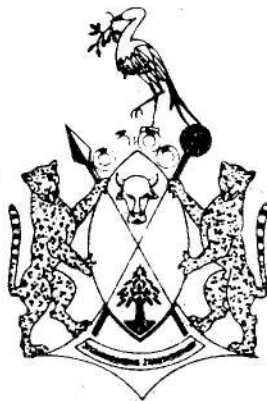


IRIPHABLIKI
YECISKEI

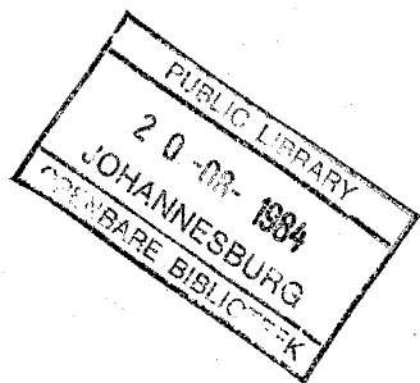
REPUBLIC OF
CISKEI

IGAZETHI
YOBURHULUMENTE



GOVERNMENT
GAZETTE

Dimbaza Printers			Price 10c		
Umq. 12	eBISHO 10/08/84	No. 71	Vol. 12	BISHO 10/08/84	No. 71
ISEBE LEMALI NOPHUHLISO LOQOQOSHO ISAZISO SIKARHULUMENTE SAMA-57 NGOKWENJENJE KUYAZISWA UKUBA UMONGAMELI UWUVUMILE UMTHETHO OLANDELAYO NOBHENG- ZWAYO APHA KUSAZISWA ULUNTU NGOKUBANZI:- UMTHETHO OSISIHLOMELO WAMAQUMRHU, 1984 UMTHETHO NOMBOLO 19 WOVE-1984			DEPARTMENT OF FINANCE AND ECONOMIC DEVELOPMENT GOVERNMENT NOTICE No. 57 IT IS HEREBY NOTIFIED THAT THE PRESIDENT HAS ASSENTED TO THE FOLLOWING ACT WHICH IS HEREBY PUBLISHED FOR GENERAL INFORMATION:- <u>CORPORATIONS AMENDMENT ACT, 1984</u> ACT NO. 19 OF 1984		



UMTHETHO OSISIHLOMELO WAMAQUMRHU, 1984

UMTHETHO

Ukuhlomela uMthetho weCiskei wamaQumrhu, 1981.

(Okubhalwe ngesiNgesi kusayinwe nguMongameli. Kwavunywa ngomhla wama-27 Julayi 1984.)

MAKWENZIWE UMTHETHO yiNdlu yeNdibano yeSizwe yeCiskei, ngolu hlobo lulandelayo:—

Ukuhlonyelwa kwecandelo 1 loMthetho 16 wowe-1981.

1. Icandelo 1 loMthetho weCiskei wamaQumrhu, 1981 (ekubhekiselwe kuwo emva koku njengoMthetho oyiNtloko) ukwenjenje liyahlonyelwa —
 - (a) Ngokucinywa kwengcaciso ka "iKhabhinethi";
 - (b) Ngokuthi kufakelwe endaweni yengcaciso yegama "iCiskei" le ngcaciso-magama ilandelayo: "iCiskei ithetha iRiphabliki yeCiskei";
 - (c) Ngokuthi kufakelwe emva kwengcaciso-gama ka "unyaka-mali" le ngcaciso ilandelayo: "iGazethi" ithetha iGazethi kaRhulumente weCiskei";
 - (d) Ngokuthi kucinywe ingcaciso-gama ka "iGazethi yobuRhulumente"; yaye
 - (e) Ngokuthi kufakelwe emva kwengcaciso ka "miselweyo" le ngcaciso ilandelayo: "uMongameli neSigqeba kuthethwa uMongameli neSigqeba soLawulo",

Ukuhlonyelwa kwecandelo 2 loMthetho 16 wowe-1981.

