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For purposes of reference, all Proclamations, Government Notices, General Notices and Board Notices published are included in the following table of contents which thus forms a weekly index. Let yourself be guided by the Gazette numbers in the righthand column:

CONTENTS

and weekly Index

No.		Page No.	Gazette No.
GOVERNMENT AND GENERAL NOTICES			
Health, Department of			
<i>General Notice</i>			
351	Medicines and Related Substances Act (101/1965): Medicines Control Council: Conditions of registration of a medicine in terms of the provisions of section 15 (7).....	3	29735
Housing, Department of			
<i>General Notice</i>			
396	National Home Builders Registration Council Grading System: For public information and comments.....	12	29747
Independent Communications Authority of South Africa			
<i>General Notice</i>			
389	Electronic Communications Act (36/2005): Application for renewal of community sound broadcasting licence: Radio Lichtenburg.....	3	29758
Labour, Department of			
<i>Government Notices</i>			
R. 259	Basic Conditions of Employment Act (75/1997): Cancellation of old Wage Determinations of South Africa.....	3	29730
R. 260	Occupational Health and Safety Act (85/1993): Notice of exemption in terms of section 40 (1) of the Act.....	5	29730
<i>General Notices</i>			
391	Labour Relations Act, 1995: Intention of cancellation of registration of a trade union: Kuhle Allied Workers' Union (KAWU).....	6	29747
392	do.: Cancellation of registration of an employers' organisation: South African Dairy Sector Employers' Organisation....	7	29747
Land Affairs, Department of			
<i>General Notices</i>			
397	Restitution of Land Rights Act (22/1994): Claim for restitution of land rights: Portion 10, Erf 81, Lichtenburg.....	19	29747
398	do.: do.: Lot 73, Mayville, etc., Pretoria..	20	29747
399	do.: do.: Doornkop 166 IP, Ventersdorp..	21	29747
400	do.: do.: Erf 16, Church Street, Zeerust..	22	29747
401	do.: do.: Wolhuterskop 452 JQ, various portions, Bojanala.....	23	29747
402	do.: do.: Erf 75, Vryburg.....	24	29747
403	do.: do.: Various erven, Rustenburg Central.....	25	29747
404	do.: do.: Dorpsgrond 459 IQ, various portions, Potchefstroom.....	26	29747
405	do.: do.: Bradbury Ptn O, etc.....	27	29747
406	do.: do.: Farm Knobneuzen 230 LT.....	39	29747

Alle Proklamasies, Goewermentskennisgewings, Algemene Kennisgewings en Raadskennisgewings gepubliseer, word vir verwysingsdoeleindes in die volgende Inhoudsopgawe ingesluit wat dus 'n weeklikse indeks voorstel. Laat uself deur die Koerantnommers in die regterhandse kolom lei:

INHOUD

en weeklikse Indeks

No.		Bladsy No.	Koerant No.
GOEWERMENTS- EN ALGEMENE KENNISGEWINGS			
Arbeid, Departement van			
<i>Goewermentskennisgewings</i>			
R. 259	Basic Conditions of Employment Act (75/1997): Cancellation of old Wage Determinations of South Africa.....	3	29730
R. 260	Occupational Health and Safety Act (85/1993): Notice of exemption in terms of section 40 (1) of the Act.....	5	29730
<i>Algemene Kennisgewings</i>			
391	Labour Relations Act, 1995: Intention of cancellation of registration of a trade union: Kuhle Allied Workers' Union (KAWU).....	6	29747
392	do.: Cancellation of registration of an employers' organisation: South African Dairy Sector Employers' Organisation....	7	29747
Behuising, Departement van			
<i>Algemene Kennisgewing</i>			
396	National Home Builders Registration Council Grading System: For public information and comments.....	12	29747
Gesondheid, Departement van			
<i>Algemene Kennisgewing</i>			
351	Wet op Beheer van Medisyne en Verwante Stowwe (101/1965): Medisynebeheerraad: Voorwaardes vir die registrasie van 'n medisyne in terme van die bepalinge van artikel 15 (7).....	4	29735
Grondsake, Departement van			
<i>Algemene Kennisgewings</i>			
397	Restitution of Land Rights Act (22/1994): Claim for restitution of land rights: Portion 10, Erf 81, Lichtenburg.....	19	29747
398	do.: do.: Lot 73, Mayville, etc., Pretoria..	20	29747
399	do.: do.: Doornkop 166 IP, Ventersdorp..	21	29747
400	do.: do.: Erf 16, Church Street, Zeerust..	22	29747
401	do.: do.: Wolhuterskop 452 JQ, various portions, Bojanala.....	23	29747
402	do.: do.: Erf 75, Vryburg.....	24	29747
403	do.: do.: Various erven, Rustenburg Central.....	25	29747
404	do.: do.: Dorpsgrond 459 IQ, various portions, Potchefstroom.....	26	29747
405	do.: do.: Bradbury Ptn O, etc.....	27	29747
406	do.: do.: Farm Knobneuzen 230 LT.....	39	29747
407	do.: do.: Farms Landsberghoek 10 KS, Hartebeestfontein 8 KS, Driefontein 9 KS, Portion 20 and 23, farm Uitloop 3 KS, Rotterdam 11 KS and Rietvalley 5 KS.....	44	29747
408	do.: do.: Farm Disselsdorp 369 LR.....	47	29747

No.	Page No.	Gazette No.	No.	Bladsy No.	Koerant No.
407			Handel en Nywerheid, Departement van		
Restitution of Land Rights Act (22/1994): Claim for restitution of land rights: Farms Landsberghoek 10 KS, Hartebeestfontein 8 KS, Driefontein 9 KS, Portions 20 and 23, farm Uitloop 3 KS, Rotterdam 11 KS and Rietvalley 5 KS.....			44	29747	
408			Goewermenskennisgewing		
do.: do.: Farm Disselsdorp 369 LR.....			47	29747	
Minerals and Energy, Department of			R. 269 International Trade Administration Act (71/2002): International Trade Administration Commission of South Africa: Import restrictions and regulations on textiles and clothing originating from The People's Republic of China		
<i>Government Notice</i>					3 29738
288			Algemene Kennisgewings		
Mineral and Petroleum Resources Development Act (28/2002): Exemption of organs of state from certain provisions of the Act.....			5	29747	
National Treasury			345		3 29721
<i>Government Notice</i>			Inlywing en Registrasie van Maatskappye.....		
277					4
Division of Revenue Act (2/2006): Notice in terms of section 19 (3) (4).....			3	29755	48
<i>General Notice</i>					56
393					56
Lost: Certificate No. 133407			8	29747	56
South African Qualifications Authority					57
<i>Government Notices</i>					63
257			346		64 29721
Announcement of Intention to Extend the Accreditation of the Sector Education and Training Authorities					65
266					398
Announcement of Intention to Extend the Accreditation of the Food and Beverages Manufacturing Industry Sector Education and Training Authority (FOODBEV)					399
267					399
Announcement of Intention to Extend the Accreditation of the Financial and Accounting Services Sector Education and Training Authority (FASSET).....			4	29736	400
268					425
Announcement of Intention to Extend the Accreditation of the Construction Education and Training Authority (CETA).....			5	29736	426
South African Revenue Service					433
<i>Government Notices</i>			395		9 29747
R. 270			Minerale en Energie, Departement van		
Value-Added Tax Act (89/1991): Transitional arrangements for municipalities following the deletion of paragraph (c) of the definition of "enterprise" in section 1 of the Act, the zero rating of municipal rates and other consequential amendments			3	29741	
271			Goewermenskennisgewing		
Income Tax Act (58/1962) and Value-Added Tax Act (89/1991): Fixing amount of tax in dispute for purposes of appeal to Tax Board.....			3	29742	
Trade and Industry, Department of					5 29747
<i>Government Notice</i>			Nasionale Tesourie		
R. 269			Goewermenskennisgewing		
International Trade Administration Act (71/2002): International Trade Administration Commission of South Africa: Import restrictions and regulations on textiles and clothing originating from The People's Republic of China			3	29738	
<i>General Notices</i>					3 29755
345			Algemene Kennisgewing		
Companies Act (61/1973)			3	29721	
			393 Verlore: Sertifikaat No. 133407		
			8	29747	
			Onafhanklike Kommunikasie-owerheid van Suid-Afrika		
			Algemene Kennisgewing		
			389		3 29758
			Electronic Communications Act (36/2005): Application for renewal of community sound broadcasting licence: Radio Lichtenburg		
Suid-Afrikaanse Inkomstediens			Goewermenskennisgewing		
			R. 270		6 29741
			Wet op Belasting op Toegevoegde Waarde (89/1991): Oorgangsmatreëls vir munisipaliteite wat volg op die skraping van paragraaf (c) van die woordomsyng van "onderneming" in artikel 1 van die Wet, die nulkoerslewering van munisipale heffings en ander gevolglike wysigings.....		

No.	Page No.	Gazette No.	No.	Bladsy No.	Koerant No.
			271		
Conversions from Close Corporations to Companies	57		Inkomstebelastingwet (58/1962) en Wet op Belasting op Toegevoegde Waarde (89/1991): Bedrag van belasting in geskil te bepaal vir doeleindes van appèl aan Belastingraad	4	29742
Dissolution of Companies	63				
346 Close Corporations Act (69/1984):.....	64	29721			
Incorporation and Registration of Close Corporations	65		Suid-Afrikaanse Kwalifikasie-owerheid		
Close Corporations Change of Names	398		<i>Goewermenskennisgewings</i>		
Close Corporations Change of Short Names	399		257 Announcement of Intention to Extend the Accreditation of the Sector Education and Training Authorities	3	29728
Close Corporations Change of Translated Names	399		266 Announcement of Intention to Extend the Accreditation of the Food and Beverages Manufacturing Industry Sector Education and Training Authority (FOODBEV)	3	29736
Conversions from Companies to Close Corporations	400		267 Announcement of Intention to Extend the Accreditation of the Financial and Accounting Services Sector Education and Training Authority (FASSET)	4	29736
Dissolution of Close Corporations.....	425		268 Announcement of Intention to Extend the Accreditation of the Construction Education and Training Authority (CETA).....	5	29736
Final Deregistration of Close Corporations.....	426				
Registration of Defensive Names	433				
395 Termination of the investigation into the alleged dumping of tyres originating in or imported from the People's Republic of China: Final determination	9	29747			
BOARD NOTICES			RAADSKENNISGEWINGS		
33 Financial Advisory and Intermediary Services Act (37/2002): Provisional suspension of authorisation: Roelof Stephanus Visser trading as Roelof Visser Brokers	2	29737	33 Financial Advisory and Intermediary Services Act (37/2002): Provisional suspension of authorisation: Roelof Stephanus Visser trading as Roelof Visser Brokers	2	29737
34 Wine and Spirit Board: Wine of Origin Scheme: Defining of the production area: Elim (amendment).....	50	29747	34 Wyn- en Spritusraad: Wyn van Oorsprong-skema: Omskrywing van produksiegebied: Elim (wysiging)	51	29747
35 do.: do.: do.: Sunday's Glen.....	52	29747	35 do.: do.: do.: Sondagskloof	53	29747
36 Securities Services Act (36/2004): Amendment to the equities, derivatives and yield-X Rules of JSE Limited	54	29747	36 Securities Services Act (36/2004): Amendment to the equities, derivatives and yield-X Rules of JSE Limited	54	29747
THE LAW SOCIETY OF THE CAPE OF GOOD HOPE			DIE WETSGENOOTSKAP VAN DIE KAAP DIE GOEIE HOOP		
Act No. 53 of 1979: The Cape Law Society: Amendment of Rules.....	64	29747	Wet No. 53 van 1979: Die Kaapse Wetsgenootskap: Wysiging van Reëls	64	29747

**GOVERNMENT NOTICE
GOEWERMENTSKENNISGEWING**

**DEPARTMENT OF MINERALS AND ENERGY
DEPARTEMENT VAN MINERALE EN ENERGIE**

No. 288

5 April 2007

**MINERAL AND PETROLEUM RESOURCES DEVELOPMENT ACT, 2002
(ACT NO. 28 OF 2002)**

**EXEMPTION OF ORGANS OF STATE FROM CERTAIN PROVISIONS OF
THE MINERAL AND PETROLEUM RESOURCES DEVELOPMENT ACT, 2002
(ACT 28 OF 2002)**

I, **BUYELWA SONJICA**, in my capacity as Minister of Minerals and Energy, acting in terms of section 106(1) of the Minerals and Petroleum Resources Development Act, 2002 (Act 28 of 2002), hereby exempt the Mbashe Municipality from the provisions of sections 16, 20, 22 and 27 of the said Act in respect of any activity to remove any mineral within the area of jurisdiction of the said municipality for the construction and maintenance of roads and for purposes incidental thereto.



**BUYELWA SONJICA, MP
MINISTER OF MINERALS AND ENERGY**

**GENERAL NOTICES
ALGEMENE KENNISGEWINGS**

NOTICE 391 OF 2007

DEPARTMENT OF LABOUR

LABOUR RELATIONS ACT, 1995

INTENTION OF CANCELLATION OF REGISTRATION OF A TRADE UNION

I, Johannes Theodorus Crouse, Registrar of Labour Relations, hereby, in terms of section 106(2B) give notice of my intention to cancel the registration of **Kuhle Allied Workers' Union (KAWU) (LR 2/6/2/744)** for the following reasons:

- The trade union did not comply with the provisions of section 98, 99 and 100 of the Act [Section 106(2A)(b)]
- The trade union has ceased to function in terms of its constitution

All interested parties are hereby invited to make written representations as to why the registration should not be cancelled. **Only representations pertaining to this Notice and the following case number: 2006/250 will be considered.**

Objections must be lodged to me, c/o the Department of Labour, Laboria House, 215 Schoeman Street, PRETORIA. [Postal address: Private Bag X117, PRETORIA, 0001 – Fax No. (012) 309 4156/4848, within 60 days of the date of this notice.

**J. T. CROUSE
REGISTRAR OF LABOUR RELATIONS**

NOTICE 392 OF 2007**DEPARTMENT OF LABOUR****LABOUR RELATIONS ACT, 1995****CANCELLATION OF REGISTRATION OF AN EMPLOYERS'
ORGANISATION**

I, Johannes Theodorus Crouse, Registrar of Labour Relations, hereby, as required by Section 109(2) of the Act, give notice that I have in terms of Section 106(2A) cancelled the registration of **South African Dairy Sector Employers' Organisation (LR2/6/3/372)**

with effect from 22 March 2007

Any person who is aggrieved by the decision regarding the cancellation of the registration of the employers' organisation may lodge an appeal with the Labour Court against the decision in terms of Section 111 of the Act.

J T CROUSE
REGISTRAR OF LABOUR RELATIONS

NOTICE 393 OF 2007

NATIONAL TREASURY

13% 2009/10/11 INTERNAL REGISTERED BONDS (R153)

CERTIFICATE NO. 133407

FOR R123 000.00

ISSUED IN FAVOUR OF GIAN PAOLO PAGANO WILL TRUST

Application having been made to the National Treasury for a duplicate of the above-mentioned certificate(s), the original having been lost or mislaid, notice is hereby given that unless the original certificate(s) is/are produced at the National Treasury, Private Bag X115, Pretoria, within four weeks from the date of publication of this notice, the duplicate(s) as applied for, will be issued.

