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KANTOOR VAN DIE STAATSPRESIDENT

STATE PRESIDENT'S OFFICE

No. 928.

27 April 1990

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

No. 33 van 1990: Wysigingswet op die Ordonnansie op Plaaslike Bestuur (O.V.S.) (Volksraad), 1990.

No. 928.

27 April 1990

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

No. 33 of 1990: Local Government Ordinance Amendment Act (O.F.S.) (House of Assembly), 1990.

Wet No. 33, 1990

WYSIGINGSWET OP DIE ORDONNANSIE OP PLAASLIKE
BESTUUR (O.V.S.) (VOLKSRAAD), 1990**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 Ordonnansie op Plaaslike Bestuur, 1962 (O.V.S.) (vir sover dit as 'n wet oor eie sake van die Blanke bevolkingsgroep toegepas word), ten einde die deposito wat vir die doeleindes van nominasie as 'n kandidaat betaal moet word, te verhoog; die maksimum bedrag wat sekere besware moet vergesel, te verhoog; en die maksimum bedrag wat as saniteitsbelasting gehef kan word, te verhoog; en om voorsiening te maak vir aangeleenthede wat daarmee in verband staan.

(Afrikaanse teks deur die Staatspresident geteken.)
(Goedgekeur op 11 April 1990.)

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

Woordomskrywing

1. In hierdie Wet, tensy uit die samehang anders blyk, beteken “die Ordonnansie” die Ordonnansie op Plaaslike Bestuur, 1962 (Ordonnansie No. 8 van 1962) 5 (O.V.S.), vir sover en in die mate waarin die bepalings van Deel IV van die Grondwet van die Republiek van Suid-Afrika, 1983 (Wet No. 110 van 1983), kragtens paragraaf (a) van Proklamasie No. R.38 van 1989 op genoemde Ordonnansie van toepassing verklaar is.

Wysiging van artikel 26 van Ordonnansie 8 van 1962, soos gewysig deur artikel 2 van 10 Ordonnansie 14 van 1977

2. Artikel 26 van die Ordonnansie word hierby gewysig deur paragraaf (b) van subartikel (1) deur die volgende paragraaf te vervang:

“(b) sodanige nominasiebrief tesame met 'n kontant deposito van minstens **[tien en] R50** of hoogstens **[vyftig rand] R200**, soos deur die raad bepaal, nie 15 later as drie-uur in die namiddag op die dag wat kragtens artikel 25 as nominasiedag bepaal is, aan die kiesbeampte oorhandig is nie:”.

Wysiging van artikel 107 van Ordonnansie 8 van 1962, soos gewysig deur artikel 7 van Ordonnansie 15 van 1966, artikel 4 van Ordonnansie 9 van 1977, artikel 4 van Ordonnansie 14 van 1982 en artikel 7 van Ordonnansie 19 van 1986 20

3. Artikel 107 van die Ordonnansie word hierby gewysig deur subartikel (2) deur die volgende subartikel te vervang:

“(2) 'n Beswaar wat kragtens paragraaf (b) van subartikel (1) ingedien is, moet vergesel gaan van 'n beswaargeld van minstens **[twee] R2** of hoogstens

LOCAL GOVERNMENT ORDINANCE AMENDMENT ACT (O.F.S.)
(HOUSE OF ASSEMBLY), 1990

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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 Local Government Ordinance, 1962 (O.F.S.) (in so far as it is applied as a law on own affairs of the White population group), so as to increase the deposit which must be paid for the purposes of nomination as a candidate; to increase the maximum amount which must accompany certain objections; and to increase the maximum amount which may be levied as sanitary rates; and to provide for matters connected therewith.

(Afrikaans text signed by the State President.)
(Assented to 11 April 1990.)

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

Definition

1. In this Act, unless the context otherwise indicates, "the Ordinance" means the Local Government Ordinance, 1962 (Ordinance No. 8 of 1962) (O.F.S.), in so far as and to the extent to which the provisions of Part IV of the Republic of South Africa Constitution Act, 1983 (Act No. 110 of 1983), have under paragraph (a) of Proclamation No. R. 38 of 1989 been declared to be applicable to the said Ordinance.

10 Amendment of section 26 of Ordinance 8 of 1962, as amended by section 2 of Ordinance 14 of 1977

2. Section 26 of the Ordinance is hereby amended by the substitution for paragraph (b) of subsection (1) of the following paragraph:

- 15 “(b) such nomination paper together with a cash deposit of not less than **[ten rand]** R50 or more than **[fifty rand]** R200, as may be determined by the council, has been delivered to the returning officer not later than three o'clock in the afternoon of the day appointed nomination day in terms of section 25:”.

