



STAATSKOERANT

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REPUBLIC OF SOUTH AFRICA

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KANTOOR VAN DIE EERSTE MINISTER

OFFICE OF THE PRIME MINISTER

No. 1529. 1 Augustus 1980.

No. 1529. 1 August 1980.

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

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

No. 106 van 1980: Wysigingswet op Inkomstewette, 1980.

No. 106 of 1980: Revenue Laws Amendment Act, 1980.

Wet No. 106, 1980

WYSIGINGSWET OP INKOMSTEWETTE, 1980

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 Handelseffektebelastingwet, 1948, ten einde 'n omskrywing van „Kommissaris” in te voeg; die omskrywing van „Sekretaris” te skrap; voorsiening te maak vir 'n verdere vrystelling van handelseffektebelasting; en die woord „Sekretaris” in genoemde Wet deur die woord „Kommissaris” te vervang; om die Wet op Hereregte, 1949, te wysig ten einde 'n omskrywing van „Kommissaris” in te voeg; die omskrywing van „datum van verkryging” te vervang; die omskrywing van „Sekretaris” te skrap; die skaal van hereregte op sekere transaksies te verminder; voorsiening te maak vir sekere verdere vrystellings van hereregte; verdere voorsiening te maak betreffende die berekening van hereregte ten opsigte van die omskepping van sekere okkupasieregte tot eiendomsreg; en die woord „Sekretaris” in genoemde Wet deur die woord „Kommissaris” te vervang; om die Boedelbelastingwet, 1955, te wysig ten einde 'n omskrywing van „Kommissaris” in te voeg; die omskrywing van „Sekretaris” te skrap; voorsiening te maak vir die vrystelling van boedelbelasting ten opsigte van sekere jaargelde; verdere voorsiening te maak in verband met die bepaling van die netto waarde van 'n boedel en die belasbare bedrag van 'n boedel; die skale van boedelbelasting te verminder; en die woord „Sekretaris” in genoemde Wet deur die woord „Kommissaris” te vervang; om die Wet op Uitvoerbelasting op Diamante, 1957, te wysig ten einde 'n omskrywing van „Kommissaris” in te voeg; die omskrywing van „Sekretaris” te skrap; en die woord „Sekretaris” in genoemde Wet deur die woord „Kommissaris” te vervang; om die Wet op Belasting van Kinematograaffilms, 1960, te wysig ten einde 'n omskrywing van „Kommissaris” in te voeg; die omskrywing van „Sekretaris” te skrap; en die woord „Sekretaris” in genoemde Wet deur die woord „Kommissaris” te vervang; om die Wet op Seëlregte, 1968, te wysig ten einde 'n omskrywing van „Kommissaris” in te voeg; die omskrywing van „Sekretaris” te skrap; „arbitrasie-transaksie” vir sekere doeleindes nader te omskryf; voorsiening te maak vir sekere verdere vrystellings van seëlregte op handelseffekte; verdere voorsiening te maak met betrekking tot die oplegging van 'n boete vir sekere handelinge in verband met handelseffekte; en die woord „Sekretaris” in genoemde Wet deur die woord „Kommissaris” te vervang; om sekere wette te herroep; en om voorsiening te maak vir aangeleenthede wat daarmee in verband staan.

(Engelse teks deur die Staatspresident geteken.)
(Goedgekeur op 1 Julie 1980.)

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 Marketable Securities Tax Act, 1948, so as to insert a definition of "Commissioner"; to delete the definition of "Secretary"; to provide for a further exemption from marketable securities tax; and to substitute the word "Commissioner" for the word "Secretary" in the said Act; to amend the Transfer Duty Act, 1949, so as to insert a definition of "Commissioner"; to substitute the definition of "date of acquisition"; to delete the definition of "Secretary"; to reduce the rate of transfer duty on certain transactions; to provide for certain further exemptions from transfer duty; to make further provision relating to the calculation of transfer duty in respect of the conversion of certain rights of occupancy into ownership; and to substitute the word "Commissioner" for the word "Secretary" in the said Act; to amend the Estate Duty Act, 1955, so as to insert a definition of "Commissioner"; to delete the definition of "Secretary"; to provide for the exemption from estate duty in respect of certain annuities; to make further provision as to the determination of the net value of an estate and the dutiable amount of an estate; to reduce the rates of estate duty; and to substitute the word "Commissioner" for the word "Secretary" in the said Act; to amend the Diamond Export Duty Act, 1957, so as to insert a definition of "Commissioner"; to delete the definition of "Secretary"; and to substitute the word "Commissioner" and a certain derivative thereof for the word "Secretary" and a certain derivative thereof in the said Act; to amend the Cinematograph Films Tax Act, 1960, so as to insert a definition of "Commissioner"; to delete the definition of "Secretary"; and to substitute the word "Commissioner" for the word "Secretary" in the said Act; to amend the Stamp Duties Act, 1968, so as to insert a definition of "Commissioner"; to delete the definition of "Secretary"; to further define "arbitrage transaction" for certain purposes; to make provision for certain further exemptions from stamp duty on marketable securities; to make further provision as to the imposition of a penalty for certain acts in connection with marketable securities; and to substitute the word "Commissioner" for the word "Secretary" in the said Act; to repeal certain laws; and to provide for matters connected therewith.

(English text signed by the State President.)
(Assented to 1 July 1980.)

Wet No. 106, 1980

WYSIGINGSWET OP INKOMSTEWETTE, 1980

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 32 van 1948, soos gewysig deur artikel 35 van Wet 77 van 1968, artikel 1 van Wet 92 van 1971 en artikel 1 van Wet 88 van 1974.

1. (1) Artikel 1 van die Handelseffektebelastingwet, 1948, word hierby gewysig— 5
 - (a) deur die volgende omskrywing voor die omskrywing van „gesamentlike rekening” in te voeg: „Kommissaris’ die Kommissaris van Binnelandse Inkomste;”; en
 - (b) deur die omskrywing van „Sekretaris” te skrap. 10
- (2) Subartikel (1) word geag op 1 April 1980 in werking te getree het.

Wysiging van artikel 3 van Wet 32 van 1948, soos gewysig deur artikel 12 van Wet 64 van 1960, artikel 36 van Wet 77 van 1968, artikel 2 van Wet 88 van 1974, artikel 2 van Wet 114 van 1977 en artikel 1 van Wet 95 van 1978.

2. (1) Artikel 3 van die Handelseffektebelastingwet, 1948, word hierby gewysig—
 - (a) deur aan die end van subparagraaf (ix) van paragraaf (c) 15 die woord „of” te skrap; en
 - (b) deur die volgende subparagraawe by paragraaf (c) te voeg: „(xi) die Suid-Afrikaanse Reserwebank; of (xii) die Ekonommiese Ontwikkelingskorporasie 20 Beperk.”.
- (2) Subartikel (1) word geag op 28 Februarie 1980 in werking te getree het.

