



Government Gazette Staatskoerant

REPUBLIC OF SOUTH AFRICA
REPUBLIEK VAN SUID-AFRIKA

Regulation Gazette

No. 7125

Regulasiekoerant

Vol. 434

**Pretoria, 3 August
Augustus 2001**

No. 22521



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GOVERNMENT NOTICES GOEWERMENSKENNISGEWINGS

DEPARTMENT OF AGRICULTURE DEPARTEMENT VAN LANDBOU

No. R. 702**3 August 2001****CORRECTION NOTICE****MARKETING OF AGRICULTURAL PRODUCTS ACT, 1996 (ACT No. 47 OF 1996)****AMENDMENT OF STATUTORY MEASURE: LEVY RELATING TO COTTON LINT**

Government Notice No. R. 393 of 18 May 2001 published in *Government Gazette* No. 22284 of the said date is hereby corrected by the substitution for the word "katoenvesel" in the Afrikaans definition of "pluismeulenaar" by the word "katoenpluksel".

No. R. 702**3 Augustus 2001****VERBETERINGSKENNISGEWING****WET OP DIE BEMARKING VAN LANDBOUPRODUKTE, 1996 (WET No. 47 VAN 1996)****WYSIGING VAN STATUTÊRE MAATREËL: HEFFING MET BETREKKING TOT KATOENVESEL**

Goewermenskennisgewing No. R. 393 van 18 Mei 2001 gepubliseer in *Staatskoerant* No. 22284 van vermelde datum word hierby verbeter deur die woord "katoenvesel" in die definisie van "pluismeulenaar" deur die woord "katoenpluksel" te vervang.

No. R. 705

3 August 2001

LIQUOR PRODUCTS ACT, 1989
(ACT No. 60 OF 1989)

NAMES OF GENERALLY KNOWN VITICULTURE AREAS

I, Angela Thokozile Didiza, Minister of Agriculture, acting in terms of section 11(3)(b) of the Liquor Products Act, 1989 (Act No. 60 of 1989), on the recommendation of the Wine and Spirit Board referred to in section 2 of the said Act, hereby publish in the Schedule the names whereby areas in the Republic where viticulture is practised are generally known.

A.T. DIDIZA,
Minister of Agriculture.

SCHEDULE

Note:

Section 11(3)(a)(ii) of the Liquor Products Act, 1989 (Act No. 60 of 1989), prohibits the use of the area names below in connection with the sale of wine.

However, section 11(6) of this Act grants exemption from this prohibition where these area names form part of, or consist of, trade marks and the names of companies, co-operatives or close corporations that were registered, used or established on 1 July 1990. In terms of the Act, these area names may also be used in connection with the sale of wine when such an area name is clearly used as part of the name and address of a person or body.

Anyone who feels that an area name mentioned below –

- (a) is not the name by which an area in the Republic where viticulture is practiced is generally known;
- (b) forms part of or consists of a trade mark or the name of a company, co-operative or close corporation that was registered, used or established on 1 July 1990,

may request the Wine and Spirit Board, in writing, giving full reasons and the necessary proof, to remove such area name from the list below.

The contact details of the Wine and Spirit Board are as follows:

The Secretary (Mr Hugo van der Merwe)
Wine and Spirit Board
PO Box 2176
Dennesig
STELLENBOSCH
7599

Telephone: (021) 889 6555

Facsimile: (021) 889 5823

No. R. 705

3 Augustus 2001

WET OP DRANKPRODUKTE, 1989
(WET No. 60 VAN 1989)

NAME VAN ALGEMEEN BEKENDE WINDGERDBOUGEBIEDE

Ek, Angela Thokozile Didiza, Minister van Landbou, handelende kragtens artikel 11(3)(b) van die Wet op Drankprodukte, 1989 (Wet No. 60 van 1989), op aanbeveling van die Wyn- en Spiritusraad bedoel in artikel 2 van genoemde Wet, publiseer hierby in die Bylae die name waaronder gebiede in die Republiek waar wingerdbou beoefen word, algemeen bekend is.

