

		Portion 4				
		Portion 6	Ngaka Modiri Molema District	Jan Du Toit Familie Trust Diederik Johannes Robbertse Madelein Robbertse	T10972/2005 T107482/2006 T107483/2006	
		Portion 7	Ngaka Modiri Molema District	Sam Marope and Asnath Bafedile Marope	T50552/2008	
		Portion 8	Ngaka Modiri Molema District	Gert Dawid Cornelis Albertus Dippenaar	T39102/1994	
		Portion 9	Ngaka Modiri Molema District	Tlhabane Gabriel and Mmileng Elizabeth Tiro	T162119/2007	Standard Bank of South Africa Ltd B195956/2007
		Portion 10	Ngaka Modiri Molema District	Hat Prop Holdings Trust	T54519/2007	Standard Bank of South Africa Ltd B67718/2007

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

The Regional Land Claims Commissioner: Gauteng & North West Provinces  
Private Bag X 03  
**ARCADIA**  
0007

TEL: (012) 310 -6500  
FAX: (012) 324 -5812

**I S SEBOKA**  
**COMMISSION ON RESTITUTION OF LAND RIGHTS**  
**GAUTENG & NORTH WEST PROVINCES**

**NOTICE 865 OF 2010****AMENDMENT OF GAZETTE NOTICE 738 OF 2008 AS CONTAINED IN GOVERNMENT GAZETTE NUMBER 31130 IN RESPECT OF MODDERPOORT COMMUNITY LAND CLAIM.**

Notice is hereby given in terms of Section 11 A (4) of the Restitution of Land Rights Act, No, 22 of 1994 as amended, due to an error in the gazette notice 738 of 2008 dated 13<sup>th</sup> June 2008 as contained in Gazette Number 31130.

The above mentioned gazette notice is hereby amended to exclude property under claim mentioned below.

**Reference Number : KNR6/2/2/C/428/0/0/03**

**Claimant : Tseko Ishmael Motsetse**

**Property Description : Portion 0 of the Farm Gangers Cottage No. 501 situated in Mantsopa Local Municipality in the Motheo District Municipality in the Free State Province.**

**Title Deed Number : T25429/1908**

**Current Owner : Transnet Ltd**

**Extent of Property : 7923 SQM**

**Date Submitted : 29 December 1998**

The Regional Land Claims Commission for the Free State and Northern Cape on Restitution of Land Rights will further investigate the claims in terms of the provisions of the Act, as amended.

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

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

**Tel: (053) 807 5700**

**Fax: (053) 831 6501**



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**MR. S J HLONGWANE  
REGIONAL LAND CLAIMS COMMISSIONER FS & NC  
DATE: 16/08/2010**

**NOTICE 866 OF 2010****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 2010:

**Draft Science and Technology Laws Amendment Bill**

Written comments must be received not later than 01 October 2010 and must be addressed to:

**The Head: Legal Services**  
**Attention: Ms. Mapula Khuduga**  
Department of Science and Technology  
Private Bag X894  
PRETORIA  
0001

Building 53 Scientia Campus  
Meiring Naude Drive  
BRUMMERIA  
0184

Telephone: 012 843 6662  
Fax: 086 681 0020  
E-mail: [mapula.khuduga@dst.gov.za](mailto:mapula.khuduga@dst.gov.za)

REPUBLIC OF SOUTH AFRICA

**SCIENCE AND TECHNOLOGY LAWS  
AMENDMENT BILL**

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*(As introduced in the National Assembly (proposed section 75); explanatory summary of  
Bill published in Government Gazette No.     of     ) (The English text is the official  
text of the Bill)*  
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(MINISTER OF SCIENCE AND TECHNOLOGY)

**GENERAL EXPLANATORY NOTE:**

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

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

**BILL**

- To amend the Natural Scientific Professions Act, 2003, (Act No. 27 of 2003), so as to amend certain definitions; to correct certain references; to effect certain technical corrections; and to provide for matters connected therewith;
- to amend the National Research Foundation Act, 1998, (Act No. 23 of 1998), so as to amend certain definitions and insert certain new definitions; to correct certain references; to make provision for disqualification of members of the board; to effect certain technical corrections; and to provide for matters connected therewith ;
- to amend the Africa Institute of South Africa Act, 2001, (Act No. 68 2001), so as to amend certain definitions; to correct certain references; to effect certain technical corrections; and to provide for matters connected therewith;
- to amend the Academy of Science of South Africa Act , 2001, (Act No. 67 of 2001) so as to amend certain definitions and insert certain new definitions; to effect certain technical corrections; and to provide for matters connected therewith;
- to amend the Scientific Research Council Act, 1988 (Act No. 46 of 1988) so as to amend certain definitions and insert certain new definitions; to correct certain references; to effect certain technical corrections; to delete certain inappropriate or obsolete provisions; and to provide for matters connected therewith; and
- to amend the National Advisory Council on Innovation Act, 1997 (Act No. 55 of 1997) so as to amend certain definitions and insert certain new definition; to provide for the appointment of an independent chief executive officer; to effect certain technical corrections; and to provide for matters connected therewith.

BE IT ENACTED by the Parliament of the Republic of South Africa, as follows:-

**Amendment of section 1 of Act 27 of 2003**

1. Section 1 of the Natural Scientific Professions Act, 2003, is hereby amended:
  - (a) by the substitution for the definition of 'constitution' of the following definition:

"Constitution" means the Constitution of the Republic of South Africa, [1993 (Act No. 200 of 1993)] 1996 (Act No. 108 of 1996);
  - (b) by the substitution for the definition of 'Minister' of the following definition:

"Minister" means the Minister [of Arts, Culture,] responsible for Science and Technology."

