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STAATSKOERANT

GOVERNMENT GAZETTE

OF THE REPUBLIC OF SOUTH AFRICA

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No. 12529

KANTOOR VAN DIE STAATSPRESIDENT

STATE PRESIDENT'S OFFICE

No. 1328.

18 Junie 1990

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

No. 50 van 1990: Wysigingswet op die Ordonnansie op Plaaslike Bestuur (Administrasie en Verkiesings) (Transvaal) (Volksraad), 1990.

No. 1328.

18 June 1990

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

No. 50 of 1990: Local Government (Administration and Elections) Ordinance Amendment Act (Transvaal) (House of Assembly), 1990.

Wet No. 50, 1990

WYSIGINGSWET OP DIE ORDONNANSIE OP PLAASLIKE
BESTUUR (ADMINISTRASIE EN VERKIESINGS) (TRANSVAAL)
(VOLKSRAAD), 1990**ALGEMENE VERDUIDELIKENDE NOTA:**

Woorde met 'n volstreep daaronder, dui invoegings in bestaande verordeninge aan.

WET

Tot wysiging van die Ordonnansie op Plaaslike Bestuur (Administrasie en Verkie-sings), 1960 (Transvaal) (vir sover dit as 'n wet oor eie sake van die Blanke bevolkingsgroep toegepas word), ten einde 'n grootstadsraad te magtig om met die toestemming van die Minister van Begroting en Plaaslike Bestuur aan lede van 'n sekere komitee van die raad toelaes te betaal; en om voorsiening te maak vir aangeleenthede wat daarmee in verband staan.

(Engelse teks deur die Staatspresident geteken.)
(Goedgekeur op 7 Junie 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 (Administrasie en Verkie-sings), 1960 (Ordonnansie No. 40 van 1960) (Transvaal), 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.36 van 1989 op genoemde Ordonnansie van toepassing verklaar is. 5

Wysiging van artikel 1 van Ordonnansie 40 van 1960, soos vervang deur artikel 1 van Ordonnansie 17 van 1978 10

2. Artikel 1 van die Ordonnansie word hierby gewysig deur na die omskrywing van “keurkomitee” die volgende omskrywing in te voeg:

“(ivA) ‘Minister’ die Minister in die Ministersraad van die Volksraad belas met plaaslike bestuursaangeleenthede; (iiiA)” 15

Wysiging van artikel 60 van Ordonnansie 40 van 1960, soos gewysig deur artikel 3 van Ordonnansie 12 van 1981 en Proklamasie 22 van 25 Mei 1988

3. Artikel 60 van die Ordonnansie word hierby gewysig deur na subartikel (8) die volgende subartikel in te voeg:

“(8A) (a) Die raad kan, met die toestemming van die Minister en onderworpe aan die voorwaardes wat die Minister stel, die toelaes wat die raad bepaal aan die lede van so 'n komitee betaal, en daardie toelaes kan verskil uit hoofde van— 20

- (i) die amp deur 'n lid in so 'n komitee beklee; en
- (ii) die bevoegdhede, funksies en pligte van so 'n komitee. 25

LOCAL GOVERNMENT (ADMINISTRATION AND ELECTIONS)
ORDINANCE AMENDMENT ACT (TRANSVAAL) (HOUSE OF
ASSEMBLY), 1990

Act No. 50, 1990

GENERAL EXPLANATORY NOTE:

Words underlined with solid line indicate insertions in existing enactments.

ACT

To amend the Local Government (Administration and Elections) Ordinance, 1960 (Transvaal) (in so far as it is applied as a law on own affairs of the White population group), so as to authorize a city council to pay allowances to members of a certain committee of the council, with the consent of the Minister of the Budget and Local Government; and to provide for matters connected therewith.

*(English text signed by the State President.)
(Assented to 7 June 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
5 Local Government (Administration and Elections) Ordinance, 1960 (Ordinance No. 40 of 1960) (Transvaal), 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.36 of 1989 been declared to be applicable to the said Ordinance.

10 **Amendment of section 1 of Ordinance 40 of 1960, as substituted by section 1 of Ordinance 17 of 1978**

2. Section 1 of the Ordinance is hereby amended by the insertion after the definition of "management committee" of the following definition:
15 "(iiiA) 'Minister' means the Minister in the Ministers' Council of the House of Assembly charged with local government matters; (ivA)".

Amendment of section 60 of Ordinance 40 of 1960, as amended by section 3 of Ordinance 12 of 1981 and Proclamation 22 of 25 May 1988

3. Section 60 of the Ordinance is hereby amended by the insertion after subsection
20 (8) of the following subsection:

"(8A) (a) The council may, with the consent of the Minister and subject to the conditions that the Minister may impose, pay such allowances as the council may determine to the members of such a committee, and such allowances may vary by virtue of—

- 25 (i) the office held by a member in such a committee; and
(ii) the powers, functions and duties of such a committee.

Wet No. 50, 1990

WYSIGINGSWET OP DIE ORDONNANSIE OP PLAASLIKE
BESTUUR (ADMINISTRASIE EN VERKIESINGS) (TRANSVAAL)
(VOLKSRAAD), 1990

- (b) Enige toelae in paragraaf (a) genoem, is maandeliks betaalbaar en die bepalings van Hoofstuk IV van die Ordonnansie op Plaaslike Bestuur, 1939, word nie geag op enige sodanige toelae van toepassing te wees nie.”.

Kort titel en inwerkingtreding

4. Hierdie Wet heet die Wysigingswet op die Ordonnansie op Plaaslike Bestuur 5
(Administrasie en Verkiesings) (Transvaal) (Volksraad), 1990, en word geag op
1 April 1989 in werking te getree het.

LOCAL GOVERNMENT (ADMINISTRATION AND ELECTIONS)
ORDINANCE AMENDMENT ACT (TRANSVAAL) (HOUSE OF
ASSEMBLY), 1990

Act No. 50, 1990

- (b) Any allowance referred to in paragraph (a) shall be payable monthly and the provisions of Chapter IV of the Local Government Ordinance, 1939, shall not be deemed to apply to any such allowance.”.

Short title and commencement

- 5 4. This Act shall be called the Local Government (Administration and Elections) Ordinance Amendment Act (Transvaal) (House of Assembly), 1990, and shall be deemed to have come into operation on 1 April 1989.