A.T. DIDIZA,
Minister van Landbou.

BYLAE

Nota:

Artikel 11(3)(a)(ii) van die Wet op Drankprodukte, 1989 (Wet No. 60 van 1989), verbied die gebruik van die gebiedsname hieronder vermeld in verband met die verkoop van wyn.

Artikel 11(6) van die Wet verleen egter vrystelling van hierdie verbod waar hierdie gebiedsname deel vorm van, of bestaan uit, handelsmerke en die name van maatskappye, koöperasies of beslote korporasies wat op 1 Julie 1990 geregistreer, gebruik of gevestig is. Ingevolge die Wet kan hierdie gebiedsname ook gebruik word in verband met die verkoop van wyn waar so 'n gebiedsnaam

duidelik as deel van die naam en adres van 'n persoon of instansie aldus gebruik word.

Enigiemand wat meen dat 'n gebiedsnaam hieronder vermeld-

- (a) nie die naam is waaronder 'n gebied in die Republiek waar windgerdbou beoefen word algemeen bekend is nie;
- (b) deel vorm van of bestaan uit 'n handelsmerk of die naam van 'n maatskappy, koöperasie of beslote korporasie wat op 1 Julie 1990 geregistreer, gebruik of gevestig is,

kan die Wyn- en Spiritusraad skriftelik, met volle opgaaf van redes en die nodige bewyse, versoek om daardie gebiedsnaam van ondervermelde lys te laat verwyder.

Die kontakbesonderhede van die Wyn- en Spiritusraad is soos volg:

Die Sekretaris (mnr. Hugo van der Merwe)

Wyn- en Spiritusraad

Posbus 2176

Dennesig

STELLENBOSCH

7599

Telefoon (021) 889 6555

Faksimilee: (021) 889 5823]

Area names / Gebiedsname

Alheit

Amaliensteyn

Artois

Ashton

Augrabies

Augsburg

Baden

Bainskloof

Banghoek (Banhoek)

Barkly West / Barkly-Wes

Barrydale

Blouputs

Boegoeberg

Bossiesveld

Botha

Bothashalte

Bot River / Botrivier

Bovlei

Brakboscheiland

Brandvlei

Brandwacht

Britz

Bronkhorstspuit

Bucklands

Caledon

Citrusdal

Clanwilliam

Cogmanskloof

Dal Josafat

Darling

Dassieshoek

De Doorns

De Hoop

De Rust

De Wet

Doorn River / Doornrivier

Doring River / Doringrivier

Drew

Du Toitskloof

Eendekuil

Eerstehoop

Eerste River / Eersterivier

Faure

Firgrove

Friersdale

Ganspan

Gariep

Gelukshoop

Goedemoed

Goree

Gouda

Goudmyn

Grabouw

Greyton

Grobblershoop

Groenberg

Groenfontein

Groot-Drakenstein

Groot Eiland

Grootdrink

Groot River / Grootrivier

Halfmanshof

Hartsvallei

Heidelberg
Helderberg
Helshoogte
Hemel-en-Aarde
Hermanus
Hermon
Hex River Valley / Hexriviervallei
Hoeko
Hopetown
Huis River / Huisrivier
Idasvallei
Kakamas
Kalkwerf
Kamnassie
Kango
Kanoneiland
Kapel
Karoo kop
Karos
Keerwederkloof
Keimoes
Keimoes Island / Keimoeseiland
Keisies River area / Keisiesrivier area
Klapmuts
Klawer
Klein-Drakenstein
Klipdrif
Klipheuwel
Koelenhof
Koffiefontein
Kraaifontein
Kuils River / Kuilsrivier
Kys

Ladismith
Lambrechtsdrif
Langverwacht
Leerkrans
Leeu River / Leeurivier
Libanon
Louisvale
Louwshoek
Loxtonsvale
Lydenburg
Lynedoch
Malan Station / Malanstasie
Malmesbury
Marble Hall
Marchand
Merwespont
Moddergat
Moordkuil
Moutonshoek
Muldersvlei
Namaqualand / Namakwaland
Neilersdrift
Neus
Nonna
Nordale
Noree
Nylstroom
Omdraai
Opsoek
Oudtshoorn
Overhex
Paarden en Drifteiland
Paradyskloof