**Amendment of Section 3 of Act 27 of 2003**

2. Section 3 of the Natural Scientific professions Act, 2003, is hereby amended-
  - a. by the addition of the following subparagraph to subsection 1:

"(iv) broadly represent the demographics of the Republic."
  - (b) by the substitution for paragraph (b) of subsection (1) of the following paragraph:

"not fewer than four and not more that six must be professional natural scientist or certified natural scientist who are in the service of the State, each nominated by his or her Director-General or chief executive officer of the organ of state concerned: Provided that at least one of the persons so nominated must be in the service of the Department and one in the service of the Department of Higher Education and Training; and"

**Amendment of Section 6 of Act 27 of 2003**

3. Section 6 of the Natural Scientific Professions Act, 2003, is hereby amended
  - (a) by the substitution for paragraph (c) of subsection (1) of the following paragraph:

- “(c) after the commencement of the Constitution of the Republic of South Africa, **[1993(Act No. 200 of 1993)] 1996 (Act No. 108 of 1996)**, has been convicted of an offence, whether in the Republic or elsewhere, and sentenced to imprisonment **[for a period exceeding three months, or to a] without an option of a fine [as alternative thereto]**”;
- (b) by the substitution for paragraph (b) of subsection (2) of the following paragraph:
- “(b) resigns by written notice addresses to the **[chief executive officer] Council**”;
- (c) by the substitution for paragraph (d) of subsection (2) of the following paragraph:
- “(d) has without leave of the Council, been absent from more than **[two] three** consecutive meetings of the Council”;
- (d) by the substitution for paragraph (e) of subsection (2) of the following paragraph:
- “(e) was appointed in terms of section 3 **(1)(a)** and is no longer a member of the body that nominated him or her”;
- (e) by the substitution for paragraph (f) of subsection (2) of the following paragraph:
- “(e) was appointed in terms of section 3 **(1)(b)** and ceases to be employed by the State”.

#### **Amendment of Section 20 of Act 27 of 2003**

4. Section 20 of the Natural Scientific Professions Act, 2003, is hereby amended by the substitution for subparagraph (i) of subsection (4)(a) of the following subparagraph:

“(i) if, after the commencement of the Constitution of the Republic of South Africa , **[1993 (Act no. 200 of 1993)] 1996 (Act No. 108 of 1996)**, the applicant has been convicted of an offence, either in the Republic or elsewhere, and sentenced to imprisonment **[for a period exceeding three months, or to a] without an option of a fine [as alternative thereto]**”;



**Amendment of section 1 of Act 23 of 1998 - Definitions**

1. Section 1 of the National Research Foundation Act, 1998, is hereby amended—
  - (a) by the deletion of the numbering preceding each definition;
  - (b) by the substitution for the definition of 'Minister' of the following definition:

"Minister" means the Minister **[of Arts, Culture,] responsible for** Science and Technology;"
  - (c) by the substitution for the definition of 'research institution' of the following definition:

'research institution' means any organisation practising research, as recognised by the Minister [Board,] with primary emphasis on institutions in the public higher education sector [tertiary education sector];
  - (d) by the substitution for the definition of science of the following definition:

'science' **[includes the natural sciences, engineering sciences, medical sciences, agricultural sciences, social sciences, and humanities];** includes any system of knowledge attained by verifiable means and the organised body of knowledge humans have gained by research;"
  - (e) by the substitution for the definition of regulation of the following definition:

"[regulation] 'regulations' means **[a regulation] regulations** made under this Act"
  - (f) by the substitution for the definition of 'this Act' of the following definition:

"'this Act' includes **[a regulation] regulations;**"

**Amendment of Section 6 of Act 23 of 1998**

2. Section 6 of the National Research Foundation Act, 1998, is hereby amended -

- (a) by the substitution for subparagraph (ii) of subsection (1)(a) of the following subparagraph:

“(ii) not fewer than nine and not more than eleven other members, appointed by the Minister; after consultation with the Minister responsible for [of] Higher Education and Training; and”.

- (b) by the substitution for paragraph (a) of subsection (4) of the following paragraph:

“(a) **[Tertiary education] higher education**.”

- (c) by the insertion of the following subsection after subsection (5):

“(5A) No member may serve more than two consecutive terms.”

- (d) by the addition of the following subsection after subsection (8)

“(9) A person may not be appointed as a member of the Board if that person-

- (a) is not a citizen or permanent resident of the Republic;
- (b) is an unrehabilitated insolvent;
- (c) has, after the commencement of the Constitution of the Republic of South Africa, 1996 (Act No. 108 of 1996), been convicted of an offence whether in the Republic or elsewhere, and sentenced to imprisonment without an option of a fine.”

#### **Repeal of Section 22 of Act 23 of 1998**

3. Section 22 of the National Research Foundation Act, 1998, is hereby repealed.

#### **Substitution of certain expression in Act 23 of 1998**

4. The National Research Foundation Act, 1998 is hereby amended by the substitution for the expression ‘president’, wherever it occurs in the Act, of the expression ‘chief executive officer’.

**Amendment of section 1 of Act 68 of 2001 – Definitions**

1. Section 1 of the Africa Institute of South Africa Act, 2001, is hereby amended –

(a) by the substitution for the definition of Department of the following paragraph:

“Department” means the Department of **[Arts, Culture,]** Science and Technology;”

(b) by the substitution for the definition of Minister of the following paragraph:

“Minister” means the Minister responsible for **[of Arts, Culture,]** Science and Technology;”

**Amendment of Section 8 of Act 68 of 2001**

2. Section 8 of the Africa Institute of South Africa Act, 2001, is hereby amended by the substitution for subsection (1) of the following subsection:

“(1) The Council must meet at least **[three times a year]** once a quarter, and meetings shall be held at such times and places as the chairperson may determine by notice in writing to the other members.”

