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GOEWERMENTSKENNISGEWINGS**

**SOUTH AFRICAN POLICE SERVICE  
SUID-AFRIKAANSE POLISIEDIENS**

No. 454

25 May 2007

**DELEGATION OF POWERS IN TERMS OF THE CONTROL OF ACCESS TO PUBLIC PREMISES AND VEHICLES ACT, 1985 (ACT NO. 53 OF 1985)**

I, Charles Nqakula, in my capacity as Minister for Safety and Security, acting under and by virtue of the powers vested in me in section 5 of the Control of Access to Public Premises and Vehicles Act, 1985 (Act No. 53 of 1985), -

- (a) hereby delegate the powers listed in the Schedule hereto to the functionary indicated; and
- (b) hereby withdraw -
- (i) Government Notice No. 1288 of 25 August 1995; and
  - (ii) Government Notice No. 1750 of 5 December 2003.



**MINISTER FOR SAFETY AND SECURITY  
C NQAKULA**

**SCHEDULE**

	<i>Description of power</i>	<i>Functionary at the lowest post, post level or rank to whom the power is delegated</i>
Section 1	The power to, by notice in the <i>Gazette</i> , declare an object to be a dangerous object for purposes of the Act.	Deputy National Commissioner responsible for Operational Services.
Section 1	The power to, by notice in the <i>Gazette</i> , declare a council, board or body to be a statutory body for purposes of the Act.	Deputy National Commissioner responsible for Operational Services.
Section 2(2)(g)	The power to, by notice in the <i>Gazette</i> , determine premises or a vehicle or a class of premises or vehicles which may be searched by an authorised officer.	Deputy National Commissioner responsible for Operational Services.

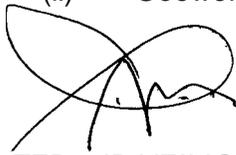
No. 454

25 Mei 2007

DELEGASIE VAN BEVOEGDHEDE INGEVOLGE DIE WET OP BEHEER VAN TOEGANG TOT OPENBARE PERSELE EN VOERTUIE, 1985 (WET No. 53 VAN 1985)

Ek, Charles Nqakula, in my hoedanigheid as Minister vir Veiligheid en Sekuriteit, handelend kragtens die bevoegdhede wat ingevolge artikel 5 van die Wet op Beheer van Toegang tot Openbare Persele en Voertuie, 1985 (Wet No. 53 van 1985), aan my verleen is, -

- (a) delegeer hierby die bevoegdhede in die Bylae hiervan aan die funksionaris daarin aangedui; en
- (b) herroep hierby -
- (i) Goewermentskennisgewing No. 1288 van 25 Augustus 1995; en
- (ii) Goewermentskennisgewing No. 1750 van 5 Desember 2003.



MINISTER VIR VEILIGHEID EN SEKURITEIT  
C NQAKULA

BYLAE

	<i>Beskrywing van bevoegdheid</i>	<i>Funksionaris op die laagste pos, posvlak of rang aan wie die bevoegdheid gedelegeer is</i>
Artikel 1	Die bevoegdheid om, by kennisgewing in die <i>Staatskoerant</i> , 'n voorwerp tot 'n gevaarlike voorwerp vir doeleindes van die Wet te verklaar.	Adjunk-Nasionale Kommissaris verantwoordelik vir Operasionele Dienste.
Artikel 1	Die bevoegdheid om, by kennisgewing in die <i>Staatskoerant</i> , 'n raad of liggaam tot 'n statutere liggaam vir doeleindes van die Wet te verklaar.	Adjunk-Nasionale Kommissaris verantwoordelik vir Operasionele Dienste.
Artikel 2(2)(g)	Die bevoegdheid om, by kennisgewing in die <i>Staatskoerant</i> , 'n perseel of voertuig of klas persele of voertuie te bepaal wat deur 'n gemagtigde beampte deursoek mag word.	Adjunk-Nasionale Kommissaris verantwoordelik vir Operasionele Dienste.

DEPARTMENT OF HOME AFFAIRS  
DEPARTEMENT VAN BINNELANDSE SAKE

No. 452

25 May 2007

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 in respect of the following person approved the alteration of *their* forenames to the forenames printed in *italics*:

1. Elton-Reagan Reagan - 770119 5244 088 - POBox13952. Varna Valley, 1586 • *Elton*

No. 453

25 May 2007

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. Aupa Amos Motaung - 6206055695081 - 9882 Orange Farm, Vereeniging, 1805 - *Sebeka*
2. Thabo Masisi-700904 5628 082 - 25 Faleni Street, Kwa Magxaki, Port Elizabeth, 6200 - *Tonyela*
3. Brian **Anthony** Ramalane - 6701025192086 - 10 Gibson Street, Sophiatown, Johannesburg, 2092 - *Kalie*
4. Jacob Jacobus Afrika - 2806255168088 - POBox 112, Wolseley, Worcester. 6830 - *Samuels*
5. Aubrey Horing - 800506 5348 089 - Janharmannsgat 161, Swellemdam, Worcester, **6740** - *Witbooi*
6. Inus Lourens Siabbert - 760315 **5036** 084 - Beeklaan 15, Langerug, Worcester, 6849 - *Nel*
7. Nomzi Mtshotshisa - 6802190445083 - 6 March Street, Zwejethemba, Worcester, 6852 - *Janda*
8. Nonhlanhla Masilela - 890616 0572 087 - 2898 Makhubedu Street, Zithobeni, Middelburg, 1024 - *Motaung*
9. Celina Mashuku - 670101 3544 082 - 302 Siloerwelles, **322** Pretoria Street, Silverton, Thabanchu, 0184 - *Mo/etsane*
10. Moses Maphalata -750511 5514086 - and your wife -Jessie Nomafa Maphalala - 8308120727085 - Private Bag x 021, Benoni, 1501 -*Mabena*
11. Dawood Jaftha - 650623 5235 082 - your wife - Radia Banu Jaftha - 67071 **2**011 **2**089 - and two minor children - Tasneem **Jaftha** - 890911 0050014 - **Saalim** Jaftha - 010110 5138081 - 26 **Violin** Crescent Seiher, Cape Town, 7493 - *Jaffer*
12. Onismus Dumi **Pitja** - 8704035397081- 819 Zone 9, Winnie Manders Park, *Tembisa*, Kempton Park. 1632 - *Kekana*
13. Tebaga Wonderboy Skosana - 8408095309081 -10477 Extension 8, Mhluzi, Middelburg, *1053* - *Smith*
14. Saleem Mbokazi - 8006067304088 - **P O Box** 1133, Richards Bay, Uthungulu, 3900 - *Oneal*
15. Freedom Kgwedi - 820728 5957083 -192 Makhufong **Section**, Tembisa, Pretoria. 1930 - *Kgoedi*
16. Kwenzekile **Albertinah** Mngoma - 840622 0381 082 - Emthebeni Area, Ndwendwe, Tongaat, 0342 - *Sishi*
17. Sakhile Michael Mngoma - 851201 5356088 - Emthebeni Area, Ndwendwe. Tongaat. 0342 - *Sishi*
18. Dikeledi Deline Seane - 881121 0694081 - 53Kalonel **Street**, Naserhof, Klerksdorp, 2570 - *Mooketsi*
19. Frans Ngoako Komane - 7805i3 5652084 - A 211 Alphen Housel 241 Skinner Street, Pretoria, Pretoria, 0001 - *Mathibela*
20. Rose Rosta Mokwena - 810701 0492085 - and one minor child - Minenhle Maureen Mokwena - 0302280656083 - P **2** Box 51633, Dinaela, Nebo, Groblersdal, 1059 - *Mtshweni*
21. Siphwe Alfred Kubheka - 690202 5612087 - No 8 Koedoe Flats. Crown Garden, Johannesburg, Pretoria, - *Mashinini*
22. Petrus Raphunge - 591221 5837080 - P **2** Box 295, Tshilwavhusiku, Makhado, 0938 - *Raphunga*
23. Sarina **Meintjies** - 8405240638083 - 39 A Napoleon Street, Rustenburg North, Tlhabane, 0299 - *Lenkoe*
24. Anna Lebogang Rakuba - 820220 0886 087 - POBox49. Tlhabane. 0309 - *Mathe*
25. Amos Itumeleng Mokgwatleng - 871116 5499082 -11 BloukappieAvenue, Extension **6**, Geelhoutpark, Tlhabane, - *Thulsre*
26. Siphso Steven Skosana - 8405295422086 - Zwefethu Street, Extension 4, Mhluzi, Middelburg, 1053 - *Makua*
27. **Nature** Percy Mashego - 8308045565081 - POBox 1419, Mhluzi. Middelburg, 1053 - *Nd/ovu*

28. Mavis Seja Moholole - 8707200766089 - POBox 137, Sandfontein. Polokwane, - *Mashiane*
29. Nhlanhla Lucky Hlabe - 871213 5611 087 - POBox6, Jolwayo High School, Harding, Port Shepstone, 4680 - *Ngcobo*
30. Mthembeni Richard Cira - 851123 5577085 - 21 New York House, Durban, 4001- *Ncwane*
31. Tryphosa Mosibjadi Moloto - 841224 0633 080 - Private Bag x 1044, Ramotshinyadi, Tzaneen, 0863 - *Kobe/s*
32. Makoma Portia Ramawela - 851119 0526 085 - POBox804, sekgopo, Tzaneen, 0802 - *Rapothe*
33. Thalefomo Floyd Magaseng - 800724 5757 080 - 6275 Koos Motha Street, Zone 4, Oiepkloof, Ferreirasdorp, **1864** - *Tau*
34. Swelisiwe Octavia Khuzwayo - 861024 0509081 - POBox1270, Kwa Oukuza, 4450 - *Ngwenya*
35. Philani Johannes Zulu - 8801065341 086 - POBox**721**, Port Shepstone, 4240 - *Ndwalane*
36. Veronica Thandeka Mqadi - 820810 0372 086 - 912 Section C, Mamelodi West, Pretoria. 0122 - *SimeJane*
37. Thomas Buti Lusenga - 8004165779087 - POBox981. Mhluzi, Middelburg, 1053- *Shongwe*
38. Sonwabo Phakathi - 800915 6500 087 - POBox509, Bizana, Port Shepstone, 4800 - *Mpofana*
39. Mogapi Phineas Mpapane - 8802295602081 - POBox373. Maboloke. Lydenburg, 1126 - *Masilo*
40. **Tebogo** Mashelo - 880413 5695 085 - POBox368, **Shatale**, Hazyview, 1282 - *Mofokeng*
41. Steven **Buti** Ngcongwana - 860911 **5364** 085 - 1282 Moetanalo Street, Mountainview, Mhluzi, Middelburg, 1050 - *Mahlangu*
42. Thuthubudu Liza Ramadile - 841001 0693 086 - 1767 Sejaki Street, Huhudi Location, **Vryburg**, 8601 - *Monfshiws*
43. Siyabonga Hlomuka - 8708045969086 - 5351 Extension 3. Orange Fann, 1930 - *Zulu*
44. Zandile Zitha - 871122 0266 088 - POBox 192, Mkhuhlu, Hazyview, 1245 - *Sibuye*
45. Kelso Samuel Xhasa - 820130 5660 082 - 12059 Relebohile, Kroonstad, 9499 - *Sethabe/a*
46. Karabo Mphahle - 8801280213086 - 20499 Kefotsane Street. Umfundo Park, Pretoria, 1475 - *Moya*
47. Tlali **Goodwill** Brainerd Motabo - 880228 6526 083 - POBox 10271. Mokocumela, **Phuthadijaba**, 9868 - *Masaka/a*
48. Khulekani Brian Ndwalane - 8512235732084 - POBox 125, Mthwalume. DURban, 4186 - *KhumBlo*
49. Tumelo Mnisi - 8010225839084 - POBox1591, Bushbuckridge, **Hazyview**, 1288 - *Modipane*
50. Mandlenkosi Andries TwaJa - 8105205941 080 - 2921 Nkaki Street, Tokoza, **Boksburg**, 1426 - *Ntuli*
51. Ignacia Phumzife Majuleka - 871125 0386 089 - Stand No 7042, Ekangala. 1021 - *Shongwe*
52. Priscilla Linda Kongola -7402090385080 - C223 Umlazi Township, P O Umlazi, Durban, 4031- *Thusi*
53. Jerry Thabo Mpara - 8104175671 082 -1357 Sedumedi Street, Kagiso 2, Krugersdorp. 1754- *Phoko*
54. Grace Sebolelo Motsumi -7501240857080 - Valente Nursery. Rustenburg, Tlhabane, 0300 - *Mokwena*
55. Albert Magabe Makoana - 750103 6220 085 - POBox79, Burgesfort, Polokwane, - *Mohilla*
56. Sipiwe Mkhwanazi - 7412085719086 - L1316 Mkhonto Road, PO Kwa Mashu, Greyville, 4360 - *Shembe*
57. Abram Mbongiseni Mokgaruba - 740830 5795 **088** - Zaaioek Farm, Witbank, 1035- *Mohoaduba*
58. **Thulasizwe Richard Shazi** - 8812035297084 - **P O Box 75217**, Port Shepstone, 4240- *Lushaba*

59. Phakamisite Nomsa Mchunu - 8402021816087 - 281 Credi section, Germiston, 1431 - *Nyawuze*
60. Ntombixo'o Mendy Gumede - 810927 1259 088 - POBox 1647, **Phoenix**, Greyville, 4068 - *Mofokeng*
61. **Athi** Mosuli Zengetwa - 830812 5795 087 - POBox 39, Mqanduli. Umtate. 5080 - *Msongelwa*
62. Moses Babanje Mhlongo - 5811095199084 - your wife - Lindiwe Beatrice Mhlongo - 5507070871 08- and one minor child - Khululiwe Phumelefe Minenhfe Mhlongo - 0105170136086 - 32Fairbridge Road. Woolands. Durban. 4004 - *ce/e*
63. Elton Swartz -1701195244 088 - P **Box** 12339, Vorna **Valley**, Kempton Park, **1686** - *Reagan*
64. Charity Kelebogile Ratlad; -700322 0831 082 - and one minor child - Keneitoe Keorapetse Obedia **Ratadi** - 9105130817081 - House No 509 Moraka **Street**, Tlhabane, 0309 - *Ramosotho*
65. Iamlan' Zephania Mendo - 680612 6287 089 - POBox605, Harding, 4680 - *Mendu*
65. Makhosana Vincent Sifunda - 8606075365086 - POBox88. Hazyview, 1042 - *Ngomane*
67. Jabulani Mchunu -7607035666 085 -1706 Santi Street, Kwa Oabeka, **Pinetown**, **1706** - *Kunene*
68. Ntombovuyo Mlungwana - 840201 0509 081 - POBox2889, Stanger, Kwa Dukuza, 4450 - *Bilitile*
69. Khulekani Masondo - 840719 5698 088 - POBox 876, **Vryheid**, Ulundi, 3700 - *Ndwandwe*
70. Thapelo Maruping - 880109 5603 083 - POBox903. Hartswater, Pampierstad, 8570 - *Mogashoa*
71. Sifiso Gideon Mbhele - 8609265788083 - tnanda Mission 4310, Mtshebeni, Greyville, 9251 - *Bijela*
72. **Rofhiwa Ntien** - 880506 5587 085 - POBox360. Dzanani, 0955 - *Ntsieni*
73. Tsametse Inna Thebe - 820417 0551 089 - 2472 Drieziek 4. Orange Farm, 1930 - *Mthombeni*
74. **Sboniso** MaphumuJo - 8706135439085 - POBox92044, Inanda, DURban, 4310 - *Bu/ase*
75. Choeu Lucky **Mmotla** - 840323 5620 083 - 92Bertha Village, New Vaal, Vereeniging, 1930 - *Monyamane*
76. Keorapetse Michael Mokone - 850117 5484 087 - 2059 Extension 2, 8oitekong, Tlhabane, 0308 - *Keksna*
77. Tshogofatso Pa'esa Machete - 8306290374084 - B276 Mogono **Section**, LUK8, Tlhabane, 0308 - *Lenkoe*
78. Thabanl Innocent Sibiya - 820819 5749081 - POBox7395, U1undi, 3838 - *Mad/ala*
79. Skhumbuzo Tonny Mendu - 861217 6109084 - Private Bag x 559, Bizans, Port Shepstone, 4800 - *Mlenzana*
80. Zakhele Senyathi - 770920 5354 **086** - 1200 Potsoa Street. Dube Village, Soweto, **Ferreirasdorp**, 1800 - *Mgemane*
81. Sydney Nathi Kunene - 760316 6152086 -1754 BSection, Ncotshane. Pongola, 3170 - *Myeni*
82. **Sello** Mosotho Lehlomela -7403136045084 -1056 Buyisana Street. Kingsway, Benoni. 1501- *Thobejane*
83. **Phuti Lasky** Selola - 8304175356086 - POBox265, Bakone, Benoni, 0746 - *Mapotse*
84. Hendrick Kgomotso ChJlepe - 8512205605088 - 4143 Block F3, New Eerterus, **Hammanskraal**, Soshanguve, 0400 - *Maluleka*
85. Thulani Ndawo - 8304145328086 - 52Sandhurst Avenue, New Germany. Pinetown. 3610 - *Nyathi*
86. Amos Lucky Motloug - 860621 5700085 - Stand 1066 Extension 14, Embalinhle, Evander, . *Sifunda*
87. Thelma Ramogohlo **Selwane** - 861004 0542 084 - POBox**1616**, Lebowakgomo, 0737 - *Mogashoa*
88. Lindiwe Maureen Mbenga - 830423 0786 087 -1553 Jabulani Buthelezi Street, P O Kwa Xums, Soweto, 1888 - *Mslbi*
89. Mduduzi Artwell Maseko - 811505 5954 084- IT3 Maqhawe **Street**, Siyabuswa, Bethai, 0472 - *Dladl.*

90. Londiwe Crescentia Mntambo - 8812240440 081 - POBox3414, Mtubatuba, 3935 - **Nyawo**
91. Johannes Obakeng Moyo - 850412 5552 086 - POBox796, Brits, 0250 - **Molepolle**
92. Turnishc Elvin Motanti - 800130 5413 080 - 2881 Zone 2, Seshego, Polokwane. 0742 - **Mabitsela**
93. Nare Adam Ramoroka - 860107 6070 082 - POBox2400, Mogaladi. Polokwane, 0786 - **Senyatsi**
94. Nyiko Nicholas Ngobeni - 8606106341 080 - 5 Pitt Road, Lombardy West, Sandton, 2090 - **Ndh/ovu**
95. Mthunzi Fredd Ndlovu - 840319 5580087 - U 1565Umlazi Township, Durban, 4031- **Gumede**
96. Sizo Majokana - 780121 5415088 - 274 Tjolo Street, Zone 7, Pimville. Soweto. 1809 - **Dlamini**
97. Victor Mboniseni Mashau -790104 5689082 - POBox239, Mashau, Makhado, 0943 - **Masivhege**
98. Abednego Siphonkosi - 730801 5690 084 - 408 Manwilly Phillips **Street**, Reiger Park, Boksburg, - **Mabuza**
99. Vanyi Mary - Jane Mlamla - 7505200638089 -1702 Zando Street, Tokoza, Alberton, 1426 - **Ncanca**
100. Ephraim Itumeleng Marope -7408175534 088 -1972 **Matjila** Street, Tlhabane, 0309 - **Magano**
101. Treasure Vusumuzi Mbonani -750403 5750 086 - 3 Bresler **Street**, Sharon Park, Nigel, Springs, 1496 - **Hlaphe**
102. Dabristor Msongelw8 Mdau - 690811 5778 084 - POBox3172. Empumalanga. Pretoria, 0458 - **Motau**
103. Mehlwane **David** Zwane - 6510085408 088 - 8793 Extension 5. Lakeside, Vereeniging, 1805 - **Hlaki**
104. Mohale Eliot Mudzena - 6502055539083 - POBox811, Vhongsni, Molemole, 0930 - **Molla**
105. Nofankshala Victoria Tom - 6203140298088 -7258 Eureka Park, Virginia, Welkom, 9430 - **Nkalitshana**
106. Matodzi Alexander Netshiaivha - 6108225819080 - 3078 Wimbrill Street. Extension11. Riverlie, Ferreirasdorp, 2040 - **Ledwaba**
107. Andries Khukhwana - 6706125710083 - 3 Arora Street, Van Riebeck Park, Kempton Park, 1619 - **Mokwena**
108. **Raymond** Siphwe Ndlovu - 690320 5366 080 - 1531 Zondi, Ferreirasdorp, 2040 - **Kekana**
109. Sbusiso Eric Myeni - 6911085510081- POBox9046, Barberton, Empangeni, 1300 - **Mhlongo**
110. Bigboy Sibusiso Mhlongo - 640101 9392087 - POBox1026, Greytown, 3250- **Ngwenya**
111. Bhekinkosi Victor Dlamini - 691225 6497082 - Room 236, Block 10Hostel, Kagiso 1, Krugersdorp. 1754- **Buthe/zi**
112. Tsakane Ponny Tiwane - 7807080719082 - POBox447, Mokopane, 0600 - **Mogashoa**
113. Johannes Jabu Ratsatsi - 700916 5665 088 - POBox4187, Middelberg, 1050 - **Mahlangu**
114. Songinkosi Bathini Olamini - 761117 5503 082 - 48Crimby Avenue, Westeliff, Durban, 4092 - **Sangweni**
115. Charmaine Tlhamelo Foko - 870426 0487 086 - 482 **Tau Section**, Luka, Tlhabane, 0322 - **Se/amane**
116. Tsetse Aletta Mofulatsi - 510327 0219 089 - 1299 Masubane Section, Phokeng, Tlhabane, 0335 - **Molose**
117. DuduJa Borwana - 510711 5660 084 - 1604 Emhlabeni **Section** 23. Kanana, Tlhabane, 0322 - **Pote**
118. Ndodebow Elmon Makhubu - 540627 5301 087 - and your wife - Nomusa Leftina Makhubu - 550513 0330 080 - POBox106, Lothair, Ermelo, 2370 - **Zulu**
119. Daudi tmedi Miki Zaid - 4905055840 181 -1687 Boitekong, Extension 2, Tlhabane, 0308 - **Mil;**
120. Fanana Simon Mkhwanazi - 550531 5523 087 - POBox6046, Mandin;. Kwa Oukuza, 4490 - **Mathabela**

