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GOVERNMENT NOTICES

DEPARTMENT OF JUSTICE

No. R. 2578 29 December 1978

AMENDMENT OF THE REGULATIONS IN TERMS OF SECTION 10 OF THE DEEDS REGISTRIES ACT, 1937 (ACT 47 OF 1937)

The Deeds Registries Regulations Board has, in terms of section 10 (1) (c) read with section 9 (9) of the Deeds Registries Act, 1937 (Act 47 of 1937), with the approval of the State President, with effect from 1 February 1979 and in respect of original instructions to conveyancers and notaries public received on or after 1 February 1979, made the amendments set out in the Schedule hereto to the regulations promulgated by Government Notice R. 474 of 29 March 1963, as amended by Government Notices R. 557 of 26 April 1963, R. 1251 of 14 August 1964, R. 493 of 2 April 1965, R. 1105 of 8 July 1966, R. 1077 of 27 June 1969 and R. 1167 of 11 July 1969, and Government Notice 225 of 29 December 1964 of the Administrator of the Territory of South West Africa, as amended by Government Notice 207 of 15 December 1967 and Government Notice R. 437 of 23 March 1973.

SCHEDULE

1. The substitution for regulation 71 of the following regulation:

"71. Business with the Deeds Registry relating to the preparation, lodgment and registration of deeds and documents shall be conducted in person or through an agent and not by correspondence."

2. The substitution for Exemption 1 to the Schedule of Fees of Office of the following exemption:

"1. Any person engaged in research work of a historical nature or of general public interest may be permitted by the Registrar, subject to such conditions as the Registrar may stipulate, to search the records and registers free of the payment of any fee."

5559—A

GOEWERMENSKENNISGEWINGS

DEPARTEMENT VAN JUSTISIE

No. R. 2578 29 Desember 1978

WYSIGING VAN DIE REGULASIES KRAGTENS ARTIKEL 10 VAN DIE REGISTRASIE VAN AKTES WET, 1937 (WET 47 VAN 1937)

Die wysigings, in die Bylae hiervan vervat, van die regulasies afgekondig by Goewermentskennisgewing R. 474 van 29 Maart 1963, soos gewysig by Goewermentskennisgewings R. 557 van 26 April 1963, R. 1251 van 14 Augustus 1964, R. 493 van 2 April 1965, R. 1105 van 8 Julie 1966, R. 1077 van 27 Junie 1969 en R. 1167 van 11 Julie 1969, en Goewermentskennisgewing 225 van 29 Desember 1964 van die Administrateur van die gebied Suidwes-Afrika, soos gewysig by Goewermentskennisgewing 207 van 15 Desember 1967 en Goewermentskennisgewing R. 437 van 23 Maart 1973, word kragtens artikel 10 (1) (c), gelees met artikel 9 (9) van die Registrasie van Aktes Wet, 1937 (Wet 47 van 1937), deur die Registrasieregulasieraad, met die goedkeuring van die Staatspresident, met ingang van 1 Februarie 1979 uitgevaardig ten opsigte van oorspronklike opdragte aan transportbesorgers en notaris wat op of na 1 Februarie 1979 ontvang word.

BYLAE

1. Die vervanging van regulasie 71 deur die volgende regulasie:

"71. Besigheid met die Registrasiekantoor wat betrekking het op die opstel, indiening en registrasie van aktes en dokumente moet gedoen word deur die persoon self of deur 'n verteenwoordiger en nie deur middel van briefwisseling nie."

2. Die vervanging van Vrystelling 1 van die Lys van Kantoorgelde deur die volgende vrystelling:

"1. Enige persoon wat besig is met navorsingswerk van 'n geskiedkundige aard of van algemene openbare belang, kan deur die Registrateur toegelaat word, onderworpe aan sodanige voorwaardes as wat hy bepaal, om die oorkondes en registers sonder enige betaling na te slaan."

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3. The substitution for the tariff prescribed by regulation 85 of the following tariff:

**"TARIFF OF FEES AND CHARGES
PRESCRIBED BY REGULATION 85**

General notes.—The fees specified in this tariff shall include the fees for all correspondence and shall also include the fees for the following: The taking and giving of instructions, including the perusal of completed deeds of sale; the preparation and attendance on signature of all powers of attorney, declarations, affidavits, resolutions and other necessary preliminary and ancillary documents; the payment of transfer duty and of all rates levied by any lawful authority; the obtaining and making of all clearance or other certificates; the obtaining of endorsements or copies of documents from the Office of the Master of the Supreme Court or other public office (except where otherwise provided); the making of all necessary financial arrangements, including the provision and checking of guarantees and attending payment in terms thereof; the drawing and preparation of any document, including all copies thereof, required for execution or registration at a deeds registry and the obtaining of registration thereof, arranging simultaneous lodgment and registration with another conveyancer or other conveyancers, where necessary; the giving of all references required by the deeds registry for examination purposes; and all attendances at the deeds registry, but shall not include any attendance in connection with the drawing and execution of deeds of sale, deeds of donation, deeds of exchange, preliminary partition agreements and documents of a similar nature or any separate act of registration of any other document which may be necessary before or in connection with the first-mentioned act of registration.

Definition.—For the purposes of this tariff, a folio shall consist of 100 printed or written words or figures or part thereof. Four figures shall be reckoned as one word.

SECTION I

*Conveyance of ownership of immovable property
(other than partition transfers)*

1. For all work in connection with obtaining of conveyance of ownership of immovable property in any manner not specifically mentioned elsewhere in this tariff, the fee shall be as set out in column B of Schedule I to this tariff: Provided that in the case of a conveyance in terms of the second proviso to section 16 and sections 31, 45 and 45*bis* of the Act, the fee shall be 50 per cent of the amount set out in column B of the said Schedule.

2. If more than one property is included in the same instrument of conveyance, an additional fee of R6 for each additional property.

SECTION II

For endorsements of title deeds or bonds in terms of sections 24*bis* (2) and 25 (3) of the Act and in terms of the Administration of Estates Act, 1965 (Act 66 of 1965), including the drawing of all necessary documents, the obtaining of necessary ancillary documents, consents and certificates from the Master and Registrar of Deeds and all necessary attendances and correspondence in connection therewith: R65.

3. Die vervanging van die tarief voorgeskryf by regulasie 85 deur die volgende tarief:

**"TARIEF VAN GELDE EN KOSTE VOOR-
GESKRYF BY REGULASIE 85**

Algemene opmerkings.—Die gelde in hierdie tarief vermeld, sluit die gelde in vir alle korrespondensie, asook dié vir die volgende: Die neem en gee van opdragte, met inbegrip van die deurlees van voltooide koopbriewe; die voorbereiding, asook opwagting by die ondertekening, van alle volmagte, verklarings, beëdigde verklarings, besluite en ander voorlopige en aanvullende dokumente wat nodig is; die betaling van hereregte en van alle belastinge wat deur enige wettige owerheid gehef word; die verkryging en opstel van alle uitklarings- of ander sertifikate; die verkryging van endossemente of afskrifte van dokumente van die Kantoor van die Meester van die Hooggeregshof of 'n ander openbare kantoor (behalwe waar daar andersins voorsiening voor gemaak is); die tref van al die nodige finansiële reëlings, met inbegrip van die verskaffing en nagaan van waarborge en opwagting vir betaling daarkragtens; die opstel en voorbereiding van enige dokumente, met inbegrip van alle afskrifte daarvan wat vir verlyding of registrasie by 'n registrasiekantoor vereis word, en die verkryging van registrasie daarvan, die reëling van gelyktydige indiening en registrasie met 'n ander transportbesorger of transportbesorgers, waar nodig; die verskaffing van alle verwysings wat deur die registrasiekantoor vir ondersoekdoeleindes vereis word; en alle opwagtings by die registrasiekantoor, maar sluit nie in enige opwagting in verband met die opstel en verlyding van koopbriewe, skenkingsaktes, ruilaktes, voorlopige verdelingsooreenkomste en dokumente van 'n soortgelyke aard nie of enige afsonderlike handeling van registrasie van enige ander dokumente wat voor eersvermelde handeling van registrasie of in verband daarmee nodig mag wees nie.