**Repeal of Section 17 of Act 68 of 2001**

3. Section 17 of the Africa Institute of South Africa Act, 2001 is hereby repealed.

**Substitution of certain expression in Act 68 of 2001**

4. The Africa Institute of South Africa Act, 2001 is hereby amended by the substitution for the expression ‘council’, wherever it occurs in sections 4, 8, 12, 14 and 18, of the expression ‘institute’.

**Amendment of section 1 of Act 67 of 2001**

1. Section 1 of the Academy of Science of South Africa Act, 2001, is hereby amended-

- (a) by the substitution for the definition of "Minister" of the following definition:

"Minister" means the Minister **[cabinet member]** responsible for **[Arts, Culture,]** Science and Technology;"

- (b) by the substitution for the definition of 'regulation' of the following definition:

**"[regulation] 'regulations'** means **[a regulation] regulations** made under this Act"

#### **Amendment of section 7 of Act 67 of 2001**

2. Section 7 of the Academy of Science of South Africa Act, 2001, is hereby amended

- (a) by the substitution for paragraph (f) of subsection (2) of the following paragraph:

"(f) has been found guilty of misconduct after a formal hearing for conduct which may bring the Academy into disrepute **[, but a member may not vacate office until the next annual general meeting at which the vacation of office must appear on the agenda.];** and such finding has been confirmed at the annual general meeting".

- (b) by the substitution for subsection (4) of the following subsection:

"(4) Membership lapses if subscription fees, as prescribed, have not been paid within **[three months after they become due]** a stipulated period."

#### **Amendment of section 14 of Act 67 of 2001**

3. Section 14 of Academy of Science of South Africa Act, 2001, is hereby amended by the substitution for subsection (1) of the following subsection:

"(1) The Academy may, subject to legislation and other formal agreements regarding international cooperation and in order to achieve its objectives, render support relevant thereto to any South African citizen in any territory outside the Republic."

**Amendment of Section 1 of Act 46 of 1988, as amended by section 1 of Act 71 of 1990**

1. Section 1 of the Scientific Research Council Act, 1988 is hereby amended –
  - (a) by the substitution for the definition of 'regulation' of the following definition:

**"[Regulation[ Regulations" [means] mean, subject to section 22 (3). [a regulation in force] regulations issued in terms of this Act;"**
  - (b) by the substitution for the definition of 'research' of the following definition:

"research' means the augmentation and improvement of knowledge through scientific investigations and methods directed towards the scientific and technological requirements of the private and public sectors, including the solution of relevant problems in the national interest, and includes the development, acquisition, diffusion, innovation and transfer of expertise and technology;"
  - (c) by the substitution for the definition of 'this Act' of the following definition:

"this Act' includes **[a regulation] regulations"**

**Amendment of Section 4 of Act 46 of 1988, as amended by section 3 of Act 71 of 1990**

2. Section 4 of the Scientific Research Council Act, 1988 is hereby amended by the substitution for subsection (4) of the following subsection:

"(4) For the achievement of its objects contemplated in section 3, the CSIR, may in the field of research co-operate with departments of State, universities, **[technikons]** universities of technology, colleges, scientific institutions and other persons.

**Amendment of Section 6 of Act 46 of 1988**

3. Section 6 of the Scientific Research Council Act, 1988 is hereby amended -

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

"(3) The Minister may after consultation with the **[concurrence of the]** Board determine that any property (excluding land and buildings) of the CSIR used by the CSIR in connection with the performance or exercise of the function or power transferred in terms of subsection (1), shall be transferred to the body of persons or department of State concerned."

#### **Amendment of Section 7 of Act 46 of 1988**

4. Section 7 of the Scientific Research Council Act, 1988 is hereby amended –

- (a) by the insertion after subsection (2) of the following subsection:

"(2A) before appointing members of the Board, referred to in subsection 2(a) and (b), the Minister must appoint an independent panel which must compile a shortlist of candidates, after following a transparent and competitive nomination process."

- (b) by the substitution for subsection (5) of the following subsection:

"(5) The members of the Board, including the chairman shall all be persons who have achieved distinction in science **[or]**, industry or finance or who have special knowledge or experience in relation to some aspect of the CSIR's functions, and be broadly representative of the demographics of the Republic."

#### **Amendment of Section 11 of Act 46 of 1988**

5. Section 11 of the Scientific Research Council Act, 1988 is hereby amended by the addition after subsection (4) of the following subsection:

"(5) The Board must meet at least once a quarter"

**Amendment of Section 15 of Act 46 of 1988**

6. Section 15 of the Scientific Research Council Act, 1988 is hereby amended
- (a) by the deletion of paragraph (b) of subsection (1).
  - (b) by the deletion of paragraph (a) of subsection (2).

**Repeal of Section 17 of Act 46 of 1988**

7. Section 17 of the Scientific Research Council Act, 1988 is hereby repealed

**Amendment of Section 18 of Act 46 of 1988**

8. Section 18 of the Scientific Research Council Act, 1988 is hereby amended
- (a) by the substitution for subsection (5) of the following subsection:

“(5) the procedure at meetings of the Board[, and generally, as to any matter in respect of which the Minister considers it necessary or expedient to make regulations in order to achieve the objects of this Act.]”.
  - (b) by the addition of the following subsection after subsection (5):

“(6) any matter in respect of which the Minister considers necessary or expedient to regulate, in order to achieve the objects of this Act.”