121. Nkosinaye Mqomboti - 6501026186081 - 8879 Hawick Street. Samora Machel, Mitchels Plain, 7785 - *Mxotwa*
122. Jonathan Boy Mavimbela - 630220 5075 082 - your **wife** - Sompie Beauty Mavimbela - 630202 1697 085 - and one minor child - Godfrey Vusumzi Mavimbela - 940525 5586 085 - POBox288, Botshabelo **Section**, nhaUaganyane, Tlhabane, 0300 - *Gama*
123. Nkhangweni Emelinah Makhwanya - 501112 **0269** 081 - POBox 1463, Makanda, Mutale, 0984 - *Netshituni*
124. Nkitana Mirriam Mazomba - 650928 0522081 - 05Tanya Street, Wilderhester. Ferreirasdorp, 2091- **Masopha**
125. Mndeni Alfred Mzimela - 180403 6016 085 - Nyuswa **Area**, Ndwendwe, Tongaat, 4342 - *Lutuli*
126. BongumuZi Philton Mdlalose - 6801165380085 - 2 queucy;on Street, Belgravia, Edenvale, 2429 - *Sibis;*
127. Mpho Collen Kaule - 840320 5927088 - 894/6 Mashemong Section, Tembisa, Kempton Park, 1632 - *Pitse*
128. **Madumetja** Daniel Maketa - 8508295393080 - 12 **Edeleon** Court. Hillbrow, Johannesburg, Ferreirasdorp, 2001 - *Mah/sngu*
129. Phepisi Thomas Tsutsa - 8210106953083 - **P O Box** 1282, Bakenberg, Mokopane, 0615 - *Langa*
130. Mbongiseni Mbhekeni Mdlalose - 850110 6122 087 - POBox2173, **Piet Retief**, 2380 - *MkhaJiphi*
131. Eija Emmanuel Monyela - 8805175756082 - POBox4118, Ga Kgapanne, Tzaneen, 0858 - *Ksps*
132. Bervely Mkhosana - 8802270787089 - POBox469, letsiteJe, Tzaneen, *0885* - *Mkhozana*
133. Sella Vincent Sewapa - 850911 **5934** 087 - POBox *1n2*, Ga Kgapanne, Tzaneen, 0838 - *Rangwato*
134. Aubrey John Sibiya - **880220** 5557086 - POBox234, Kwa Mhlanga, 1022 - *Mabunda*
135. Lumka Sidzumo - 8302200625087 - 44 Paeker Street. Mandalay, Mitchels Ptain, *nBS*- *SitheJa*
136. Nokulunga Joja - 841212 0524 086 - 8 792 Barcelona, *Guguluthu*, 0 F Malan **Airport**, 7750 - *Sigami*
137. Letladi Johannes **Satshane** - 830206 *5258081* - 3323 Coriander Street, Villa Lisa) Extension 2, Boksburg, 1459 - *Sachane*
138. Anthony Jennings - 520828 5192 088 - 1 Laughton Street Avenue, Epping Forest, Elisiesriver, Bellville, 7535 - *Williams*
139. Rebecca Nanikie Mlongwane - 5704020830081- POBox6187, Malebitsa, Mokopane, 0510 - *Khoza*
140. Roy David Mokhoma - 560103 5534 080 - POBox99, Klerksdorp, Uchtenburg, 2610 - *Allam*
141. Matodzi Rosina Mbedzi - 500825 0874 **086** - POBox2, Mulima, Tshitale, 0946 - *Luvhimbi*
142. PumJa Gobodo - 5502150804 **086** - POBox 144, Newlands, *n2.5* - *Gobodo* - *Madikizela*
143. Edward MahJubi Setona - 500917 5579 081 - your **wife** - WeJekazi Josephine Setona - 571104 0922 087 - and one minor child- Osmund Siyabulelwa Setona - 930601 **5126** *OB1- 27* Robert Sobukwe Street, Mandela Park, Khayefit8hs, *7784* - **Mwezo**
144. Ramakwane Lazaros Mogadima - **630803 5678 086** - Private Bag X 121, Nebo, lebowakgomo, 1059 - *Nkgare*
145. **Elliot** Rodgers Katisi - 620307 5832 083 - POBox2666, Giyani, Pretoria, 0826 - *Makhonge/e*
146. Lerato Reny Radebe - 681222 5265 083 - 1185 Petsana, **Reitz**, Bethlehem, 9810 - *Sibeko*
147. Jubili Vincent Phofane - 871227 5454084 - 2542 Hulwane Avenue, PO Sharpville. Middelburg. **1933** - *Majara*
148. Samuel Madumela - 640117 5299 084 - 5192 Sun *City* AA, Kwa Mhlanga. 1022 - *Ndlovu*
149. Ephraim Tshimane Digashu - 680912 5442 085 - and one minor child - *Kgolo/osego* Oamogetswe Phokane - 020928 0407 088 \_ 2406 Haper and Vesting **Street**, Extension 19, Naturena. 2064 - *Mangwane*
150. Samson Daveni NgOIO - 670403 **5306** 084 - 325 Extension 2, Mololo, Kwa MhJangs. 1022 - *Mathunjwa*

151. Thembelani Donald Mlambo - 8501025520080 - House no 811 L, Section 7, Madadeni, New **Castle**, 2951- *Mohap*;
152. Menzi Michael Khumalo - 810303 5381 080 -1133 West Ridge, Newlands West, , Durban, - **Masinga**
153. Thabo Emmanuel Moreku - 8006095866082 - 5570 Godfrey **Motla** Street, **Ackerville**, Emalahleni, Witbank, 1039 - **Moela**
154. Mashamba Carlos Khardiza - 840101 6304083 - POBox216, Masia, Vuwani, 0944 - *Kharidzha*
155. Nkosinathi Godfrey Mbotho - 850805 6256 082 - POBox47, **Harding**, 4680 - *Mkhize*
156. Ramokone Celia Letoka - 8104290351 081 - POBox423, Bakenberg. Mokopane, 0611 - *Langa*
157. Kolobe Judith Seloto - 8505060491 081- POBox265, Phetole, Bakone, Mokopane, 0746 - **Mapotse**
158. Zukisa Vimba - 880303 5930 089 - POBox38, Flagstaff, Iusikisiki, 4820 - *Mkovane*
159. Florence **Bojjeetja** Sesoi - 840518 0490 081- 2916 Rakau Street, Zone2. **Ga** Rankuwa, Pretoria, 0208 - **Mampuru**
160. Lebohang Selepe - 840412 0938 085 - 408 Mofokeng **Section**, PO **Katlehong**, Alberton, 1431 - *Mohlomi*
161. Nee **Millicent** Tseuoa - 811028 0918086 - 3155 H **Section**, Botshabeto. 9781- *Hlaoli*
162. Makhosonke Desmond Maseko - 8601096160087 - 10450 Mbenge **Street**, Kwa Thema, Springs, 1575 - **Radebe**
163. Prince Sandile Mhlongo - 860226 5345 087 - WiUowfontein location, Pietermaritzburgt 3200 - *Sithole*
164. Tendani Eunichah Mulaudzi - 870913 1069 088 - POBox308. **Munshedzi**, Makhado, 0948 - *Lidavhu*
165. Mathoalane Esther 5eJaoloe - 8110260703086 -444 Zone 7, Extension 1, Sebokeng. Vereeniging, 1983 - *Se/aocoe*
166. Aphiwe Sidumo - 8712190198087 - **A77** Zodiac **Street**, Khulani Park. Khayelitsha. Mitchels **Plain**, 7784 - *Wei/em*
167. Dumisani Mathews Mjeba - 840905 5730084 - **Block C** 137574. Dassenhoek. Pinetown. 3610 - *Sikhosana*
168. Siyabonga Ndtovu - 8101125893089 - POBox1247, **Greytown**, 3250 - *Shange*
169. Lucky Johannes Lithoko - 8408236182082 -11105 Cradock Road, Evaton. Vereeniging. 1982 - **Morake**
170. Fas Jully Monareng - 8002056053083 - POBox85, Phalaborwa, 1390 - **Mathebula**
171. Mashaole Jonas Diale - 8703195703088 - POBox80. Moettadimo. Tzaneen, 0891- *LetsoaJo*
172. Lungile Andreas Mngxongo--~~640428~~ 5356 083 - 326 Ntongana Street, New Crossroad. Wynburg, - *Tose*
173. Augustine Sibus;so Thabede - 570421 **5587 082** - POBox**6410**, Ezakhani, Ladysmith, 3381- **Dubazana**
174. Malshidiso Lydia Banda - 581130 0987 083 - Private Bag x631. Musina. 0900 - *Chuene*
175. Sicelo Nkosi - 8612245291 087 - 9548 Ivory Park, **Midrand**, Kempton Park, 1685 - *Ndabe*
176. Jabulile **Patricia** Mankwana - 880429 0378089 - POBox 884, Bronkhorstspuit, Pretoria. 1020 - *Kambule*
- 177.** Mahtatse Johnson Mokwena - 870806 5344 087 - Unit 26. Jerlings Place 7TH Street, I-lerksdorp, 1739 - *Moukangwe*
178. Ayanda Anthony Hadebe - 870925 5755 082 - 37 Longtom **Road**, Ladysmith. 3220 - *Magubane*
179. Mashifo Freedom Rakhavha - 870312 5677 089 - POBox5153, Kutama, Makhado, 0940 - *Mpilo*
180. Nompumelelo Precious Nkosi - 860222 0369 081- Kwa MedulaManzini **Road** 672, Durban, - *Zungu*
181. Themba Solly Ngubeni - 840929 5298 082 - POBox528, Shigalo, Malamute. 0981 - **Bazela**

182. Vuseka Wendy Mdin;so - 871117 0305 084 - 21 Tsaka Street, Kwa - Nobuhte, Uitenhage, 6242 - *Mahayiya*
- 183.-Mhlengi Chadrack Mlotshwa - 8407025304 089 - POBox8825, Ladysmith. 3370 - *Mlotshwa*
184. Hope Ravhengani - 8711250718085 -1310 Dlebe Street. *Motolo* North, Johannesburg. 1800 - *Ndou*
185. Mittah Kentse Khudugo - 850708 0685 080 - House No583. **Sloja Section**, Modderkuif, Mankwe, 0352 - *Khuduga*
- 186, Khanyiso Dyonasi - 8804285358088 - 21 Gxulu Street. Motherwell, Port Elizabeth, 6211 - *Skaap*
187. Purity Ntombifuthi Luthuli - 8704090469080 - POBox 662, **Ixopo**, 3276 - *Mngoma*
188. Bathandwa Tenge - 8509095612083 - **56** Gotden Highway, Mdantsane, East **London**, 5219 - *Yekan;*
- 189, **Mathatse** Lucky MaJala - 8711065429080 - POBox 1476, Gompies. Lebowakgomo, 0631- *Msdisha*
190. Nare Olivia setati - 870330 **5667 082** - POBox 13128, Bochum, 0790 - *Marake/ala*
191. BU'he Superior Skotha - *n0323* 0809 081 - 176 Salukwanda Street, Ofamini2, SOweto, 1818 - *Mkhize*
192. Vincent Sakhife **Zikalala** - 850311 5956083 - POBox86164. PhoenJx, Durban, 4080 - *Nhlabsthi*
193. Howard Bingo Mokoena - 6812275705087 -1830 BZone 9, Meadolands, Pertoria. 1852 - **Banyatsang**
194. Clement Dhlamini - 690221 5303083 - 3584 Extension **3**, Protes Glen, SOweto, 1819 - *Dhlamini*
195. Meshack Nkosana Mofokeng -711010 5439 087 - 9513 Extension 68, Orange Farm, 1805 - *Nhlapo*
196. NompumeJelo Ruth Sambo - 541119 0279 087 - 3088 Sundenng Avenue. Rivertea, Ferreirasdorp. 2093 - *Malala*
197. Zenzere Layton Chauke - 8104135284083 - 2805 A Matlala Drive, Meadolands, Roodepoort, 1852 -*Ndlovu*
198. S;phesihfe Lungani Ntshangase - 861101 5677 087 - POBox53, Ladysmith, 3370 - *Ndlela*
199. Sibus;so NhJenetwa - 830508 5758 089 - No 10 **Fleurvillas**, Benefleur. Wrtbank, 1035 - *Nhlengefwa*
200. Matsobane Daniel Mafs - 750303 5871 082 - POBox 305, Juno. Mokopane, 0748 - *Ngoepe*
201. **Joseph** Sabelo Mogase - 6710235555081- your wife - Khanyisife Jacqueline Mogase-730722 0339 081- and two mInor children- **Lesego** Mogase - 0205040110087 - Lesedi Mogase - 960311 5314082 -1084 B Naledi, PO Kwa Xuma. Johannesburg, 1868- *Mo/epe*
202. Lehlohonolo MoJifi -780621 5538086 - 8523 Moeketsi Street. Roseview. Alberton, 1496 - *NdJovu*
203. **Njabulo** Oscar Sibiyi - 780123 5321 084 - 2 Nestdene Gardens, Newlands West, Durban, 4037 - *Mbon.mbi*
204. Mathabathe Bertha Tshabangu - 290101 4772 *ulu* - POBox 56, Mabofoke, Lebowakgomo, 1126 - *Mash,ba*
205. Herbert MsomUe Masondo - 801011 5905 086 - POBox 1363, Vryheid, 3100 - *Ndlovu*
206. Mpho Sarah Mokone - 8405130754081- 458A Dingaang Street, Soweto, Ferreirasdorp, 1860 - *Ramphore*
207. Elizabeth Mantone Hfotse - 850302 0255 084 -1234 Tweefontein K. Kwa Mhfanga, 1022 - *Mokhafela*
208. **Msingati** Nkonzombi - 871008 5700 082 - 960 Nu16, Mdantsane, 5219 - *Nyembezi*
- 209, Sibongile **Patricia** Khoza - 8703260421 087 - POBox 4585, Umlszi Reserve, Eshowe, 3815 - *Nene*
210. Sakhile Excelent **Khoza** - 870326 5420084 - POBox 4585, Umlazf, Eshowe, 3815 - *Nene*
211. Oefani Masinga - 810707 6521 082 - POBox 1236. Eshowe, 3815 - *Nxumalo*
212. Mithobisi Tobias S;kude - 8706125387 088 - POBox 6, UmbubuJu, Eshowe, 4105 - *Khoza*

213. Seshoka Sophy Motsena - 6402021149085 - POBox811, Vhongani, Molemole, 0930 - *Moila*
214. Kedibone Roselyn Motsena - 690315 0565 082 - POBox811, Vhongani, Molemole, 0930 - *Moila*
215. Boniswa Mbutho - 750526 0800082 - and one minor child - Olwethu Mbutho - 930516 5982 087 - 5751 Ntuyane Crescent, Lower Crossroad, Phillipi, Mitchels Plain, 7785 - *Mngena/a*
216. Madoda Dimaza -7006105834089 - and your wife - Nontembiso Constance Dimaza - *n12150466 087* - 5 Lennon **Way**, Mandalay, Mitchels Plain, 7785 - *Jonas*
217. Lekhotla Joseph Tsehlena - 750809 5967 084 - POBox238, Matatlele, Kokstad, 4730 - *Pule*
218. Mark Alan Van Wyk - 770221 5244 082 - Unit 13Lion Ridge, Jeanette Street, Ridgeway, Germiston, 2091- *Van Wijk*
219. Tshololo Jacob Motaung -760923 5830081 - 3244 Leeuw **Street**, Phuthadichaba, Thabanchu, 9866 - *Rampai*
220. Richman **Zwelithini** Xolo - 720925 5828 089 - POBox**302**, Izingolweni, Port Shepstone, 4260 - *Cele*
221. Victoria Sengweni- 730201 0898081 -194 APhiri Lefu Street, POChiawero, Randburg, 1818 - *Xaba*
222. Mpumetero Yako -7902185400082 - 3975 Rocky Street, Protea South, Soweto. 1818 - *Bam*
223. Clement Oupa Mashilo - 760627 5660 089 - 1858 Temea. Hammanskraal, Pretoria. 0407 - *Nkosi*
224. Lucas Prince Jabu Khumalo - 740517 5385 081 - 49 Willowmoore Heights, 104 Harpur Avenue, Benoni, **Springs**, 1801 - *Mbense*
225. TakaJani Keith Sadiki -7812075487085 - POBox205, Shayandima, Vhembe, 0945 - *Makhera*
226. Thabang Ben MoJapo - 780630 5727 086 - 9520 Extension 1, Hlalanikahle, Emalahleni, Witbank. 1039 - *Mabuz8*
227. Tembaletu Nondzaba -7008205768084 - 29897/80 Ngena Street, Du Noon, DF Malan Airport, 7441 - *Mabeqa*
228. Thivhulawi Caison Munyai - 6711185730088 - POBox5542, Thohoyandou, Vhembe, 0950 - *Mphego*
229. Rebecca Malenyalo Mangwana - 650223 0385 089 - 0348 Segwaelane, Section E, Brits, 0250 - *Maebane*
230. Jerry Unda Nkambule - 6312185816082 - POBox55, Kwazamokhuhle, Middleburg, 1098 - *Makhatthu*
231. Fanie Ephraim Mabuza - 6905285508085 - E128, Lindelani, KingswayBenoni, Pretoria, 1500 - *Mabuza*
232. Msongelwa William Mthimunye - 680203 5680 084 - POBox80598, Doornpoort, Pretoria, 0017 - *Masile/a*
233. Victor Makwotse Matlala - 690414 5695 083 - POBox 124, Sekwati, Lebowakgomo, 1063 - *Magedi*
234. Mheli Petros Langazane - 871103 5205 083 - your wife - Normally Nonhle - 751101 0457082 - and twominor children - Bonginkosj **Mlekeleli** Ngcobo - 041112 5847 086 - Zamukulunga Ngcobo - 011010 1153 085 - Kwa Cele **Location**, Umzinto, Scottburgh, 4200 - *Ndove/a*
235. Dedi Lazarus Moseme - 8912185424083 -14929 Phase **6**, Bloemfontein, 9300 - *Lebeko*
236. Belukazi Nokhaya Signoria Mbunyuzo - **560926** 0338 085 - 12Merriegofd **Street**, Heinz Park, Phillipi, Mitchells Plain, 7100 - *Mbambani*
237. Petetlana Albino Kumbana - 301104 5194181 - POBox489, Malelane, Nkomazi. 1320 - *Thusi*
238. Mogale Sarah Magoroshi - 520424 0412 083 - 3090 Huhula, Mhluzi, Middelburg. 1053 - *Mohlala*
239. Nokuzola Margaret Gobingca - 750125 0542 081 - and twominor children - Lerethu Gobingca - 970912 0500 084 - Azande Gobingca - 021231 0140083 - Ny 3A No 41 A, Gugulethu, Wynberg, 7750 - *Mamani*
240. Gwazamakhosi Ambrose Njoko - 4208125581 087 - and your wife - Busisiwe Rose Njoko - 5208080926086 - C3 2005 Ezakheni, Ladysmith, **3370** - *Mbele*