20 Amendment of section 107 of Ordinance 8 of 1962, as amended by section 7 of Ordinance 15 of 1966, section 4 of Ordinance 9 of 1977, section 4 of Ordinance 14 of 1982 and section 7 of Ordinance 19 of 1986

3. Section 107 of the Ordinance is hereby amended by the substitution for subsection (2) of the following subsection:

- 25 “(2) An objection lodged in terms of paragraph (b) of subsection (1) shall be accompanied by an objection fee of not less than **[two]** R2 or more than **[twenty]**

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[twintig rand] R50, na gelang die raad bepaal, ten opsigte van elke afsonderlike eiendom teen die waardering waarvan beswaar gemaak word.”.

Wysiging van artikel 112 van Ordonnansie 8 van 1962, soos gewysig deur artikel 2 van Ordonnansie 13 van 1963, artikel 10 van Ordonnansie 15 van 1966, artikel 2 van Ordonnansie 6 van 1967, artikel 5 van Ordonnansie 7 van 1968, artikel 1 van Ordonnansie 14 van 1968, artikel 3 van Ordonnansie 13 van 1974, artikel 4 van Ordonnansie 3 van 1975, artikel 6 van Ordonnansie 9 van 1977, artikel 5 van Ordonnansie 14 van 1977, artikel 5 van Ordonnansie 14 van 1982 en artikel 8 van Ordonnansie 19 van 1986

4. Artikel 112 van die Ordonnansie word hierby gewysig deur paragraaf (b) van subartikel (3) deur die volgende paragraaf te vervang:

“(b) ’n Beswaar wat ingevolge paragraaf (a) ingedien is, gaan vergesel van ’n bedrag van minstens **[twee]** R2 of hoogstens **[twintig rand]** R50, na gelang die raad bepaal, ten opsigte van elke afsonderlike eiendom teen die waardering waarvan beswaar gemaak word.”.

15

Wysiging van artikel 138 van Ordonnansie 8 van 1962, soos vervang deur artikel 7 van Ordonnansie 2 van 1977 en gewysig deur artikel 8 van Ordonnansie 14 van 1977 en Proklamasie 18 van 25 Februarie 1988

5. Artikel 138 van die Ordonnansie word hierby gewysig deur in paragraaf (b) van subartikel (1) die uitdrukking “0,53” deur die uitdrukking “1” te vervang.

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Kort titel en inwerkingtreding

6. Hierdie Wet heet die Wysigingswet op die Ordonnansie op Plaaslike Bestuur (O.V.S.) (Volksraad), 1990, en tree in werking op ’n datum deur die Staatspresident by proklamasie in die *Staatskoerant* bepaal.

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rand, according] R50, as the council may determine, in respect of each separate property against the valuation of which objection is made.”.

Amendment of section 112 of Ordinance 8 of 1962, as amended by section 2 of Ordinance 13 of 1963, section 10 of Ordinance 15 of 1966, section 2 of Ordinance 6 of 1967, section 5 of Ordinance 7 of 1968, section 1 of Ordinance 14 of 1968, section 3 of Ordinance 13 of 1974, section 4 of Ordinance 3 of 1975, section 6 of Ordinance 9 of 1977, section 5 of Ordinance 14 of 1977, section 5 of Ordinance 14 of 1982 and section 8 of Ordinance 19 of 1986

4. Section 112 of the Ordinance is hereby amended by the substitution for paragraph (b) of subsection (3) of the following paragraph:

“(b) An objection lodged in terms of paragraph (a) shall be accompanied by an objection fee of not less than **[two] R2** or more than **[twenty rand] R50**, as the council may determine, in respect of each separate property against the valuation of which objection is made.”.

15 Amendment of section 138 of Ordinance 8 of 1962, as substituted by section 7 of Ordinance 2 of 1977 and amended by section 8 of Ordinance 14 of 1977 and Proclamation 18 of 25 February 1988

5. Section 138 of the Ordinance is hereby amended by the substitution in paragraph (b) of subsection (1) for the expression “0,53” of the expression “1”.

20 **Short title and commencement**

6. This Act shall be called the Local Government Ordinance Amendment Act (O.F.S.) (House of Assembly), 1990, and shall come into operation on a date fixed by the State President by proclamation in the *Gazette*.