**Substitution of Section 20 of Act 46 of 1988**

9. The following section is hereby substituted for section 20 of the Scientific Research Council Act, 1988:
- “20 The [State] President may by proclamation in the Gazette assign the administration of this Act to any Minister, and may determine that any power or duty conferred or imposed by this Act on such Minister, shall be exercised or carried out by that Minister after consultation with one or more other Ministers”.

**Repeal of Section 21 of Act 46 of 1988**

10. Section 21 of the Scientific Research Council Act, 1988 is repealed.

**Substitution of certain expressions in Act 46 of 1988**

11. The Scientific Research Council Act, 1988 is hereby amended by the substitution for the expressions 'chairman', 'president' and 'Executive Management Board', respectively, wherever they occur in the Act, of the expressions 'chairperson', 'chief executive officer' and 'Executive Management Committee', respectively.

**Insertion of certain words in Act 46 of 1988**

12. The Scientific Research Council Act, 1988 is hereby amended by the insertion of the words 'or her' after the word 'his', wherever it occurs in the Act.

**Substitution of Section 24 of Act 46 of 1988**

13. The following section is hereby substituted for section 24 of the Scientific Research Council Act, 1988:

"24 This Act shall be called the Scientific Research Council Act, 1988, and shall come into operation on a date to be fixed by the [State] President by proclamation in the *Gazette*."

**Amendment of section 1 of Act 55 of 1997**

1. Section 1 of the National Advisory Council on Innovation Act, 1997 is hereby amended:
- (a) by the deletion of the numbering preceding each definition;
  - (b) by the substitution for the definition of the 'chief executive officer' of the following:  
  
"chief executive officer' means the [Director-General of the Department] person appointed under section 11 as the chief executive officer of NACI;"



- (c) by the substitution for the definition of 'Department' of the following definition:

"Department means the Department of **[Arts, Culture,]** Science and Technology";

- (d) by the substitution for the definition of 'higher education sector' of the following definition:

"'higher education sector' means universities, **[technikons]** universities of technology, colleges of education, whatever their source of finance or legal status";

- (e) by the substitution for the definition of 'innovation' of the following definition:

"'innovation' **[means the process of transforming an idea, generally generated through research and development into a new or improved product, process or approach, which relates to the real needs of society and which involves scientific, technological organisational or commercial activities]** refers to the application in practice of creative new ideas, which includes the processes by which new products and services enter the market (social or economic) and the creation of new businesses";

- (f) by the substitution for the definition of 'Minister' of the following definition:

"'Minister' means the Minister **[of Arts, Culture,]** responsible for Science and Technology";

- (g) by the substitution for the definition of 'Ministers Committee' of the following definition:

"'Ministers Committee' means Ministers Committee on Science and Technology established by the Minister **[a decision of the Cabinet]** and responsible for advice and decision-making on science and Technology matters";

- (h) by insertion after the definition of 'non-profit sector' of the following definition:

"'regulations' mean regulations made under section 13

- (i) by the substitution for the definition of 'this Act' of the following definition:

"this Act' includes **[any regulation]** the regulations **[made under section 13]**";

#### **Amendment of Section 5 of Act 55 of 1997**

2. Section 5 of the National Advisory Council on Innovation Act, 1997 is hereby amended by the substitution for paragraph (d) of subsection (1) of the following paragraph:

"(d) an officer of the Department of Trade and Industry nominated by the Minister responsible for Trade and Industry, appointed by the Minister. **[with the concurrence of the Minister of Trade and Industry]**"

#### **Substitution of section 11 of Act 55 of 1997**

3. The following section is hereby substituted for section 11 of the National Advisory Council on Innovation Act, 1997:

##### **"Chief executive officer and staff of NACI**

11.(1) The Minister must appoint a suitably qualified person as a chief executive officer of NACI.

**[(1)] (2)** Work incidental to the performance of NACI's functions shall be performed by the chief executive officer of NACI and officers appointed in terms of the Public Service Act, 1994 (Proclamation No. 103 of 1994).

**[(2)] (3)** The Minister may-

- (a) at the request of NACI, for a temporary period or for a particular matter which is being investigated by NACI, appoint any person with special knowledge of any matter relating to the functions of NACI, or obtain the services of any body, to advise or to assist NACI in the performance of its functions; and
- (b) on recommendation of NACI and with the approval of the Minister of Finance, determine the remuneration, including reimbursement for travelling, subsistence and other expenses of such person or body."

#### **Short title**

1. This Act is called the Science and Technology Laws Amendment Act, 2010

**SCIENCE AND TECHNOLOGY LAWS AMENDMENT BILL****MEMORANDUM ON THE OBJECTS OF THE BILL****1. BACKGROUND**

The Department of Science & Technology was established in 2004. Prior to 2004, it was part of the department of Arts, Culture, Science and Technology, under the Ministry of Arts, Culture, Science and Technology. The subsequent establishment of the Department of Science & Technology (DST) has impacted on a number of Acts, under the authority of the Minister of Science & Technology.

**2. OBJECTS OF BILL**

- 2.1 The draft Bill seeks to effect, amongst others, technical corrections to definitions and other references to enhance clarity, and to strengthen institutional oversight and governance of the public entities reporting to the Department.
- 2.2 The amendments therefore seek to eliminate possible confusion regarding definitions such as the title of the chief executive officer of some public entities as well as the designation of the portfolio of the Minister and to effect other consequential changes that were necessitated by the recent macro reorganization of State.

**Natural Scientific Professions Act, 2003 (Act No. 27 of 2003)**

Corrects incorrect references to, amongst others, the Constitution and the designation of the portfolio of the Minister, and provides for a requirement to ensure broad representativity on the board, and extends the requirement for a professional qualification or registration to state employees as well, as a condition for their appointment to the board.