241. Mokgadi Frans Makgoka - 560211 5741 082 - POBox 974, Makgodu, **Polokwane**, 0779 - **Maraka**
242. Aaron Ramadika Moroke - 511118 5527 082 - No 25 Diepsloot. **Extension 7**, Randburg, 5194 - Oinfoe
243. Phiyayinkosi Dumsani Msweli - 8312135620087 - 5325 GaobatJelwe Street, OrlandO East, Soweto, 1804 - **Sibiya**
244. Ntombodidi Princess Tshangela - **810617** 0466087 -17 Peach Road, Capricon, Muizenberg, Wynberg, 7945 - **Majalamba**
245. Quentin Craig Padarath - 6605245184080 - 9 Nerissa Crescent, Eersterust, Durban, - **Schwartz**
246. Christine Terry Tyler - 4702070108086 -15 Almond Street, Napier, Caledon, 7270 - **Terry**
247. Daniel DanieJs - 600225 5258089 - Frat 24MicheUe Court, 54Ronald Road, Montclare, Durban, 4001 - **Naidu**
248. RethabUe Reginard **Makhele** - 7806166745084 -1892 Nu1, Mdantsane, East London, 5219 - **Ntho**
249. EUa Thuleleni Mdunge - 720803 0331 088 - POBox9, Muden, Greytown, 3251 - **Khumalo**
- 250.; William John **Pienaar** - 700701 5264 086 - Rainbow Farms, De Wet Chicken, Worcester, 6853 - **Jacobs**
251. John Henry De Lee - 710508 5132 082 - POBox 308, Ceres, Rosslyn, 6835 - **Manho**
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253. Salome Mmamonyane Naani - 860821 0976082 - POBox 1040, Seshibitswe, Krugersdorp, 1754 - **Mabote**
254. Tyafithethwa Ngq;zi - 680101 9247084 - 610 South City, Kagiso 2, Krugersdorp, 1754 - **Mdubeki**
255. Takan; **Paul** Nemugumoni - 6409105830084 - POBox 4158, Thohoyandou, (Vhembe) 0950 - **Muravha**
256. Thivvehuzi Mavhungu - 790804 5761 084 - POBox 3405, Thohoyandou, Vhembe, 0950 - **Mukwevho**
257. JUly Kepisl Twala - 490201 5617 080 - Plot 1006 **Holgate, Nigel**, 1490 - **Ntshingils**
258. Hfobisile **Felicity** Xufu - 850321 0665084 - 697 Pertun;a Street, Jameson **Park**, Nigel, 1490 - **Mabuza**
259. **Alfred** Kgwana Mohraja -7209195752 084 - POBox5001, Jane Furse, Lebowakgomo, 1085 - **Mmadi**
260. Sibulelo Ngcethane - 760506 5888 082 - CC3045 x Cator **Crest, Mayville**, Durban, 4091 - **Dweba**
261. Reuben **Sandile** Radebe - 8306036109083 - 550 South Coast Road, Clairwood, Durban. 4052 - **Caluza**
262. Katlego Nake - 870430 5509 084 - 159 Bock A, Kanana, Moretefe, 0407 - **Khoza**
263. Kaizer Rackson Mabunda - 620105 6267 089 - 356 Extension 2, Diepsloot West, Randburg. 2125 - **Mathe**
264. lawrence Vusumzi Masinga - 7505285378080 - 25810 Etwatwa, Extension 3, Daveyton, Pretoria, 1520 - **Hlanjwa**
265. Samson Clifford MakauJa - 6906185686 0a8 - your **wife** - Matshediso Reginah Makau'a -730121 0375080 - and two minor children- **Hazel** Yvonne Makau(a - 9311120398088 - **Happy** MakauJa - 9903125081 089 -7570 Mapatane Street, **Tokoza**, Alberton, 1426- **Fortein**
266. Khakhathi Paulos Nematangari - 620622 5073 086 - and your **wife** - Th;Vhakoni Rosina Nematangari - 680101 4030 089 - POBox 1033, Shayandima, Thohoyandou, 0945 - **Ratshiedana**
267. **Clive** Narainsamy - 771001 5155085 - and **your wife** - Samantha Lee - Ann Narainsamy -7707030175080 - 23Tramplein Place. Northcraft Phoenix, Chartsworth, 4092 - **Frank**
268. **Zindlani** Mafel Ntsanga - 4211235384087 - and your **wife** - Nontobeko **Elizabeth** - 5106160641080 - 229 7TH Avenue, New Brighton, Somerset **East**, 58S0 - **Jack**
269. Tiisetso **David** Nyandeni - 6011065617087 - and your wife - Mafenka Vitafina Nyandeni - 6603151075087 - No 3410 Extension 7, Oakmoor, Kempton Park, **1632** - **Ramothello**

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273. Michael Mmiga Mahlangu -7211045512080 - **27058** Extension 8, Magope **Street**, Mamelodi East, Pretoria, 0122 - *Mnguni*
274. Allah Bonginkosi Nxumalo - 730124 5427088 - 28 Van Der Heever Street, Overbaakens, Durban, 6070 - *Shembe*
215. Anda Twani - 890225 0845 087 - 25 Indwe Street. Cradock, 5880 - *Buks*
276. Charlotte Bodenstein - 760427 0016 084 - 2 Villamarie, 896 Codonia Avenue, Waverley, Pretoria. 0186 - *Ochkova*
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283. **Rose** Sabethe Ohlamini - 870321 0358 082 - 1123 Protsa, Ratanda, Vereeniging, 1390 - *Mthembu*
284. Maqhawe Comfort Joel Mtshali - 650317 5265 088 - your **wife** - Nokuthula Claudia Mtshali - 741109 0293 087 - and one minor child - Mpendulo Malisels Mtshali - 0406025907089 - **POBox** Sn 1, Piet Retief, 2380 - *Magoro*
285. Shaun Adrian Davids - 8710075163085 - 61 **Turflyn** Walk. Hanover Park, Wynberg, 7780 - *Stuart*
286. Boikanyo Emily Mohajane - 610221 0784 086 - and one minor child - Tshepo Mohajane - 051015 5963 083 - **266** Letshufi Street, **Zeerust**, Lehurutshe, 2865 - *Boiksnyo*
287. Duduzile Sibongile Maureen Mazibuko - 820831 0482 089 - House No 8956 Selelekera Street, **Phuthadijhaba**, Randburg, 9866 - *Mposula*
288. Bhekinkosi David Mathenjwa - 660619 5357 080 - your wife - Grace Sholiphi Mathenjwa - 690722 0534 085 -and two minor children - Nobuhle Thubelihle Mathenjwa - 990701 1085 08B - Mnqobi Msawonke Mathenjwa - 020320 5718 083 - **POBox** 9005, Ulundi, 3838 - *Mncube*
289. **Naomi** Makgang Maimane - 7801190673081- and two minor children - Johanna **Katlego** Maimane - 9808260449084 - Mzwandile Ernest Maimane - 0208095448089 -11207B Azore Road, Lenasia, Ferre;rasdorp, 1827 - *Mzamo*
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292. Mordecai Siphobhekizizwe Thwala - 640330 5673 089 - your **wife** - Simangele **Ivis** Thwala - 671107 0339 086 - and one minor child - Zibonakaliso Sibongumdali Thwala - 0409030274081- **POBox** 195, **Ladysmith**, 3370 - *Mkhwanzazi*
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306. Tumelo Kenneth Marobele - 710921 5454 085 - your **wife** - Lebohang **Miriam** Marobele - 750829 0573 083 - and one minor **child** - Mosa LehJohonolo Marobele - 001107 5097 086 - **2345** Naturena, Extension 19. Ennerdale, - *Nhlapo*
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309. Sijo Samuel Nanthyatlumelayil- 850316 5736 088 - POBox 104. Tuinplaas, 0437 - *Samuel*
310. Thirupurasundri Pillay-6608220144 087 - POBox 1630, Femdale, 2160 - *Reddy*
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312. Bernhard Lehder De Koker - 7603225074081 - 48Cypress Dr. Gren Anil, Durban, 4051 - *Lehder*
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316. Limon Thando Zwane - 4200806 5361 **086** - No 6 Pelikaan Street Meyerten, 1961- *Dlongolo*
317. Amanda Lee Govender - 871207 0253 085 - 28Granada Street. **Shallcross**, 4093 - *Chetty*
318. Phuti Lucas MatJou - 680428 5600 085 - 7626 ShUakwe Street. TokoZI. - *Moabelo*
319. Domenic GaolaUhwe I.ekgari - 870617 5760085 - 903 Mokwena Location. Thabanchu, 9780 -*Itholeng*
320. Thabo Brian Lekgari - 850929 5835 088 - 903 Mokwena Location, Thabanchu. 9780 -*Itho/eng*
321. Bethuet Vusumuzi Twala - 790824 5514 085 - 20522 Wendoll's Mission. **Marranhill**, 3601 - *Mthembu*
322. Thobani Mpungose - 541015 5340 082 - 68 Sea Cow Lake Road, Sea Cow Lake, Durban, 4051 - *Ndi*
323. Mika Mokgoma - 620819 5558 088 - your wife - Cathrine **Dikeledi** Mokgoma - 660420 0553 082 - and two minor **children** - Lebone Mokgoma - 030909 5197 088 - Bothale Mokgoma - 050808 5321 083 - 478 Blenheim Street. Ormonde View, Seweto, 2091 - *Sekhukhume*
324. Ronaaz Abdo - 770630 0028 086 - and one minor child -Imaan Mohamed Abdo - 050925 0160 082 - 337 Clove Street, Laudium, Pretoria, 0037 - *Ebrahim*
325. EUzma **Roshella** De Wee - 830711 0212 082 - 2 **Magnolia** Court, Lotus River, 5th Avenue, Wynberg, 7945 - *GOrdon*

326. Rudy Mark elbete - 8612145261 081 -10 second Gate, Strandfontein, 7798 - *Christians*
327. Andrea Carstens - 8605220002081- 28 Kompanje Street, Avondale. Parow, Cape Town, 7945 - *Terblanche*
328. Clarissa Coetzee - 860201 0195084 - 3 Village Mews, Laspalmas Drive, Capri, Fishhoek, 7975 - *Mointosh*
329. **Raymond** Zane Detport - 851231 5256087 - 33 Putter Road, Lakeside, Cape Town, 7945 - *Khan*
330. Emile Carstens - 830220 5045083 - 28 Kompanje Street, Avondale, Parow, Cape Town, 7945 - *Terblanche*
331. Gail **Cecilia** Diedericks - 810709 0059 085 - POBox**264**, Mullbarton, 2059 - *Jenkin*
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335. Samukelisiwe Shozj - 850924 0829 087 - T 449 Umlazi. Isipingo **Rail**, 4031 - *Ndaba*
336. Jabulani Amos Mthombeni - 871205 5225 082 - Stand 403, Thushanang, Ematahleri, 1039 - *Mkhwebane*
337. Adonis Bhekisisa Phakathi - 880620 5271 085 - 5881 P Mweta **Street, Ackerville**, EmaJahleri, 1039 - *Nhleko*
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339. Daniel Vusi Mlangeni - 870912 5387 082 - 8 Bay Wood Street, Deljudor, Witbank, 1035 - *Radebe*
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341. Linda Ibongiwe Bonkazi Nongogo - 850413 0602 082 - N048 Black Way Road. Mthatha, Umtata. 5099 - *Mti*
342. Sbusiso Johane Moyo - 870720 5441 084 - 1162 Mahala Park, Azalea Lcation, Standerton, 0430 - *Simelane*
343. Bongani Gladman Clbe - 880707 5509 083 - POBox 161, Sakhite, 2431 - *Bucibo*
344. Patuwe Suzan Tsiane - 8302190869083 - POBox21500, **Poelane**, 9874 - *Nzimsnde*
345. Nkemiseng Rejoice Koenane - 880126 0415 081 - 2806 Extension 1. **Meriting**, Tthabane, 0308 - *Matsoso*
346. Malefetsane Edwin Msibi - 611017 5709 089 - your **wife** - zaneleMsibi - 720725 0522 087 - and one minor child - Bongiwe Msibi - 001223 03S8 081 - 8137 Ramathibefe Street, Roseview. Duduza, 1496 - *Mkhwanazi*
- 347. Clayton** Takanayi Chidombo - 740303 7957 080 - 21 Disa Road, Capricen Park, Vrygrond, 7945 - *Washaya*
348. Jacob Thabo Leema - 8307026153081 -153 Van Runsberg, Kokosi Location. **Fochville**, 2515 - *Maphalala*
349. Moshe Thomas Mosenyeni - 8304256188085 - 49 Orange Street, Oberholzer, 2499 - *Phafuji*
350. Joshua Prince Shabangu - 871009 **5796** 088 - 3940 Extension **23**, Mzinoni, Bethal) 2310 - *Mafala*
- 351. Zokwanda** Stoffle - 8512291039085 - Ny 126, Gugulethu, 7750 - *Made/ane*
352. Thulebona Khayetihre Innocent - 840422 5472 089 - F 447 Umrazi Township. DUrbán, 4031 - *Fakazi*
353. Thato Glenda Lephoto Maphumulo - 8403121130080 -1808 **Extension 02**, BotJeng, 2212 - *Mabile*
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387. Ricardo Foster - 820221 5092 085 - 24Edward Mitchel Street. Davldsonvme. 1725 - *Orren*

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415. Miluva Shivuri - 550506 0848 087 -1799 Zone 2, Diepkloof. PO Khotso, Soweto, 1864 - *Chauke*
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417. Malegodl Frans Makaphala - 5706075969086 - POBox482. Mafefe, Lebowakgomo. 0738 - *Nakaphals*
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423. Joseph Thiffirwi Mamba - 560402 5745 088 - Private Bag x2189, Sibasa, Thohoyandou, 0970 - *Mukwevho*
424. Carlos Mkhabela - 5207065207082 - Geluk Farm, Barberton, Pretoria, 1300 - *Mathebula*
425. Vakisa **Mphephu** Shikovha - 500309 0639 088 - 162 Mpete Stand, Winterveldt, Mabopane, 0198 - *Masing*;
426. Mabalane Speelman Mokwana - 500113 **5196** 080 - 2124 Siock R, SOshanguvel Pretoria, 0152 - *Mngomezulu*
427. Maletsatsi Roslina Phakath; - 4403200386086 - No B366, Modderspruit, Brits, 0258 - *Mcube*
428. Koti Chaseboy Moswaeng - 4403155584 081 - POBox 323, Tseoge, Ganyesa, 8617 - **Boswaeng**
429. Jujana Jan Skosana - 380810 5494 085 - 11207 **Extension** 11, Evaton West, Vereentging, **1984** - *Uste*
- 430.** Nthlpa Dorah Namane - 4308105191 087 - Nitwane, Dennilton, Groblersdal, 1030 - *Ditshego*
431. Nkou Bemice **Melato** - 280815 0215 089 -153 Menisi Section, Katlehong, Germiston. 1432 - *Nkaki*
432. Masilo Philemon **Mpashi** - 3601185092089 - **P O Box** 551, Tshilwavirusiku, Makhado. 0938 - *Ramuhwali*
- 433.** Kwena Jonas Motswene - 291104 5142 **086** - POBox 1215, Sekhukhune, Lebowakgomo, 1124 - *Morena*
434. Ramokoni Mathatho - 261201 0246080 - POBox 93, Monyaneng, Seshego, 0708 - *Mahlaka*
435. Selina Maake - 3906070393082 - POBox 267, Sovenga. Polokwane, 0727 - **Letsoalo**
436. Frans Mzamani Jakwene - 3308265157085 - POBox 02, Ga Mothapo, Polokwane. - *Ngobeni*
437. Mgwempist James Ngwekazi - 2909095547089 - Majols School, Umbumbulu, Isipingo Rail, 4105 - *Khuzwysyo*
438. **Msuseni** Xaba - 2003285062081 - POBox 7064, Tugela **Ferry**, 3010 - *Dlamini*
439. Mamaila Josephine Mashaba - 230812 0142 083 - 030 Masebolane Village, Jericho. Brits, 0189 - *MahJaole*
- 440.** **Mokgaetji** Nkawane - 310519 0185 086 - POBox 03, Bochum, Polokwane, 0790 - *Mojela*
441. Scai Jeremia Mafubetswana - 3906175146088 -16457 Vaal Park, Kanana. Klerksdorp, 2619 - *Khiba*
442. **Secwa** Ngoakeana Matseng - 3804240267 080 - POBox 290, Raditshaba, Polokwane, 0718 - *Lebogo*
443. **Mankwana** Matheta - 300202 0384 080 - Private Bagx1324, Soekmekaar, Makhado, 0810 - *Mateta*
444. Mdungwazi Phineas Mkhathshane - 3907035173080 - POBox 4398, **Giyani**, 0826 - *Safayi*
445. Mangwako Shai - 3004130118085 - POBox 622, Ga Kgapanne, Tzaneen, 0881 - *Ramothwala*
446. Seemola Julia Molioa - 3312120294 083 - **P a** Box 55. June Furse, PoJokwane, 0748 - *Mo/ewa*
441. Mpho Betty Monyela - 3202020379 086 - Rakhudu **Section**, Tsitsin9, Tlhabane, 0335 - *Mokane*
- 448, Boy John Monisi - 3202185214086 -1438 Section 0, Mamerodi **West**, Pretoria, 0122 - *Mnisi*
449. Moklbiki Abraham Sipenyane - 380911 5169089 - 713 DeJpark, **Delmas**, Witbank, - *Mahlangu*
450. Maruping Norah Rabothada - 3908140202087 - POBox 8341, Namakga'e, Pharaborwa, 1391 - *Rabothata*

451. Sebuti Kenneth Cindi - 3907135294083 - POBox 18822, Witshoek, **Phuthaditjaba**, 9870 - *Radebe*
452. Botosi **Dithato** Mary **Mjalela** - 3505180227089 - 3548 Nyokong Road. Bochabela, Bloemfontein, 9307 - *Saila*
453. Janefani sebelebele - 3910130303081 - 4 Khudu Street, Atteridgeville, Pretoria, 0002 - *Matome*
454. Tagishi Samuel Makgabo - 3908145248 085 - POBox 2178, Jane Furse, **Lebowakgomo**, 1085 - *Malesa*
455. Matilda Botsiki Mahuma - 430511 0409 082 - 2822 Lenatong Section, Phokeng, Tlhabane, 0335 - *Phetoane*
456. Mohale Mojadif - 430507 0233 084 - POBox 1045, Letaba, Tzaneen, 0070 - *Moha/e*
457. Lesejane Simon MatJapeng - 4207145584089 - F 390Mfatong, Lethakeng, Mankwe. 0313 - *Serekoane*
458. Gerthardes Roudolf Nortjie - 420622 5061 083 - your wife - Anna Fransina Norjie -4106050008083- POBox 7090, Krugersdorp North, Krugersdorp, 1741- *Nortjie*
459. Tlou Wilhemina Makgwai - 4204070271 089 - POBox 10, Mahoi, Polokwane, 0798 - *Mahoi*
460. SenatJa Shadrack Ntsabeng - 410626 5112 087 - your wife - Itumeleng Elizabeth **Ntsabeng** - 480705 0596 083 - 2668 Zone 13, Sebokeng, VereeniginQ. 1984 - *Morake*
461. Jack **Ntsuba** - 401216 5411 084 - 1426 Block E, Madidi, Akasia. - *Shabagu*
462. Hofi Paulus Ramohlanka - 4012045166080 - your wife - Moliehi Augustina Hlajooe - **390427 0233 083** - 5878 Zone 7, Ficksburg, 9730 - *Sekonyela*
463. Mandhla David Luvuno - 400323 5245 081 - *Private* 8ag x 238. Eshowe, 3815 - *Dhlamini*;
464. Siketeni Mgwantatshe - 400213 5155 085 - V 1208 Umlazi, P O Ntokozweni, Durban, 4066 - *Mbutho*
485. Choene Jemina Masende - 400116 0467 084 - POBox 150, Ladonna, Polokwane, 0704 - *Makhafoja*
466. Thethe Koos Moagi - 5811105494087 - 254 Section 10. Lethabong, Tlhabane - *Mo/ewe*
467. Mthokozisi Michael Ziqubu - 5209035295080 -120 Mashinini street, Ratanda, Heidelberg, 1441- *Ngcongwsne*
468. Elizabeth Mabumo Ramphisa - 340629 0252 085 - Kgobokwane - Dennilton. Groblersdal, 1030 - *Soroko*
469. Tshweu Frank Matlala - 340111 5164 086 - Moeding Gakakgwadi. Grob'esdal, 1068 - *Mako/o*
470. Mofoko Molele - 3910240299088 - POBox 13812. Bochum, Polekwane, 0790 - *Mamoleka*
471. Soni Abram Masanabo - 301010 5255 083 - 97 Orange HofSuid, 443 Prinsloo Street, Pretoria. 0002 - *Sibsonyoni*
472. **Ramadimetja** Sarah Malhabatha - 350628 0073 **084** - POBox 1432. Mphahlele, Lebowakgomo, 0736 - *Mphahle/e*
473. Ndwamato Andries Mugumo - 3802025410081 - POBox**474**, Lwamondo, Vuwani, 0985 - *Rams/eba*
474. Ndoamato Johannes Monyai - 330102 5426080 - POBox **673**, Sinthumule, Makhado, 0939 - *Tshiovhe*
475. Daise Grace Manganye- 3904110310 080 - 983 Skampaneng, Hammanskraal, Pretoria. 0002 - *Phoku*
476. Joseph Mahlangu - 391111 5112083 - POBox 407, Magelemba. Pretoria, 0466 - *Msiza*
477. **Alice Simangele** Mfeka - 3407070462084 - POBox 4220, Stanger. Kwa DukuZ8. 4450 - *Mdluli*
478. Boyizini Wilson Ntlani - 370626 5217 082 - 166 Mthombeni, Ndevana Location, ZweJitsha, 5608 - *Mataksne*
479. Constance Nomakhosazana Muroyiwa - 3308230166088 - Stand 161678, Mamelodi East, Pretoria, 0122 - *Mad;*
480. Maurice Dlamini - 3902255084083 - 91 Mahlomakhulu. Kwa Thema) Springs. 1575 - *Radebe*