Woordomskrywing.—By die toepassing van hierdie tarief bestaan 'n folio uit 100 gedrukte of geskrewe woorde of syfers, of gedeelte daarvan. Vier syfers word as een woord gereken.

AFDELING I

Oordrag van eiendomsreg van onroerende eiendom (uitgesonderd verdelingstransporte)

1. Vir alle werk wat in verband staan met die verkryging van oordrag van eiendomsreg van onroerende eiendom op enige wyse wat nie elders in hierdie tarief uitdruklik genoem word nie, is die gelde dié soos uiteengesit in kolom B van Bylae I van hierdie tarief: Met dien verstande dat in die geval van 'n oordrag kragtens die tweede voorbehoudsbepaling van artikel 16 en artikels 31, 45 en 45*bis* van die Wet, die gelde 50 persent is van die bedrag uiteengesit in kolom B van genoemde Bylae.

2. Indien meer as een eiendom in dieselfde oordragdokument ingesluit is, bykomende gelde van R6 vir elke bykomende eiendom.

AFDELING II

Vir endossering van titelbewyse of verbande kragtens artikels 24*bis* (2) en 25 (3) van die Wet en kragtens die Boedelwet, 1965 (Wet 66 van 1965), met inbegrip van die opstel van al die nodige dokumente, die verkryging van die nodige aanvullende dokumente, toestemmings en sertifikate van die Meester en die Registrateur van Aktes en al die nodige opwagtings en korrespondensie in verband daarmee: R65.

SECTION III

Partition transfers

For the drawing and registration of each deed of partition transfer, inclusive of all preliminary and other work in connection therewith, but excluding attendances in connection with the framing of any provisional agreement: R125; plus a further fee of R6 for each additional property or subdivision transferred in any one deed.

SECTION IV

1. For certificates of title under sections 18, 34, 35, 36, 38, 39, 43, 46 and 64 of the Act and certificates of rights to minerals: R50.

Note.—In respect of all matters falling under this item and item 3 below there shall be a further fee of R6 for each additional property.

2. For certificates of consolidated title under section 40, and certificates of amended title and uniform title under sections 41 and 42 of the Act: R75; plus R10 for every additional constituent property after the first two properties.

3. For the conversion of leasehold to freehold under the provisions of the Townships Amendment Act, 1908 (Transvaal) or the Conversion of Leasehold to Freehold Act, 1952 (Act 61 of 1952), inclusive of all preliminary and final work relating thereto: R50: Provided that in respect of a leasehold lot in a township referred to in section 7 of the Conversion of Leasehold to Freehold Act, 1952, the fee shall be R90.

SECTION V

Cessions of mineral rights, including cessions pursuant to partition of mineral rights but excluding cessions of mineral rights in terms of section 32

1. The fee shall be as set out in column B of Schedule I to this tariff.

2. If more than one property is included in the same cession, an additional fee of R6 for each additional property.

SECTION VI

Bonds

1. The fee for mortgage bonds including surety mortgage bonds shall be as set out in column C of Schedule I to this tariff.

2. The fee charged for collateral bonds, being mortgage bonds passed as additional security for another bond, shall be R60.

3. For any waiver in terms of regulation 41 (7) when included in a bond, an additional fee of R40.

4. If more than one property is included in any bond referred to in item 1 or 2 above an extra fee of R3 for each additional property.

SECTION VII

Notarial bonds

1. The fee for notarial bonds, including surety notarial bonds, shall be as set out in column D of Schedule I to this tariff.

2. The fee for collateral notarial bonds passed as additional security for a mortgage bond or another notarial bond shall be R80.

AFDELING III

Verdelingstransporte

Vir die opstel en registreer van elke verdelingstransport, met inbegrip van alle voorlopige en ander werk in verband daarmee, maar uitgesonderd opwagtings in verband met die opstel van enige voorlopige ooreenkoms: R125; plus gelde van R6 vir elke bykomende eiendom of onderverdeling wat in 'n bepaalde akte getransporteer word.

AFDELING IV

1. Vir sertifikate van titel kragtens artikels 18, 34, 35, 36, 38, 39, 43, 46 en 64 van die Wet en sertifikate van mineraalregte: R50.

Let wel.—Vir alle aangeleenthede wat onder hierdie item en item 3 hieronder ressorteer, ekstra gelde van R6 vir elke bykomende eiendom.

2. Vir sertifikate van verenigde titel kragtens artikel 40, en sertifikate van gewysigde titel en eenvormige titel kragtens artikels 41 en 42 van die Wet: R75; plus R10 vir elke bykomende samestellende eiendom na die eerste twee eiendomme.

3. Vir die omsetting van pagbesit in eiendom ingevolge die bepalings van die Townships Amendment Act, 1908 (Transvaal), of die Wet op Omsetting van Pagbesit in Eiendom, 1952 (Wet 61 van 1952), met inbegrip van alle voorlopige en finale werk wat daarop betrekking het: R50: Met dien verstande dat ten opsigte van 'n pagperseel in 'n dorpsgebied in artikel 7 van die Wet op Omsetting van Pagbesit in Eiendom, 1952, bedoel, die gelde R90 is.

AFDELING V

Sessies van mineraalregte, met inbegrip van sessies ingevolge 'n verdeling van mineraalregte, maar uitgesonderd sessies van mineraalregte kragtens artikel 32

1. Die gelde is dié soos uiteengesit in kolom B van Bylae I van hierdie tarief.

2. Indien meer as een eiendom ingesluit is in dieselfde sessie, bykomende gelde van R6 vir elke bykomende eiendom.

AFDELING VI

Verbande

1. Die gelde vir verbande, met inbegrip van borgverbande, is dié soos uiteengesit in kolom C van Bylae I van hierdie tarief.

2. Die gelde vir kollaterale verbande, synde verbande wat as bykomende sekuriteit vir 'n ander verband gepasseer is, is R60.

3. Wanneer enige afstanddoening kragtens regulasie 41 (7) in 'n verband ingesluit is, bykomende gelde van R40.

4. Indien meer as een eiendom ingesluit is in enige verband in item 1 of 2 hierbo genoem, bykomende gelde van R3 vir elke bykomende eiendom.

AFDELING VII

Notariële verbande

1. Die gelde vir notariële verbande, met inbegrip van notariële borgverbande, is dié soos uiteengesit in kolom D van Bylae I van hierdie tarief.

2. Die gelde vir kollaterale notariële verbande wat as bykomende sekuriteit vir 'n verband of 'n ander notariële verband gepasseer is: R80.

SECTION VIII

Marriage contracts

For taking instructions, drawing contract and necessary copies, attending on execution, notarial attestation and registration, including all correspondence and other necessary attendances: R35.

SECTION IX

Other notarial deeds

1. For the framing and registering of any notarial waiver of preference by mortgagee, usufructuary or other holder of a limited interest, or other notarial consent required under the Act or these regulations: R40.

2. For the framing and registering of any notarial lease, servitude, prospecting contract, donation or other notarial deed (other than those elsewhere specially provided for in this tariff), a fee assessed according to the length and complexity thereof, with a minimum of R60.

SECTION X

Cancellation, cession or variation of bonds, release of persons or property from bonds, and waiver of preference in regard to ranking of bonds

1. (a) For drawing consent to cancellation of bond, consent to cancellation of cession of bond, release of property or person from a bond, consent to reduction of cover, consent to part payment of capital, framing waiver of preference in regard to the ranking of a bond, waiver of preference in respect of real rights in land, consent of mortgagee, usufructuary, lessee or holder of other limited interest required by the Act or these regulations and not otherwise provided for in this tariff (not notarial) and attending registration thereof, inclusive of instructions, correspondence and all relevant attendances except attendances on the Office of the Master of the Supreme Court: R30.

(b) Attending to all matters referred to in item (a) above in respect of any second or subsequent bond or bonds when such document or documents has or have been drawn by the same conveyancer who drew the first bond between the same parties over the same property and such documents are or can be lodged simultaneously as a set: R12 per bond.

(c) If more than two properties are included in any release referred to in item 1 (a) or 1 (b) above, there shall be a further fee of R1 for each additional property over and above the first two properties.