**National Research Foundation Act, 1998 (Act No. 23 of 1998)**

Changes the title of the chief executive officer of the Foundation and corrects the references to the designation of the portfolio of the Minister and the Minister of Higher Education and Training, and sets a limit on the terms of office of members of the board, and set out grounds for their disqualification for members of the board.

**Africa Institute of South Africa Act, 2001 (Act No. 68 of 2001)**

Corrects the references of the department designation of the portfolio of the Minister and changes some incorrect references to 'Council' instead of 'Institute'.

**Academy of Science of South Africa Act, 2001 (Act No. 67 of 2001)**

Corrects references to the designation of the portfolio of the Minister and effects certain other technical corrections.

**Scientific Research Council Act, 1988 (Act No. 46 of 1988)**

Changes the title of the chief executive officer of The Council and provides for procedures prior to making appointments of members of the board to ensure consistency with all the public entities reporting to the Department, and provides for a requirement for broad representativity on the board.

**National Advisory Council on Innovation Act, 1997 (Act No. 55 of 1997)**

Corrects the references to the department and the portfolio of the Minister, and excludes the requirement for approval of Cabinet for the establishment of the Minister's Committee on Science and Technology, and provides for the appointment of an independent chief executive officer of NACI.

**3. PARTIES CONSULTED**

The proposed amendments are technical in nature and have therefore not required consultation.

**4. FINANCIAL IMPLICATIONS FOR STATE**

There will be no costs implications relating to the implementation of the Bill. The proposed amendments are purely of an administrative nature.

**5. PARLIAMENTARY PROCEDURE**

- 5.1 The State Law Advisors and the Department of Science and Technology are of the opinion that this Bill should be dealt with in terms of the procedure established by section 75 of the Constitution, since it contains provisions to which the procedure set out in section 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 867 OF 2010



# transport

Department:  
Transport  
REPUBLIC OF SOUTH AFRICA

## DIRECTOR OF CIVIL AVIATION AUTHORITY

Civil Aviation Authority is a national public entity established in terms of the Civil Aviation Act. The objects of the Civil Aviation Authority are to (a) control and regulate civil aviation safety and security; oversee the implementation and compliance with the National Aviation Security Program; oversee the functioning and the development of the civil aviation industry; promote civil aviation safety and security; develop any regulations that are required in terms of the Act; and monitor and ensure compliance with the Act and the Convention.

In accordance with section 85 of the Civil Aviation Authority Act, 2009 (Act No. 13 of 2009), the Minister of Transport hereby invites interested persons to apply or nominations of persons with the necessary qualifications and aviation experience to be submitted for the position of Director: Civil Aviation Authority. The Director is the head of the Civil Aviation Authority's administration and manages the Authority. The incumbent performs the duties conferred upon him/her by the Act and shall be accountable to the Board and the Minister.

**REQUIREMENTS:** An MBA or an appropriate Masters degree; at least 20 years experience in aviation, of which 10 years must have been at senior management level. Understanding of and experience in change management.

**SKILLS/ATTRIBUTES:** Proven strategic capability and leadership, Motivational, Focused, People Management and Empowerment, service delivery innovations, Acceptable business finance acumen, Strong relationship building and Stakeholder Management, Honesty and integrity.

**DUTIES:** The successful candidate will be responsible, amongst others, for ensuring safety, security and development in the aviation industry as stipulated by the Civil Aviation Act; ensure compliance with millennium developmental goals with respect to safe reduction of accidents and incidents; ensure implementation of safety recommendations; ensure effective compliance with international and regional obligations and participation in, *inter alia*, ICAO, SADC, AFCA AND CAC; ensure transformation of the industry in line with relevant legislation and BBBEE prescripts; ensure harmonization of standards and regulation in the SADC region; effective stakeholder management.

The Director must be a South African citizen who is fit and proper to hold such office and must obtain a top secret security clearance. The incumbent holds office for a period not exceeding five years. A successful candidate shall be required to sign an annual performance agreement and declare his /her own financial interests within one month of appointment to the position.

Interested persons or nominations of suitable persons should be submitted with contactable references, ID copy and certified copies of academic qualification for the attention of Ms S Petse, Department of Transport, Private Bag X 193, Pretoria, 0001; E-mail: [petses@dot.gov.za](mailto:petses@dot.gov.za).

Only shortlisted candidates will be communicated with and if you are not contacted within 30 days after the closing date, you may regard your application or nomination as unsuccessful. The shortlisted candidates will be subjected to management assessment competency tests and security clearance.

Closing date for submission is 27 September 2010.

**NOTICE 868 OF 2010****CO-OPERATIVES REMOVED FROM THE REGISTER**

**UBUNCWANE BESIZWE CO-OPERATIVE LIMITED  
UBUNTU PIGGERY CO-OPERATIVE LIMITED  
SIYAKHANA NGCOBO WARD NINE CO-OPERATIVE LIMITED  
BHAMBATHA ART, CULTURE, FIXING, CONSTRUCTION AND TRADING CO-OPERATIVE LIMITED  
MABAFUNDE CO-OPERATIVE LIMITED  
MANYISENI SINOMDLANLDA TRADING CO-OPERATIVE LIMITED  
PEOPLE'S HOPE CO-OPERATIVE LIMITED  
MASIMANYANE CO-OPERATIVE LIMITED  
AVUMILE COMMUNITY DEVELOPMENT CO-OPERATIVE LIMITED  
MASIKHULENATHI NGCOBO WARD 12 CO-OPERATIVE LIMITED  
IKHWEZI LOMSO CO-OPERATIVE LIMITED**

Notice is hereby given that the name of the above mentioned co-operatives were removed from the register on 31 March 2009 in terms of Section 73(1)(c) of the Co-operatives Act, 2005.

