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GOVERNMENT GAZETTE

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KAAPSTAD, 27 JUNIE 1969.

DEPARTMENT OF THE PRIME MINISTER.

No. 1090.

27th June, 1969.

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

No. 87 of 1969: South African Reserve Bank Amendment Act, 1969.

DEPARTEMENT VAN DIE EERSTE MINISTER.

No. 1090.

27 Junie 1969.

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

No. 87 van 1969: Wysigingswet op die Suid-Afrikaanse Reserwebank, 1969.

Act No. 87, 1969

SOUTH AFRICAN RESERVE BANK
AMENDMENT ACT, 1969.

ACT

To amend the provisions of the South African Reserve Bank Act, 1944, relating to definitions, persons who may not serve on the board of directors, the powers to issue interest-bearing securities and to deal therein, the investment of the funds of the bank, the powers to buy, sell, accept or deal in special drawing rights, payment in respect of mutilated bank notes and the reserve which the bank must hold in gold coin or bullion against its liabilities; and to provide for incidental matters.

*(English text signed by the State President.)
(Assented to 19th June, 1969.)*

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

Amendment of
section 1 of Act 29
of 1944, as
amended by
section 1 of
Act 5 of 1961.

1. Section 1 of the South African Reserve Bank Act, 1944 (hereinafter referred to as the principal Act), is hereby amended—

(a) by the substitution for the definition of "commercial bank" of the following definition:

"banking institution" means a commercial bank or a discount house or a general bank or a hire-purchase bank or a merchant bank or a savings bank as defined in section 1 of the Banks Act, 1965 (Act No. 23 of 1965);"; and

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

"special drawing right" means a unit of an international reserve asset provided for in the Articles of Agreement of the International Monetary Fund, with a value equivalent to 0·888671 grammes of fine gold;".

Amendment of
section 3 of
Act 29 of 1944,
as amended by
section 1 of
Act 24 of 1960
and section 2 of
Act 5 of 1961.

2. Section 3 of the principal Act is hereby amended—

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

"(b) No person shall be appointed as or remain Governor or Deputy-Governor if he has any interest in any banking institution."; and

(b) by the substitution for paragraph (b) of subsection (6) of the following paragraph:

"(b) if he is a director, officer or employee of a banking institution; or".

Amendment of
section 8 of
Act 29 of 1944,
as amended by
section 32 of
Act 36 of 1950.

3. Section 8 of the principal Act is hereby amended—

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

"(eA) issue its own interest-bearing securities for purposes of monetary policy and buy, sell, discount or re-discount, or grant loans or advances against, such securities;";

WYSIGINGSWET OP DIE SUID-AFRIKAANSE
RESERWEBANK, 1969.

Wet No. 87, 1969

WET

Tot wysiging van die bepalings van die Wet op die Suid-Afrikaanse Reserwebank, 1944, met betrekking tot woordomskrywings, persone wat nie in die raad van direkteure kan dien nie, bevoegdhede om rente-draende sekuriteite uit te reik en daar mee te handel, die belegging van die bank se fondse, bevoegdhede om spesiale trekkingsregte te koop, verkoop, aanvaar of daarin handel te dryf, betaling ten opsigte van beskadigde banknote en die reserwe wat die bank in goudmunt of staafgoud moet hou teenoor sy verpligtings; en om vir aangeleenthede wat daar mee in verband staan, voorseening te maak.

(Engelse teks deur die Staatspresident geteken.)
(Goedgekeur op 19 Junie 1969.)