2. For drawing cession of bond including instructions and drawing consent of mortgagor where necessary, attendances on mortgagor and mortgagee, correspondence and all relevant attendances including registration, but excluding attendances on the Office of the Master of the Supreme Court: R35.

3. For drawing agreement varying the terms of a bond including instructions, attendances on mortgagor and mortgagee, correspondence and all relevant attendances including registration, a fee assessed according to the length and complexity, with a minimum of R30 and a maximum of R50.

AFDELING VIII

Huwelikskontrakte

Vir die neem van opdragte, die opstel van kontrakte en die nodige afskrifte, opwagting by verlyding, notariële attestasie en registrasie, met inbegrip van alle korrespondensie en ander nodige opwagtings: R35.

AFDELING IX

Ander notariële aktes

1. Vir die opstel en registreer van enige notariële afstanddoening van voorrang deur 'n verbandhouer, vruggebruiker of ander houer van 'n beperkte belang, of ander notariële toestemming wat kragtens die Wet of hierdie regulasies vereis word: R40.

2. Vir die opstel en registreer van enige notariële huurkontrak, serwituut, prospekterkontrak, skenking of ander notariële akte (behalwe dié waarvoor elders in hierdie tarief spesiaal voorsiening gemaak word), gelde bereken volgens die lengte en ingewikkeldheid daarvan, met 'n minimum van R60.

AFDELING X

Rojering, sessie of wysiging van verbande, ontheffing van persone of eiendom van verbande, en afstanddoening van voorrang ten opsigte van rangorde van verbande

1. (a) Vir die opstel van toestemming tot rojering van 'n verband, toestemming tot kansellasië van 'n sessie van 'n verband, ontheffing van 'n persoon of eiendom van 'n verband, toestemming tot vermindering van dekking, toestemming tot gedeeltelike betaling van kapitaal, die opstel van afstanddoening van voorrang ten opsigte van die rangorde van 'n verband, afstanddoening van voorrang ten opsigte van saaklike regte oor grond, toestemming van verbandhouer, vruggebruiker, huurder of houer van 'n ander beperkte belang wat kragtens die Wet of hierdie regulasies vereis word en waarvoor daar nie andersins voorsiening in hierdie tarief gemaak is nie (nie notarieel nie) en vir opwagting by die registrasie daarvan, met inbegrip van opdragte, korrespondensie en alle tersaaklike opwagtings, maar uitgesonderd opwagtings by die Kantoor van die Meester van die Hooggeregshof: R30.

(b) Vir die behartiging van alle aangeleenthede in item (a) hierbo genoem ten opsigte van 'n tweede of daaropvolgende verband of verbande, wanneer sodanige dokument of dokumente deur dieselfde transportbesorger opgestel is wat die eerste verband tussen dieselfde partye oor dieselfde eiendom opgestel het en sodanige dokumente gelyktydig as 'n stel ingedien is of ingedien kan word: R12 per verband.

(c) Indien meer as twee eiendomme ingesluit is in enige ontheffing in item 1 (a) of 1 (b) hierbo genoem, is ekstra gelde van R1 ten opsigte van elke bykomende eiendom bo en behalwe die eerste twee eiendomme vorderbaar.

2. Vir die opstel van 'n sessie van 'n verband, met inbegrip van opdragte, en die opstel van toestemming van verbandgewer waar nodig, opwagtings by die verbandgewer en verbandhouer, korrespondensie en alle tersaaklike opwagtings, met inbegrip van registrasie, maar uitgesonderd opwagtings by die Kantoor van die Meester van die Hooggeregshof: R35.

3. Vir die opstel van 'n ooreenkoms waarby die bepaling van 'n verband gewysig word, met inbegrip van opdragte, opwagtings by die verbandgewer en verbandhouer, korrespondensie en alle tersaaklike opwagtings, met inbegrip van registrasie, gelde bereken ooreenkomstig die lengte en ingewikkeldheid, met 'n minimum van R30 en 'n maksimum van R50.

4. For drawing consents to substitution under sections 24bis (3) and 45 (2) (b), 45bis (2) or 57 of the Act, including instructions, all attendances on mortgage and new debtor, correspondence, and miscellaneous attendances, including registration but excluding attendances on the Office of the Master of the Supreme Court: R35.

5. If any of the documents referred to in this Section is required to be signed by more than one mortgagee, mortgagor, usufructuary, lessee or holder of other limited interest, there shall be an additional fee of R2 for each such additional person after the first.

6. Where it is necessary to attend on the Office of the Master of the Supreme Court in connection with any of the matters referred to in items 1 (a), 2 and 4 above, the following additional fees shall be allowed:

(a) For obtaining Master's Certificate and estate duty certificate or either of them—per estate for any number of certificates which are or can be applied for simultaneously: R10.

(b) For obtaining copies of all necessary documents which are or can be included in one application—per estate: R4.

SECTION XI

Miscellaneous

1. For attendance on behalf of transferor or transferee, mortgagor or mortgagee, or any other person, supervising the registration of the transfer or bond or supervising the bond, when the documents are being prepared and lodged by another conveyancer, inclusive of all instructions, correspondence, and miscellaneous attendances relevant to such supervision—

(a) where the value of the property or amount of the bond does not exceed R20 000: R15;

(b) where the value of the property or amount of the bond exceeds R20 000: R25.

2. For instructions and attendances on the inspecting, checking, arranging and lodging for endorsement of any amendment of title under section 44 of the Act, inclusive of all necessary attendances: R25.

3. For attending deeds registry for certificate of any act of registration required: R10.

4. (a) For drawing application for endorsement, in terms of section 46 of the Act, of layout of township or settlement and attendances on lodging title deed for endorsement, inclusive of instructions, correspondence and all relevant attendances: R80.

(b) For drawing application and related work in terms of section 49 (1) and all relevant attendances: R40.

5. (1) For procuring registration of change of name—

(a) where no advertisement is required: R20, plus R2 for every extra deed after the first deed;

(b) where advertisement is necessary: R45, plus R3 for every extra deed after the first deed.

(2) For procuring an amendment of any deed in terms of section 4 (1) (b) of the Act: R15; plus a fee of R2 for every extra deed.

(3) For preparing and lodging consent of any interested party, including any bondholder, to any amendment in terms of this item: R10.

4. Vir die opstel van toestemmings tot vervanging kragtens artikel 24bis (3) en 45 (2) (b), 45bis (2) of 57 van die Wet, met inbegrip van opdragte, alle opwagtings by verbandhouer en nuwe skuldenaar, korrespondensie en diverse opwagtings, met inbegrip van registrasie, maar uitgesonderd opwagtings by die Kantoor van die Meester van die Hooggeregshof: R35.

5. Indien daar vereis word dat enige van die dokumente in hierdie Afdeling genoem deur meer as een verbandhouer, verbandgewer, vruggebruiker, huurder of houer van 'n ander beperkte belang onderteken moet word, is bykomende gelde van R2 ten opsigte van elke sodanige bykomende persoon na die eerste vorderbaar.

6. Waar opwagting by die Kantoor van die Meester van die Hooggeregshof nodig is in verband met enige van die aangeleenthede in items 1 (a), 2 en 4 hierbo genoem, word die volgende bykomende gelde toegelaat:

(a) Vir die verkryging van die Meester se Sertifikaat of boedelbelastingssertifikaat, of albei—per boedel vir enige aantal sertifikate waarom gelyktydig aansoek gedoen is of gedoen kan word: R10.

(b) Vir die verkryging van afskrifte van al die nodige dokumente wat in een aansoek ingesluit is of kan word—per boedel: R4.

AFDELING XI

Diverse

1. Vir opwagting ten behoeve van transportgewer of transportnemer, verbandgewer of verbandhouer, of enige ander persoon wat toesig hou oor die registrasie van die oordrag of verband of toesig hou oor die verband, wanneer dokumente opgestel en ingedien word deur 'n ander transportbesorger, met inbegrip van alle opdragte, korrespondensie en diverse opwagtings wat by sodanige toesighouding tersaaklik is—

(a) wanneer die waarde van die eiendom of bedrag van die verband hoogstens R20 000 is: R15;

(b) wanneer die waarde van die eiendom of bedrag van die verband meer as R20 000 is: R25.