Perdeberg (Paardevlei)
Phesantekraal
Philadelphia
Poesjesnels River / Poesjesnelsrivier
Poespas Valley / Poespasvallei
Polkadraai
Porterville
Potgietersrus
Prieska
Prince Alfred Hamlet
Prins Albert
Prospect
Rawsonville
Riebeek-Kasteel
Riebeek West / Riebeek-Wes
Riebeeks River / Riebeeksrivier
Riversdale / Riversdal
Riverside
Riviersonderend
Robertsvlei
Roodehoogte
Rooiberg
Rooidraai
Rooikopeiland
Rouxvale
Saron
Schoemanshoek
Schröder / Cilliers
Ses Brugge
Simondium
Skanskop Island / Skanskopeiland
Somerset West / Somerset-Wes
Stettyn

Stormsvlei
Suurbraak
Takkap
The Koo / Die Koo
Tierberg
T'Kabies
Trawal
Uitnood
Uppington
Vaalharts
Vaallus
Vaalwater
Van Zyl damme
Vier-en-Twintig Riviere
Villiersdorp
Vlaeberg
Vlottenburg
Voorsorg
Vrolikheid
Vyeboom
Waaiohoek
Wabooms River (Wagenboom) / Wabooms rivier (Wagenboom)
Wakkerstroom
Warmbaths / Warmbad
Warmsand
Wemmershoek
Wilgenhoutsdrif
Wolseley
Wynands River / Wynandsrivier
Zeekoesteek
Zoar

**DEPARTMENT OF LAND AFFAIRS
DEPARTEMENT VAN GRONDSAKE****No. R. 706****3 August 2001**

Restitution of Land Rights Act, 1994

**AMENDMENT OF RULES REGARDING PROCEDURE OF COMMISSION ON
RESTITUTION OF LAND RIGHTS**

Under section 16 of the Restitution of Land Rights Act, 1994 (Act No 22 of 1994), I, Wallace Amos Mgoqi, Chief Land Claims Commissioner, after consulting with the Minister of Land Affairs, hereby amend the Rules regarding the Procedure of the Commission published under Government Notice No. R 703 of 12 May 1995, as amended by Government Notice No R 1961 of 29 November 1996, as set out in the Schedule.

W A MGOQI

Chief Land Claims Commissioner

SCHEDULE

1. In this Schedule "the Rules" means the Rules regarding the Procedure of the Commission published under Government Notice No. R 703 of 12 May 1995, as amended by Government Notice No R 1961 of 29 November 1996.

2. Rule 1 of the Rules is hereby amended by the deletion of the definition of "Commission".

3. Rule 2 of the Rules is hereby repealed.

4. The following rule is hereby substituted for rule 3 of the Rules:

" Acceptance of claim for investigation

3.(1) A regional land claims commissioner having jurisdiction over the land in respect of which a claim is instituted shall accept the claim for investigation where he or she is satisfied -

(a) subject to the provisions of section 11(2) of the Act, that the claim was lodged -

- (i) substantially in the form of Annexure A together with such additional documents as are relevant to substantiate the claim; and
 - (ii) with any regional office or the Head Office of the Commission or the Department of Land Affairs not later than 31 December 1998;
- (b) that the claimant has reasonable grounds for arguing that the claim meets the criteria set out in section 2 of the Act; and
- (c) that the claim is not frivolous or vexatious,

whereupon he or she shall advise the claimant accordingly.

(2) In the case of an informal land right, the documents contemplated in paragraph (a)(i) of subrule (1) may include a sworn statement by the claimant, giving a full description of the land in question and the nature of the right being claimed.”.

