

# Government Gazette Staatskoerant

REPUBLIC OF SOUTH AFRICA  
REPUBLIEK VAN SUID-AFRIKA

Vol. 545

Pretoria, 26 November 2010

**No. 33781**

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:

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**IMPORTANT ANNOUNCEMENT****Closing times *PRIOR TO PUBLIC HOLIDAYS* for  
GOVERNMENT NOTICES, GENERAL NOTICES,  
REGULATION NOTICES AND PROCLAMATIONS****2010**

The closing time is **15:00** sharp on the following days:

- ▶ **9 December**, Thursday, for the issue of Friday **17 December 2010**
- ▶ **15 December**, Wednesday, for the issue of Friday **24 December 2010**
- ▶ **21 December**, Tuesday, for the issue of Friday **31 December 2010**
- ▶ **30 December**, Thursday, for the issue of Friday **7 January 2011**

Late notices will be published in the subsequent issue, if under special circumstances, a late notice is accepted, a double tariff will be charged

The copy for a **SEPARATE** *Government Gazette* must be handed in not later than three calendar weeks before date of publication

**BELANGRIKE AANKONDIGING****Sluitingstye *VOOR VAKANSIEDAE* vir  
GOEWERMENTS-, ALGEMENE- & REGULASIE-  
KENNISGEWINGS ASOOK PROKLAMASIES****2010**

Die sluitingstyd is stiptelik **15:00** op die volgende dae:

- ▶ **9 Desember**, Donderdag, vir die uitgawe van Vrydag **17 Desember 2010**
- ▶ **15 Desember**, Woensdag, vir die uitgawe van Vrydag **24 Desember 2010**
- ▶ **21 Desember**, Dinsdag, vir die uitgawe van Vrydag **31 Desember 2010**
- ▶ **30 Desember**, Donderdag, vir die uitgawe van Vrydag **7 Januarie 2011**

Laat kennisgewings sal in die daaropvolgende uitgawe geplaas word. Indien 'n laat kennisgewing wel, onder spesiale omstandighede, aanvaar word, sal 'n dubbeltarief gehef word

Wanneer 'n **APARTE** *Staatskoerant* verlang word moet die kopie drie kalenderweke voor publikasie ingedien word

**GOVERNMENT NOTICES**  
**GOEWERMENTSKENNISGEWINGS**

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**DEPARTMENT OF AGRICULTURE, FORESTRY AND FISHERIES**  
**DEPARTEMENT VAN LANDBOU, BOSBOU EN VISSERYE**

No. 1095

26 November 2010

**FYNBOS INDUSTRY**

**APPLICATION FOR THE IMPLEMENTATION OF STATUTORY MEASURES**

**ON EXPORT VOLUMES OF CULTIVATED FYNBOS PRODUCTS**

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**NAMC - REQUEST COMMENTS / INPUTS FROM ROLE PLAYERS IN THE FYNBOS INDUSTRY**

On 9 November 2010, the Minister of Agriculture, Forestry and Fisheries received a request from the Protea Producers of South Africa (PPSA), in terms of the Marketing of Agricultural Products Act (MAP Act), Act No 47 of 1996, for the implementation of statutory measures on export volumes of cultivated fynbos products.

It is proposed that the following statutory measures be implemented for four years (1 July 2011 – 30 June 2015):

- Registration;
- Records & Returns; and
- Levies

The purpose and objective of the statutory measures and the payment of the levy amount for the funding of these objectives are as follows:

- **Registration, Records & Returns**

Registration with the PPSA is necessary to assist the PPSA in ensuring that continuous, timeous and accurate technical and other information, relating to the fynbos industry, is available to all role players. Such information is deemed essential for all role players in order for them to make informed decisions. By combining compulsory registration with the keeping of information and the rendering of returns on an individual basis, generic information for the whole of the industry can be processed and disseminated and will form the basis for the collection of levies where applicable and appropriate.

These measures are necessary to ensure that continuous, timeous and accurate information relating to the fynbos industry, is available to all role players in order for them to make informed decisions.

- **Levy**

The levy is required to fund research projects, technical information and technology transfer; quality control, standards and certification; information and statistics; communication, market access; and transformation and training for the fynbos industry.

The following levy amounts on export volumes of cultivated fynbos products are proposed:

	2011/12	2012/13	2013/14	2014/15
<b>Standard export carton</b>	R1,60	R1,72,	R1,85	R2,00

The MAP Act stipulates that a statutory levy may not exceed 5% of the price realised for a specific agricultural product at the first point of sale. The maximum of 5% must be based on a guideline price calculated as the average price at the first point of sale over a period not exceeding three years. The proposed levy level for the first year (R1,60 per standard export carton), represent less than 1% of the average fynbos value per carton.

It is proposed that HORTGRO<sup>SERVICES</sup>, a company established in terms of the Companies Act (as amended), 1973 (Act 61 of 1973) implement and administer the proposed statutory measures. HORTGRO<sup>SERVICES</sup> will ring-fence all fynbos levy income, and report on behalf of PPSA on the utilisation of levy income. The statutory levies for PPSA will be accounted for separately from other funds and activities within by HORTGRO<sup>SERVICES</sup>, in accordance with the prescriptions of the NAMC and the Auditor General.

The NAMC believes that the proposed statutory measures are consistent with the objectives of the MAP Act (as set out in section 2 of the Act).

Directly affected groups (e.g. producers, traders, packers and/or exporters) in the industry are kindly requested to submit any comments, in writing, regarding the proposed statutory measures, to the NAMC on or before 20 December 2010, to enable the Council to finalise its recommendation to the Minister in this regard.

**ENQUIRIES:**

National Agricultural Marketing Council  
Mathilda van der Walt  
e-mail: [mathilda@namc.co.za](mailto:mathilda@namc.co.za)  
Tel.: (012) 341 1115  
Fax No.: (012) 341 1911

No. 1108

26 November 2010

**MARKETING OF AGRICULTURAL PRODUCTS ACT, 1996****(ACT No. 47 OF 1996)****APPLICATION FOR A STATUTORY MEASURE (LEVY)  
ON LUCERNE SEED AND LUCERNE HAY**

It is hereby made known in terms of section 11 of the Marketing of Agricultural Products Act, 1996 (Act No. 47 of 1996), that the Minister of Agriculture, Forestry and Fisheries has received a request for a statutory measure in terms of section 10 of the said Act as set out in the Schedule hereto.

Directly affected groups are hereby invited to lodge any objection or representation regarding the proposed statutory measure with the National Agricultural Marketing Council (NAMC) within 21 days of this publication.

Submissions should be in writing and be addressed to:

**Ms Lizette Mellet  
National Agricultural Marketing Council  
Private Bag X 935  
PRETORIA  
0001**

**Enquiries: Ms Lizette Mellet  
Tel.: (012) 341 1115  
Fax No.: (012) 341 1811  
lizette@namc.co.za**

**CHAIRPERSON: NATIONAL AGRICULTURAL MARKETING COUNCIL**

**APPLICATION FOR A STATUTORY MEASURE (LEVY)  
ON LUCERNE SEED AND LUCERNE HAY  
IN TERMS OF THE MARKETING OF AGRICULTURAL PRODUCTS ACT,  
ACT NO 47 OF 1996**

**1. STATUTORY MEASURE –LEVIES**

The statutory measure that is requested by the National Lucerne Trust (NLT), on behalf of the lucerne industry, is that the Minister of Agriculture, Forestry and Fisheries, in terms of section 10 of the Act, by notice in the Government Gazette, direct that the parties specified hereunder, shall pay the following levies (VAT excluded):

- 60c/kg of imported seed, payable by lucerne seed importers;
- 60c/kg of clean seed, payable by lucerne seed producers;
- R3/t for ungraded lucerne hay; and
- R5/t for lucerne hay graded in terms of the NLT Quality and Grading Scheme, payable by lucerne hay producers and dealers.

**2. INFORMATION REQUIRED BY SECTION 10 OF THE ACT**

The particulars as required by section 10 of the Act to be included in a request for a statutory measure, are as follows:

- 2.1 The statutory levies that are requested, would relate to lucerne seed and lucerne hay.
- 2.2 Importers and producers of lucerne seed, and producers and dealers of lucerne hay will be directly affected by this measure.
- 2.3 The level of support for the proposed statutory measure on lucerne seed and hay has been tested and sufficient support has been proven by directly affected groups.
- 2.4 The proposed statutory measure will apply to the whole of the Republic of South Africa.
- 2.5 According to the applicant, the statutory measure applied for, will further the objectives of the Act as stipulated in section 2(2) thereof. Such establishment will also not contravene section 2(3) of the Act, namely that a statutory measure which is likely to be substantially detrimental to food security, the number of employment opportunities within the economy or to fair labour practice may be instituted in terms of this Act.



- 2.6 The manner in which the objectives referred to in section 2(2) of the Act will be furthered by the proposed statutory levies (namely the increasing of market access for all market participants, the promotion of the efficiency of the marketing of agricultural products, the optimisation of export earnings from agricultural products and the enhancement of the viability of the agricultural sector), are summarised below:

***“Information:***

*The NLT has for many years acted as the mouthpiece of the lucerne seed industry. In 2001 the NLT received a mandate from lucerne hay role players to also act as mouthpiece and secretariat for the lucerne hay industry. As no reliable industry information was available, the NLT applied for two statutory measures, namely registration and records & returns. This was granted by the Minister on 20 April 2007. The NLT requested the Minister’s approval that these statutory measures be continued for a further 3 years, to lapse on 30 April 2013, in order to ensure the continuance of services which are deemed necessary by the lucerne industry.*

*To make the lucerne industry accessible to existing and upcoming farmers it is necessary to continue to register producers, dealers and processors in order to have a database of who is involved in the industry and to collect and disseminate information. Lucerne plays a crucial role as feedstock and few people realize that in terms of area planted it is one of the largest crops in the country. It is also one of the crops ideally suited for the smaller or emerging farmer to produce. Market information is essential for all role players to make informed decisions and will promote the efficiency of the marketing of lucerne seed and lucerne hay.*

***Research:***

*The NLT undertakes to fund research in a co-ordinated manner and according to identified needs. Presently, the NLT has limited funds which are generated mainly from voluntary contributions, This is not sustainable and levy funds are needed to enhance this function. There is a great need in the industry for the breeding of South African Lucerne cultivars for South African conditions, and levy funding will contribute towards this challenge.*

*The continuation of the existing National Lucerne Trials and results will be of cardinal importance to enable producers and traders in lucerne seed and hay to make informed choices regarding varieties with regard to seed and hay yields. The co-ordination, administration and funding is the responsibility of the NLT.*

***Cleaning and quality standards:***

*The NLT laboratory for lucerne seed testing is registered with the Department of Agriculture, Forestry and Fisheries and tests done comply with the Plant Improvement Act as well as the International Seed Testing Association regulations which are accepted internationally. This service is appreciated and trusted by the industry since the laboratory is an independent entity, samples are submitted under code numbers and the highest standards are maintained. It is important the he NLT is financially able to continue to*

*perform tests to ensure that only seed of the highest quality is made available to the industry.*

**Quality standards: Lucerne hay:**

*The NLT, in conjunction with the University of the Free State implemented at great cost, a new quality and grading system whereby lucerne hay is graded by Near Infrared (NIR) Spectroscopy Instruments. This system must be updated on a yearly basis by doing ring tests, validations and ongoing development to ensure accurate analysis. Dairy farmers can now buy quality hay for their milk cows and hay producers are paid an extra premium for quality hay produced. This system is crucial for the future of the hay industry and must be maintained.*

**Transformation:**

*The lucerne industry fully supports the BEE objective to increase the PDI' share in delivery of crops. A high percentage of lucerne production is already achieved by the informal sector. The following services will be provided by the NLT to contribute to transformation:*

- Easy access to market information;*
- Assistance with management related practices;*
- Technology development and research results;*
- Problem identification;*
- Linkages with organised agriculture and extension services.*

*The bee-keeping industry, playing an important part in seed cultivation, holds opportunities for emerging and small scale farmers in that they can provide bees to lucerne seed producers on a continuous basis.*

*Lucerne holds a variety of challenges for new emerging farmers, but it is a relatively easy crop to farm with as mistakes can relatively easily be remedied as an individual can expect between 6 and up to 9 cuts per season. This can mean a good cash flow which no other crop can equal. Markets for lucerne hay is well established and good quality lucerne ensures a good income. Lucerne hay is non-perishable and can be stored for extended periods."*

## **2.7 DATE OF IMPLEMENTATION AND DURATION OF STATUTORY MEASURE:**

The application is for a period of three years. It should be borne in mind that the levies will, in terms of the Act, be subject to evaluation and review by the National Agricultural Marketing Council at least every two years. Furthermore, the Act provides for the application to be made for the repeal of statutory measures.

## 2.8 MOST APPROPRIATE BODY TO ADMINISTER THE MEASURES:

The NLT will administer the levies. The NLT is a discretionary Trust and has the required capacity in terms of personnel, infrastructure and skills to administer the levies in an unbiased and responsible manner. The Board of Trustees of the NLT consists of:

- One trustee representing the Minister of Agriculture
- One trustee representing the Lucerne seed producers
- One trustee representing the Lucerne seed trade
- One trustee representing the Lucerne seed cleaners
- One trustee representing the Lucerne hay producers
- One trustee representing the Lucerne hay dealers/ processors
- One trustee representing the Small scale farmers

## 2.9 PARTICULARS ON ENFORCEMENT

Each grouping in the industry will give an indication of what services they expect from the NLT and submit an annual budget proposal based on proposed projects to the NLT. The NLT will prioritise the budgets from the different groups in accordance to levies received. Funding will then be allocated in accordance with levies received. The total anticipated levy income will be R3,6 million per annum, and will be allocated in accordance with budgets and levies received, subject to the NAMC allocation guidelines, that are as follow:

- That 70% of levy income be spent on research and information functions, 20% on transformation (development of emerging farmers) and not more than 10% on administration.

The inspection and enforcement of the levies will be the responsibility of the NLT and will be carried out by inspection personnel if necessary, to be requested for to the Minister of Agriculture, Forestry and Fisheries, in terms of section 21 of the Marketing of Agricultural Products Act.

**DEPARTMENT OF HOME AFFAIRS  
DEPARTEMENT VAN BINNELANDSE SAKE**

**No. 1096****26 November 2010****BIRTHS AND DEATHS REGISTRATION ACT, 1992, (ACT NO. 51 OF 1992) NOTICE OF RECTIFICATION**

**ASSUMPTION OF ANOTHER SURNAME IN TERMS OF SECTION 24 OF THE BIRTHS AND DEATHS REGISTRATION ACT,  
1992 (ACT NO. 51 OF 1992)**

Notice is hereby given of Government Gazette Notice No.1558, which, was published in Government Gazette No. 25622 dated 31 October 2003, is hereby rectified to read as follows:

1. Caren Shantell Emkie – 700809 0377 082 – 435 Delf Thoof Street, Eindhoven, 7100 - Shanaaz

**No. 1097****26 November 2010****ALTERATION OF FORENAMES IN TERMS OF SECTION 24 OF THE BIRTHS AND DEATHS REGISTRATION ACT, 1992  
(ACT NO. 51 OF 1992)**

The Director-General has authorized the following persons to assume the surname printed in *italics*:

1. Magrieta Fortuin - 780919 0153 087 - Department of Home Affairs, Private Bag x9031, Cape Town, 8000 - *Anita*
2. Segametsi Mercy Williams - 860619 0485 082 - Department of Home Affairs, Private Bag x5009, Kimberley, 8300 - *Mercy*
3. Vinaychandra Shah - 630717 5314 080 - Department of Home Affairs, Private Bag X5, Randfontein, 1760 - *Sandip*
4. Adrian Greig - 800123 5421 088 - No Address, No Address, No Address, No Address - *Jiyaad*
5. Edward Matojane - 710519 5563 085 - Department of Home Affairs, Private Bag X1006, Edenvale, 1610 - *Utukile Edward*
6. Lourence Kampher - 520819 5712 082 - D707 Pula Road , , Nynaga East, 7750 - *Joseph*
7. Raymond Gergory Motsemme - 820820 5161 087 - 9 Lang Street, Breipaal, Douglas - *Raymond Ntthaletsang*
8. Farhad Akoo - 730514 5254 088 - 17 Avondale Drive, Flat 205 Sumerglades, Greyville, 4000 - *Faraaz*
9. Makgapheetje Thoma Ngoanaphala - 541127 5576 084 - P O B ox 175, Lefalane, 0741 - *Marome Thomas*
10. Thulani Mvakalelwa Mzana - 760106 6061 084 - 08 Galena Street, Carletonville, 2499 - *Thulani*
11. Vusi Kabini - 811115 5672 089 - P O Box 348, Witbank, 1035 - *Vusi Marman Boesman*
12. Edwin Mbuthuma - 870909 5348 080 - 41 Zulu section, Khutsong township, Carletonville, 2499 - *Edwin Bongani*
13. Gevin Cleophas - 851029 5251 086 - 13 windsor Avenue, Diep River, 7945 - *Gavin*
14. Mokgetsi Sarah Mangedwana - 680625 0530 080 - P O Box 136, Ellisras, 0555 - *Mokgaetsi Sarah*



No. 1098

26 November 2010

**ALTERATION OF FORENAMES IN TERMS OF SECTION 24 OF THE BIRTHS AND DEATHS REGISTRATION ACT, 1992  
(ACT NO. 51 OF 1992)**

The Director-General has authorized the following persons to assume the forenames printed in *italics*:

1. Mavin Jostin Antonie - 850817 5139 082 - 62 Central Drive, Northpine, BRACKENFELL, 7568 - *Marvin*
2. Nolwandile Nokuphumla Ma-Awu - 641007 0800 086 - 20 5th Avenue Tafelsig, MITCHELLS PLAIN, 7785 - *Nolwandile Veronica*
3. Mosima Rosina Phadu - 410209 0254 087 - P O Box 7285, MADIETANE, 0746 - *Mosima Kgabo Francina*
4. Tintswalo Winady Hlaulani - 840507 5714 082 - Private Living Quaters, Diederick Street, Building 143, UPINGTON, 8800 - *Themba*
5. Michelle Wiggins - 770509 0013 084 - 44 Platinum Street, CARLETONVILLE, 2499 - *Mitch William*
6. Jurie Wynand Fourie Strachan - 530425 5051 089 - P O Box 1163, FAERIE GLEN, 0043 - *Wynand*
7. Moses Innocent Dlamini - 900520 5814 080 - 2635 Isolezwe Road, KWAMASHU, 4359 - *Muzikayise Innocent*
8. Maria Vumane - 910527 1029 082 - House 3930, Extension 3, KHUMA, 2551 - *Maria Zanele*
9. Colen Toko - 920621 5728 084 - 108 Mandela Square, ZWELETEMBA, 6849 - *Thato Colen*
10. Honest Mxokozeli - 710606 6583 087 - 38 Bird Street, Flat 5, BEAUFORT WEST, 6970 - *Ntuzelo Honest*
11. Lazarus Mphethi - 861027 6152 087 - 579 Block F, LETLHABILE, 0264 - *Lazarus Makgoba*
12. Simon Luiters - 641225 6183 089 - 216 D Ouppad Location, KNYSNA, 6570 - *Opwidi Blessing Khumalo*
13. Thandathu Sorele - 761204 5727 083 - 2002 Mzuzu Street, Bloekombos, KRAAIFONTEIN, 7570 - *Thandathu Edward*
14. Gabriel Mzwi Wamashiya Ralarala - 841207 5309 087 - 19 Peerless Park, Bosman Street, KRAAIFONTEIN, 7570 - *Mashiya Mziwamashiya*
15. Angeliqlie Moniqle Carolis - 920114 0037 081 - 29 Wantzel Street, Roodewal, WORCESTER, 6850 - *Angelique Monique*
16. Masethokoeng Juliet Mila - 830903 0384 082 - 6 Balade Crescent, Extension 4, OLIEVENHOUTBOSCH, 0157 - *Pontsho Juliet*
17. Medrinah Nonhlanhla Mtabane - 761117 0646 084 - 1113 Rakale Street, Mohlakeng, RANDFONTEIN, 1759 - *Medrinah Nosiseko*
18. Duduzile Cherity Gwala - 881125 0712 082 - Sankontshe Area, HAMMARSDALE, 3700 - *Charity Samkelisiwe Nokuphiwa*
19. Wayne Williams - 810307 5208 086 - 2102 Reuben Wanderers, Extension 2, Westburg, JOHANNESBURG, 2193 - *Waheed*
20. Odilia Maria Lucas Potgieter - 801220 0031 083 - 4 Mooihen, Watterfront, Blue Gill, GLEN MARIAS, 1610 - *Odilia Maria Teixeira*
21. Puleng Alicia Mphachake - 810119 0748 085 - 1284 Aurhiem Street, Huhudi Township, VRYBURG, 8601 - *Puleng Alida*

22. Nomfikiso Mgunu - 831225 1904 083 - Ntsimbini Area, PORT ST JOHNS, 4820 - *Nomfikiso Vivian*
23. Kgomolo Edworks Tholo - 501216 5323 080 - P O Box 783, KURUMAN, 8460 - *Kgomotso Edworks*
24. Nomsangaphi Millirath Madibana - 890306 0367 080 - P O Box 07, HONEYDEW, 2040 - *Lerato Millrath*
25. Mnoneleli Mabindisa - 900717 6256 085 - B600 Mpumalanga Township, HAMMERSDALE, 3700 - *Mbekezeli Walter*
26. Sipho Kekana - 910503 5935 087 - P O Box 1387, VERENA, 0458 - *Sipho Johann*
27. Gary Robert Jones - 820616 5205 084 - 55 A Oudehout Street, Netreg, BONTEHEUWEL, 7764 - *Tashreek*
28. Ronel Gerber - 820824 0101 080 - 6 Horingbek, Helikonpark, RANDFONTEIN, 1759 - *Leigh*
29. Rooksmana Murugan - 820128 0175 080 - P O Box 10449, LENASIA, 1820 - *Rookshana*
30. Patricia Hendricks - 820306 0127 083 - 7 Tituslouw Street, Heidedal, BLOEMFONTEIN, 9306 - *Kekeletso Patricia*
31. Bernadette Theresa Achmat - 820312 0220 084 - 10 Tolpen Road, Pinati Estate, LANSLOWNE, 7780 - *Iman*
32. Bhekithemba Memela - 881006 5542 080 - P O Box 108, BULWER, 3244 - *Bhekithemba Innocent*
33. Mokotwana Setjakadume Thobejane - 810301 5456 084 - P O Box 727, SEKHUKHUNE, 1124 - *Marcus Setjakadume*
34. Lebogang Rejoyce Usmani - 790429 0540 083 - 28 Asir Crescent, ROSHNEE, 1939 - *Ruqayyah*
35. Trenley Henry Ford - 800909 5249 085 - 97 Belladonna Street, Extension 32, Bethelsdorp, PORT ELIZABETH, 6059 - *Ashraf*
36. Euvone Deliwe Maphalala - 801018 0615 081 - 1739 Langerburg Street, Actonville, BENONI, 1501 - *Yvonne Deliwe*
37. Sello Simon Sehata - 810621 5993 087 - 9847 Ivory Park, MIDRAND, 1632 - *Thabang Adolph*
38. Godfrey Khulekani Gumede - 900212 5999 083 - 1 Madaki Street, New Kaban, UITENGAGE, 6229 - *Godfrey Sakhile*
39. Makhosazane Beauty Butelezi - 870927 1701 086 - 16 Simunye Avenue, Chester Ville, Extension 1, DURBAN, 4001 - *Makhosazane Bridget*
40. Noluthando Mpolokeng - 840907 1273 085 - 227 Makangiso Street, Nu 6, MOTHERWELL, 6211 - *Noluthando Ntombikayise*
41. Petros Mabhena - 720123 5321 087 - P O Box 776, EMPUMALANGA, 0458 - *Peter*
42. Abdul-Jalil Adetola Adebesein - 641115 5370 086 - P O Box 7216, PRETORIA, 0001 - *Abduljalil Adetola*
43. Jane Khethenjani Thwala - 720606 0388 085 - Ematiwaneskop, ELANDSLAAGTE, 2900 - *Jane Khethokuhle*
44. Buyisile Xulu - 840126 0726 080 - 302 London House, 356 West Street, DURBAN, 4001 - *Buyisile Olwethu*
45. Malekole Elizabeth Wanjau - 760513 0433 088 - 32 Mcluckie Street, Francis Evatt Park, PORT ELIZABETH, 6025 - *Elizabeth Malekole Kanyo*
46. Patrick Sisusa - 580505 5792 086 - B105 Devonshire Hill, 13 Grotto Road, RONDEBOSCH, 7750 - *Patrick Makhosonke*

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47. Magauta Annah Sikhonde - 610608 0332 082 - House No 7234, Section 4, MADADENI, 2951 - *Mbali Annah*
  48. Nokukhanya Immaculate Mkhize - 890318 0108 083 - K851 Umlazi, Nyathi Road, UMLAZI, 4031 - *Nokukhanya Immaculate Mbali*
  49. Mmataseleng Sogia Motlhasedi - 790904 0737 087 - 118 Block F, LETLHABILE, 0264 - *Mmatsele Gorgia*
  50. Desa Magrieta Van Der Merwe - 750429 0081 086 - P O Box 64, ALLENS NEK, 1737 - *Desa*
  51. Megan Peter - 890124 0036 088 - 7 Stormont Avenue, KLOOF, 3610 - *Megan Lottreaux*
  52. Duduzile Theresa Mlinganiso - 861012 0868 086 - 8067 A Zone 6, Mduze Street, PIMVILLE, 1809 - *Nonhlanhla Duduzile*
  53. Tsietsi Jacob Marvatona - 821119 5483 081 - P O Box 5158, THE REEDS, 0158 - *Jaycee Israel*
  54. Teboho Mahlaba - 800115 5400 088 - 4072 Section F, PALMSPRINGS, 1984 - *Musawenkosi Teboho*
  55. Merriam Ngwanamoela Choeu - 690617 0420 089 - P O Box 994, SESHEGO, 0742 - *Merriam Makwata Moela*
  56. Ntozana Alzina Masuku - 690104 0509 088 - 402 A Luthuli Street, Zone 11, MEADOWLANDS, 1852 - *Tozi Alzina*
  57. Josephine Elizabeth Sibiya - 680620 0793 085 - 469 Thela Street, SPRUITVIEW, 1600 - *Mmabatho*
  58. Phineas Radebe - 680605 5330 082 - 415 A Igwigwi Street, Zone 6, MEADOWLANDS, 1852 - *Phineas Themba*
  59. Miriam Lahliwe Msimango - 680605 0919 087 - P O Box 1020, HAZYVIEW, 1242 - *Miriam Londiwe*
  60. Peter Nazo Maloyi - 671010 6276 080 - P O Box 1432, MORULA, 0196 - *Nazo*
  61. Siyrluyalu Babe - 660421 5366 082 - 2434 Old Location, ELLIOT, 5460 - *Siyrluyalu Ace*
  62. Khutsahalo Olehile Johannes Kibusang - 660227 5613 088 - P O Box 222, MOROKWENG, 8614 - *Olehile Johannes*
  63. Thupayakgosi Molema - 620514 5860 085 - P O Box 277, MOTHIBISTAD, 8474 - *Thupayakgosi Daniel*
  64. Nhlanhla Dlomo - 611212 0346 082 - No 1018 A, OSIZWENI, 2952 - *Nonhlanhla Princess*
  65. Rina Ndabula - 790628 0477 085 - 308 King Street, Paballelo, UPINGTON, 8801 - *Rina Ntombifuthi*
  66. Mirriam Makiki Ngwenya - 540423 0737 081 - 12 Sixth Avenue, Houghton State, JOHANNESBURG, 2198 - *Makiki Mirriam*
  67. Sosiqyniso Alfred Zungu - 520817 5692 080 - Kwamvumase Reserve, Kwavumase, KWAMAPHUMULO, 4470 - *Soliqiniso Alfred*
  68. Thandiwe Priscilla Dlamini - 850216 1154 080 - 50 Amberfield West Road, 24 Unit, MORNINGSIDE, 2125 - *Khanyisile Thandiwe*
  69. Thandolwety Tyanase - 901208 5644 082 - 38 Castro Street, Soweto Sea, Zwide, PORT ELIZABETH, 6000 - *Thandolwethu*
  70. Siyabonga Ngcobo - 800809 5370 081 - Magwaveni Area, TONGAAT, 4400 - *Siyabonga Menzi*
  71. Vuyokazi Jennifer Somlata - 810619 0657 087 - 65 Highbury Road, KUILSRIVER, 7580 - *Kwezi*

72. Doreen Mathikga - 820830 0432 086 - 13820 Cwaedi Street, Bluemanda, KIMBERLEY, 8345 - *Kelebogile*
73. Julius Khoza - 821022 5804 084 - 72 Block D, MABOPANE, 0190 - *Junaïd Husain*
74. Thandiwe Veronica Moss - 630825 0475 085 - 9148 K9, Kutloanong Location, ODENDAALSRUS, 9483 - *Nomelikhaya*
75. Teezman Sivuyile Dyantyi - 830814 5521 083 - P O Box 3138, MOUNT FRERE, 5090 - *Sivuyile*
76. Mashila Arthumia Mukuvhi - 900815 5788 080 - P O Box 842, NZHELELE, 0993 - *Mashila Arthur*
77. Sekoro Damh Maunatlala - 910829 5702 080 - P O Box 305, SOVENGA, 0727 - *Sekoro Daniel*
78. Nokwanda Shange - 900129 0974 087 - P O Box 513, MAHLABATHINI, 3865 - *Nokwanda Zama*
79. Mulinda Devilliers Nyamande - 830709 5479 086 - 317 Tamarina Street, LOTUS GARDEN, 0025 - *Mulindathavha*
80. Rachel January - 800225 0371 083 - 12 Kings Court, Kings Road, Mowbary, CAPE TOWN, 7925 - *Lerata Raquel*
81. Mantoa Kerlina Mogorosi - 730803 0552 087 - 3309 Mashimong, LEPHENGVILLE, 0400 - *Mantoa Caroline*
82. Qedamanga Mashwell Dlamini - 730704 5315 084 - P O Box 112, NONGOMA, 3950 - *Qedi Maxwell*
83. Rachel Mokwena - 740807 0469 083 - 74 A 3rd Avenue, Westdene, JOHANNESBURG, 2092 - *Kefilwe Rachel*
84. Nodela Goodwell Ngwenya - 740424 5519 084 - 748 Mothopeng Street, WESSELTON, 2351 - *Nodela Goodwell Lucky*
85. Andrew Mnisi - 740218 5369 080 - P O Box 82255, SOUTHDALE, 2135 - *Themhani Andrew*
86. Matodzi Mutshinyalo Nemutshili - 740808 1403 089 - 3232 Mzimayi Street, Extension 4, Langaville, TSAKANE, 1550 - *Matodzi Sharon*
87. Luvuyo Lugongolo - 620626 5176 088 - 620 Extension 15, BUTTERWORTH, 4960 - *Luvuyo Mzimkhulu*
88. Nathi Goodman Nkosi - 870408 5861 085 - No 718 C, OSIZWENI, 2952 - *Nkosinathi Emmanuel*
89. Uma Modipa - 621019 0685 080 - P O Box 4834, POLOKWANE, 0700 - *Nogane Alleta*
90. Nyanninga Angel Dlamini - 490211 5595 087 - Osindisweni Area, NDWEDWE, 4342 - *Nyanninga Angelo*
91. Ntombi Elizabeth Vundla - 481225 0782 087 - 49 H Bambayi Area 3, INANDA, 4309 - *Ntombi Ayesha*
92. Christona Elizabeth Mokoena - 471104 0316 083 - 15229 Iraq, Phase 2, ZAMDELA, 1949 - *Selina*
93. Polao Petrus Tawana - 830101 8051 080 - 1784 Freedom Park, No 8, IMPALA, 0308 - *Tebogo Petrus*
94. Ntobeng Moses Tsima - 850918 5717 081 - P O Box 121, NEBO, 1059 - *Maefo Moses*
95. Vuyiseka Priscila Poponi - 900131 0557 086 - C-239 – A, Site C, KHAYELITSHA, 7784 - *Vuyiseka*
96. Setswakae Dinah Molemane - 760629 0622 080 - House No 408, Boriteng Section, LEGKRAAL, 0318 - *Precious*
97. Sisimogang Rosinah Seponkane - 760731 0339 085 - 550 Extension 3, Tihabologang Location, COLIGNY, 2725 - *Kelebogile Rosinah*
98. Sydney Nhlapo - 760718 5629 081 - 13 Servaas De Kock Street, Norkempark, KEMPTONPARK, 1619 - *Themba Sydney*

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99. Precious Matala - 911031 5297 083 - 79 Mtati Street, Nu 7 Motherwell, PORT ELIZABETH, 6211 - *Xolisile*
  100. Segakweng Lorraine Mmamodise Sere - 801031 0518 080 - 2637 A Zone 10, MEADOWLANDS, 1852 - *Mmamodise*
  101. Solomon Nemalegeni - 810410 5539 086 - 3 Roman Street, Pellsrus, JEFFREYS BAY, 6330 - *Lambani Thomas Solomon*
  102. Chuene Elizabeth Selepe - 810326 0458 082 - P O Box 120, BOCHUM, 0790 - *Choene Elizabeth*
  103. Ranape Petrus Masemola - 800825 5409 083 - 1092 Stoffel Park, Mamelodi East, PRETORIA, 0122 - *Mokganyi Petrus*
  104. Azwianewi Madzaga - 800526 5441 080 - P O Box 236, MATAVHELA, 0990 - *Azwianewi Mackson*
  105. Nkosiviwe Mpikwa - 871102 5860 085 - W P - 60 M, Endlovini, KHAYELITSHA, 7784 - *Nkosivile Elliot*
  106. Sipho Elaine Malawane - 800330 0451 081 - 33 B Pietersielie, Wierdapark, Rooihuiskraal, CENTURION, 0157 - *Mpho Sipho Elaine*
  107. Mbali Nkabinde - 881021 0925 081 - P O Box 2515, BALFOUR, 2410 - *Mbali Londiwe*
  108. Mxoshwa Shezi - 410201 5303 084 - Ntembisweni Area, GREYTOWN, 3250 - *Mxoshwa David*
  109. Malapeng Tirelo Maxwell Phahlamohlaka - 870410 5823 081 - 7511 Section V, MAMELODI WEST, 0122 - *Tirelo Maxwell*
  110. Scelo Stanly Magande - 870402 6320 084 - Drumcastel, NEWLAND WEST, 4037 - *Teboho Stanly*
  111. Jeffrey Metwane Magwadi - 900928 5978 088 - P O Box 375, MAMAOLLO, 0801 - *Mogobadi Jeffrey*
  112. Velaphi Amos Mtshali - 700926 5484 083 - 4957 Matlala Street, DUDUZA, 1496 - *Thabo Amos*
  113. Nonezile Mbulali - 651102 0659 082 - R57 Njimba Street, Site C, KHAYELITSHA, 7784 - *Cynthia*
  114. Shane Wellington Mbuyazi - 800403 5333 081 - 211 Islandviewfynland 2 Mebcourt, BLUFF, 4052 - *Shaaheen Wellington*
  115. Mmamoloko Treggy Matli - 880916 0629 081 - P O Box 216, MAPELA, 0610 - *Mmamoloko Boitumelo Khomotso*
  116. Sipho Freddy Ndashe - 840726 5172 089 - P O Box 1043, ROSETTENVILLE, 2130 - *Sello Freddy*
  117. Matshidiso Selina Skosana - 890919 0348 080 - 3185 Taylor Park, ZAMDELA, 1949 - *Matshediso Selina*
  118. Natasha Natlalia De Klerk - 890618 0158 081 - P O Box 128, ALEXANDRA BAY, 8290 - *Tasneem Sumayah*
  119. Itumeleng Sengoaneng - 900927 0899 083 - P O Box 37, SEKWATI, 1063 - *Lehlalotsi Itumeleng*
  120. Mxoleleni Mmemezile Mnguni - 900614 5271 084 - 25418 Donkerhoek, Galeshewe, KIMBERLEY, 8345 - *Mxoleleni Mmemezile Jack*
  121. Janice Nomcebo Khuzwayo - 880921 0601 080 - Mahlekwane Area, WASBANK, 2920 - *Nomcbebo Sweetbetter*
  122. Ntombizonke Sipehelele Mntungwa - 911214 0409 081 - P O Box 111, MAHLABATHINI, 3865 - *Sipehelele Ntombizonke*