Vervanging van sekere woord in Wet 32 van 1948.

3. (1) Die Handelseffektebelastingwet, 1948, word hierby gewysig deur die woord „Sekretaris”, waar dit ook al gebruik 25 word met verwysing na die Sekretaris soos omskryf in artikel 1 van genoemde Wet onmiddellik voor die wysiging van daardie artikel deur artikel 1 van hierdie Wet, deur die woord „Kommissaris” te vervang.
- (2) Subartikel (1) word geag op 1 April 1980 in werking te 30 getree het.

Wysiging van artikel 1 van Wet 40 van 1949, soos gewysig deur artikel 11 van Wet 80 van 1959, artikel 1 van Wet 77 van 1964 en artikel 5 van Wet 103 van 1969.

4. (1) Artikel 1 van die Wet op Hereregte, 1949, word hierby gewysig—
 - (a) deur die omskrywing van „datum van verkryging” deur 35 die volgende omskrywing te vervang: „datum van verkryging”—
 - (a) in die geval van die verkryging van eiendom (uitgesonderd die verkryging van eiendom in paragraaf (b) beoog) by wyse van ’n transaksie, die datum waarop die transaksie aange- 40 gaan is, hetsy die transaksie voorwaardelik was of nie, of aangegaan is namens ’n maatskappy wat reeds geregistreer is of nog geregistreer dien te word en, in die geval van die verkryging van eiendom anders dan by 45 wyse van ’n transaksie, die datum waarop die persoon wat die eiendom aldus verkry het, daarop geregtig geword het: Met dien verstande dat waar eiendom verkry is ten gevolge van die uitoefening van ’n opsie om te koop of 50 ’n voorkoopsreg, die datum van verkryging die datum is waarop die opsie of voorkoopsreg uitgeoefen is;
 - (b) in die geval van die verkryging van eiendom 55 ingevolge item 8 van Bylae 1 by die Wet op die Beheer van Aandeleblokke, 1980 (Wet No. 59 van 1980), en indien artikel 9A van hierdie Wet nie op daardie verkryging van toepassing is nie, die datum van die skriftelike versoek bedoel in subitem (1) (b) van genoemde item 60 8;”;
 - (b) deur die volgende omskrywing na die omskrywing van „eiendom” in te voeg: „Kommissaris’ die Kommissaris van Binnelandse Inkomste;”; en 65

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

1. (1) Section 1 of the Marketable Securities Tax Act, 1948, is hereby amended—
 - (a) by the insertion before the definition of “joint account” of the following definition:

“‘Commissioner’ means the Commissioner for Inland Revenue;” and
 - (b) by the deletion of the definition of “Secretary”.

(2) Subsection (1) shall be deemed to have come into operation on 1 April 1980.
2. (1) Section 3 of the Marketable Securities Tax Act, 1948, is hereby amended—
 - (a) by the deletion at the end of subparagraph (ix) of paragraph (c) of the word “or”; and
 - (b) by the addition to paragraph (c) of the following subparagraphs:

“(xi) the South African Reserve Bank; or

“(xii) the Corporation for Economic Development Limited.”

(2) Subsection (1) shall be deemed to have come into operation on 28 February 1980.
3. (1) The Marketable Securities Tax Act, 1948, is hereby amended by the substitution for the word “Secretary”, wherever it is used with reference to the Secretary as defined in section 1 of the said Act immediately prior to the amendment of that section by section 1 of this Act, of the word “Commissioner”.

(2) Subsection (1) shall be deemed to have come into operation on 1 April 1980.
4. (1) Section 1 of the Transfer Duty Act, 1949, is hereby amended—
 - (a) by the insertion before the definition of “date of acquisition” of the following definition:

“‘Commissioner’ means the Commissioner for Inland Revenue;”
 - (b) by the substitution for the definition of “date of acquisition” of the following definition:

“‘date of acquisition’ means—

 - (a) in the case of the acquisition of property (other than the acquisition of property contemplated in paragraph (b)) by way of a transaction, the date on which the transaction was entered into, irrespective of whether the transaction was conditional or not or was entered into on behalf of a company already registered or still to be registered and, in the case of the acquisition of property otherwise than by way of a transaction, the date upon which the person who so acquired the property became entitled thereto: Provided that where property has been acquired by the exercise of an option to purchase or a right of pre-emption, the date of acquisition shall be the date upon which the option or right of pre-emption was exercised;
 - (b) in the case of the acquisition of property in terms of item 8 of Schedule 1 to the Share Blocks Control Act, 1980 (Act No. 59 of 1980), and if section 9A of this Act does not apply to that acquisition, the date of the written request referred to in subitem (1) (b) of the said item 8;” and

Amendment of section 1 of Act 32 of 1948, as amended by section 35 of Act 77 of 1968, section 1 of Act 92 of 1971 and section 1 of Act 88 of 1974.

Amendment of section 3 of Act 32 of 1948, as amended by section 12 of Act 64 of 1960, section 36 of Act 77 of 1968, section 2 of Act 88 of 1974, section 2 of Act 114 of 1977 and section 1 of Act 95 of 1978.

Substitution of certain word in Act 32 of 1948.

Amendment of section 1 of Act 40 of 1949, as amended by section 11 of Act 80 of 1959, section 1 of Act 77 of 1964 and section 5 of Act 103 of 1969.

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(c) deur die omskrywing van „Sekretaris” te skrap.

(2) Paragraaf (a) van subartikel (1) tree in werking op die datum van inwerkingtreding van die Wet op die Beheer van Aandeleblokke, 1980, en paragrawe (b) en (c) van daardie subartikel word geag op 1 April 1980 in werking te getree het. 5

Wysiging van artikel 2 van Wet 40 van 1949, soos vervang deur artikel 2 van Wet 77 van 1964 en gewysig deur artikel 1 van Wet 56 van 1966, artikel 2 van Wet 66 van 1973 en artikel 3 van Wet 88 van 1974.

5. (1) Artikel 2 van die Wet op Hereregte, 1949, word hierby gewysig deur in paragraaf (b) van subartikel (1) die uitdrukking „twintigduisend rand” oral waar dit voorkom deur die uitdrukking „R30 000” te vervang.

(2) Subartikel (1) word geag op 1 April 1980 in werking te 10 getree het en is van toepassing ten opsigte van enige verkryging van eiendom of enige afstand van ’n belang in of beperking op die gebruik van of beskikking oor eiendom op of na daardie datum.

Wysiging van artikel 9 van Wet 40 van 1949, soos gewysig deur artikel 3 van Wet 31 van 1953, artikel 12 van Wet 80 van 1959, artikel 3 van Wet 70 van 1963, artikel 3 van Wet 77 van 1964, artikel 1 van Wet 81 van 1965, artikel 7 van Wet 103 van 1969, artikel 2 van Wet 89 van 1972, artikel 3 van Wet 66 van 1973, artikel 5 van Wet 88 van 1974, artikel 77 van Wet 54 van 1976 en artikel 2 van Wet 95 van 1978.