REGISTRAR OF CO-OPERATIVES

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**KENNISGEWING 868 VAN 2010****KOÖPERASIES WAT DIE REGISTER GESKRAP IS**

**UBUNCWANE BESIZWE CO-OPERATIVE LIMITED  
UBUNTU PIGGERY CO-OPERATIVE LIMITED  
SIYAKHANA NGCOBO WARD NINE CO-OPERATIVE LIMITED  
BHAMBATHA ART, CULTURE, FIXING, CONSTRUCTION AND TRADING CO-OPERATIVE LIMITED  
MABAFUNDE CO-OPERATIVE LIMITED  
MANYISENI SINOMDLANLDA TRADING CO-OPERATIVE LIMITED  
PEOPLE'S HOPE CO-OPERATIVE LIMITED  
MASIMANYANE CO-OPERATIVE LIMITED  
AVUMILE COMMUNITY DEVELOPMENT CO-OPERATIVE LIMITED  
MASIKHULENATHI NGCOBO WARD 12 CO-OPERATIVE LIMITED  
IKHWEZI LOMSO CO-OPERATIVE LIMITED  
LIMITED**

Hiermee word bekend gemaak die naam van bogenoemde kooperasies op 31 March 2009 ingevolge die bepalings van Artikel 73(1)(c) van die Kooperasiewet, 2005, van die register geskrap is.

REGISTRATEUR VAN KOÖPERASIES

**NOTICE 869 OF 2010****CO-OPERATIVES REMOVED OFF THE REGISTER**

**ELANDSFONTEIN AREAGANENG CO-OPERATIVE LTD  
 ZUZANANI BAMBELELA CO-OPERATIVE LTD  
 HLANGANANI FARMING, CATERING, CONSTRUCTION TRADING CO-OPERATIVE LTD  
 INTSIKA TRADING CO-OPERATIVE LTD  
 NSIKELELO CO-OPERATIVE LTD  
 MBUNDWINI THUTHUKANI, CATERING, FEEDING SCHEME TRADING CO-OPERATIVE LTD  
 SENZILE CATERING, FARMING, SEWING AND TRADING CO-OPERATIVE LTD**

Notice is hereby given that the names of the abovementioned co-operatives will, after the expiration of sixty 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-operatives will be dissolved unless proof is furnished to the effect that the co-operatives are carrying on business or are in operation.

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

**REGISTRAR OF CO-OPERATIVES**

Office of the Registrar of Co-operatives  
 Dti Campus  
 77 Meintjies Street  
 Private Bag X237  
**PRETORIA**  
 0001

**KENNISGEWING 869 VAN 2010****KOÖPERASIES VAN DIE REGISTER GESKRAAP WORD**

**ELANDSFONTEIN AREAGANENG CO-OPERATIVE LTD  
 ZUZANANI BAMBELELA CO-OPERATIVE LTD  
 HLANGANANI FARMING, CATERING, CONSTRUCTION TRADING CO-OPERATIVE LTD  
 INTSIKA TRADING CO-OPERATIVE LTD  
 NSIKELELO CO-OPERATIVE LTD  
 MBUNDWINI THUTHUKANI, CATERING, FEEDING SCHEME TRADING CO-OPERATIVE LTD  
 SENZILE CATERING, FARMING, SEWING AND TRADING CO-OPERATIVE LTD**

Hiermee word bekend gemaak dat die name van bogenoemde koöperasies na verloop van sestig dae met ingang vanaf die datum van hierdie kennisgewing van die register geskrap sal word ooreenkomstig die bepalings van artikel 73(1) van die Koöperasiewet, 2005, en die koöperasies sal ontbind word tensy bewys gelewer word dat die koöperasies handel drywe 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 dae by hierdie Kantoor ingedien word.

**REGISTRATEUR VAN KOÖPERASIES**

Kantoor van die Registrateur van Koöperasies  
 Dti Kampus  
 Meintjiesstraat 77  
 Privaatsak X237  
**PRETORIA**  
 0001



**NOTICE 870 OF 2010****CO-OPERATIVES REMOVED OFF THE REGISTER**

**THULA UZOBONA TRADING CO-OPERATIVE LTD  
KUYENZIWA TRADING CO-OPERATIVE LTD  
SIPHESIHLE CO-OPERATIVE LTD  
GUBHETHUKA BAKERY CO-OPERATIVE LTD  
THUTHUKISA CO-OPERATIVE LTD  
ENHLANGANO TRADING CO-OPERATIVE LTD  
AGCOBILE CATERINGCO-OPERATIVE LTD  
SIDLANGOLUDALA TRADING CO-OPERATIVE LTD**

Notice is hereby given that the names of the abovementioned co-operatives will, after the expiration of sixty 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-operatives will be dissolved unless proof is furnished to the effect that the co-operatives are carrying on business or are in operation.

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

**REGISTRAR OF CO-OPERATIVES**

Office of the Registrar of Co-operatives  
Dti Campus  
77 Meintjies Street  
Private Bag X237  
**PRETORIA**  
0001

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**KENNISGEWING 870 VAN 2010****KOÖPERASIES VAN DIE REGISTER GESKRAAP WORD**

**THULA UZOBONA TRADING CO-OPERATIVE LTD  
KUYENZIWA TRADING CO-OPERATIVE LTD  
SIPHESIHLE CO-OPERATIVE LTD  
GUBHETHUKA BAKERY CO-OPERATIVE LTD  
THUTHUKISA CO-OPERATIVE LTD  
ENHLANGANO TRADING CO-OPERATIVE LTD  
AGCOBILE CATERINGCO-OPERATIVE LTD  
SIDLANGOLUDALA TRADING CO-OPERATIVE LTD**

Hiermee word bekend gemaak dat die name van bogenoemde koöperasies na verloop van sestig dae met ingang vanaf die datum van hierdie kennisgewing van die register geskrap sal word ooreenkomstig die bepalings van artikel 73(1) van die Koöperasiewet, 2005, en die koöperasies sal ontbind word tensy bewys gelever word dat die koöperasies handel drywe 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 dae by hierdie Kantoor ingedien word.