5. Rule 4 of the Rules is hereby repealed.

6. Rule 5 of the Rules is hereby amended –

- (a) by the substitution for paragraph (f) of the following paragraph:
 - “(f) establish which Government Department or institution dealt with the dispossession, and which racially discriminatory law or practice gave rise to the dispossession;”;
- (b) by the substitution for paragraph (h) of the following paragraph:
 - “(h) establish whether or not the claimant is a person, deceased estate, direct descendant, community or part of a community as contemplated in section 2(1) or (3) of the Act;”;
- (c) by the deletion of paragraphs (l) and (o).

7. Rule 6 of the Rules is hereby amended by the substitution for paragraphs (a) and (b) of the following paragraphs respectively:

- “(a) recommend to the Chief Land Claims Commissioner to exercise his or her powers in terms of sections 6(2)(d) or 13(1) of the Act;
- (b) notify claimants of directives and options regarding section 6(2)(d)

or 13(1) of the Act and request claimants to reply to questions so that the Commission can take the appropriate steps provided for in the aforementioned subsections;”.

8. The following rule is hereby substituted for rule 8 of the Rules:

“Allocation of numbers

8. The Regional Land Claims Commissioner shall allocate a number to the claim form, record such number in the appropriate register and supply the claimant with the number so allocated.”.

9. Rule 9 of the Rules is hereby amended by the substitution for paragraph (i) of the following paragraph:

“(i) the date on which the claim was accepted for investigation in terms of rule 3 or not accepted in terms of section 11(4) of the Act.”.

10. Rule 13 of the Rules is hereby amended by the substitution in subrule (1) for paragraph (d) of the following paragraph:

“(d) A request that any person who wishes to comment on or object to the claim shall deliver such comment or objection to the Regional Land Claims Commissioner concerned within the period specified in the notice.”.

11. Rule 15 of the Rules is hereby amended –

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

“(1) When referring a matter to the Court in terms of section 14(1) or (3A) of the Act, the Regional Land Claims Commissioner shall provide the Chief Land Claims Commissioner with –

- (a) a full report of the investigation into the merits of the claim, including copies of the claim form and accompanying documents;
- (b) in the case of a referral contemplated in section 14(2) of the Act, a copy of the document contemplated in that subsection; and
- (c) in the case of a referral in terms of section 14(3A) of the Act, a copy of the relevant deed of settlement and of the report contemplated in section 14(4) of the Act; and

(b) by the deletion of subrule (2).

12. The following rule is hereby inserted in the Rules after rule 15:

"Settlement agreements

"15A. Subject to the provisions of subsections (3), (4) and (5) of section 42D of the Act, no agreement contemplated in subsection (1) of that section, shall be negotiated or entered into on behalf of the Department of Land Affairs without the prior written approval of the Minister."

13. Rule 18 of the Rules is hereby amended by the substitution for paragraphs (a) and (b) of the following paragraphs respectively:

- "(a) direct the claimant to complete the prescribed form; and
- (b) direct the claimant to provide the Commission with any further information relevant to the application."

14. Annexure B of the Rules is hereby amended by the substitution in the heading thereof for the expression **"GOVERNMENT NOTICE No. Of 1995"** of the expression **"GOVERNMENT NOTICE No. R. 703 OF 12 MAY 1995"**.

No. R. 706

3 Augustus 2001

Wet op Herstel van Grondregte, 1994

**WYSIGING VAN REËLS IN VERBAND MET PROSEDURE VAN KOMMISSIE
OP HERSTEL VAN GRONDREGTE**

Kragtens artikel 16 van die Wet op Herstel van Grondregte, 1994 (Wet No 22 van 1994), wysig ek, Wallace Amos Mgoqi, Hoofgrondeisekommissaris, na oorlegpleging met die Minister van Grondsake, hierby die Reëls in verband met die Prosedure van die Kommissie afgekondig by Goewermentskennisgewing No. R 703 van 12 Mei 1995, soos gewysig deur Goewermentskennisgewing No R 1961 van 29 November 1996, soos in die Bylae uiteengesit.