KENNISGEWING 393 VAN 2007

NASIONALE TESOURIE

13% 2009/10/11 BINNELANDSE GEREGISTREERDE EFFEKTE (R153)

SERTIFIKAAT NR. 133407

VIR R123 000.00

UITGEREIK TEN GUNSTE VAN GIAN PAOLO PAGANO WILL TRUST

Aangesien daar by die Nasionale Tesourie aansoek gedoen is om 'n duplikaat van bovermelde sertifikaat/sertifikaat wat verloor of verle is, word hierby bekendgemaak dat tensy die oorspronklike sertifikaat/sertifikaat binne vier weke na die datum van publikasie van hierdie kennisgewing by die Nasionale Tesourie, Privaatsak X115, Pretoria, ingelewer word, die verlangde duplikaat sertifikaat/sertifikaat uitgereik sal word.

NOTICE 395 OF 2007**TERMINATION OF THE INVESTIGATION INTO THE ALLEGED DUMPING OF TYRES ORIGINATING IN OR IMPORTED FROM THE PEOPLE'S REPUBLIC OF CHINA: FINAL DETERMINATION**

The International Trade Administration Commission of South Africa (the Commission) initiated an investigation into the alleged dumping of tyres originating in or imported from the People's Republic of China through Notice No. 1913 in Government Gazette No. 28150 on 28 October 2005.

The application was lodged by Brindis Remedies CC on behalf of the South African Tyre Manufacturers Association, (SATMC), (the Applicant), the industrial organization representing the manufacturers of the like product in the SACU. The Applicant alleged that the subject product was being dumped into the SACU market, causing material injury to the SACU industry.

The investigation was initiated after the Commission considered that there was *prima facie* evidence to show that the subject product was being imported at dumped prices, causing material injury to the SACU industry.

Upon initiation of the investigation, all known producers and exporters of the subject product in the PRC were sent foreign manufacturers/exporters questionnaires to complete. Importers of the subject product were also sent questionnaires to complete.

On 22 June 2006, the Commission made a preliminary determination that:

- The subject product is not being dumped by Aeolus, Triangel and Shandong Chengshan in respect of heavy commercial tyres, by Triangle, Giti, Shandong Chengshan, Kenda and Kumho in respect of passenger tyres and by Triangle, Shandong Chengshan, Kenda and Kumho, but is being dumped by other exporters onto the SACU market;

- The SACU industry is suffering material injury;
- There is a causal link between the dumping of the subject product and the injury.

The Commission decided to request the Commissioner for South African Revenue Service to impose provisional payments for a period of 26 weeks against the other exporters that did not respond.

On 28 July 2006, provisional payment were imposed on the imports of the subject product for a period of 26 weeks. On 20 October 2006, the period applicable for provisional payments was extended up to and including 26 April 2007.

All interested parties were invited to comment on the Commission's preliminary report. All interested parties were also informed of the "essential facts" being considered by the Commission for purposes of its final determination and were given an opportunity to comment.

After considering all the comments received from interested parties, the following dumping margins were calculated:

Exporter	Country of origin	Dumping margin expressed as a percentage of the fob export price		
		Passenger	Light truck	Heavy truck
Aeolus	PRC	42.61%(residual)	44.21% (residual)	15.84% negative
Triangle	PRC	16.1% negative	49.7% negative	0.07%
GITI	PRC	1.6%	44.21% (residual)	26.2% (residual)
Shandong Chengshan	PRC	4.7% negative	4.3% negative	1% negative
Kenda	PRC	1.94%	0.87%	26.2% (residual)
Kumho	PRC	0.76%	1.27% (negative)	26.2 % (residual)
All other exporters	PRC	42.61%	44.21%	26.2%

The Commission found that the SACU industry is suffering material injury. However, the Commission found that factors other than dumping, including the volume of imports from the PRC at prices that are not dumped, caused injury and therefore detracted from the causal link between dumping and the material injury experienced by the SACU industry.

The Commission, therefore, decided to recommend to the Minister of Trade and Industry that the investigation into the dumping of tyres, originating in or imported from the PRC, be terminated.

The Commission's detailed reasons for its decision are set out in Commission Report No. 210 (final report)

Enquiries may be directed to the investigating officers, Mr Albert Strydom at telephone (012) 394 3597, Mr Greg Kuhn at telephone (012) 394 3636 or Ms Busisiwe Gumede at telephone (012) 394 3631 or at Fax (012) 395 0518.

NOTICE 396 OF 2007

DEPARTMENT OF HOUSING

**NATIONAL HOME BUILDERS REGISTRATION COUNCIL
GRADING SYSTEM**

The Department of Housing hereby publishes the draft National Home Builders Registration Council (NHBRC) Grading System for public information and comments.

Interested persons and, institutions are invited to submit written comments on the draft Grading System on or before **4 MAY 2007** to the Deputy Director-General, Department of Housing, for the attention of-

Mr M Mngomezulu

Department of Housing

Private Bag X644

PRETORIA

0001

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Pretoria

0001

National Home Builders Registration Council
Home Builder Grading System

The National Home Builders Registration Council, acting in terms of Section 5(4) (h) of the Housing Consumer Protection Measures Act 95 of 1998, has drawn up the following Home Builder Grading System.

SCOPE

- The Housing Consumers Protection Measures Act (Act 95 of 1998) makes provision for the establishment of grading categories and criteria in respect of home builders with a view to encourage good building practice and discourage bad practice.
- Section 5(4) (h) of the Act provides that the Council may make rules, processes for the grading of home builders.
- This Grading System has been drawn up to assist the Council in grading Home Builders in respect of:
 - responsiveness to housing consumers' complaints
 - timeous enrolments of homes
 - compliance with the NHBRC Technical Requirements; and
 - high quality in building homes.
- All NHBRC Home Builders shall be graded in terms of this system.
- Changes to the Grading System will be made as the need arises.

CHAPTER ONE

DEFINITIONS

The purpose of this chapter is to define words to which a meaning is attached which expand on the dictionary meaning of the word.

Definitions

1. In this Grading System, unless the context otherwise indicates-

- (a) **"Business of a Home Builder"** means any business of a home builder as defined section 1 of Housing Consumer Protection Measures Act 95 of 1998.
- (b) **"Chief Executive Officer"** means the Chief Executive Officer appointed in terms of Section 6(1) of the Act.
- (c) **"Council"** means the National Home Builders Registration Council established in terms of Section 2 of the Act.
- (d) **"Grading System"** means the NHBRC Home Builder Grading System established in terms of Section 5(4) (h) of the Act.
- (e) **"Home Builder"** means a person who carries on the business of a home builder.
- (f) **"NHBRC"** means National Home Builders Registration Council as established by the Housing Consumers Protection Measures Act, 1998 (Act no. 95 of 1998).
- (g) **"The Act"** means the Housing Consumers Protection Measures Act, 1998 (Act No. 95 of 1998), including any regulation, the rules, the Home Building Manual and any circular prescribing any matter that a home- builder has to comply with in terms of the Act.

CHAPTER TWO**KEY PERFORMANCE INDICATORS**

The purpose of this chapter is to outline the key performance indicators to be used in grading home builders.

In order to meet the scope and objective of Section 5(4) (h) of the Act the following key performance indicators shall be applied:

(a) Number of Conciliations (C)

This refers to the number of conciliations that have resulted in a legitimate claim by a housing consumer recorded per builder over a period of three years prior to the grading of the home builder, expressed as a percentage of the number of the home builder's enrolments.

(b) Number of Late Enrolments (LE)

This refers to the number of late enrolments recorded per builder over a period of three years prior to the grading of the home builder, expressed as a percentage of the number of the home builder's enrolments during that time period.

(c) Number of Non-Compliances (NC)

This refers to the number of non-compliances recorded per builder over a period of three years prior to the grading of the home builder, expressed as a percentage of the number of the home builder's enrolments during that time period.

(d) Building Quality Index for Houses (B)

This refers to an average score achieved by a home builder on the building quality index for houses built by the home builder during the year prior to the grading of a home builder, the highest possible building quality index being 100.

CHAPTER THREE

SCORE CALCULATIONS

Based on the Key Performance Indicators in Chapter 2, a performance score shall be calculated in accordance with the following formula:

$$\text{Score} = 24e^{-4C} + 24e^{-0.15LE} + 12e^{-M} + 0.4B$$

where;

e = base of natural logarithm = 2.718282

C, LE, NC and B are Key Performance Indicators determined as in chapter 2, paragraphs (a), (b) (c) and (d) respectively. Each of the Key Performances Indicators carries a maximum score of 100.

The maximum possible aggregated performance score for a home builder is 100.

CHAPTER FOUR CONDITIONS FOR GRADING

In addition to the Key Performance Indicators set out in chapter 2, a home builder shall qualify to be graded as A, B, C, D or U subject to:

- (a) The home builder having completed a minimum number of houses; or
- (b) The total value of the enrolled property/properties is above a minimum value; and
- (c) The home builder must have been registered with the Council for a minimum period of time as determined by the Council from time to time.

CHAPTER FIVE GRADING CATEGORIES

5.1 Based on the outcome of calculations done in accordance with the Key Performance Indicators set out in Chapter 2 above and the additional criteria set out in Chapter 3 home builders shall be placed in one of the following categories:

- (a) Grade A: for home builders who score 90% or above;
- (b) Grade B: for home builders who score 75% or above, but less than 90%;
- (c) Grade C: for homebuilders who score 50% or above, but less than 75%;
- (d) Grade D: for homebuilders who score less than 50%;
- (e) Grade U: for home builders who have been registered for a time less than the period determined by the Council and have thus not built sufficient track record on which their performance can be judged.

5.2A home builder who qualifies to be in categories "A" or "B" but does not meet the additional criteria as stipulated in Chapter 4 above will automatically be awarded a "C" grade.

5.3A home builder who has not renewed annual membership with the Council at least once over a period of five years prior to the year of grading will automatically be awarded a "D" grade.

5.4A home builder who has failed to pay any other fees prescribed by Council will automatically be awarded a "D" grade.

5.5A home builder who does not provide customer service to housing consumers within the turn around times as published annually in the strategic corporate plan of Council will automatically be awarded a "D" grade.

CHAPTER SIX

RENEWALS AND APPEALS

6.1 The grade of the home builder will be reviewed by the Council annually at the anniversary of membership renewal.

6.2 Council shall establish an internal process in terms of which a home builder can appeal against grading allocated to the builder.

CHAPTER SEVEN

APPLICABLE FEES

In order to reward home builders who consistently meet the Key Performance Indicators and the additional criteria set out Chapter 4 above, home builders will be charged enrolment fees on the following differential sliding scale, based on their grading:

TABLE OF FEES

Selling Price	Grade A	Grade B	Grades C & U	Grade D
(i) less than R500,000	0.9% of selling price	1.2% of selling price	1.3% of selling price	1.5% of selling price
(ii) greater than or equal to R500,000 and less than R1,000,000	R4,500 + 0.69% of amount exceeding R500,000	R6,000 + 0.92% of amount exceeding R500,000	R6,500 + 1.0% of amount exceeding R500,000	R7,500 + 1.15% of amount exceeding R500,000
(iii) greater than or equal to R1,000,000 and less than R2,000,000	R7,950 + 0.60% of amount exceeding R1,000,000	R10,600 + 0.69% of amount exceeding R1,000,000	R11,500 + 0.75% of amount exceeding R1,000,000	R13,250 + 0.87% of amount exceeding R1,000,000
(iv) greater than or equal to R2,000,000 and less than R5,000,000	R13,950 + 0.40% of amount exceeding R2,000,000 up to R5,000,000	R17,500 + 0.46% of amount exceeding R2,000,000 up to R5,000,000	R19,000 + 0.5% of amount exceeding R2,000,000 up to R5,000,000	R21,950 + 0.58% of amount exceeding R2,000,000 up to R5,000,000
(v) greater than or equal to R5,000,000	R25,950	R31,300	R34,000	R39,350

NOTICE 397 OF 2007

**GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT, 1994
(ACT NO. 22 OF 1994)**

Notice is hereby given in terms of section 11(1) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994 as amended), that a claim for restitution of land rights on:

REF NO.	CLAIMANT	PROPERTY	DISTRICT	CURRENT PROPERTY DESCRIPTION	CURRENT LAND OWNER	TITLE DEED
LL 007	MAHOMED ALLI EBRAHIM & AHMED VALLY	PORTION 10 OF ERF 81	LICHTENBURG NORTH WEST	N/A	PRIVATE OWNER	T566/1980

Has been submitted to the Regional Land Claims Commission for Gauteng and North West Province and that the Commissioner on Restitution of Land Rights will investigate the claim in terms of the provisions of the Act in due course. Any person who has an interest in the above-mentioned land is hereby invited to submit, within 21(twenty one) days from the publication of this notice, any comments/information to:

The Regional Land Claims Commissioner: Gauteng and North West Province
Private Bag X03
ARCADIA
0007.