2. (1) Icandelo 2 loMthetho oyintloko ukwenjenje liyahlonyelwa —
 - (a) ngokuthi kufakelwe endaweni yecandelwana (1) eli candelwana lilandelayo: "(1) kuya kubakho iqumrhu lophuhliso leCiskei eliya kuba nekomkhulu lalo kulo okanye kufutshane nekomkhulu lobuRhulumente yaye liya kuba phantsi kwamalungiselelo alo Mthetho";
 - (b) ngokuthi kufakelwe endaweni yecandelwana (2) eli candelwana lilandelayo: "(2) Iqumrhu lophuhliso liya kuthi, ukususela ekuqaleni koMthetho osisiHlomelelo wamaQumrhu, 1984, laziwe njengeBhanki yeCiskei yoPhuhliso loLuntu Limithedi yaye uMbhalisi weeNkampani uya kuyifaka loo nguqulelo yegama kwiirejista zakhe"; yaye
 - (c) ngokuthi kufakelwe kulo eli candelwana lilandelayo: "(3) Nakuphina ukubhekisela kuwo nawuphina omnye uMthetho okanye kulo naluphina uxwebhu kwi-'Qumrhu leCiskei leNkqubela yeSizwe Limithedi' kuya kuthathwa njengo-kubhekisela kwi-Bhanki yeCiskei yoPhuhliso loLuntu Limithedi";
- (2) (a) Ukuze kube nokuphunyezwa amalungiselelo ecandelwana (1) leli candelo, umbhalisi wemihlabu uya kwenza lonke ufakelo-ngcombolo olufunekayo kwiirekhodi okanye amanye amaxwebhu yaye uya kwenza utyibelo-ngcombolo oluyimfuneko kuyo nayiphina itayitile ehamba noko, umnqophiso wemogeji okanye olunye uxwebhu xa sukuba luveziwe.
- (b) Akukho ntlawulo yasitampu okanye yimbi imirhumo iya kuhlawulwa ngokuphathelele kolo fakelo-ngcombolo okanye utyibelo-ngcombolo.

Ukuhlonyelwa kwecandelo 4 loMthetho 16 wowe-1981.

3. Icandelo 4 loMthetho oyintloko ukwenjenje liyahlonyelwa —
 - (a) ngokuthi kufakelwe kwimihlathi (f) no (l) yecandelwana (1) endaweni yegama "iKhabhinethi" eli gama "uMongameli neSigqeba";
 - (b) ngokuthi kufakelwe kumhlathi (v) wecandelwana (1) endaweni yamagama "iGazethi yobuRhulumente" eli gama "iGazethi"; yaye
 - (c) ngokuthi kucinywe kwicandelwana (3) le ntethwana "ngokulawulwa ngamalungiselelo oMthetho onguMgaqo-siseko waMazwe abaNyama, 1971 (uMthetho 21 wowe-1971)".

Ukuhlonyelwa kwecandelo 5 loMthetho 16 wowe-1981.

4. Icandelo 5 loMthetho oyintloko ukwenjenje liyahlonyelwa ngokuthi kufakelwe kwicandelwana (1) nele (3) endaweni yamagama "iGazethi yobuRhulumente" eli gama "iGazethi".

Ukuhlonyelwa kwecandelo 7 loMthetho 16 wowe-1981.

5. Icandelo 7 loMthetho oyintloko ukwenjenje liyahlonyelwa —
 - (a) ngokuthi kufakelwe kwicandelwana (1), (2) nele (3) endaweni yegama "iKhabhinethi", naphina apho libonakala khona, eli gama "uMongameli neSigqeba"; yaye
 - (b) ngokuthi kumhlathi (c) wecandelwana (1) endaweni yamagama "iNdlu yoWiso-Mthetho" amagama athi "iNdlu yeNdibano yeSizwe".

Ukuhlonyelwa kwecandelo 8 loMthetho 16 wowe-1981.

6. Icandelo 8 loMthetho oyintloko ukwenjenje liyahlonyelwa ngokuthi kufakelwe kwicandelwana (4) endaweni yamagama "iNdlu yoWiso-Mthetho" la magama "iNdlu yeNdibano yeSizwe".

