



REPUBLIEK VAN SUID-AFRIKA

# STAATSKOERANT

# GOVERNMENT GAZETTE

## FOR THE REPUBLIC OF SOUTH AFRICA

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No. 13880

CAPE TOWN, 20 MARCH 1992

**Nota.**—Hierdie kennisgewing vervang die kennisgewing wat by Goewermentskennisgewing 768 van 11 Maart 1992 gepubliseer is in Staatskoerant No. 13816 van 11 Maart 1992, wat nie die teks van die Wysigingswet op Howe vir Klein Eise, 1992 is nie.

KANTOOR VAN DIE STAATSPRESIDENT

No. 918.

20 Maart 1992

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

No. 2 van 1992: Wysigingswet op Howe vir Klein Eise, 1992.

**Note.**—This notice replaces the notice published under Government Notice 768 of 11 March 1992 in Government Gazette No. 13816 of 11 March 1992, which is not the text of the Small Claims Courts Amendment Act, 1992.

STATE PRESIDENT'S OFFICE

No. 918.

20 March 1992

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

No. 2 of 1992: Small Claims Courts Amendment Act, 1992.

**ALGEMENE VERDUIDELIKENDE NOTA:**

- 【 Woorde in vet druk tussen vierkantige hake dui skrappings uit bestaande verordeningen aan.
- Woorde met 'n volstreep daaronder, dui invoegings in bestaande verordeningen aan.

**WET**

Tot wysiging van die Wet op Howe vir Klein Eise, 1984, ten einde verdere reëlings te tref in verband met die nietigverklaring of wysiging van sekere vonnisse; en om voorsiening te maak vir aangeleenthede wat daarmee in verband staan.

*(Engelse teks deur die Staatspresident geteken.)  
(Goedgekeur op 3 Maart 1992.)*

**D**AAR WORD BEPAAL deur die Staatspresident en die Parlement van die Republiek van Suid-Afrika, soos volg:—

**Wysiging van artikel 36 van Wet 61 van 1984, soos vervang deur artikel 4 van Wet 63 van 1989**

1. Artikel 36 van die Wet op Howe vir Klein Eise, 1984, word hierby gewysig deur paragraaf (a) deur die volgende paragraaf te vervang: 5

“(a) 'n vonnis wat deur hom gegee is in die afwesigheid van die persoon teen wie daardie vonnis gegee is, nietig verklaar of wysig, mits die aansoek **[ter rolle geplaas]** om terrolleplasing **[word]** vir verhoor **gedoen word** op 'n datum binne ses weke nadat die aansoeker vir die eerste keer van die vonnis te wete gekom het;”.

**Kort titel en inwerkingtreding**

2. Hierdie Wet heet die Wysigingswet op Howe vir Klein Eise, 1992, en tree in werking op 'n datum wat die Staatspresident by proklamasie in die *Staatskoerant* bepaal. 15

## SMALL CLAIMS COURTS AMENDMENT ACT, 1992

Act No. 2, 1992

**GENERAL EXPLANATORY NOTE:**

- [ ] Words in bold type in square brackets indicate omissions from existing enactments.
- Words underlined with a solid line indicate insertions in existing enactments.
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**ACT**

**To amend the Small Claims Courts Act, 1984, so as to make further arrangements in connection with the rescission or variation of certain judgments; and to provide for matters connected therewith.**

*(English text signed by the State President.)  
(Assented to 3 March 1992.)*

**B**E IT ENACTED by the State President and the Parliament of the Republic of South Africa, as follows:—

**Amendment of section 36 of Act 61 of 1984, as substituted by section 4 of Act 63 of 1989**

5     1. Section 36 of the Small Claims Courts Act, 1984, is hereby amended by the substitution for paragraph (a) of the following paragraph:

“(a) rescind or vary any judgment granted by it in the absence of the person against whom that judgment was granted, provided the application [is] for set-down for hearing is made on a date within six weeks after the applicant first had knowledge of the judgment;”.

**Short title and commencement**

10     2. This Act shall be called the Small Claims Courts Amendment Act, 1992, and shall come into operation on a date fixed by the State President by proclamation in the *Gazette*.

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