123. Shane Alfred Dold Shipman – 691122 5091 083 – and a minor child – Ethan Charles Shipman – 080909 5326 082  
- P O Box 23484, cape town, 7735 *Shane Alfred*

No. 1099

26 November 2010

**ALTERATION OF SURNAMES IN TERMS OF SECTION 26 OF THE BIRTHS AND DEATHS REGISTRATION ACT, 1992 (ACT NO. 51 OF 1992)**

The Director-General has authorized the following persons to assume the surname printed in *italics*:

1. Makgapheetje Thoma Ngoanaphala - 541127 5576 084 - P O Box 175, Lefalane, 0741 - *Nchabeleng*
2. Thulani Mvakalelwa Mzana - 760106 6061 084 - 08 Galena Street, Carletonville, 2499 - *Mvakalelwa*
3. Vusi Kabini - 811115 5672 089 - P O Box 348, Witbank, 1035 - *Ntuli*
4. Edwin Mbuthuma - 870909 5348 080 - 41 Zulu Section, Khutsong Township, Carletonville, 2499 - *Nhlapo*
5. Gevin Cleophas - 851029 5251 086 - 13 windsor Avenue, Diep River, 7945 - *Stander*
6. Mokgetsi Sarah Mangedwana - 680625 0530 080 - P O Box 136, Ellisras, 0555 - *Manyedioane*

No. 1100

26 November 2010

**ALTERATION OF SURNAMES IN TERMS OF SECTION 26 OF THE BIRTHS AND DEATHS REGISTRATION ACT, 1992 (ACT NO. 51 OF 1992)**

The Director-General has authorized the following persons to assume the surnames printed in *italics*:

1. Lehulebe Clara Mokgotho - 640107 0400 084 - P O Box 4842, GA MAROTA, 1154 - *Mafogo*
2. Oriel Netshikalini - 920620 5803 087 - P O Box 90, TSHIKONDENI, 0959 - *Mudzanani*
3. Nokwazi Immaculate Mavimbela - 840619 0825 084 - P O Box 744, ULUNDI, 3865 - *Sibiya*
4. Joseph Oliphant - 720401 5263 081 - 19 Simla Road, MEREBANK, 4052 - *James*
5. Mcebisi Magwaza - 890122 5686 089 - P O Box 246, MAPHUMULO, 4470 - *Sangweni*
6. Mnyamezeli Hilton Jili - 671208 5440 083 - 129 River Road, RANDBURG, 2194 - *Jaca*
7. Rammolayi Stephens Boreni - 640209 5799 088 - 559 Lehweleeng Section, Diloppe, MORETELE, 0407 - *Sekokotla*
8. Sibusiso Ngeleka - 640910 5586 082 - Madlala Location, UMZUMBO, 4225 - *Mthuli*
9. Lungile Bongiwe Langa - 840509 0610 083 - Private Bag X 5513, NQUTHU, 3135 - *Ndlovu*
10. Zoleka Nzengane - 830202 0340 081 - 38 Electra Park, BEALONSFIELD, 8301 - *Ndzengana*
11. Siyathemba Mdlungu - 910816 5473 085 - 3571 Ngesi Street, OLD CROSSROADS, 7755 - *Sam*
12. Aphiwe Precious Kuza - 900602 5452 085 - 2041 Joyce, Ndinise Street, CROSSROADS, 7750 - *Welemtsha*
13. Johannes Lucky-Boy Mokoena - 750612 5681 089 - P O Box 321, MORULA, 0196 - *Lebethe*
14. Semakaleng Anna Khupe - 580328 1030 082 - 1462 Slovo Section, MONAKATO, 0331 - *Motloba*
15. Nomvuselelo Mathembi Ndwandwe - 840404 1584 083 - P O Box 735, HLABISA, 3937 - *Nkosi*
16. Siphso Seoloana - 820928 5588 082 - 7770 Zone 1, SESHEGO, 0742 - *Mathaba*
17. Johannes Sentsho Makwana - 820612 5863 089 - P O Box 5310, SEKHUKHUNE, 1124 - *Koto*
18. Tebogo Moses Mosese - 870907 6231 081 - No 327 Kelebogile, Magaliesburg, KRUGERSDORP, 1791 - *Motsamai*
19. Simon Sana Moleele - 730307 5851 080 - Flat 28, Gumberland Court, 09 Pretoria Street, HILLBROW, 2001 - *Mnyakeni Moleele*
20. Thulani Andreas Mkhize - 601207 5646 082 - B37 Demat Road, Welbedacht West, CHATSWORTH, 4092 - *Radebe*
21. Shirley Susan Elizabeth Pottas - 701224 0261 089 - 245 Caledon Street, UITENHAGE, 6230 - *Metrovich*
22. Thabang Mosima Kekana - 910410 0224 089 - P O Box 1273, CHUENESPOORT, 0745 - *Ramahlo*
23. Mkhululi Michael Mqathane - 900515 5254 089 - 3142 Moyake Street, Kwazakhele, PORT ELIZABETH, 6205 - *Vela*
24. Godfrey Tshabalala - 761229 5320 084 - P O Box 11057, JOHANNESBURG, 2000 - *Thenga*
25. Sibusiso Ngqayi Chonco - 900202 6935 087 - P O Box 57, WEENEN, 3325 - *Mabaso*

26. Thamsanqa Jabulani Dlamini - 690624 5751 088 - 182 Unit 5, Azalea Township, PIETERMARITZBURG, 3200 - *Ziqubu*
27. Keaolopa Alfues Mohaladi - 700809 5870 081 - P O Box 96, HEUNAAR, 8611 - *Sebake*
28. Brown Thataitsile Maogwe - 710412 5933 088 - 1307 Diale Street, Mohlakeng, RANDFONTEIN, 1759 - *Montsho*
29. Philisiwe Nonhlanhla Msweli - 890525 1294 080 - P O Box 13, GINGINDLOVU, 3800 - *Nzuza*
30. Bonisile Erick Mbelo - 700405 6456 085 - Nomalacu Area, BIZANA, 4800 - *Mphako*
31. James Thabiso Koro - 850517 5727 080 - 676 Mjkwani Street, Emdeni North, KWA XUMA, 1868 - *Tsoanyane*
32. Thembile Nyembezi - 870723 5903 087 - Nikwe Area, BIZANA, 4800 - *Bitane*
33. Freddy Muzi Bongani Gwebu - 840512 5406 085 - P O Box 3031, WHITE RIVER, 1740 - *Mokoena*
34. Oupa Raymond Madonsela - 790605 6235 089 - Stand No 190, Ga Magongoa, MOKOPANE, 0600 - *Mphela*
35. Norman Rikhotso - 760314 5337 089 - 3902 Mountain Zebra Street, Dawn Park, Extension 7, BOKSBURG, 1475 - *Mohale*
36. Meshack Tseliso Moloi - 820727 6553 081 - 4872 Nicholas Street, ORLANDO EAST, 2006 - *Motseke*
37. Khethiwe Catherine Monnana - 810627 0381 087 - 258 Khumalo Street, PROTEA NORTH, 1818 - *Khuzwayo*
38. Mcoseleli Goodman Pindani - 581014 5311 087 - 45 D Section, Duncan Village, EAST LONDON, 5209 - *Qamba*
39. Siphamandla Penuell Mhlongo - 910624 6369 082 - 652 Ondini Road, Hambanathi Township, TONGAAT, 4400 - *Nyaba*
40. Mulalo Maraga - 911128 1102 083 - P O Box 335, TSHILWAVHUSIKU, 0938 - *Mamburu*
41. Tamsanqa Mbuqe - 610424 5917 087 - 787 Mbusi Street, Bongweni Location, QUEENSTOWN, 5320 - *Vellem*
42. Lindiwe Charmain Sekano - 840219 0675 082 - 6820 Extension 3, Khutsong Township, CARLETONVILLE, 2499 - *Maseko*
43. Mafemane Elias Mafanele - 630208 5952 087 - 1893 Chauke Street, Zone 2, DIEPKLOOF, 1864 - *Hlongwani*
44. Ronald Mxolisi Skhosana - 810218 5395 080 - H684 Umlazi Township, UMLAZI, 4066 - *Mzameko*
45. Buyisiwe Utui - 900331 0621 086 - 593 Sakhile Section, KATLEHONG, 1432 - *Dlamini*
46. Rembuluwani Phillip Khorommbi - 730925 6125 087 - P O Box 3412, SIBASA, 0970 - *Mphaphuli*
47. Joseph Rasame Victoria - 740531 5443 089 - 527 Macheng Street, Mohlakeng, RANDFONTEIN, 1759 - *Mashaba*
48. Philile Maureen Luthuli - 910623 0867 083 - 1118 Tsietisi, Phase 5, KATLEHONG, 1431 - *Ndlovu*
49. Hlayiseka Ronald Manganye - 770301 5936 083 - P O Box 369, PRETORIA NORTH, 0182 - *Makhubele*
50. Nkhensani Patricia Shipalane - 900501 0532 083 - P O Box 87, LETABA, 0870 - *Manabe*
51. Ananja Grobler - 910121 0387 087 - P O Box 207, CLANWILLIAM, 8135 - *Steyn*
52. Gabangane Eric Khaat - 460420 5172 088 - 13282, Lekeno Street, DAVEYTON, 1520 - *Ngcobo*
53. Christelle Van Niekerk - 900727 0159 086 - P O Boox 381, LANGEBAAN, 7375 - *Botha*

54. Mfundiso Sineke - 840121 5734 080 - 594 Rudolph Street, Costatia Park, PRETORIA, 0181 - *Mancotywa*
55. Marius Meyer - 750118 5182 086 - 7 Parkcliffe, 422 Currie Road, BEREA, 4001 - *Roberts*
56. Nondumiso Dlamini - 900404 1291 082 - P O Box 328, KWANGWANASE, 3973 - *Nkosi*
57. Siphamandla Malusi Shezi - 740106 5736 087 - Flat No 5, Central Fire Station, Kruis Street, JOHANNESBURG, 2001 - *Dlomo*
58. Dieketseng Christina Kgobe - 551222 0640 089 - 1229 Thabo Street, Boichoko, POSTMASBURG, 8420 - *Seithati*
59. Letlema Martin Matsomane - 870426 5639 087 - P O Box 787, NGWAABE, 1058 - *Lebjana*
60. Vusi Joseph Mazibane - 761121 5595 080 - 17682/11, Protea Glen, Extension 9, SOWETO, 1818 - *Thwala*
61. Tshepiso Hoagane - 860914 0935 081 - 709 Twala Section, Masakane Street, KATLEHONG, 1431 - *Nkuna*
62. Kabo Pyotts Ramogogane - 891107 5695 080 - T1351 Roma Section, MOROKWENG, 8614 - *Matubako*
63. Athini Gqomoshe - 870317 1270 086 - 370 No 8 R D P, BAFOKENG, 0335 - *Bhanya*
64. Luleka Ngcetsheza - 861225 1105 080 - Mantlaweni Area, LUSIKISIKI, 4820 - *Nombanga*
65. Nicole Gail Weimers - 870911 0123 088 - 9 Marlyn Street, SALDANHA, 7395 - *Sonjica*
66. Vusi Mhlongo - 870425 5628 082 - 2790 A Vundla Street, ZOLA SOUTH, 1868 - *Mtshali*
67. Vusiwe Andrew Lukhele - 840131 5764 086 - 16 Charl Cilliers, BOKSBURG NORTH, 1459 - *Mdluli*
68. Mbali Jessica Nkosi - 800517 0650 080 - 785 Limpopo Street, Senaoane, TSHIAWELO, 1818 - *Mvula*
69. Sifiso Mahlaba - 920627 5622 086 - Esdinsi Area, NONGOMA, 3950 - *Nxumalo*
70. Doctor Johannes Tsotetsi - 730728 5481 083 - 4828 Mathole Street, Extension 23, Ratanda, HEIDELBERG, 1441 - *Msibi*
71. Zanele Ntlabati - 850727 1320 083 - Tontyi Area, MOUNT AYLIFF, 4735 - *Tentu*
72. Vusumuzi Amos Mdluli - 680514 5569 089 - 473 Ecaleni Section, TEMBISA, 1632 - *Nkomo*
73. Dinginvula Patekile - 340915 5195 084 - Nyandeni Area, LIBODE, 5160 - *Chakata*
74. Samuel Thoko Sephiri - 870319 5757 084 - 1414 Mandela Park, EDENVILLE, 9535 - *Radebe*
75. Boycie Sambo - 700818 5720 089 - 440 Welamlambo Section, Tembisa, JOHANNESBURG, 1632 - *Macheke*
76. Musa Palesa Malema - 870209 0414 080 - 1194 Lekwake Street, KLIPSPRUIT, 1852 - *Mabuza*
77. Moses Siphon Vukethwele - 860909 5366 084 - P O Box 12218, RUSLOO, 1475 - *Mhlahlo*
78. Blaine Rodger Mkhwanazi - 890403 5335 087 - 108 Heatherdale Road, Heidedal, BLOEMFONTEIN, 9306 - *Tlhapane*
79. Lucky Paile - 920514 5992 083 - Sephaku, MPUDULLE, 1057 - *Matshiga*
80. Alfred Kgotsi Moratesi Ramphane - 770305 6180 088 - 1569 Phase 8, GA RANKUWA, 0207 - *Khoza*
81. Thomas Chankie Tholwa - 770403 6200 087 - 8158 Extension 20, LESLIE, 2265 - *Jiana*

82. Dakalo Brenda Sathane - 870930 0718 085 - P O Box 295, MUTALE, 0956 - *Nthambeleni*
83. Xolani Sithole - 871025 5454 080 - Zwelisha, BERGVILLE, 3350 - *Ndaba*
84. Hlengiwe Christophene Sibisi - 800101 0532 083 - C773 Dlamini Road, HAMMARSDALE, 3700 - *Ngcobo*
85. Phillip Makwetla Malapane - 730203 5803 082 - P O Box 154, BOLEU, 0474 - *Mathunyane*
86. Mbuzeli Mkhonkqo – 640101 8405 088 – your wife –Ntomboxolo Eulla Mkhonkqo – 680714 0759 087 – and two minor children – Thandolwethu Sivenathi Mkhonkqo – 990701 0437 082 – Yanga Phumza Mkhonkqo – 961221 0261 080 - 1371 Nu 17, mdantsane, 5219 – *ndyoko*
87. Malapeng Tirelo Maxwell Phahlamohlaka- 870410 5823 081 -7511 Section V, MAMELODI WEST, 0122 - *Masemola*
88. Scelo Stanly Magande- 870402 6320 084 -Drumcastel, NEWLAND WEST, 4037 - *Mokoena*
89. Jeffrey Metwane Magwadi- 900928 5978 088 -P O Box 375, MAMAOLLO, 0801 - *Makgoale*
90. Velaphi Amos Mtshali- 700926 5484 083 -4957 Matlala Street, DUDUZA, 1496 - *Selepe*
91. Nonezile Mbulali- 651102 0659 082 -R57 Njimba Street, Site C, KHAYELITSHA, 7784 - *Zokufa*
92. Shane Wellington Mbuyazi- 800403 5333 081 -211 Islandviewfynland 2 Mebcourt, BLUFF, 4052 - *Clarkson*
93. Mmamoloko Treggy Matli- 880916 0629 081 -P O Box 216, MAPELA, 0610 - *Molemela*
94. Sipho Freddy Ndashe- 840726 5172 089 -P O Box 1043, ROSETTENVILLE, 2130 - *Sithole*
95. Matshidiso Selina Skosana- 890919 0348 080 -3185 Taylor Park, ZAMDELA, 1949 - *Mahlatsi*
96. Natasha Natalia De Klerk- 890618 0158 081 -P O Box 128, ALEXANDRA BAY, 8290 - *Delie*
97. Itumeleng Sengoaneng - 900927 0899 083 -P O Box 37, SEKWATI, 1063 - *Mabula*
98. Mxoleleni Mmemezile Mnguni- 900614 5271 084 -25418 Donkerhoek, Galeshewe, KIMBERLEY, 8345 - *Sokhela*
99. Janice Nomcebo Khuzwayo- 880921 0601 080 -Mahlekwan Area, WASBANK, 2920 - *Khumalo*
100. Ntombizonke Siphelele Mntungwa- 911214 0409 081 -P O Box 111, MAHLABATHINI, 3865 - *Mabso*
101. Shane Alfred Dold Shipman – 691122 5091 083 – and a minor child – Ethan Charles Shipman – 080909 5326 082- P O B Box 23484, cape town, 7735 - *Dold*



**DEPARTMENT OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT  
DEPARTEMENT VAN JUSTISIE EN STAATKUNDIGE ONTWIKKELING**

No. 1101

26 November 2010

**SMALL CLAIMS COURTS ACT, 1984 (ACT NO. 61 OF 1984)**

**ESTABLISHMENT OF A SMALL CLAIMS COURT FOR THE AREA OF  
KHAYELITSHA**

I, Andries Carl Nel, Deputy Minister of Justice and Constitutional Development, acting under the power delegated to me by the Minister of Justice and Constitutional Development, under section 2 of the Small Claims Courts Act, 1984 (Act No. 61 of 1984), hereby -

- (a) establish a small claims court for the adjudication of claims for the area of Khayelitsha, consisting of the sub-district of Khayelitsha;
- (b) determine Khayelitsha to be the seat of the said court; and
- (c) determine Khayelitsha to be the place in that area for the holding of sessions of the said court.