**REGISTRATEUR VAN KOÖPERASIES**

Kantoor van die Registrateur van Koöperasies  
Dti Kampus  
Meintjiesstraat 77  
Privaatsak X237  
**PRETORIA**  
0001

**NOTICE 871 OF 2010****CO-OPERATIVES REMOVED OFF THE REGISTER**

**MAKHANA TRADING CO-OPERATIVE LTD  
TSOSA SECHABA CO-OPERATIVE LTD  
VUKUZENZELE ART & CULTURE, CONSTRUCTION, CATERING AND TRADING CO-OPERATIVE LTD  
ZIPHOSHENI SIMUNYE AND TRADING CO-OPERATIVE LTD  
FEZA IZIDINGO CO-OPERATIVE LTD  
BUMBANANI CATERING AND TRADING CO-OPERATIVE LTD  
SINCEDISIZWE CO-OPERATIVE LTD**

Notice is hereby given that the names of the abovementioned co-operatives will, after the expiration of sixty 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-operatives will be dissolved unless proof is furnished to the effect that the co-operatives are carrying on business or are in operation.

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

**REGISTRAR OF CO-OPERATIVES**

Office of the Registrar of Co-operatives

Dti Campus

77 Meintjies Street

Private Bag X237

PRETORIA

0001

---

**KENNISGEWING 871 VAN 2010****KOÖPERASIES VAN DIE REGISTER GESKRAAP WORD**

**MAKHANA TRADING CO-OPERATIVE LTD  
TSOSA SECHABA CO-OPERATIVE LTD  
VUKUZENZELE ART & CULTURE, CONSTRUCTION, CATERING AND TRADING CO-OPERATIVE LTD  
ZIPHOSHENI SIMUNYE AND TRADING CO-OPERATIVE LTD  
FEZA IZIDINGO CO-OPERATIVE LTD  
BUMBANANI CATERING AND TRADING CO-OPERATIVE LTD  
SINCEDISIZWE CO-OPERATIVE LTD**

Hiermee word bekend gemaak dat die name van bogenoemde koöperasies na verloop van sestig dae met ingang vanaf die datum van hierdie kennisgewing van die register geskrap sal word ooreenkomstig die bepalings van artikel 73(1) van die Koöperasiewet, 2005, en die koöperasies sal ontbind word tensy bewys gelewer word dat die koöperasies handel drywe 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 dae by hierdie Kantoor ingedien word.

**REGISTRATEUR VAN KOÖPERASIES**

Kantoor van die Registrateur van Koöperasies

Dti Kampus

Meintjiesstraat 77

Privaatsak X237

PRETORIA

0001

**NOTICE 872 OF 2010****CO-OPERATIVES REMOVED FROM THE REGISTER**

**ISOLOMZI CO-OPERATIVE LIMITED  
NGXA-NGXASI CO-OPERATIVE LIMITED  
YIZANASAKHE CO-OPERATIVE LIMITED  
EZWENI CO-OPERATIVE LIMITED  
INDWALA MULTI-PURPOSE CO-OPERATIVE LIMITED  
LATHI THAAI MULTI-PURPOSE CO-OPERATIVE LIMITED  
AMA-NQM CATERING SERVICES CO-OPERATIVE LIMITED  
ALL AND ALL CO-OPERATIVE LIMITED  
EAGLE SEWING CO-OPERATIVE LIMITED  
QOPHELO SEWING CO-OPERATIVE LIMITED**

Notice is hereby given that the name of the above mentioned co-operatives were removed from the register on 31 March 2009 in terms of Section 73(1)(c) of the Co-operatives Act, 2005.

REGISTRAR OF CO-OPERATIVES

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**KENNISGEWING 872 VAN 2010****KOÖPERASIES WAT DIE REGISTER GESKRAP IS**

**ISOLOMZI CO-OPERATIVE LIMITED  
NGXA-NGXASI CO-OPERATIVE LIMITED  
YIZANASAKHE CO-OPERATIVE LIMITED  
EZWENI CO-OPERATIVE LIMITED  
INDWALA MULTI-PURPOSE CO-OPERATIVE LIMITED  
LATHI THAAI MULTI-PURPOSE CO-OPERATIVE LIMITED  
AMA-NQM CATERING SERVICES CO-OPERATIVE LIMITED  
ALL AND ALL CO-OPERATIVE LIMITED  
EAGLE SEWING CO-OPERATIVE LIMITED  
QOPHELO SEWING CO-OPERATIVE LIMITED**

Hiermee word bekend gemaak die naam van bogenoemde kooperasies op 31 March 2009 ingevolge die bepalings van Artikel 73(1)(c) van die Kooperasiewet, 2005, van die register geskrap is.

REGISTRATEUR VAN KOÖPERASIES

**NOTICE 873 OF 2010****INTERNATIONAL TRADE ADMINISTRATION COMMISSION OF SOUTH AFRICA****CORRECTION NOTICE****NOTE:**

This notice supersedes Notice No.710 of 2010 published in Government Gazette No. 33384 of 23 July 2010.

**REDUCTION OF DUTY ON:**

"Glass ampoules classifiable under tariff subheading 7010.10".