W A MGOQI

Hoofgrondeisekommissaris

BYLAE

1. In hierdie Bylae beteken "die Reëls" die Reëls in verband met die Prosedure van die Kommissie afgekondig by Goewermentskennisgewing No. R 703 van 12 Mei 1995, soos gewysig deur Goewermentskennisgewing No R 1961 van 29 November 1996.

2. Reël 1 van die Reëls word hierby gewysig deur die omskrywing van "Kommissie" te skrap.

3. Reël 2 van die Reëls word hierby herroep.

4. Reël 3 van die Reëls word hierby deur die volgende reël vervang:

"Aanvaarding van eis vir ondersoek

3.(1) 'n Streekgrondeisekommissaris wat jurisdiksie oor die grond het ten opsigte waarvan 'n eis ingestel is, aanvaar die eis vir ondersoek waar hy of sy oortuig is -

(a) behoudens die bepalings van artikel 11(2) van die Wet, dat die eis -

- (i) wesentlik in die vorm van Bylae A tesame met die bykomende dokumente wat tersaaklik is vir die staving van die eis; en
 - (ii) by enige streekkantoor of die Hoofkantoor van die Kommissie of die Departement van Grondsake nie later nie as 31 Desember 1998, ingedien is;
- (b) dat die eiser redelike gronde het om aan te voer dat die eis aan die kriteria in artikel 2 van die Wet uiteengesit, voldoen; en
- (c) dat die eis nie beuselagtig of kwelsugtig is nie,
- waarop hy of sy die eiser dienooreenkomstig in kennis stel.

(2) In die geval van 'n informele grondreg, kan die dokumente in paragraaf (a)(i) van subreël (1) beoog 'n beëdigde verklaring deur die eiser insluit waarin 'n volledige beskrywing van die betrokke grond en die aard van die reg wat geëis word, beskryf word."

5. Reël 4 van die Reëls word hierby herroep.

6. Reël 5 van die Reëls word hierby gewysig –

(a) deur paragraaf (f) deur die volgende paragraaf te vervang:

"(f) vasstel watter Staatsdepartement of instelling die ontneming hanteer het, en watter wet of praktyk wat op grond van ras gediskrimineer het aanleiding tot die ontneming gegee het;"

(b) deur paragraaf (h) deur die volgende paragraaf te vervang:

"(h) vasstel of die eiser 'n persoon, bestorwe boedel, direkte afstammeling, gemeenskap of deel van 'n gemeenskap is soos in artikel 2(1) of (3) van die Wet beoog;" en

(c) deur paragrawe (l) en (o) te skrap.

7. Reël 6 van die Reëls word hierby gewysig deur paragrawe (a) en (b) onderskeidelik deur die volgende paragrawe te vervang:

"(a) aan die Hoofgrondeisekommissaris aanbeveel om sy of haar bevoegdhede ingevolge artikels 6(2)(d) of 13(1) van die Wet uit te oefen;

(b) kennis gee aan die eisers van opdragte en opsies ten opsigte van

artikel 6(2)(d) of 13(1) van die Wet en eisers versoek om op vrae te antwoord sodat die Kommissie die nodige stappe waarvoor in die voornoemde subartikels voorsiening gemaak is, kan doen;”.

8. Reël 8 van die Reëls word hierby deur die volgende reël vervang:

“Toekenning van nommers

8. Die Streekgrondeisekommissaris ken ‘n nommer aan die eisvorm toe, teken die nommer in die toepaslike register aan en verskaf die nommer aldus toegeken aan die eiser.”.

9. Reël 9 van die Reëls word hierby gewysig deur paragraaf (i) deur die volgende paragraaf te vervang:

“(i) die datum waarop die eis vir ondersoek ingevolge reël 3 aanvaar is of ingevolge artikel 11(4) van die Wet nie aanvaar is nie.”.