6. (1) Artikel 9 van die Wet op Hereregte, 1949, word hierby 15 gewysig deur die volgende subartikel by te voeg:

„(12) Geen hereregte is betaalbaar nie ten opsigte van die verkryging by wyse van ’n transaksie gesluit op of na 1 April 1980 deur ’n natuurlike persoon van die volle eiendomsreg op—

(a) eiendom bestaande uit grond en ’n woonhuis daarop of 20 uit ’n woonstel en ’n onverdeelde aandeel in gemeenskaplike eiendom wat besit word ingevolge ’n deeltitelbewys in die Wet op Deeltitels, 1971, beoog, indien die waarde van daardie eiendom, bepaal ooreenkomstig die bepalings van artikels 5, 6, 7 en 8, nie R30 000 te bowe 25 gaan nie; of

(b) enige onverbeterde grond verkry ten einde daarop ’n 30 woonhuis op te rig, indien die waarde van daardie grond, bepaal ooreenkomstig die bepalings van artikels 5, 6, 7 en 8, nie R12 000 te bowe gaan nie.”.

(2) Subartikel (1) word geag op 1 April 1980 in werking te getree het.

Wysiging van artikel 9A van Wet 40 van 1949, soos ingevoeg deur artikel 4 van Wet 66 van 1973 en gewysig deur artikel 2 van Wet 102 van 1979.

7. (1) Artikel 9A van die Wet op Hereregte, 1949, word hierby gewysig—

(a) deur die woorde wat paragraaf (a) voorafgaan deur die 35 volgende woorde te vervang:

„Indien die reg om ’n gedeelte van ’n gebou te okkupeer voor die datum van inwerkingtreding van die **[Wet op Deeltitels, 1971 (Wet No. 66 van 1971)]** Wet op die Beheer van Aandeleblokke, 40 1980 (Wet No. 59 van 1980), in ’n persoon gevestig het uit hoofde van die feit dat hy ’n aandeel of aandele in ’n maatskappy besit, **[en daardie maatskappy of, indien die maatskappy nie die eienaar van die gebou is nie, die eienaar 45 van die gebou stappe gedoen het soos beoog in artikel 23 van daardie Wet ten einde eiendomsreg ten opsigte van die betrokke gedeelte aan daardie persoon oor te dra]** en daardie persoon ingevolge **[bedoelde artikel]** item 8 van 50 Bylae 1 by genoemde Wet geregtig geword het om die eiendomsreg oor die eiendom (in hierdie artikel die verkreë eiendom genoem), bestaande uit ’n deel van bedoelde gebou en ’n onverdeelde aandeel in die gemeenskaplike eiendom wat aan daardie 55 deel toegedeel is, aan hom te laat oordra deur bedoelde maatskappy **[of bedoelde eienaar]**—”; en

(b) deur paragraaf (b) deur die volgende paragraaf te 60 vervang:

„(b) word die vergoeding wat deur bedoelde persoon betaalbaar is ten opsigte van sy verkryging van die

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(c) by the deletion of the definition of "Secretary".

(2) Paragraphs (a) and (c) of subsection (1) shall be deemed to have come into operation on 1 April 1980, and paragraph (b) of that subsection shall come into operation on the date of commencement of the Share Blocks Control Act, 1980.

5. (1) Section 2 of the Transfer Duty Act, 1949, is hereby amended by the substitution in paragraph (b) of subsection (1) for the expression "twenty thousand rand" wherever it occurs of the expression "R30 000".

10 (2) Subsection (1) shall be deemed to have come into operation on 1 April 1980 and shall apply in respect of any acquisition of property or any renunciation of an interest in or restriction upon the use or disposal of property upon or after that date.

Amendment of section 2 of Act 40 of 1949, as substituted by section 2 of Act 77 of 1964 and amended by section 1 of Act 56 of 1966, section 2 of Act 66 of 1973 and section 3 of Act 88 of 1974.

6. (1) Section 9 of the Transfer Duty Act, 1949, is hereby amended by the addition of the following subsection:

"(12) No duty shall be payable in respect of the acquisition by way of a transaction concluded on or after 1 April 1980 by a natural person of the full ownership in—

20 (a) any property consisting of land and any dwelling-house thereon or of a residential apartment and an undivided share in common property held under a sectional title deed contemplated in the Sectional Titles Act, 1971, if the value of such property, determined in accordance with the provisions of sections 5, 6, 7 and 8, does not exceed R30 000; or

25 (b) any unimproved land acquired for the purpose of erecting a dwelling-house thereon, if the value of such land, determined in accordance with the provisions of sections 5, 6, 7 and 8, does not exceed R12 000."

30 (2) Subsection (1) shall be deemed to have come into operation on 1 April 1980.

Amendment of section 9 of Act 40 of 1949, as amended by section 3 of Act 31 of 1953, section 12 of Act 80 of 1959, section 3 of Act 70 of 1963, section 3 of Act 77 of 1964, section 1 of Act 81 of 1965, section 7 of Act 103 of 1969, section 2 of Act 89 of 1972, section 3 of Act 66 of 1973, section 5 of Act 88 of 1974, section 77 of Act 54 of 1976 and section 2 of Act 95 of 1978.

7. (1) Section 9A of the Transfer Duty Act, 1949, is hereby amended—

35 (a) by the substitution for the words preceding paragraph (a) of the following words:

40 "If the right to occupy any part of a building has, before the date of commencement of the **[Sectional Titles Act, 1971 (Act No. 66 of 1971)]** Share Blocks Control Act, 1980 (Act No. 59 of 1980), become vested in any person by reason of the fact that he holds a share or shares in a company, **[and that company or, if the company is not the owner of the building, the owner of the building has taken steps as contemplated in section 23 of the said Act for the purpose of conveying ownership to that person in respect of the part in question]** and that person has become entitled **[under the said section]** in terms of item 8 of Schedule 1 to the said Act to have the ownership in the property (in this section referred to as the acquired property), consisting of a section of such building and an undivided share in the common property apportioned to that section, transferred to him by the said company **[or the said owner]**—"; and

55 (b) by the substitution for paragraph (b) of the following paragraph:

"(b) the consideration payable by the said person in respect of his acquisition of the acquired property

Amendment of section 9A of Act 40 of 1949, as inserted by section 4 of Act 66 of 1973 and amended by section 2 of Act 102 of 1979.

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verkreë eiendom, vir die doeleindes van die bepaling van die waarde of bedrag waarop here-regte ten opsigte van bedoelde verkryging betaalbaar is, geag die **[bruto bedrag (sonder enige skuldverrekening) te wees van die vergoeding 5 bedoel in paragraaf (iv) van die voorbehoudsbepaling by subartikel (1) van bedoelde artikel 23, plus die gedeelte van die koste bedoel in paragraaf (iii) van genoemde voorbehoudsbepaling wat deur bedoelde persoon aan bedoelde 10 maatskappy of eienaar betaalbaar is]** koste aan hom te wees van genoemde aandeel of aandeel plus, waar van toepassing, die gedeelte van enige leningsverplichting van die betrokke maatskappy wat ingevolge artikel 14 (2) van eersgenoemde Wet 15 aan hom toegedeel is;”.

