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OF THE REPUBLIC OF SOUTH AFRICA

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KANTOOR VAN DIE STAATSPRESIDENT

STATE PRESIDENT'S OFFICE

No. 1605.

11 Julie 1990

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

No. 102 van 1990: Wysigingswet op Korrespondensiekolleges (Volksraad), 1990.

No. 1605.

11 July 1990

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

No. 102 of 1990: Correspondence Colleges Amendment Act (House of Assembly), 1990.

Wet No. 102, 1990

WYSIGINGSWET OP KORRESPONDENSIEKOLLEGES
(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 Wet op Korrespondensiekolleges, 1965, ten einde 'n omskrywing van "Onderwyshoof" in te voeg, en die omskrywing van "Minister" aan te pas as gevolg van die opdra van die uitvoering van genoemde Wet aan die Minister van Onderwys en Kultuur; ander voorsiening te maak met betrekking tot bykomende stemme by die verkiesing van die lede van 'n Korrespondensiekollegeraad; en die ouditering van die GetrouheidswaARBorgfonds vir Korrespondensiekolleges verder te reël; en om voorsiening te maak vir aangeleenthede wat daarmee in verband staan.

*(Engelse teks deur die Staatspresident geteken.)
(Goedgekeur op 28 Junie 1990.)*

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

Wysiging van artikel 1 van Wet 59 van 1965, soos gewysig deur artikel 1 van Wet 28 van 1983

1. Artikel 1 van die Wet op Korrespondensiekolleges, 1965 (hieronder die Hoofwet genoem), word hierby gewysig—

(a) deur die omskrywing van "Minister" deur die volgende omskrywing te vervang:

"Minister" die Minister van **[Nasionale Opvoeding]** Onderwys en Kultuur: Volksraad;; en

(b) deur na die omskrywing van "Minister" die volgende omskrywing in te voeg:

"Onderwyshoof" die hoof van die Departement van Onderwys en Kultuur, Administrasie: Volksraad;."

Wysiging van artikel 4 van Wet 59 van 1965

2. Artikel 4 van die Hoofwet word hierby gewysig—

(a) deur subartikel (3) deur die volgende subartikel te vervang:

"(3) Na verstryking van die ampstermyn van lede van die Raad wat ingevolge subartikel (1) en (2) aangestel is, en daarna wanneer dit nodig word, moet, op die wyse voorgeskryf by regulasie uitgevaardig kragtens artikel 40, die vier lede van die Raad vermeld in paragraaf (b) van subartikel (1) van artikel 3, gekies word deur geregistreerde korrespondensiekolleges, waarvan elkeen geregtig is op een stem sowel as 'n bykomende stem ten opsigte van **[iedere volle twintigduisend rand]** 'n vasgestelde bedrag van sy inkomste verkry uit gelde vir korrespondensie-onderrig gedurende sy boekjaar (indien daar een is) wat die datum van stemming onmiddellik voorafgaan, maar hoogstens tien stemme altesame."; en

CORRESPONDENCE COLLEGES AMENDMENT ACT (HOUSE OF ASSEMBLY), 1990

Act No. 102, 1990

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 Correspondence Colleges Act, 1965, so as to add a definition of "Head of Education", and to adjust the definition of "Minister" in consequence of the assignment of the administration of the said Act to the Minister of Education and Culture; to make other provision in relation to additional votes at the election of the members of a Correspondence College Council; and to further regulate the auditing of the Correspondence College Fidelity Guarantee Fund; and to provide for matters connected therewith.

*(English text signed by the State President.)
(Assented to 28 June 1990.)*

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

Amendment of section 1 of Act 59 of 1965, as amended by section 1 of Act 28 of 1983

1. Section 1 of the Correspondence Colleges Act, 1965 (hereinafter referred to as the principal Act), is hereby amended—

- (a) by the insertion after the definition of "Fund" of the following definition:
"Head of Education" means the head of the Department of Education and Culture, Administration: House of Assembly;"; and
- (b) by the substitution for the definition of "Minister" of the following definition:
"Minister" means the Minister of **[National]** Education and Culture: House of Assembly;".

Amendment of section 4 of Act 59 of 1965

2. Section 4 of the principal Act is hereby amended—

- (a) by the substitution for subsection (3) of the following subsection:
"(3) After the expiration of the period of office of the members of the Council appointed in terms of subsection (1) or (2), and thereafter as occasion arises, the four members of the Council referred to in paragraph (b) of subsection (1) of section 3 shall be elected, in the manner prescribed by regulation made under section 40, by registered correspondence colleges, each such college being entitled to one vote plus an additional vote in respect of **[each completed twenty thousand rand]** a fixed amount of its revenue derived from correspondence tuition fees in its financial year (if any) immediately preceding the date of voting, but not exceeding ten votes altogether."; and

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(b) deur die volgende subartikel by te voeg:

"(4) By die toepassing van subartikel (3) beteken 'vasgestelde bedrag' 'n bedrag van tyd tot tyd deur die Onderwyshoof na oorleg met die Raad bepaal en in die Staatskoerant bekendgemaak.'".

Vervanging van artikel 26 van Wet 59 van 1965

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3. Artikel 26 van die Hoofwet word hierby deur die volgende artikel vervang:

"Ouditering van rekenings

26. (1) Die rekenings van die Fonds moet geouditeer word deur iemand wat ingevolge die Wet op Openbare Rekenmeesters en Ouditeurs, 1951 (Wet No. 51 van 1951), as 'n rekenmeester **[wat]** en ouditeur 10 geregistreer is en deur die Raad aangestel is.

(2) Iemand wat kragtens **[hierdie artikel]** subartikel (1) as rekenmeester **[optree]** en ouditeur aangestel is, moet nie later nie as die een-en-dertigste dag van Augustus van iedere jaar 'n balansstaat en 'n staat van inkomste en uitgawe van die Fonds opstel en onverwyld 15 gewaarmerkte afskrifte daarvan en van sy verslag daaroor aan die Raad voorlê.".

Kort titel

4. Hierdie Wet heet die Wysigingswet op Korrespondensiekolleges (Volksraad), 1990.

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CORRESPONDENCE COLLEGES AMENDMENT ACT (HOUSE OF
ASSEMBLY), 1990

Act No. 102, 1990

(b) by the addition of the following subsection:

“(4) For the purposes of subsection (3) ‘fixed amount’ means an amount determined from time to time by the Head of Education after consultation with the Council and made known in the *Gazette*.”.

5 Substitution of section 26 of Act 59 of 1965

3. The following section is hereby substituted for section 26 of the principal Act:

“Audit of accounts

10 26. (1) The accounts of the Fund shall be audited by a person registered as an accountant and auditor in terms of the Public Accountants’ and Auditors’ Act, 1951 (Act No. 51 of 1951), and appointed by the Council.

15 (2) Every person [acting] appointed as accountant and auditor under [this section] subsection (1) shall, not later than the thirty-first day of August in each year, frame a balance sheet and income and expenditure account of the Fund and forthwith submit certified copies thereof and of his report thereon to the Council.”.

Short title

4. This Act shall be called the Correspondence Colleges Amendment Act (House of Assembly), 1990.

