sodanige proefopmetings of praktiese toetse as wat die **[Hooflandmeter-generaal, met die instemming van die]** raad bepaal; en”;

- (c) deur subartikel (2) deur die volgende subartikel te vervang:

25 “(2) Die raad moet behoudens die bepalings van artikel 24(1), op aansoek in die voorgeskrewe vorm aan ’n persoon wat na die oordeel van die raad, na oorlegpleging met die Hooflandmeter-generaal in die geval van ’n persoon wat aansoek doen om as ’n professionele landmeter geregistreer te word, aan die vereistes vermeld in subartikel (1) voldoen, en by betaling van die registrasie- en jaargelde, so ’n persoon as ’n professionele opmeter registreer en laat so ’n persoon se naam in die toepaslike register inskryf en laat ’n sertifikaat van registrasie in die voorgeskrewe vorm aan hom uitreik.”; en

- 30 (d) deur na subartikel (2) die volgende subartikels in te voeg:

35 “(2A) Ondanks die bepalings van subartikel (1) kan ’n persoon, uitgesonderd ’n persoon bedoel in artikel 7(4)(a), wat begerig is om as ’n professionele opmeter geregistreer te word en wat nie in die eksamen in subartikel (1)(b) bedoel, geslaag het nie en op ’n datum deur die raad bepaal—

- 40 (a) minstens 15 jaar ondervinding in sodanige praktiese werk opgedoen het as wat na die oordeel van die raad van voldoende verskeidenheid en van bevredigende aard en standaard is; en

45 (i) wat gedurende hierdie tydperk minstens vyf jaar ondervinding in ’n senior bestuursposisie opgedoen het wat na die oordeel van die raad van bevredigende aard is; of

(ii) wat geslaag het in sodanige eksamen as wat die adviseerende onderwyskomitee, met die instemming van die raad, mag aanvaar of bepaal; en

- 50 (b) aan die vereistes bedoel in subartikel (1)(c), (e) en (f) voldoen,

binne ses maande na die datum van inwerkingtreding van artikel 13 van die Tweede Algemene Wysigingswet op Streek- en Grondsake, 1993, of binne sodanige verdere tydperk as wat die raad bepaal, by die raad aansoek doen om geregistreer te word.

55 (2B) Die raad moet, behoudens die bepalings van artikel 24(1), op aansoek in die voorgeskrewe vorm van ’n persoon bedoel in subartikel (2A), en by betaling van die registrasie- en jaargelde, so ’n persoon as ’n professionele opmeter registreer en laat so ’n persoon se naam in die toepaslike register inskryf en laat ’n
60 sertifikaat van registrasie in die voorgeskrewe vorm aan hom uitreik.”.

Amendment of section 22 of Act 40 of 1984, as amended by section 4 of Act 37 of 1986 and section 13 of Act 34 of 1993

14. Section 22 of the Professional and Technical Surveyors' Act, 1984, is hereby amended—

- (a) by the insertion in paragraph (a) of subsection (1) after subparagraph (i) of the following subparagraph:
 - “(iA) the passing of such examination approved by the council regarding laws concerning surveying and related matters as may be prescribed in relation to surveyors;”;
- (b) by the substitution for subparagraph (iii) of paragraph (a) of subsection (1) of the following subparagraph:
 - “(iii) the carrying out **[to the satisfaction of the Chief Surveyor-General]** of such trial surveys or practical tests as the **[Chief Surveyor-General may, with the concurrence of the]** council may determine; and”;
- (c) by the substitution for subparagraph (iii) of paragraph (b) of subsection (1) of the following subparagraph:
 - “(iii) the carrying out **[to the satisfaction of the Chief Surveyor-General]** of such trial surveys or practical tests as the **[Chief Surveyor-General may, with the concurrence of the]** council may determine; and”;
- (d) by the substitution in subsection (3) for the expression “Chief Surveyor-General”, wherever it occurs, of the expression “council”.

Amendment of section 30 of Act 40 of 1984, as amended by section 19 of Act 34 of 1993

15. Section 30 of the Professional and Technical Surveyors' Act, 1984, is hereby amended by the substitution for subsection (2) of the following subsection:

- “(2) A summons requiring any person to appear before the council or to produce any book, document or thing, shall be in the form determined by the council, be signed by the president of the council or a person authorized thereto by it and served in the same manner as a summons in a criminal case issued by a magistrate's court or, in the case of a summons to be served in a designated country as defined in the Reciprocal Service of Civil Process Act, 1990 (Act No. 12 of 1990), in accordance with the provisions of that Act.”.

Amendment of section 15 of Act 95 of 1986, as substituted by section 9 of Act 63 of 1991

16. Section 15 of the Sectional Titles Act, 1986, is hereby amended by the deletion of subsection (2).

Amendment of section 55 of Act 95 of 1986, as amended by section 23 of Act 63 of 1991, section 10 of Act 7 of 1992 and section 3 of Act 15 of 1993

17. Section 55 of the Sectional Titles Act, 1986, is hereby amended by the deletion of paragraph (h).

Validation of certain general plans and diagrams

18. Any general plan or diagram purportedly approved after 13 October 1983 under the Regulations for the Administration and Control of Townships in Black Areas, 1962 (promulgated under Proclamation R.293 of 1962), or any draft general plan or draft diagram purportedly approved under section 8(1) or 11 of the Regulations concerning Land Tenure in Towns, 1988 (promulgated under Proclamation R.29 of 1988), by a land surveyor on behalf of the Minister or the Director-General of the former Department of Development Aid, and which is invalid by reason of the absence of the approval of the said Minister or Director-General, is hereby validated with effect from the date on which such general plan, diagram, draft general plan or draft diagram was approved by the land surveyor.