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

1. Artikel 1 van die Wet op die Suid-Afrikaanse Reserwebank, 1944 (hieronder die Hoofwet genoem), word hierby gewysig—
 - (a) deur die omskrywing van „handelsbank” deur die volgende omskrywing te vervang:
„,bankinstelling” 'n handelsbank of 'n diskontohuis of 'n algemene bank of 'n huurkoopbank of 'n akseptbank of 'n spaarbank soos in artikel 1 van die Bankwet, 1965 (Wet No. 23 van 1965), omskryf;”;
 - (b) deur na die omskrywing van „Minister” die volgende omskrywing in te voeg:
„,spesiale trekkingsregte” 'n eenheid van 'n internasionale reserwebate waarvoor voorsiening gemaak is in die Akte van Ooreenkoms van die Internasionale Monetêre Fonds, met 'n waarde gelyk aan 0·888671 gram fyngoud;”.
2. Artikel 3 van die Hoofwet word hierby gewysig—
 - (a) deur paragraaf (b) van subartikel (2) deur die volgende paragraaf te vervang:
„(b) 'n Persoon wat een of ander belang by 'n bankinstelling het, kan nie as President of Vice-president aangestel word of as sulks aanbly nie.”;
 - (b) deur paragraaf (b) van subartikel (6) deur die volgende paragraaf te vervang:
„(b) indien hy 'n direkteur, beampie of werknemer van 'n bankinstelling is; of”.
3. Artikel 8 van die Hoofwet word hierby gewysig—
 - (a) deur die volgende paragraaf na paragraaf (e) van subartikel (1) in te voeg:
„(eA) sy eie rente-draende sekuriteite vir doeleindes van monetêre beleid uitrek en sodanige sekuriteite koop, verkoop, diskonneer, herdiskonneer of lenings of voorskotte daarteen toestaan;”;

Act No. 87, 1969**SOUTH AFRICAN RESERVE BANK
AMENDMENT ACT, 1969.**

- (b) by the deletion of paragraph (f) of the said subsection; and
(c) by the insertion after paragraph (h) of the said subsection of the following paragraph:
“(hA) buy, sell, accept or deal in special drawing rights;”.

Amendment of
section 10 of
Act 29 of 1944.

4. Section 10 of the principal Act is hereby amended by the addition of the following subsection:

“(4) The bank shall not be obliged to make any payment in respect of a torn or in the opinion of the bank mutilated bank note which may be tendered to it, but may, in its discretion, make a payment in respect of such bank note.”.

Amendment of
section 17 of
Act 29 of 1944,
as amended by
section 9 of
Act 49 of 1948
and section 7 of
Act 5 of 1961.

5. Section 17 of the principal Act is hereby amended by the substitution for subsection (1) of the following subsection:

“(1) The bank shall, subject to the provisions of subsection (4), hold in gold coin or bullion a reserve of at least twenty-five per cent of the aggregate amount of its note issue (including the outstanding notes of other banks referred to in section 11 (1)) and of its other liabilities to the public: Provided that, for the purposes of this subsection, the bank may deduct from its said liabilities an amount equal to the book value in Union currency of its foreign assets, including special drawing rights.”.

Short title.

6. This Act shall be called the South African Reserve Bank Amendment Act, 1969.

WYSIGINGSWET OP DIE SUID-AFRIKAANSE
RESERWEBANK, 1969.

Wet No. 87, 1969

- (b) deur paragraaf (f) van daardie subartikel te skrap; en
(c) deur die volgende paragraaf na paragraaf (h) van daardie subartikel in te voeg:
„(hA) spesiale trekkingsregte koop, verkoop, aanvaar of daarin handel dryf.”.

4. Artikel 10 van die Hoofwet word hierby gewysig deur die volgende subartikel by te voeg:

„(4) Die bank is nie verplig om 'n betaling te maak ten opsigte van 'n geskeurde of na die oordeel van die bank beskadigde banknoot wat hom aangebied word nie, maar kan na goeddunke 'n betaling ten opsigte van sodanige banknoot maak.”.

5. Artikel 17 van die Hoofwet word hierby gewysig deur sub- artikel (1) deur die volgende subartikel te vervang:

„(1) Die bank hou, behoudens die by subartikel (4) bepaalde, 'n reserwe in goudmunt of staafgoud van minstens vyf-en-twintig persent van die totaalbedrag van sy note- uitgifte (met inbegrip van die onbetaalde note van ander banke in artikel 11 (1) bedoel) en van sy ander verpligtings teenoor die publiek: Met dien verstande dat, by die toe- passing van hierdie subartikel, die bank 'n bedrag gelyk aan die boekwaarde in Uniegeld van sy buitelandse bates, insluitende spesiale trekkingsregte, van sy genoemde ver- pligtings kan aftrek.”.

Wysiging van artikel 17 van Wet 29 van 1944, soos gewysig deur artikel 9 van Wet 49 van 1948 en artikel 7 van Wet 5 van 1961.

6. Hierdie Wet heet die Wysigingswet op die Suid-Afrikaanse Kort titel.
Reserwebank, 1969.