Tel: (012) 310-6500
Fax: (012) 324-5812

Ms SARAH ITUMELENG SEBOKA
REGIONAL LAND CLAIMS COMMISSIONER

NOTICE 398 OF 2007

**GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT, 1994
(ACT NO. 22 OF 1994)**

Notice is hereby given in terms of section 11(1) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994 as amended), that a claim for restitution of land rights on:

REF NO.	CLAIMANT	PROPERTY	DISTRICT	CURRENT PROPERTY DESCRIPTION	CURRENT LAND OWNER	TITLE DEED
N 0200; XX 031; XX 032; XX 035; XX 039; XX040	Mr. SULAMAN NAGDEE	LOT 73 Mayville; LOT 249 Mayville; LOT 111 Daspoort; LOT 92 Lilliera; LOT 348 Hercules & LOT 197 Claremount	Pretoria Gauteng	N/A	PRIVATE OWNER	N/A

Has been submitted to the Regional Land Claims Commission for Gauteng and North West Province and that the Commissioner on Restitution of Land Rights will investigate the claim in terms of the provisions of the Act in due course. Any person who has an interest in the above-mentioned land is hereby invited to submit, within 21(twenty one) days from the publication of this notice, any comments/information to:

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Ms SARAH ITUMELENG SEBOKA
REGIONAL LAND CLAIMS COMMISSIONER

NOTICE 399 OF 2007

**GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT, 1994
(ACT NO. 22 OF 1994)**

Notice is hereby given in terms of section 11(1) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994 as amended), that a claim for restitution of land rights on:

REF NO.	CLAIMANT	PROPERTY	DISTRICT	CURRENT PROPERTY DESCRIPTION	CURRENT LAND OWNER	TITLE DEED
0107	Mr. GJ DINKEBUGILE	DOORNKOP 166 IP	VENTERSDORP NORTH WEST	N/A	STATE LAND	N/A

Has been submitted to the Regional Land Claims Commission for Gauteng and North West Province and that the Commissioner on Restitution of Land Rights will investigate the claim in terms of the provisions of the Act in due course. Any person who has an interest in the above-mentioned land is hereby invited to submit, within 21 (twenty one) days from the publication of this notice, any comments/information to:

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Ms SARAH ITUMELENG SEBOKA
REGIONAL LAND CLAIMS COMMISSIONER

NOTICE 400 OF 2007

**GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT, 1994
(ACT NO. 22 OF 1994)**

Notice is hereby given in terms of section 11(1) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994 as amended), that a claim for restitution of land rights on:

REF NO.	CLAIMANT	PROPERTY	DISTRICT	CURRENT PROPERTY DESCRIPTION	CURRENT LAND OWNER	TITLE DEED
MM 048	ABDULLAH ELLEMDIN	ERF NO 16 CHURCH STREET ZEERUST	ZEERUST NORTH WEST	N/A	PRIVATE OWNER	T85821\199

Has been submitted to the Regional Land Claims Commission for Gauteng and North West Province and that the Commissioner on Restitution of Land Rights will investigate the claim in terms of the provisions of the Act in due course. Any person who has an interest in the above-mentioned land is hereby invited to submit, within 21(twenty one) days from the publication of this notice, any comments/information to:

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Ms SARAH ITUMELENG SEBOKA
REGIONAL LAND CLAIMS COMMISSIONER

NOTICE 401 OF 2007

**GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT, 1994
(ACT NO. 22 OF 1994)**

Notice is hereby given in terms of section 11(1) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994 as amended), that a claim for restitution of land rights on:

REF NO.	CLAIMANT	PROPERTY	DISTRICT	CURRENT PROPERTY DESCRIPTION	CURRENT LAND OWNER	TITLE DEED
R 0057	Mr. Ronald Mabale	WOLHUTERSKOP 452 JQ Portions 1;2;3;4;5;6;7;8;9;10;11 ;12;13;14;15;16;17;18; 19;20;21;22;23;24;25;2 6;27;28;29;30;31;32;33 ;34;35;36;37;38;39;40; 41;42;43;44;47 & 72	BOJANALA NORTH WEST	N/A	PRIVATE OWNERS	N/A

Has been submitted to the Regional Land Claims Commission for Gauteng and North West Province and that the Commissioner on Restitution of Land Rights will investigate the claim in terms of the provisions of the Act in due course. Any person who has an interest in the above-mentioned land is hereby invited to submit, within 21(twenty one) days from the publication of this notice, any comments/information to:

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Ms SARAH ITUMELENG SEBOKA
REGIONAL LAND CLAIMS COMMISSIONER

NOTICE 402 OF 2007

NOTICE 871 OF 2006

**GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT, 1994
(ACT NO. 22 OF 1994)**

Notice is hereby given in terms of section 11(1) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994 as amended), that a claim for restitution of land rights on:

REF NO.	CLAIMANT	PROPERTY	DISTRICT	CURRENT PROPERTY DESCRIPTION	CURRENT LAND OWNER	TITLE DEED
R 0140	YOOSUF BULBULIA	ERF 75; REMAINING EXTENT OF ERF 77; REMAINING EXTENT OF ERF 78	VRYBURG NORTH WEST	N/A	RUSTENBURG POST OFFICE	T28857\63; T41684\71; T3332\1983

Has been submitted to the Regional Land Claims Commission for Gauteng and North West Province and that the Commissioner on Restitution of Land Rights will investigate the claim in terms of the provisions of the Act in due course. Any person who has an interest in the above-mentioned land is hereby invited to submit, within 21 (twenty one) days from the publication of this notice, any comments/information to:

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Ms SARAH ITUMELENG SEBOKA
REGIONAL LAND CLAIMS COMMISSIONER

NOTICE 403 OF 2007

**GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT, 1994
(ACT NO. 22 OF 1994)**

Notice is hereby given in terms of section 11(1) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994 as amended), that a claim for restitution of land rights on:

REF NO.	CLAIMANT	PROPERTY	DISTRICT	CURRENT PROPERTY DESCRIPTION	CURRENT LAND OWNER	TITLE DEED
R 0184	MOOSA ISMAIL HAFFAJEE	Erf 73A; Erf 73B; Erf 74; Erf 76; Ptn A of Erf 77; Ptn A of Erf 78 & Ptn B of Erf 78	RUSTERNBURG CENTRAL NORTH WEST	N/A	ERIC ELLERINE FAMILY TRUST; THE SIDNEY ELLERINE FAMILY TRUST & THE SELSICK FAMILY INVESTMENT TRUST	T3332\1983

Has been submitted to the Regional Land Claims Commission for Gauteng and North West Province and that the Commissioner on Restitution of Land Rights will investigate the claim in terms of the provisions of the Act in due course. Any person who has an interest in the above-mentioned land is hereby invited to submit, within 21 (twenty one) days from the publication of this notice, any comments/information to:

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Fax: (012) 324-5812

Ms SARAH ITUMELENG SEBOKA
REGIONAL LAND CLAIMS COMMISSIONER

NOTICE 404 OF 2007

NOTICE WITHDRAWAL (Notice 1779 OF 2005)

**GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT, 1994
(ACT NO. 22 OF 1994)**

Notice is hereby given in terms of section 11(1) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994 as amended), that a claim for restitution of land rights on:

REF NO.	CLAIMANT	PROPERTY	DISTRICT	CURRENT PROPERTY DESCRIPTION	CURRENT LAND OWNER	TITLE DEED
AH 004	Mr. Mbuti Morries Gorekoang	DORPSGROND 459 IQ, Portions 10;21;4;18;20 and 22	Potchefstroom NORTH WEST	N/A	PRIVATE OWNER	N/A

Has been submitted to the Regional Land Claims Commission for Gauteng and North West Province and that the Commissioner on Restitution of Land Rights will investigate the claim in terms of the provisions of the Act in due course. Any person who has an interest in the above-mentioned land is hereby invited to submit, within 21(twenty one) days from the publication of this notice, any comments/information to:

The Regional Land Claims Commissioner: Gauteng and North West Province
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Ms SARAH ITUMELENG SEBOKA
REGIONAL LAND CLAIMS COMMISSIONER

NOTICE 405 OF 2007

GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT, 1994
(ACT NO. 22 OF 1994)

Notice is hereby given in terms of section 11(1) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994 as amended), that a claim for restitution of land rights on:

REF NO.	CLAIMANT	PROPERTIES	DISTRICT	CURRENT DESCRIPTION	PROPERTY	CURRENT LAND OWNER	TITLE DEED
YZ 003	BAROLONG BA GA MARIBA CLAIM	BRADBURY PTN 0		N/A		KINNEAR PIETER JACOBUS	
		BRADBURY PTN 1				SWANEPOEL JOHANNES JOCHUMES JOUBERT	
		BRADBURY PTN 2				KINNEAR PIETER JACOBUS	
		ARRAGON PTN 0				NEL TRUST	
		ARRAGON PTN 1				NG KERK COMMUNITY	
		ARRAGON PTN 2				MOLOPO RIVIER BOERVERENINGING TRUST	
		ARRAGON PTN 3				SMF TRUST	
		BUFFELS BOSCH PTN 0				BESTER JACOBUS IZAK	
		BUFFELS BOSCH PTN 0				BESTER ELIZABETN	
		BUFFELS BOSCH PTN 1				JTG BOERDERY CC	
		BUFFELS BOSCH PTN 2				COETZEE ZACHARIAS JACOBUS	
		BUFFELS BOSCH PTN 2				COETZEE WILHEMINA MARTINA	

		BUFFELS BOSCH PTN 3			COETZEE ZACHARIAS JACOBUS
		BUFFELS BOSCH PTN 3			COETZEE WILHEMINA MARTINA
		LIKATLONG PTN 0			DE VILLIERS RAYMOND
		LIKATLONG PTN 1			LABUSCHAGNE ANNA SOPHIA
		LIKATLONG PTN 2			
		MOKALA PTN 0			MAKALA BELEGINGS Pty Ltd
		MOKALA PTN 1			CARLSE ANNA SOPHIA
		SELEMO PTN 0			SALEMO BOERDERY CC
		SELEMA PTN 1			BOTHMA LOUIS
		SELEMO PTN 2			SALEMO BOERDERY CC
		CLOBER PTN 0			PIERRE VERCUEIL BOERDERY Pty Ltd
		CLOBER PTN 1			
		CLOBER PTN 2			CARLSE RENE JOHANNES
		CLOBER PTN 3			
		CLOBER PTN 4			KLEINBOS LANDGOED Pty Ltd
		CLOBER PTN 5			KLEINBOS LANDGOED Pty Ltd
		CLOBER PTN 6			KLEINBOS LANDGOED Pty Ltd
		CLOBER PTN 7			SNYMAN WILLEM HENDRIK STEYN
		CLOBER PTN 8			CARLSE RENE JOHANNES

		CLOBER PTN 9			POGGENPOEL SOLOMON JACOBUS
		CLOBER PTN 10			SNYMAN WILLEM HENDRIK STEYN
		CLOBER PTN 11			JA VISSER & SEUNS Pty Ltd
		ELANDIA PTN 0			NEELS DU PREEZ TRUST
		EDEN PTN 0			RUDOLF VAN DYK TRUST
		COROWA PTN 0			VAN DER WESTHUIZEN SUZETTE JEANNE
		COROWA PTN 1			JAN VAN DER WESTHUIZEN BOERDERY CC
		HARTEBEEST PTN 0			KOEKEMOER JOZEF JOHANNES
		HARTEBEEST PTN 1			
		HARTEBEEST PTN 2			BESTER WYNAND JOHANNES
		HARTEBEEST PTN 2			BETER SUSANNA MARIETHA
		HARTEBEEST PTN 3			BOTHA DAWID PETRUS
		HARTEBEEST PTN 4			KOEKEMOER JACOBUS HENRY
		HARTEBEEST PTN 4			KOEKEMOER CATHARINA MAGRIETHA
		HARTEBEEST PTN 5			BESTRER JACOBUS IZAK
		HARTEBEEST PTN 5			BESTER ELIZABETH
		HARTEBEEST PTN 6			KOEKEMOER JOZEF JOHANNES
		HARTEBEEST PTN 6			KOEKEMOER ANNIE MAGDELENA

		HARTEBEEST PTN 7			BOTHA JACOBUS THEODORUS
		HARTEBEEST PTN 8			BOTHA JACOBUS THEODORUS
		HARTEBEEST PTN 9			PIETER KROG TRUST
		HARTEBEEST PTN 10			KOEKEMOER CATHARINA MAGRIETHA
		HARTEBEEST PTN 10			KOEKEMOER JACOBUS HENRY
		BLIK PLAATS PTN 0			VAN SCHALKWYK FRANCINA ANNA
		BLIK PLAATS PTN 0			VAN SCHALKWYK THUENIS GERTHSE
		BLIK PLAATS PTN 1			VAN SCHALKWYK THUENIS GERTHSE
		BLIK PLAATS PTN 1			VAN SCHALKWYK ANNA FRANCINA ROOS
		KINGS MILL PTN 0			PRETORIUS FREDERICK
		HAAKDOOREN VLEI PTN 0			MAREE JOHANNES PETRUS DANIEL
		HAAKDOOREN VLEI PTN 1			SWANEPOEL ANDRE DAWID
		RATELBEEN PTN 0			WILZACH BOERDERY TRUST
		RATELBEEN PTN 1			M & H TRUST
		MARTINS BUSH PTN 0			PRETORIUS FREDERICK
		KOODOO BOSCH PTN 0			JT & BOERDERY CC
		KOODOO BOSCH PTN 1			JTG BOERDERY CC
		BAVIAANS KLOOF PTN 0			NIEWOUDT JOHANNES HERMANUS ALBERTUS

		BAVIAANS KLOOF PTN 0			NIEWOUDT MARIA DOROTHEA
		BAVIAANS KLOOF PTN 1			JTG BOERDERY CC
		BAVIAANS KLOOF PTN 2			NIEWOUDT JOHANNES HERMANUS ALBERTUS
		BAVIAANS KLOOF PTN 2			NIEWOUDT MARIA DOROTHEA
		WEG DRAAI PTN 0			NIEMANN ANDRIES STEPHANUS
		WEG DRAAI PTN 1			CLOETE JOHANNA MARIA MAGDELENA
		WEG DRAAI PTN 1			CLOETE MATHYS JOHANNES
		WEG DRAAI PTN 2			NIEMANN ANDRIES STEPHANUS
		HARTEBEEST HOREN PTN 0			JTG BOERDERY CC
		WOLF DRAAI PTN 0			JTG BOERDERY CC
		WOLF DRAAI PTN 1			
		KROM DRAAI PTN 0			MARE PETRUS JACOBUS GELDENHUYS
		KROM DRAAI PTN 1			MARE PETRUS JACOBUS GELDENHUYS
		MOSHESH PTN 0			DRIESJAN BELEGGINS CC
		MOSHESH PTN 1			ROULOU RANCH TRUST
		MOSHESH PTN 2			NEL MARYNA GERTRUIDA
		MOSHESH PTN 2			NEL STEPHANUS JOHANNES
		KOPJE ALLEN PTN 0			NEL MARYNA GERTRUIDA
		KOPJE ALLEN PTN 0			NEL STEPHANUS JOHANNES

		KOPJE ALLEN PTN 1			DRIESJAN BELEGGINS CC
		ONVERWACHT PTN 0			MARWEDE TRUST
		ONVERWACHT PTN 1			VAALBOSPTN PTY LTD
		ONVERWACHT PTN 0			DALYSPAN BOERDERY CC
		ONVERWACHT PTN 1			VORPAN BOERDERY CC
		TENNANT PTN 0			SIMONS JOHANNES ADOLPH SCHOLTZ
		TENNANT PTN 1			GROVE JAMES WILLIAM
		TENNANT PTN 1			GROVER ANN SYLVIA
		TENNANT PTN 2			JAN VAN DER WESTHUIZEN BOERDERY CC
		LANGERMAN PTN 0			JAN VAN DER WESTHUIZEN BOERDERY CC
		CAVERS PTN 0			LE ROUX BOERDERY CC
		PEENS RUST PTN 0			DE VILLIERS JOHANNA ADRIANA
		ENFIELD PTN 0			NIEMANN JOHANNES GERHARDUS
		ENFIELD PTN 0			NIEMANN LEONA ARNOLDUS
		HAZENPAD PTN 0			JTG BOERDERY CC
		JAKHALS DRAAI PTN 0			NIEMANN JOHANNES GERHARDUS
		JAKHALS DRAAI PTN 0			NIEMANN LEONA ARNOLDUS
		DONKER HOEK PTN 0			VAN HEERDEN ALLETA JOHANNA
		DONKER HOEK PTN 1			

		DONKER HOEK PTN 2			
		DONKER HOEK PTN 3			VAN HEERDEN PIETER SCHALK JACOBUS
		DONKER HOEK PTN 3			VAN HEERDEN LYNETTE
		DONKER HOEK PTN 4			WESSELS STEPHANUS PETRUS
		DONKER HOEK PTN 5			NEL GERT JOHANNES
		DONKER HOEK PTN 6			THEUNISSEN TRUST
		WESSEX PTN 0			M&H TRUST
		WESSEX PTN 1			WILZACH BOERDERY TRUST
		UITKIJK PTN 0			HERBST MATTHYS JOHANNES
		UITKIJK PTN 1			HERBST MATTHYS JOHANNES
		EENZAAMHEID PTN 0			HERBST MATTHYS JOHANNES
		EENZAAMHEID PTN 1			NIEMANN JOHANNES GERHARDES
		EENZAAMHEID PTN 1			NIEMANN LEONA ARNOLDUS
		HOUTBOSCH PTN 0			VORSTER JOHANNES JACOBUS
		HOUTBOSCH PTN 1			LE ROUX CAREL JACOBUS
		HOUTBOSCH PTN 2			MAREE SUSANNA
		CHISLEHURST PTN 0			SUKINA CC
		CHISLEHURST PTN 1			SUKINA CC
		WIJDBEROEMD PTN 0			VAN SCHALKWYK ANNA FRANCINA ROOS
		LEDBURY PTN 0			C&F TRUST