Wysiging van artikel 22 van Wet 40 van 1984, soos gewysig deur artikel 4 van Wet 37 van 1986 en artikel 13 van Wet 34 van 1993

14. Artikel 22 van die Wet op Professionele en Tegniese Opmeters, 1984, word hierby gewysig—

- 5 (a) deur in paragraaf (a) van subartikel (1) na subparagraaf (i) die volgende subparagraaf in te voeg:
- “(iA) die slaag in 'n eksamen, deur die raad goedgekeur, oor wette aangaande opmeting en verwante aangeleenthede, wat met betrekking tot opmeters voorgeskryf word;”;
- 10 (b) deur subparagraaf (iii) van paragraaf (a) van subartikel (1) deur die volgende subparagraaf te vervang:
- “(iii) die uitvoering **[ten genoë van die Hooftlandmeter-generaal]** van sodanige proefopmetings of praktiese toetse as wat die **[Hooftlandmeter-generaal, met die instemming van die]** raad bepaal; en”;
- 15 (c) deur subparagraaf (iii) van paragraaf (b) van subartikel (1) deur die volgende subparagraaf te vervang:
- “(iii) die uitvoering **[ten genoë van die Hooftlandmeter-generaal]** van sodanige proefopmetings of praktiese toetse as wat die **[Hooftlandmeter-generaal, met die instemming van die]** raad bepaal; en”;
- 20 (d) deur in subartikel (3) die uitdrukking “Hooftlandmeter-generaal” oral waar dit voorkom deur die uitdrukking “raad” te vervang.

25 **Wysiging van artikel 30 van Wet 40 van 1984, soos gewysig deur artikel 19 van Wet 34 van 1993**

15. Artikel 30 van die Wet op Professionele en Tegniese Opmeters, 1984, word hierby gewysig deur subartikel (2) deur die volgende subartikel te vervang:

- 30 “(2) 'n Dagvaarding wat 'n persoon aansê om voor die raad te verskyn of 'n boek, dokument of saak oor te lê, moet in die vorm wees wat die raad bepaal, deur die president van die raad of 'n deur die raad daartoe gemagtigde persoon onderteken word en op dieselfde wyse beteken word as 'n dagvaarding wat in 'n strafsak deur 'n landdroshof uitgereik word of, in die geval van 'n dagvaarding wat in 'n aangewese land soos omskryf in die Wet op Wederkerige Betekening van Siviele Prosesstukke, 1990 (Wet 35 No. 12 van 1990), beteken moet word, ooreenkomstig die bepalings van daardie Wet.”.

Wysiging van artikel 15 van Wet 95 van 1986, soos vervang deur artikel 9 van Wet 63 van 1991

40 16. Artikel 15 van die Wet op Deeltitels, 1986, word hierby gewysig deur subartikel (2) te skrap.

Wysiging van artikel 55 van Wet 95 van 1986, soos gewysig deur artikel 23 van Wet 63 van 1991, artikel 10 van Wet 7 van 1992 en artikel 3 van Wet 15 van 1993

17. Artikel 55 van die Wet op Deeltitels, 1986, word hierby gewysig deur paragraaf (h) te skrap.

45 **Geldigverklaring van sekere algemene planne en kaarte**

18. Enige algemene plan of kaart wat na 13 Oktober 1983 kragtens die Regulasies vir die Administrasie en Bestuur van Dorpe in Swart Gebiede, 1962 (afgekondig by Proklamasie R.293 van 1962), of enige konsep- algemene plan of konsepkaart wat kragtens artikel 8(1) of 11 van die Regulasies betreffende 50 Grondbesit in Dorpe, 1988 (afgekondig by Proklamasie R.29 van 1988), voorgedeur 'n landmeter namens die Minister of die Direkteur-generaal van die voormalige Departement van Ontwikkelingshulp goedgekeur te wees, en nie geldig is nie weens die afwesigheid van die betrokke Minister of Direkteur-generaal se goedkeuring, word hierby geldig verklaar met ingang van die datum 55 waarop sodanige algemene plan, kaart of konsep- algemene plan of konsepkaart deur die landmeter goedgekeur is.

Transitional provision

19. Notwithstanding the provisions of section 3(5) of the Professional and Technical Surveyors' Act, 1984 (Act No. 40 of 1984), the term of office of the members of the South African Council for Professional and Technical Surveyors appointed under section 3(2)(iA) of the said Act immediately after the commencement of the Regional and Land Affairs Second General Amendment Act, 1993, shall terminate on 10 September 1995. 5

Short title

20. This Act shall be called the Regional and Land Affairs Second General Amendment Act, 1993. 10

TWEDE ALGEMENE WYSIGINGSWET OP
STREEK- EN GRONDSAKE, 1993

Wet No. 170, 1993

Oorgangsbepaling

19. Ondanks die bepalings van artikel 3(5) van die Wet op Professionele en Tegniese Opmeters, 1984 (Wet No. 40 van 1984), verstryk die ampstermyn van die lede van die Suid-Afrikaanse Raad vir Professionele en Tegniese Opmeters 5 wat kragtens artikel 3(2)(iA) van vermelde Wet onmiddellik na die inwerking-treding van die Tweede Algemene Wysigingswet op Streek- en Grondsake, 1993, aangestel is, op 10 September 1995.

Kort titel

20. Hierdie Wet heet die Tweede Algemene Wysigingswet op Streek- en 10 Grondsake, 1993.