2. Vir opdragte en vir opwagtings vir die ondersoek, nasien, reël en indien vir endossering van 'n wysiging van titel kragtens artikel 44 van die Wet, met inbegrip van alle nodige opwagtings: R25.

3. Vir opwagting by registrasiekantoor ter verkryging van 'n sertifikaat wat vir 'n registrasiehandeling vereis word: R10.

4. (a) Vir die opstel van 'n aansoek om 'n endossement, kragtens artikel 46 van die Wet, vir die uitlê van 'n dorpsgebied of nedersetting en opwagtings by die indiening van die titelbewys vir endossering, met inbegrip van opdragte, korrespondensie en alle tersaaklike opwagtings: R80.

(b) Vir die opstel van 'n aansoek en verbandhoudende werk kragtens artikel 49 (1), en alle tersaaklike opwagtings: R40.

5. (1) Vir die verkryging van registrasie van verandering van naam:

(a) wanneer geen advertensie nodig is nie: R20; plus R2 vir elke ekstra akte na die eerste akte.

(b) wanneer advertensie nodig is: R45; plus R3 vir elke ekstra akte na die eerste akte.

(2) Vir die verkryging van wysiging van enige akte kragtens artikel 4 (1) (b) van die Wet: R15; plus gelde van R2 vir elke ekstra akte.

(3) Vir die voorbereiding en indien van toestemming van enige belanghebbende party, met inbegrip van verbandhouders, tot enige wysiging kragtens hierdie item: R10.

Note.—The above fees include instructions, the drawing of necessary applications, correspondence and all relevant attendances and, where advertising is necessary, also include the drawing up and placing of the necessary advertisements.

6. Attendance and searching at deeds registry for information required, other than information required for preparation or registration of a deed, including instructions, correspondence and all relevant attendances, per quarter hour or part thereof: R5.

Reporting per folio: R2.

7. For drawing notice of application for issue of a certified copy of a deed, including instructions, publication of notice, application to registrar, filing all necessary documents for registration, correspondence and all relevant attendances: R45.

8. For attendances in order to obtain a certified copy of any deed or document from deeds registry where no advertising is required, inclusive of instructions, filing of necessary documents, correspondence and all relevant attendances: R10; plus an additional fee of R2 for every deed after the first which can be applied for in the same application.

9. For attendance on Surveyor-General for the metrisation or amendment of any diagram or the obtaining of a copy of any diagram from the Surveyor-General, including instructions, application, correspondence and all relevant attendances: R5; plus an additional fee of R2 for every diagram after the first which can be applied for in the same application.

10. For attendance on local or other authority—

(a) to obtain approval, in terms of any law, of subdivisional diagrams in the Province of Natal (and wherever else required), obtaining declaration from Private Townships Board, inclusive of all attendances to obtain supporting certificates and other documents: R20;

(b) for any endorsement on a power of attorney or diagram (other than a rates clearance certificate): R6.

11. (a) For drawing any affidavit or application in regard to any separate act of registration or endorsement not specifically mentioned in this tariff [for example an application for endorsement in terms of the Matrimonial Affairs Act, 1953 (Act 37 of 1953), or for the creation of township conditions against the remainder of the property, or for the lapsing of any condition of title or personal servitude], inclusive of taking and giving instructions, correspondence and all other attendances in connection with such affidavit or application: R12; plus R3 for drawing each extra folio of an affidavit or application where such document exceeds one folio in length.

(b) For attendances on the Office of the Master of the Supreme Court in order to obtain all necessary endorsements in connection with any matter referred to in this item—per estate: R10.

(c) For making and authenticating necessary copies and attendances on recording or registration of any document not elsewhere provided for in this tariff, including registration of general powers of attorney, copies of antenuptial contracts, duplicates of notarial

Let wel.—Bovermelde gelde sluit in opdragte, die opstel van die nodige aansoeke, korrespondensie en alle tersaaklike opwagtings en, in gevalle waar advertensies nodig is, ook die opstel en plasing van die nodige advertensies.

6. Vir opwagting by registrasiekantoor en soek van die nodige inligting, behalwe inligting wat vereis word vir die opstel en registrasie van 'n akte, met inbegrip van opdragte, korrespondensie en alle tersaaklike opwagtings, per kwartier of deel daarvan: R5.

Verslag per folio: R2.

7. Vir die opstel van 'n kennisgewing van aansoek om uitreiking van gewaarmerkte afskrif van 'n akte, met inbegrip van opdragte, publikasie van kennisgewing, aansoek aan registrateur, liassering van al die nodige dokumente vir registrasie, korrespondensie en alle tersaaklike opwagtings: R45.

8. Vir opwagtings vir die verkryging van 'n gewaarmerkte afskrif van enige akte of dokument van 'n registrasiekantoor waar geen advertensies nodig is nie, opdragte inbegrepe, die liassering van die nodige dokumente, korrespondensie en alle tersaaklike opwagtings: R10; plus bykomende gelde van R2 vir elke akte na die eerste waarom in dieselfde aansoek aansoek gedoen kan word.

9. Vir opwagting by Landmeter-generaal vir die metrisering of wysiging van enige kaart of vir die verkryging van 'n afskrif van enige kaart van die Landmeter-generaal, met inbegrip van opdragte, aansoeke, korrespondensie en alle tersaaklike opwagtings: R5; plus bykomende gelde van R2 vir elke kaart na die eerste waarom in dieselfde aansoek aansoek gedoen kan word.

10. Vir opwagting by plaaslike of ander owerheid—

(a) om die goedkeuring van onderverdelingskaarte kragtens enige wet in die provinsie Natal (en waar elders ook al vereis) te verkry, verkryging van verklaring van Privaatdorperaad, met inbegrip van alle opwagtings ter verkryging van stawende sertifikate en ander dokumente: R20;

(b) vir enige endossement op 'n volmag of kaart (behalwe 'n belastingsuitklaringsertifikaat): R6.

11. (a) Vir die opstel van enige beëdigde verklaring of aansoek in verband met enige aparte registrasiehandeling of endossement nie uitdruklik in hierdie tarief genoem nie [byvoorbeeld 'n aansoek om 'n endossement kragtens die Wet op Huweliksaangeleenthede, 1953 (Wet 37 van 1953), of vir die skep van dorpsvoorwaardes teen die restant van die eiendom, of vir die verval van enige titelvoorwaarde of persoonlike serwituut], met inbegrip van die neem en gee van opdragte, korrespondensie en alle ander opwagtings in verband met sodanige beëdigde verklaring of aansoek: R12; plus R3 vir die opstel van elke ekstra folio van 'n beëdigde verklaring of aansoek waar sodanige dokument langer as een folio is.

(b) Vir opwagtings by die Kantoor van die Meester van die Hooggeregshof ter verkryging van alle noodsaaklike endossemente in verband met enige aangeleentheid in hierdie item genoem—per boedel: R10.

(c) Vir die maak en waarmerk van die nodige afskrifte, en opwagtings by die aanteken of registreer van enige dokument waarvoor daar nie andersins voorsiening in hierdie tarief gemaak is nie, met inbegrip van die registrasie van algemene volmagte, afskrifte van

bonds previously registered in another deeds registry and other like documents, inclusive of taking and giving instructions, correspondence and all relevant attendances: R9, plus a fee of 20 cents per folio for making and authenticating each copy recorded or registered in the deeds registry.

12. (a) For drawing a cession of servitude or of rights to minerals in terms of form RR as provided under section 32 of the Act, inclusive of instructions, correspondence, registration and all other relevant attendances: R50.

(b) If more than one property is included in the same cession, an additional fee of R6 for each additional property.

13. For attending on filing at deeds registry of any document relating to any person, partnership, association or company, where such filing is independent of any particular act of registration being attended to by that conveyancer, inclusive of instructions, correspondence and all relevant attendances: R6.