481. Amos Mukapu - 390927 5272 085 - POBox6448, Johannesburg, 2000 - *MUkapu - Ravhura*
482. Thiphani Jane Ntuli - 3606220129085 - POBox542, Port Shepstone, 4240 - *Mba/e*
483. Patrick Pieters - 850411 **5336** 086 - 57 Plackers Camp, Thamboville, Kimberly, 8750 - *Mbova*
484. Vus; Malema - 8402286352083 - 7152 Tsetapedi, Ramotse, Temba, 0407 - *Phelembe*
485. JULY Nicholas Masina - 6707105359081 - POBox 1226. Elukwatini, 1192 - *Dladla*
486. Fuku Simon Patsa - 250704 5165 083 - 2 Stasiehuis, Lindley, Bethlehem - *Mbongo*
487. Madlamini Nombuso **Sikoti** - 230719 0147 089 - POBox 51246, Port Shepstone, 4240 - *Mditshane*
488. Matikiti Judas Nkuna - 210205 5102 083 - 1158 Chiawelo, Ferreirasdorp, 1818 - *Masinga*
489. Sibonangaye Dumsani Ngwenyama - 8306065577 084 - Stand No 1115, Moo;plaaas, Elukwan;, 1195 - *Mabaps*
490. Siphokazi Maxeti - 841014 0245 088 - 22Mpaku Street, Duncan Village, East London, 5200 - *Kose*
491. Monyek; Simon Semoamadi - 360101 6687081 - 2073 Zone 2, **Lebotloane**, Temba - *MolweJe*
492. Inoque Jacobe Machava -701221 5735182 - 2595 Barcerona, Daveyton, Boksburg, 1520 - *NdJovu*
493. **Juliet** Nokuthula Mlambo - 840531 **0303** 08S - 5191 Ngubeni Street, Daveyton, Benoni, 1520 - *Mavimbe/a*
494. Betty Esther Mndebefe - 591001 0292 089 - Stand No **583**, efukwatini, 1192 - *Khumalo*
495. **Matlakala Rebecca** Kolberg - **480810 0390 089** - 99 Kokosi, Foschville, **Carltonville**, 2515 - *Lerumo*
496. Ramatsemeng Dina Kau - *4B0105* 0547089 - POBox699, **Chuenespoort**, Lebowakgomo, 0745 - *Mohambi*
497. Santukayi Nomkhwekhwe - 470909 5622 082 - Nowalala, MtFrere, 5090 - *Mali*
498. Guguda Frank Marubhini - 470407 **5193** 089 - POBox 724, Tshikondeni, Masisi, 0959 - *Munzhe/ele*
499. Nonembile Tyhali - 4702060241 087 - **33** Indwe Street, Nduti Crescent. Worcester, 6835 - *Mathimba*
500. Mmaletamo Margaret Bokaba -4701020189089 -1140 **Block L**, Soshanguve, Pretoria, 0152 - *Kgatle*
501. Bonginkosi Samson Mthethwa - 461225 5532 085 - POBox 924, Mtubatuba, 3935 - *Shabalals*
502. **Mzauteti** Samson **Sibambani** - 4901025217089 - Chibini Area. Tabankulu, MtFrere, 5090 - **Qwabe**
503. Satana Enock Marwebu - 490228 5717 081 - 453 MeVimbera Section, Kat'ehong, Alberton, 1431 - *Mkhwsnaz;*
504. Ramoda Henry Maikhoso - 490424 5656 086 - 1108 Motole Centrar, Dube, Ferreirasdorp. 1801 - *Tiba*
505. Nokwanele **Virginia** Zuma - 490730 0118 082 - **4633** Nu 8, Mdantsane, 5219 - *Nkan;*
506. Pakamile Sinet Ngwen; - 4912125910085 --814 Hostel No 5, Dooringfontein, **Carltonville**, 2499 - *Nciweni*
507. Teboho Jan Ramathinyane - 8509235336080 -14694 Phase 6, Bfoemfontein, 9323 - *Motaung*
508. Elton-Reagan Swartz - 770119 5244 088 - POBox 13952, Vema Vaney, 1686-*Reagan*

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**GENERAL NOTICES**  
**ALGEMENE KENNISGEWINGS**

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NOTICE 623 OF 2007

COMPETITION COMMISSION

NOTICE IN TERMS OF SECTION 10(7) OF THE COMPETITION ACT 89 OF 1998 (AS AMENDED): CONDITIONAL EXEMPTION GRANTED

Notice was given in the Government Gazette on 29 March 2006 (Government Notice 488 of 2006) that South African Airways (Pty) Ltd ("SAA") had, in terms of section 10 of the Competition Act, No 89 of 1998, as amended ("Act"), applied to the Competition Commission ("Commission") for an exemption from certain provisions of Chapter 2 of the Act in respect of its code share agreement with Qantas Airways Limited ("Qantas") on the routes between South Africa and Australia.

It is important to note that the Commission had exempted this agreement on two previous occasions and SAA was in essence asking the Commission to further grant another exemption. SAA has requested that it be permitted to continue engaging in the following activities:

- D Co-ordinate their activity in respect of the routes between South Africa and Australia, in terms of which SAA is to operate on the route between Johannesburg and Perth, while Qantas will operate on the route between Johannesburg and Sydney.
- D The parties shall acquire blocks of seats, through a hard block seat allocation system, in various classes, on each other's aircraft.

The Commission evaluated the application as a possible contravention of section 4(1) of the Act since SAA and Qantas are in a horizontal relationship.

The application is based on the premise that the agreement is required to obtain the objectives contained in section 10(3)(b)(i) and (iii) of the Act, being the maintenance or promotion of exports and a change in the productive capacity necessary to stop decline in an industry.

The Commission found that the allocation of routes between SAA and Qantas as set out in the agreement constitutes market allocation, in contravention of section 4(1)(b) of the Act.

However, the Commission is satisfied that this code share agreement will contribute to the objectives contained in section 10(3)(b)(i) and (iii) of the Act.

Therefore, notice is hereby given in terms of section 10(7) of the Act that SAA has been granted an exemption until 31 December 2007 on condition that:

- o The exemption is granted on the basis of the facts put forward by SAA. Should the said facts and circumstances change materially, the Commission should be notified so that the exemption may be re-evaluated in light of the new facts/circumstances. Further any amendment or addendum to this code share agreement shall not be of force and effect until approved by the Commission;
- o The exemption relates to the code share agreement on the direct routes between South Africa and Australia (being Johannesburg / Perth / Sydney and *vice versa*) only. Any new code share agreement or commercial agreement in so far as it affects the former must be approved by the Commission;
- o SAA and Qantas must price and sell its services on the routes independently;
- o The parties shall not share or pool revenue with each under the code share agreement;
- o Parties must inform all passengers, at the time of ticket reservations, of the carrier actually operating the flight;
- o The approval will only be effective while SAA and Qantas together operate at least ten (10) flights per week. The Commission will allow a reduction from this level, during periods of low demand, provided there was prior notification to the Commission;
- o SAA and Qantas must withdraw from all IATA tariff coordination activities in relation to air fare levels between South Africa and Australia.

Notice is further hereby given in terms of section 10(8) of the Act, that SAA, or any other person with a substantial financial interest affected by the abovementioned decision of the Commission, may appeal the decision to the Competition Tribunal in the prescribed manner.

Any queries in this regard should be directed to: The Manager, Enforcement and Exemptions Division, Private Bag X23, Lynnwood Ridge, 0040; or at facsimile 012 394 4263, citing case number 2005Dec2041.

## NOTICE 625 OF 2007

## LABOUR RELATIONS ACT, 1995

## INTENTION OF CANCELLATION OF REGISTRATION OF A TRADE UNION

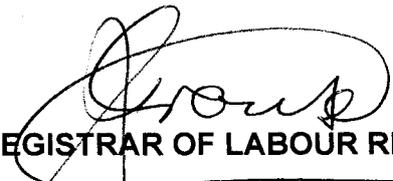
I, Johannes Theodorus Crouse, Registrar of Labour Relations, hereby, in terms of section 106(28) give notice of my intention to cancel the registration of the Employees Labour Association for the following reasons:

- The union is no longer functioning in terms of its constitution;
- The trade is no longer functioning as a genuine trade union as envisaged by the Act; and
- The trade is operating for gain of certain individuals.

All interested parties are hereby invited to make written representations as to why the registration should not be cancelled. Only representations pertaining to this Notice and the following case number: *2005/80* will be considered.

Objections must be lodged with the Registrar of Labour Relations, c/o the Department of Labour, Laboria House, 215 Schoeman Street, PRETORIA.

(Postal address: Private Bag x 117, PRETORIA, 0001 - Fax No. (012) 309-4848, within 60 days of the date of this notice.



**REGISTRAR OF LABOUR RELATIONS**



## NOTICE 626 OF 2007

INTERNATIONAL TRADE ADMINISTRATION COMMISSION OF  
SOUTH AFRICATERMINATION OF INVESTIGATION INTO THE ALLEGED  
DUMPING OF WHITE SELF-COPY PAPER ORIGINATING IN OR  
IMPORTED FROM THE UNITED STATES OF AMERICA

On 21 July 2006, the Commission formally initiated an investigation into the alleged dumping of self-copy paper (SCP) originating in or imported from the United States of America. Notice of the initiation of the investigation was published in Notice No. 867 of *Government Gazette* No. 28975 dated 21 July 2006.

The application was lodged on behalf of the South African Customs Union (SACU) industry by Johan Lambrechts & Associates cc (JLA) on behalf of Mondi South Africa Ltd (the Applicant), claiming that the dumped imports from the USA were causing it material injury. At the time, the Applicant was the sole manufacturer of the like product in the SACU.

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

On initiation of the investigation, the known producers and exporters of the subject products in the USA were sent foreign manufacturers/exporters questionnaires to complete. SACU importers of the subject product were also sent importers questionnaires to complete.

Appleton Papers Inc, an exporter/manufacturer of the subject products, represented by Xikhova Advisory responded to the Commission's questionnaire. The following SACU importers also responded to the Commission's questionnaires:

1. Peters Papers
2. Antalis
3. Lithotech Ltd

Xikhova Advisory represented both importers in this matter.

#### Request to withdraw the Application

On 05 March 2007, the applicant submitted a letter, requesting that the anti-dumping application of self-copy paper from the USA be withdrawn. The applicant stated that it had terminated the production of the product at its Merebank production facility, the only self-copy paper (SCP) production plant in the SACU. It stated that as SCP is no longer produced in the SACU, pursuing the anti-dumping application would serve no purpose.

The Commission, therefore, made a final determination to recommend to the Minister of Trade and Industry that the investigation into the alleged dumping of SCP originating in or imported from the USA be terminated.

The Commission's reasons for its decision are set out in Commission Report No.229 (Final report).

Enquiries may be directed to the investigating officer, Mr Ephraim Mogashoa at telephone (012) 394 3595, or at fax (012) 395 0518.

## NOTICE 627 OF 2007

INTERNATIONAL TRADE ADMINISTRATION COMMISSION OF  
SOUTH AFRICATERMINATION OF THE INVESTIGATION INTO THE ALLEGED DUMPING OF  
CHOPPED STRAND MATS ORIGINATING IN OR IMPORTED FROM THE  
PEOPLE'S REPUBLIC OF CHINA

On 12 May 2006, the International Trade Administration Commission of South Africa (Commission) formally initiated an investigation into the alleged dumping of chopped strand mats originating in or imported from the People's Republic of China (PRe). Notice of initiation of the investigation was published in Notice NO.608 in Government Gazette NO.28798 dated 12 May 2006.

The investigation was initiated after the Commission considered an application by Owens Corning SA Pty Ltd (Applicant), alleging that chopped strand mats originating in or imported from the PRC were imported into the Southern African Customs Union (SACU) at dumped prices and the Commission was satisfied that there was a *prima facie* case of dumping, material injury and causal link.

Subsequent to initiation, exporters and importers questionnaires were sent to various known interested parties for completion.

After considering all information and parties' comments, the Commission made a preliminary determination that dumping of the subject product originating in or imported from the PRe is taking place, that the SACU industry was suffering material injury, but there are other factors detracting from the causal link between the dumping of the subject products and the injury.

The Commission's preliminary report was sent to all interested parties for comments. No responses were received by the set deadline of 02 January 2007.

The essential facts letters were subsequently sent to all interested parties for comments. No responses were received by the set deadline of 12 February 2007.

The Commission made a final determination that dumping of the subject product originating in or imported from the PRC is taking place, that the SACU industry was suffering material injury, but there are other factors detracting from the causal link between the dumping of the subject products and the injury.

The Commission, therefore, decided to recommend to the Minister of Trade and Industry to terminate the investigation into the alleged dumping of chopped strand mats originating in or imported from the PRe.

The Commission's detailed reasons for its decision are set out in Commission Report No. 231 (Final determination).

Enquiries may be directed to the investigating officers, Mr Elias Tema at telephone (012) 394 3640, Mrs Porcia Makgopela at telephone at (012) 394 3630 or Mrs Dothodzo Kgomotso at telephone (012) 394 3671 or at fax (012) 3950518.

## NOTICE 628 OF 2007

## 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 Western Cape Agricultural and Allied Workers Union (WCAAWU) (LR2/6/2/1033) for the following reasons:

- The organisation has ceased to function as a genuine trade union as envisaged by the Act and
- The organisation did not comply with the provisions of section 98, 99 and 100 of the Act

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: 2005/188

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

JTCROUSE

REGISTRAR OF LABOUR RELATIONS

## NOTICE 629 OF 2007

## SOUTH AFRICAN MARITIME SAFETY AUTHORITY

SOUTH AFRICAN MARITIME SAFETY AUTHORITY LEVIES ACT, 1998  
(ACT No.6 OF 1998)

## DRAFT DETERMINATION OF LEVIES: FOR COMMENT

The South African Maritime Safety Authority (SAMSA) publishes for public comment the proposed determination of levies under section 2 of the South African Maritime Safety Authority Levies Act, 1998 (Act No. 6 of 1998), set out in the accompanying Schedule. Written submissions should reach SAMSA on or before 25 June 2007 (Note: late submissions may be disregarded). These should be addressed to the Chief Executive Officer and may be either:

- hand-delivered to SAMSA, 161 Lynnwood Road, Brooklyn 0181, Pretoria; or
- mailed to SAMSA, PO Box 13186 Hatfield 0028; or
- faxed to (012) 366 2601; or
- [emailedtobriesch@samsa.org.za](mailto:emailedtobriesch@samsa.org.za).

Telephonic enquiries should be directed to Mr C Briesch at (012) 366 2624.

The proposed determination revokes and replaces the determination published by General Notice 617 of 22 April 2005. Existing levy impositions are shown in square brackets. Proposed adjusted levies reflect a 5% increase.

## SCHEDULE

## Definitions

1. In this determination any word or expression given a meaning in the Act has the given meaning and, unless the context indicates otherwise-

"Chief Executive Officer" has the meaning it has in section 1 of the South African Maritime Safety Authority Act, 1998 (Act No.5 of 1998);

"coasting ship" means any ship that is a coasting ship for the purposes of liability for light dues in terms of the applicable tariffs determined by the National Ports Authority;

"commercial port" means a harbour of which Transnet Limited has become the owner in terms of section 3 of the Legal Succession to the South African Transport Services Act, 1989 (Act No.9 of 1989);

"fishing vessel" means any ship used for the catching, storage or processing of fish or other living resources of the sea for financial gain or reward;

"overall length", in relation to a ship, means the distance between-

- (a) a vertical line passing through a point, being the foremost part of the stem of the ship; and
- (b) a vertical line passing through a point, being the aftermost part of the stern of the ship;

"port" has the meaning it has in section 2(1) of the Merchant Shipping Act, 1951 (Act No. 57 of 1951);

"sport or recreation" has the meaning it has in section 2(1) of the Merchant Shipping Act, 1951 (Act No. 57 of 1951);

"the Act" means the South African Maritime Safety Authority Levies Act, 1998 (Act No.6 of 1998);

"the National Ports Authority" means the National Ports Authority of South Africa, being the division of Transnet Limited responsible for commercial ports;

"ton", in relation to a ship, means-

- (a) the gross tonnage of the ship as stated in its tonnage certificate issued in conformity with the International Convention on Tonnage Measurement of Ships, 1969; or
- (b) where the ship's tonnage certificate is not available, the ship's highest tonnage as reflected in Lloyds Register of Shipping.

#### Determination not applicable to certain ships

2. This determination does not apply to-

- (a) ships in distress;
- (b) ships in innocent passage;
- (c) ships used solely for sport or recreation;
- (d) ships belonging to the South African Police Service;
- (e) ships belonging to the South African National Defence Force or the defence force of another state; or
- (f) ships belonging to the National Sea Rescue Institute.

#### Imposition of levies

3. (1) The levies in the Annex are hereby imposed.

(2) The Annex has effect according to its terms.

(3) A levy that is payable in accordance with the Annex, is payable by the ship's owner, charterer, operator or agent.

(4) **If-**

- (a) the Authority has received an amount in respect of levy; and
- (b) the person who paid the amount applies for a refund; and
- (c) the amount is not due to the Authority,

the Authority must refund the amount to that person.

(5) Nothing in this paragraph prevents the collection directly by the Authority of any levy that is stated to be payable to the National Ports Authority.

#### Overdue levies

4. Interest at the applicable prime bank overdraft rate charged by the Authority's banker, plus one per cent, compounded monthly, is payable in respect of the outstanding balance of any levy after the due date.

#### Variation and waiver of levies

5. The Chief Executive Officer may reduce or waive any levy on the conditions (if any) that he or she thinks fit.

ANNEX  
(Paragraph 3)

LEVIES

Item	Description of ship	Rate of levy	Additional remarks
1	Ships required to hold a local safety certificate issued in terms of the Merchant Shipping Act, 1951 (Act No. 57 of 1951)	RJ,64 [R3,47] per metre overall length or part thereof per calendar year or part thereof	Payable to the Authority at the same time as the charge for the initial or renewal survey of the ship for the issue of a local safety certificate, unless proof of prior payment to the National Ports Authority is produced.
2	Fishing vessels not required to hold a local safety certificate issued in terms of the Merchant Shipping Act, 1951 (Act No. 57 of 1951)	R22 [R20,95] per 100 tons or part thereof	Payable to the National Ports Authority upon each call at a commercial port.
3	Coasting ships (not being ships referred to in item 1)	R22 [R20,95] per 100 tons or part thereof per calendar month or part thereof	(a) Payable to the National Ports Authority. (b) If a coasting ship calls at a port outside the Republic of South Africa or the Republic of Namibia, then item 4 also applies.
4	All other ships	R22 [20,95] per 100 tons or part thereof	(a) Payable upon first entry into the territorial waters of the Republic after a voyage from a port or place outside the Republic, except in the case of a ship engaged solely in victualling or changing crew beyond port limits. (b) Payable to the National Ports Authority in the case of a ship calling at a commercial port, or to the Authority in any other case unless proof of prior payment to the National Ports Authority is produced.

Notes:

1. To avoid doubt, the amounts in the table exclude value-added tax (VAT).
2. A levy is payable in accordance with the relative assessment issued by the Authority or the National Ports Authority, as the case may be.

NOTICE 630 OF 2007

DEPARTMENT OF SCIENCE AND TECHNOLOGY  
NOTICE OF INTRODUCTION OF BILL INTO PARLIAMENT

The Minister of Science and Technology intends introducing the Bill set out below into Parliament during 2007:

Draft Human Sciences Research Council Bill

Written comments must be received not later than 08 June 2007 and must be addressed to:

The Director-General  
Attention: Mr. Puseletso Loselo  
Department of Science and Technology  
Private Bag X894  
PRETORIA  
0001

Building 53 Scientia Campus  
Meiring Naude Drive  
BRUMMERIA  
0184

Telephone: 012 8436645  
Fax: 0866 810250  
E-mail: [Puseletso.Loselo@dst.gov.za](mailto:Puseletso.Loselo@dst.gov.za)

REPUBLIC OF SOUTH AFRICA

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# HUMAN SCIENCES RESEARCH COUNCIL BILL

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*(As introduced in the National Assembly (proposed as a section 75-Bill): explanatory  
summary of Bill published in Government Gazette No. 000 of Date)*  
*(The English text is the official text of the Bill)*

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(MINISTER OF SCIENCE AND TECHNOLOGY)

[B —2007]

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## GENERAL EXPLANATORY NOTE:

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

## BILL

To provide for the **promotion of research** in the field of human **sciences** in order to improve **understanding of social conditions** and **the process of social change**; to provide for the continued existence of the Human Sciences **Research Council** and to provide for **matters connected** therewith.

### PREAMBLE

SINCE it is necessary to promote **high quality science** research of the highest quality in South Africa in order to improve understanding of social conditions and the processes of social change;

AND SINCE members of the South African human sciences community are obliged to engage with their colleagues elsewhere in Africa and the rest of the world through networks and joint programmes of research on **pressing social issues relevant** to human welfare and prosperity,

**B**E IT ENACTED by the Parliament of the Republic of South Africa, as follows:-

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#### Definitions

1. In this Act, unless the context indicates otherwise-
  - "Board" means the Board referred to in section 5;
  - "chief executive officer" means the person appointed as chief executive officer of the Council in terms of section 11(J); to
  - "Council" means the Human Sciences Research Council referred to in section 2;
  - "Department" means the Department of Science and Technology;
  - "human sciences" means the investigation of human life and society through systematic, rationale and verifiable methods that recognise the validity of both objective and subjective data; 15
  - "Minister" means the Minister of Science and Technology;
  - "prescribe" means prescribe by regulation;
  - "Public Finance Management Act" means the Public Finance Management Act, 1999 (Act No. 1 of 1999);
  - "research" means the generation, preservation, augmentation and improvement of knowledge by means of scientific investigations and methods in the field of the human sciences; 20
  - "regulation" means a regulation made in terms of section 18;
  - "this Act" includes the regulations.

#### Continued existence of Human Sciences Research Council 25

2. (1) The Human Sciences Research Council established by section 2 of the Human Sciences Research Act, 1968 (Act No. 23 of 1968), continues to exist as a juristic person notwithstanding the repeal of that Act by section 22 of this Act.

(2) The Public Finance Management Act applies to the Council.