**MR A C NEL, MP  
DEPUTY MINISTER OF JUSTICE AND CONSTITUTIONAL  
DEVELOPMENT**


No. 1102

26 November 2010

**SMALL CLAIMS COURTS ACT, 1984 (ACT NO. 61 OF 1984)****ESTABLISHMENT OF A SMALL CLAIMS COURT FOR THE AREA OF MADADENI**

I, Andries Carl Nel, Deputy Minister of Justice and Constitutional Development, acting under the power delegated to me by the Minister of Justice and Constitutional Development, under section 2(1) of the Small Claims Courts Act, 1984 (Act No. 61 of 1984), hereby -

- (a) establish a small claims court for the adjudication of claims for the area of Madadeni, consisting of the sub-district of Madadeni;
- (b) determine Madadeni to be the seat of the said court;
- (c) determine Madadeni to be the place in that area for the holding of sessions of the said court; and
- (d) withdraw Government Notice No. 662 of 20 July 2007.



**MR A C NEL, MP  
DEPUTY MINISTER OF JUSTICE AND CONSTITUTIONAL  
DEVELOPMENT**

No. 1103

26 November 2010


## SMALL CLAIMS COURTS ACT, 1984 (ACT NO. 61 OF 1984)

**ALTERATION OF THE AREA FOR WHICH THE SMALL CLAIMS COURT FOR EMPANGENI WAS ESTABLISHED AS PUBLISHED IN GOVERNMENT NOTICE NO. 2851 OF 31 DECEMBER 1987 AS AMENDED BY GOVERNMENT NOTICE NO. 2746 OF 30 NOVEMBER 1990 AS AMENDED BY GOVERNMENT NOTICE NO. 1483 OF 14 NOVEMBER 1997: ESTABLISHMENT OF A SMALL CLAIMS COURT FOR THE AREA OF HLABISA**

I, Andries Carl Nel, Deputy Minister of Justice and Constitutional Development, acting under the power delegated to me by the Minister of Justice and Constitutional Development, under section 2 of the Small Claims Courts Act, 1984 (Act No. 61 of 1984), hereby -

- (a) alter the area for which the Small Claims Court for Empangeni was established by excising therefrom the district of Hlabisa;
- (b) amend Government Notice No. 2851 of 31 December 1987 as amended by Government Notice No. 2746 of 30 November 1990 as amended by Government Notice No. 1483 of 14 November 1997 to reflect that the area of the Small Claims Court of Empangeni consists of the districts of Lower Umfolozi and Mtunzini;
- (c)
  - (i) establish a Small Claims Court for the adjudication of claims for the area of Hlabisa, consisting of the district of Hlabisa;
  - (ii) determine Mtubatuba to be the seat of the said court; and
  - (iii) determine Mtubatuba to be the place in that area for the holding of sessions of the said court.

Notwithstanding the alteration of the area of jurisdiction and amendment of the Government Notices, contemplated in paragraphs (a) and (b) above, the adjudication of claims from the district of Hlabisa which have already commenced shall, if such adjudication has at the date when the Small Claims Court for Hlabisa is established by the publication of this Government Notice in the Government Gazette not been concluded, be continued and concluded in the Small Claims Court of Empangeni as if the area of the Small Claims Court of Empangeni has not been altered.

**MR A C NEL, MP****DEPUTY MINISTER OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT**

**NATIONAL TREASURY  
NASIONALE TESOURIE**

No. 1104

26 November 2010

**FINANCIAL INTELLIGENCE CENTRE ACT, 2001 (ACT NO. 38 OF 2001)  
AMENDMENT OF SCHEDULE 1 OF THE FINANCIAL INTELLIGENCE CENTRE ACT,  
2001**

By the powers vested in me under Section 73 of the Financial Intelligence Centre Act, 2001 (Act No. 38 of 2001) I, Pravin J Gordhan, Minister of Finance, hereby make the amendments to Schedule 1 of that Act set out in the Schedule hereto with effect from 1 December 2010.



**PRAVIN J GORDHAN  
MINISTER OF FINANCE**

### Schedule

#### GENERAL EXPLANATORY NOTE:

[                      ] Words in bold type in square brackets indicate omissions from existing enactments.

\_\_\_\_\_ Words underlined with a solid line indicate insertions in existing enactments.

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### Schedule 1

#### LIST OF ACCOUNTABLE INSTITUTIONS

- 1        **[An attorney]** A practitioner who practices as defined in section 1 of the Attorneys Act, 1979 (Act 53 of 1979).
- 2        A board of executors or a trust company or any other person that invests, keeps in safe custody, controls or administers trust property within the meaning of the Trust Property Control Act, 1988 (Act 57 of 1988).
- 3        An estate agent as defined in the Estate **[Agents]** Agency Affairs Act, 1976 (Act 112 of 1976).
- 4        **[A financial instrument trader as defined in the Financial Markets Control Act, 1989 (Act 55 of 1989)]** An authorised user of an exchange as defined in the Securities Service Act, 2004 (Act 36 of 2004).
- 5        **[A management company registered in terms of the Unit Trusts Control Act, 1981 (Act 54 of 1981)]** A manager registered in terms of the Collective Investment Schemes Control Act, 2002 (Act 45 of 2002), but excludes managers who only conduct business in Part VI of the Collective Investment Schemes Control Act (Act 45 of 2002).
- 6        A person who carries on the 'business of a bank' as defined in the Banks Act, 1990 (Act 94 of 1990).
- 7        A mutual bank as defined in the Mutual Banks Act, 1993 (Act 124 of 1993).
- 8        A person who carries on a 'long-term insurance business' as defined in the Long-Term Insurance Act, 1998 (Act 52 of 1998) **[including an insurance broker and an agent of an insurer]**.
- 9        **[A person who carries on a business in respect of which a gambling**

**license is required to be issued by a provincial licensing authority] A person who carries on the business of making available a gambling activity as contemplated in section 3 of the National Gambling Act, 2004 (Act 7 of 2004) in respect of which a license is required to be issued by the National Gambling Board or a provincial licensing authority.**

- 10 A person who carries on the business of dealing in foreign exchange.
- 11 A person who carries on the business of lending money against the security of securities.
- 12 **[A person who carries on the business of rendering investment advice or investment broking services, including a public accountant as defined in the Public Accountants and Auditors Act, 1991 (Act 80 of 1991 Auditing Professions Act, 2005 (Act 26 of 2005), who carries on such a business] A person who carries on the business of a financial services provider requiring authorisation in terms of the Financial Advisory and Intermediary Services Act, 2002 (Act 37 of 2002), to provide advice and intermediary services in respect of the investment of any financial product (but excluding a short term insurance contract or policy referred to in the Short-term Insurance Act, 1998 (Act 53 of 1998) and a health service benefit provided by a medical scheme as defined in section 1(1) of the Medical Schemes Act, 1998 (Act 131 of 1998).**
- 13 A person who issues, sells or redeems travellers' cheques, money orders or similar instruments.
- 14 The Postbank referred to in section 51 of the Postal Services Act, 1998 (Act 124 of 1998).
- 15 **[A member of a stock exchange licensed under the Stock Exchanges Control Act, 1985 (Act 1 of 1985).]**
- 16 The Ithala Development Finance Corporation Limited.
- 17 **[A person who has been approved or who falls within a category of persons approved by the Registrar of Stock Exchanges in terms of section 4(1)(a) of the Stock Exchanges Control Act, 1985 (Act 1 of 1985).]**



- 18 **[A person who has been approved or who falls within a category of persons approved by the Registrar of Financial Markets in terms of section 5(1)(a) of the Financial Markets Control Act, 1989 (Act 55 of 1989).]**
- 19 A person who carries on the business of a money remitter.

No. 1105

26 November 2010

**FINANCIAL INTELLIGENCE CENTRE ACT, 2001 (ACT NO. 38 OF 2001)  
AMENDMENT OF SCHEDULE 2 OF THE FINANCIAL INTELLIGENCE CENTRE ACT,  
2001**

By the powers vested in me under Section 75 of the Financial Intelligence Centre Act, 2001 (Act No. 38 of 2001) I, Pravin J Gordhan, Minister of Finance, hereby make the amendments to Schedule 2 of that Act set out in the Schedule hereto with effect from 1 December 2010.



**PRAVIN J GORDHAN  
MINISTER OF FINANCE**

## Schedule

### GENERAL EXPLANATORY NOTE:

[                    ] Words in bold type in square brackets indicate omissions from existing enactments.

\_\_\_\_\_ Words underlined with a solid line indicate insertions in existing enactments.

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### Schedule 2

#### LIST OF SUPERVISORY BODIES

- 1        The Financial Services Board established by the Financial Services Board Act, 1990 (Act 97 of 1990).
- 2        **[The South African Reserve Bank as defined in the South African Reserve Bank Act, 1989, (Act 90 of 1989).]** The South African Reserve Bank in respect of the powers and duties contemplated in section 10(1)(c) in the South African Reserve Bank Act, 1989, (Act 90 of 1989) and the Registrar as defined in sections 3 and 4 of the Banks Act, 1990, (Act 94 of 1990) and the Financial Surveillance Department in terms of Regulation 22.E of the Exchange Control Regulations, 1961.
- 3        **[The Registrar of Companies as defined in the Companies Act, 1973 (Act 61 of 1973).]**
- 4        **[The Estate Agents Board established in terms of the Estate Agents Act, 1976 (Act 112 of 1976).]** The Estate Agency Affairs Board established in terms of the Estate Agency Affairs Act, 1976 (Act 112 of 1976).
- 5        **[The Public Accountants and Auditors Board established in terms of the Public Accountants and Auditors Act, 1991 (Act 80 of 1991).]** The Independent Regulatory Board for Auditors established in terms of the Auditing Professions Act, 2005 (Act 26 of 2005).
- 6        The National Gambling Board established in terms of the National Gambling Act, **[1996 (Act 33 of 1996)]** and retained in terms of the

National Gambling Act, 2004 (Act 7 of 2004).

7 **[The JSE Securities Exchange South Africa.]**

8 **[The Law Society of South Africa.]** A law society as contemplated in section 56 of the Attorneys Act, 1979 (Act 53 of 1979).

9 A provincial licensing authority as defined in section 1 the National Gambling Act, 2004 (Act 7 of 2004).

No. 1106

26 November 2010

**COMMENCEMENT OF THE FINANCIAL INTELLIGENCE CENTRE AMENDMENT  
ACT, 2008 (ACT NO. 11 OF 2008)**

I, Pravin J Gordhan, Minister of Finance, hereby determine in terms of section 29 of the Financial Intelligence Centre Amendment Act, 2008 (Act No. 11 of 2008), that this Act comes into operation on 1 December 2010.



**PRAVIN J GORDHAN  
MINISTER OF FINANCE**

No. 1107

26 November 2010

**FINANCIAL INTELLIGENCE CENTRE ACT, 2001 (ACT NO. 38 OF 2001)  
AMENDMENT OF MONEY LAUNDERING AND TERRORIST FINANCING CONTROL  
REGULATIONS**

The Minister of Finance has, in terms of section 77 of the Financial Intelligence Centre Act, 2001 (Act No 38 of 2001), made the regulations set out in the Schedule hereto.



**SCHEDULE****GENERAL EXPLANATORY NOTE:**

[                      ] Words in bold type in square brackets indicate omissions from existing enactments.

\_\_\_\_\_ Words underlined with a solid line indicate insertions in existing enactments.

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**Definitions**

1. In these regulations, "the Regulations" mean the Money Laundering and Terrorist Financing Control Regulations, 2002, published in Government Notice No. R. 1595 of 20 December 2002 as amended by GN R456 in Government Gazette 27580 of 20 May 2005.

**Amendment of Regulation 1**

2. Regulation 1 of the Regulations is hereby amended by the insertion after the definition of 'suspicious or unusual transaction or series of transactions' of the following definition:

"the Amendment Act" means the Financial Intelligence Centre Amendment Act, 2008 (Act 11 of 2008)."

**Insertion of Regulation 27A**

3. The following regulation is hereby inserted after regulation 27 of the Regulations:

**"Period for and manner of registration by accountable institutions and reporting institutions**

**27A. (1) Every accountable institution referred to in Schedule 1 of the Act and every reporting institution referred to in Schedule 3 of the Act must, within the period commencing 1 December 2010 until 1 March 2011, register with the Centre in terms of section 43B of the Act.**

(2) Any person or category of persons added to the list in Schedule 1 or Schedule 3 of the Act after the commencement of this regulation must register with the Centre within 90 days after the amended Schedule 1 or Schedule 3 is published by notice in the Gazette.

(3) Any person or category of persons who, on commencing a new business, fall within the list of accountable institutions or reporting institutions in Schedule 1 and Schedule 3 respectively must, within 90 days of the day the business opened, register with the Centre.

(4) The registration of an accountable institution and a reporting institution contemplated in subregulation (1), (2) and (3) must be in accordance with the format specified by the Centre and must be submitted to the Centre electronically by means of the internet-based reporting portal provided by the Centre for this purpose at the following internet address: <http://www.fic.gov.za>.

(5) If a person does not have the technical capability to register in accordance with subregulation (4) that person must submit the registration on a form specified by the Centre at the contact particulars specified by the Centre from time to time for this purpose.

(6) The registration of an accountable institution or a reporting institution is not a licensing process and no license will be issued on the completion of a registration contemplated in subregulation (1),(2) and (3).

(7) No fee is payable for a registration contemplated in subregulation (1), (2) or (3)."

#### **Insertion of Regulation 27B**

4. The following regulation is hereby inserted after regulation 27A of the Regulations:

**"Period within and manner in which supervisory body must submit written report to Centre**

**27B. (1) A supervisory body must, as contemplated in section 45(1C) of the Act, within 30 days after taking a decision to institute an action against an accountable**

institution in terms of the Act or any order, determination or directive made in terms of the Act submit a written report to the Centre on any action taken or intended to be taken against that accountable institution.

(2) A supervisory body must submit the written report contemplated in subregulation (1) in accordance with the format specified by the Centre at the contact particulars specified by the Centre for this purpose."

#### **Insertion of Regulation 27C**

5. The following regulation is hereby inserted after regulation 27B of the Regulations:

**"Manner in which appeal is to be lodged and payment of fee**

**27C. With regard to an appeal contemplated in section 45D(1) of the Act,**

- (a) the appellant must lodge an appeal against a decision of the Centre or supervisory body with the chairperson of the appeal board within 30 days from the date when notice of such decision was received in writing by the appellant;**
- (b) the notice of appeal, contemplated in paragraph (a), must be accompanied by an affidavit containing in full the particulars of the appellant, the decision appealed against, the grounds for the appeal and must also state the physical address where the appellant will accept delivery of all documents relevant to the appeal;**
- (c) the appellant must deliver the notice of appeal to the address specified on the notice to impose the administrative sanction;**
- (d) the appellant must, with the appeal, pay a fee of R10 000-00 to the Centre."**

#### **6. Commencement**

These Regulations shall come into operation on 1 December 2010.

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## GENERAL NOTICES ALGEMENE KENNISGEWINGS

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### NOTICE 1066 OF 2010

#### DEPARTMENT OF LABOUR

#### LABOUR RELATIONS ACT, 1995

#### INTENTION TO CANCEL THE 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 **Education Health Church Welfare and Allied Workers' Union (LR2/6/2/347)** for the following reasons:

- The union did not comply with the provisions of section 98, 99 and 100 of the Act
- The organisation 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 will be considered. All correspondence should refer to case number: 2010/229.**

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 / 4595], within 60 days of the date of this notice.

**J.I. CROUSE**

**REGISTRAR OF LABOUR RELATIONS**

**NOTICE 1067 OF 2010****DEPARTMENT OF LABOUR****LABOUR RELATIONS ACT, 1995****REGISTRATION OF AN EMPLOYERS' ORGANISATION**

I, Johannes Theodorus Crouse, Registrar of Labour Relations, hereby notify, in terms of section 109(2) of the Labour Relations Act, 1995, that **Labour Affairs Association of the Pharmaceutical Industry (LAAPI)** has been registered as an employers' organisation with effect from.....15 November 2010.....



**REGISTRAR OF LABOUR RELATIONS**

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**KENNISGEWING 1067 VAN 2010****DEPARTEMENT VAN ARBEID****WET OP ARBEIDSVARHOUDINGE, 1995****REGISTRASIE VAN 'N WERKGEWERSORGANISASIE**

Ek, Johannes Theodorus Crouse, Registrateur van Arbeidverhoudinge, maak hierby ingevolge artikel 109(2) van die Wet op Arbeidverhoudinge, 1995, bekend dat **Labour Affairs Association of the Pharmaceutical Industry (LAAPI)** met ingang van .....15 November 2010.....as 'n werkgewersorganisasie geregistreer is.



**REGISTRATEUR VAN ARBEIDVERHOUDINGE**

## NOTICE 1068 OF 2010

**WITHDRAWAL OF PROPERTIES PUBLISHED IN THE GAZETTE NOTICE 743 OF 2008 AND 891 OF 2008 AS CONTAINED IN THE GOVERNMENT GAZETTE NUMBER 31130 AND 31256 IN RESPECT OF VOORSPOED FAMILY LAND CLAIM.**

Notice is hereby given in terms of Section 11A (2) (A-C) of the Restitution of Land Rights Act, No. 22 of 1994 as amended, for the withdrawal of the Farms under claim published in the gazette notice 743 of 2008 and 891 of 2008.