**APPLICANT:**

Bodene Pty Ltd

P.O. Box 4394

Korsten

Port Elizabeth

ITAC Ref. (01/2010) Enquiries: Ephraim Sekele, Tel: (012) 394 3835, Fax: 012 394 4835, Email: [esekele@itac.org.za](mailto:esekele@itac.org.za)

**REASON FOR THE APPLICATION:**

There are no local manufacturers who are able to manufacturer glass ampoules in SACU.

Any objections to or comments on this representation should be submitted to the Chief Commissioner, ITAC, Private Bag X 753, Pretoria, 0001 within four weeks of the date of this notice.

**BOARD NOTICES  
RAADSKENNISGEWINGS**

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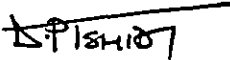
**BOARD NOTICE 124 OF 2010**

**FINANCIAL SERVICES BOARD**

**SHORT-TERM INSURANCE ACT, 1998**

**TERMINATION OF THE REGISTRATION OF AN INSURER UNDER SECTION  
13(2) OF THE SHORT-TERM INSURANCE ACT, 1998**

I, Dube Phineas Tshidi, acting under section 13(2)(b) of the Short Term Insurance Act (Act No.53 of 1998), hereby give notice that the registration of XL Insurance Company Limited as a short-term insurer has been cancelled with effect from 7 July 2010.



**DP TSHIDI  
REGISTRAR OF SHORT-TERM INSURANCE**

**BOARD NOTICE 125 OF 2010****DEFINING OF THE PRODUCTION AREA: STILBAAI EAST**

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

defines the area specified in the Schedule as a production area (ward) under the name Stilbaai East.



**M H VAN DER MERWE**  
**SECRETARY: WINE AND SPIRIT BOARD**

**DEFINING OF PRODUCTION AREA: STILBAAI EAST**

That area situated within the following boundaries:

Start at the point where the main road (305), north of the residential area of Stilbaaihoogte, intersects the southern boundary of Melkhoute Fontein 480; thence north-west along the eastern bank of the Goukou River to a point, west of Witbakenkop; thence generally east with an imaginary straight line, drawn from the eastern bank of the Goukou River to the eastern boundary of New Buffelsfontein 433, which represent the northern boundary, the geological boundary of light-grey to pale-red sandy soil (Qg) and calcarenite with aeolian cross-bedding and calcrete lenses (Tw); thence generally south with the eastern boundary of said New Buffelsfontein 433 to the south-eastern beacon thereof; thence south-east with the south-western boundary of farm 432 to the southern beacon thereof; thence further south-east with an imaginary straight line, which is an extension of the south-western boundary of said farm 432 to the north-western beacon of Honing Klip 431; thence first south-east and then south with the northern and eastern boundaries of said Honing Klip 431 to the south-eastern beacon thereof; thence south-east with the northern boundary of

Luins Klip 472 to the north-eastern beacon thereof; thence generally south-west with an imaginary straight line, the geological boundary of light-grey to pale-red sandy soil (Qg) and the calcarenite with aeolian cross-bedding and calcrete lenses (Tw); to a point where it intersects the southern boundary of said Melkhoute Fontein 480; thence generally north-west with the southern boundary of said Melkhoute Fontein 480 to a point where the main road (305), north of the residential area of Stilbaaihoogte, intersects the southern boundary of Melkhoute Fontein 480, the point of beginning mentioned above.

**RAADSKENNISGEWING 125 VAN 2010****OMSKRYWING VAN PRODUKSIEGEBIED: STILBAAI-OOS**

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

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



**M H VAN DER MERWE**  
**SEKRETARIS: WYN- EN SPIRITUSRAAD**

**BYLAE****OMSKRYWING VAN PRODUKSIEGEBIED: STILBAAI-OOS**

Daardie gedeelte grond geleë binne die volgende grense:

Begin by die punt waar die hoofpad (305), noord van die gebied Stilbaaihoogte, die suidelike grens van Melkhoute Fontein 480 kruis; daarvandaan noordwes met die oostelike wal van die Goukourivier tot by 'n punt, wes van Witbakenkop; daarvandaan algemeen oos met 'n denkbeeldige lyn, getrek vanaf die oostelike wal van genoemde Goukourivier tot by die oostelike grens van New Buffelsfontein 433 wat die noordelike grens verteenwoordig, die geologiese skeiding van liggrys tot bleekrooi sandgrond (Qg) en die kalkareniet met eoliese kruisgelaagtheid en kalkreeltense (Tw); daarvandaan algemeen suid met die oostelike grens van genoemde New Buffelsfontein 433 tot by die suidoostelike baken daarvan; daarvandaan suidoos met die suidwestelike grens van plaas 432 tot by die suidelike baken daarvan; daarvandaan verder suidoos met 'n



denkbeeldige reguitlyn wat 'n verlenging van die suidwestelike grens van genoemde plaas 432 is tot by die noordwestelike baken van Honing Klip 431; daarvandaan eers suidoos en dan suid met die noordelike en oostelike grense van genoemde Honing Klip 431 tot by die suidoostelike baken daarvan; daarvandaan suidoos met die noordelike grens van Luins Klip 472 tot by die noordoostelike baken daarvan; daarvandaan algemeen suidwes met 'n denkbeeldige lyn, die geologiese skeiding van liggrys tot bleekrooi sandgrond (Qg) en die kalkareniet met **ooliese kruisgelaagdheid** en kalkkretlense (Tw), tot by 'n punt waar dit aansluit **by die suidelike grens** van genoemde Melkhoute Fontein 480; daarvandaan algemeen noordwes met die suidelike grens van genoemde Melkhoute Fontein 480 tot by 'n punt waar die hoofpad (305), noord van die gebied Stilbaaihoogte, die suidelike grens van Melkhoute Fontein 480 kruis, die beginpunt hierbo genoem.

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