(2) Subartikel (1) tree in werking op die datum van inwerkingtreding van die Wet op die Beheer van Aandeleblokke, 1980: Met dien verstande dat indien artikel 23 (2) van genoemde Wet van toepassing is op enige oordrag van eiendomsreg soos 20 beoog in artikel 9A van die Wet op Hereregte, 1949, genoemde artikel 9A geag word nie deur genoemde subartikel (1) gewysig te gewees het nie.

Vervanging van sekere woord in Wet 40 van 1949.

8. (1) Die Wet op Hereregte, 1949, word hierby gewysig deur die woord „Sekretaris”, waar dit ook al gebruik word met 25 verwysing na die Sekretaris soos omskryf in artikel 1 van genoemde Wet onmiddellik voor die wysiging van daardie artikel deur artikel 4 van hierdie Wet, deur die woord „Kommissaris” te vervang.

(2) Subartikel (1) word geag op 1 April 1980 in werking te 30 getree het.

Wysiging van artikel 1 van Wet 45 van 1955, soos gewysig deur artikel 1 van Wet 59 van 1957, artikel 1 van Wet 65 van 1960, artikel 7 van Wet 77 van 1964 en artikel 3 van Wet 92 van 1971.

9. (1) Artikel 1 van die Boedelbelastingwet, 1955, word hierby gewysig—

(a) deur in subartikel (1) die volgende omskrywing na die omskrywing van „likwidasië- en distribusiërekening” in 35 te voeg:

„Kommissaris’ die Kommissaris van Binnelandse Inkomste;”; en

(b) deur in subartikel (1) die omskrywing van „Sekretaris” 40 te skrap.

(2) Subartikel (1) word geag op 1 April 1980 in werking te 45 getree het.

Wysiging van artikel 3 van Wet 45 van 1955, soos gewysig deur artikel 2 van Wet 65 van 1960, artikel 8 van Wet 77 van 1964, artikel 2 van Wet 81 van 1965, artikel 4 van Wet 92 van 1971, artikel 3 van Wet 89 van 1972 en artikel 3 van Wet 102 van 1979.

10. (1) Artikel 3 van die Boedelbelastingwet, 1955, word hierby gewysig deur paragraaf (a) *bis* van subartikel (3) deur die 45 volgende paragraaf te vervang:

„(a) *bis* soveel van enige voordeel wat deur enige fonds (behalwe ’n jaargeld betaalbaar deur ’n pensioenfonds of ’n uittredingannuïteitsfonds soos onderskeidelik omskryf in artikel 1 van die Inkomstebelastingwet, 1962 (Wet No. 58 van 1962)) by of as gevolg van die dood van die 50 oorledene verskuldig en betaalbaar is as wat die totale bedrag van enige bydraes of vergoeding wat tot bevrediging van die **[Sekretaris] Kommissaris** bewys word betaal te gewees het deur die begunstigde, saam met rente teen ses persent per jaar bereken op sodanige 55 bydraes of vergoeding vanaf die datum van betaling tot die datum van dood, te bowe gaan;”.

(2) Subartikel (1) is van toepassing ten opsigte van die boedel van iemand wat op of na 1 April 1979 te sterwe gekom het of te 60 sterwe kom.

Wysiging van artikel 4 van Wet 45 van 1955, soos gewysig deur artikel 2 van Wet 59 van 1957, artikel 3 van Wet 65 van 1960,

11. (1) Artikel 4 van die Boedelbelastingwet, 1955, word hierby gewysig—

(a) deur in paragraaf (k) die uitdrukking „R40 000” deur die uitdrukking „R50 000” te vervang; en

(b) deur in paragraaf (l) die uitdrukking „R80 000” deur 65 die uitdrukking „R100 000” te vervang.

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shall for the purposes of determining the value or amount on which duty is payable in respect of such acquisition, be deemed to be the **[gross amount (without any set-off) of the consideration referred to in paragraph (iv) of the proviso to subsection (1) of the said section 23, plus the share of the costs referred to in paragraph (iii) of the said proviso which is payable by the said person to such company or owner]** the cost to him of the said share or shares plus, where applicable, the portion of any loan obligation of the company concerned allocated to him in terms of section 14 (2) of the first-mentioned Act.”.

(2) Subsection (1) shall come into operation on the date of commencement of the Share Blocks Control Act, 1980: Provided that if section 23 (2) of the said Act applies to any transfer of ownership as contemplated in section 9A of the Transfer Duty Act, 1949, the said section 9A shall be deemed not to have been amended by the said subsection (1).

8. (1) The Transfer Duty Act, 1949, is hereby amended by the substitution for the word “Secretary”, wherever it is used with reference to the Secretary as defined in section 1 of the said Act immediately prior to the amendment of that section by section 4 of this Act, of the word “Commissioner”.
(2) Subsection (1) shall be deemed to have come into operation on 1 April 1980.

Substitution of certain word in Act 40 of 1949.

9. (1) Section 1 of the Estate Duty Act, 1955, is hereby amended—
(a) by the insertion in subsection (1) after the definition of “child” of the following definition:
“‘Commissioner’ means the Commissioner for Inland Revenue;” and
(b) by the deletion in subsection (1) of the definition of “Secretary”.
(2) Subsection (1) shall be deemed to have come into operation on 1 April 1980.

Amendment of section 1 of Act 45 of 1955, as amended by section 1 of Act 59 of 1957, section 1 of Act 65 of 1960, section 7 of Act 77 of 1964 and section 3 of Act 92 of 1971.

10. (1) Section 3 of the Estate Duty Act, 1955, is hereby amended by the substitution for paragraph (a)bis of subsection (3) of the following paragraph:
“(a)bis so much of any benefit which is due and payable by any fund (excluding any annuity payable by a pension fund or a retirement annuity fund as respectively defined in section 1 of the Income Tax Act, 1962 (Act No. 58 of 1962)) on or as a result of the death of the deceased as exceeds the aggregate amount of any contributions or consideration proved to the satisfaction of the **[Secretary] Commissioner** to have been paid by the beneficiary, together with interest at six per cent per annum calculated upon such contributions or consideration from the date of payment to the date of death;”.
(2) Subsection (1) shall apply in respect of the estate of any person who died or dies on or after 1 April 1979.

Amendment of section 3 of Act 45 of 1955, as amended by section 2 of Act 65 of 1960, section 8 of Act 77 of 1964, section 2 of Act 81 of 1965, section 4 of Act 92 of 1971, section 3 of Act 89 of 1972 and section 3 of Act 102 of 1979.