The properties mentioned below are hereby withdrawn:

**Reference No : (N6/2/2/C/437/0/0/03)**

**Claimant : Oupa Julius Mdluli**

**Property Description: Voorspoed Farm No. 160 situated in Nketoana Local Municipality under Thabo-Mofutsanyana District comprising of the following Farms:**

Farm Number	Farm	Extent	Previous Title Deed Number	Current Title Deed Number	Current Owner	Registration District
160	Voorspoed	111.0504 Ha	T9756/1973	T2284/1974	Meiring Petrus Jacobus	Lindley
981	69 M Siding	5.1398 Ha	T1711/1930	T1711/1930	Transnet LTD	Lindley
897	Eureka (1)	111.500 Ha	T9754/1973	T9754/1973	Mostert Willem Jacobus	Lindley
897	Eureka (0)	74.0323Ha	T4626/1924	T21400/1995	Meiring Jan Andries and Meiring Sarah Petronella	Lindley
895	Riemland(0)	37.1078Ha	T4626/1924	T21400/1995	Meiring Jan Andries and Meiring Sarah Petronella	Lindley
895	Riemland (1)	111.0487Ha	T9755/1973	T3163/1985	Bornman Ricardo Augustinus	Lindley
895	Riemland (2)	37.0158Ha	T9757/1973	T5540/1976	Bornman Ricardo Augustinus	Lindley
896	Dionysus (0)	179.3885Ha	T4625/1924	T12506/1988	Bornman Ricardo Augustinus	Lindley
834	Maatskappy	98.1428Ha	T3996/1921	T5392/1963	Potgieter Johannes Christoffel	Lindley
800	Gewaagd	85.6532Ha	T8511/1920	T27497/1998	Potgieter Lourens Abraham	Lindley
898	La Rochelle	185.0823Ha	T4627/1924	T14289/1981	Potgieter Johannes Christoffel	Lindley



**Total extent : 1109.1939 Ha**

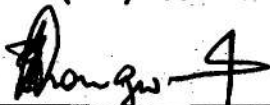
**Date Submitted : 31 December 1998**

**Current Land Use: Agricultural Activities**

Any party who has an interest in the above-mentioned land claim is hereby invited to submit, within 30 days from the date of the publication of this Notice, any comments / information to:

**The Regional Land Claims Commissioner  
Free State and Northern Cape  
P.O. Box 4376  
Bloemfontein  
9300**

**Tel: (051) 4030 700  
Fax: (051) 430 3930**



**MR. S.J. NLONGWANE  
REGIONAL LAND CLAIMS COMMISSIONER  
FREE STATE & NORTHERN CAPE PROVINCES  
DATE: 5/11/2010**

NOTICE 1069 OF 2010

**AMENDMENT OF GAZETTE NOTICE NO. 1633 OF 2006 AS CONTAINED IN THE GOVERNMENT GAZETTE NUMBER 29377 IN RESPECT OF KHUBVI AND DUTHUNI COMMUNITIES**

Notice is hereby given in terms of Section 11A (4) of the Restitution of Land Rights Act, 1994 (Act 22 of 1994), as amended, that an omission was committed on gazette **1633 OF 2006** as contained in the gazette numbers **29377**. The omission occurred as a result of investigations that were still taking place.

Land claims were lodged as follows:

The land claims were lodged by Mr Thinawanga Leonard Randima on behalf of the Khubvi Community on the 27<sup>th</sup> of March 1998 and Mr. Takalani Annanias Nefale on behalf of the Duthuni Community on the 27<sup>th</sup> of March 1998 respectively.

The above-mentioned Communities members are currently settled at different areas: Tshidimbini, Makonde, Khubvi, Damani, Tshiseluselu, Fondwe, Mapate, Tshisaulu, Muledane, Tshino and surrounding villages around Vhembe District.

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

PROPERTY	CURRENT OWNER	TITLE DEED	EXTENT (HECTARES)	BONDS AND RESTRICTIVE CONDITIONS	COMMUNITY
A Part of Chibase 213 MT (Which is Damani area)	South African Development Trust	T77570/1999	(still need to be surveyed)	None	KHUBVI
A Part of Chibase 213 MT ( Which is Tshivhase Tea estate)	South African Development Trust	T77570/1999	(still need to be surveyed)	None	DUTHUNI

**Take further notice** that the Office of the Regional Land Claims Commissioner: Limpopo is investigating these land claims. 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, objection, or information under reference number **KRP 353 and 364**

**Office of the Regional Land Claims**

**Commissioner: Limpopo**  
**Private Bag X 9552**  
**Polokwane**  
**0700**

**OR Submissions may also be delivered to:**

**61 Biccard Street**  
**Polokwane**  
**0700**

**TELE MAPHOTO**  
**REGIONAL LAND CLAIMS COMMISSIONER: LIMPOPO**

NOTICE 1070 OF 2010

**AMENDMENT OF GAZETTE NOTICE NO. 1352 OF 2007 AS CONTAINED IN THE GOVERNMENT GAZETTE NUMBER 30413 IN RESPECT OF NKURI COMMUNITY.**

Notice is hereby given in terms of Section 11A (4) of the Restitution of Land Rights Act, 1994 (Act 22 of 1994), as amended, that an omission was committed on gazette **1352 OF 2007** as contained in the gazette numbers **30413**. The omission of table occurred when the gazette was compiled.

The claimed land is Locatie Van Knopneuzen 230 LT on the state land known as Hanani village, Niewvlakte 58 LT (Makhasa village) and Locatie Van Tabaan 55 LT (Davhana, Malonga and Mabidi villages) situated within the Thulamela Local Municipality, Vhembe District Limpopo.

Note that the claimed land is a Communal area and the occupants enjoy the following rights in the land: residential, burial, grazing and exercise ritual rights. Therefore, the land under claim is not feasible to be restored to the claimants. 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.

Mr. Mzamani John Maluleke lodged the land claim on behalf of Nkuri Community on the 06<sup>th</sup> of October 1997. The claimants are currently settled at different areas: Homu 14B, Thomo, Mapayeni and Nkuri villages.

The following table depicts the property claimed by the above-mentioned Community.

FARM NAME	CURRENT OWNER	TITLE DEED	EXTENT (HECTARES)	BONDS RESTRICTIVE AND CONDITIONS	HOLDER
R/E of the farm Locatie Van De Knopneuzen 230 LT	National Government of the Republic of South Africa	T60384/1988	10009.3731	K1145/2010S	No details
R/E of Portion 2 Of the farm Locatie Van De Knopneuzen 230 LT	National Government of the Republic of South Africa	T5914/1990	21797.9359	K3111/2009S K331/2000S K332/2000S	No details No details No details
Portion 6 of the farm Locatie Van De Knopneuzen 230 LT	Thulamela Municipality	T17092/2006	31.5558	No details	No details
R/E of the farm Nieuwvlakte 58 LT	National Government of the Republic of South Africa	T2765/1892	937.4541	No details	No details
R/E of the farm Locatie Van Tabaan 55 LT	National Government of the Republic of South Africa	DU1000/1904VN	5046.6839	KG4/1991PCN KG6/1991PCVN	No details No details

**Take further notice** that the Office of the Regional Land Claims Commissioner: Limpopo is investigating this land 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 land claim to the Office of the Regional Land Claims Commissioner: Limpopo at the addresses set out below under reference number **KRP 11188**

**Office of the Regional Land Claims  
Commissioner: Limpopo  
Private Bag x9552  
POLOKWANE  
0700**

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

**MR. TELE MAPHOTO  
REGIONAL LAND CLAIMS COMMISSIONER: LIMPOPO**

**NOTICE 1071 OF 2010****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 Nooitgedacht 90 LT, Weltevreden 118 LT and Weltevreden 116 LT situated within Makhado Local Municipality, Vhembe District, Limpopo.

Note that the area under claim is communal land used for residential purposes and therefore it will not be feasible for restoration. Therefore the Commission will facilitate a process of getting alternative redress as provided for by the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994) as amended.

Mr Gezani Max Nkanyani lodged the land claim on behalf of Nkanyani Community on properties mentioned in the table below on the 11<sup>th</sup> of July 1998.

The following table depicts the properties claimed by the above-mentioned Community.

PROPERTY	CURRENT OWNER	TITLE DEED	EXTENT (HECTARES)	BONDS AND RESTRICTIVE CONDITIONS	HOLDER
<b>Nooitgedacht 90 LT</b>	South African Native Trust	T27366/1955 VN	1355.0679h	No details	None
<b>Weltevreden 118 LT</b>	South African Native Trust	T10441/1938 VN	1220.9878h	K18/1997RMV N	Randgold and exploration co ltd
<b>Weltevreden 116 LT</b> remaining extent	-Ramaite Mashau -Ramaite Mutoda -Ramaite Samuel -Ramaite Balanganani -Ramaite Murwakhomu -Phaswane Robert	T16070/1997 VN	304.2342H	No details	None
<b>Portion 1</b>	-Mageza Tsakane -Marivate Muofhe -Marivate Charles -Mashao Mavis -Mashao Mashango	T44147/2002 VN	171.3064 H	No details	None
<b>Portion 2</b>	-Ramaite Mashau -Ramaite Mutoda -Ramaite Samuel -Ramaite Balanganani -Ramaite Murwakhomu	T16070/1997 VN	128.4798 H	No details	None

	-Phaswane Robert				
<b>Portion 3</b>	-Mandalde Musjuji	T588/1927V N	73.0208H	No details	None
<b>Portion 4</b>	Kelrose Trust	T117515/2003 VN	93.0722H	No details	None
<b>Portion 5</b>	Machas Lucas Jacobus Selby Machas Selby Jacobus	T6577/1932V N	85.6532H	No details	None
<b>Portion 6</b>	Ramaite Mashau -Ramaite Mutoda -Ramaite Samuel -Ramaite Balanganani -Ramaite Murwakhomu -Phaswane Robert	T16070/1997 VN	85.6532H	No details	None
<b>Portion 7</b>	Marivate Linah Ntsikiwane	T21242/2004 VN	107.6813	No details	None
<b>Portion 8</b>	Kelrose Trust	T117515/2003 VN	58.4048	No details	None
<b>Portion 9</b>	Mageza Tsakane Christian	T161349/2002 VN	58.2442	No details	None

**Take further notice** that the Office of the Regional Land Claims Commissioner: Limpopo is investigating this land 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 land claim to the Office of the Regional Land Claims Commissioner: Limpopo at the addresses set out below under reference number **KRP: 3618**

**Office of the Regional Land Claims  
Commissioner: Limpopo  
Private Bag x9552  
POLOKWANE  
0700**

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

**T.A MAPHOTO  
REGIONAL LAND CLAIMS COMMISSIONER: LIMPOPO**



**NOTICE 1072 OF 2010****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 farms Chewas 215 MT and M' Psema 219 MT situated within the Makhado Local Municipality, Vhembe District, Limpopo.

Note that the area under claim is communal land used for residential purposes and therefore it will not be feasible for restoration. Therefore the Commission will facilitate a process of getting alternative redress as provided for by the Restitution of Land Rights Act, 1994 (Act NO. 22 of 1994) as amended.

Headman Thinandavha Neckson Shavhani lodged the land claim on behalf of Shanzha Community on properties mentioned in the table below on the 17<sup>th</sup> of November 1998.

The following table depicts the properties claimed by the above-mentioned Community.

<b>PROPERTY</b>	<b>CURRENT OWNER</b>	<b>TITLE DEED</b>	<b>EXTENT (HECTARES)</b>	<b>BONDS AND RESTRICTIVE CONDITIONS</b>
The farm Chewas 215 MT	South African Native Trust	T14127/19 38VN	262.9853	None
The farm M'Psema 219 MT	South African Native Trust	T17319/19 51VN	516.8885	None

**Take further notice** that the Office of the Regional Land Claims Commissioner: Limpopo is investigating this land 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 land claim to the Office of the Regional Land Claims Commissioner: Limpopo at the addresses set out below under reference number **KRP: 2128**

**Office of the Regional Land Claims Commissioner: Limpopo**  
**Private Bag x9552**  
**POLOKWANE**  
**0700**

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

**T.A MAPHOTO**  
**REGIONAL LAND CLAIMS COMMISSIONER: LIMPOPO**

**NOTICE 1073 OF 2010**

**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 Bellevue 74 LT, situated within the Makhado Local Municipality, Vhembe District, Limpopo.

Note that the claimed land is a Communal area and the occupants enjoy the following rights in the land: residential, burial, grazing and exercise ritual rights. Therefore, the land under claim is not feasible to be restored to the claimants. 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.

The land claims were lodged by Mr. Gezani Freddie Maluleke on behalf of Wayeni community on the 14<sup>th</sup> of February 1996, Mr. Vatatsaka Piet Malele on behalf of Malele families on the 12<sup>th</sup> of February 1996 and Mr. Sikhethlo Johannes Mahlangu on behalf of Mahlangu family on the 07<sup>th</sup> of October 1997 on property mentioned in the table below.

The following table depicts the property claimed by the above-mentioned Community.

**THE FARM BELLEVUE 74 LT**

PORTION(S)	CURRENT OWNER	TITLE DEED	EXTENT (HECTARES)	BONDS AND RESTRICTIVE CONDITIONS	HOLDER
Remaining Extent of the farm Bellevue 74 LT	South African Development	T41185 / 1948	622.3870	K874/1948RM	No details
Portion 1 of the farm Bellevue 74 LT	National Government of the Republic of South Africa	T54219 / 1988	508.9784	No details	No details
Portion 2 of the farm Bellevue 74 LT	National Government of the Republic of South Africa	T54219/1988	131.3070	No details	No details

**Take further notice** that the Office of the Regional Land Claims Commissioner: Limpopo is investigating this land 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 land claim to the Office of the Regional Land Claims Commissioner: Limpopo at the addresses set out below under reference number **KRP's: 2479, 2480 and 420**

**Office of the Regional Land Claims  
Commissioner: Limpopo  
Private Bag x9552  
POLOKWANE  
0700**

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

**MR. TELE MAPHOTO  
REGIONAL LAND CLAIMS COMMISSIONER: LIMPOPO**

**NOTICE 1074 OF 2010****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 Remaining Extent of the farm Slidrecht 303 LS, Portion 1 of the farm Sliderecht 303 LS and farm Plutz 292 LS situate within the Makhado Local Municipality, Vhembe District

Mr Sekiel Phillipus Makgoa lodged the land claim on behalf of Muengedzi Community on properties mentioned in the table below on the 29<sup>th</sup> of December 1998 respectively. The Muengedzi community is currently residing at Ha-Ramukhuba.

The following table depicts the properties claimed by the above-mentioned Community.

<b>FARM NAME AND PORTION</b>	<b>CURRENT OWNER</b>	<b>TITLE DEED NUMBER</b>	<b>EXTENT IN HECTARS</b>	<b>BONDS AND RESTRICTIVE CONDITIONS</b>	<b>HOLDERS</b>
Remaining Extent of the farm Slidrecht 303 LS	Republic of South Africa	T16270/1942	1576.9303 H		J.F Naude (PTY) Stegmann Edwinde Villiers Administrators Naude Jouza Francois B-E
Portion 1 of the farm Slidrecht 303 LS	Republic of South Africa	T11293/1933	348.375 H		
Farm Plutz 296 LS	Republic Van Suid Afrika	T11293/1933	2030.7788 H		

**Take further notice** that the Office of the Regional Land Claims Commissioner: Limpopo is investigating this land 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 land claim to the Office of the Regional Land Claims Commissioner: Limpopo at the addresses set out below under reference number KRP

**Office of the Regional Land Claims  
Commissioner: Limpopo  
Private Bag x9552  
POLOKWANE  
0700**

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

**T.A MAPHOTO  
REGIONAL LAND CLAIMS COMMISSIONER: LIMPOPO**

## NOTICE 1075 OF 2010

**transport**

Department:  
Transport  
REPUBLIC OF SOUTH AFRICA

**NOTICE ON THE APPOINTMENT OF MEMBERS TO THE BOARD OF THE  
SOUTH AFRICAN MARITIME SAFETY AUTHORITY (SAMSA)**

The South African Maritime Safety Authority is a national public entity established in terms of the South African Maritime Authority Act, 1998 (Act. 5 of 1998). Its mandate is to ensure safety of life and property at sea, to prevent and combat pollution from ships and to promote South Africa's maritime interests.

The Authority has a Board, whose function is to ensure that the entity strives for the achievement of the objectives outlined in the Act and exercise authority and control over the financial position, operations and management of the entity.

The Minister of Transport has appointed the following persons to the Board of SAMSA with effect from 01 November 2010 –

- Mr Comfort Ngidi as the Chairperson, Ms Loretta Annelise Feris and Mr John Martin, for a period of three (3) years; and
- Ms Nadeema Syms as the Deputy Chairperson, for the remainder of her term of office which expires on 31 May 2011.

## BOARD NOTICES RAADSKENNISGEWINGS

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### BOARD NOTICE 167 OF 2010

### **CONSTRUCTION INDUSTRY DEVELOPMENT BOARD**

### **THE CONSTRUCTION INDUSTRY DEVELOPMENT BOARD ACT, 38 OF 2000**

The Construction Industry Development Board has in terms of Regulation 29 of the Construction Industry Development Regulations, 2004, (as amended), Regulations No 692 of 9 June 2004 (as amended) conducted hearings against the following contractors and is publishing the findings and sanctions imposed by the Investigations Committee:



**Ronnie Khoza**

**Chief Executive Officer: Construction Industry Development Board**

Gazette notice for concluded hearings  
8 November 2010

<b>Contractor Name and location</b>	<b>CRS Number</b>	<b>Company/Corporation Registration Number</b>	<b>Nature of complaint</b>
Kwawulezisa Civils CC	117225	2009/043330/23	Tampered with and or amended and or removed the contents of an award letter , on the letterhead of Izizwe, before submitting same to the CIDB.
<b>Sanction imposed by CIDB Board</b>			
Effective Date: 8 November 2010			
The Board orders:			
<ol style="list-style-type: none"> <li>1. that the close corporation is guilty of having tampered and or amended and or removed the contents of an award letter, on the letterhead of Izizwe, before submitting same to the CIDB,</li> <li>2. that the request made by the Prosecution on behalf of the close corporation' for the fast-tracking of any future application has no basis and is turned down,</li> <li>3. that a sanction of R10 000.00 be imposed on the close corporation subject to the condition hereunder, and</li> <li>4. that a condition be imposed on the close corporation to the effect that the CIDB should not entertain any of its applications until the full fine is paid.</li> </ol>			



Gazette notice for concluded hearings  
8 November 2010

Contractor Name and location	CRS Number	Company/Corporation Registration Number	Nature of complaint
Ntloanam Construction	142812	2004/121308/23	Submitting documentation in support of its track record to the CIDB, which documentation was forged and or contains false and or inaccurate information.
<b>Sanction imposed by CIDB Board</b>			
Effective Date: 8 November 2010			
The Board orders:			
<ol style="list-style-type: none"> <li>1. that the close corporation is guilty of having submitted track record documentation to the CIDB that contained false information,</li> <li>2. that a sanction of R60 000.00 be imposed on the close corporation subject to the condition hereunder, and</li> <li>3. that a condition be imposed on the close corporation to the effect that the CIDB should not entertain any further applications until the full fine is paid.</li> </ol>			

Notice of publication in terms of Construction Industry Development Board Regulation 29(21) of the findings and sanctions imposed by the Investigations Committee at regulatory hearings held in Pretoria.