		WINDHEUWEL SUID PTN 0			
		MAIDSTONE PTN 0			49 MAIN ROAD CENTURION CC
		VERMONT PTN 0			LE ROUX PHILIPPUS JOHANNES
		KANTHACK PTN 0			J&E SWANEPOEL FAMILIE TRUST
		KANTHACK PTN 1			BOTHA HENDRICK LUKAS
		KANTHACK PTN 1			BOTHA ISABELLA MAGRIETHA
		KANTHACK PTN 2			SWANEPOEL JOHANNES JOCHUMES JOUBERT
		BELLEVUE PTN 0			CLOETE DOROTHEA MARIA
		BELLEVUE PTN 1			DU PLESSIS HENDRIK JACOB
		BELLEVUE PTN 1			DU PLESSIS LORETTA
		HURLEY PTN 0			SWANEPOEL JOHANNES JOCHUMES JOUBERT
		HURLEY PTN 1			SWANEPOEL ELSIE ADRIANA
		HURLEY PTN 1			SWANEPOEL JOHANNES JOCHUMES JOUBERT
		HURLEY PTN 2			ESKOM HOLDING LTD
		RYECROFT PTN 0			JTG BOERDERY CC
		STIRLING PTN 0			SWANEPOEL JOHANNES JOCHUMES JOUBERT
		BURTON PTN 0			
		BURTON PTN 1			
		BURTON PTN 2			THINUS DE JAGER TRUST

		VOGEL VRIJ PTN 0			THINUS DE JAGER TRUST
		BIRKDALE PTN 0			BADENHORST FRANS HENDRIK
		STRETFORD PTN 0			BADENHORST FRANS HENDRIK
		STRETFORD PTN 1			MALLAN FRANCOIS ALWYN
		STRETFORD PTN 2			
		AVOCA PTN 0			
		AVOCA PTN 1			RUDOLF VAN DYK FAMILIE TRUST
		SALAMANCA PTN 0			MALAN FRANCOIS ALWYN
		SALAMANCA PTN 1			OLIVIER ERNS LODEWICUS
		BUXTON PTN 0			HAASBROEK JOHANNES BERNADUS
		BUXTON PTN 0			HAASBROEK LOUISA ANDRIESA
		BUXTON PTN 1			ELDORADO TRUST
		BUXTON PTN 1			VAN NIEKERK HENDRIK JOHANNES CHRISTOFFEL
		DONNYBROOK PTN 0			SMF TRUST
		DONNYBROOK PTN 1			SMF TRUST
		DONNYBROOK PTN 2			SMF TRUST
		NAVARRE PTN 0			HAASBROEK JOHANNES BERNADUS
		NAVARRE PTN 0			HAASBROEK LOUISA ANDRIESA

		NAVARRE PTN 1			HAASBROEK JOHANNES BERNADUS
		NAVARRE PTN 1			HAASBROEK LOUISA ANDRIESA
		NAVARRE PTN 2			HAASBROEK JOHANNES BERNADUS
		NAVARRE PTN 2			HAASBROEK LOUISA ANDRIESA
		VERGELEGEN PTN 0			STEPET LANDGOED PTY LTD
		VERGELEGEN PTN 1			KERKRAAD VAN DIE NEDERDUITSE KERK
		VERGELEGEN PTN 2			
		VERGELEGEN PTN 3			STEPET LANDGOED PTY LTD
		VERGELEGEN PTN 4			NWK LTD
		VERGELEGEN CHURH SITE PTN 0			KERKRAAD VAN DIE NEDERDUITSE KERK TE VERGELEGEN
		KAAMEEL DOORNS PTN 0			ENGELBRECHT SYBRAND ABRAHAM
		KAAMEEL DOORNS PTN 1			OOSTHUIZEN NICOLAAS JACOBUS
		BIRNAM WOOD PTN 0			ENGELBRECHT FRANCOIS VAN ZYL
		BIRNAM WOOD PTN 1			SIMMONS HERMANUS JACOBUS
		RAVENSBOURNE PTN 0			CRROLL FAMILY ENTERPRISES
		RAVENSBOURNE PTN 1			CRROLL FAMILY ENTERPRISES

		SANDILANDS PTN 0			JOUBERT HEINRICH MINNAAR
		WESTWARD PTN 0			LE ROUX CHRISTINA ELIZABETH
		GANNA LAAGTE PTN 0			JOUBERT HEINRICH MINNAAR
		GANNA LAAGTE PTN 1			BADENHORST STEPHANUS LOMBRAD
		GANNA LAAGTE PTN 2			JOUBERT HEINRICH MINNAAR
		KNAPDAAR PTN 0			KNAPDAAR BOERDERY CC
		LANGE DRAAI PTN 0			CRROLL FAMILY ENTERPRISES
		LANGE DRAAI PTN 1			LANMADA TRUST
		ROUWKOOP PTN 0			CRROLL FAMILY ENTERPRISES
		ROUWKOOP PTN 1			MARAIS DAWID JACOBUS
		ROUWKOOP PTN 1			MARAIS JEMAIMA SELKIRK
		ROUWKOOP PTN 2			MARAIS DAWID JACOBUS
		ROUWKOOP PTN 3			MARAIS DAWID JACOBUS
		ROUWKOOP PTN 3			MARAIS JEMAIMA SELKIRK
		VERGENORG PTN 0			VAN DER WESTHUIZEN

Has been submitted to the Regional Land Claims Commission for Gauteng and North West Province and that the Commissioner on Restitution of Land Rights will investigate the claim in terms of the provisions of the Act in due course. Any person who has an interest in the above-mentioned land is hereby invited to submit, within 21(twenty one) days from the publication of this notice, any comments/information to:

The Regional Land Claims Commissioner: Gauteng and North West Province
Private Bag X03
ARCADIA
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Ms SARAH ITUMELENG SEBOKA
REGIONAL LAND CLAIMS COMMISSIONER

NOTICE 406 OF 2007

GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT, 1994 (ACT NO. 22 OF 1994), AS AMENDED

Notice is hereby given in terms of section 11(1) of the Restitution of Land Rights Act, 1994(Act No. 22 of 1994) as amended, that a claim for restitution of land rights has been lodged on the farm knobneuzen 230 LT now called Molenje 204 LT, situated within the Makhado and Thulamela Local Municipality, Vhembe District Limpopo.

Note that the claimed land is a settlement area which is currently used by other communities such as Nkuri, Tshimupfhe, and Molenje for settlement and grazing, and this land cannot be restored to the claimants therefore the Commission will facilitate the process of getting alternative redress as provided by the Restitution of Land Rights Act, 1994(Act No. 22 of 1994) as amended.

1. Mr. Chauke Gezani Simon lodged the claim on behalf of Phaphazela community on properties mentioned in the table below on the 28th of July 1997 respectively.
2. Mr. S.G. Risenga lodged the claim on behalf of Mahonisi royal family on properties mentioned in the table on the 19th of November 1998 respectively.
3. Mr. Hlungwane Jackson Risimate lodged the claim on behalf of Shigamani community on the properties mentioned in the table below on the 19th of April 1996 respectively.
4. Mr. Manganye Hasane George lodged the claim on behalf of Mavambe community on the properties mentioned in the table below on the 23rd of October 1996 respectively.

The people, who used to belong to Knobnose 124 Lt, now called Molenje 204 LT are now currently residing at partly Phaphazela, Mkhomi, Mphambo, Hasani, Shigamani, portion of Mahonisi, Shithelani, Mavambe, Xikundu, Tlhaveni, Mhinga, and Mtititi, all this villages are next to Malamulele respectively.

The following table depicts the properties claimed by the above mentioned Communities.

PR OPERTY	CURRENT OWNER	TITLE DEED	EXTENT (HECTARES)	BONDS AND RESTRICTIVE CONDITIONS	HOLDER	CLAIMANTS
MOLENJE 204 LT (RE)	SUID AFRIKAANSE ONTWIKKELINGSTRUST	T62584/1988	8351.4505	NONE	REPUBLIEK VAN SUID-AFRIKA	PHAPHAZELA COMMUNITY KRP:2442
MOLENJE 204 LT PTN 1	REPUBLIC OF SOUTH AFRICA	T54416/1989	9.8480	NONE	S.A ONTWIKKELINGSTRUST CRT GOVERNMENT OF GAZANKULU	MAVAMBE AND PHAPHAZELA KRP11151 & 2442
MATLICATT OF MURZIA FERA 25 LT (RE)	DEPRTMENT OF LAND AFFAIRS	A2765/1907	1024,1324 NA	NONE	NONE	SHIGAMANI COMMUNITY KRP: 789
ALVERTON 26 LT(RE)	SUID-AFRIKAANSE BANTOETRUST	T54/1940 VN	404.3302	NONE	NONE	
ALVERTON 26 LTPTN 1	SUID-AFRIKAANSE BANTOETRUST	T8439/1978	4.4611	NONE	NONE	
ALVERTON 26 LT PTN 2	NESENGANI ABEL TSHIKURUKURU, ASH JAMES	T16069/1997 T8512/195	134.7767	NONE	NONE	

	AND ASH FREDERICK	0				
LANGVERWACHT 27 LT (RE)	SUID- AFRIKAANSE BANTOETRUST	T29257/19 74VN	560.3175	119493/2000CV N	NO DETAILS	
LANGVERWACHT 27 LT (RE)	DEPARTMENT OF LAND AFFAIRS	A6565/19 52	280.1588	NONE	NONE	
MOLENJE 204 LT	REPUBLIC OF SOUTH AFRICA	T54416/19 89	9.8480	NONE	NONE	MAVAMBE COMMUNITY KRP: 11151
SEELIG 206 LT	REPUBLIEK VAN SUID AFRIKA	T14137/19 89	1690.0599	K6375/1999S	NONE	MAHONISI ROYAL FAMILY KRP: 2418
PTN OF THE FARM SEELIG 206 LT	NOORDELIKE PROVINSIE	T116562/1 997	77.3653	NONE	NONE	
LOCATIE VAN DE KNONEUZEN 230 LT	SUID AFRIKAANSE ONTWIKKELIN GTRUST	T60384/19 98	10009.3731	NONE	NONE	
PTN 2 OF THE FARM LOCATIE VAN DE KNOPNEUZEN 230LT	REPUBLIC OF SOUTH AFRICA	T5914/199 0 T7423/200 0	21797.9359	K331/2000S K332/2000S	NONE	
PTN 6 OF THE FARM LOCATIE VAN DE KNOPNEUZEN 230 LT	THULAMELA MUNICIPALITY	T17092/20 06	31.5558	NONE	NONE	

THE FARM JIMMY JONES 205 LT (NOW CONSOLIDATED INTO THE FARM MALAMULELE 234 LT SUSEQUENTLY SUBDIVIDED INTO 7 PTN & THE R/E)	NATIONAL GOVERNMENT OF THE REPUBLIC OF SOUTH AFRICA	T44158/20 01	FORMELY 1901.7994 NOW 6938.9864	NONE	NONE	
THE FARM VAN DUUREN 207 LT (NOW CONSOLIDATED INTO THE FARM MALAMULELE 234 LT SUBSEQUENTLY SUBDIVIDED INTO 7 PTN AND THE R/E)	NATIONAL GOVERNMENT OF THE REPUBLIC OF SOUTH AFRICA	T44158/20 01	FORMELY 1757.0083 NOW 6938.9864	NONE	NONE	
PTN OF THE FARM IRELAND 210 LT	GOVERNMENT OF GAZANKULU THULAMELA MUNICIPALITY	T133991/2 000 T165003/2 006	3.3986	NONE	NONE	
NARTOP 227 LT	GOVERNMENT OF GAZANKULU	T16048/19 89	1713.1297	NONE	NONE	

KRAUSE 226 LT	GOVERNMENT OF GAZANKULU	T13682/19 89	1403.6532	NONE	NONE	
FRANK MENNIE 229 LT	GOVERNMENT OF GAZANKULU	T16050/19 89	1713.0783	NONE	NONE	

Take further notice that the Regional Land Claims Commission of Limpopo is investigating this claim. Any party that has an interest in the above-mentioned properties is hereby invited to submit in writing within **90** days of publication of this notice, any comment, and/ or objection to this claim to the Regional Land Claims Commissioner at the addresses set out below under reference number KRP 2442, 789, 11151 & 2418.

**The Regional Land Claims
Commission: Limpopo
Private Bag x9552
POLOKWANE
700**

**Submission may also be delivered to:
First Floor, 96 Kagiso House
Corner Rissik & Schoeman Streets
POLOKWANE
0700**

**MASHILE MOKONO
REGIONAL LAND CLAIMS COMMISSIONER: LIMPOPO
DATE**

NOTICE 407 OF 2007

GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT, 1994 (ACT NO. 22 OF 1994), AS AMENDED

Notice is hereby given in terms of section 11(1) of the Restitution of Land Rights Act, Act No. 22 of 1994 as amended, that a claim for restitution of land rights has been lodged on the following farms: Landsberghoek 10 KS, Hartebeestfontein 8 KS, Driefontein 9 KS, Portion 20 and 23 of the farm Uitloop 3 KS, Rotterdam 11 KS and Rietvalley 5 KS situated within the Mogalakwena Local Municipality, Waterberg District, Limpopo.

Kgoshigadi M.C Maraba, Messrs E.M Maraba and M.S Qwanqwa lodged the claim on behalf of the Maraba Tribe on 08th December 1998. Most of the claimants are currently staying at Kalkspruit (Ga-Maraba) and other surrounding villages of the Maraba Tribe, while few are found at Ga-Mashashane and around Mokopane town. The description of the properties under claim is reflected in the table below.