(3) The Council acts through the Board. 30

#### Objects of Council

3. The objects of the Council are to -
  - (a) initiate, undertake and foster strategic basic research and applied research in human sciences, and to gather, analyse and publish data, relevant to developmental challenges in South Africa, elsewhere in Africa and in the rest of the world, especially by means of projects linked to public sector oriented collaborative programmes; 35
  - (b) inform the effective making and monitoring of policy and to evaluate the implementation of policy;
  - (c) stimulate public debate through the effective dissemination of fact-based results of research; 40
  - (d) help build the research capacity and infrastructure for the human sciences in South Africa and elsewhere in Africa;
  - (e) foster and support research collaborations, networks and institutional linkages within the human sciences research community; 45
  - (f) respond to the needs of vulnerable and marginalised groups in society by researching and analysing developmental problems and thereby to contribute to the improvement of the quality of their lives; and
  - (g) develop and make publicly available new data sets to underpin research, policy development and public discussion of the key issues of development and to develop new and improved methodologies for use in their development. 50

## Functions of Council

4. (1) The Council must-
- (a) undertake or procure the **undertaking** of such **investigation** and research relating to its objects as the Minister may assign to it; and
  - (b) advise the Minister in respect of-
    - (i) research relating to its objects which should be undertaken;
    - (ii) the utilisation of the results of such research;
    - (iii) the manner in which such research may be promoted; or
    - (iv) development and utilisation of human resources in research; and
    - (v) the promotion of any other matter incidental to human sciences.
- (2) In order to achieve its **objects**, the Council may-
- (a) **purchase** or otherwise **acquire**, hold, hire, lease, sell, exchange or **otherwise** alienate movable or immovable property, with the approval of the Minister granted with the concurrence of the Minister of Finance;
  - (b) **at** the request of any person or organisation and subject to such conditions and the payment of such **fees** as may be agreed upon, conduct or cause to be conducted **any** research relating to **any** matter in the field of the human sciences;
  - (c) in respect of any other service rendered by it in terms of this Act-
    - (i) charge such **fees**; or
    - (ii) make such other financial **arrangements** with the **concurrence** of the Minister,
 as it may deem fit; and
  - (d) take such other measures as may be **necessary** for the effective achievement of its objects.
- (3) The Council may, in order to achieve its objects and with the approval of the Minister granted with the concurrence of the Minister of Finance-
- (a) for the purposes of developing, utilising, marketing or selling any invention, technological **expertise**, service or product, establish any company contemplated in the Companies Act, 1973 (Act No. 61 of 1973), or in association with **any** person **establish** such a company, or acquire an interest in or control over such a company; and
  - (h) act as trustee of any trust if the purpose of **that** trust is the promotion and development of the human sciences.

## Board of Council

5. (1) The Council is governed and controlled by a Board in accordance with this Act
- (2) The **Board** consists of-
- (a) a chairperson designated by the Minister;
  - (h) not less than six **and** not more than nine other members; and
  - (c) the chief executive officer, who is a member of the Board by virtue of holding the office.
- (3) The Minister **appoints** members of the Board contemplated in subsection (2)(1) and (b) in the prescribed manner, which must be transparent and fair.
- (4) The members of the Board contemplated in subsection (2)(a) and (b) are appointed in their personal capacities and must be persons who--
- (a) have distinguished themselves in the field of the human sciences or who possess special qualifications, experience or skills in relation to some aspect of the functions of the Council; and
  - (b) are citizens of or have the right of permanent residence in the Republic, with the exception of the distinguished representative of the social science research community in the rest of Africa contemplated in subsection (5)(j).
- (5) (a) The composition of the Board must be broadly representative of-
- (i) the gender composition of the Republic; and
  - (ii) the various sectors in the field of the human sciences.
- (b) At least one of the members appointed to the Board must have financial expertise and at least one other member appointed to the Board must be a distinguished representative of the social science research community in the rest of Africa.
- (6) A member of the Board ceases to hold office if-
- (a) the member resigns by written notice to the Minister;

- (b) the member's estate is sequestrated or assigned for the benefit of, or if the member compounds with, the creditors of the member;
- (c) a competent court finds that the member is of unsound mind;
- (d) the member is convicted of an offence and sentenced to imprisonment without the option of a fine; 5
- (e) the member is absent from three consecutive meetings of the Board without the leave of the Board;
- (f) the member is elected as a member of the National Assembly, a provincial legislature or the council of a municipality, or is appointed as a permanent delegate to the National Council of Provinces by a provincial legislature in accordance with the Constitution and the National Council of Provinces (Permanent Delegates Vacancies) Act, 1997 (Act No. 17 of 1997); 10
- (g) the member ceases to be a citizen of or to have the right of permanent residence in the Republic, except for the distinguished representative of the social science research community in the rest of Africa contemplated in subsection (5)(b); or 15
- (h) the member is removed from a position of trust by a competent court of law.
- (7) The Minister may after consultation with the Board remove a member of the Board from office on reasonable grounds.
- (8) Subject to PAJA the Minister may dissolve the Board. 20
- (9) If a member of the Board ceases to hold office or is removed from office in terms of subsection (7), the Minister may appoint a person in that member's place for the remaining part of the term of office.
- (10) A member of the Board holds office for a period not exceeding four years and may be reappointed subject to subsections (6), (7) and (11). 25
- (11) No member may serve more than two consecutive terms.

### Remuneration

6. Any member of the Board and of any committee of the Board who is not in the full-time employ of the State or who is not in the employ of the Council must be paid such allowances as the Minister of Finance may determine. 30

### Meetings of Board

7. (1) The Board must meet at least four times a year at such times and places as the Board may determine.
- (2) The Board may determine the procedure for its meetings.
- (3) The chairperson- 35
- (a) may convene a special meeting of the Board;
- (b) must convene a special meeting within 14 days of the receipt of a written request signed by at least one third of the members of the Board to convene such a meeting.
- (4) The chairperson or, in the chairperson's absence, a member of the Board elected by the members present, must preside at a meeting of the Board. 40
- (5) The quorum for a meeting of the Board is two third of its members,
- (6) A decision of the Board must be taken by resolution of the majority of the members present at any meeting of the Board and in the event of an equality of votes on any matter the person presiding at the meeting has a casting vote in addition to her or his deliberative vote. 45
- (7) A member of the Board may not vote or in any manner be present during or participate in the proceedings at any meeting of the Board if, in relation to any matter before the Board, she or he may have any interest which precludes her or him from performing her or his functions as a member of the Board in a fair, unbiased and proper manner. 50

### Committees of Board

8. (1) The Board may establish one or more committees to perform such functions of the Board, as the Board may determine.
- (2) The Board may appoint as members of such committees- 55
- (a) any member of the Board;
- (b) any employee of the COWIC; or

- (c) any other person with suitable skills or experience.
- (3) The Board may at any time dissolve or reconstitute a committee.
- (4) A member of the Board may not serve on more than two committees.
- (5) The Board is not absolved from the performance of any function assigned to any committee under this section. 5

#### **Governance committee**

9. (1) The Board may establish a governance committee to assist it to perform its functions and to advise it in connection with any matter relating to the proper governance of the Council.
- (2) The committee establishes policies and guidelines on Board practices. 10
- (3) The governance committee is appointed by the Board and consists of—
- (a) a chairperson, who must be a member of the Board other than the chairperson referred to in section 5(2)(a); and
- (b) at least two other members who may be members of the Board.
- (5) No employee of the Council may be appointed as a member of the governance committee. 15

#### **Chief Executive Officer of Council**

10. (1) (a) The Board with the approval of the Minister appoint a suitably skilled and qualified person as the chief executive officer,
- (b) The appointment of the chief executive officer due regard must be paid to equality and the other democratic values and principles enshrined in the Constitution. 20
- (2) The chief executive officer is responsible for the administration and the general management and control of the day-to-day functioning of the Council, subject to the directions and instructions issued by the Board.
- (3) The chief executive officer must report to the Board on those affairs which the Board may require. 25
- (4) The chief executive officer holds office for a term not exceeding five years on such conditions relating to the payment of remuneration and allowances as the Board, subject to section 11(2), may determine.
- (5) The chief executive officer must enter into a performance agreement with the Board within three months of taking up her or his post as chief executive officer. 30
- (6) Whenever for any reason the chief executive officer is absent for a period of over two months or is unable to carry out her or his duties, or whenever there is a vacancy in the office of the chief executive officer, the Board may, with the approval of the Minister, appoint any person to act as chief executive officer, 35
- (7) If the chief executive officer is absent for a period of less than two months the Board may, without the concurrence of the Minister, appoint any person to act as chief executive officer during that period.
- (8) An acting chief executive officer has all the powers and may perform all the duties of the chief executive officer, 40
- (9) The chief executive officer may not serve for more than two consecutive terms,

#### **Employees of Council**

11. (I) Subject to subsections (2) and (3), the chief executive officer—
- (a) must, on such conditions as she or he may determine, appoint such number of employees or receive on secondment such number of persons as are necessary to enable the Council to perform its functions; 45
- (b) is responsible for the administrative control of those persons; and
- (c) must ensure compliance with applicable labour legislation,
- (2) The Board must approve—
- (a) general terms and conditions of employment of the employees contemplated in subsection (I); and 50
- (b) structures for remuneration, allowances, subsidies and other benefits for employees contemplated in subsection (1) in accordance with such system as may be approved by the Minister with the concurrence of the Minister of Finance. 55

## Amendment of law

12. The Associated Institutions Pension Fund Act, 1963 (Act No. 41 of (1963), is hereby amended by the substitution in section 1 for paragraph (II) of the definition of "associated institution" of the following paragraph:

"(a) the Human Sciences Research Council contemplated in section 2 of the Htunan Sciences Research Council Act, 2007;" 5

## Transfer or secondment of certain persons to or from employ of Ceuaell

13. (1) A person who is in the full-time employ of the State or of an institution receiving financial aid from the State may, with his or her consent and subject to the laws governing the public service and the approval of the chief executive officer, be transferred or seconded to the employ of the Council. 10

(2) A person who is in the employ of the Council may, with his or her consent and subject to the laws governing the public service and the approval of the chief executive officer, be transferred or seconded to the employ of the State or an institution receiving financial aid from the State. 15

(3) The rights, privileges and benefits of an employee contemplated in subsection (1) or (2) by virtue of her or his conditions of service as an employee of the Council, the State or an institution receiving financial aid from the State may not be adversely affected by a transfer or secondment.

## Transfer of certain assets to Council 20

14. Any immovable property belonging to the State may, on such conditions as the Minister with the concurrence of the Minister of Finance may determine, be transferred to the Council in order to enable the Council to perform its functions.

## Intellectual property rights

15. (1) The rights in respect of any invention or design by an employee of the Council in the course and scope of the employee's employment vests in the Council. 25

(2) The Council may in its discretion, but subject to such conditions as the Minister may determine, assign or dispose of any of its rights contemplated in subsection (1).

(3) The Council must, with regard to research conducted by employees of the Council- 30

(a) subject to properly informed consent, ensure that in work conducted in respect of indigenous knowledge, written information transfer and material transfer agreements are established before the undertaking of research; and

(b) protect, with the consent of the parties, any work, invention, discovery or improvement derived from indigenous knowledge, originally held by any person or community, in such a manner that the person or community can participate in the benefits arising from such protection. 35

(4) If the rights in respect of an invention or design properly registered in South Africa in terms of subsection (1) vested in the Council or assigned by the Council in terms of subsection (2), the Council must award to the person responsible for the invention, financial participation by him or her in the proceeds derived from such invention or design at a prescribed percentage. 40

(5) The Council must ensure that the person contemplated in subsection (4) receives the payment contemplated in subsection (4) timeously.

## Funds of Council 45

16. (1) The funds of the Council consists of-

(II) money appropriated by Parliament for that purpose;

(b) fees, royalties or other revenue obtained in terms of this Act;

(c) donations or contributions received by the Council; and

(d) revenue accruing to the Council from any other source. 50

(2) The Council must utilise its funds to defray the expenses incurred by the Council in the performance of its functions under this Act.

(3) Moneys received by way of donation or contribution must be utilised in accordance with any conditions imposed by the donor or contributor concerned.

- (4) The Council may invest any of its funds not immediately required-
- (a) subject to any investment policy that may be prescribed in terms of section 7(4) of the Public Finance Management Act; and
  - (b) in such a manner that the Minister may approve.

#### Delegations

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17. (1) The Board may, subject to such conditions as it may determine, delegate to the chairperson, any member or committee of the Board or the chief executive officer any function entrusted to the Board under this Act

(2) The chief executive officer may, subject to such conditions as she or he may determine delegate to an employee of the Council any function entrusted to the chief executive officer under this Act or delegated to the chief executive officer in terms of subsection (1).

(3) A delegation in terms of subsection (1) or (2) does not prohibit the performance of the function in question by the Board or the chief executive officer, as the case may be.

#### Regulations

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18. The Minister may make regulations regarding-

- (a) any matter that may or must be prescribed in terms of this Act;
- (b) interim measures for the continued governance and control of the Council in the event that the Minister dissolves the Board in terms of section 5(8); and
- (c) any ancillary or incidental administrative or procedural matter that it is necessary to prescribe for the proper implementation or administration of this Act.

#### Repeal of laws

19. The Human Sciences Research Act, 1968 (Act No. 23 of 1968), the Human Sciences Research Amendment Act, 1975 (Act No. 31 of 1975), the Human Sciences Research Amendment Act, 1980 (Act No. 25 of 1980), the Human Sciences Research Amendment Act, 1985 (Act No. 65 of 1985), and the Human Sciences Research Amendment Act, 1990 (Act No. 99 of 1990), are hereby repealed.

#### Transitional provisions and savings

20. (1) At the commencement of this Act anything done in terms of the provisions of the Human Sciences Research Act, 1968 (Act No. 23 of 1968), prior to such commencement and which may be done in terms of the provisions of this Act, must be regarded as having been done in terms of the provisions of this Act.

(2) If at the commencement of this Act any matter has not been disposed of by the Council established by section 2 of the Human Sciences Research Act, 1968 (Act No. 23 of 1968) or any committee of such Council, the Board established in terms of this Act may continue with the disposal of the matter in accordance with the provisions of this Act, and anything done in connection with that matter must be regarded as having been done by the Board established in terms of this Act.

(3) Any regulation made under section 14 of the Human Sciences Research Act, 1968 (Act No. 23 of 1968), and in force at the repeal of that Act by section 19 of this Act remain, notwithstanding such repeal, in force after the commencement of this Act in so far as it deals with any matter in respect of which the Minister may make regulations under this Act, until it is replaced by a regulation made in terms of this Act.

#### Short title and commencement

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21. This Act is called the Human Sciences Research Council Act, 2007, and comes into operation on a date fixed by the President by proclamation in the *Gazette*.

## MEMORANDUM ON THE OBJECTS OF THE HUMAN SCIENCES RESEARCH COUNCIL BILL

### 1. BACKGROUND

This Bill came about as a result of a review of the Human Science Research Council (the HSRC), which was conducted during October 2003 by a panel of local and international experts. Their report recommended a set of public purposes by which the mandate of the HSRC might be expressed and justified.

### 2. PURPOSE OF BILL

2.1 The purpose of the Bill is to repeal and substitute the Human Sciences Research Council Act, 1968 (Act No. 23 of 1968) (the Act), and thereby providing for the continued existence of the HSRC.

2.2 The objects of the HSRC would be to –

- (a) initiate, undertake and foster and undertake strategic basic research and applied research in human sciences, and to gather, analyse and publish data, relevant to the development challenges in South Africa, elsewhere in Africa and in the rest of the world, especially by means of projects linked to public sector oriented, collaborative programmes;
- (b) inform the effective making and monitoring of policy and to evaluate the implementation of policy;
- (c) stimulate public debate through the effective dissemination of fact-based results of research;
- (d) help build the research capacity and infrastructure for the human sciences in South Africa and elsewhere in Africa;
- (e) foster and support research collaborations, networks and institutional linkages within the human sciences research community;
- (f) respond to the needs of vulnerable and marginalised groups in society by researching and developmental problems and thereby to contribute to the improvement of the quality of their lives; and
- (g) develop and make publicly available new data sets to underpin research, policy development and public discussion of key issues of development and to develop new and improved methodologies for use in their development.

### 3. OBJECTS OF BILL

The Bill will bring the HSRC in line with the research and development strategies of the Government of the Republic of South Africa, as outlined in the 1996 White Paper on Science and Technology and the recently approved Research and Development Strategy (approved by Cabinet in July 2002).

### 4. DEPARTMENTS/BODIES/PERSONS CONSULTED

- 4.1 Human Sciences Research Council;
- 4.2 Council for Scientific and Industrial Research;
- 4.3 South African University Vice-Chancellors Association;

4.4 Economic and Social Research Institute of Ireland;

4.5 Policy Coordination and Advisory Services (The Presidency).

**5. FINANCIAL IMPLICATIONS FOR STATE**

None.

**6. PARLIAMENTARY PROCEDURE**

6.1 The Office of the Chief State Law Adviser and Department of Science and Technology are of the opinion that this Bill must be dealt with in accordance with the procedure established by section 75 of the Constitution of the Republic of South Africa, 1996, since it contains no provision to which the procedure set out in section 74 or 76 of the Constitution applies.

6.2 The State Law Advisers are of the opinion that it is not necessary to refer this Bill to the National House of Traditional Leaders in terms of section 18(1)(a) of the Traditional Leadership and Governance Framework Act, 2003 (Act No. 41 of 2003), since it does not contain provisions pertaining to customary law or customs of traditional communities.

## NOTICE 631 OF 2007

DEPARTMENT OF SCIENCE AND TECHNOLOGY  
NOTICE OF INTRODUCTION OF BILL INTO PARLIAMENT

The Minister of Science and Technology intends introducing the Bill set out below into Parliament during 2007:

## Draft Astronomy Geographic Advantage Bill

Written comments must be received not later than 01 June 2007 and must be addressed to:

The Director-General  
Attention: Mr. Puseletso Loselo  
Department of Science and Technology  
Private Bag X894  
PRETORIA  
0001

Building 53 Scientia Campus  
Meiring Naude Drive  
BRUMMERIA  
0184

Telephone: 012 8436645  
Fax: 0866 810250  
E-mail: Puseletso.Loselo@dst.gov.za

REPUBLIC OF SOUTH AFRICA

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# ASTRONOMY GEOGRAPHIC ADVANTAGE BILL

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*(As introduced **in** the National Assembly as a section 75 Bill);  
explanatory summary of Bill published **in** Government Gazette No 0000 of Date)  
(The English text is the official text of the Bill)*

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(MINISTER OF SCIENCE AND TECHNOLOGY)

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# BILL

To provide for the preservation and protection of the areas within the Republic that are uniquely suited for optical and radio astronomy; to provide for the intergovernmental co-operation and public consultation on matters concerning nationally significant astronomy advantage areas; and to provide for matters connected therewith.

**B**E IT ENACTED by the Parliament of the Republic of South Africa, as follows:-

## ARRANGEMENT OF SECTIONS

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## INTERPRETATION, OBJECTIVES AND APPLICATION OF Act

## Definitions

1. In this Act, unless the context indicates otherwise-e-  
 "astronomy advantage area" means- 35  
 (a) a core astronomy advantage area;  
 (b) a central astronomy advantage area; or  
 (c) a coordinated astronomy advantage area;  
 "astronomy advantage" means features which make an area suitable for  
 astronomy and related scientific endeavours and includes high atmospheric  
 transparency, low levels of light pollution, low population density and minimal 40  
 radio-frequency interference;

- "astronomy and related scientific endeavours" means-
- (a) the science involving the observation and explanation of events beyond the earth and its atmosphere and includes optical astronomy, radio astronomy, gamma ray astronomy and cosmic ray astronomy;
  - (b) observations that assist in understanding the sun and the magnetosphere; 5
  - (c) deep space radio dishes, array networks for the management of space-flight, and the management of strategic scientific deep-space missions; and
  - (d) any other scientific endeavour declared as such by the Minister in terms of section 28;
- "astronomy device" means any device, apparatus, equipment or instrument, declared as such by the Minister in terms of section 28 and includes all components, connections and telecommunications links thereof, whether such components, connections or telecommunications links are contiguous or not; 10
- "astronomy device management authority" means a person designated under section 28(3)(b); 15
- "central astronomy advantage area" means an area declared as such in terms of section 9(1);
- "competent authority" means the Minister or a person designated by the Minister in terms of section 26;
- "coordinated astronomy advantage area" means an area declared as such in terms of section 11(1); 20
- "core astronomy advantage area" means an area declared as such in terms of section 7(1);
- "declare" means declare by notice in the *Gazette*;
- "declared activity" means an activity declared as such in terms of section 23 in respect of one or more core or central astronomy advantage areas; 25
- "Department" means the national Department of Science and Technology;
- "Director-General" means the Director-General of the Department;
- "Electronic Communications Act" means the Electronic Communications Act, 2005 (Act No. 36 of 2005); 30
- "fixed radio frequency interference source" means any device transmitting radio waves from a fixed location with radiated power;
- "ICASA" means the Independent Communications Authority of South Africa established by section 3 of the Independent Communications Authority of South Africa Act, 2000 (Act No. 13 of 2000); 35
- "identified activity" means an activity declared as such in terms of section 24;
- "Intergovernmental Relations Framework Act" means the Intergovernmental Relations Framework Act, 2005 (Act No. 13 of 2005);
- "interference source" means any fixed or mobile device, instrument, component or equipment capable of emitting electromagnetic waves and includes lasers, light sources, computers, signal processors, radio transmission equipment and cables, lighting equipment, electric-powered machinery and other electrical, optical and electronic equipment; 40
- "light pollution" means any effect from artificially created or harnessed light that is visible to the naked eye or can be detected with astronomical instrumentation at night, such as sky glow, glare, light trespass and light clutter, which impacts on astronomy and includes the effect of street lighting, outdoor security lights, laser promotional lights or self-lit billboards; 45
- "management authority" means the organ of state or other institution or person in which the authority to manage a particular astronomy advantage area is vested in terms of section 15; 50
- "MEC" means a member of an Executive Council of a province;
- "Minister" means the Minister responsible for science and technology;
- "mobile radio frequency interference source" means any device, instrument, component or equipment capable of causing radio frequency interference which is easily transportable or of which transportability is an inherent feature, and includes cellular telephones, walkie-talkies, mobile telecommunication units in vehicles and roof-top telecommunication installations; 55
- "Municipal Demarcation Act" means the Local Government: Municipal Demarcation Act, 1998 (Act No. 27 of 1998); 60
- "NRF" means the National Research Foundation established by section 2 of the National Research Foundation Act, 1998 (Act No. 23 of 1998);

- "optical astronomy" means the collection and measurement of radiation, including electromagnetic near-ultraviolet, visible and infrared radiation, from astronomical sources by means of optical instruments;
- "organ of state" has the meaning assigned to it in section 239 of the Constitution;
- "prescribe" means prescribe by regulation; 5
- "radio astronomy" means astronomy based on the reception of radio waves of cosmic origin;
- "radio frequency interference" means the emission, transmission or reception of any radio frequency signals which have the ability to interfere with or inhibit radio astronomy or any device used to undertake radio astronomy; 10
- "radio frequency spectrum" means the electromagnetic frequency spectrum from 1 kiloHertz to 1 terraHertz;
- "short range device" means any device or equipment capable of transmitting electromagnetic waves in the radio frequency spectrum over a short distance;
- "the Constitution" means the Constitution of the Republic of South Africa Act, 15 1996;
- "this Act" includes any subordinate legislation issued under or in terms of this Act.