Gazette notice for concluded hearings  
18 October 2010

<b>Contractor Name and location</b>	<b>CRS Number</b>	<b>Company/Corporation Registration Number</b>	<b>Nature of complaint</b>
Mbhuthumane Trading Enterprise CC	215351	2008/045961/23	Submitted financial documentation (an FNB letter as proof of an overdraft facility) to the CIDB with your application for an upgrade, which documentation was false.
<b>Sanction imposed by CIDB Board</b>			
Effective Date: 18 October 2010			
The Board orders:			
1. that the close corporation is guilty of having submitted false financial documentation to the CIDB that contained false information,			
2. that a sanction of R30 000.00 be imposed on the close corporation subject to the condition hereunder, namely:			
a) that a condition be imposed on the close corporation to the effect that the CIDB should not entertain any of its applications until the full fine is paid,			
b) that the application that led to the investigations and current hearing be declared null and void.			

Gazette notice for concluded hearings  
18 October 2010

<b>Contractor Name and location</b>	<b>CRS Number</b>	<b>Company/Corporation Registration Number</b>	<b>Nature of complaint</b>
Moshito Business Services	148899	2002/102065/23	Submitted financial documentation (an ABSA Bank letter as proof of an overdraft facility) to the CIDB with your application for an upgrade, which letter contained false information.
<b>Sanction imposed by CIDB Board</b>			
Effective Date: 18 October 2010			
The Board orders:			
<ol style="list-style-type: none"> <li>1. that the close corporation is guilty of having submitted false financial documentation to the CIDB that contained false information,</li> <li>2. that the close corporation's application that lead to the hearing, be declared null and void</li> <li>3. that the close corporation's current grading designation should be left intact, and</li> <li>4. that a sanction of R30 000.00 be imposed on the close corporation subject to the condition hereunder, and</li> <li>5. that a condition be imposed on the close corporation to the effect that the CIDB should not entertain any of its applications until the full fine is paid.</li> </ol>			

Gazette notice for concluded hearings  
18 October 2010

Contractor Name and location	CRS Number	Company/Corporation Registration Number	Nature of complaint
Mnyandu Construction CC	108891	2004/121272/23	Submitted proof of track record experience to the CIDB, which contained false and or inaccurate information and Supplied financial statements to the CIDB which contains false and or inaccurate information , and or which financial statements are non-compliant with CID regulation 7 (4)(d) relating to the manner and format of the financials to be submitted
<b>Sanction imposed by CIDB Board</b>			
Effective Date: 18 October 2010			
The Board orders:			
<ol style="list-style-type: none"> <li>1. that the close corporation is guilty on both charges, as pleaded</li> <li>2. that the close corporation's current grading designation should be left intact, and</li> <li>3. that a sanction of R30 000.00 be imposed on the close corporation subject to the condition hereunder, and</li> <li>4. that a condition be imposed on the close corporation to the effect that the CIDB should not entertain any of its applications until the full fine is paid.</li> </ol>			

Notice of publication in terms of Construction Industry Development Board Regulation 29(21) of the findings and sanctions imposed by the Investigations Committee at regulatory hearings held in Pretoria.

**BOARD NOTICE 168 OF 2010****CONSTITUTION INCLUDING ALL THE ADDITIONS AND AMENDMENTS FROM BOARD NOTICE 14 OF 1995 UP TO THE DATE OF THIS GOVERNMENT GAZETTE**

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**CONSTITUTION OF THE NATIONAL COUNCIL OF SOCIETIES FOR THE PREVENTION OF CRUELTY TO ANIMALS****1. INTERPRETATION**

- (1) In this Constitution, unless the context otherwise indicates -

"Act" means the Societies for the Prevention of Cruelty to Animals Act, No.169 of 1993;

"advisory director" means a person appointed as such in terms of article 10 (10) (a);

"article" means the articles of this Constitution;

"associate members" means an associate member of the Council admitted in terms of article 6 (4);

"contribution" refers to all amounts payable by a Society to the Council in terms of the Act;

"Council" means the National Council of Societies for the Prevention of Cruelty to Animals established by section 2 (1) of the Act;

"delegate" means a natural person appointed by a Society in good standing in terms of article 7 (1);

"member" means a Society registered or deemed to be registered in terms of section 8 of the Act;

"in good standing" means that the Society has paid all contributions due and submitted all documents required timeously, and that it is not in breach of any of its obligations in terms of the Act without just cause;

"month" means a calendar month;

"Regional Council" means a regional council established in terms of article 5 (2);

"Chief Executive Officer" means the person appointed in terms of article 11 (13) and includes any person appointed to perform the duties of the Chief Executive Officer;

- (2) Other words shall bear the same meaning as are defined in section 1 of the Act, and the provisions of this Constitution shall at all times be subject to the provisions of the Act.

- (3) In this Constitution, unless the context otherwise requires-

- (a) words signifying the singular will include the plural and *vice versa*;
- (b) words signifying one gender will include the other genders;
- (c) references to natural persons shall include artificial persons and *vice versa*.

**2. OBJECTS OF THE COUNCIL**

The objects of the Council are to fulfil the objectives conferred upon them by section 3 of the Act, namely:

- (a) to determine, control and co-ordinate the policies and standards of societies, in order to promote uniformity;
- (b) to promote co-operation among societies;
- (c) to prevent the ill-treatment of animals by promoting their good treatment by man;
- (d) to promote the interests of societies;

- (e) to take cognizance of the application of laws affecting animals and societies and to make representations in connection therewith to the appropriate authority;
- (f) to do all things reasonably necessary for or incidental to the achievement of the objects mentioned in this article.

### 3. SPECIFIC POWERS OF THE COUNCIL

- (1) In the furtherance of its objects, the exercise of its powers, obligations and rights in terms of the Act, the Council shall have, *inter alia*, the following specific powers:
  - (a) to utilise the Council's funds in any such manner as will enable it to comply with its objects, exercise its powers, assert its rights and fulfil its obligations;
  - (b) to take over, purchase, lease or otherwise acquire, hold, develop, improve, manage, let, sell, transfer, exchange, mortgage, pledge, grant servitudes, licences, or other rights over, or otherwise dispose of, or charge or encumber any property or interest therein, whether moveable or immovable, real or personal, corporeal or incorporeal, and in any part of the world, and to accept (with or without conditions) subsidies, grants, legacies, donations, gifts, and devices, and to erect, construct, maintain, enlarge, alter, demolish, or remove any buildings, fences or other erections or works on any immovable property;
  - (c) to enter into any contract whatsoever in regard to the property or rights of the Council;
  - (d) to invest the moneys of the Council in such manner as it may deem expedient;
  - (e) to borrow money for any legitimate purpose on such terms as it may deem expedient, and if necessary to secure the same by mortgage, pledge, charge, debentures, debenture stock or other security charged on all or any of its property; to enter into any guarantee, suretyship or undertaking, and to assume liability for or undertake the debts and engagements of others;
  - (f) to open and operate accounts with banks and draw, make, accept, endorse, discount, execute and issue cheques and other negotiable or transferable instruments or securities;
  - (g) to establish, subsidise, promote, co-operate or affiliate with or act as trustees or agents for, or manage or grant or lend money or other assistance to any Society or association corporate or incorporate, whose objects are similar to those of the Council, and which prohibits the distribution of its income, capital or assets to its members save by way of agreed remuneration for services rendered, or the reimbursement of expenses incurred for its benefit;
  - (h) to investigate, institute and defend proceedings in any court, congress, Parliament, council or other forum in any part of the world, and oppose by any lawful means, any legislation, action, proceeding, application or other process which might endanger, impact upon or prejudice the interests or objects of the Council, directly or otherwise;
  - (i) to enter into any contract of employment or service with any person and to remunerate any person rendering service to the Council in such manner as it may deem fit;

- (j) to establish and support, or aid in the establishment and support, financially or otherwise, of Societies, associations, funds and trusts calculated to benefit persons who are or have been directors, officials or employees of, or otherwise connected with the Council, or the dependants or the connections of any such persons, and to grant pensions and allowances to any such persons or their aforesaid relatives, dependants, or connections and generally to embark on any scheme or undertaking calculated to benefit any such persons, or their aforesaid relatives, dependants or connections;
  - (k) to do all such other lawful acts and things as may be incidental or conducive to the powers aforesaid;
- (2) The provisions of article 3 (1) are not exhaustive and shall not in any way limit the Council's powers or rights in terms of the Act.

#### **4. SOURCE AND APPLICATION OF COUNCIL'S FUNDS**

- (1) The Council shall derive its income from -
- (a) Financial contributions levied in terms of section 10 of the Act, which shall be determined by the Council at a general meeting from time to time. These are currently an amount equivalent to 10% of all benefits received by a Society from bequests, legacies, and other testamentary dispositions, as well as any trust or similar entity of which the Society is a beneficiary (income or capital) upon the death of any person associated therewith. These contributions are payable annually in arrears at least 10 clear days before the annual general meeting of the Council, and shall be accompanied by a typed reconciliation showing how the contribution has been calculated;
  - (b) subscriptions from associate members, as prescribed by the Board from time to time;
  - (c) funds raised by it in such manner it deems appropriate in accordance with the provisions of the Nonprofit Organisations Act, No 71 of 1997, as amended;
  - (d) interest, rental, dividends, profits and returns on its investments or the employment of its property;
  - (e) fees, charges or any consideration payable for services rendered, advice given or property sold by it;
  - (f) donations, gifts, annuities, legacies, bequests, inheritances or other disposition, award or benefit made in its favour, or to which it may be entitled;
  - (g) any other source available to it.
- (2) The Board shall be entitled to compound, waive, abandon, or vary its right to receive contributions.
- (3) The income and property of the Council shall be applied solely towards the promotion of and compliance with the objects of the Council, the exercise its powers, assertion of its rights and fulfilment of its obligations in terms of the Act and no portion thereof shall be paid or transferred directly or indirectly by way of dividend, bonus, or otherwise to its members or employees: Provided however that nothing herein contained shall prevent payment in good

faith or remuneration to any director, officer, member or servant of the Council for any services rendered to the Council or in reimbursement of expenses incurred in carrying out the business or attending to the affairs of the Council.

- (4) If after the winding up or the dissolution of the Council there remains any free residue or property, it shall not be paid to or distributed among the members but shall vest in a trust created on dissolution by the members, or failing them, by the Chief Master of the Supreme Court or his successor in title. The trustees of this trust shall use the income and/or capital for the benefit of Societies or such other institution(s) with similar objects as may be determined either by the members at or before the time of dissolution or, in default thereof, by the Chief Master of the Supreme Court, or his successor in title.
- (5)
  - (a) If a bequest, inheritance or distribution from a trust upon the death of a person is received by, or accrues to the Council in terms of section 5 (2) of the Act, the Council shall, within 30 days thereof, notify all Societies thereof. This notification shall include the last known address of the deceased or donor and the value or estimated value of the benefit or accrual, where this information has been provided.
  - (b) Any Society wishing to claim this benefit shall lodge a written claim with the Council within 30 days of notification from the Council. This claim shall clearly set out the basis upon which the Society considers that it is entitled to the benefit, and whether in whole or in part. In the event that the Council receives competing claims, then the Council shall in consultation with the disputing parties establish a committee, which shall include a person with legal training.
  - (c) Should any Society receive a bequest, inheritance, or distribution from a trust upon the death of a person, where the Will or Trust instrument does not specifically state the name of their own Society, then the recipient Society shall advise the Council and make payment of the full amount received to the Council within 30 days of receipt. The Council shall hold this money until such time as the lawful beneficiary has been identified.
- (6) A committee established in terms of article 4 (5) shall in its absolute discretion-
  - (a) determine to which of the disputing parties, if any, the benefit should be given, and in what proportions or manner;
  - (b) determine the procedures to be followed in the hearing and determination of the dispute, and where the hearing(s) should be held, bearing in mind the convenience of all parties to the matter;
  - (c) require or permit any Society or party to present documentary or oral evidence;
  - (d) appoint any persons(s) to undertake such investigations as they may deem relevant, necessary or appropriate;
  - (e) exercise its discretion in good faith towards the interests of the disputing parties, but shall not be arbitrators;
  - (f) subsist only until a decision has been reached and all interested parties notified thereof in writing.



- (7) The committee shall, in the absence of evidence of an intention to benefit the Council or a party to the dispute, consider the following factors to be conclusive:
- (a) the donor was a member of a particular Society at the time of his death, and was never a member of any other Society;
  - (b) the donor was a member of a particular Society when the will or trust instrument was executed, and was never a member of any other Society,
  - (c) the donor was once a member of a particular Society for a significant period, and was never a member of any other Society;
  - (d) if the donor, although never a member of any Society, was a regular donor to a particular Society;
  - (e) if the donor, although not a member of any Society, participated significantly in the activities of that Society on a regular basis;
  - (f) failing the above, if the donor utilised the services of that Society on more than one occasion;
  - (g) failing the above, if the donor had at time of making the will or creating the trust instrument had lived within the area for a significant period of time.
- (8) The committee shall, in the absence of evidence of an intention to benefit the Council or a party to the dispute, and in the absence of the evidence referred to in article 4 (7), consider, in its absolute discretion, the following facts sufficient to warrant the benefit being divided between disputing parties:
- (a) the donor was a member of two or more Societies during his life;
  - (b) the donor was a regular donor to two or more Societies during his life;
  - (c) the donor participated significantly on a regular basis in the activities of two or more Societies during his life;
  - (d) if the donor utilised the services of two or more Societies on more than one occasion;
- (9) The committee may, in its absolute discretion, allocate the benefit to the Council where there is no evidence of an intention on the part of the donor to benefit a Society or Societies.
- (10) Any decisions made by a committee established in terms of article 4 (5) (b) shall be final and shall be deemed to constitute a decision by the Board which shall be implemented by the Board.
- (11) All costs and expenses incurred in connection with the establishment, convening and actions of the committee in the fulfilment of its duties shall be paid by the Societies claiming the benefit in such proportions and upon such terms as the committee may determine, which may include the payment of interest at the prevailing legal rate where such costs and expenses are not settled immediately.

## 5. REGIONAL COUNCILS

- (1) The Council may in its discretion define regions within the Republic from time to time.
- (2) All Societies whose operational jurisdiction falls within such a designated region may establish a Regional Council. Only Societies whose operational jurisdiction falls within the region may become members of the regional Council unless those Societies agree to include other Societies.
- (3) Subject to article 5 (4) below, the members of a Regional Council may prescribe rules which govern the relationships among them.
- (4) These rules -
  - (a) may not be in conflict, directly, indirectly or potentially, with the provisions of the Act or this Constitution or the enforcement thereof;
  - (b) shall advance the objects, rights and obligations of the Council and Societies as contained in the Act, this Constitution, and the Constitutions of the Societies concerned;
  - (c) shall not impair or restrict the rights of member Societies to pursue and fulfil their objects and obligations, and exercise their rights and powers and duties, including their right to appoint a delegate in terms of article 7 (1);
  - (d) shall be approved by the Board.

## 6. MEMBERS

- (1) The membership of the Council is comprised of Societies and the directors, duly elected.
- (2) The Council shall maintain at its principal place of business a register which records the names of members, and the date when their membership commenced and terminated. It shall also record their chosen address for the delivery of all notices. This register shall be available for inspection during working hours, and upon reasonable notice.
- (3) The members, directors, committee members and other officers and employees of Societies are not members of the Council. Accordingly, they cannot exercise the rights of a member unless appointed in a representative capacity or as a delegate at a general meeting.
- (4) The Board may admit associate members. An associate member shall -
  - (a) not be a member;
  - (b) enjoy such rights and powers as the Council in general meeting may allow;
  - (c) have their membership cancelled by the Council in general meeting.

## 7. VOTES OF MEMBERS

- (1) Every Society in good standing wishing to be represented at a general meeting of the Council shall lodge with the Council a duly completed delegate form not less than 96 hours before the meeting. The prescribed delegate form, annexed as "A" hereto, shall be signed by at least two members of the Management Committee of the Society concerned.
- (2) At a general meeting only the delegate properly appointed by the Society may vote.
- (3) A delegate shall have one vote for each Society he/she represents.
- (4) At a general meeting a motion put to the vote shall be decided on a show of hands unless a poll is demanded. In the event of an equality of votes, the chairman shall be entitled to a second or casting vote in addition to his deliberative vote.

## 8. GENERAL MEETINGS

- (1) All meetings of the members shall be called general meetings.
- (2) A general meeting of the Council known as the annual general meeting shall be held once in every calendar year at a time and place determined by the Board.
- (3) The Board may at any time and shall, within 14 days of the receipt of a written requisition by no fewer than 15 members in good standing, give notice to convene a general meeting. This meeting shall be held at such time and place as the Board may determine, within 60 days of receipt of the requisition.
- (4) Members in good standing shall be given at least 28 days notice prior to the holding of a general meeting, which notice shall specify the place, the day and the hour of the meeting. Where special business or resolutions are to be considered at the meeting, the general nature of the business and the full text of the resolutions must be stated. However, the non receipt of such notice by any member shall not invalidate the proceedings at any general meeting.

## 9. PROCEEDINGS AT GENERAL MEETINGS

- (1) At the annual general meeting, the Council shall report its activities during the preceding year, and identify the newly elected directors. The members shall also consider the annual financial statements, resolutions, if any; the appointment of an auditor, and other business laid before it. All business laid before the meeting shall be deemed to be special business.
- (2) At an annual general meeting 10 delegates shall be a quorum. If within half an hour of the time appointed for the meeting a quorum is not present, the meeting shall stand adjourned for one hour. If at such an adjourned meeting a quorum is not present, the delegates present shall constitute a quorum.
- (3) At a general meeting convened upon a requisition of members in terms of article 8 (3), the fifteen members who requisitioned the meeting shall be personally present and shall form a quorum. If this number is not present within half an hour of the time appointed for the meeting, the meeting shall be dissolved.

- (4) The chairman of the Board shall preside as chairman at general meetings of the Council.
- (5) If there is no chairman, or if he/she is not present within 15 minutes of the time appointed for the meeting, or he/she is unwilling to act as chairman, the delegates present shall elect a chairman for the meeting.
- (6) The chairman may, with the consent of any meeting at which a quorum is present (and shall if so directed by the meeting), adjourn the meeting from time to time and from place to place, but no business shall be transacted at any adjourned meeting other than the business left unfinished at the meeting from which the adjournment took place.