PROPERTY	CURRENT OWNER	TITLE DEED	EXTENT (HECTARES)	BONDS AND RESTRICTIVE CONDITIONS	HOLDER
R/E of the farm Landsberghoek 10 KS	Matlougén Trust	T13201/1995	518.2058	K131/1949RM K530/1970S B14571/1995	No details No details ABSA bank
R/E of Ptn 1 of the farm Landsberghoek 10 KS	Heever Fredrieka Henryette Van Den	T13230/1988	826.2949	K242/1970S K3655/1984S	No details No details
R/E of Ptn 3 of the farm Landsberghoek 10 KS	Silas Family Farming CC	T52264/1996	762.3135	K583/1955RM	No details
Ptn 4 of the farm Landsberghoek 10 KS	Robfair INV NO 209 CC	T140904/2004	171.3064	None	None
Ptn 5 of the farm Landsberghoek 10 KS	Walt Martha Barbara Van Der	T14275/1953	901.1502	None	None
Ptn 6 of the farm Landsberghoek 10 KS	Ferreira Ella Catrina	T855/1987	8.5653	None	None
R/E of the farm Hartebeestfontein 8 KS	Ponderosa Ranche PTY LTD	T33651/1981	685.0771	K2082/1996RM K2508/1976S	Mcilrath James Michael Denysschen Magdalena

				K550/1995RM K672/1970S	Gertruida McIlrath James Hugh No details
Ptn 1 of the farm Hartebeestfontein 8 KS	Transnet LTD	T19025/1996	4.8908	None	None
Portion 2 of the farm Hartebeestfontein 8 KS	Ponderosa Ranche PTY LTD	T27186/1976	811.9795	None	None
Ptn 3 of the farm Hartebeestfontein 8 KS	Mertsch PTY LTD	T35671/1977	811.9495	None	None
Ptn 4 of the farm Hartebeestfontein 8 KS	Osborn David Trevor	T29278/1996	162.1619	None	None
R/E of the farm Driefontein 9 KS	South African Roads Board	T90571/1995	1044.3937	None	None
Ptn 1 of the farm Driefontein 9 KS	Republic of South Africa	T3301/1967	46.2684	K283/1970S	No details
Ptn 2 of the farm Driefontein 9 KS	Primarko CC	T73644/1991	612.3647	K560/1970S K789/1988S	No details No details
R/E of Ptn 3 of the farm Driefontein 9 KS	Waveren Nicolaas Casparus Van	T43793/1981	520.2150	K886/1971S	No details
Ptn 4 of the farm Driefontein 9 KS	Telkom SA LTD	T25946/1971	2231.0000 SQM	K886/1971S	No details
Ptn 5 of the farm Driefontein 9 KS	No details	No details	368.3088	None	None
Ptn 6 of the farm Driefontein 9 KS	Republiek Van Suid- Afrika	T39330/1983	4275.0000 SQM	K2243/1983S	No details
R/E of Ptn 20 of the farm Uitloop 3 KS	Midway Chix PTY LTD	T162967/2004	31.2952	K1628/1973S K59/1972S K708/1978S	No details No details No details
Ptn 23 of the farm Uitloop 3 KS	Midway Chix PTY LTD	T162967/2004	34.2432	K215/1971S	No details
R/E of the farm Rotterdam 11 KS	Rotterdam Eiendoms Trust	T119245/2004	814.2422	B104946/2004	ABSA bank LTD
R/E of the farm Rietvalley 5 KS	Osborn David Trevor	T34265/1990	1343.5801	B37925/1990	Dry Gulch PTY LTD
Ptn 1 of the farm Rietvalley 5 KS	Osborn David Trevor	T29278/1996	1147.2236	K4158/2000RM	Wiese Hendrik Jacobus Rust

Take further notice that the Regional Land Claims Commission of Limpopo is investigating this claim. Any party that has an interest in the above-mentioned properties is hereby invited to submit in writing within **90** days of publication of this notice, any comment, and/ or a detailed objection to this claim to the Regional Land Claims Commissioner at the addresses set out below under reference number KRP 2010.

Take further notice that a meeting of all interested parties will be convened within a period of **14** days of publication of this notice, for the purpose of information sharing and outlining of the restitution process.

**The Regional Land Claims
Commission: Limpopo
Private Bag x9552
POLOKWANE
0700**

**Submission may also be delivered to:
First Floor, 96 Kagiso House
Corner Rissik & Schoeman Streets
POLOKWANE
0700**

**MASHILE MOKONO
REGIONAL LAND CLAIMS COMMISSIONER: LIMPOPO**

NOTICE 408 OF 2007**GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT, 1994 (ACT NO. 22 OF 1994), AS AMENDED**

Notice is hereby given in terms of section 11(1) of the Restitution of Land Rights Act, Act No. 22 of 1994 as amended, that a claim for restitution of land rights has been lodged on the following farm: The Remaining Extent of the farm Disselsdorp 369 LR, situated within the Blouberg Local Municipality, Capricorn District, Limpopo.

Mr. Stephen Kgabo Ngoepe lodged the claim on behalf of Mokudung community on property mentioned in the table below on the 31st December 1998. Currently most of the claimants are staying in Bayswater, Mentz, Reshwish and Sodoma the nearby villages.

PROPERTY	CURRENT OWNERS	TITLE DEED	EXTENT (HECTARES)	BONDS AND RESTRICTIVE CONDITIONS	HOLDER
R/E of the farm Disselsdorp 369 LR	Denosa Piet Kgomo Johannes Mahlangane Albert Maperemisa Johannes Masebe Dantel Masebe Phaniel Mautla Obed Mehale Phapharas Mokata Ezekiel Ngwepe Alfred	T45890/1980	2833.5735	K475/1948 RM	No details

	Ngwepe Johannes				
	Ngwepe Marhuti				
	Phukupye Dolphas				
	Phukupye Frans				
	Phukupye Josias				
	Phukupye Makgabo				
	Phukupye Phillemon				
	Phukupye Phineas				
	Phukupye Richard				
	Phukupye Samuel				
	Ramokgaba Daniel				
	Ramokgaba Sampson				
	Ramoroka Israel				
	Ramoroka Solveve				
	Rapheaha Samson				
	Seakamela Erik				

	Sepuru Phineas				
	Masebe Joshua				
	Phukubye Egiton				
	Ramoroka Bethuel				

Take further notice that the Office of the Regional Land Claims Commissioner of Limpopo is investigating this claim. Any party that has an interest in the above-mentioned properties is hereby invited to submit in writing within **90** days of publication of this notice, any comment, and/ or objection to this claim to the Office of the Regional Land Claims Commissioner at the addresses set out below under reference number KRP 10046048

**The Office of the Regional Land Claims
Commissioner: Limpopo
Private Bag X9552
POLOKWANE
0700**

**Submission may also be delivered to:
First Floor, 96 Kagiso House
Corner Rissik & Schoeman Streets
POLOKWANE
0700**

**MASHILE MOKONO
REGIONAL LAND CLAIMS COMMISSIONER: LIMPOPO**

BOARD NOTICES RAADSKENNISGEWINGS

BOARD NOTICE 34 OF 2007

DEFINING OF THE PRODUCTION AREA: ELIM (AMENDMENT)

The Wine and Spirit Board, acting under section 8 of the Wine of Origin Scheme published by Government Notice No. R. 1434 of 29 June 1990 hereby –

- (a) defines the area specified in the Schedule as a production area (ward) under the name Elim; and
- (b) repeals herewith Board Notices No 58 of 2000 and No 60 of 2004.



M H VAN DER MERWE
SECRETARY: WINE AND SPIRIT BOARD

SCHEDULE

DEFINING OF PRODUCTION AREA ELIM

That portion of land situate within the following boundaries:

Start at the point where the Bredasdorp/Struis Bay main road joins the Bredasdorp/Elim main road; thence south-west with said Bredasdorp/Struis Bay main road to where it intersects the southern boundary of Heuning Rugt 247; thence south-west with the southern boundary of said Heuning Rugt 247 to where it joins the eastern boundary of Vogel Valley 245; thence south with the eastern boundary of said Vogel Valley 245 to the south-eastern beacon thereof; thence generally west with the southern boundaries of said Vogel Valley 245, Riet Fontein 293 and Uyntjieskraal 294 to the southern beacon thereof; thence generally north with the western boundaries of said Uyntjieskraal 294 and farm 239 to the north-western beacon thereof; thence north-east with the northern boundaries of said farm 239 and Modder Valley 240 to the northern beacon thereof; thence generally north with the western boundaries of farm 199 and Toekoms 244 to a point where the farm road from the Bredasdorp/Elim main road intersects said boundary; thence generally south-east with said farm road to a point where it joins the Bredasdorp/Elim main road; thence east with said Bredasdorp/Elim main road to a point where the Bredasdorp/Struis Bay main road joins said road, the point of beginning mentioned above.

[All indications in this description refer to the topographic map of South Africa 1:50 000: sheet 3419 DA and DC Baardskeerdersbos (Third edition)]

RAADSKENNISGEWING 34 VAN 2007**OMSKRYWING VAN PRODUKSIEGEBIED: ELIM (WYSIGING)**

Die Wyn- en Spiritusraad, handelende kragtens artikel 6 van die Wyn van Oorsprongskema gepubliseer by Goewermentskennisgewing No. R.1434 van 29 Junie 1990-

- (a) omskryf hierby die area in die Bylae gespesifiseer as 'n produksiegebied (wyk) onder die naam Elim; en
- (b) herroep hierby Raadskennisgewings No 58 van 2000 en No 60 van 2004.



M H VAN DER MERWE
SEKRETARIS: WYN- EN SPIRITUSRAAD

BYLAE**OMSKRYWING VAN PRODUKSIEGEBIED ELIM**

Daardie gedeelte grond geleë binne die volgende grense:

Begin by die punt waar die Bredasdorp/Struisbaaihoofpad by die Bredasdorp/Elimhoofpad aansluit; daarvandaan in 'n suidwestelike rigting met genoemde Bredasdorp/Struisbaaihoofpad tot waar genoemde pad die suidelike grens van Heuning Rugt 247 kruis; daarvandaan in 'n suidwestelike rigting met die suidelike grens van genoemde Heuning Rugt 247 tot waar dit aansluit by die oostelike grens van Vogel Valley 245; daarvandaan suidwaarts met die oostelike grens van genoemde Vogel Valley 245 tot by die suidoostelike baken daarvan; daarvandaan algemeen wes met die suidelike grense van genoemde Vogel Valley 245, Riet Fontein 293 en Uyntjieskraal 294 tot by die suidelike baken daarvan; daarvandaan algemeen noord met die westelike grense van genoemde Uyntjieskraal 294 en plaas 239 tot by die noordwestelike baken daarvan; daarvandaan noordoos met die noordelike grense van genoemde plaas 239 en Modder Valley 240 tot by die noordelike baken daarvan; daarvandaan algemeen noord met die westelike grense van plaas 199 en Toekoms 244 tot by 'n punt waar die plaaspad vanaf die Bredasdorp/Elimhoofpad genoemde grens kruis; daarvandaan algemeen suidoos met genoemde plaaspad tot by 'n punt waar dit aansluit by die Bredasdorp/Elimhoofpad; daarvandaan oos met genoemde Bredasdorp/Elimhoofpad tot by 'n punt waar die Bredasdorp/Struisbaaihoofpad by genoemde pad aansluit, die beginpunt hierbo genoem.

[Alle aanduidings in hierdie beskrywing verwys na die topografiese kaart van Suid-Afrika 1:50 000: vel 3419 DA en DC Baardskeerdersbos (Derde Uitgawe)]

BOARD NOTICE 35 OF 2007**DEFINING OF THE PRODUCTION AREA: SUNDAY'S GLEN**

The Wine and Spirit Board, acting under section 6 of the Wine of Origin Scheme published by Government Notice No. R. 1434 of 29 June 1990 hereby-

defines the area specified in the Schedule as a production area (ward) under the name Sunday's Glen.



M H VAN DER MERWE
SECRETARY: WINE AND SPIRIT BOARD

SCHEDULE**DEFINING OF PRODUCTION AREA SUNDAY'S GLEN**

That portion of land situate within the following boundaries:

Start at the northern beacon of farm 662; thence south with the eastern boundary of said farm 662 to where it joins the north-western beacon of Paardenbergs Rivier 663; thence south-east with an imaginary straight line to the south-western beacon of farm 731; thence further south-east with the south-western boundary of said Farm 731 to the southern beacon thereof; thence east with an imaginary straight line to trigonometric beacon 152, Tafelberg; thence south with the eastern boundary of farm 667 to the south-eastern beacon thereof; thence further south with an imaginary straight line, which is an extension of the south-eastern boundary of said farm 667, to where it joins the southern boundary of farm 668; thence south-west with the southern boundary of said farm 668 to where it joins the north-eastern beacon of Sondags Kloof 672; thence generally south-west with the general eastern boundary of said Sondags Kloof 672 to where it joins the eastern beacon of Paapjes Valley 679; thence south with the eastern boundary of said Paapjes Valley 679 to where it joins the general northern boundary of Landmeters Kop 681; thence south-west with an imaginary straight line to where it joins the north-eastern beacon of Farm 682; thence generally south-west and then west with the general southern boundaries of Farms 682 and 683, Goed Vertrouw 684 and Farm 685 to the south-eastern beacon of Helderfontein 686; thence north-west with an imaginary straight line to trigonometric beacon 155; thence north-east with imaginary straight lines, first to trigonometric beacon 14 and then to trigonometric beacon 89; thence further north-east with the north-western boundaries of farm 662 to the northern beacon thereof, the point of beginning mentioned above.

[All indications in this description refer to the topographic map of South Africa 1:50 000, Sheets 3419 BC Jongensklip (third edition) and 3419 DA & DC Baardskeerdersbos (second edition)]

RAADSKENNISGEWING 35 VAN 2007**OMSKRYWING VAN PRODUKSIEGEBIED: SONDAGSKLOOF**

Die Wyn- en Spiritusraad, handelende kragtens artikel 6 van die Wyn van Oorsprongskema gepubliseer by Goewarmentskennisgewing No. R.1434 van 29 Junie 1990-

omskryf hierby die area in die Bylae gespesifiseer as 'n produksiegebied (wyk) onder die naam Sondagskloof.



M H VAN DER MERWE
SEKRETARIS: WYN- EN SPIRITUSRAAD

BYLAE**OMSKRYWING VAN PRODUKSIEGEBIED SONDAGSKLOOF**

Daardie gedeelte grond geleë binne die volgende grense:

Begin by die noordelike baken van plaas 662; daarvandaan suid met die oostelike grens van genoemde Plaas 662 tot waar dit aansluit by die noordwestelike baken van Paardenbergs Rivier 663; daarvandaan suidoos met 'n denkbeeldige reguitlyn tot by die suidwestelike baken van plaas 731; daarvandaan verder suidoos met die suidwestelike grens van genoemde plaas 731 tot by die suidelike baken daarvan; daarvandaan oos met 'n denkbeeldige reguitlyn tot by peilbaken 152, Tafelberg; daarvandaan suid met die oostelike grens van plaas 667 tot by die suidoostelike baken daarvan; daarvandaan verder suid met 'n denkbeeldige reguitlyn, wat 'n verlenging van die suidoostelike grens van genoemde plaas 667 is, tot waar dit aansluit by die suidelike grens van plaas 668; daarvandaan suidwes met die suidelike grens van genoemde plaas 668 tot waar dit aansluit by die noordoostelike baken van Sondags Kloof 672; daarvandaan algemeen suidwes met die algemeen oostelike grens van genoemde Sondags Kloof 672 tot waar dit aansluit by die oostelike baken van Paapjes Valley 679; daarvandaan suid met die oostelike grens van genoemde Paapjes Valley 679 tot waar dit aansluit by die algemeen noordelike grens van Landmeters Kop 681; daarvandaan suidwes met 'n denkbeeldige reguitlyn tot waar dit aansluit by die noordoostelike baken van Plaas 682; daarvandaan algemeen suidwes en dan wes met die algemeen suidelike grense van Plase 682 en 683, Goed Vertrouwen 684 en Plaas 685 tot by die suidoostelike baken van Helderfontein 688; daarvandaan noordwes met 'n denkbeeldige reguitlyn tot by peilbaken 155; daarvandaan noordoos met denkbeeldige reguitlyne, eers tot by peilbaken 14 en dan tot by peilbaken 89; daarvandaan verder noordoos met die noordwestelike grense van plaas 662 tot by die noordelike baken daarvan, die beginpunt hierbo genoem.