14. For attendance on taxation where required, including all necessary relevant attendances and correspondence: A fee equal to 5 per cent of the fees allowed on taxation shall be chargeable by the conveyancer submitting the bill of costs, and a fee equal to 5 per cent of the total fees originally reflected in that bill of costs shall be chargeable by the conveyancer opposing taxation, subject to a minimum fee of R5 in respect of each conveyancer.

voorhuwelikse kontrakte, duplikate van notariële verbande wat voorheen in 'n ander registrasiekantoor geregistreer is en ander soortgelyke dokumente, met inbegrip van die neem en gee van opdragte, korrespondensie en alle tersaaklike opwagtings: R9; plus gelde van 20 sent per folio vir die maak en waarmerk van elke afskrif wat in die registrasiekantoor aangeteken of geregistreer is.

12. (a) Vir die opstel van 'n sessie van 'n serwituit of van mineraalregte kragtens vorm RR soos bepaal ingevolge artikel 32 van die Wet, met inbegrip van opdragte, korrespondensie, registrasie en alle ander tersaaklike opwagtings: R50.

(b) Indien meer as een eiendom in dieselfde sessie ingesluit is, bykomende gelde van R6 vir elke bykomende eiendom.

13. Vir opwagting by 'n registrasiekantoor om enige dokument wat op 'n persoon, vennootskap, vereniging of maatskappy betrekking het, te liasseer, waar sodanige liassering onafhanklik is van enige bepaalde registrasie-handeling wat deur daardie transportbesorger behartig word, met inbegrip van opdragte, korrespondensie en alle tersaaklike opwagtings: R6.

14. Vir opwagting by taksasie waar vereis, met inbegrip van al die nodige tersaaklike opwagtings en korrespondensie, is gelde gelykstaande met 5 persent van die gelde toegelaat by taksasie vorderbaar deur die transportbesorger wat die kosterekening voorlê, en gelde gelykstaande met 5 persent van die totale gelde wat oorspronklik in daardie kosterekening weergegee is, is vorderbaar deur die transportbesorger wat taksasie opponeer, onderworpe aan minimum gelde van R5 ten opsigte van elke transportbesorger.

SCHEDULE I

Column A	Column B	Column C	Column D
Purchase price or value of property or amount of bond	Fees for conveyance of immovable property	Fees for mortgage bonds	Fees for notarial bonds
R400 or less.....	R 75	R 50	R 70
Over R400 up to and including R1 000.....	85	65	85
Over R1 000 up to and including R2 000.....	115	75	95
Over R2 000 up to and including R4 000.....	135	90	110
Over R4 000 up to and including R6 000.....	165	100	120
Over R6 000 up to and including R8 000.....	175	110	130
Over R8 000 up to and including R10 000.....	185	125	145
Over R10 000 up to and including R12 000.....	200	135	155
Over R12 000 up to and including R14 000.....	210	150	170
Over R14 000 up to and including R16 000.....	225	160	180
Over R16 000 up to and including R18 000.....	235	175	195
Over R18 000 up to and including R20 000.....	250	190	210
Over R20 000 up to and including R25 000.....	275	210	230
Over R25 000 up to and including R30 000.....	300	225	245
Over R30 000 up to and including R35 000.....	320	245	265
Over R35 000 up to and including R40 000.....	350	260	280
Over R40 000 up to and including R45 000.....	375	280	300
Over R45 000 up to and including R50 000.....	400	300	320
Over R50 000 up to and including R60 000.....	420	315	335
Over R60 000 up to and including R70 000.....	450	340	360
Over R70 000 up to and including R80 000.....	470	355	375
Over R80 000 up to and including R90 000.....	500	375	395
Over R90 000 up to and including R100 000.....	525	395	415
Over R100 000 up to and including R150 000.....	585	435	455
Over R150 000 up to and including R200 000.....	650	465	485
Over R200 000.....	650	465	485
	for the first R200 000, plus R125 per R100 000 or part thereof thereafter	for the first R200 000, plus R125 per R100 000 or part thereof thereafter	for the first R200 000, plus R125 per R100 000 or part thereof thereafter."

BYLAE I

Kolom A	Kolom B	Kolom C	Kolom D
Koopprys of waarde van eiendom of bedrag van verband	Gelde vir die oordrag van onroerende eiendom	Gelde vir verbande	Gelde vir notariële verbande
	R	R	R
R400 of minder.....	75	50	70
Meer as R400 tot en met R1 000.....	85	65	85
Meer as R1 000 tot en met R2 000.....	115	75	95
Meer as R2 000 tot en met R4 000.....	135	90	110
Meer as R4 000 tot en met R6 000.....	165	100	120
Meer as R6 000 tot en met R8 000.....	175	110	130
Meer as R8 000 tot en met R10 000.....	185	125	145
Meer as R10 000 tot en met R12 000.....	200	135	155
Meer as R12 000 tot en met R14 000.....	210	150	170
Meer as R14 000 tot en met R16 000.....	225	160	180
Meer as R16 000 tot en met R18 000.....	235	175	195
Meer as R18 000 tot en met R20 000.....	250	190	210
Meer as R20 000 tot en met R25 000.....	275	210	230
Meer as R25 000 tot en met R30 000.....	300	225	245
Meer as R30 000 tot en met R35 000.....	320	245	265
Meer as R35 000 tot en met R40 000.....	350	260	280
Meer as R40 000 tot en met R45 000.....	375	280	300
Meer as R45 000 tot en met R50 000.....	400	300	320
Meer as R50 000 tot en met R60 000.....	420	315	335
Meer as R60 000 tot en met R70 000.....	450	340	360
Meer as R70 000 tot en met R80 000.....	470	355	375
Meer as R80 000 tot en met R90 000.....	500	375	395
Meer as R90 000 tot en met R100 000.....	525	395	415
Meer as R100 000 tot en met R150 000.....	585	435	455
Meer as R150 000 tot en met R200 000.....	650	465	485
Meer as R200 000.....	650	465	485
	vir die eerste R200 000, plus R125 per R100 000 of gedeelte daarvan daarbo	vir die eerste R200 000, plus R125 per R100 000 of gedeelte daarvan daarbo	vir die eerste R200 000, plus R125 per R100 000 of gedeelte daarvan daarbo."

No. R. 2579

29 December 1978

AMENDMENT OF THE REGULATIONS OF THE SECTIONAL TITLES ACT, 1971 (ACT 66 OF 1971)

By virtue of the powers vested in me by section 40 of the Sectional Titles Act, 1971, I, James Thomas Kruger, Minister of Justice, after consultation with the Deeds Registries Regulations Board referred to in that section, hereby amend the regulations published under Government Notice R. 475 of 30 March 1973, as amended by Government Notice R. 1936 of 23 September 1977, by making the amendments set out in the Schedule hereto with effect from 1 February 1979 and in respect of original instructions to conveyancers, notaries public and other legal practitioners received on or after 1 February 1979.

J. T. KRUGER, Minister of Justice.

SCHEDULE

The substitution for Annexure 4 of the following Annexure:

"ANNEXURE 4

TARIFF OF FEES AND CHARGES OF CONVEYANCERS AND NOTARIES PUBLIC AND OTHER LEGAL PRACTITIONERS

General note.—The fees specified in this tariff shall include the fees for all correspondence and shall also include the fees for the following: The taking and giving of instructions, including the perusal of deeds of sale; the preparation and attendance on signature of powers of attorney, declarations, affidavits, conveyancers' certificates, resolutions and other necessary preliminary and ancillary documents; the payment of

No. R. 2579

29 Desember 1978

WYSIGING VAN DIE REGULASIES VAN DIE WET OP DEELTITELS, 1971 (WET 66 VAN 1971)

Kragtens die bevoegdheid my verleen by artikel 40 van die Wet op Deeltitels, 1971, vaardig ek, James Thomas Kruger, Minister van Justisie, na raadpleging met die Registrasieregulasieraad in daardie artikel bedoel, die wysigings in die Bylae hiervan vervat, van die regulasies afgekondig by Goewermentskennisgewing R. 475 van 30 Maart 1973, soos gewysig by Goewermentskennisgewing R. 1936 van 23 September 1977, met ingang van 1 Februarie 1979 en ten opsigte van oorspronklike opdragte aan transportbesorgers, notaris en ander regspraktisyns wat op of na 1 Februarie 1979 ontvang word, uit.