#### Objects of Act

2. The objects of this Act are-
- (a) to provide measures to advance astronomy and related scientific endeavours in the Republic; 20
- (b) to develop the skills, capabilities and expertise of those engaged in astronomy and related scientific endeavours in Southern Africa;
- (c) to identify and to protect of areas frOID which astronomy projects of national strategic importance can be undertaken; 25
- (d) to provide a framework for the establishment of a national system of astronomy advantage areas in the Republic, to ensure that the geographic areas in the Republic, which are highly suitable for astronomy and related scientific endeavours due to, for example, the high atmospheric transparency, the low levels of light pollution, low population density or minimal radio-frequency interference, are protected, preserved and properly maintained; 30
- (e) to regulate activities which cause or could cause light pollution, radio frequency interference or intefere in any other way with astronomy and related scientific endeavours in those areas; 35
- (f) pursuant to section (5), to provide for the declaration and management of astronomy advantage areas; and
- (g) to enable the Minister to participate in efforts to preserve the astronomy advantage of Southern Africa and to coordinate astronomy within this area.

#### Application of Act 40

3. This Act also applies to the exclusive economic zone and continental shelf of the Republic, referred to in sections 7 and 8, respectively, of the Maritime Zones Act, 1994 (Act No. 15 of 1994).

#### Conflicts with other legislation

4. (1) At the commencement of this Act, in the event of any conflict between a 45 provision of this Act and-
- (a) other national legislation, the relevant provision of this Act prevails if the conflict specifically concerns the management or development of an astronomy advantage area or the protection of such an area from light pollution, over-flight by aircraft, radio frequency interference or any other matter lawfully restricted or prohibited in respect of an astronomy advantage area in terms of this Act; 50
- (b) provincial legislation, the conflict must be resolved in terms of section 146 of the Constitution; and
- (c) a municipal by-law, the relevant provision of this Act prevails. 55

- (2) A municipality that must adopt an integrated development plan in terms of the Local Government: Municipal Systems Act, 2000 (Act No. 32 of 2000), must incorporate into its plan or objectives reference to any-
- (a) astronomy advantage area declared in terms of this Act within the area of jurisdiction of the municipality, 5
  - (b) declared activity which may not be undertaken in a core or central astronomy advantage area within the area of jurisdiction of the municipality, and
  - (c) identified activity that may only be undertaken in a coordinated astronomy advantage area within the area of jurisdiction of the municipality in accordance with the requirements of section 25 of this Act. 10
- (3) (a) Any identification and declaration; and any inclusion of astronomy advantage areas in the affected municipality's integrated development plan, in terms of this Act, must be done with the concurrence with that municipality.
- (b) The consultation process is in terms of Chapter 3 of the Intergovernmental Relations Framework Act. 15
- (4) Upon the identification, declaration, and inclusion as envisaged in this section any land use management policies, plans and decisions in terms of the integrated development plan of the affected municipality must promote the objectives of this Act.

## CHAPTER 2

### DECLARATION OF ASTRONOMY ADVANTAGE AREAS 20

#### Areas which may be declared astronomy advantage areas

5. (1) The Minister may-
- (a) declare any area or part of an area of the Province of the Northern Cape as an astronomy advantage area: Provided that no such declaration may be made in respect of any area demarcated in terms of the Municipal Demarcation Act as falling within the boundaries of the Municipality, Sol Plaatje; 25
  - (b) by notice in the *Gazette* designate any other area as an area which may be declared an astronomy advantage area: Provided that no such designation may be made in respect of any area which has been demarcated in terms of the Municipal Demarcation Act as falling within the boundaries of a Category A municipality; and 30
  - (c) declare any area designated under paragraph (b) as an astronomy advantage area.
- (2) Any designation under subsection (1)(b) must be made with the concurrence of the minister responsible for local government, the Premier of the Province concerned and any affected municipality. 35

#### Purpose of astronomy advantage areas

6. The purposes of the declaration of areas as astronomy advantage areas are to-
- (a) ensure that the geographic areas in the Republic which are suitable for astronomy and related scientific endeavours due to, among other things, the atmospheric transparency, low levels of light pollution, low population density, or minimal radio-frequency interference or otherwise are protected, preserved and properly maintained; 40
  - (b) enhance the existing geographic advantage of those areas highly suitable for astronomy and related scientific endeavours through the restriction of activities that cause or could cause light pollution, radio-frequency interference or interfere in any other way with astronomy and related scientific endeavours, or astronomy advantage in those areas; and 45
  - (c) provide for the management of those areas in the public interest and in accordance with good national and international practices. 50

*Part 1**Core Astronomy Advantage Areas*

## Declaration of core astronomy advantage area

7. (1) The Minister may-
- (a) declare a specified area as- 5
    - (i) a core astronomy advantage area; or
    - (ii) part of an existing core astronomy advantage area;
  - (b) assign a name to such core astronomy advantage area; and
  - (c) designate the area as a core astronomy advantage area in respect of astronomy and related scientific endeavours. 10
- (2) A declaration under subsection (1)(a) may only be issued-
- (a) in respect of an area declared under section 5(1) or designated under section 5(2);
  - (b) to provide protection from light pollution, radio frequency interference and other activities which may affect astronomy and related scientific endeavours or astronomy advantage, to an area at which radio or optical astronomy are conducted or will be conducted; 15
  - (c) to protect an area at which part or all of an astronomy device is situated or may in future be situated; or
  - (d) to make an area primarily available for scientific research. 20
- (3) In addition to subsection (2), an declaration under subsection (1)(a) may only be issued if the Minister has, prior to the declaration-
- (a) conducted a public participation process in terms of section 42 and in conducting this process the Minister has compiled a permanent register of interested and affected parties for the core astronomy advantage area; 25
  - (b) sent any relevant private land owner within the proposed core astronomy advantage area a copy of the proposed declaration, prior to the commencement of the public participation process, by registered post to the last known postal address of the owner; and
  - (c) where possible informed in an appropriate manner any other lawful occupier of the land within the proposed core astronomy advantage area of the proposed declaration and the public participation process. 30
- (4) In making a declaration under subsection (1)(a), the Minister may identify the land that is subject to the declaration through the use of coordinates, a map, a property description, or a combination of these. 35

## Withdrawal of declaration or exclusion of part of core astronomy advantage area

8. The Minister may, by notice in the *Gazette*-
- (a) withdraw the declaration, issued under section 7, of an area as a core astronomy advantage area or as part of an existing core astronomy advantage area; or 40
  - (b) exclude any part of an existing core astronomy advantage area from the area.

*Part 2**Central astronomy advantage areas*

## Declaration of central astronomy advantage area

9. (1) The Minister may- 45
- (a) declare a specified area as-
    - (i) a central astronomy advantage area; or
    - (ii) part of an existing central astronomy advantage area;
  - (b) assign a name to the central astronomy advantage area; or
  - (c) designate the area as a central astronomy advantage area in respect of astronomy and related scientific endeavours. 50
- (2) A declaration under subsection (1)(a) may only be issued-
- (a) in respect of an area declared under section 5(1) or designated under section 5(2);

- (b) so that activities which may affect astronomy and related scientific endeavours, or astronomy advantage, such as light pollution or radio frequency interference, may be restricted or prohibited in the area to ensure or facilitate the protection of a core astronomy advantage area from such activities; or 5
- (c) to ensure that development in the area does not negatively impact on the astronomy advantage of the area.
- (3) In addition to subsection (2), a declaration under subsection (1)(a) may only be issued if the Minister has, prior to the declaration-
- (a) conducted a public participation process in terms of section 42 and in conducting this process the Minister has compiled a permanent register of interested and affected parties for the central astronomy advantage area; 10
- (b) sent any relevant private land owner within the proposed central astronomy advantage area a copy of the proposed declaration, prior at the commencement of the public participation process, by registered post to the last known postal address of the owner; and 15
- (c) where possible, informed in an appropriate manner, any other lawful occupier of the land within the proposed central astronomy advantage area of the proposed declaration and the public participation process.
- (4) More than one central astronomy advantage area may be declared in respect of a particular area. 20
- (5) In making a declaration in terms of subsection (1)(a) the Minister may identify the land that is subject to the declaration through the use of coordinates, a map, a property description or a combination of these.
- Withdrawal of declaration or exclusion of part of central astronomy advantage area 25

10. The Minister may by notice in the *Gazette*-
- (a) withdraw the declaration, issued under section 9, of an area as a central astronomy advantage area or as part of an existing central astronomy advantage area; or 30
- (b) exclude any part of an existing central astronomy advantage area from the area.

### Part 3

#### *Coordinated astronomy advantage areas*

- Declaration of coordinated astronomy advantage area 35
11. (1) The Minister may-
- (a) declare a specified area as-
- (i) a coordinated astronomy advantage area; or
- (ii) part of an existing coordinated astronomy advantage area; 40
- (b) assign a name to the coordinated astronomy advantage area; and
- (c) designate the area as a coordinated astronomy advantage area in respect of astronomy and related scientific endeavours.
- (2) More than one coordinated astronomy advantage area may be declared in respect of a particular area.
- (3) A declaration under subsection (1)(a) may only be issued- 45
- (a) in respect of an area declared under section 5(1) or designated under section 5(2);
- (b) to regulate the area as a buffer zone or as one of the buffer zones for the protection of a core or central astronomy advantage area;
- (c) to protect the area if it is sensitive to development due to its astronomy advantage and proximity to a core astronomy advantage area; 50
- (d) to protect a specific astronomy advantage outside of a core or central astronomy advantage area;
- (e) to ensure that development in the area does not negatively impact on the astronomy advantage of the area; or 55

- (f) to control developments and changes in land use in the area if the area is earmarked for declaration as, or inclusion in, a core or central astronomy advantage area.
- (4) In addition to subsection (2), a declaration under subsection (1)(a) may only be issued if the Minister-
- (a) conducted a public participation process in terms of section 42 prior to the declaration; and
  - (b) in conducting the public participation process the Minister has compiled a permanent register of interested and affected parties for the coordinated astronomy advantage area.
- (5) In making a declaration under subsection (1)(a) the Minister-
- (a) may identify the land that is subject to the declaration through the use of coordinates, a map, a property description or a combination of these; and
  - (b) should seek, where possible, to make the declaration in respect of the whole, rather than part, of a municipal area designated in terms of the Municipal Demarcation Act.

Withdrawal of declaration or exclusion of part of coordinated astronomy advantage area

12. The Minister may, by notice in the *Gazette*-
- (a) withdraw the declaration, issued under section 11, of an area as a coordinated astronomy advantage area or as part of an existing coordinated astronomy advantage area; or
  - (b) exclude any part of an existing coordinated astronomy advantage area from the area.

*Part 4* 25

*General*

Initiation of declaration

13. (1) The process for the declaration of private land as an astronomy advantage area, or as part thereof, may be initiated by the Minister, or by any private landowner or the NRF making a request for such declaration to the Minister.
- (2) Any request by the NRF or any private landowner in terms of subsection (1) must be considered by the Minister.

Endorsement by Registrar of Deeds

14. (1) The Minister must in writing notify the Registrar of Deeds whenever an area is declared as a core or central astronomy advantage area, or as part thereof, or whenever a declaration in respect thereof is withdrawn or altered.
- (2) The notification must include a description of the land involved and the terms and conditions of any notarial deed referred to in section 18(6).
- (3) On receipt of the notification, the Registrar of Deeds must record any such declaration, withdrawal or alteration in relevant registers and documents in terms of section 3(1)(w) of the Deeds Registries Act, 1937 (Act No. 47 of 1937).

## CHAPTER 3

MANAGEMENT AND CONTROL OF CENTRAL AND CORE ASTRONOMY  
ADVANTAGE AREAS*Part I**Management authorities and management plans*

5

## Management authorities

IS. (1) The Minister must, by declaration, assign the management of a core astronomy advantage area or the central or coordinated astronomy advantage area to a public entity or organ of state.

(2) For the purposes of this Act, the person organisation or organ of state to whom the management of an astronomy advantage area has been assigned in terms of subsection (1) is the management authority of that area. 10

(3) The management authority to whom the management of an astronomy advantage area has been assigned in terms of subsection (1) is the custodian of the permanent register of interested and affected parties for the astronomy advantage area. 15

(4) Any person may, upon request and during office hours of the relevant management authority-

- (a) inspect the permanent register of interested and affected parties for an astronomy advantage area; and
- (b) request the management authority to add their name and contact details to the register. 20

(5) Any person whose details appears on the permanent register of interested and affected parties for an astronomy advantage area is responsible for updating their contact details as is necessary.

## Preparation of management plan

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16. (1) The management authority assigned to an astronomy advantage area in terms of section 15 must, if requested in writing by the Minister, submit a management plan, in accordance with the criteria specified by the Minister, for that astronomy advantage area to the Minister for approval.

(2) When preparing a management plan for an astronomy advantage area, the management authority concerned must consult- 30

- (a) private land owners within the astronomy advantage area;
- (b) all persons listed in the permanent register of interested and affected parties for the relevant astronomy advantage area; and
- (c) municipalities, other organs of state, local communities and other affected parties which have an interest in the area. 35

## Internal rules

17. (1) The management authority of a core astronomy advantage area may, after the consultations contemplated in section 16(2), make rules for the proper administration and protection of the area. 40

(2) Rules made under subsection (1)-

- (a) must be consistent with this Act and any management plan for the core astronomy advantage area;
- (b) must be communicated or made available to land owners, visitors and other affected persons within the core astronomy advantage area; 45
- (c) may include prohibitions or restrictions on persons entering, residing or passing through such area who have in their possession any specified device, equipment or instrument which may cause light pollution, radio frequency interference or have other detrimental impacts on astronomy and related scientific endeavours, or astronomy advantage in the area unless the source or device has been turned off and, when in such state, is incapable of causing any form of radio frequency interference or light pollution; 50
- (d) bind all persons in the area, including visitors; and

- (e) may, as a condition for entry to the area, provide for the imposition of fines for breaches of the rules as may be determined by the Minister.

#### Co-management of core or central astronomy advantage area

18. (1) The management authority of a core or central astronomy advantage area may enter into an agreement with an organ of state, a local community, an individual or other party for the-
- 5
- (a) co-management of the area by the parties; or
- (b) regulation of human activities that affect astronomy and related scientific endeavours, or astronomy advantage in the area.
- (2) A co-management agreement may provide for-
- 10
- (a) occupation of the area or portions thereof;
- (b) prohibitions or restrictions on the use of any interference source, mobile radio frequency interference source or short range device or any other device, equipment or instrument which may cause light pollution, radio frequency interference or have other detrimental impacts on astronomy and related scientific endeavours, or astronomy advantage in the area;
- 15
- (c) prohibitions or restrictions on activities which may cause light pollution, radio frequency interference or have other detrimental impacts on astronomy and related scientific endeavours, or astronomy advantage in the area;
- (d) access to the area and procedures for the admittance of visitors to the area;
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- (e) financial and other support to ensure effective administration and implementation of the co-management agreement; and
- (j) any other relevant matter.
- (3) A co-management agreement must be consistent with this Act and should not divest the management authority of ultimate responsibility for the proper management of the area concerned.
- 25
- (4) The management authority may cancel a co-management agreement after giving reasonable notice to the parties if the-
- (a) co-management agreement is not effective or is inhibiting the attainment of any of the management objectives of the astronomy advantage area; or
- 30
- (b) other party to the agreement remains in breach of any obligation or undertaking made in the co-management agreement after having been given a reasonable opportunity to rectify the breach.
- (5) The terms of any co-management agreement entered into in terms of subsection (1) between the management authority and the owner of private land are binding on the successors-in-title of such owner.
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- (6) The terms of any co-management agreement may be recorded in a notarial deed and registered against the title deeds of the property.
- (7) The management authority is liable for the costs of the notarial deed and the registration of the title deed.
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#### Termination of mandate to manage an astronomy advantage area

19. (1) If the management authority of an astronomy advantage area is not properly performing its duties in terms of the management plan for the area, or is underperforming with regard to the management of the area, the Minister, must-
- 45
- (a) notify the management authority in writing of the failure to perform its duties or of the underperformance; and
- (b) direct the management authority to take corrective steps set out in the notice within a specified time.
- (2) If the management authority fails to take the required steps, the Minister may-
- 50
- (a) terminate that management authority's mandate to manage the area; and
- (b) assign a public entity or organ of state as the management authority of the area.

## Part 2

*Restrictions within core and central astronomy advantage areas*

## Restrictions in core astronomy advantage areas

20. (1) No person may, without the written permission of the management authority-
- (a) enter any core astronomy advantage area; 5
  - (b) reside in a core astronomy advantage area;
  - (c) have in their possession, within a core astronomy advantage area designated by the Minister in terms of section 7(1)(c) or 9(1)(c) for radio astronomy, any interference source, mobile radio frequency interference source or short range device, unless the source or device has been turned off and, when in that state, is incapable of causing any form of radio frequency interference; and 10
  - (d) perform any other activity in a core astronomy advantage area that might be harmful to astronomy and related scientific endeavours or to the preservation of the area's astronomical advantage. 10
- (2) Subsection (1) does not apply to-
- (a) an official of the Department, the NRF or another organ of state designated by the Minister in writing to monitor any scientific observation, experiment or research activity conducted in the area; 15
  - (b) any police, customs or excise officer entering the area in the performance of official duties; or 20
  - (c) any other person acting in response to an emergency;
  - (d) the owner or lawful occupier of any private land within any core astronomy advantage area who may- 20
    - (i) enter and reside on such private land; and
    - (ii) in accordance with the provisions of any co-management agreement entered into between the owner or lawful occupier and the management authority, conduct any other activities listed in subsection (1) on such private land. 25
- (3) Any person listed in subsection (2)(a), (b) or (c) who enters any core astronomy advantage area must report this fact to the management authority before entering the core or central astronomy advantage area or as soon as possible following entry. 30
- (4) The written permission granted by the management authority in terms of subsection (1) may include conditions which must be adhered to by the holder of such permit to mitigate any harmful impact the holder may have on astronomy and related scientific endeavours or to the preservation of the area's astronomical advantage. 35

## Protection of certain astronomy advantage areas from aircraft over-flight

- 21.(1) A core and central astronomy advantage area includes the airspace above the area to a level of 18500 metres above the highest point in the area, or such greater height as the Minister may declare. 40
- (2) The Minister may by notice in the *Gazette* prohibit or restrict the over-flight by any aircraft of any core or central astronomy advantage area or impose conditions on any such over-flight. 40
- (3) Subsection (2) does not apply-
- (a) in an emergency; or
  - (b) to a person acting on the instructions of the management authority. 45
- (4) Any person, who, pursuant to subsection (3) enters the airspace of any core or central astronomy advantage area in respect of which a notice has been published in terms of subsection (2) must report this fact to the management authority before entering the core or central astronomy advantage area or as soon as possible following entry. 50
- (5) The Minister may, subject to subsection (6), prescribe further reasonable restrictions on over-flight of any core, central or coordinated astronomy advantage areas. 50
- (6) Before publishing a notice under subsection (2) or making a regulation under subsection (5) the Minister must-
- (a) obtain the concurrence of the minister responsible for transport and the minister responsible for national defence for the publication of the notice or the making of the regulation; 55
  - (b) conduct a public participation process in terms of section 42; and

- (c) subject to subsection (7), notify all persons listed in the permanent register of interested and affected parties for the relevant astronomy advantage area whose existing rights are likely to be directly affected by any such notice or regulation.
- (7) The notification contemplated in subsection (6)(c) must be in writing and must  
OO- 5
- (a) made prior to commencing the public participation process contemplated in subsection (6)(b);
- (b) sent by registered post or such other method as the relevant person may have agreed to; and 10
- (c) sent at the address given by such person or as indicated in the permanent register of interested and affected parties.
- (8) Following the publication of any notice or making of any regulation under subsections (2) and (5), the Civil Aviation Authority and Commissioner for Civil Aviation established and appointed in terms of the Aviation Act 1962 (Act No. 74 of 1962), and the South African Civil Aviation Authority Act, 1998 (Act No. 40 of 1998), respectively, must indicate the restrictions and prohibitions on all aeronautical maps prepared for the Republic. 15
- Protection of astronomy observations in radio frequency spectrum in core and central astronomy advantage areas 20
22. (1) Notwithstanding any other legislation or any rights that any person may have been granted in terms of any other legislation, the Minister has the sole authority within a core or central astronomy advantage area to protect the use of the radio frequency spectrum for astronomy observations.
- (2) Pursuant to the authority granted in subsection (1) and, after consultation with ICASA and the minister responsible for communications, the Minister may, by notice in the *Gazette*- 25
- (a) prohibit completely or restrict in any way the use of specific frequencies within the radio frequency spectrum or the radio frequency spectrum in general within a core or central astronomy advantage area; 30
- (b) require the conversion, within a reasonable time period, of analogue transmissions in the radio frequency spectrum within a core or central astronomy advantage area, to digital transmissions;
- (c) require any user of the radio frequency spectrum which transmits or broadcasts into a core or central astronomy advantage area to migrate onto a radio frequency or utilise alternative technology that more effectively protects radio astronomy observations; or 35
- (d) exempt from the provisions of such notice any person or organ of state who has entered into an agreement with the management authority of the core or central astronomy advantage area to mitigate their impact on the radio frequency spectrum within the relevant astronomy advantage area. 40
- (3) Before publishing a notice under subsection (2) the Minister must-
- (a) conduct a public participation process in terms of section 42; and
- (b) subject to subsection (4), notify all persons listed in the permanent register of interested and affected parties for the relevant astronomy advantage area whose existing rights are likely to be directly affected by any such notice. 45
- (4) The notification contemplated in subsection (3)(b) must be in writing and must be-
- (a) made prior to commencing the public participation process contemplated in subsection (3)(a); 50
- (b) sent by registered post or such other method as the relevant person may have agreed to; and
- (c) sent at the address given by such person or as indicated in the permanent register of interested and affected parties.
- (5) The Minister may in a notice published under subsection (2) differentiate between- 55
- (a) different areas or categories of areas;
- (b) different activities or categories of activities; or
- (c) persons or categories of persons.