UMTHETHO OSISIHLOMELO WAMAQUMRHU, 1984

- Ukuhlonyelwa kwecandelo 11 loMthetho 16 wowe-1981.* 7. Icandelo 11 loMthetho oyintloko ukwenjenje liyahlonyelwa ngokuthi kufakelwe kwicandelwana (2) endaweni yamagama "iNdlu yoWiso-Mthetho" la magama "iNdlu yeNdibano yeSizwe".
- Ukutshintshwa kwecandelo 13 loMthetho 16 wowe-1981.* 8. Eli candelo lilandelayo ukwenjenje lifakelwa endaweni yecandelo 13 loMthetho oyintloko: "Ukuchithwa kwequmrhu lophuhliso. 13. Iqumrhu lophuhliso alisayi kuchithwa ngaphandle kwalo okanye ngalo igunya loMthetho weNdlu yeNdibano yeSizwe".
- Ukufakelwa kwecandelo 13A loMthetho 16 wowe-1981.* 9. Eli candelo lilandelayo ukwenjenje liyafakelwa kuMthetho oyintloko emva kwecandelo 13: "Ukuguqulwa kwegama lequmrhu lophuhliso okanye iqumrhu nokupheliswa kwequmrhu. 13A. (1) UMongameli angathi ngesihlokomiso kwiGazethi ukususela kumhla oqingqwe nguye kweso sihlokomiso -
(a) aguqule igama eyaziwa ngalo iBanki yeCiskei yoPhuhliso loLuntu Limithedi okanye iqumrhu, okanye
(b) emva kokubonisana nelo qumrhu lichaphazelekayo, aliphelise elo qumrhu aze alawule imicimbi ephathelele kwizinto elinazo, kumatyala, amalungelo nezinto ezimele ukwenziwa zelo qumrhu liphelisiweyo.
(2) Ngomhla oqingqwe kwisihlokomiso ekujongwe kuwo kwicandelwana (1) umbhalisi weenkampani uya kubhala kwiirejista zakhe inguqulelo kwigama, okanye upheliso, ngokwemeko leyo.
- Ukuhlonyelwa kwecandelo 16 loMthetho 16 wowe-1981.* 10. Icandelo 16 loMthetho oyintloko ukwenjenje liyahlonyelwa ngokuthi kufakelwe endaweni yecandelwana (2) eli candelwana lilandelayo:
"(2) Naxa ekho amalungiselelo ecandelwana (1) eli candelo, eli qumrhu lophuhliso likhoyo liya kuqhutyelwa phambili kodwa phambi kwegama nobhaliso olukhankanywe kwicandelo 2 (2) yaye ngaphezulu ngokulawulwa yimigaqo yaso nasiphina isihlokomiso esipapashwe phantsi kwecandelo 13A (1) (a), yaye liya kuthi ngazo zonke iindlela lithathwe ngokuba liliqumrhu lophuhliso elisekwe licandelo 2 (1)".
- Ukuhlonyelwa kwecandelo 17 loMthetho 16 wowe-1981.* 11. Icandelo 17 loMthetho oyintloko ukwenjenje liyahlonyelwa ngokuthi kucinywe icandelwana (2).
- Intloko emfutshane nokuqalisa.* 12. Lo Mthetho uya kubizwa ngokuba nguMthetho osisiHlomelelo wamaQumrhu, 1984 yaye uya kuthathwa ngokuba uqalisa ukusebenza ngomhla woku-1 Septemba 1983.

CORPORATIONS AMENDMENT BILL, 1984

A C T

To amend the Ciskeian Corporations Act, 1981.

(English text signed by the President. Assented to on 27 July 1984.)

BE IT ENACTED by the National Assembly of the Republic of Ciskei, as follows:—

Amendment of section 1 of Act 16 of 1981.

1. Section 1 of the Ciskeian Corporations Act, 1981 (hereinafter in this Act referred to as the principal Act) is hereby amended —
 - (a) by the deletion of the definition of "Cabinet";
 - (b) by the substitution for the definition of "Ciskei" of the following definition:
" 'Ciskei' means the Republic of Ciskei. ";
 - (c) by the insertion after the definition of "financial year" of the following definition:
" 'Gazette' means the Government Gazette of Ciskei. ";
 - (d) by the deletion of the definition of "Official Gazette"; and
 - (e) by the insertion after the definition of "prescribed" of the following definition:
" 'President-in-Council' means the President in Executive Council. "

Amendment of section 2 of Act 16 of 1981.

2. (1) Section 2 of the principal Act is hereby amended —
 - (a) by the substitution for subsection (1) of the following subsection:
" (1) There shall be a development corporation for Ciskei which shall have its headquarters at or near the seat of the Government and shall be subject to the provisions of this Act. ";
 - (b) by the substitution for subsection (2) of the following subsection:
" (2) The development corporation shall, as from the commencement of the Corporations Amendment Act, 1984, be known as the Ciskei Peoples Development Bank Limited and the registrar of companies shall enter such change of name in his registers. "; and
 - (c) by the addition thereto of the following subsection:
" (3) Any reference in any other law or in any document to the 'Ciskeian National Development Corporation Limited' shall be construed as a reference to the Ciskei Peoples Development Bank Limited. "
- (2) (a) In order to give effect to the provisions of subsection (1) of this section, the registrar of deeds shall make all such entries as are necessary in his records or other documents and shall make the necessary endorsements on any relevant title deed, mortgage bond or other document upon the production thereof.
- (b) No stamp duty or other fees shall be payable in respect of such entries or endorsements.