J. T. KRUGER, Minister van Justisie.

BYLAE

Die vervanging van Aanhangel 4 deur die volgende Aanhangel:

"AANHANGSEL 4

TARIEF VAN GELDE EN KOSTEBEREKENING VAN TRANSPORTBESORGERS EN NOTARISSE EN ANDER REGSPRAKTISYNS

Atgemene opmerking.—Die gelde in hierdie tarief vermeld, sluit die gelde in vir alle korrespondensie, asook dié vir die volgende: Die neem en gee van opdragte, met inbegrip van die deurlees van koopbriewe; die voorbereiding, asook opwagting by die ondertekening, van volmagte, verklarings, beëdigde verklarings, transportbesorgers se sertifikate, besluite en ander voorlopige en aanvullende dokumente wat nodig

transfer duty and of any moneys due to the body corporate; the obtaining or making of all clearance or other certificates; the obtaining of endorsements or copies of documents from the Office of the Master of the Supreme Court or other public office (except where otherwise provided); the making of all necessary financial arrangements, including the provision and perusal of guarantees and attending payment in terms thereof; the drawing and preparation of any documents intended for execution or registration at a deeds registry and the obtaining of registration thereof, arranging simultaneous lodgment and registration with some other conveyancer or conveyancers, where necessary; the giving of certificates or references required by the deeds registry; and all attendances at the deeds registry, but shall not include any attendance in connection with the drawing and execution of deeds of sale, deeds of donation, partition agreements, amendments to the rules for the body corporate and documents of a similar nature or any separate act of registration of any other documents which may be necessary before or in connection with the first-mentioned act of registration.

Definition.—For the purposes of this tariff, a folio shall consist of 100 printed or written words or figures or part thereof. Four figures shall be reckoned as one word.

SECTION I: APPLICATION FOR THE OPENING OF A SECTIONAL TITLE REGISTER

For preparing and drawing application for the opening of a sectional title register, perusing sectional plan, drawing certificates of registered sectional title, correspondence and attendances on all matters referred to in section 5 of the Act, but excluding the drawing of the consents of bondholders—

	R
a basic fee of.....	120
and in respect of each section.....	35

SECTION II: TRANSFER OF OWNERSHIP

1. For registration of transfer of ownership of a unit or land held under sectional title deed, the fee shall be the amount set out in column B in Schedule A to this tariff where the purchase price or value of the transaction is as shown in column A of that Schedule.

2. If more than one section is included in the same transaction, an additional fee for each additional section: R6.

Note.—Where transfer of ownership is registered under any law other than by virtue of a deed of transfer or if transfer takes place as a result of expropriation under the authority of any law or if a person becomes entitled to deal with a unit or land as if he had taken formal transfer into his name by virtue of an endorsement by the registrar, the fee shall be 50 per cent of the amount set out in column B.

SECTION III: ENDORSEMENT IN TERMS OF THE ADMINISTRATION OF ESTATES ACT, 1965

For drawing all necessary documents, obtaining necessary ancillary documents, consents and certificates from the Master and Registrar and all necessary attendances and correspondence in connection therewith, including obtaining registration: R65.

is; die betaling van hereregte en gelde verskuldig aan die regs persoon; die verkryging of opstel van alle uitklarings- of ander sertifikate; die verkryging van endossemente of afskrifte van dokumente van die Kantoor van die Meester van die Hooggeregshof of 'n ander openbare kantoor (behalwe waar daar andersins voorsiening voor gemaak is); die tref van al die nodige finansiële reëlings, met inbegrip van die verskaffing en nasien van waarborge en opwagting vir betaling daarkragtens; die opstel en voorbereiding van enige dokumente wat bestem is vir verlyding of registrasie by 'n registrasiekantoor en die verkryging van registrasie daarvan; die reëling met 'n ander transportbesorger of transportbesorgers van gelyktydige indiening en registrasie, waar nodig; die verskaffing van sertifikate of verwysings deur die registrasiekantoor vereis en alle opwagtings by die registrasiekantoor, maar sluit nie in enige opwagting in verband met die opstel en verlyding van koopbriewe, skenkingsaktes, verdelingsooreenkomste, wysiging van die reëls vir die regs persoon, en dokumente van 'n soortgelyke aard nie of enige afsonderlike handeling van registrasie van enige ander dokumente wat voor eersvermelde handeling van registrasie of in verband daarmee nodig mag wees nie.

Woordoms krywing.—By die toepassing van hierdie tarief bestaan 'n folio uit 100 gedrukte of geskrewe woorde of syfers, of gedeelte daarvan. Vier syfers word as een woord gereken.

AFDELING 1: AANSOEK OM DIE OPENING VAN 'N DEELTITELREGISTER

Vir die voorbereiding en opstel van 'n aansoek om die opening van 'n deeltitelregister, ondersoek van deelplan, opstel van sertifikate van geregistreerde deeltitel, korrespondensie en opwagting vir alle aangeleenthede in artikel 5 van die Wet bedoel, maar uitgesonderd die opstel van toestemmings van verbandhouders—

	R
basiese gelde van.....	120
en ten opsigte van elke deel.....	35

AFDELING II: OORDRAG VAN EIENDOMSREG

1. Vir die registrasie van oordrag van eiendomsreg van 'n eenheid of grond gehou kragtens deeltitelbewys, is die gelde die bedrag soos uiteengesit in kolom B in Bylae A van hierdie tarief waar die koopprys of waarde van die transaksie dié is soos getoon word in kolom A van daardie Bylae.

2. Indien meer as een deel ingesluit is in dieselfde transaksie, addisionele gelde vir elke bykomende deel: R6.

Opmerking.—Wanneer oordrag van eiendomsreg ingevolge 'n wet geregistreer word anders as uit hoofde van 'n transportakte, of wanneer oordrag plaasvind as gevolg van onteiening ingevolge magtiging van 'n wet, of indien 'n persoon geregtig word om met 'n eenheid of grond te handel asof hy formeel oordrag op sy eie naam verkry het uit hoofde van 'n aantekening deur die registrateur, is die gelde 50 persent van die bedrag in kolom B vermeld.

AFDELING III: ENDOSSEMENT Kragtens DIE BOEDELWET, 1965

Vir die opstel van al die nodige dokumente, die verkryging van die nodige aanvullende dokumente, toestemmings en sertifikate van die Meester en Registrateur en al die nodige opwagtings en korrespondensie in verband daarmee, met inbegrip van die verkryging van registrasie: R65.

SECTION IV: SUBDIVISION AND RESUBDIVISION OF A SECTION

For drawing and submitting an application for subdivision and preparing certificate of registered sectional title, together with supporting documents, perusing plan of subdivision or of resubdivision, obtaining registration, correspondence and attendance on all matters referred to in section 16 and, in the case of a resubdivision, section 17 of the Act, but excluding the drawing of the consents of bondholders—

	R
a basic fee of.....	75
and in respect of each subdivision.....	35

SECTION V: APPLICATION FOR SECTIONAL TITLE DEED IN RESPECT OF UNDIVIDED SHARE IN UNIT

For preparing certificate of registered sectional title in respect of undivided share (including application), correspondence and attendances on all matters referred to in section 11 (9) of the Act: R50.

SECTION VI: APPLICATION FOR CERTIFICATE OF REGISTERED SECTIONAL TITLE FOR COMMON PROPERTY

Fee for preparing certificate of registered sectional title, including application, in respect of a portion of land forming part of the common property, correspondence and attendances on matters referred to in section 13 (3) of the Act: R70.

SECTION VII: REVERSION FROM SECTIONAL TITLE REGISTER TO LAND REGISTER

For attending to all matters referred to in subsections (4), (5) and (6) of section 13 of the Act—

	R
a basic fee of.....	100
and in respect of each section.....	10

SECTION VIII: SECTIONAL MORTGAGE BONDS

1. For obtaining registration of any sectional mortgage bond or surety bond, excluding those referred to in item 2 of this Section, including the drawing of all necessary documents and the obtaining of necessary ancillary documents, the fee shall be the amount set out in column C in Schedule A to this tariff where the amount of the bond is as shown in column A of that Schedule.