11. (1) Section 4 of the Estate Duty Act, 1955, is hereby amended—
(a) by the substitution in paragraph (k) for the expression “R40 000” of the expression “R50 000”; and
(b) by the substitution in paragraph (l) for the expression “R80 000” of the expression “R100 000”.

Amendment of section 4 of Act 45 of 1955, as amended by section 2 of Act 59 of 1957, section 3 of Act 65 of 1960,

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artikel 9 van
Wet 71 van 1961,
artikel 9 van
Wet 77 van 1964,
artikel 3 van
Wet 81 van 1965,
artikel 2 van
Wet 94 van 1967,
artikel 5 van
Wet 92 van 1971,
artikel 2 van
Wet 70 van 1975,
artikel 1 van
Wet 104 van 1976
en artikel 4 van
Wet 102 van 1979.

(2) Subartikel (1) is van toepassing ten opsigte van die boedel van iemand wat op of na 1 April 1980 te sterwe gekom het of te sterwe kom.

Wysiging van
artikel 4A van
Wet 45 van 1955,
soos ingevoeg deur
artikel 6 van
Wet 92 van 1971
en gewysig deur
artikel 3 van
Wet 95 van 1978
en artikel 5 van
Wet 102 van 1979.

12. (1) Artikel 4A van die Boedelbelastingwet, 1955, word hierby gewysig deur die uitdrukking „R35 000” oral waar dit 5 voorkom deur die uitdrukking „R37 500” te vervang.

(2) Subartikel (1) is van toepassing ten opsigte van die boedel van iemand wat op of na 1 April 1980 te sterwe gekom het of te sterwe kom.

Wysiging van
Eerste Bylae by
Wet 45 van 1955,
soos vervang deur
artikel 9 van
Wet 92 van 1971.

13. (1) Die Eerste Bylae by die Boedelbelastingwet, 1955, word 10 hierby gewysig deur die woorde en die tabel van skale van boedelbelasting wat die voorbehoudsbepaling voorafgaan deur die volgende woorde en tabel van skale van boedelbelasting te vervang:

„SKALE VAN BOEDELBELASTING

Belasbare Bedrag van Boedel	Skaal van Belasting
Waar die belasbare bedrag— R50 000 nie te bowe gaan nie	10 persent op die belasbare bedrag;
R50 000 maar nie R100 000 te bowe gaan nie	R5 000 plus 13 persent op die bedrag waarmee die belasbare bedrag R50 000 oorskry;
R100 000 „ R150 000 „ „	R11 500 plus 16 persent op die bedrag waarmee die belasbare bedrag R100 000 oorskry;
R150 000 „ R200 000 „ „	R19 500 plus 19 persent op die bedrag waarmee die belasbare bedrag R150 000 oorskry;
R200 000 „ R250 000 „ „	R29 000 plus 22 persent op die bedrag waarmee die belasbare bedrag R200 000 oorskry;
R250 000 „ R300 000 „ „	R40 000 plus 25 persent op die bedrag waarmee die belasbare bedrag R250 000 oorskry;
R300 000 „ R350 000 „ „	R52 500 plus 28 persent op die bedrag waarmee die belasbare bedrag R300 000 oorskry;
R350 000 „ R400 000 „ „	R66 500 plus 31 persent op die bedrag waarmee die belasbare bedrag R350 000 oorskry;
R400 000 te bowe gaan	R82 000 plus 35 persent op die bedrag waarmee die belasbare bedrag R400 000 oorskry:”.

(2) Subartikel (1) is van toepassing ten opsigte van die boedel 15 van iemand wat op of na 1 April 1980 te sterwe gekom het of te sterwe kom.

Vervanging van
sekere woord in
Wet 45 van 1955.

14. (1) Die Boedelbelastingwet, 1955, word hierby gewysig deur die woord „Sekretaris”, oral waar dit gebruik word met verwysing na die Sekretaris soos omskryf in artikel 1 (1) van 20 genoemde Wet onmiddellik voor die wysiging van daardie artikel deur artikel 9 van hierdie Wet, deur die woord „Kommissaris” te vervang.

(2) Subartikel (1) word geag op 1 April 1980 in werking te getree het.

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(2) Subsection (1) shall apply in respect of the estate of any person who died or dies on or after 1 April 1980.

section 9 of Act 71 of 1961, section 9 of Act 77 of 1964, section 3 of Act 81 of 1965, section 2 of Act 94 of 1967, section 5 of Act 92 of 1971, section 2 of Act 70 of 1975, section 1 of Act 104 of 1976 and section 4 of Act 102 of 1979.

12. (1) Section 4A of the Estate Duty Act, 1955, is hereby amended by the substitution for the expression "R35 000" wherever it occurs of the expression "R37 500".

Amendment of section 4A of Act 45 of 1955, as inserted by section 6 of Act 92 of 1971 and amended by section 3 of Act 95 of 1978 and section 5 of Act 102 of 1979.

(2) Subsection (1) shall apply in respect of the estate of any person who died or dies on or after 1 April 1980.

13. (1) The First Schedule to the Estate Duty Act, 1955, is hereby amended by the substitution for the words and the table of rates of estate duty preceding the proviso of the following words and table of rates of estate duty:

Amendment of First Schedule to Act 45 of 1955, as substituted by section 9 of Act 92 of 1971.

"RATES OF ESTATE DUTY"

Dutiable amount of Estate	Rate of Duty
Where the dutiable amount— does not exceed R50 000	10 per cent on the dutiable amount;
exceeds R50 000 but does not exceed R100 000	R5 000 plus 13 per cent on the amount by which the dutiable amount exceeds R50 000;
„ R100 000 „ „ R150 000	R11 500 plus 16 per cent on the amount by which the dutiable amount exceeds R100 000;
„ R150 000 „ „ R200 000	R19 500 plus 19 per cent on the amount by which the dutiable amount exceeds R150 000;
„ R200 000 „ „ R250 000	R29 000 plus 22 per cent on the amount by which the dutiable amount exceeds R200 000;
„ R250 000 „ „ R300 000	R40 000 plus 25 per cent on the amount by which the dutiable amount exceeds R250 000;
„ R300 000 „ „ R350 000	R52 500 plus 28 per cent on the amount by which the dutiable amount exceeds R300 000;
„ R350 000 „ „ R400 000	R66 500 plus 31 per cent on the amount by which the dutiable amount exceeds R350 000;
„ R400 000	R82 000 plus 35 per cent on the amount by which the dutiable amount exceeds R400 000:”.

(2) Subsection (1) shall apply in respect of the estate of any person who died or dies on or after 1 April 1980.

14. (1) The Estate Duty Act, 1955, is hereby amended by the substitution for the words "Secretary" and "Secretary's", wherever they are used with reference to the Secretary as defined in section 1 (1) of the said Act immediately prior to the amendment of that section by section 9 of this Act, of the words "Commissioner" and "Commissioner's", respectively.