Amendment of section 4 of Act 16 of 1981.

3. Section 4 of the principal Act is hereby amended —
 - (a) by the substitution in paragraphs (f) and (i) of subsection (1) for the word "Cabinet" of the word "President-in-Council";
 - (b) by the substitution in paragraph (v) of subsection (1) for the words "Official Gazette" of the word "Gazette"; and
 - (c) by the deletion in subsection (3) of the expression "Subject to the provisions of the National States Constitution Act, 1971 (Act 21 of 1971)".

Amendment of section 5 of Act 16 of 1981.

4. Section 5 of the principal Act is hereby amended by the substitution in subsections (1) and (3) for the words "Official Gazette" of the word "Gazette".

Amendment of section 7 of Act 16 of 1981.

5. Section 7 of the principal Act is hereby amended —
 - (a) by the substitution in subsection (1), (2) and (3) for the word "Cabinet", wherever it occurs, of the word "President-in-Council"; and
 - (b) by the substitution in paragraph (c) of subsection (1) for the words "Legislative Assembly" of the words "National Assembly".

Amendment of section 8 of Act 16 of 1981.

6. Section 8 of the principal Act is hereby amended by the substitution in subsection (4) for the words "Legislative Assembly" of the words "National Assembly".

Amendment of section 11 of Act 16 of 1981.

7. Section 11 of the principal Act is hereby amended by the substitution in subsection (2) for the words "Legislative Assembly" of the words "National Assembly".

CORPORATIONS AMENDMENT BILL, 1984

Substitution of section 13 of Act 16 of 1981.

8. The following section is hereby substituted for section 13 of the principal Act:
"Liquidation of the development corporation.
13. The development corporation shall not be liquidated except by or under authority of an Act of the National Assembly."

Insertion of section 13A in Act 16 of 1981.

9. The following section is hereby inserted in the principal Act after section 13:
"Change of name of the development corporation or a corporation and dissolution of a corporation.
13A. (1) The President may by proclamation in the *Gazette* as from a date fixed by him in such proclamation —
(a) change the name under which the Ciskei Peoples Development Bank Limited or a corporation is known; or
(b) after consultation with the corporation concerned, dissolve such corporation and regulate the matters relating to the assets, liabilities, rights and obligations of the corporation so dissolved.
(2) Upon the date fixed in the proclamation contemplated in subsection (1) the registrar of companies shall enter in his registers the change of name or the dissolution, as the case may be."

Amendment of section 16 of Act 16 of 1981.

10. Section 16 of the principal Act is hereby amended by the substitution for subsection (2) of the following subsection:
"(2) Notwithstanding the provisions of subsection (1) of this section, the existing development corporation shall be continued but under the name and registration mentioned in section 2 (2) and subject further to the terms of any proclamation published under section 13A (1) (a), and shall in all respects be deemed to be the development corporation established by section 2 (1)."

Amendment of section 17 of Act 16 of 1981.

11. Section 17 of the principal Act is hereby amended by the deletion of subsection (2).

Short title and commencement.

12. This Act shall be called the Corporations Amendment Act, 1984 and shall be deemed to have come into operation on 1 September 1983.

OKUQULATHIWEYO			CONTENTS		
<i>Inani le-saziso</i>	<i>Inani lekhasi</i>	<i>Inani le-Gazethe</i>	<i>Govt. Notice No.</i>	<i>Page No.</i>	<i>Gazette No.</i>
57		71	57		71
ISEBE LEMALI NOPHUHLISO LOQOQOSHO ISAZISO SIKARHULUMENTE SAMA-57 UMTHETHO OSISIHLOMELO WAMAQUMRHU, 1984 (UMTHETHO NOMBOLO 19 WOVE-1984)			DEPARTMENT OF FINANCE AND ECONOMIC DEVELOPMENT GOVERNMENT NOTICE No. 57 CORPORATIONS AMENDMENT ACT, 1984 (ACT NO. 19 OF 1984)		