[Alle aanduidings in hierdie beskrywing verwys na die topografiese kaart van Suid-Afrika 1:50 000, Velle 3419 BC Jongenskip (derde uitgawe) en 3419 DA & DC Baardskeerdersbos (tweede uitgawe)]

BOARD NOTICE 36 OF 2007**SECURITIES SERVICES ACT, 2004****AMENDMENT TO THE EQUITIES, DERIVATIVES AND YIELD-X RULES OF JSE LIMITED**

1. In terms of section 61(5) of the Securities Services Act, 2004 (Act No. 36 of 2004), it is hereby notified that JSE Limited has applied to the Registrar of Securities Services for approval of proposed amendments of its rules, which amendments are set out in the Schedule.
2. In terms of section 61(5) of the said Act, all interested persons who have any objections to the proposed amendments are hereby called upon to lodge their objections with the Registrar of Securities Services, PO Box 35655, Menlo Park, 0102, within a period of 14 days from the date of publication of this notice.
3. In terms of section 61(6) of the said Act, I, Rob Barrow, hereby determine 26 April 2007 as the date on which the rules in the Schedule come into operation. If any objections are received, another commencement date may be determined by notice in the Gazette.

RJG BARROW
Registrar of Securities Services

SCHEDULE

1. Words underlined with a solid line (____) indicate the insertions in the existing rules.
2. Words in bold and in square brackets ([]) indicate omissions from the existing rules.
3. The amendments are categorised as follows:

- A Amendments to Equities Rules
B Amendments to Derivatives Rules
C Amendments to Yield-X Rules

A Amendments to Equities Rules

1.10 ...

1.20 ...

1.30 ...

1.40 In the rules –

“board of appeal” has the same meaning as that contained in section 1 of the Act;

“exchange market size” means a quantity of an equity security as specified by the Market Controller from time to time;

[“normal market size”] [means a quantity of an equity security as specified by the Market Controller from time to time;]

2.160 Fees, levies, charges, penalties and subscriptions

2.160.1 A member must pay to the JSE such fees, levies, charges, penalties or subscriptions as may be prescribed by the JSE.

2.160.2 Any fees, levies, charges, penalties or subscriptions to be paid or which may be imposed in terms of the rules must be paid within such period as may be determined by the JSE. The membership of a member who fails to make such payment when due may be provisionally terminated in terms of rule 3.130.5.

3.100 Application process

- 3.100.1 An applicant for membership or for authorisation to perform one or more regulated services must apply to the JSE in the form and manner prescribed by the JSE. The application must be accompanied by any application fee prescribed by the JSE.
- 3.100.2 The JSE may require the applicant to provide further information and may institute an investigation to verify information submitted by the applicant in support of an application. The investigation may include a request for one or more representatives of the applicant to be interviewed by the JSE.
- 3.100.3 The JSE has the sole discretion to accept or reject the application, or to accept an application subject to certain conditions being **[fulfilled]** met.
- 3.100.4 The JSE must notify the applicant in writing of its decision and of any conditions that are required to be **[fulfilled]** met.
- 3.100.5 A person aggrieved by a decision of the JSE to reject an application to be admitted as a member may appeal to the board of appeal in terms of section 111 (1) of the Act.

[3.180 Fees, levies, charges, penalties and subscriptions]

- [3.180.1 A member must pay to the JSE such fees, levies, charges, penalties or subscriptions as may be prescribed by the JSE.**
- 3.180.2 Any fees, levies, charges, penalties or subscriptions to be paid or which may be imposed in terms of the rules must be paid within such period as may be determined by the JSE. The membership of a member who fails to make such payment when due may be provisionally terminated in terms of rule 3.130.5.]**

6.30 Reported transactions

- 6.30.1 ...
- 6.30.2 Reported transactions -
- 6.30.2.1 may only be conducted by a single member, with the exception of exercise of options, exercise of warrants, exercise of traded options, delta trades, portfolio transactions and corporate finance transactions which may be conducted between two members;
- 6.30.2.**[1]****2** if conducted during trading hours, must immediately be reported by the member to the JSE equities trading system. Where two members are involved in the transaction, the selling member must report the transaction;
- 6.30.2.**[2]****3** if conducted after trading hours, must be reported to the JSE equities trading system on the next business day within 15 minutes of the commencement of the market opening period; and
- 6.30.2.**[3]****4** are immediately published unless otherwise stated, except for exercise of options, exercise of warrants, exercise of traded options and delta trades, which are not published.
- 6.30.3 A block trade is a reported transaction where a member trades as agent or principal in a single equity security and the transaction -
- 6.30.3.1 has a minimum value of R5 million; and
- 6.30.3.2 comprises at least twenty times **[normal]** exchange market size.

6.40 Off order book principal trades

- 6.40.1 An off order book principal trade is a transaction where a member trades as a principal in a single equity security where the transaction -
- 6.40.1.1 has a minimum value of R500 000; and
- 6.40.1.2 comprises at least six times the **[normal]** exchange market size;
- except where the transaction is with a foreign professional market participant in which case no minimum value or quantity of equity securities will apply.

- 6.50 Trade corrections**
- 6.50.1 ...
- 6.50.2 **Contra and post contra trades may only be considered [in exceptional circumstances and if the trade meets at least the following requirements] where the following criteria are met –**
- 6.50.2.1 the request is received by the Director: Surveillance within 20 minutes from the time of the first erroneous trade which has arisen as a consequence of an erroneous order; and
- 6.50.2.2 the price of the trade or trades for which the contra trade is requested is 5% or more away from the reference price **[immediately before the erroneous trade occurred]** at the time that the erroneous order was placed; and
- 6.50.2.3 ...
- 6.50.2.4 ...
- 8.80 Transactions**
- 8.80.1 ...
- [8.80.2 No member shall transact any business on the account of a client where such business is being executed in terms of a power of attorney unless a commissioner of oaths or notary public has attested to the power of attorney.]**
- 8.80.[3]2 A member represents and warrants to the JSE and to persons with or on behalf of whom the member executes transactions in equity securities, that any person employed by the member to deal with such persons in relation to such transactions, has full authority to act on the member's behalf.
- 8.80.[4]3 A member may record any telephone conversation between the member, one of its employees and any client or potential client. Such tape recordings or transcripts may be submitted in evidence in any disciplinary proceedings involving the member or one of its employees.
- 8.100 Members' commissions and fees**
- 8.100.1 ...
- 8.100.2 ...
- 8.100.3 ...
- 8.100.4 Interest received by a member from JSET in relation to client funds deposited with JSET in terms of the rules must accrue to and must be payable by the member to the clients entitled to such funds, after deduction of such administration fee or other charge as the member may determine. The member must disclose in advance of accepting funds the rate at which such fee or charge will be determined or the manner of calculation of such fee and **[must] may**, in respect of each statement to a client, disclose the actual fee or charge so deducted. Any subsequent amendment to the rate at which such fee or charge will be determined or the manner of calculation of such fee must be disclosed in advance of such amendment.
- 8.180 Client statements**
- 8.180.1 ...
- 8.180.2 Statements shall be provided to clients –
- 8.180.2.1 ...
- 8.180.2.2 monthly if the client's portfolio as managed by the member includes any **[open] transactions or positions** in derivative instruments; **[or]**

8.180.2.3 at such intervals of less than three months as the client requests, although the member shall not be obliged to provide statements more frequently than monthly[.]; or

8.180.2.4 at such intervals as may be agreed between the member and a professional client.

B Amendments to Derivatives Rules

1. Words underlined with a solid line (____) indicate the insertions in the existing rules.
2. Words in bold and in square brackets ([]) indicate omissions from the existing rules.

2.10 Definitions

In these derivatives rules, unless otherwise clearly indicated by, or inconsistent with the context, the following terms shall have the meanings that are assigned to them hereunder, namely -

<u>"branch of a foreign bank"</u>	<u>means a foreign institution which is authorised in terms of the Banks Act, 1990 (Act No. 94 of 1990) to conduct the business of a bank by means of a branch in the Republic;</u>
"dealer"	means <u>[either a junior dealer or a senior dealer as the context may require] an employee of a trading member who is registered in terms of these derivatives rules to trade either for the member's own account or for or on behalf of clients, or for both;</u>
["junior dealer"]	[means a dealer who is entitled in terms of these derivatives rules to trade for the member's own account, but not for or on behalf of clients;]
<u>"Market Controller"</u>	<u>means the person appointed by the JSE, to supervise, administer and control the daily operations of the ATS;</u>
["senior dealer"]	[means a senior dealer contemplated in rule 5.10.3.2;]

3.70 Duty to furnish information

- 3.70.1 ...
- 3.70.2 ...
- 3.70.3 A member shall submit to the [JSE,] Director: Surveillance within [four] three months after the end of its financial year, [two copies] a copy of its audited annual financial statements, and the audit report prescribed by the Act [Regulations], in respect of such period. [Irrespective of whether or not the member is obliged in terms of any legislation to provide such audited financial statements.]
- 3.70.4 Subject to rules 3.70.5 and 3.70.6, a member shall submit the prescribed monthly capital adequacy return to the Director: Surveillance within [seven] ten business days of the end of the month or within such other period that the JSE may require: Provided that the member shall at all times comply with the capital adequacy requirements referred to in these derivatives rules, and provided further that the JSE shall be entitled to suspend a member from trading, should the return not be submitted [within a reasonable time after the member was requested to do so] timeously.
- 3.70.5 [A member may apply in writing to the JSE for exemption from the requirement to submit the return referred to in rule 3.70.4, and the JSE may at its discretion grant such exemption: Provided that the member confirms in writing that it shall submit a similar return to another exchange or to the Registrar of Banks and such other exchange or the Registrar of Banks confirms that it shall accept such returns and ensure compliance by the member with its rules and any other requirements relating to the capital adequacy of the member.] A member that -
- 3.70.5.1 is a bank;

3.70.5.2 is a branch of a foreign bank; or

3.70.5.3 trades in derivative securities solely for its own account,

shall be exempt from the requirement to submit the monthly capital adequacy return referred to in rule 3.70.4, provided the member has advised the JSE, in writing, that it meets the requirements of rule 3.70.5.1, 3.70.5.2, or 3.70.5.3.

3.70.6 A member that is an authorised user of another exchange may apply in writing to the Director: Surveillance for exemption from the requirement to submit the monthly capital adequacy return referred to in rule 3.70.4, provided the capital requirements of the other exchange are, in the opinion of the Director: Surveillance, similar to those imposed by the JSE and the member is required to submit a return to the other exchange.

3.70.7 In considering an application for an exemption in terms of rule 3.70.6, the Director: Surveillance will take into account the relative activity undertaken by the member on the JSE and the other exchange in order to determine whether it is preferable for the other exchange to act as the lead regulator in relation to the supervision of compliance with capital adequacy requirements by the member.

3.70.8 If a member is granted an exemption in terms of rule 3.70.6, the member may be required at any time to submit, to the Director: Surveillance, a copy of any capital adequacy return submitted to the other exchange.

3.70.9 Despite the fact that a member may be exempt from submitting monthly capital adequacy returns to the Director: Surveillance, in terms of rules 3.70.5 or 3.70.6, the member is required to advise the Director: Surveillance, in writing, as soon as it becomes aware that it has failed to meet the relevant capital adequacy requirements set out in rules 4.20.2 to 4.20.4.

4.20 Capital adequacy requirements

4.20.1 [A] Subject to rules 4.20.2, 4.20.3, 4.20.4 and 4.20.7, a member shall at all times have own funds equal to the greater of -

4.20.1.1 the initial capital referred to in rule [4.20.2, 4.20.3, 4.20.4 or] 4.20.5 or 4.20.6 as the case may be; or

4.20.1.2 ...

4.20.1.3 ...

4.20.1.4 ...

4.20.1.5 ...

4.20.1.6 ...

4.20.1.7 ...

4.20.1A The following provisions shall apply to a member that is an external company, other than a branch of a foreign bank -

4.20.1A.1 ...

4.20.1A.2 the own funds of the local branch of the external company shall at all times [exceed the liabilities of the said local branch of the external company in the Republic by an amount] be equal to or greater than [that] the amount provided for in rule [4.20.2, 4.20.3, 4.20.4 or 4.20.5] 4.20.1.2, 4.20.5, 4.20.6 or 4.20.7, as the case may be;

4.20.1A.3 the foreign parent of the local branch of the external company shall in writing confirm to the JSE that it is required to comply with capital adequacy requirements similar to those in the Republic, and that they are reporting such as required to an appropriate foreign regulator; and

4.20.1A.4 the thirteen weeks operating costs requirement in rule 4.20.1.2 shall relate to the operating costs of the local branch of the external company in the Republic; and]

- 4.20.1A.5** an external company which operates as a branch by means of which a foreign institution conducts the business of a bank, shall submit its capital adequacy returns in terms of rules 3.70.4 and 3.70.5 to the Registrar of Banks, and shall at all times comply with the Banks Act, 1990 (Act No. 94 of 1990) and any Conditions published in terms of the said Banks Act.]
- 4.20.2 **[A trading member that does not have clients in any other market shall have the initial capital as required by his clearing member.] A trading member that is a branch of a foreign bank, and is exempt from the requirement to submit monthly capital adequacy returns to the Director: Surveillance, in terms of rule 3.70.5, is not required to comply with the requirements of rule 4.20.1 but is instead required to comply with the capital adequacy requirements as prescribed by the Banks Act, 1990 (Act No. 94 of 1990) and the regulations made under that Act.**
- 4.20.3 A trading member that trades in derivative securities solely for its own account and is exempt from the requirement to submit monthly capital adequacy returns to the Director: Surveillance, in terms of rule 3.70.5, is not required to comply with the requirements of rule 4.20.1 but shall ensure that its assets (excluding goodwill and other intangible assets) exceed its liabilities (excluding loans validly subordinated in favour of all other creditors).
- 4.20.4 A trading member that is an authorised user of another exchange and is exempt from the requirement to submit monthly capital adequacy returns to the Director: Surveillance, in terms of rule 3.70.6, is not required to comply with the requirements of rule 4.20.1 but shall comply with the capital adequacy requirements as prescribed by such other exchange.
- 4.20.~~3~~5 A trading member who trades on behalf of clients but does not receive a client's margins or hold the client's margins in terms of rule 8.60.4 or who does not receive any other assets of **[his]** a client with respect to the client's buying and selling of JSE authorised investments, shall have an initial capital of at least R200 000 or such other minimum amount that the JSE may decide.
- 4.20.~~4~~6 A trading member who receives client's margins or holds clients' margins in terms of rule 8.60.4, or that receives any other assets of his client with respect to the client's buying and selling of JSE authorised investments, shall have an initial capital of at least R400 000, or such other minimum amount that the JSE may decide.
- 4.20.~~5~~7 A clearing member shall have own funds of R200 000 000, or such other sum as the JSE may determine: Provided that the JSE may, at its discretion, impose additional suretyship, guarantee or other requirement on a clearing member if -
- 4.20. ~~5~~7.1 the sum of the initial margin with respect to the positions of the clearing member, its clients, the trading members with which the clearing member has entered into clearing agreements and the clients of such trading members, reaches the limit as contemplated in rule 10.10.1; or
- 4.20. ~~5~~7.2 the own funds of the clearing member as specified in rule 4.20.~~5~~7 have decreased to the limit referred to in rule 10.10.1.
- 4.20.~~6~~8 A clearing member shall provide, maintain and keep in force a suretyship in favour of the clearing house by a financial or other institution acceptable to the JSE, in such form and upon such terms and conditions as the JSE may determine, for the due performance of all or any of its obligations to the clearing house in terms of these derivatives rules, jointly and severally, for an amount of not less than R10 000 000 or such other sum as the JSE may determine.
- 4.20.~~7~~9 The JSE shall be entitled to suspend a member should there be a deficiency in the capital adequacy **[requirement]** of the member **[as prescribed in the derivatives rules and directives]**.