Substitution of certain words in Act 45 of 1955.

(2) Subsection (1) shall be deemed to have come into operation on 1 April 1980.

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Wysiging van
artikel 1 van
Wet 16 van 1957,
soos gewysig deur
artikel 10 van
Wet 103 van 1969.

15. (1) Artikel 1 van die Wet op Uitvoerbelasting op Diamante, 1957, word hierby gewysig—
- (a) deur die volgende omskrywing na die omskrywing van „hierdie Wet” in te voeg:
„Kommissaris’ die Kommissaris van Binnelandse In- 5
komste;” en
- (b) deur die omskrywing van „Sekretaris” te skrap.
- (2) Subartikel (1) word geag op 1 April 1980 in werking te getree het.

Vervanging van
sekere woord in
Wet 16 van 1957.

16. (1) Die Wet op Uitvoerbelasting op Diamante, 1957, word 10
hierby gewysig deur die woord „Sekretaris”, oral waar dit
gebruik word met verwysing na die Sekretaris soos omskryf in
artikel 1 van genoemde Wet onmiddellik voor die wysiging van
daardie artikel deur artikel 15 van hierdie Wet, deur die woord
„Kommissaris” te vervang. 15
- (2) Subartikel (1) word geag op 1 April 1980 in werking te
getree het.

Wysiging van
artikel 1 van
Wet 56 van 1960,
soos gewysig deur
artikel 13 van
Wet 103 van 1969.

17. (1) Artikel 1 van die Wet op Belasting van Kinemato-
graaffilms, 1960, word hierby gewysig—
- (a) deur die volgende omskrywing na die omskrywing van 20
„kinematograaffilm” in te voeg:
„Kommissaris’ die Kommissaris van Binnelandse In-
komste;” en
- (b) deur die omskrywing van „Sekretaris” te skrap.
- (2) Subartikel (1) word geag op 1 April 1980 in werking te 25
getree het.

Vervanging van
sekere woord in
Wet 56 van 1960.

18. (1) Die Wet op Belasting van Kinematograaffilms, 1960,
word hierby gewysig deur die woord „Sekretaris”, oral waar dit
gebruik word met verwysing na die Sekretaris soos omskryf in
artikel 1 van genoemde Wet onmiddellik voor die wysiging van 30
daardie artikel deur artikel 17 van hierdie Wet, deur die woord
„Kommissaris” te vervang.
- (2) Subartikel (1) word geag op 1 April 1980 in werking te
getree het.

Wysiging van
artikel 1 van
Wet 77 van 1968,
soos gewysig deur
artikel 16 van
Wet 103 van 1969,
artikel 5 van
Wet 66 van 1973
en artikel 7 van
Wet 88 van 1974.

19. (1) Artikel 1 van die Wet op Seëlregte, 1968, word hierby 35
gewysig—
- (a) deur die volgende omskrywing na die omskrywing van
„hierdie Wet” in te voeg:
„Kommissaris’ die Kommissaris van Binnelandse In-
komste;” en 40
- (b) deur die omskrywing van „Sekretaris” te skrap.
- (2) Subartikel (1) word geag op 1 April 1980 in werking te
getree het.

Wysiging van
artikel 23 van
Wet 77 van 1968,
soos gewysig deur
artikel 20 van
Wet 103 van 1969,
artikel 13 van
Wet 92 van 1971,
artikel 11 van
Wet 89 van 1972,
artikel 10 van
Wet 66 van 1973
en artikel 10 van
Wet 88 van 1974.

20. (1) Artikel 23 van die Wet op Seëlregte, 1968, word 45
hierby gewysig—
- (a) deur in subartikel (1) die omskrywing van „arbitrasie-
transaksie” deur die volgende omskrywing te vervang:
„arbitrasie-transaksie’ ’n koop of verkoop deur ’n
makelaar van handelseffekte genoteer deur
[erkende effektebeurse] ’n erkende effektebeurs 50
in die Republiek en verhandel op die mark in ’n
ander land, indien so ’n koop of verkoop, ooreen-
komstig die gebruik van daardie [beurse] beurs
met betrekking tot arbitrasie, bewerkstellig word
ten einde voordeel te trek uit die verskil in die 55
pryse van dié handelseffekte op die marke in die
Republiek en bedoelde ander land en as gevolg van
so ’n koop of verkoop, die eiendomsreg in die
handelseffekte van ’n persoon in die Republiek na
’n persoon in [bedoelde ander land] ’n land of 60
gebied uitgesonderd ’n land of gebied bedoel in
subparagraaf (i) van paragraaf (nA) van die „Vry-
stellings van die seëlreg ingevolge paragraaf 3’ in
Item 15 van Bylae 1, of andersom, oorgaan;”

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15. (1) Section 1 of the Diamond Export Duty Act, 1957, is hereby amended—
- (a) by the insertion before the definition of “diamond” of the following definition:
- 5 “‘Commissioner’ means the Commissioner for Inland Revenue;”; and
- (b) by the deletion of the definition of “Secretary”.
- (2) Subsection (1) shall be deemed to have come into operation on 1 April 1980.
- 10 16. (1) The Diamond Export Duty Act, 1957, is hereby amended by the substitution for the word “Secretary”, wherever it is used with reference to the Secretary as defined in section 1 of the said Act immediately prior to the amendment of that section by section 15 of this Act, of the word “Commissioner”.
- 15 (2) Subsection (1) shall be deemed to have come into operation on 1 April 1980.
17. (1) Section 1 of the Cinematograph Films Tax Act, 1960, is hereby amended—
- 20 (a) by the insertion after the definition of “cinematograph film” of the following definition:
- “‘Commissioner’ means the Commissioner for Inland Revenue;”; and
- (b) by the deletion of the definition of “Secretary”.
- (2) Subsection (1) shall be deemed to have come into operation on 1 April 1980.
- 25 18. (1) The Cinematograph Films Tax Act, 1960, is hereby amended by the substitution for the word “Secretary”, wherever it is used with reference to the Secretary as defined in section 1 of the said Act immediately prior to the amendment of that section by section 17 of this Act, of the word “Commissioner”.
- 30 (2) Subsection (1) shall be deemed to have come into operation on 1 April 1980.
19. (1) Section 1 of the Stamp Duties Act, 1968, is hereby amended—
- 35 (a) by the insertion after the definition of “cheque” of the following definition:
- “‘Commissioner’ means the Commissioner for Inland Revenue;”; and
- (b) by the deletion of the definition of “Secretary”.
- 40 (2) Subsection (1) shall be deemed to have come into operation on 1 April 1980.
20. (1) Section 23 of the Stamp Duties Act, 1968, is hereby amended—
- 45 (a) by the substitution in subsection (1) for the definition of “arbitrage transaction” of the following definition:
- “‘arbitrage transaction’ means a purchase or sale, by a broker, of any marketable security listed by [recognized stock exchanges] a recognized stock exchange in the Republic and dealt in on the market in any other country, if such purchase or sale is, in accordance with the practice of [those exchanges] that exchange in relation to arbitrage, effected in order to take advantage of the difference in the prices of such marketable security on the markets in the Republic and such other country and, in consequence of such purchase or sale, the ownership of the marketable security passes from a person in the Republic to a person in [such other country] any country or territory other than a country or territory referred to in subparagraph (i) of paragraph (nA) of the ‘Exemptions from the duty under paragraph (3)’ in Item 15 of Schedule 1, or vice versa;”;
- 50
- 55
- 60

Amendment of section 1 of Act 16 of 1957, as amended by section 10 of Act 103 of 1969.