## 10. MANAGEMENT

- (1) Subject to the provisions of the Act and this Constitution, all decisions of the Council shall be enacted, managed, controlled and administered by the Board.
- (2) The Board shall comprise -
  - (a) three directors each of whom shall be the chairman, or failing him/her a nominee of each of the primary Societies;
  - (b) a maximum of two directors nominated by a simple majority of the votes of the delegates of all the Societies in the Provinces of Mpumalanga, Limpopo, North-West and Gauteng, which directors are ordinarily resident in one of those provinces;
  - (c) a maximum of two directors nominated by a simple majority of the votes of the delegates of all the Societies in the Provinces of Eastern Cape, Southern Cape, Northern Cape and Western Cape, which directors are ordinarily resident in one of those provinces;
  - (d) a maximum of one director nominated by a simple majority of the votes of the delegates of all the Societies in the Province of KwaZulu/Natal, which director is ordinarily resident in that province;
  - (e) a maximum of one director nominated by a simple majority of the votes of the delegates of all the Societies within the Province of the Free State, which director is ordinarily resident in that province;
  - (f) one director nominated by the Minister of Agriculture;
  - (g) Except with the consent of the Council in general meeting, the directors elected in article 10 (2) (b) – (g) may not be members of a primary Society. In the event that such consent is given, they may not vote on matters which would directly impact upon their Society;
  - (h) the executive officer of the Council, who may at the discretion of the Board, be a director with full voting rights and entitled: "Executive Director".
- (3) (a) Save for the Chief Executive Officer, and any director nominated by the minister only persons who are members in good standing of a Society in good standing and who are

permanently resident in South Africa, shall be eligible for appointment, or to continue in office as directors;

- (b) The Chief Executive Officer shall send a notice to all Societies requesting that they nominate candidates for election to the Board at least 4 weeks prior to the nomination date;
  - (c) The notice shall state the number of vacancies for which nominations are required, as well as the date by which all nominations are to be received by the Council;
  - (d) Each Society may nominate as many candidates as there are vacancies;
  - (e) A separate nomination form, annexed as Annexure "B" hereto, is to be used for each candidate nominated. The form shall be signed by the candidate and the two Societies nominating him/her;
  - (f) Where the number of persons so nominated does not exceed the number of vacancies available, they shall be deemed elected to the Board;
  - (g) Where the number of nominated candidates exceeds the number of vacancies, the Chief Executive Officer shall call for an election.
  - (h) At any given time there shall be no less than 10 directors serving on the Board of the Council.
- (4)
- (a) Ballot papers shall be in the form set out as Annexure "C" hereto, and shall be emailed and/or telefaxed to all relevant Societies no later than 30 days after the nomination day, and at least six weeks prior to the election date,;
  - (b) If the Chief Executive Officer, after consideration of a written application by the Society concerned, is satisfied that the ballot paper has been lost, he shall issue a fresh ballot paper to that Society;
  - (c) A Society may cast only one vote in favour of their chosen candidates;
  - (d) The ballot paper shall be delivered so as to ensure that it shall reach the Chief Executive Officer before 16h00 on the polling day;
  - (e) The Chief Executive Officer shall prepare a ballot box, which shall be sealed in such a manner that ballot papers can only be removed by breaking the seal;
  - (f) The ballot box shall be kept in a secure place to which access may only be given to place ballot papers in the box;
  - (g) Upon receipt of a ballot paper, the Chief Executive Officer shall place it in the ballot box. If a ballot paper is received by the Chief Executive Officer after 16h00 on the polling day of the election, the ballot paper shall be kept only for verification purposes;
  - (h) A ballot paper shall be rejected by the Chief Executive Officer if -
    - (i) the Society from whom the ballot has been received is not in good standing or has already cast a vote;

- (ii) the number of candidates opposite whose names crosses have been made exceeds the number of candidates to be elected.
  - (i) The Chief Executive Officer shall as soon as possible after 08h30 on the first working day following the election day, break the seal on the ballot box and remove the contents of that ballot box therefrom in a room;
    - (i) in which no unused ballot papers for the election concerned are present; and
    - (ii) to which only himself and an independent third party have access.
  - (j) After the seal on a ballot box has been broken, no person shall -
    - (i) bring any unused ballot paper for the election concerned, or a ballot paper which has been received by the Chief Executive Officer after the closing time on the polling day, into the room; or
    - (ii) remove any ballot paper which has been removed from the ballot box, from the room, before the result of the election has been determined.
  - (k) If the Chief Executive Officer is satisfied that a ballot paper has to be rejected, he/she shall endorse it with the words "Spoilt" and record the basis upon which it has been rejected thereon. The ballot paper(s) shall be retained for verification purposes;
  - (l) Once the Chief Executive Officer has determined the validity of the ballot papers, he/she shall determine the number of votes which have been recorded in favour of each candidate;
  - (m) If an equal number of votes have been recorded for two or more candidates, the Chief Executive Officer shall determine by lot which of those candidates are deemed to be elected;
  - (n) The Chief Executive Officer shall bind all documents relating to the election in separate packages which are suitably marked, and thereafter seal them in a package marked "Election documents", together with the dates of the nomination and polling days. The package shall be retained for three years;
  - (o) The Chief Executive Officer shall as soon as reasonably possible after the counting of the votes notify the relevant persons of their election as directors to the Board;
  - (p) The Chief Executive Officer shall as soon as reasonably possible after the counting of the votes, advise Societies of the candidates who have been elected;
- (5) The Chief Executive Officer shall, as soon as reasonably possible after the election, report to the Board on -
- (a) the number of candidates nominated for the election;
  - (b) the number of nominations which he/she refused to accept and the reasons for each such refusal; and
  - (c) the number of ballot papers issued, submitted and rejected. He/She shall provide reasons for each rejection.



- (6) Only the particulars referred to in articles 10 (4) (o) and (5) may be disclosed in regard to the election, except under law, or unless directed thereto by a competent court.
- (7) Subject to the provisions of article 12 or unless removed from office at a general meeting convened in terms of article 8 (3), directors shall hold office for a period of 2 years from the Annual General Meeting.
- (8) Directors shall be eligible for re-election.
- (9) At its first meeting the Board shall elect by a majority vote -
  - (a) a chairman from amongst the directors, No director shall be eligible for election as chairman if he has held this position for the past four consecutive years;
  - (b) a vice chairman and a financial director;
  - (c) a management committee of no less than five directors, which shall include the chairman, the vice-chairman, the financial director and the Chief Executive Officer. The management committee shall be responsible for the affairs of the Council and shall possess all the necessary rights and powers required to enable it to fulfil this responsibility. The management committee may co-opt additional directors to serve on the management committee;
  - (d) These persons shall hold this appointment until the close of the next annual general meeting.
- (10) The Board may in its discretion -
  - (a) appoint advisory directors to fulfil such duties as the Board may direct, subject to such conditions as it may determine, including whether they should have a vote at Board meetings;
  - (b) invite to its meetings any person to attend and speak thereat;
  - (c) appoint a person(s) by way of a power of attorney signed by the chairman to act on its behalf where necessary, subject to such terms and conditions as it may determine;
- (11) The primary Societies referred to in article 10 (2) (a) are the three Societies whose individual annual audited income from legacies/inheritances is the greatest during the financial year preceding the election: Provided that -
  - (a) if there is a dispute regarding the value of any legacies/inheritances, then the Council's auditors shall investigate the matter, and their expert decision shall be final; and
  - (b) no Societies shall be considered eligible for election as a primary Society if it has not been a member in good standing for 24 months prior to the first annual general meeting following the election of new directors. If a primary Society falls into bad standing during its two year appointment, then the director appointed by that Society shall stand down and be replaced by a person appointed by the Society next to qualify in terms of this article. The new director shall serve for the remaining period subject to the same conditions.

- (12) Directors may not hold any position in any organisation or entity, other than a Society registered with the Council in terms of Section 8 of the Act, which is, in the opinion of the Board, an animal welfare organisation.
- (13) Directors are required to sign and adhere to a Code of Conduct.

## 11. PROCEEDINGS OF THE BOARD

- (1) The Board shall meet for the despatch of business whenever necessary and may otherwise adjourn or regulate its meetings as it deems fit.
- (2) Decisions of the Board shall be determined by a simple majority of votes. In the case of an equality of votes the chairman shall have a second or casting vote.
- (3) Upon receipt of a written request by three directors, the Chief Executive Officer shall convene a meeting of the Board to be held within 21 days. The notice of such meeting shall state the particular business to be transacted thereat.
- (4) Five directors shall constitute a quorum for any meeting of the Board.
- (5) In the event of that a vacancy arises on the Board for whatsoever reason, the remaining directors may, should they deem it necessary, invite a suitably qualified person to accept office until the next annual general meeting following an election.
- (6) If the number of directors is reduced below 10, the directors shall take the necessary steps to increase that number, either by inviting a suitably qualified person to accept a position on the Board, or by calling for nominations from Societies.
- (7) If the chairman of the Board is not present within 15 minutes of the time appointed for a meeting of the Board, the directors shall appoint one of the vice-chairmen to preside over the meeting.
- (8) The Board may delegate any of its powers to committees consisting of such directors as they deem fit. This committee shall fulfil its mandate upon such terms and conditions as may be imposed by the Board.
- (9) A committee shall elect a chairman of its meetings; if at any meeting the chairman is not present within five minutes after the time appointed for commencing the meeting, the members of the committee present may choose one of their number to be the chairman of the meeting.
- (10) The committee may meet and adjourn as thought proper. Motions put to any meeting of the committee shall be decided by a simple majority of votes of those present.
- (11) All acts done by the Board or by a committee thereof, or by any director, notwithstanding that it shall be afterwards discovered that there was some defect in the appointment of such Board, committee or director or that they or any of them were disqualified, be as valid as if such Board or committee were properly constituted or such person had been duly appointed and was qualified to be a director or committee member.



- (12) The Board, or any committee appointed by it, may decide any question telephonically or by the submission by registered post, hand delivery or telefax to every director or committee member, as the case may be, of a proposal in writing couched in identical terms, and a written minute of any such telephonic decision verified as such by the signature of the chairman of the Board or the committee, or Chief Executive Officer as the case may be, or the signed acceptance of such proposal by a majority of such directors or committee members shall be deemed to be a decision taken at a duly constituted meeting and shall be recorded as such in the minutes of the next meeting of the Board or of the committee.
- (13) The Board shall be responsible for the appointment of a Chief Executive Officer to the Council and all other paid officers, inspectors, servants; and shall adopt rules regulating their duties and conditions of service, and may in its discretion vary such rules and terminate such appointments.

## **12. DISQUALIFICATION OF DIRECTORS**

The office of a director shall be vacated if he -

- (a) is or has been found guilty of any offence involving dishonesty;
- (b) resigns his office in writing to the Council;
- (c) is absent from three consecutive meetings of the Board without prior consent of the Board, provided that the three meetings are not all held within one month;
- (d) is the nominee of a Society, and the Society either withdraws its nomination or is deregistered; or
- (e) not being the nominee of the Minister, or executive director, ceases to be a member in good standing of a Society, or the Society of which he is either a member of staff or of the management committee falls into bad standing;
- (f) is removed from office by a majority vote of 75% of the directors of the Board, as a result of a contravention of the Code of Conduct signed by him.

## **13. RECORDS**

(1) The Council shall keep records -

- (a) of the names and addresses of all Societies;
- (b) of all officers and inspectors appointed by the Board;
- (c) of the directors present at each meeting of the Board, and of any committee of the directors;
- (d) of all resolutions and proceedings at meetings of the Board, and of any committee of the directors.

(2) Every director attending a Board meeting shall sign his name in an attendance register.

#### 14. ACCOUNTS

- (1) (a) The directors shall cause true accounts to be kept of all moneys and property received, expended or otherwise disposed of by the Council. They shall also stipulate the manner in which such receipts, expenditure and disposition takes place;
- (b) The accounting records of the Council shall comply with the relevant provisions of both the Act and the Nonprofit Organisations Act, No 71 of 1997 as amended from time to time;
- (c) The annual financial year of the Council shall terminate on the 31 March.
- (2) The Council's accounting records shall be kept at its principal place of business, and shall be available for inspection by the directors at all reasonable times.
- (3) The directors shall determine under what conditions such records shall be open to inspection by Societies.
- (4) The signature of the Chief Executive Officer or such other person authorised by the Board shall be sufficient receipt for the money received by the Council. All cheques, negotiable instruments and contracts requiring signature in the ordinary course of business of the Council shall be signed by at least two persons authorised thereto by the directors. In the absence of such authority, then they shall be signed by the chairman and Chief Executive Officer and/or a director.
- (5) The auditors appointed to audit the accounting records of the Council at the annual general meeting shall be registered under the Public Accountants and Auditors Act and shall not be a director or hold any office under the Council other than that of auditor.
- (6) The accounts of the Council shall be examined and passed by the directors before circulation to the members.
- (7) An annual report of the operations of the Council, together with the audited balance sheet and statement of accounts representing the Council's financial position at the close of the preceding year shall be sent to members at least 28 clear days prior to the annual general meeting.

#### 15. AMENDMENTS

This Constitution may be amended at a general meeting by special resolution, provided that -

- (a) the amendment does not conflict with or limit the provisions at the Act or the implementation thereof; and
- (b) it is passed by at least a two thirds majority of the vote; and
- (c) the amendment shall come into effect only 30 days after the publication of a notice to this effect in the Government Gazette.

**Annexure "A"****APPOINTMENT OF DELEGATE**

We, the undersigned, duly authorised by resolution dated \_\_\_\_\_ and adopted by the Committee of \_\_\_\_\_ SPCA, do hereby appoint \_\_\_\_\_ or failing him/her \_\_\_\_\_ or failing him/her, the Chairman of the meeting, to attend, act and vote on our behalf at the above-mentioned Annual General Meeting. We further instruct our delegate as follows :-

**Special Instructions :**


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failing which the delegate may vote or abstain at his/her discretion.

**SIGNED AT \_\_\_\_\_ THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2010**

**1 \_\_\_\_\_**  
**CHAIRMAN/SECRETARY**

**2 \_\_\_\_\_**  
**COMMITTEE MEMBER**

**PLEASE NOTE :**

**IMPORTANT** This Letter of Appointment **must** be lodged at the office of the National Council of SPCAs by no later than **96 (ninety six) hours** ie \_\_\_\_\_ before the Annual General Meeting, otherwise your representative will not be able to act on your behalf.

***PLEASE CHECK TIMEOUSLY TO SEE THAT THE FORM HAS BEEN RECEIVED,  
OR YOU WILL NOT HAVE A VOTE***

**Annexure 'B'****NOTICE FOR NOMINATIONS FOR CANDIDATES FOR ELECTION TO THE NATIONAL COUNCIL OF SPCAs BOARD OF DIRECTORS**

In terms of Clause 10 of the Constitution we request nominations for candidates to serve on the Board of the National Council for the year \_\_\_\_\_. Nominations are sought for the following -

Eastern Cape and Southern Cape Province	1 Candidate
Western Cape and Northern Cape Province	1 Candidate
Free State Province	1 Candidate
KwaZulu Natal Province	1 Candidate
Mpumalanga and Limpopo Province, Gauteng and North/West Province	2 Candidates

I, the undersigned, being duly authorised by resolution of the Committee of :-

Name of Society : \_\_\_\_\_

Hereby Nominate : \_\_\_\_\_

Resolution Dated : \_\_\_\_\_

Name of Proposer : \_\_\_\_\_

Capacity : \_\_\_\_\_ Signature : \_\_\_\_\_

**NOTE : Clause 10 of the Constitution provides that –**

- 1 A separate form shall be used for each candidate nominated. The form shall be signed by both the candidate and the Society nominating the candidate.
- 2 Each candidate requires 2 nominations and acceptance by Societies.
- 3 The Nomination and Acceptance form shall be lodged with the Chief Executive Officer of the National Council of SPCAs on or before \_\_\_\_\_ and may be faxed, emailed or posted to : P O Box 1320 Alberton 1450 (Fax) : 011 907 4013 email : [nspca@nspca.co.za](mailto:nspca@nspca.co.za)

**ACCEPTANCE OF NOMINATION**

I, the undersigned, hereby consent to accept nomination as a candidate for election to the Board of Directors of the National Council of SPCAs for the \_\_\_\_\_ year.

NAME : \_\_\_\_\_ SIGNATURE : \_\_\_\_\_

ADDRESS : \_\_\_\_\_

TELEPHONE NO : HOME : \_\_\_\_\_ OFFICE : \_\_\_\_\_

DATE : \_\_\_\_\_

**Annexure "C"****BALLOT PAPER**

**THE NATIONAL COUNCIL OF SPCAs  
ELECTION OF DIRECTORS TO THE NSPCAs BOARD**

**NAME OF SOCIETY** : \_\_\_\_\_

**PROVINCE IN WHICH YOUR  
SOCIETY IS SITUATED** : \_\_\_\_\_

**PLEASE READ THE FORM CAREFULLY BEFORE FILLING IN ANY INFORMATION**

- 1** Mark with a cross in the square opposite the name on the ballot paper your vote -  
**1 Vote** - Eastern Cape Province and Southern Cape Province  
**1 Vote** - Western Cape Province and Northern Cape Province  
**1 Vote** - Free State Province  
**1 Vote** - KwaZulu Natal Province  
**2 Votes** - Mpumalanga and Limpopo Province; Gauteng and North/West Province

**(\*\*MARK WITH X IN THE SPACE PROVIDED)**

<b>** VOTE</b>	<b>SURNAME AND FORENAMES OF NOMINATED CANDIDATES</b>

- 2** The ballot paper must reach the Chief Executive Officer by no later than \_\_\_\_\_  
and may be faxed, emailed or posted to P O Box 1320 Alberton 1450 (Fax) 011 907 4013  
email : [nspca@nspca.co.za](mailto:nspca@nspca.co.za)

**It is incumbent on the Society to check that the ballot paper has been received by the National Council.**

- 3** If a Society is not in good standing or is in breach of any of its other obligations in terms of the SPCA Act 169 of 1993, their vote will be considered spoilt.