5.10 Members' obligation to ensure registration of officers

Each member which is a body corporate or a partnership -

- 5.10.1 ...
- 5.10.2 ...

- 5.10.3 shall ensure the registration by the JSE of dealers who, subject to rule 5.20, shall be the only persons entitled to trade for a trading member's own account and for or on behalf of clients and who shall have obtained such qualification as may be required by the JSE [on behalf of the member and who shall be either -
- 5.10.3.1 junior dealers who may trade for a member's own account but not for or on behalf of clients and who shall have obtained such qualification that may be required by the JSE; or
- 5.10.3.2 senior dealers who may trade for a trading member's own account and for or on behalf of clients and who shall have obtained such qualification that may be required by the JSE.]
- 5.10.4 Reserved.

5.20 [Registered dealers to trade for a member] Reserved

[A member shall not trade for his own account without having at least one junior dealer or one senior dealer present at the member's place of business or, for or on behalf of clients, without at least one senior dealer present at the member's place of business, unless the JSE has in writing granted temporary registration to a person nominated in writing by the member to trade for a period not exceeding fifteen business days in the absence of such junior or senior dealer. The JSE shall publish the name of such nominee in a notice to members.]

5.40 [Natural persons functioning as registered officers] Reserved

[A member who is a natural person shall fulfil all the functions of the compliance officer and junior dealer referred to in rule 5.10: Provided that he may appoint the compliance officer of his clearing member to act on his behalf as his compliance officer.]

7.90 Trading times

- 7.90.1 [Trading on the ATS shall take place between 07:30 and 17:30 on every business day or, subject to the approval of the Registrar, at such other times as the JSE may determine.] The ATS will operate on every business day according to standard periods and times as set out in the directives.
- [7.90.2 The ATS shall be available for the allocation of trades, reporting of off-ATS trades or any other administrative purposes for fifteen (15) minutes after closing time.
- 7.90.3 The JSE may suspend the ATS at any time by giving 5 minutes notice on the screen specifying the expected duration of suspension and alternative methods of trading, if any.
- 7.90.4 The JSE may extend ATS trading times on any business day by giving 5 minutes notice on the ATS specifying the closing time for trading on that day.]
- 7.90.2 The Market Controller and any one member of the JSE Executive may decide that the agricultural products market or equity derivatives market be closed in the event that a fair and realistic market does not exist. A fair and realistic market will be deemed not to exist after consideration of the percentage of members not able to access the ATS, their contribution to price formation and the reasons for such lack of access.
- 7.90.3 Despite any other provision of the derivatives rules or any directive and subject to rule 1.40, the JSE Executive, in accordance with prevailing circumstances, may -
- 7.90.3.1 reduce or extend the hours of operation of the ATS for any particular business day;
- 7.90.3.2 without prior notice to any person, halt or close the ATS for trading at any time and for any period;
- 7.90.3.3 without prior notice to any person suspend automated trading;
- 7.90.3.4 if there has been any failure of the ATS, for any reason, or if the ATS has been closed, suspended or halted, declare that a transaction executed through or by the ATS is void. Such declaration is binding on the members who entered into such transaction and on the clients for or on whose behalf the transaction was executed;

7.90.3.5 exercise such further powers and take such further action as may be exercised or taken by the JSE in terms of the derivatives rules and directives, and as may be necessary to resolve any issue which may arise from the closure, suspension, halt or failure of the ATS; and

7.90.3.6 take such other steps as may be necessary to ensure an orderly market.

C Amendments to Yield-X Rules

1. Words underlined with a solid line () indicate the insertions in the existing rules.
2. Words in bold and in square brackets ([]) indicate omissions from the existing rules.

2.10 Definitions

In these Yield-X rules, unless otherwise clearly indicated by, or inconsistent with the context, the following terms shall have the meanings that are assigned to them hereunder, namely -

"branch of a foreign bank" means a foreign institution which is authorised in terms of the Banks Act, 1990 (Act No. 94 of 1990) to conduct the business of a bank by means of a branch in the Republic;

3.40 Capital adequacy requirements

3.40.1 [A] Subject to rules 3.40.3, 3.40.4, 3.40.5 and 3.40.8, a member shall at all times have own funds equal to the greater of -

3.40.1.1 the initial capital referred to in rule [3.40.3, 3.40.4, 3.40.5 or] 3.40.6 or 3.40.7 as the case may be; or

3.40.1.2 ...

3.40.1.3 ...

3.40.1.4 ...

3.40.1.5 ...

3.40.1.6 ...

3.40.1.7 ...

3.40.2 The following provisions shall apply to a member that is an external company, other than a branch of a foreign bank-

3.40.2.1 the own funds of the local branch of the external company shall at all times [exceed the liabilities of the said local branch of the external company in the Republic by an amount] be equal to or greater than [that] the amount provided for in rule [3.40.3, 3.40.4, 3.40.5 or 3.40.6] 3.40.1.2, 3.40.6, 3.40.7 or 3.40.8, as the case may be;

3.40.2.2 the foreign parent of the local branch of the external company shall in writing confirm to the JSE that it is required to comply with capital adequacy requirements similar to those in the Republic, and that they are reporting such as required to an appropriate foreign regulator; and

3.40.2.3 the thirteen weeks operating costs requirement in rule 3.40.1.2 shall relate to the operating costs of the local branch of the external company in the Republic; and]

[3.40.2.4 an external company which operates as a branch by means of which a foreign institution conducts the business of a bank, shall submit its capital adequacy returns in terms of rules 3.90.4 and 3.90.5 to the Registrar of Banks, and shall at all times comply with the Banks Act, 1990 (Act No. 94 of 1990) and any Conditions published in terms of the said Banks Act.]

- 3.40.3 [A trading member that does not have clients in any other market shall have the initial capital as required by its clearing member.] A trading member that is a branch of a foreign bank, and is exempt from the requirement to submit monthly capital adequacy returns to the Director: Surveillance, in terms of rule 3.90.5, is not required to comply with the requirements of rule 3.40.1 but is instead required to comply with the capital adequacy requirements as prescribed by the Banks Act, 1990 (Act No. 94 of 1990) and the regulations made under that Act.
- 3.40.4 A trading member that trades in interest rate securities solely for its own account and is exempt from the requirement to submit monthly capital adequacy returns to the Director: Surveillance, in terms of rule 3.90.5, is not required to comply with the requirements of rule 3.40.1 but shall ensure that its assets (excluding goodwill and other intangible assets) exceed its liabilities (excluding loans validly subordinated in favour of all other creditors).
- 3.40.5 A trading member that is an authorised user of another exchange and is exempt from the requirement to submit monthly capital adequacy returns to the Director: Surveillance, in terms of rule 3.90.6, is not required to comply with the requirements of rule 3.40.1 but shall comply with the capital adequacy requirements as prescribed by such other exchange.
- 3.40.[4]6 A trading member who trades on behalf of clients but does not receive a client's margins or hold the client's margins or who does not receive any other assets of [its] a client with respect to the client's buying and selling of JSE authorised investments, shall have an initial capital of at least R200 000 or such other minimum amount that the JSE may decide.
- 3.40.[5]7 A trading member who receives a client's margins or holds the clients' margins, or that receives any other assets of [its] a client with respect to the client's buying and selling of JSE authorised investments, shall have an initial capital of at least R400 000, or such other minimum amount that the JSE may decide.
- 3.40.[6]8 A clearing member shall have own funds of R200 000 000, or such other sum as the JSE may determine: Provided that the JSE may, at its discretion, impose additional suretyship, guarantee or other requirement on a clearing member if -
- 3.40.[6]8.1 the sum of the initial margin or settlement margin with respect to the positions of the clearing member, its clients, the trading members with which the clearing member has entered into clearing agreements and the clients of such trading members, reaches the limit as contemplated in rule 10.10.1; or
- 3.40.[6]8.2 the own funds of the clearing member as specified in this rule 3.40.[6]8 have decreased to the limit referred to in rule 10.10.1.
- 3.40.[7]9 A clearing member shall provide, maintain and keep in force a suretyship in favour of SAFCOM by a financial or other institution acceptable to the JSE, in such form and upon such terms and conditions as the JSE may determine, for the due performance of all or any of its obligations to SAFCOM in terms of these Yield-X rules, jointly and severally, for an amount of not less than R10 000 000 or such other sum as the JSE may determine.
- 3.40.[8]10 The JSE may suspend a member if there is a deficiency in the capital adequacy [requirement] of the member [as prescribed in these Yield-X rules and directives].

3.90 Duty to furnish information

- 3.90.1 ...
- 3.90.2 ...
- 3.90.3 A member shall submit to the [JSE,] Director: Surveillance within [four] three months after the end of its financial year, [two copies] a copy of its audited annual financial statements, and the audit report prescribed by the Act [Regulations], in respect of such period, [irrespective of whether or not the member is obliged in terms of any legislation to provide such audited financial statements.]
- 3.90.4 Subject to rules 3.90.5 and 3.90.6, a member shall submit the prescribed monthly capital adequacy return to the Director: Surveillance within [seven] ten business days of the end of the month or within such other period that the JSE may require: Provided that the member shall at all times comply with the capital adequacy requirements referred to in these Yield-X rules, and provided further that the JSE may suspend a member from trading, if the return is

not submitted [within a reasonable time after the member was requested to do so] timeously.

3.90.5 [A member may apply in writing to the JSE for exemption from the requirement to submit the return referred to in rule 3.90.4, and the JSE may at its discretion grant such exemption: Provided that the member confirms in writing that it shall submit a similar return to another exchange or to the Registrar of Banks and such other exchange or the Registrar of Banks confirms that it shall accept such returns and ensure compliance by the member with its rules and any other requirements relating to the capital adequacy of the member.] A member that -

3.90.5.1 is a bank;

3.90.5.2 is a branch of a foreign bank; or

3.90.5.3 trades in interest rate securities solely for its own account,

shall be exempt from the requirement to submit the monthly capital adequacy return referred to in rule 3.90.4, provided the member has advised the JSE, in writing, that it meets the requirements of rule 3.90.5.1, 3.90.5.2 or 3.90.5.3.

3.90.6 A member that is an authorised user of another exchange may apply in writing to the Director: Surveillance for exemption from the requirement to submit the monthly capital adequacy return referred to in rule 3.90.4 provided the capital requirements of the other exchange are, in the opinion of the Director: Surveillance, similar to those imposed by the JSE and the member is required to submit a return to the other exchange.

3.90.7 In considering an application for an exemption in terms of rule 3.90.6, the Director: Surveillance will take into account the relative activity undertaken by the member on the JSE and the other exchange in order to determine whether it is preferable for the other exchange to act as the lead regulator in relation to the supervision of compliance with capital adequacy requirements by the member.

3.90.8 If a member is granted an exemption in terms of rule 3.90.6, the member may be required at any time to submit, to the Director: Surveillance, a copy of any capital adequacy return submitted to the other exchange.

3.90.9 Despite the fact that a member may be exempt from submitting monthly capital adequacy returns to the Director: Surveillance, in terms of rules 3.90.5 or 3.90.6, the member is required to advise the Director: Surveillance, in writing, as soon as it becomes aware that it has failed to meet the relevant capital adequacy requirements set out in rules 3.40.3 to 3.40.5.

**THE CAPE LAW SOCIETY, INCORPORATED AS THE LAW SOCIETY OF THE CAPE
OF GOOD HOPE**

AMENDMENT OF RULES

It is hereby notified, in terms of section 74 (1) of Act No 53 of 1979, that an amended Schedule of Rule 13.20, as agreed by the majority of members present or represented at the Annual General Meeting of the Society held at Port Elizabeth 28 & 29 October 2005, is inserted by the Council of the Cape Law Society, which Rule has, in terms of section 74 (2) of Act No. 53 of 1979, been approved by the Chief Justice after consultation by Council, in terms of section 74 (3) of Act No. 53 of 1979, with the Judges President of the Cape of Good Hope, Eastern Cape and Northern Cape Divisions of the High Court of South Africa.

N GANGEN
Director

**SCHEDULE to RULE 13.20
FORM OF REPORT BY INDEPENDENT ACCOUNTANT**

The Cape Law Society
P O Box 4528
CAPE TOWN, 8000

REPORT OF AN INDEPENDENT ACCOUNTANT
(to be submitted under cover of the accountant's letterhead)
IN TERMS OF RULE 13.20.1 OF THE RULES OF THE LAW SOCIETY IN RESPECT OF

(Name and street and postal addresses of firm)

1. I/We have audited the trust accounts of the abovementioned firm to determine whether those accounts were maintained in compliance with Sections 78(1), 78(2), 78(2A), 78(3) and 78(4) of the Attorneys Act, No. 53 of 1979 ('the Act') and with Rules 13.5.3, 13.7, 13.13, 13.14.1, 13.14.2 and 13.16 of the Rules of the Cape Law Society for the period from _____ (insert date) to _____ (insert date).
2. The proprietor/partners/directors of the abovementioned firm is/are responsible for ensuring that the firm's trust accounts are maintained in compliance with the provisions of the Act and the Rules of the Cape Law Society and for the implementation of accounting and internal control systems. Our responsibility is to express an opinion on whether the firm's trust accounts were maintained in compliance with the sections of the Act and the Rules referred to above for the period _____ (insert date) to _____ (insert date) based on our audit.

3. This report covers the accounting records relating to the firm's trust accounts and does not extend to the financial statements of the abovementioned firm taken as a whole.

Scope

4. I/We conducted our audit in accordance with the statement of South African Auditing Standards applicable to special purpose audit engagements and the guide issued by the South African Institute of Chartered Accountants, 'Guidance for Auditors: The Audit of Attorneys' Trust Accounts in terms of the Attorneys Act, No 53 of 1979 and the Applicable Rules of the Provincial Law Societies. This guide sets out the minimum audit procedures to be performed in evaluating a firm's trust accounts.

An audit includes -

- examining, on a test basis, evidence supporting the amounts and disclosures in the trust accounts; and
- assessing the accounting principles used by the firm.

5. I/We believe our audit provides a reasonable basis for my/our opinion.
6. I/We have not performed any audit procedures on records or documents relating to accounting for deceased and insolvent estates and trusts. Accordingly, I/we do not express any opinion in this regard.