Substitution of certain word in Act 16 of 1957.

Amendment of section 1 of Act 56 of 1960, as amended by section 13 of Act 103 of 1969.

Substitution of certain word in Act 56 of 1960.

Amendment of section 1 of Act 77 of 1968, as amended by section 16 of Act 103 of 1969, section 5 of Act 66 of 1973 and section 7 of Act 88 of 1974.

Amendment of section 23 of Act 77 of 1968, as amended by section 20 of Act 103 of 1969, section 13 of Act 92 of 1971, section 11 of Act 89 of 1972, section 10 of Act 66 of 1973 and section 10 of Act 88 of 1974.

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- (b) deur die volgende subparagraaf na subparagraaf (vii) van paragraaf (b) van subartikel (4) in te voeg:

„(viiA) waar aanspraak gemaak word op 'n vrystelling van seëlreg ingevolge paragraaf (nA) van die Vrystellings by Item 15 (3) van Bylae 1—

(aa) die oordragstuk 'n endossement deur die kopende makelaar wat by die betrokke arbitrasie-transaksie betrokke is, dra, wat in 'n vorm is wat deur die Kommissaris goedgekeur is, ten effekte dat die registrasie van oordrag bewerkstellig word as gevolg van bedoelde arbitrasie-transaksie en dat die koper bedoel in genoemde paragraaf nie woonagtig is nie in 'n land of gebied bedoel in subparagraaf (i) van genoemde paragraaf; en

(bb) die aandeesertifikaat, sertifikaat, waarborg of ander stuk wat die eiendomsreg in of aanspraak op bedoelde handelseffekte verteenwoordig, 'n endossement of afdruk dra wat deur 'n gemagtigde handelaar in vreemde valuta aangebring of gestempel is soos vereis deur die Deviesebeheerregulasies, 1961, en die Bevele en Reëls, 1961, wat kragtens en uit hoofde van die Wet op Betaalmiddels en Wisselkoerse, 1933 (Wet No. 9 van 1933), uitgevaardig is; of”; en

- (c) deur paragraaf (b) van subartikel (8) deur die volgende paragraaf te vervang:

„(b) 'n endossement op 'n oordragstuk vir die doeleindes van subartikel (4) (b) (ii), (v), (vi), **[of]** (vii) of (viiA) aanbring wat vals of onjuis is of versuim om die bepalings van subartikel (5) na te kom; of”.

(2) Subartikel (1) tree in werking op 1 Julie 1980.

21. (1) Item 15 van Bylae 1 by die Wet op Seëlregte, 1968, word hierby gewysig—

- (a) deur die woorde wat paragraaf (1) voorafgaan deur die volgende woorde te vervang:
„*Handelseffekte*, met inbegrip van 'n aandeesertifikaat, sertifikaat, waarborg of 'n ander dergelike stuk wat **[’n]** enige aandeel, effekte of **[’n]** skuldbrief, of 'n opsiereg om enige aandeel, effekte of skuldbrief te verkry, voorstel, van 'n maatskappy of ander regspersoon behalwe—

(i) 'n plaaslike bestuur;

(ii) die Randwaterraad;

(iii) die Elektrisiteitsvoorsieningskommissie;

(iv) die Land- en Landboubank van Suid-Afrika;

(v) die Suid-Afrikaanse Reserwebank;

(vi) die Suid-Afrikaanse Gasdistribusiekorporasie Beperk;

(vii) die Uraanverrykingskorporasie van Suid-Afrika Beperk;

(viii) 'n waterraad wat kragtens Hoofstuk VII van die Waterwet, 1956 (Wet No. 54 van 1956), ingestel is; 55

(ix) 'n streekwaterdienskorporasie wat kragtens artikel 7 van die Ordonnansie op Waterdienste, 1963 (Ordonnansie No. 27 van 1963), van Natal, gestig is;

(x) die Ekonomiese Ontwikkelingskorporasie Beperk; 60
of

(xi) 'n bouvereniging **[of 'n opsiereg om so 'n aandeel of skuldbrief of sodanige effekte te verkry, voorstel]**”; en

- (b) deur die volgende paragraaf na paragraaf (n) van die „Vrystellings van die seëlreg ingevolge paragraaf (3)” in te voeg:

Wysiging van
Item 15 van
Bylae 1 by
Wet 77 van 1968,
soos vervang deur
artikel 13 van
Wet 89 van 1972
en gewysig deur
artikel 16 van
Wet 66 van 1973,
artikel 21 van
Wet 88 van 1974,
artikel 3 van
Wet 104 van 1976,
artikel 20 van
Wet 114 van 1977,
artikel 8 van
Wet 95 van 1978
en artikel 8 van
Wet 102 van 1979.

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- (b) by the insertion after subparagraph (vii) of paragraph (b) of subsection (4) of the following subparagraph:

“(viiA) where exemption from duty is claimed under paragraph (nA) of the Exemptions to Item 15 (3) of Schedule 1—

5 (aa) such instrument bears an endorsement by the buying broker concerned in the relevant arbitrage transaction, made in such form as the Commissioner may approve, to the effect that the registration of transfer is effected in consequence of such arbitrage transaction and that the purchaser referred to in the said paragraph is not resident in any country or territory referred to in subparagraph (i) of the said paragraph; and

15 (bb) the scrip, certificate, warrant or other instrument by which the ownership of or title to such marketable security is represented bears such endorsement or stamp made or impressed by an authorized dealer in foreign exchange as may be required by the Exchange Control Regulations, 1961, and the Orders and Rules, 1961, made under and by virtue of the Currency and Exchanges Act, 1933 (Act No. 9 of 1933); or”; and

- 25 (c) by the substitution for paragraph (b) of subsection (8) of the following paragraph:

30 “(b) makes any endorsement on any instrument of transfer for the purposes of subsection (4) (b) (ii), (v), (vi), **or** (vii) or (viiA) which is false or incorrect or fails to comply with the provisions of subsection (5); or”.

(2) Subsection (1) shall come into operation on 1 July 1980.