*Part 3**Restrictions*

## Declared activities in core or central astronomy advantage area

23. (1) Notwithstanding any other national or provincial legislation or local by-law, the Minister may declare that no person may conduct any activity in any of the following categories, in a core or central astronomy advantage area, or may direct that such activities may only be conducted in a core or central astronomy advantage area in accordance with standards or conditions prescribed by the Minister: 5

- (a) Prospecting or mining activities;
- (b) the construction, expansion or operation of any fixed radio frequency interference source; 10
- (c) harmful industrial processes;
- (d) the construction and development of new business or residential areas or recreational facilities;
- (e) the construction or expansion of road or rail transportation networks or parts thereof; 15
- (f) the construction or expansion of any airfield or airport;
- (g) the operation, construction or expansion of facilities for the generation, transmission or distribution of electricity;
- (h) activities capable of causing light pollution, including the installation or operation of street lighting, outdoor security lights, laser promotional lights, self-lit billboards; 20
- (i) activities capable of causing radio frequency interference, including bringing into the area or operating any interference source, mobile radio frequency interference source or short range device; 25
- (j) activities capable of causing air pollution; and
- (k) any other activity which may detrimentally impact on astronomy and related scientific endeavours, or the astronomy advantage of any core or central astronomy advantage area.

(2) Following publication of a declaration under subsection (1), the Minister must review all declared activities which were lawfully conducted in any affected core or central astronomy advantage area immediately before a declaration in terms of subsection (1) was published. 30

(3) The Minister may, in relation to the activities contemplated in subsections (1) and (2)- 35

- (a) require that any activity cease, subject to the payment of compensation, if required by section 25 of the Constitution; or
- (b) prescribe conditions under which any activity may continue in order to reduce or eliminate the impact of the activity on astronomy and related scientific endeavours, or astronomy advantage in the relevant area. 40

(4) Before setting a requirement or prescribing a condition under subsection (3) the Minister must-

- (a) conduct a public participation process in terms of section 42; and
- (b) subject to subsection (5), notify all persons listed in the permanent register of interested and affected parties for the relevant astronomy advantage area whose existing rights are likely to be directly affected by any such requirement or condition. 45

(5) The notification contemplated in subsection (4)(b) must be in writing and must be-

- (a) made prior to commencing the public participation process contemplated in subsection (4)(a); 50
- (b) sent by registered post or such other method as the relevant person may have agreed to; and
- (c) sent at the address given by such person or as indicated in the permanent register of interested and affected parties. 55

(6) A declaration and directive made under subsection (1) may-

- (a) be made in respect of core and central astronomy advantage areas generally;
- (b) distinguish between core and central astronomy advantage areas designated in respect of astronomy and related scientific endeavours including; or

- (c) be made in respect of a specific core or central astronomy advantage area or specified core or central astronomy advantage areas.

Identification of activities in co-ordinated astronomy advantage area which may have detrimental effect on astronomy

24. (1) The Minister may declare identified activities which, if undertaken in a coordinated astronomy advantage area may have a detrimental effect on astronomy and related scientific endeavours within any astronomy advantage area. 5
- (2) Activities which are declared under subsection (1) may include any activity in any of the following categories- 10
- (a) the construction, expansion or operation of any fixed radio frequency interference source; 10
  - (b) activities capable of causing light pollution, including the installation or operation of street lighting, outdoor security lights, laser promotional lights, self-lit billboards; and
  - (c) other activities capable of causing radio frequency interference. 15
- (3) The Minister may only declare an identified activity in terms of subsection (1) after consultation with the minister responsible for the execution, approval or control of such activity.
- (4) Before making a declaration under subsection (1) the Minister must- 20
- (a) conduct a public participation process in terms of section 42; and
  - (b) subject to subsection (5), notify all persons listed in the permanent register of interested and affected parties for the relevant astronomy advantage area whose existing rights are likely to be directly affected by any such notice.
- (5) The notification contemplated in subsection (4)(b) must be in writing and must be— 25
- (a) made prior to commencing the public participation process contemplated in subsection (4)(a);
  - (b) sent by registered post or such other method as the relevant person may have agreed to; and
  - (c) sent at the address given by such person or as indicated in the register of permanent interested and affected parties. 30
- (6) A declaration made under subsection (1) may- 35
- (a) be made in respect of coordinated astronomy advantage areas generally;
  - (b) distinguish between coordinated astronomy advantage areas designated for radio or optical astronomy or a combination of these; or
  - (c) be made in respect of a specific coordinated astronomy advantage area or specified coordinated astronomy advantage areas.

Authorisation to undertake identified activities

25. (1) The Minister may prescribe standards or conditions regarding the manner in which an identified activity may be undertaken in an astronomy advantage area so as not to cause a detrimental impact on astronomy or related scientific endeavours. 40
- (2) No person may undertake an identified activity or cause such an activity to be undertaken except- 45
- (a) in accordance with any prescribed conditions or standards set under subsection (1);
  - (b) by virtue of a written exemption issued in terms of subsection (4)(b);
  - (c) by virtue of a deemed exemption contemplated in subsection (7); or
  - (d) by virtue of a written authorisation granted by the relevant competent authority in terms of subsection (8).
- (3) Any person who intends to undertake an identified activity other than in accordance with any standards or conditions prescribed in terms of subsection (1) must, prior to commencing such an activity, notify the relevant competent authority and furnish it with details regarding the location, nature and extent of the proposed activity. 50
- (4) The competent authority must, within 60 days of receipt of a notification in terms of subsection (3)- 55
- (a) if there is reason to believe that the astronomy advantage of any core astronomy advantage area or the operation of any astronomy device will be adversely affected by the undertaking of such identified activity, in writing

notify the person who intends to undertake the identified activity to submit an impact assessment report; or

- (b) issue an exemption to the person concerned from the condition or standard contemplated in subsection (2)(a), provided that any such exemption may be issued subject to such terms and conditions as the competent authority may determine. 5

(5) A report contemplated in subsection (4)(a) must be compiled by a person approved by the competent authority at the expense of the person who intends to undertake the identified activity.

(6) The competent authority must specify the information to be provided in a report required in terms of subsection (4)(a), provided that any such report must include-

- (a) the proposed alternatives to the identified activity if it is likely to -  
 (i) cause light pollution in any core astronomy advantage area designated for optical astronomy;  
 (ii) cause radio frequency interference in any core astronomy advantage area designated for radio astronomy; 15  
 (iii) interfere with the operation of any astronomy device; or  
 (iv) cause any other relevant detrimental impact on astronomy in any core astronomy advantage area; and

- (b) plans for mitigation of any such adverse impacts on the relevant core astronomy advantage area or the operation of the relevant astronomy device during and after the completion of the identified activity. 20

(7) (a) If the competent authority fails to act within the period and in the manner specified in subsection (4) the person who made the notification must resubmit the notification. 25

(b) If the competent authority once again fails to respond to the notification within the period and in the manner specified in subsection (4) the competent authority is regarded as having issued an exemption in terms of subsection (4)(b).

(8) Upon receipt of the report contemplated in subsection (4)(a) and any additional, explanatory information required by the competent authority, the competent authority may refuse or grant the authorisation for the proposed identified activity or an alternative proposed activity on such conditions, if any, as it may consider necessary. 30

(9) Before refusing any authorisation, the competent authority must consult with the applicant in an effort to reach an agreement on the manner in which any adverse impact on the relevant core astronomy advantage area or the operation of the relevant astronomy device may be avoided. 35

(10) (a) If a condition imposed under subsections (4)(b) or (8) is not being complied with, the Minister or any competent authority must in writing notify the person concerned of the non-compliance and direct that person to comply.

(b) If the person concerned fails to comply with the condition within 30 days after having received the direction contemplated in paragraph (a), the Minister or any competent authority may withdraw the exemption or authorisation. 40

(11) Authorisations or permits obtained under any other law for the commencement or continuation of an identified activity do not absolve the holder of such authorisation or permit from obtaining an exemption or authorisation contemplated in subsection (2). 45

#### Competent Authority

26. (1) When making a declaration under section 24, the Minister may identify the competent authority responsible for granting authorisations in respect of the activities concerned.

(2) The Minister may designate any management authority, municipality or organ of state to be a competent authority for the purposes of subsection (1). 50

#### Review of identified activities which impact on astronomy

27. (1) The Minister may declare his or her intention to review any specified identified activities which were lawfully conducted immediately before a declaration in terms of sections 23(1) of this Act was published. 55

(2) Following the review contemplated in subsection (1), and subject to subsection (3), the Minister may prescribe conditions under which specified identified activities may continue in order to reduce or eliminate the impact of those activities on existing or proposed astronomy in the relevant area or on the astronomy advantage of the area.

- (3) Before prescribing any conditions under subsection (2) the Minister must-
  - (a) conduct a public participation process in terms of section 42; and
  - (b) subject to subsection (4), notify all persons listed in the permanent register of interested and affected parties for the relevant astronomy advantage area whose existing rights are likely to be directly affected by any such notice. 5
- (4) The notification contemplated in subsection (3)(b) must be in writing and must be-
  - (a) made prior to commencing the public participation process contemplated in subsection (3)(a);
  - (b) sent by registered post or such other method as the relevant person may have agreed to; and 10
  - (c) sent at the address given by such person or as indicated in the register of permanent interested and affected parties.

CHAPTER 4

GENERAL MEASURES TO PROMOTE ASTRONOMY 15

Astronomy and astronomy devices

- 28. (1) The Minister may declare any existing or proposed scientific endeavour to be astronomy and related scientific endeavours for the purposes of this Act.
- (2) The Minister may, after consultation with ICASA and the Minister responsible for communications, declare any existing or proposed stand-alone or inter-connected device, apparatus, equipment or instrument, whether located within or, outside the Republic and which is used directly or indirectly for astronomy and related scientific endeavours, to be an astronomy device for the purposes of this Act. 20
- (3) In making such a declaration the Minister must-
  - (a) specify whether an astronomy device is used for radio or optical astronomy or astronomy and related scientific endeavours; and 25
  - (b) designate a public entity or organ of state as an astronomy device management authority, who has the authority for the operation, development, maintenance and management of the astronomy device.
- (4) The Electronic Communications Act does not apply to-
  - (a) any astronomy device; 30
  - (b) any device management authority designated in respect of any astronomy device; and
  - (c) any person to whom authority in respect of an astronomy device has been delegated by the device management authority. 35

Entry upon and construction of lines across land and waterways

- 29. (1) The management authority of an astronomy device may, for the purpose of performing its functions-
  - (a) enter upon any land, including any street, road, footpath or land reserved for public purposes, any railway and any waterway of the Republic; 40
  - (b) construct and maintain an astronomy device upon, under, over, along or across any land, including any street, road, footpath or land reserved for public purposes, any railway and any waterway of the Republic; and
  - (c) alter or remove its astronomy device, and may for that purpose attach wires, stays or any other kind of support to any building or other structure. 45
- (2) In taking any action in terms of subsection (1), due regard must be had to the environmental laws of the Republic.

Pipes under streets

- 30. (1) An astronomy device management authority may, after providing 30 days prior written notice to the local authority or person owning or responsible for the care and maintenance of any street, road or footpath-
  - (a) construct and maintain in the manner specified in that notice any pipes, tunnels or tubes required for an astronomy device under any such street, road or footpath; 50

(b) alter or remove any pipes, tunnels or tubes required for an astronomy device under any such street, road or footpath and may for such purposes break or open up any street, road or footpath; and

(c) alter the position of any pipe, not being a sewer drain or main, for the supply of water, gas or electricity.

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(2) The local authority or person to whom any such pipe belongs or by whom it is used is entitled, at all times while any work in connection with the alteration in the position of that pipe is in progress, to supervise that work.

(3) The astronomy device management authority must pay all reasonable expenses incurred by any such local authority or person in connection with any alteration or removal under this section or any supervision of work relating to such alteration.

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#### Removal of astronomy device

31. (1) If an astronomy device management authority finds it necessary to move any facility, pipe, tunnel or tube associated with an astronomy device constructed upon, in, over, along, across or under any land, railway, street, road, footpath or waterway, owing to any alteration of alignment or level or any other work on the part of any local authority or person, the cost of the alteration or removal must be borne by an astronomy device management authority.

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(2) (a) Where any astronomy device passes over any private property or interferes with any building about to be erected on that property, the astronomy device management authority must, on receiving satisfactory proof that the device prevents or is likely to prevent the proper use of the property, at its own cost, deviate or alter the positioning of the astronomy device in such manner as to remove all obstacles.

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(b) The owner of the property must, in writing, give notice that any such deviation or alteration is required, to the astronomy device management authority, not less than 28 days before the alteration or deviation is to be effected.

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(3) Where a dispute arises between any owner of private property and an astronomy device management authority in respect of any decision made by an astronomy device management authority, such dispute must be referred to the Minister for a decision.

#### Fences

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32. (1) If any fence erected or to be erected on land over which an astronomy device, or associated pipe, tunnel or tube is constructed or is to be constructed by an astronomy device management authority, renders or would render entry to that land impossible or inconvenient, the astronomy device management authority may at its own expense-

(a) erect and maintain gates in that fence; and

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(b) provide duplicate keys for such gates, one set of which must be handed to the owner or occupier of the land.

(2) Any person intending to erect any such fence must give the astronomy device management authority notice in writing of not less than six weeks of his or her intention to erect such fence.

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#### Trees obstructing astronomy devices

33. (1) Any tree or vegetation which-

(a) obstructs or interferes; or

(b) is likely to obstruct or interfere, with the working or maintenance of any of the astronomy device, or associated pipes, tunnels or tubes, whether growing upon-

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(i) State-owned land;

(ii) any roadside; or

(iii) private land,

must, after reasonable notice to the owner or occupier of the land, be cut down or trimmed by the authority responsible for the care and the management of such State-owned land, road or private land, in accordance with its requirements or by the owner or occupier of such private land, as the case may be, at the expense of the astronomy device management authority,

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(2) In the event of failure to comply with a notice referred to in subsection (1)(b), the astronomy device management authority may cause the said tree or vegetation to be cut down or trimmed if it may consider necessary.

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(3) In taking any action in terms of subsection (1) or (2), due regard must be had to the environmental law of the Republic.

Height or depth of astronomy devices

34. (1) If the owner of any private land proves to the satisfaction of an astronomy device management authority that he or she is obstructed in the free use of his or her land because any astronomy device or associated pipe, tunnel or tube constructed by the astronomy device management authority, the astronomy device management authority may, take such steps as it may consider necessary to give relief to that owner. 5

(2) In taking any action in terms of this section, due regard must be had to the environmental laws of the Republic. 10

Railways and certain electrical works

35. (1) Any person who constructs, equips or carries on any railway or any works for the supply of light, heat or power by means of electricity, in an astronomy advantage area or area through which an astronomy device runs must, in addition to any other requirement imposed in terms of this Act- 15

- (a) conform to the requirements of an astronomy device management authority for the prevention of damage to an astronomy device by such construction;
- (b) before commencing the construction of any such railway or works, give 30 days prior written notice to any relevant astronomy device management authority of his or her intention to commence the construction; and 20
- (c) before commencing the construction of any such railway or works, furnish the astronomy device management authority with-
  - (i) a plan of the proposed railway or works;
  - (ii) particulars showing the manner and position in which the railway or works are intended to be constructed, executed and carried on; and 25
  - (iii) such further information related to the proposed railway or works as the astronomy device management authority may require.

(2) The astronomy device management authority must give reasonable notice of the requirements contained in this Act to the person concerned if- 30

- (a) it appears to the astronomy device management authority that the construction, equipment or operation of any such railway or works is likely to damage its astronomy device; or
- (b) any such astronomy device is damaged by the construction, equipment or operation of any such railway or works.

(3) Any person who, after receiving the notice referred to in subsection (2), proceeds with or causes to be proceeded with any such construction or operation or uses the equipment in contravention of the said requirements, may be liable to the astronomy device management authority for damages sustained by the astronomy device management authority as a result of a contravention of subsection (1). 35

International agreements regarding astronomy and related scientific endeavours 40

36. (1) The Minister may enter into any agreement with any country in which part of an astronomy device declared under section 28(2) is located, to-

- (a) manage and coordinate the operation of any astronomy device;
- (b) coordinate and advance the preservation of astronomy advantage within such country; 45
- (c) coordinate, promote and advance astronomy and related scientific endeavours on a regional basis; or
- (d) advance any other objective of this Act.

National Standards for control of activities which may be detrimental to astronomy

37. (1) The Minister may, in relation to actions which may detrimentally impact on astronomy and related scientific endeavours, prescribe national standards or measures for the control or minimisation of- 50

- (a) light pollution;
- (b) radio frequency interference; or
- (c) any other activity. 55

- (2) The Minister may by notice in the *Gazette* incorporate into law any standard set by the Council for the South African Bureau of Standards in terms of section 16 of the Standards Act, 1993 (Act No. 29 of 1993), dealing with any matter related to the elimination, prevention or mitigation of light pollution or radio frequency interference without stating the text thereof, by mere reference to the number, title and year of issue of that standard or to any other particulars by which that standard is sufficiently identified. 5
- (3) The national standards and measures which may be prescribed in terms of subsection (1) in respect of light pollution may include measures regarding-
- (a) shielding of light by physical barriers; 10
  - (b) mounting height limits;
  - (c) maximum lumen or wattage limits;
  - (d) curfews requiring light users to extinguish lights after a certain time at night;
  - (e) the prohibition of or restrictions on the sale or use of certain types of light fixtures; 15
  - (f) the use of Low Pressure Sodium lighting or other types of low impact lighting;
  - (g) the type of lighting that is permissible on billboards; and
  - (h) the imposition of permitting and inspection requirements.
- (4) Before publishing any standards in terms of subsection (1), the Minister must conduct a public participation process in accordance with section 42. 20
- (5) The Minister may declare that any national standards or measures prescribed in terms of subsection (1) apply-
- (a) generally throughout the Republic, a province, or a municipality as the case may be, or only in a specified area or category of areas;
  - (b) generally, to all persons or only a specified category of persons; 25
  - (c) within one or more astronomy advantage areas declared in terms of this Act; or
  - (d) to specific activities wherever undertaken within the Republic.

## CHAPTERS

### ACQUISITION OF RIGHTS IN OR TO LAND 30

#### Acquisition of private land by State

38. The Minister, acting with the concurrence of the Minister responsible for public works may acquire land or property, or any right in or to land or property, which has been or is proposed to be declared as or included in any astronomy advantage area, by-
- (a) purchasing the land, property or right; 35
  - (b) exchanging the land, property or right for other land, property or rights; or
  - (c) expropriating the land, property or right in accordance with the Expropriation Act, 1975 (Act No. 63 of 1975), subject to section 25 of the Constitution, if no agreement is reached with the owner or the holder of the right.