10. Reël 13 van die Reëls word hierby gewysig deur in subreël (1) paragraaf (d) deur die volgende paragraaf te vervang:

“(d) ‘n Versoek dat ‘n persoon wat kommentaar wil lewer of beswaar wil maak teen die eis sodanige kommentaar of beswaar binne ‘n tydperk in die kennisgewing vermeld by die betrokke Streekgrondeisekommissaris aflewer.”.

11. Reël 15 van die Reëls word hierby gewysig –

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

“(1) Wanneer ‘n aangeleentheid ingevolge artikel 14(1) of (3A) van die Wet na die Hof verwys word, lewer die Streekgrondeisekommissaris aan die Hoofgrondeisekommissaris –

(a) ‘n volledige verslag van die ondersoek met betrekking tot die meriete van die eis, insluitende afskrifte van die eisvorm en bygaande dokumente;

(b) in die geval van ‘n verwysing in artikel 14(2) van die Wet beoog, ‘n afskrif van die dokument in daardie subartikel beoog; en

(c) in die geval van ‘n verwysing ingevolge artikel 14(3A) van die Wet, ‘n afskrif van die betrokke skikkingsakte en van die verslag in artikel 14(4) van die Wet beoog; en

(b) deur subreël (2) te skrap.

12. Die volgende reël word hierby in die Reëls na reël 15 ingevoeg:

"Skikkingsooreenkomste

"15A. Behoudens die bepalings van subartikels (3), (4) en (5) van artikel 42D van die Wet, word namens die Departement van Grondsake oor geen ooreenkoms in subartikel (1) van daardie artikel beoog, onderhandel of word geen sodanige ooreenkoms aangegaan nie sonder die voorafverkreë skriftelike goedkeuring van die Minister."

13. Die Engelse teks van reël 18 van die Reëls word hierby gewysig deur paragrawe (a) en (b) onderskeidelik deur die volgende paragrawe te vervang:

- "(a) direct the claimant to complete the prescribed form; and
- (b) direct the claimant to provide the Commission with any further information relevant to the application."

14. Aanhangsel B van die Reëls word hierby gewysig deur in die opskrif daarvan die uitdrukking **"GOEWERMENSKENNISGEWING No VAN 1995"** deur die uitdrukking **"GOEWERMENSKENNISGEWING No. R. 703 VAN 12 MEI 1995"** te vervang.

**NATIONAL TREASURY
NASIONALE TESOURIE****No. R. 710****3 August 2001****EXCHANGE CONTROL REGULATIONS****APPOINTMENT OF AN AUTHORISED DEALER IN FOREIGN EXCHANGE**

Paragraph 3 (a) of Government Notice No. R. 1112 of 1 December 1961, as amended, is hereby further amended by the addition with immediate effect of the following list of authorised dealers for the purpose of Exchange Control Regulations published under Government Notice No. R. 1111 of 1 December 1961:

Bank of China Johannesburg Branch

T. MANUEL**Minister of Finance**

No. R. 710**3 Augustus 2001****DEWIESEBEHEERREGULASIES****AANSTELLING VAN 'N GEMAGTIGDE HANDELAAR IN BUITELANDSE VALUTA**

Paragraaf 3 (a) van Goewermentskennisgewing No. R. 1112 van 1 Desember 1961, soos gewysig, word verder gewysig deur die toevoeging met onmiddellike effek van die volgende tot die lys van gemagtigde handelaars vir die doeleindes van die Dewiesebeheerregulasies gepubliseer in Goewermentskennisgewing No. R. 1111 van 1 Desember 1961:

Bank of China Johannesburg Branch

T. MANUEL**Minister van Finansies**

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Printed by and obtainable from the Government Printer, Bosman Street, Private Bag X85, Pretoria, 0001
Publications: Tel: (012) 334-4508, 334-4509, 334-4510
Advertisements: Tel: (012) 334-4673, 334-4674, 334-4504
Subscriptions: Tel: (012) 334-4735, 334-4736, 334-4737
Cape Town Branch: Tel: (021) 465-7531

Gedruk deur en verkrygbaar by die Staatsdrukker, Bosmanstraat, Privaatsak X85, Pretoria, 0001
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