Qualification

7. The report is subject to the following qualifications (if none, state NIL) -

(Any contravention of Sections 78(1), 78(2)(a) and (b), 78(2A), 78(3) and 78(4) of the Act and/or the Rules of the Law Society referred to above relating to trust accounts are regarded as material and should be reported).

Opinion

8. In my/our qualified/ unqualified opinion, except as noted above, the attorney's trust accounts of the abovementioned firm for the period from _____ (insert date) to _____ (insert date) were maintained in compliance with Sections 78(1), 78(2)(a) and (b), 78(2A), 78(3) and 78(4) of the Act and with Rules 13.5.3, 13.7, 13.13, 13.14.1, 13.14.2 and 13.16 of the Cape Law Society.

Supplementary information

9. I/We extracted the following information from the audited trust accounts -

Reconciliation of interest earned on the firm's trust accounts from the beginning of the period _____ (insert date) to the end of the period _____ (insert date) -

9.1

Amount brought forward from the previous financial year in respect of interest earned on monies deposited in terms of section 78(1) and monies invested in terms of section 78(2)(a) of the Attorneys Act, No. 53 of 1979 is	
--	--

9.2

Amount earned during the current period on monies deposited in trust banking accounts in terms of section 78(1) and monies invested in trust investment accounts in terms of section 78(2)(a) of the Attorneys Act, No 53 of 1979 is	
--	--

9.3

Amount incurred during the current period in respect of refundable bank charges (excluding VAT) is	
--	--

9.4

Amount already paid over to the Attorneys Fidelity Fund during the period under review in terms of section 78(3) of the Attorneys Act, No. 53 of 1979 is	
--	--

9.5

Amount carried over to the next financial year in respect of interest earned on monies deposited in terms of section 78(1) and monies invested in terms of section 78(2)(a) of the Attorneys Act, No. 53 of 1979 is	
---	--

- 9.6 The amount referred to in paragraph 9.5 agrees/ does not agree with the balance as recorded in the books of account, which amount, less the amount of R_____ paid over to the Society since period end, is/ is not held in the firm's trust account. If not held in the trust account, a written explanation detailing how the trust interest has been dealt with is to be annexed to the report.
10. The ratio as a percentage of total bank charges (excluding VAT) incurred during the current period to the total of interest earned during the year was _____.
11. The firm complied/ has not complied with the service fee structure (including the cash deposit fee structure where applicable) and the credit interest rates, as amended from time to time, as nationally/provincially agreed upon between the Attorneys Fidelity Fund and the firm's banker(s).
12. Trust creditors and trust funds available at the period end _____ (*insert date*) and on one other date _____ (*insert date, being another month end within the period covered by the report*), were as follows -

	At year end	Other date selected
Funds Employed		
Trust creditors		
Trust creditors i.t.o section 78(2A)		
Total trust creditors		
Employment thereof:		
Section 78(1) trust banking accounts		
Section 78(2)(a) investments		
Section 78(2A) investments		
Trust cash on hand		
Debit balances in trust ledger (details as set out in paragraph 7)		
Total funds		

13. Our audit procedures indicated that -

13.1 the firm's trust accounts for the period reported on have been updated monthly and balanced at least quarterly;

13.2 the firm's trust accounts for the period subsequent to the period being audited, was last inspected by us on _____ (insert date of last inspection), have been written up to _____ (insert date) and the trial balance was last balanced at _____ (insert date).

14.1 the management of the firm provided us with the following changes in the composition of the firm which occurred during the period from _____ (insert date) to _____ (insert date) -

14.2 the firm's principal place of practice is at (insert full physical address) -

14.3 the firm's branch office/s is/are at (insert full physical addresses) -

15.1 the firm has/ has not carried on the business of an investment practice during the year under review;

15.2 the firm has/ has not complied in all respects with the provisions of Rule 20 of the Society's Rules;

15.3 If the answer to paragraph 15.2 is NO, list all instances in which the Rules may not have been complied with (if space is insufficient, this may be continued on a separate sheet and attached to this certificate).

Use of the report

16. This report is intended solely for the use of proprietor/partners/directors of the firm, the Cape Law Society and the Attorneys Fidelity Fund.

Name
Registered Accountants and Auditors
Chartered Accountants (SA)
Address
Date

**DIE KAAPSE WETSGENOOTSKAP, INGELYF AS DIE WETSGENOOTSKAP VAN
DIE KAAP DIE GOEIE HOOP**

WYSIGING VAN REËLS

Ingevolge artikel 74 (1) van Wet Nr 53 van 1979 word hiermee kennis gegee dat 'n gewysigde bylae tot Reël 13.20 ingevoeg word deur die Raad van die Kaapse Wetsgenootskap, soos ooreengekom deur die meerderheid lede teenwoordig of verteenwoordig by die Algemene Jaarvergadering van die Wetsgenootskap, gehou te Port Elizabeth op 28 & 29 Oktober 2005, welke reël ingevolge artikel 74 (2) van Wet Nr 53 van 1979 deur die Hoofregter goedgekeur is na oorlegpleging deur die Raad met die Regters-President van die Kaap die Goeie Hoop, Oos-Kaap en Noord-Kaap Afdelings van die Hooggeregshof van Suid-Afrika, ingevolge Artikel 74 (3) van Wet 53 van 1979.

N GANGEN
Direkteur

**SKEDULE tot REël 13.20
VORM VAN VERSLAG DEUR ONAFHANKLIKE REKENMEESTER**

Die Kaapse Wetsgenootskap
Posbus 4528
KAAPSTAD, 8000

VERSLAG VAN 'N ONAFHANKLIKE REKENMEESTER
(moet onder die dekblad van die rekenmeester se briefhoof ingedien word)
INGEVOLGE REël 13.20.1 VAN DIE REËLS VAN DIE WETSGENOOTSKAP MET BETREKKING TOT

(Naam en straat- en posadres van die firma)

1. Ek/ons het die trustrekening van die bogemelde firma nagegaan ten einde vas te stel of gemelde rekeninge gehou word in ooreenstemming met Artikels 78(1), 78(2), 78(2A), 78(3) en 78(4) van die Wet op Prokureurs, No 53 van 1979 ("die Wet") en Reëls 13.5.3, 13.7, 13.13, 13.14.1, 13.14.2 en 13.16 van die Kaapse Wetsgenootskap vir die periode vanaf _____ (voeg datum in) tot _____ (voeg datum in.)
2. Die enkel praktisyn/vennote/direkteure van die bogemelde firma is verantwoordelik vir die versekering dat die firma se trustrekeninge gehou word in ooreenstemming met die bepalings van die Wet en die Reëls van die Kaapse Wetsgenootskap en vir die implementering van rekenkundige en interne kontrole stelsels. Ons verantwoordelikheid is om 'n opinie uit te spreek of die firma se trustrekeninge wel gehou word in ooreenstemming met die artikels van die Wet en die Reëls soos hierbo na verwys vir die periode _____ (voeg datum in) tot _____ (voeg datum in) gebaseer op ons audit.

3. Hierdie verslag dek die rekenkundige rekords met betrekking tot die firma se trustrekening en sluit nie die finansiële state van die bostaande firma as 'n geheel in nie.

Doel

4. Ek/Ons het die oudit uitgevoer in ooreenstemming met die vereistes van die Suid-Afrikaanse Oudit Standaarde van toepassing op Ouditaanstelling vir 'n spesifieke doel en die riglyn uitgereik deur die Suid-Afrikaanse Instituut vir Geoktrooieerde Rekenmeesters op 'Riglyne vir Ouditeure: Verslaggewing van Prokureurs se Trustrekening' in terme van die Wet op Prokureurs, No 53 van 1979 en die toepaslike Reëls van die Provinsiale Orde. Hierdie riglyne sit die minimum ouditprosedures uiteen wat uitgevoer moet word om 'n firma se trustrekening te evalueer.

So 'n oudit sluit in –

- Ondersoek van, op 'n toetsbasis, bewyse tot ondersteuning van bedrae en openbaarmaking in die trustrekening; en
- evaluering van die rekenkundige beginsels in gebruik by die firma

5. Ek/Ons vertrou dat ons oudit 'n redelike basis voorsien vir my/ons opinie.
6. Ek/Ons het nie enige ouditprosedures uitgevoer op rekords of dokumente met betrekking tot die boekhouding van bestorwe en insolvente boedels en trusts nie. Gevolglik gee ek/ons geen opinie in hierdie verband nie.

Kwalifikasie

7. Die verslag is onderhewig aan die volgende kwalifikasies (indien geen, dui aan as GEEN) –

(Enige oortreding van Artikels 78(1), 78(2)(a) en (b), 78(2A), 78(3) en 78(4) van die Wet en/of die Reëls van die Wetsgenootskap waarna hierbo verwys word en wat verband hou met trustrekening word as materieël beskou en behoort gerapporteer te word)

Opinie

8. Volgens my/ons gekwalifiseerde/ongekwalifiseerde opinie, behalwe soos hierbo aangegee, is die bogenoemde firma se trustrekening vir die periode van _____ (voeg datum in) tot _____ (voeg datum in) in ooreenstemming met Artikels 78(1), 78(2)(a) en (b), 78(2A), 78(3) en 78(4) van die Wet en met Reëls 13.5.3, 13.7, 13.13, 13.14.1, 13.14.2 en 13.16 van die Kaapse Wetsgenootskap gehou.

Aanvullende inligting

9. Ek/Ons het die volgende inligting van die geouditeerde trustrekening onttrek –

Rekonsiliasie van rente verdien op die firma se trustrekening vanaf die begin van die periode _____ (voeg datum in) tot die einde van die periode op _____ (voeg datum in) -

9.1

Bedrag oorgebring vanaf die vorige finansiële jaar met betrekking tot rente op gelde gedeponeer in terme van artikel 78(1) en gelde belê in terme van artikel 78 (2)(a) van die Wet op Prokureurs, No 53 van 1979 is	
--	--

9.2

Bedrag verdien gedurende die huidige periode op gelde gedeponeer in trustbankrekeninge in terme van artikel 78(1) en gelde belê in trustbeleggingsrekeninge in terme van artikel 78(2)(a) van die Wet op Prokureurs, No 53 van 1979 is	
--	--

9.3

Bedrag aangegaan gedurende die huidige periode met betrekking tot terugbetaalbare bankkoste (BTW uitgesluit) is	
---	--

9.4

Bedrag alreeds oorbetal aan die Getrouheidsfonds vir Prokureurs gedurende die periode van ondersoek in terme van artikel 78(3) van die Wet op Prokureurs, No 53 van 1979 is	
---	--

9.5

Bedrag oorgedra na die volgende finansiële jaar met betrekking tot rente verdien op gelde gedeponeer in terme van artikel 78(1) en gelde belê in terme van artikel 78(2)(a) van die Wet op Prokureurs, No 53 van 1979 is	
--	--

9.6 Die bedrag waarna verwys word in paragraaf 9.5 stem ooreen/stem nie ooreen met die balans soos aangedui in die rekenkundige rekords nie, welke bedrag, minus die bedrag van R_____ wat oorbetal is aan die Wetsgenootskap sedert die einde van die periode, gehou word / nie gehou nie word in die firma se trustrekening. Indien nie in die trustrekening gehou nie, moet 'n skriftelike verduideliking oor hoe die trustrente hanteer is, by die verslag aangeheg word

10. Die verhouding uitgedruk as 'n persentasie van totale bankkoste (BTW uitgesluit) opgeloo gedurende die huidige periode tot die totaal van rente verdien gedurende die jaar was _____.

11. Die firma het voldoen/nie voldoen nie aan die diensfooiestruktuur (insluitend die kontant depositofooiestruktuur waar van toepassing) en die krediet rentekoerse, soos van tyd tot tyd gewysig, soos nasionaal/provinsiaal ooreengekom tussen die Getrouheidsfonds vir Prokureurs en die firma se bankier(s).

12. Trust krediteure en trust fondse beskikbaar vir die periode geëindig op _____ (voeg datum in) en op een ander datum _____ (voeg datum in wat 'n ander maandeinde is binne die periode gedek deur die verslag) was soos volg –

	Op Jaareinde	Ander Datum
Fondse aangewend		
Trust krediteure		
Trust krediteure i.t.v. artikel 78(2A)		
Totale trustkrediteure		
Aangewend in		
Artikel 78(1) trustgelde		
Artikel 78(2)(a) beleggings		
Artikel 78(2A) beleggings		
Trustkontant voorhande		
Debietsaldo's in trustrekening (besonderhede soos uiteengesit in paragraaf 7)		
Totale Fondse		

13. Ons auditprosedures het aangetoon dat –

13.1 die firma se trustrekeninge vir die periode waarvoor verslag gedoen is, is maandeliks bygehou en ten minste kwartaalliks gebalanseer

13.2 die firma se trustrekeninge vir die periode wat volg op die periode wat tans geaudit word, is laas deur ons geinspekteer op _____ (voeg datum van laaste inspeksie in), en was op daardie stadium opgeskryf tot en met _____ (voeg datum in) en die laaste proefbalans was gebalans op _____ (voeg datum in).

14.1 Die bestuur van die firma het ons voorsien van die volgende veranderinge in die samestelling van die firma, wat plaasgevind het gedurende die periode vanaf _____ (voeg datum in) tot _____ (voeg datum in)

14.2 Die firma se hoofplek van praktyk is by (voeg volledige fisiese adres in)

14.3 Die firma se takkantoor/takkantore is geleë by (voeg volledige fisiese adres in)

15.1 Die firma het/het nie 'n beleggingspraktyk gedurende die verslagjaar bedryf nie;

- 15.2 Die firma het/het nie in alle opsigte voldoen aan die bepalings van Reël 20 van die Reëls van die Wetsgenootskap (nie);
- 15.3 Indien die antwoord op paragraaf 15.2 NEE is, lys al die gevalle waar die reëls moontlik nie nagekom is nie (i.g.v. onvoldoende spasie, kan 'n aparte bladsy aangeheg word by hierdie sertifikaat)
- Gebruik van die verslag**
16. Die verslag is bedoel slegs vir die gebruik deur die eienaars/vennote/direkteure van die firma, die Kaapse Wetsgenootskap en die Getrouheidsfonds vir Prokureurs.

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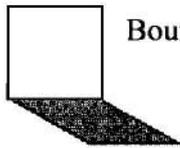
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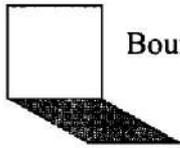
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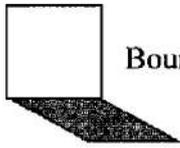
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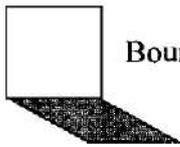
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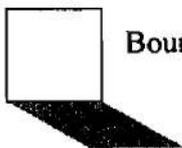
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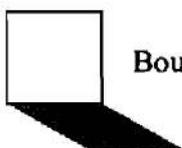
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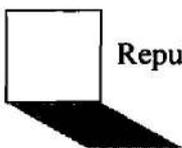
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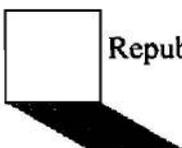
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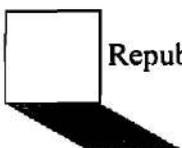
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