



# STAATSKOERANT

## VAN DIE REPUBLIEK VAN SUID-AFRIKA

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### REPUBLIC OF SOUTH AFRICA

# GOVERNMENT GAZETTE

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DEPARTEMENT VAN DIE EERSTE MINISTER

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No. 433. 10 Maart 1978.

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

No. 4 van 1978: Wysigingswet op Omheining, 1978.

DEPARTMENT OF THE PRIME MINISTER

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No. 433. 10 March 1978.

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

No. 4 of 1978: Fencing Amendment Act, 1978.

Wet No. 4, 1978

WYSIGINGSWET OP OMHEINING, 1978

## ALGEMENE VERDUIDELIKENDE NOTA:

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

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

# WET

Tot wysiging van die Omheiningswet, 1963, ten einde „eienaar”, „hoeve” en „Minister” nader te omskryf.

(Afrikaanse teks deur die Staatspresident geteken.)  
(Goedgekeur op 3 Maart 1978.)

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

Wysiging van  
artikel 1 van  
Wet 31 van 1963.

1. Artikel 1 van die Omheiningswet, 1963, word hierby gewysig—

- (a) deur in subartikel (1) die volgende subparagraaf na subparagraaf (i) van paragraaf (b) van die omskrywing van „eienaar” in te voeg:
 

„(iA) grond is wat in paragraaf (bA) van daardie omskrywing vermeld word, die Staat, of sodanige grond is wat deur 'n persoon gekoop is maar wat nog nie op sy naam geregistreer is nie, daardie persoon;”;
- (b) deur in genoemde subartikel (1) subparagraaf (iii) van paragraaf (b) van die omskrywing van „eienaar” deur die volgende subparagraaf te vervang:
 

„(iii) grond is wat in paragraaf (d) van daardie omskrywing vermeld word, die Minister van [Kleurling-sake] Kleurlingbetrekkinge;”;
- (c) deur in genoemde subartikel (1) paragraaf (a) van die omskrywing van „hoeve” deur die volgende paragraaf te vervang:
 

„(a) grond wat kragtens afsonderlike grondbrief, transportakte of sertifikaat van titel deur iemand anders as die Staat besit word;”;
- (d) deur in genoemde subartikel (1) die volgende paragraaf na paragraaf (b) van die omskrywing van „hoeve” in te voeg:
 

„(bA) ander grond waarvan die eiendomsreg by die Staat berus;”;
- (e) deur in genoemde subartikel (1) die omskrywing van „Minister” deur die volgende omskrywing te vervang:
 

„Minister’ die Minister van [Landbou-Tegniese Dienste] Landbou.”.

Kort titel.

2. Hierdie Wet heet die Wysigingswet op Omheining, 1978.

## FENCING AMENDMENT ACT, 1978

Act No. 4, 1978

## GENERAL EXPLANATORY NOTE:

- [ ]** Words in bold type in square brackets indicate omissions from existing enactments.
- Words underlined with solid line indicate insertions in existing enactments.

# ACT

To amend the Fencing Act, 1963, so as to further define "holding", "Minister" and "owner".

(Afrikaans text signed by the State President.)  
(Assented to 3 March 1978.)

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

1. Section 1 of the Fencing Act, 1963, is hereby amended—
  - 5 (a) by the substitution in subsection (1) for paragraph (a) of the definition of "holding" of the following paragraph:
 

Amendment of section 1 of Act 31 of 1963.

"(a) land held by any person other than the State under separate grant, deed of transfer or certificate of title;"
  - 10 (b) by the insertion in the said subsection (1) of the following paragraph after paragraph (b) of the definition of "holding":
 

"(bA) other land which vests in the State;";
  - 15 (c) by the substitution in the said subsection (1) for the definition of "Minister" of the following definition:
 

"'Minister' means the Minister of **[Agricultural Technical Services]** Agriculture;"
  - 20 (d) by the insertion in the said subsection (1) of the following subparagraph after subparagraph (i) of paragraph (b) of the definition of "owner":
 

"(iA) is land mentioned in paragraph (bA) of that definition, the State, or is such land which has been purchased by any person but which has not yet been registered in his name, that person;"
  - 25 and
  - (e) by the substitution in the said subsection (1) for subparagraph (iii) of paragraph (b) of the definition of "owner" of the following subparagraph:
 

"(iii) is land referred to in paragraph (d) of that definition, the Minister of Coloured **[Affairs]** Relations;"
  - 30

2. This Act shall be called the Fencing Amendment Act, 1978. Short title.