21. (1) Item 15 of Schedule 1 to the Stamp Duties Act, 1968, is hereby amended—

- (a) by the substitution for the words preceding paragraph (1) of the following words:

40 “Marketable security, including any scrip, certificate, warrant or any other like instrument representing any share, stock or debenture, or any right of option to acquire any share, stock or debenture, of any company or other corporate body other than—

- 45 (i) a local authority;
(ii) the Rand Water Board;
(iii) the Electricity Supply Commission;
(iv) the Land and Agricultural Bank of South Africa;
(v) the South African Reserve Bank;

(vi) the South African Gas Distribution Corporation Limited;

50 (vii) the Uranium Enrichment Corporation of South Africa Limited;

(viii) a water board established under Chapter VII of the Water Act, 1956 (Act No. 54 of 1956);

55 (ix) a regional water services corporation constituted under section 7 of the Water Services Ordinance, 1963 (Ordinance No. 27 of 1963), of Natal;

(x) the Corporation for Economic Development Limited;

60 (xi) ^{or} a building society.”; and

- (b) by the insertion after paragraph (n) of the “Exemptions from the duty under paragraph (3)” of the following paragraph:

Amendment of Item 15 of Schedule 1 to Act 77 of 1968, as substituted by section 13 of Act 89 of 1972 and amended by section 16 of Act 66 of 1973, section 21 of Act 88 of 1974, section 3 of Act 104 of 1976, section 20 of Act 114 of 1977, section 8 of Act 95 of 1978 and section 8 of Act 102 of 1979.

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WYSIGINGSWET OP INKOMSTEWETTE, 1980

„(nA) 'n Registrasie van oordrag van handelseffekte

in die naam van 'n persoon (hieronder die koper genoem) of van 'n genomineerde maatskappy wat optree as die genomineerde van die koper, indien die koper die eienaar van bedoelde handelseffekte geword het as gevolg van die koop van daardie handelseffekte deur 'n makelaar ingevolge 'n arbitrasie-transaksie gesluit op of na 1 Julie 1980, en—

- (i) die koper nie woonagtig is nie in die Republiek, Suidwes-Afrika, Botswana, Lesotho, Swaziland of enige land wat voorheen deel van die Republiek uitgemaak het; en
- (ii) daar voldoen is aan enige regulasie, bevel of reël betreffende betaalmiddels wat ingevolge die Wet op Betaalmiddels en Wisselkoerse, 1933 (Wet No. 9 van 1933), uitgevaardig is en van toepassing is in verband met die verkryging van die handelseffekte deur die koper.”.

(2) Paragraaf (a) van subartikel (1) word geag op 28 Februarie 1980 in werking te getree het en paragraaf (b) van daardie subartikel tree in werking op 1 Julie 1980.

Vervanging van sekere woord in Wet 77 van 1968.

22. (1) Die Wet op Seëlregte, 1968, word hierby gewysig deur die woord „Sekretaris”, oral waar dit gebruik word met verwysing na die Sekretaris soos omskryf in artikel 1 van genoemde Wet onmiddellik voor die wysiging van daardie artikel deur artikel 19 van hierdie Wet, deur die woord „Kommissaris” te vervang.

(2) Subartikel (1) word geag op 1 April 1980 in werking te getree het.

Vertolking van sekere handeling van en verwysings in dokumente na Sekretaris van Binnelandse Inkomste.

23. Enigiets deur of namens die Sekretaris van Binnelandse Inkomste by die uitvoering van enige wet gedoen, word geag deur of namens die Kommissaris van Binnelandse Inkomste gedoen te gewees het, en 'n verwysing in 'n dokument na die Sekretaris van Binnelandse Inkomste word uitgelê as 'n verwysing na die Kommissaris van Binnelandse Inkomste.

Herroeping van wette.

24. Die wette in die Bylae vermeld, word hierby herroep in die mate in die derde kolom van daardie Bylae uiteengesit.

Kort titel.

25. Hierdie Wet heet die Wysigingswet op Inkomstewette, 1980.

Bylae**WETTE HERROEP**

Nommer en jaar van wet	Kort titel van wet	In hoeverre herroep
Wet No. 26 van 1911 ...	Natal Hoofdelike Belasting Wet, 1905, Wijzigingswet, 1911	Die geheel
Wet No. 8 van 1913	Wet tot Verdere Opschorting van de Natalse Hoofdelike Belasting, 1913	Die geheel
Wet No. 31 van 1913 ...	Zegelwet Wijzigingswet, 1913	Die geheel
Wet No. 30 van 1914 ...	Wet tot Verdere Opschorting van de Natalse Hoofdelike Belasting, 1914	Die geheel
Wet No. 29 van 1974 ...	Algemene Regswysigingswet, 1974	Artikel 23

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- “(nA) Any registration of transfer of any marketable security into the name of a person (hereinafter referred to as the purchaser) or of a nominee company acting as nominee of the purchaser, if the purchaser has become the owner of such marketable security in consequence of the purchase by a broker of such marketable security under an arbitrage transaction concluded on or after 1 July 1980, and—
- (i) the purchaser is not resident in the Republic, South West Africa, Botswana, Lesotho, Swaziland or any country which formerly formed part of the Republic; and
- (ii) any regulation, order or rule regarding currency made under the Currency and Exchanges Act, 1933 (Act No. 9 of 1933), which is applicable in connection with the acquisition of the marketable security by the purchaser, has been complied with.”.

- (2) Paragraph (a) of subsection (1) shall be deemed to have come into operation on 28 February 1980, and paragraph (b) of that subsection shall come into operation on 1 July 1980.

22. (1) The Stamp Duties Act, 1968, is hereby amended by the substitution for the word “Secretary”, wherever it is used with reference to the Secretary as defined in section 1 of the said Act immediately prior to the amendment of that section by section 19 of this Act, of the word “Commissioner”.

Substitution of certain word in Act 77 of 1968.

- (2) Subsection (1) shall be deemed to have come into operation on 1 April 1980.

23. Anything done by or on behalf of the Secretary for Inland Revenue in the administration of any law shall be deemed to have been done by or on behalf of the Commissioner for Inland Revenue, and a reference in any document to the Secretary for Inland Revenue shall be construed as a reference to the Commissioner for Inland Revenue.

Construction of certain acts of and references in documents to Secretary for Inland Revenue.

24. The laws specified in the Schedule are hereby repealed to the extent set out in the third column of that Schedule.

Repeal of laws.

25. This Act shall be called the Revenue Laws Amendment Act, 1980.

Schedule

LAWS REPEALED

Number and year of law	Short title of law	Extent of repeal
Act No. 26 of 1911	Natal Poll Tax Act, 1905, Amendment Act, 1911.....	The whole
Act No. 8 of 1913	Natal Poll Tax Further Suspension Act, 1913 .	The whole
Act No. 31 of 1913	Stamp Duties and Fees Amendment Act, 1913	The whole
Act No. 30 of 1914	Natal Poll Tax Further Suspension Act, 1914 .	The whole
Act No. 29 of 1974	General Law Amendment Act, 1974	Section 23

