

REPUBLIC
OF
SOUTH AFRICA



REPUBLIEK
VAN
SUID-AFRIKA

Government Gazette Staatskoerant

Vol. 406

PRETORIA, 30 APRIL 1999

No. 20012

GOVERNMENT NOTICES GOEWERMENTSKENNISGEWINGS

DEPARTMENT OF LABOUR
DEPARTEMENT VAN ARBEID

No. 552

30 April 1999

COMPENSATION FOR OCCUPATIONAL INJURIES AND DISEASES ACT, 1993 (ACT No. 130 OF 1993), AS AMENDED

INCREASE IN PENSIONS

Under section 57(1) of the Compensation for Occupational Injuries and Diseases Act, 1993 (Act No. 130 of 1993), I, Membathisi Mphumzi Shepherd Mdladlana, Minister of Labour, hereby prescribe an increase in monthly pensions payable in terms of sections 39(1)(c) and (d) and 40(1)(a), (b), (c) and (d) of the Workmen's Compensation Act, 1941 (Act No. 30 of 1941), and in terms of sections 49(1)(a) and 54(1)(a), (b), (c) and (d) of the Compensation for Occupational Injuries and Diseases Act, 1993 (Act No. 130 of 1993), by 8% in respect of accidents which occurred before 1 May 1998 as well as occupational diseases which were diagnosed before 1 May 1998 with effect from 1 May 1999.

M M S MDLADLANA
MINISTER OF LABOUR

No. 552

30 April 1999

**WET OP VERGOEDING VIR BEROEPSBESERINGS EN -SIEKTES, 1993 (WET
No. 130 VAN 1993), SOOS GEWYSIG**

VERHOGING VAN PENSIOENE

Kragtens artikel 57(1) van die Wet op Vergoeding vir Beroepsbeserings en -siektes, 1993 (Wet No. 130 van 1993), skryf ek, Membathisi Mphumzi Shepherd Mdladlana, Minister van Arbeid, hiermee voor dat alle maandelikse pensioene betaalbaar ingevolge artikels 39(1)(c) en (d) en 40(1)(a), (b), (c) en (d) van die Ongevallewet, 1941 (Wet No. 30 van 1941), en ingevolge artikels 49(1)(a) en 54(1)(a), (b), (c) en (d) van die Wet op Vergoeding vir Beroepsbeserings en -siektes, 1993 (Wet No.130 van 1993) ten opsigte van ongevallen wat voor 1 Mei 1998 plaasgevind het asook beroepsiektes wat voor 1 Mei 1998 gediagnoseer was, met 8% verhoog met ingang vanaf 1 Mei 1999.

M M S MDLADLANA

MINISTER VAN ARBEID

No. 553

30 April 1999

**COMPENSATION FOR OCCUPATIONAL INJURIES AND DISEASES ACT, 1993
(ACT No. 130 OF 1993), AS AMENDED**

**INCREASE OF MAXIMUM AMOUNT OF EARNINGS ON WHICH THE
ASSESSMENT OF AN EMPLOYER SHALL BE CALCULATED**

Under section 83(8) of the Compensation for Occupational Injuries and Diseases Act, 1993 (Act No. 130 of 1993), I, Membathisi Mphumzi Shepherd Mdladlana, Minister of Labour, hereby prescribe the amount of R115 284,00 per annum as the maximum amount of earnings with effect from 1 May 1999.

M M S MDLADLANA

MINISTER OF LABOUR

No. 553

30 April 1999

**WET OP VERGOEDING VIR BEROEPSBESERINGS EN -SIEKTES, 1993 (WET
No. 130 VAN 1993), SOOS GEWYSIG**

**VERHOGING VAN DIE MAKSIMUM BEDRAG VAN VERDIENSTE WAAROP
DIE AANSLAG VAN 'N WERKGEWER BEREKEN WORD**

Kragtens artikel 83(8) van die Wet op Vergoeding vir Beroepsbeserings en -siektes, 1993 (Wet No. 130 van 1993), skryf ek, Membathisi Mphumzi Shepherd Mdladlana, Minister van Arbeid, hiermee die bedrag van R115 284,00 per jaar voor as die maksimum verdienste met ingang vanaf 1 Mei 1999.

M M S MDLADLANA

MINISTER VAN ARBEID

No. 554

30 April 1999

COMPENSATION FOR OCCUPATIONAL INJURIES AND DISEASES ACT, 1993
(ACT No. 130 OF 1993), AS AMENDED

AMENDMENT OF SCHEDULE 4 OF ACT NO. 130 OF 1993

Under section 55 of the Compensation for Occupational Injuries and Diseases Act, 1993 (Act No. 130 of 1993), I, Membathisi Mphumzi Shepherd Mdladlana, Minister of Labour, hereby amend Schedule 4 to read as follows with effect from 1 May 1999:

Schedule 4

MANNER OF CALCULATING COMPENSATION

(i)	(ii)	(iii)	(iv)	(v)
Item	Section	Nature and degree of disablement	Nature of benefits	Manner of calculating benefits
1.	47(1)(a)	Temporary total disablement	Periodical payments	75% of an employee's monthly earnings at the time of the accident subject to maximum compensation of R7 205,25 per month
2.	49(1)	Permanent disablement of 30%	Lump sum	15 times the monthly earnings of the employee at the time of the accident subject to maximum and minimum compensation of R80 730,00 and R16 215,00
3.	49(1)	Permanent disablement of less than 30%	Lump sum	An amount which bears to a lump sum calculated under item 2 the same proportion as the degree of permanent disablement to 30%

(i)	(ii)	(iii)	(iv)	(v)
4.	49(1)	Permanent disablement of 100%	Monthly pension	75% of an employee's monthly earnings at the time of the accident subject to maximum and minimum compensation of R7 205,25 and R810,75
5.	49(1)	Permanent disablement of less than 100% but more than 30%	Monthly pension	A monthly pension which bears to a pension calculated under item 4 the same proportion as the degree of permanent disablement to 100%
6.	54(1)(a)	Fatal	Lump sum	Twice the employee's monthly pension that would have been payable to the employee under item 4 had he been totally permanently disabled
7.	54(1)(b)	Fatal	Monthly pension	40% of the monthly pension that would have been payable to the employee under item 4 had he been totally permanently disabled
8.	54(1)(c)	Fatal	Monthly pension	20% of the monthly pension that would have been payable to the employee under item 4 had he been totally permanently disabled to each child
9.	54(1)(e)	Fatal	Lump sum	Percentage dependence as portion of R28 680,00
10.	54(2)	Fatal	Funeral costs	A reasonable amount for funeral costs to a maximum of R5 778,00 or the actual amount, whichever is the lesser

M M S MDLADLANA

MINISTER OF LABOUR

No. 554

30 April 1999

WET OP VERGOEDING VIR BEROEPSBESERINGS EN -SIEKTES, 1993
(WET NO. 130 VAN 1993), SOOS GEWYSIG

WYSIGING VAN BYLAE 4 VAN WET NO. 130 VAN 1993

Kragtens artikel 55 van die Wet op Vergoeding vir Beroepsbeserings en -siektes, 1993 (Wet No. 130 van 1993), wysig ek, Membathisi Mphumzi Shepherd Mdladlana, Minister van Arbeid, hiermee Bylae 4 om soos volg te lui met ingang vanaf 1 Mei 1999:

Bylae 4

WYSE VAN BEREKENING VAN VERGOEDING

(i)	(ii)	(iii)	(iv)	(v)
Item	Artikel	Aard en graad van arbeidsongeskiktheid	Aard van voordele	Wyse van berekening van voordele
1.	47(1)(a)	Tydlike algehele arbeidsongeskiktheid	Periodieke uitbetalings	75% van 'n werknemer se maandelikse verdienste ten tyde van die ongeval onderhewig aan 'n maksimum vergoeding van R7 205,25 per maand
2.	49(1)	Blywende arbeidsongeskiktheid van 30%	Enkele geldsom	15 maal die maandelikse verdienste van die werknemer ten tyde van die ongeval onderhewig aan 'n maksimum en minimum vergoeding van R80 730,00 en R16 215,00
3.	49(1)	Blywende arbeidsongeskiktheid van minder as 30%	Enkele geldsom	'n Bedrag wat tot 'n enkele geldsom kragtens item 2 bereken in dieselfde verhouding staan as die graad van blywende arbeidsongeskiktheid tot 30%

(i)	(ii)	(iii)	(iv)	(v)
4.	49(1)	Blywende algehele arbeidsongeskiktheid van 100%	Maandelikse pensioen	75% van 'n werknemer se maandelikse verdienste ten tyde van die ongeval onderhewig aan 'n maksimum en minimum vergoeding van R7 205,25 en R810,75
5.	49(1)	Blywende arbeidsongeskiktheid van minder as 100% maar meer as 30%	Maandelikse pensioen	'n Maandelikse pensioen wat tot 'n pensioen kragtens item 4 bereken in dieselfde verhouding staan as die graad van blywende arbeidsongeskiktheid tot 100%
6.	54(1)(a)	Noodlottig	Enkele geldsom	Twee maal die werknemer se maandelikse pensioen wat aan die werknemer kragtens item 4 betaalbaar sou gewees het as hy algeheel blywend arbeidsongeskik was
7.	54(1)(b)	Noodlottig	Maandelikse pensioen	40% van die maandelikse pensioen wat aan die werknemer kragtens item 4 betaalbaar sou gewees het as hy algeheel blywend arbeidsongeskik was
8.	54(1)(c)	Noodlottig	Maandelikse pensioen	20% van die maandelikse pensioen wat aan die werknemer kragtens item 4 betaalbaar sou gewees het as hy algeheel blywend arbeidsongeskik was, aan elke kind
9.	54(1)(e)	Noodlottig	Enkele geldsom	Persentasie afhanklikheid as gedeelte van R28 680,00
10.	54(2)	Noodlottig	Begrafniskoste	'n Redelike bedrag vir begrafniskoste, met 'n maksimum van R5 778,00 of die werklike koste, watter bedrag ook al die minste is

M M S MDLADLANA

MINISTER VAN ARBEID

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