2. The fee for collateral bonds passed as additional security for another bond shall be R90.

3. If more than one unit is included in the bond referred to in items 1 or 2 of this Section, an additional fee for each additional unit of R3.

SECTION IX: CESSION, CANCELLATION OR MODIFICATION OF BONDS

1. (a) For drawing consent to cancellation of bond, consent to cancellation of cession of bond, release of property or person from a bond, consent to reduction of cover, consent to part payment of capital, framing waiver of preference in regard to the ranking of a bond, waiver of preference in respect of real rights in land, consent of mortgagee, usufructuary, lessee or holder of other limited interest required by the Act or these regulations and not otherwise provided for in this tariff (not notarial) and attending registration thereof, inclusive of

AFDELING IV: ONDERVERDELING EN HERONDERVERDELING VAN 'N DEEL

Vir die opstel en die voorlegging van 'n aansoek om onderverdeling en die opstel van sertifikate van geregistreerde deeltitel tesame met ondersteunende dokumente, vir die ondersoek van 'n plan van onderverdeling of van heronderverdeling, vir verkryging van registrasie, vir korrespondensie en vir opwagting in verband met alle aangeleenthede in artikel 16 en, in die geval van 'n heronderverdeling, artikel 17 van die Wet bedoel, maar uitgesonderd die opstel van toestemmings van verbandhouders—

	R
basiese gelde van.....	75
en ten opsigte van elke onderverdeling.....	35

AFDELING V: AANSOEK OM DEELTITELBEWYS TEN OPSIGTE VAN ONVERDEELDE AANDEEL IN EENHEID

Vir die opstel van sertifikaat van geregistreerde deeltitel ten opsigte van onverdeelde aandeel (met inbegrip van aansoek), vir korrespondensie en vir opwagtings vir alle aangeleenthede in artikel 11 (9) van die Wet bedoel: R50.

AFDELING VI: AANSOEK OM SERTIFIKAAT VAN GEREGISTREERDE DEELTITEL VIR DIE GEMEENSKAPLIKE EIENDOM

Gelde vir die opstel van 'n sertifikaat van geregistreerde deeltitel, met inbegrip van aansoek, ten opsigte van gedeelte van die grond wat 'n deel uitmaak van die gemeenskaplike eiendom, vir korrespondensie en vir opwagtings met betrekking tot aangeleenthede in artikel 13 (3) van die Wet bedoel: R70.

AFDELING VII: TERUGPLASING VAN DEELTITELREGISTER NA GRONDREGISTER

Vir die behartiging van alle aangeleenthede in subartikels (4), (5) en (6) van artikel 13 van die Wet genoem—

	R
basiese gelde van.....	100
en ten opsigte van elke deel.....	10

AFDELING VIII: DEELVERBANDE

1. Vir die verkryging van registrasie van 'n deelverband of borgverband, uitgesonderd dié genoem in item 2 van hierdie Afdeling, met inbegrip van die opstel van al die nodige dokumente en die verkryging van die nodige aanvullende dokumente, is die gelde dié in kolom C van Bylae A van hierdie tarief uiteengesit, waar die bedrag van die verband dié is wat in kolom A van die genoemde Bylae aangetoon word.

2. Die gelde vir kollaterale verbande as bykomende sekuriteit vir 'n ander verband is R90.

3. Indien meer as een eenheid ingesluit is in die verband in items 1 of 2 van hierdie Afdeling bedoel, bykomende gelde vir elke bykomende eenheid van R3.

AFDELING IX: SESSIE, ROJERING OF WYSIGING VAN VERBANDE

1. (a) Vir die opstel van toestemming tot rojering van 'n verband, toestemming tot kansellasië van sessie van 'n verband, ontheffing van 'n persoon of eiendom van 'n verband, toestemming tot vermindering van dekking, toestemming tot gedeeltelike betaling van kapitaal, die opstel van afstanddoening van voorrang ten opsigte van rangorde van 'n verband, afstanddoening van voorrang ten opsigte van saaklike regte oor grond, toestemming van verbandhouer, vruggebruiker, huurder of houër van 'n ander beperkte belang wat kragtens die

instructions, correspondence and all relevant attendances except attendances on the Office of the Master of the Supreme Court: R30.

(b) For attending to all matters referred to in item 1 (a) above in respect of any second or subsequent bond or bonds when such document or documents has or have been drawn by the same conveyancer who drew the first bond between the same parties over the same property and such documents are or can be lodged simultaneously as a set: R12 per bond.

(c) If more than two units are included in any release referred to in item 1 (a) or 1 (b) above, there shall be a further fee of R1 for each additional unit over and above the first two units.

2. For drawing cession of bond, including instructions and drawing consent of mortgagor where necessary, attendances on mortgagor and mortgagee, correspondence and all relevant attendances including registration, but excluding attendances on the Office of the Master of the Supreme Court: R35.

3. (a) For drawing agreement varying the terms of a mortgage bond registered under the Deeds Registries Act to comply with the mortgagee's requirements for a sectional bond, a fee assessed according to the length and complexity, with a minimum of R50 and a maximum of R100.

(b) For drawing agreement varying the terms of a bond, including instructions, attendance on mortgagor and mortgagee, correspondence and all relevant attendances including registration, a fee assessed according to the length and complexity, with a minimum of R30 and a maximum of R50.

4. If any of the documents referred to in this Section is required to be signed by more than one mortgagee, mortgagor, usufructuary, lessee or holder of other limited interest, there shall be an additional fee of R2 for each such additional person after the first.

5. Where it is necessary to attend on the Office of the Master of the Supreme Court in connection with any of the matters referred to in items 1 (a) and 2, the following additional fees shall be allowed:

(a) For obtaining Master's Certificate and estate duty certificates or either of them—per estate for any number of certificates which are or can be applied for simultaneously: R10.

(b) For obtaining copies of all necessary documents which are or can be included in one application—per estate: R4.

SECTION X: NOTARIAL DEEDS

1. For framing and registering any notarial lease, sublease, servitude or other notarial deed, the fee shall be assessed according to the length and complexity, with a minimum of: R60.

2. For drawing and registering any notarial waiver of preference by mortgagee, usufructuary or other holder of a limited interest, or other notarial consent required under the Act or regulations: R40.

Wet of hierdie regulasies vereis word en waarvoor daar nie andersins voorsiening in hierdie tarief gemaak is nie (nie notarieel nie) en vir opwagting by die registrasie daarvan, met inbegrip van opdragte, korrespondensie en alle tersaaklike opwagtings, maar uitgesonderd opwagtings by die Kantoor van die Meester van die Hooggeregshof: R30.

(b) Vir die behartiging van alle aangeleenthede genoem in item 1 (a) hierbo ten opsigte van 'n tweede of daaropvolgende verband of verbande, wanneer sodanige dokument of dokumente deur dieselfde transportbesorger opgestel is wat die eerste verband tussen dieselfde partye oor dieselfde eiendom opgestel het en sodanige dokumente gelyktydig as 'n stel ingedien is of ingedien kan word: R12 per verband.

(c) Indien meer as twee eenhede in enige ontheffing genoem in item 1 (a) of 1 (b) hierbo ingesluit is, is ekstra gelde van R1 ten opsigte van elke bykomende eenheid bo en behalwe die eerste twee eenhede vorderbaar.

2. Vir die opstel van 'n sessie van 'n verband, met inbegrip van opdragte, en die opstel van toestemming van die verbandgewer waar nodig, opwagtings by die verbandgewer en verbandhouer, korrespondensie en alle tersaaklike opwagtings, met inbegrip van registrasie, maar uitgesonderd opwagtings by die Kantoor van die Meester van die Hooggeregshof: R35.

3. (a) Vir die opstel van 'n ooreenkoms waarby die bepaling van 'n verband wat ingevolge die Registrasie van Aktes Wet geregistreer is, gewysig word om aan die verbandhouer se vereistes vir 'n deeltitelverband te voldoen, gelde vasgestel ooreenkomstig die lengte en ingewikkeldheid, met 'n minimum van R50 en 'n maksimum van R100.

