



REPUBLIC OF SOUTH AFRICA

GOVERNMENT GAZETTE

STAATSKOERANT

VAN DIE REPUBLIEK VAN SUID-AFRIKA

Registered at the Post Office as a Newspaper

As 'n Nuusblad by die Poskantoor Geregistreer

VOL. 343

CAPE TOWN, 5 JANUARY 1994

KAAPSTAD, 5 JANUARIE 1994

No. 15397

STATE PRESIDENT'S OFFICE

No. 4. 5 January 1994

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

No. 191 of 1993: Housing Matters Amendment Act, 1993.

KANTOOR VAN DIE STAATSPRESIDENT

No. 4. 5 Januarie 1994

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

No. 191 van 1993: Wysigingswet op Behuisingsaangeleenthede, 1993.

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.

ACT

To amend the Housing Act, 1966, so as to make further provision for the capital of the National Housing Fund; and to provide for the writing-off of moneys due or accruing to the National Housing Commission; to amend the Abolition of Racially Based Land Measures Act, 1991, so as to provide for the payment of moneys in, and the transfer of the right to moneys payable for the benefit of, a certain fund to the National Housing Commission; and to provide for matters connected therewith.

*(English text signed by the State President.)
(Assented to 22 December 1993.)*

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

Amendment of section 3 of Act 4 of 1966, as amended by section 2 of Act 28 of 1982

1. Section 3 of the Housing Act, 1966, is hereby amended by the insertion after paragraph (cA) of the following paragraph: 5

“(cB) moneys paid or accruing to the Commission under section 72(3)(aA) of the Abolition of Racially Based Land Measures Act, 1991 (Act No. 108 of 1991);”.

Amendment of section 9 of Act 4 of 1966, as amended by section 1 of Act 65 of 1969 and section 3 of Act 40 of 1975 and substituted by section 4 of Act 97 of 1987 10

2. Section 9 of the Housing Act, 1966, is hereby amended by the insertion after subsection (2) of the following subsection:

“(2A) The Director-General may, in accordance with a decision of the Commission approved by the Minister in consultation with the Minister of State Expenditure, write off any moneys due or accruing to the Commission or abandon, wholly or in part, any claim in favour of the Commission.” 15

Amendment of section 72 of Act 108 of 1991, as amended by section 26 of Act 134 of 1992

3. Section 72 of the Abolition of Racially Based Land Measures Act, 1991 (Act No. 108 of 1991), is hereby amended— 20

(a) by the substitution for paragraph (a) of subsection (3) of the following paragraph:

ALGEMENE VERDUIDELIKENDE NOTA:

[**]** Woorde in vet druk tussen vierkantige hake dui skrapings uit bestaande verordenings aan.

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

WET

Tot wysiging van die Behuisingswet, 1966, ten einde verdere voorsiening te maak vir die kapitaal van die Nasionale Behuisingsfonds; en voorsiening te maak vir die afskrywing van gelde wat aan die Nasionale Behuisingskommissie verskuldig is of genoemde Kommissie toeval; tot wysiging van die Wet op die Afskaffing van Rasgebaseerde Grondreëlings, 1991, ten einde voorsiening te maak vir die betaling van gelde in, en die oordrag van die reg tot gelde betaalbaar aan, 'n sekere fonds aan die Nasionale Behuisingskommissie; en om voorsiening te maak vir aangeleenthede wat daarmee in verband staan.

*(Engelse teks deur die Staatspresident geteken.)
(Goedgekeur op 22 Desember 1993.)*

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

Wysiging van artikel 3 van Wet 4 van 1966, soos gewysig deur artikel 2 van Wet 28 van 1982

- 5 1. Artikel 3 van die Behuisingswet, 1966, word hierby gewysig deur na paragraaf (cA) die volgende paragraaf in te voeg:

“(cB) gelde wat kragtens artikel 72(3)(aA) van die Wet op die Afskaffing van Rasgebaseerde Grondreëlings, 1991 (Wet No. 108 van 1991), aan die Kommissie betaal is of hom toeval;”.

- 10 **Wysiging van artikel 9 van Wet 4 van 1966, soos gewysig deur artikel 1 van Wet 65 van 1969 en artikel 3 van Wet 40 van 1975 en vervang deur artikel 4 van Wet 97 van 1987**

2. Artikel 9 van die Behuisingswet, 1966, word hierby gewysig deur na subartikel (2) die volgende subartikel in te voeg:

- 15 “(2A) Die Direkteur-generaal kan, ooreenkomstig 'n besluit van die Kommissie goedgekeur deur die Minister in oorleg met die Minister van Staatsbesteding, enige gelde wat aan die Kommissie verskuldig is of die Kommissie toeval, afskryf of, gedeeltelik of in die geheel, van enige vordering ten gunste van die Kommissie afstand doen.”.

- 20 **Wysiging van artikel 72 van Wet 108 van 1991, soos gewysig deur artikel 26 van Wet 134 van 1992**

3. Artikel 72 van die Wet op die Afskaffing van Rasgebaseerde Grondreëlings, 1991 (Wet No. 108 van 1991), word hierby gewysig—

- 25 (a) deur paragraaf (a) van subartikel (3) deur die volgende paragraaf te vervang:

“(a) Notwithstanding the provisions of subsection (1) the fund referred to in section 47 of the Black Communities Development Act, 1984 (Act No. 4 of 1984), shall continue to exist and shall be administered by the Minister **[of Local Government and]** for National Housing.”; and

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(b) by the insertion after paragraph (a) of subsection (3) of the following paragraph:

“(aA) The Minister may pay any moneys in, and transfer the right to any moneys payable for the benefit of, the fund mentioned in paragraph (a) to the National Housing Commission referred to in section 5 of the Housing Act, 1966 (Act No. 4 of 1966), for the benefit of the National Housing Fund referred to in section 2 of that Act.”.

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Short title

4. This Act shall be called the Housing Matters Amendment Act, 1993.

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- 5 “(a) Ondanks die bepalings van subartikel (1) bly die fonds
bedoel in artikel 47 van die Wet op die Ontwikkeling van Swart
Gemeenskappe, 1984 (Wet No. 4 van 1984), voortbestaan en word
dit geadministreer deur die Minister **[van Plaaslike Regering en]**
vir Nasionale Behuising.”; en
- 10 (b) deur die volgende paragraaf na paragraaf (a) van subartikel (3) in te
voeg: “(aA) Die Minister kan enige gelde in, en die reg tot enige gelde
betaalbaar ten bate van, die fonds in paragraaf (a) vermeld aan die
Nasionale Behuisingskommissie bedoel in artikel 5 van die Be-
huisingswet, 1966 (Wet No. 4 van 1966), ten bate van die
Nasionale Behuisingsfonds bedoel in artikel 2 van daardie Wet aan
die Kommissie betaal of oordra.”.

Kort titel

- 15 4. Hierdie Wet heet die Wysigingswet op Behuisingsaangeleentheide, 1993.