#### Cancellation of servitude on, or privately held right in or to, State land 40

39. (1) The Minister, acting with the concurrence of the minister responsible for public works, may take any steps necessary to cancel a servitude on State land, or a privately held right in or to State land, which has been or is proposed to be declared as or included in any astronomy advantage area.
- (2) If the Minister fails to reach an agreement with the owner of the property in whose favour the servitude is registered or with the person holding the right, the Minister may expropriate the servitude in accordance with the Expropriation Act, 1975 (Act No. 63 of 1975), subject to section 25 of the Constitution, 45

#### Financing

40. The Minister may finance the acquisition of private land or property or a right in or to private land or property in terms of section 38 or 39 of this Act, or the cancellation of a servitude on, or a privately held right in or to, state land in terms of section 38 or 39, from money appropriated for this purpose by Parliament. 50

## CHAPTER 6

## CONSULTATION AND PUBLIC PARTICIPATION

## Consultation by Minister

41. Subject to section 42 of this Act, before issuing a notice under sections 7(1), 9(1) and 11(1) of this Act, the Minister may follow such consultative process as may be appropriate in the circumstances, but the Minister must consult- 5

- (a) all organs of state affected by the proposed notice; and
- (b) (i) the relevant Ministers; 10
- (ii) the MEC for local government, transport and economic affairs of the province concerned; and
- (iii) the municipality in which the area concerned is situated, which consultation must include a discussion of the implications of the proposed notice on the Integrated Development Plan of the municipality.

## Public participation 15

42. (1) (a) Where the Minister is required by this Act or where the Minister elects to conduct a public participation process prior to taking any action or publishing any notice, the Minister must publish notice of his or her intended action or notice in the *Gazette* and in at least two national newspapers distributed in the area in which the relevant proposed or existing astronomy advantage area is situated or where the effect of the action will be felt. 20

(b) Paragraph (a) also applies where the Minister intends taking any action or publishing any notice which would affect the rights or legitimate expectations of any person.

(2) The notice contemplated in subsection (1) must- 25

- (a) invite interested or affected parties to submit to the Minister written representations on or objections to the proposed action or notice within 60 days from the date of publication in the *Gazette*;
- (b) contain sufficient information to enable interested or affected parties to submit meaningful representations or objections; and 30
- (c) include a clear indication of the area or activity that will be affected.

(3) The Minister may in appropriate circumstances allow any interested or affected parties to present oral representations or objections to the Minister, or to a person designated by the Minister.

(4) The Minister may combine any two or more public participation processes which must be conducted in terms of this Act and hold one consolidated process, provided any notice published in terms of subsection (1) clearly states the contemplated notices or actions in respect of which the consolidated process is conducted. 35

(5) (a) The Minister must give due consideration to all representations or objections received or presented before taking the relevant action or publishing the relevant notice. 40

(b) The Minister must, within 60 days, notify all those who made written or oral representations of his or her decision and provide reasons for the decision should any interested or affected party request this.

(6) (a) If an interested or affected party believes the action proposed by the Minister will result in an expropriation of property or a right in property held by that party, that party may make a written request to the Minister to act in terms of section 38. 45

(b) Such a request must be accompanied by such supporting information as is necessary for the Minister to consider the request.

(7) (a) The Minister must consider the request contemplated in subsection (6) and must decide whether or not to proceed to acquire the property in terms of section 38. 50

(b) The Minister must, within 60 days of receipt of the request, notify the person making the request in writing of his or her decision and provide reasons for the decision.

## Affected organs of state, communities and beneficiaries

43. If it is proposed to make a declaration in terms of sections 7(1) or 9(1) in respect of an area that consists of or includes land- 55

- (a) owned by the State, the Minister may make that declaration only after consultation with the Minister responsible for Public Enterprises and the Minister responsible for the administration of that land, if that land is administered by the national executive; or after consultation with the provincial executive, if that land is administered by that provincial executive; 5  
or
- (b) which is held in trust by the State or an organ of state for a community or other beneficiary, the Minister may declare that area only after consultation with the trustee and the community involved.

## CHAPTER 7

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## ADMINISTRATION OF ACT

## Power to issue compliance notices

44. (1) A management authority may, within its mandate in terms of section 15(2), issue a compliance notice in the prescribed form and following a prescribed procedure if there are reasonable grounds for believing that a person has not complied with a – 15
- (a) provision of this Act for which that management authority has been designated in terms of section 15(2); or
- (b) term or condition of a permit, authorisation or other instrument issued in terms of this Act.
- (2) A compliance notice must set out – 20
- (a) details of the conduct constituting non-compliance;
- (b) any steps the person must take and the period within which those steps must be taken, including removal of any building or structure constructed without authorisation;
- (c) any thing which the person may not do, and the period during which the person may not do; and 25
- (d) the procedure to be followed in lodging an objection to the compliance notice with the Minister.
- (3) A management authority may, on good cause shown, vary a compliance notice and extend the period within which the person must comply with the notice. 30
- (4) A person who receives a compliance notice must comply with that notice within the time period stated in the notice unless the Minister has agreed to suspend the operation of the compliance notice in terms of subsection (5).
- (5) A person who receives a compliance notice and who wishes to lodge an objection may make representations to the Minister to suspend the operation of the compliance notice pending finalisation of the objection. 35

## Objections to compliance notice

45. (1) Any person who receives a compliance notice contemplated in section 44 may object to the notice by making representations, in writing, to the Minister within 30 days of receipt of the notice, or within such longer period as the Minister may determine, 40
- (2) After considering any representations made in terms of subsection (1) and any other relevant information, the Minister –
- (a) may confirm, modify or cancel a notice or any part of a notice; and
- (b) must specify the period within which the person who received the notice must comply with any part of the notice that is confirmed or modified. 45

## Failure to comply with compliance notice

46. (1) A person who fails to comply with a compliance notice contemplated in section 44 commits an offence.
- (2) If a person fails to comply with a compliance notice, the management authority must report the non-compliance to the Minister and the Minister may – 50
- (a) revoke or vary the relevant permit, authorisation or other instrument which is the subject of the compliance notice;
- (b) take any necessary steps and recover the costs of doing so from the person who failed to comply; and
- (c) report the matter to the Director of Public Prosecutions. 55

## Powers and Functions of NRF

47. (1) In addition to any powers and functions that the NRF may be given under this Act or any other legislation, for the purposes of promoting astronomy, preserving the Republic of South Africa's astronomy advantage and achieving the other related objectives of this Act, the NRF-
- (a) must monitor and report regularly to the Minister on-
    - (i) the status of all areas declared in terms of this Act;
    - (ii) general encroachments into the Republic's astronomy advantage from light pollution, radio frequency interference and related matters;
    - (iii) devices which require designation or protection in terms of section 28;
    - (iv) areas that require protection in terms of sections 5, 7, 9 and 11 to preserve, protect or promote the Republic's astronomy advantage; and
    - (v) activities which should be declared or identified in terms of sections 24 and 25 to preserve, protect or promote the Republic's astronomy advantage.
  - (b) may develop strategies, alone or after consultation with academic and technical institutions and the relevant skills development agencies, for the enhancement of the skills, capabilities and expertise of those interested in and engaged in astronomy and related scientific endeavours in Southern Africa and to encourage and facilitate the participation of the previously disadvantaged group in astronomy and related scientific endeavours;
  - (c) may advise the Minister on any other matter in respect of which the Minister is empowered to act in terms of this Act and any other matter related to astronomy and the preservation of the Republic's astronomy advantage;
  - (d) may act as an advisory and consultative body on matters relating to astronomy and the Republic's astronomy advantage to organs of state and other stakeholders;
  - (e) must coordinate and promote the advancement of astronomy and related scientific endeavours;
  - (f) may undertake and promote research on astronomy, the preservation of the Republic's astronomy advantage and encroachments into any aspect of the Republic's astronomy advantage and related matters;
  - (g) on the Minister's request, must assist him or her in the performance of the duties and the exercise of the powers granted to the Minister in terms of this act; and
  - (h) must perform any other duties-
    - (i) assigned to it in terms of this Act; or
    - (ii) as may be prescribed by the Minister.
- (2) When the NRF gives advice in terms of subsection (1) on a scientific matter, it may consult any appropriate organ of state or other institution which has expertise in that matter,

## Delegation

48. (1) In addition to the delegations and assignments which the Minister is specifically authorised by this Act to make, the Minister may delegate any power or duty vested in him or her in terms of this Act excluding the power to declare areas referred to in sections 5, 7, 9 and 11 and the power to make regulations, to-
- (a) an officer of the Department;
  - (b) the holder of an office of any other national department, provincial administration or municipality after consultation with the relevant minister or MEC; or
  - (c) an official of the NRF.
- (2) A delegation contemplated in subsection (1)-
- (a) must be in writing;
  - (b) may be made subject to conditions;
  - (c) does not prevent the exercise of the power or duty by the Minister himself or herself; and
  - (d) may be withdrawn by the Minister.

## Register of Astronomy Advantage Areas

49. (1) The Minister must maintain a register called the Register of astronomy advantage areas.

(2) The Register must-

- (a) contain a list of all astronomy advantage areas; 5
- (b) indicate whether the astronomy advantage area was declared as an area for optical or radio astronomy or a combination of these; and
- (c) contain any other information determined by the Minister.

## Regulations by Minister

50. The Minister may make regulations that are not in conflict with this Act- 10

- (a) regarding any matter that may or must be prescribed in terms of this Act;
- (b) conferring additional powers or assigning additional duties to management authorities;
- (c) regulating- 15
  - (i) management and protection of astronomy advantage areas;
  - (ii) access to astronomy advantage areas;
  - (iii) scientific use of astronomy advantage areas;
  - (iv) activities that may be carried out in astronomy advantage areas;
  - (v) the use of the frequency spectrum in astronomy advantage areas; or
  - (vi) consultation activities which are required in terms of this Act; 20
- (d) prohibiting or restricting-
  - (i) activities that have an adverse effect on astronomy and related scientific endeavours;
  - (ii) the use of any interference source, mobile and portable radio frequency interference source or short range device or any other device, equipment or instrument which may cause light pollution, radio frequency interference or have other detrimental impacts on astronomy and related scientific endeavours, or astronomy advantage in an astronomy advantage area; 25
  - (iii) land uses in astronomy advantage areas that are harmful to the astronomical advantage; 30
- (e) providing for the establishment of advisory committees for astronomy advantage areas, the appointment of members and the functions of such committees;
- (f) setting norms and standards for the proper performance of any function contemplated in this Act, and the monitoring and enforcing of such norms and standards; and 35
- (g) requirements and procedures for the appointment of management authorities in terms of this Act, as well as the core competencies of such management authorities; 40
- (h) any other ancillary or administrative matter that it is necessary to prescribe for the proper implementation or administration of this Act.

## General

51. (1) Any regulation with material financial implications must be made with the concurrence of the Minister responsible for Finance. 45

(2) Before publishing any regulation contemplated in subsection (1), the Minister must publish the draft regulations in the *Gazette* for public comment.

(3) Any notice published by the Minister pursuant to this Act and any regulations made under section 51 may-

- (a) restrict or prohibit any act either absolutely or conditionally; 50
- (b) apply-
  - (i) generally throughout the Republic or a province, as the case may be, or only in a specified area or category of areas;
  - (ii) generally to all persons or only a specified category of persons;
- (c) differentiate between- 55
  - (i) different areas or categories of areas; or
  - (ii) persons or categories of persons.

(4) Regulations made under section 51 may provide that any person who contravenes or fails to comply with a provision thereof is guilty of an offence and liable on conviction to a fine not exceeding R1 000 000 or to imprisonment for a period not exceeding five years or to both a fine and such imprisonment,

## CHAPTERS

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## OFFENCES AND PENALTIES

## General offences and penalties

52. (1) A person is guilty of an offence if that person-
- (a) contravenes or fails to comply with section 20(1);
  - (b) undertakes a declared activity in contravention of a notice published by the Minister in terms of section 23(1) or a decision taken in terms of section 23(3);
  - (c) contravenes or fails to comply with a condition prescribed in terms of section 27(2);
  - (d) contravenes or fails to comply with a national standard or measure prescribed in terms of section 37(1) or any condition prescribed in terms of section 27(2) or any standard incorporated into law in terms of section 37(2);
  - (e) contravenes any condition imposed in any authorisation or exemption issued in terms of this Act or prescribed in terms of this Act;
  - (f) hinders or interferes with a management authority or an official, member or staff member of a management authority in the performance of official duties; or
  - (g) knowingly supplies false information as part of any public participation process conducted in terms of section 42, or in any report submitted in terms of section 25(4)(a); or
  - (h) falsely professes to be an official, member or staff member of a management authority, or the interpreter or assistant of such an officer.

(2) A person convicted of an offence in terms of subsections (1) or (2) is liable on conviction to a fine not exceeding R1 000 000 or to imprisonment for a period not exceeding five years or to both a fine and such imprisonment.

## CHAPTER 9

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## MISCELLANEOUS

## Co-operative governance

53. Any dispute in respect of the Minister's decision not to approve the municipal tax must-
- (a) be dealt with in accordance with the principles of co-operative governance and intergovernmental relations referred to in section 41(1) of the Constitution of the Republic of South Africa, 1996; and
  - (b) if necessary, be settled in accordance with Chapter 4 of the Intergovernmental Relations Framework Act, 2005 (Act No. 13 of 2005).

## Short title and commencement

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54. This Act is called the Astronomy Geographic Advantage Act, 2007, and takes effect on a date determined by the President by proclamation in the *Gazette*.

## MEMORANDUM ON THE OBJECTS OF THE ASTRONOMY GEOGRAPHIC ADVANTAGE BILL, 2007

### 1. PURPOSE OF BILL

The Astronomy Geographic (AGA) Bill gives the Minister of Science and Technology the power to declare Astronomy Advantage Areas in order to ensure that large-scale and globally important astronomy facilities are protected from uncontrolled development and potential interferences to research activities in this field.

### 2. OBJECTS OF BILL

The Bill provide measures to advance astronomy and related scientific endeavours by:

- 2.1 developing the skills, capabilities and expertise of those engaged in astronomy and related scientific endeavours in Southern Africa;
- 2.2 advancing astronomy and related scientific endeavours in the Republic through the identification and protection of areas from which astronomy projects of national strategic importance can be undertaken;
- 2.3 providing of a framework for the establishment of a national system of astronomy advantage areas in the Republic, to ensure that the geographic areas in the Republic, which are highly suitable for astronomy and related scientific endeavours due to, for example, the high atmospheric transparency, the low levels of light pollution, low population density or minimal radio-frequency interference, are protected, preserved and properly maintained;
- 2.4 enhancing the geographic advantage which the Republic has in areas that are highly suitable for astronomy and related scientific endeavours through restrictions on activities which cause or could cause light pollution, radio frequency interference or interfere in any other way with astronomy and related scientific endeavours in those areas; and
- 2.5 providing for the declaration and management of astronomy advantage areas.

### 3. DEPARTMENTSIBODIESIPERSONS CONSULTED

- Air Traffic and Navigation Services
- Astronomy research community
- Civil Aviation Authority
- Department of Communications
- Department of Provincial and Local Government (DPLG)
- Independent Communications Authority for South Africa (ICASA)
- National Research Foundation (NRF) and the Innovation Fund
- Northern Cape Provincial Government
- Second National Operator
- Sentech
- Telkom
- Transtel

### 4. FINANCIAL IMPLICATIONS FOR STATE

The Department of Science and Technology has assigned a budget for the Astronomy Geographic Advantage Bill.

## 5. PARLIAMENTARY PROCEDURE

- 5.1 The State Law Advisers and the Department of Science and Technology are of the opinion that this Bill must be dealt with in accordance with the procedure established by section 75 of the Constitution since it contains no provision to which the procedure set out in section 74 or 76 of the Constitution applies.
- 5.2 The State Law Advisers are of the opinion that it is not necessary to refer this Bill to the National House of Traditional Leaders in terms of section 18(1)(a) of the Traditional Leadership and Governance Framework Act, 2003 (Act No. 41 of 2003), since it does not contain provisions pertaining to customary law or customs of traditional communities,

## NOTICE 632 OF 2007

## LABOUR RELATIONS ACT, 1995

## CANCELLATION OF REGISTRATION OF A TRADE UNION

I, Johannes Theodorus Crouse, Registrar of Labour Relations, hereby, in terms of section 106(28) give notice of my intention to cancel the registration of the National Meat Wholesale & United Workers Union (NAMWUWU) for the following reasons:

- The union is no longer functioning in terms of its constitution.
- The union has ceased to function as a genuine trade union.
- The union has failed to comply with the provisions of sections 98, 99 and 100 of the Labour Relations Act.
- Certain individuals are running the union for personal gain and to circumvent the provisions of the Act.

All interested parties are hereby invited to make written representations as to why the registration should not be cancelled. Only representations pertaining to this Notice and the following case number: 2007/24 will be considered.

Objections must be lodged with the Registrar of Labour Relations, c/o the Department of Labour, Laboria House, 215 Schoeman Street, PRETORIA.

(Postal address: Private Bag x 117, PRETORIA, 0001 - Fax No. (012) 309-4848, within 60 days of the date of this notice.



**REGISTRAR OF LABOUR RELATIONS**

## NOTICE 622 OF 2007

CO-OPERATIVES REMOVED FROM REGISTER: IKUSASALETHU KWA-MASHU CO-OPERATIVE LIMITED  
AND IKUSASA LAMAPHEPHETHE GENERAL CO-OPERATIVE LIMITED

Notice is hereby given that the name of the above-mentioned co-operatives were removed from the register on 18 May 2007 in terms of section 73 (c) of the Co-operatives Act, 2005.

Registrar of Co-operatives

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KENNISGEWING 622 VAN 2007

KOOPERASIES WAT VAN DIE REGISTER GESKRAP IS: IKUSASALETHU KWA-MASHU CO-OPERATIVE LIMITED  
EN IKUSASA LAMAPHEPHETHE GENERAL CO-OPERATIVE LIMITED

Hiermee word bekendgemaak die naam van bogenoemde kooperasies op 18 Mei 2007 ingevolge die bepalings van artikel 73 (c) van die Kooperasiewet, 2005, van die register geskrap is.

Registrateur van Kooperasies

(25 May 2007)/(25 Mei 2007)

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**NOTICE 624 OF 2007****CO-OPERATIVES TO BE STRUCK OFF THE REGISTER: IKHWEZI CO-OPERATIVE LIMITED**

Notice is hereby given that the name of the above-mentioned co-operative will, after the expiration of sixty (60) days from the date of this notice, be struck off the register in terms of the provisions of section 73 (1) of the Co-operatives Act, 2005, and the co-operative will be dissolved unless proof is furnished to the effect that the co-operative is carrying on business or is in operation.

Any objections to this procedure, which interested persons may wish to raise, must together with the reasons therefor, be lodged with this office before the expiration of the period of sixty (60) days.

Registrar of Co-operatives

Office of the Registrar of Co-operatives

Dti Campus

77 Meintjies Street

Private Bag X237

PRETORIA

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**KENNISGEWING 624 VAN 2007****KOOPERASIES VAN DIE REGISTER GESKRAP TE WORD: IKHWEZI CO-OPERATIVE LIMITED**

Hiermee word bekendgemaak dat die naam van bogenoemde kooperasie na verloop van sestig (60) dae met ingang vanaf die datum van hierdie kennisgewing van die register geskrap sal word ooreenkomstig die bepalings van artikel 73 (1) van die Kooperasiewet, 2005, en die kooperasie sal ontbind word tensy bewys gelewer word dat die kooperasie handel dryf of in werking is.

Enige besware wat belanghebbende persone teen hierdie prosedure wil inbring, moet met vermelding van redes voor verstryking van die tydperk van sestig (60) dae by hierdie kantoor ingedien word.

Registrateur van Kooperaeles

Kantoor van die Registrateur van Kooperasies

Dti Kampus

Meintjiesstraat 77

Privaatsak X237

PRETORIA

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(25 May 2007)/(25 Mei 2007)

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**NOTICE 633 OF 2007**

DEPARTMENT OF LABOUR

LABOUR RELATIONS ACT, 1995

**CHANGE OF NAME OF A BARGAINING COUNCIL**

I, Johannes Theodorus Crouse, Registrar of Labour Relations, hereby notify, in terms of section 109 (2) of the Labour Relations Act, 1995, that the Public Health and Welfare Sectoral Bargaining Council resolved to change its name. With effect from 18 May 2007, the Bargaining Council is registered as the Public Health and Social Development Sectoral Bargaining Council.

J. T. CROUSE

Registrar of Labour Relations

**KENNISGEWING 633 VAN 2007**

DEPARTMENT VAN ARBEID

WET OP ARBEIDSVERHOUDINGE, 1995

**VERANDERING VAN NAAM VAN 'N BEDINGINGSRAAD**

Ek, Johannes Theodorus Crouse, Registrateur van Arbeidsverhoudinge, maak hierby, ingevolge artikel 109 (2) van die Wet op Arbeidsverhoudinge, 1995, bekend dat die Public Health and Welfare Sectoral Bargaining Council besluit het om sy naam te verander. Met ingang van 18 Mei 2007, is die Bedingingsraad geregistreer as die Public Health and Social Development Sectoral Bargaining Council.

**J. T. CROUSE**

Registrateur van Arbeidsverhoudinge

(25 May 2007)/(25 Mei 2007)

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**NOTICE 634 OF 2007**

DEPARTMENT OF LABOUR

LABOUR RELATIONS ACT, 1995

**CANCELLATION OF REGISTRATION OF AN EMPLOYER'S ORGANISATION**

I, Johannes Theodorus Crouse, Registrar of Labour Relations, hereby, as required by section 109 (2) of the Act, give notice that I have in terms of section 106 (2A) cancelled the registration of Kaapse Landbouwerwante-Bedrywe Werkgewers-organisasie (LR 216/3/352), with effect from 17 May 2007.

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

**J. T. CROUSE**

Registrar of Labour Relations

(25 May 2007)

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