(b) Vir die opstel van 'n ooreenkoms waarby die bepaling van 'n verband gewysig word, met inbegrip van opdragte; opwagtings by die verbandgewer en verbandhouer; korrespondensie en alle tersaaklike opwagtings, met inbegrip van registrasie, gelde vasgestel ooreenkomstig die lengte en ingewikkeldheid, met 'n minimum van R30 en 'n maksimum van R50.

4. Indien daar vereis word dat enige van die dokumente in hierdie Afdeling genoem deur meer as een verbandhouer, verbandgewer, vruggebruiker, huurder of houer van 'n ander beperkte belang onderteken moet word, is bykomende gelde van R2 ten opsigte van elke sodanige bykomende persoon na die eerste vorderbaar.

5. Waar opwagting by die Kantoor van die Meester van die Hooggeregshof in verband met enige van die aangeleenthede in items 1 (a) en 2 genoem, nodig is, word die volgende bykomende gelde toegelaat:

(a) Vir die verkryging van die Meester se Sertifikaat of boedelbelastingssertifikaat, of albei—per boedel vir enige getal sertifikate waarom gelyktydig aansoek gedoen is of gedoen kan word: R10.

(b) Vir die verkryging van afskrifte van al die nodige dokumente wat in een aansoek ingesluit is of ingesluit kan word—per boedel: R4.

AFDELING X: NOTARIËLE AKTES

1. Vir die opstel en registreer van enige notariële huurkontrak, onderverhuring, serwituut of ander notariële akte, word die gelde bepaal volgens die lengte en ingewikkeldheid, met 'n minimum van R60.

2. Vir die opstel en registreer van 'n notariële afstanddoening van voorkeurreg deur die verbandhouer, vruggebruiker of ander houer van 'n beperkte belang, of ander notariële toestemming vereis kragtens die Wet of regulasies: R40.

SECTION XI: MISCELLANEOUS

1. For attendance on behalf of transferor or transferee, mortgagor or mortgagee or any other person, supervising the registration of the transfer or bond or supervising the bond with documents prepared and lodged by another conveyancer, inclusive of instructions, and for correspondence and attendances relevant to the supervision—

(a) where the purchase price or value of the property or the amount of the bond does not exceed R20 000: R15;

(b) where the purchase price or value of the property or the amount of the bond exceeds R20 000: R25.

2. Fee for necessary attendance and searching at deeds registry and inspecting of a conveyancer's protocol for information required in respect of any matter or deed registered under the Act (other than information required for purposes of preparation of a document otherwise provided for in this tariff), including instructions, and for correspondence and relevant attendances per quarter hour or part thereof: R5.

Reporting per folio: R2.

3. For the drawing of any certificate by a conveyancer with regard to servitudes, other real rights or conditions, where not otherwise provided for in this tariff: R20.

4. For any matter for which provision is not made herein, the fee charged in respect thereof shall be in accordance with the tariff of fees prescribed by regulation 85 of the regulations made under the Deeds Registries Act, 1937.

SCHEDULE A TO THE TARIFF OF FEES AND CHARGES OF CONVEYANCERS AND NOTARIES PUBLIC AND OTHER LEGAL PRACTITIONERS

A Purchase price or value of property or amount of bond	B Fees for transfer	C Fees for bonds
	R	R
R400 and under.....	80	75
Over R400 and up to R1 000.....	95	95
Over R1 000 and up to R2 000.....	125	105
Over R2 000 and up to R4 000.....	145	120
Over R4 000 and up to R6 000.....	175	130
Over R6 000 and up to R8 000.....	195	145
Over R8 000 and up to R10 000.....	205	160
Over R10 000 and up to R12 000.....	220	175
Over R12 000 and up to R14 000.....	230	190
Over R14 000 and up to R16 000.....	250	200
Over R16 000 and up to R18 000.....	265	215
Over R18 000 and up to R20 000.....	280	230
Over R20 000 and up to R25 000.....	305	250
Over R25 000 and up to R30 000.....	330	270
Over R30 000 and up to R35 000.....	350	290
Over R35 000 and up to R40 000.....	385	310
Over R40 000 and up to R45 000.....	415	330
Over R45 000 and up to R50 000.....	440	350
Over R50 000 and up to R60 000.....	465	370
Over R60 000 and up to R70 000.....	490	395
Over R70 000 and up to R80 000.....	515	415
Over R80 000 and up to R90 000.....	545	435
Over R90 000 and up to R100 000.....	575	455
Over R100 000 and up to R150 000.....	645	500
Over R150 000 and up to R200 000.....	715	535

Note.—Where the price, value or amount referred to in column A exceeds R200 000, there shall be added an additional fee of R150 for every R100 000 or part thereof in excess of the first R200 000."

AFDELING XI: DIVERSE

1. Vir opwagting ten behoeve van die transportgewer of transportnemer, verbandgewer of verbandhouer of enige ander persoon, vir toesighouding oor die registrasie van die oordrag of verband of toesighouding oor die verband met dokumente wat opgestel en ingedien is deur 'n ander transportbesorger, met inbegrip van opdragte asook vir korrespondensie en opwagtings in verband met die toesighouding—

(a) waar die koopprys of waarde van die eiendom of die bedrag van die verband nie R20 000 oorskry nie: R15;

(b) waar die koopprys of waarde van die eiendom of die bedrag van die verband R20 000 oorskry: R25.

2. Gelde vir die nodige opwagting by en nasporing in die registrasiekantoor en vir die nagaan van die protokol van 'n transportbesorger vir inligting vereis ten opsigte van 'n aangeleentheid of akte kragtens die Wet geregistreer (behalwe inligting vereis vir die opstel van 'n dokument waarvoor daar andersins in hierdie tarief voorsiening gemaak is), met inbegrip van opdragte, asook vir korrespondensie en tersaaklike opwagtings, per kwartier of gedeelte daarvan: R5.

Verslag per folio: R2.

3. Vir die opstel van 'n sertifikaat deur 'n transportbesorger met betrekking tot servitute, ander saaklike regte of voorwaardes waarvoor nie andersins in hierdie tarief voorsiening gemaak is nie: R20.

4. Vir 'n aangeleentheid waarvoor daar nie hierin voorsiening gemaak is nie, moet die gelde in verband daarmee geëis in ooreenstemming wees met die tarief van gelde soos voorgeskryf by regulasie 85 van die regulasies kragtens die Registrasie van Aktes Wet, 1937, uitgevaardig.

BYLAE A VAN GELDE EN KOSTEBEREKENING VAN TRANSPORTBESORGER EN NOTARISSE EN ANDER REGSPRAKTISYNS

A Koopprijs of waarde van eiendom of bedrag van verband	B Gelde vir transport	C Gelde vir verband
	R	R
R400 en minder.....	80	75
Bo R400 en tot R1 000.....	95	95
Bo R1 000 en tot R2 000.....	125	105
Bo R2 000 en tot R4 000.....	145	120
Bo R4 000 en tot R6 000.....	175	130
Bo R6 000 en tot R8 000.....	195	145
Bo R8 000 en tot R10 000.....	205	160
Bo R10 000 en tot R12 000.....	220	175
Bo R12 000 en tot R14 000.....	230	190
Bo R14 000 en tot R16 000.....	250	200
Bo R16 000 en tot R18 000.....	265	215
Bo R18 000 en tot R20 000.....	280	230
Bo R20 000 en tot R25 000.....	305	250
Bo R25 000 en tot R30 000.....	330	270
Bo R30 000 en tot R35 000.....	350	290
Bo R35 000 en tot R40 000.....	385	310
Bo R40 000 en tot R45 000.....	415	330
Bo R45 000 en tot R50 000.....	440	350
Bo R50 000 en tot R60 000.....	465	370
Bo R60 000 en tot R70 000.....	490	395
Bo R70 000 en tot R80 000.....	515	415
Bo R80 000 en tot R90 000.....	545	435
Bo R90 000 en tot R100 000.....	575	455
Bo R100 000 en tot R150 000.....	645	500
Bo R150 000 en tot R200 000.....	715	535

Opmerking.—Waar die prys, waarde of bedrag in kolom A bedoel R200 000 oorskry, word bykomende gelde van R150 vir elke R100 000 of gedeelte daarvan bo die eerste R200 000 bygevoeg."

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