**Members are hereby cautioned in terms of the provisions of the Constitution that, should a member vote for more than the stipulated persons or fail to sign the ballot paper, the ballot paper will be invalid.**

**I, the undersigned, hereby declare that I have not already voted in this election.**

**SIGNATURE OF MEMBER** \_\_\_\_\_

**DATE** \_\_\_\_\_

**BOARD NOTICE 169 OF 2010****RULES INCLUDING ALL THE ADDITIONS AND AMENDMENTS FROM BOARD NOTICE 16 OF 1995 UP TO THE DATE OF THIS GOVERNMENT GAZETTE**

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**NATIONAL COUNCIL OF SOCIETIES FOR THE PREVENTION OF CRUELTY TO ANIMALS IN TERMS OF SECTION 7 OF THE SOCIETIES FOR THE PREVENTION OF CRUELTY TO ANIMALS ACT 169 OF 1993 ("THE ACT")****RULES IN TERMS OF THE ACT****1. RULES FOR CLARIFICATION**

*These rules are to promote the understanding of other rules.*

**1.1** In these Rules unless the context otherwise indicates words and phrases defined in section 1 of the ACT will have the meanings assigned to them in the Act.

**1.2** Reference to the Operations Manual in these Rules shall be a reference to the Operations Manual as laid down by the Council from time to time.

**1.3** For the purpose of these Rules the Governing Body of a Society will mean and include any committee, subcommittee, Board of directors, or other group of people or any individual person, howsoever called, which wholly or partly makes policy decisions for a Society.

**1.4** The Statement of Policy as laid down in the Operations Manual published by the Council from time to time and which has been approved by general meeting for all purposes forms part of these Rules.

**2. RULES TO PROMOTE UNIFORMITY AND RECOGNITION**

*These rules are to promote public recognition of the organisation, protect its reputation and promote easy access.*

**2.1** A Society shall publish its name, telephone numbers including emergency telephone numbers and its physical address in the telephone directory serving its area of operation. Outside of office hours the emergency number must be recorded on the main telephone number. The emergency number must also be displayed on the notice board at the gate of the Society.

**2.2** A Society shall appoint a suitably competent and responsible person who can be readily contacted by members of the public.

**2.3** A Society shall only use printed stationery, which bears the name and logo approved by the Council and stating that it is a Society registered as a Member of the Council in terms of the Act.

**2.4** A Society shall ensure that its qualified inspectors shall wear uniforms, badges and insignia as previously approved by the Council. This may only be worn once the trainee has completed his/her assignment and has passed the AWA requirements for euthanasia.

**2.5** A Society shall adopt the Statement of Policy as its own manifesto and will strictly adhere to and advance the commitments therein contained. Any employee, member of the governing body, or member of the Society, who fails to adhere to this policy shall not be permitted to continue as an employee, member of the governing body, or member of the Society.

**2.6** No Society, its employees, members of the Governing Body or other members shall make any statement or do anything, whether intentionally or negligently, that will or is likely to have the effect of undermining or frustrating the aims, objects or policies of the Council.

**2.7** A Society shall be established and governed by a memorandum, articles of association, constitution or other founding document according to the Non-Profit Organisation Act and requiring a minimum of five members. No member of the governing body or staff of a Society shall be a member, agent, employee, official or representative of another animal welfare organisation, body or committee, interim, temporary or otherwise, or an organisation, body or committee, interim, temporary or otherwise, whose principles, aims, objectives, or general policy do not accord with those of the NSPCA and/or which has a function which may affect or have an impact upon the welfare of animals, unless previously approved in writing by the Board, which approval shall not be unreasonably withheld.

**2.8** A Society shall not raise funds in any area where an existing SPCA is presently operational without the prior written consent of that Society, except in the case of applications to national Trusts. In the event of a dispute, the Board shall act as mediator. This rule shall not apply where the NSPCA, in exceptional circumstances, deems it necessary to raise funds on behalf of a Society.

**2.9** No statistics or publicity may be given or generated by a Society which is intended to create a negative image or give a negative impression of the SPCA movement.

**2.10** No Society shall endorse any product without the written consent of the Board, which consent shall not be unreasonably withheld.

**2.11** In the event that any member, committee member, director, employee or other officer of the NSPCA or any Society acts in breach of any provision of the Act and Rules, then the procedures set out in Section 11 of the Act, as they apply to Societies, shall apply mutatis mutandis, and shall permit the expulsion of such person as a member of the NSPCA, any Society, or the organisation as a whole.

**2.12** All new Committee members, as well as those seeking re-election, and new members of staff of SPCAs must comply with the Statement of Policy and may not take up employment, be employed or serve on the committee of any SPCA if they engage in any activity contrary to the Statement of Policy.

### **3. RULES TO SECURE PUBLIC FUNDS AND FUNDING**

*These rules are to facilitate the provisions of the Act, protect public money and also protect Societies from other Societies fundraising in their area.*



**3.1** Where a Society is situate upon property owned by a private person, it shall not permit or condone the use of funds under its control, or intended for its benefit, to erect permanent structures upon the property, without the prior written consent of the Board first being obtained, and upon such terms and conditions as the Board deems appropriate.

**3.2 (a)** A Society shall, within twenty-one (21) days of its Annual General Meeting, notify the Council in writing of the names, addresses and telephone numbers of each of the Society's officers including without limitation each of the members of the governing body, and of any subsequent changes within 21 days of their occurrence.

**(b)** All bank and other accounts with financial institutions operated by a Society shall be in the name of the Society and shall be operated reliant upon the signatures of two or more signatories, who shall not be from the same family nor household, authorised by a written resolution properly passed by the Governing Body of the Society.

**3.3** Societies shall, together with their audited Financial Statements, submit to the NSPCA a certificate signed by their auditor confirming the sum of all legacies received by them. This certificate shall be accompanied by copies of the Last Wills and Testaments which constitute the basis for such legacies.

**3.4 (a)** All Societies with Off Balance Sheet Trusts or Off-Shore Accounts or any account not reflected on the Balance Sheet must provide National Council with audited Financial Statements for the above by the 31 July each year.

**(b)** Except in cases where the money is raised from websites, all income must be paid into the main banking account of a Society and no income, whether in the form of legacies or otherwise, may be paid directly into any Trust or Off-Shore banking account. No Trust may be created unless the terms contained in its founding document have been approved by the Board in writing, which approval shall not be unreasonably withheld.

**3.5** Audited Financial Statements as per the SPCA Act 169 of 1993 Clause 9 (2) (c) – Income Statements must be detailed and include as a separate item (1) Subscriptions (2) Legacy/Bequest (3) Income from Trusts. The expenditure must be detailed and include salaries and wages as separate items.

**3.6** A Society shall keep accurate, complete and legible records of every animal handled by it so that such records give a full account of the circumstances under which the animal came to be handled, the activities undertaken by the Society in relation to the animal and the result thereof. Such records shall be made available to the Board on request to facilitate the compilation of accurate and comprehensive records of the activities of member Societies.

**3.7** A Society shall conduct its activities in compliance with all laws applicable to it including without limitation, the requirements of the NonProfit Organisations Act, 1997 (No 71 of 1997) (and any legislation passed wholly or partly in substitution therefor) the Animals Protection Act and the associated Acts and the Labour Regulations Act, No.28 of 1956 (or any legislation enacted wholly or partly in substitution therefor).

**3.8** SPCAs that have websites, pages on other websites and/or blogs, pages, groups or profiles on Facebook or similar, must have a separate internet bank account and those bank



account details must be displayed. Unless they have separate bank account details displayed, they may not use the internet.

#### **4. RULES TO ENSURE NATIONAL UNIFORMITY**

*This is to ensure that appropriate standards are agreed across the country, and to source the appropriate expertise on a national basis.*

**4.1** No Society, its employees, members of the Governing Body or other members, may provide consent should they be approached to appoint a person, nationally or otherwise on any body, committee or organisation, interim, temporary or otherwise whose decisions will affect or have an impact upon the welfare of animals, this matter shall be referred to the Council for its determination.

**4.2** A Society which becomes aware of or involved in a matter of Provincial or National relevance must inform the Board immediately.

**4.3** In the event that any Society is approached by any person, judicial officer or otherwise, for an opinion and/or advice relating to the issue of a permit in terms of the Performing Animals Protection Act, 24 of 1935, as amended, such enquiry shall be forwarded to the National Council of SPCAs, who shall investigate the matter, and provide the appropriate opinion and/or advice to the person concerned.

#### **5. RULES TO PROMOTE STANDARDS**

*The rules have been passed to ensure that professional standards are upheld.*

**5.1** A Society shall not apply for or allow an application to be made for a Magistrate's Letter of Authority in terms of the Animals Protection Act to be issued in the name of any person unless that person has passed the Council's Inspectorate Examinations or is otherwise authorised by the Council expressly to do so.

**5.2** If a person in whose name a Magistrate's Letter of Authority has been issued ceases for any reason to be appointed by a Society, such Society shall request the Magistrate who issued such Authority to cancel same and the Society shall advise the Council in writing of the termination of such appointment. This shall apply similarly in the case of Animal Welfare Assistants.

**5.3** No Society shall be entitled to raise funds, or use the expression "Society for the Prevention of Cruelty to Animals" or "Dierebeskermingsvereniging" or an abbreviation thereof of any expression which so closely corresponds thereto that it may be misleading, in a manner which is contrary to the Statement of Policy; nor shall it be entitled to use the "blue cross" trade mark for any fundraising activities without the written consent of the Board, which consent shall not be unreasonably withheld

**5.4 (a)** All cruelty complaints shall be investigated (including those reported anonymously), within 24 hours, or within reason, unless immediate attention to the animal(s) is required.

**(b)** The findings of such investigation shall be reported to the complainant, if known, in the most appropriate manner within 7 (seven) days of the complaint being lodged.

(c) All investigations shall be documented. Warnings shall be in writing and all investigation shall be followed up to prevent suffering.

**5.5** All committee members elected or co-opted onto a committee of a Society must sign the Code of Conduct for committee members to be found in the Operations Manual.

## **6. RULES TO PROMOTE ANIMAL WELFARE AND HUSBANDRY**

*Rules considered necessary to fulfil our mission.*

**6.1** A Society shall not refuse admission to any unwanted or stray animal.

**6.2** A Society shall not refuse to assist an injured or sick animal.

**6.3** A Society shall be alert to and ready to take action against any person guilty of contravening the Animals Protection Act and/or an associated Act and shall take such action as may be available and appropriate to prevent or prosecute such contravention, as the case may be.

**6.4** A Society shall not home a dog to a person or legal entity, which intends to or is reasonably likely to use the dog for the provision of security services. Definition of a legal entity is a private or commercial security organisation, which shall include :- Companies, SAPS, SADF, Prison Services and any other service which uses dogs for guarding/protection services.

**6.5** Euthanasia carried out by a Society shall be in accordance with the recommended procedures laid down in the Operations Manual published by the Council from time to time.

**6.6** A Society shall sterilise every animal as specified in the Operations Manual published by the Council from time to time. In those cases where the animal is too young for the surgical procedure the Society shall make contractual arrangements for the future sterilisation of the animal when it is old enough on the basis that if the person to whom the animal is homed does not comply with the contractual obligations, the animal shall be repossessed.

**6.7** A Society shall adopt and apply the highest standards of animal husbandry as specified in the Operations Manual published by the Council from time to time.

**6.8** A Society shall not keep any animals for breeding purposes nor allow SPCA facilities to be used for breeding animals.

**6.9** A Society shall not confine on its premises for an indefinite period, or for any period beyond that which is strictly necessary for the well-being of the animal, any animal, which shall include all invertebrates, other than man.

**6.10** A Society shall not home a dog if it knows or ought to know that the dog will or might reasonably be expected to be kept chained or caged.

**6.11** A Society shall not home any animal, except for domesticated felines, on any property which is inadequately fenced, gated and equipped for that animal.

**6.12** A Society shall not supply a live or dead animal to any organisation, body or person for research or teaching purposes. Trials may be conducted on live animals where such trials are for the benefit of the same species, cause no suffering, are done upon the premises of a Society, and are conducted under the supervision of a veterinarian approved by the Council. Further, prior to the conduct of such trial, the prior written consent of the Board must first be obtained, and the trial shall be conducted upon such terms and conditions as the Council deems fit.

**6.13** Any Society that homes puppies or kittens to areas outside their area of jurisdiction must sterilise such animals before releasing them to their new owners notwithstanding the provisions of Rule 6.6.

**6.14** No Society shall exhibit animals taken or given into their care, off the SPCA property, whether for gain or not and irrespective of whether the animals are owned by or in the care of the SPCA.

**6.15** Societies may not use the Internet for posting of "lost and found" notices and may not authorise, support or become involved with any other party which does so whether this is on behalf of a Society or with their knowledge.

**6.16** Every Society shall have at least one qualified Inspector on its staff. The Board may however exempt a Society from such a requirement upon such conditions and for such period (which period shall not exceed 12 months) as it may deem fit, having regard to the particular circumstances of the Society, and after receipt of a request for such exemption, fully motivated, from the Society.

**6.17** All Inspectors are required to attend a Refresher Course every 5 years and pass the appropriate examination.

**6.18** All sick or injured vervet monkeys and baboons admitted to an SPCA must be humanely euthanased. All non-injured primates must be kept for five days only and then euthanased. This period is to allow for a permit holder, in terms of the relevant nature conservation legislation, to claim the primate. Only primates in KwaZulu Natal will be exempt from the above ruling with the proviso that it is possible to repatriate the primates back into the wild. This Rule will be reviewed on a 6-monthly basis.

**6.19** Pre home checks must be undertaken for all animals adopted from an SPCA prior to the animal leaving the Society. Post home checks should be undertaken at least annually.

**6.20** Pre and post home inspections shall be carried out physically by a trained individual for all species of animals adopted by a Society. All aspects of the possible adoption shall be inspected i.e. property, housing and feeding of animal/s, present animals and capability and knowledge of new owner to care for animal/s adequately. Furthermore animals shall not be adopted into areas where there are no animal welfare organisations and/or SPCA that are able to provide this service and are in agreement with carrying out these inspections on a regular basis. This Rule shall be in conjunction with Rules 6.10 and 6.11 respectively.

**6.21** No exotic animal may be homed by any Society with the exception of rabbits, rodents, budgerigars, canaries, cockatiels and goldfish and on condition that adequate enrichment and appropriate facilities are provided to promote the welfare of the animal. In respect of all other exotic animals this provision shall not apply where the animal may be relocated to a sanctuary approved by the NSPCA, which relocation shall be subject to such

conditions as may be necessary to promote the welfare of the animal concerned. Where this is possible and it is reasonably practical and/or possible to do so, such animal may be repatriated to its country of origin. Where neither of these alternatives is available then the Society shall with written motivation and details of the proposed environment refer the matter to the NSPCA for a decision on whether the animal shall be homed to an individual under specific conditions or whether the animal shall be humanely euthanased by a veterinarian/appropriate skilled person with the requisite knowledge, skill and experience.

**6.22** Societies shall be obliged to adhere to any licensing or permit requirements established by law or regulation, as well as any codes of practice which have been endorsed by the NSPCA as well as to enforce same for the general public.

**6.23** A Society shall take immediate, appropriate action against a committee member and disciplinary action against a staff member if in the opinion of the Council the person has contravened the Animals Protection Act or any other Acts which are applicable to the welfare and protection of animals.

**6.24** Prior to homing an animal, including owner claimed or stray, the Society shall ensure that it is micro-chipped. In the event that the Society is unable to do so for financial reasons or reasons that are not practicable then the humane alternative methods of identification should be adopted.

## **GUIDELINES**

**1** A Society shall display on its premises, prominently in a public place, a notice that it is a Society registered as a Member of the Council in accordance with the Act.

**2** The location of an operational Society shall be identified and signposted in its vicinity of operation by means of signs and marks approved by the Council which enables the public to easily locate and identify the premises occupied by such Society.

**3** A Society shall be permitted to assume the functions of the Municipal Licensing Department in its area of operation: Provided that if the function is assumed the Society shall employ sufficient staff to fulfil the required functions so as to ensure that the Society and its staff are in no way compromised from fulfilling as an absolute priority the aims, objects and policies of the Society.

**4** A Society shall give notice to the Council of its Annual General Meeting by circulating to the Council the usual notice of meeting as and when circulated to members.

**5** Societies are to have their current membership lists available at an AGM or Special General Meeting for perusal and confirmation that only paid-up members are voting. Furthermore the attendance register for the AGM should be forwarded along with the other year-end requirements, noting the date of payment by each member present at the meeting.

**6** A Society shall retain all of its records in a safe and accessible place. Unless a longer period of retention is required by Statute, such records shall be retained for a minimum period of five years, and every Society shall inform the Council in writing of the place where such records are maintained

**7** The Chairman of an SPCA management committee may serve for only four consecutive years, after completion of which he may not serve for one full year in that capacity before once again becoming eligible for re-election. If the Society is unable to find a replacement and this places the continued existence of the Society in jeopardy, the Society may apply to the NSPCA Board of Directors for exemption. This exemption would be for one year only and must be re-applied for on an annual basis if the problem persists.

**8** Annual and Special General Meetings of Societies must be held at a public venue, which shall include SPCA premises.

**9** Societies with websites and blogs must provide the Council with their website and blog URL addresses as well as the email contact details of the person responsible for managing the website content in writing which can be per email or fax. Societies must inform the Council within 24 hours of making any changes or updates to websites and provide the Council with the direct URL link to the affected page(s); Council must also be notified within 24 hours of changes to the contact details of the person responsible for managing the website content.

**10** A Society shall adopt fair labour practices incorporating the Grievance and Disciplinary Procedures contained in the Operations Manual published by the Council from time to time.

**11** At the Annual General Meeting the Board shall advise the Council of any actions it has taken with regard to contravention of the Act and Rules by any member Society.

**12** No member, committee member, director, employee or other officer of the NSPCA or any Society may use any information obtained by him/her through his/her association with the NSPCA or Society for any purpose other than for the benefit of the NSPCA or Society; he/she is specifically prohibited from deriving any personal benefit therefrom unless he/she has first obtained the prior written consent of the Board. In the absence of such consent, such member, director, employee or other officer shall be liable to account for any profits or benefits received by him/her to the NSPCA or Society concerned.

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