

## PRE-UNION STATUTE LAW REVISION ACT 36 OF 1976

[ASSENTED TO 19 MARCH 1976]

[DATE OF COMMENCEMENT: 7 APRIL 1976]

*(Afrikaans text signed by the State President)*

### ACT

**To repeal certain laws in force in the various provinces of the Republic; and to provide for incidental matters.**

#### 1 Repeal of laws

The laws specified in the Schedule are hereby repealed to the extent set out in the third column of the Schedule.

#### 2 Short title

This Act shall be called the Pre-Union Statute Law Revision Act, 1976.

### Schedule

#### BRITISH-BECHUANALAND

Number and year of law	Title or subject of law	Extent of repeal
Proclamation 1, B.B. of 1885	Annexation and Boundaries of British-Bechuanaland	The whole
Proclamation 2, B.B. of 1885	Law and Regulations	So much as is unrepealed
Proclamation 17, B.B. of 1886	Validity of certain marriages	The whole
Proclamation 54, B.B. of 1888	Validity of certain marriages	The whole
Proclamation 106, B.B. of 1891	Boundaries of British-Bechuanaland	The whole
Proclamation 151, B.B. of 1892	Grant of lands to Colonial Government	The whole
Proclamation 163, B.B. of 1892	Woodcutting in Black Reserves	The whole
Proclamation 176, B.B. of 1893	Pensions	The whole
Proclamation 199, B.B. of 1894	Construction of Railways	The whole
Proclamation 201, B.B. of 1894	Mafeking Water Supply	The whole
Proclamation 212, B.B. of 1895	Survey of Disputed Boundaries	The whole

Proclamation 226, B.B. of 1895	Repeal of certain Proclamations	So much as is unrepealed
Proclamation 227, B.B. of 1895	Construction of Railways	The whole
Proclamation 228, B.B. of 1895	Construction of Railways	The whole
Proclamation 231, B.B. of 1895	Construction of Railways	The whole
Proclamation 232, B.B. of 1895	Construction of Railways	The whole

### BRITISH KAFFRARIA

Number and year of law	Title or subject of law	Extent of repeal
Proclamation of 23 December, 1847	Annexation of British Kaffraria	The whole
Proclamation of 26 May, 1860	Establishment of British Kaffraria Savings Bank Society	The whole
Proclamation of 12 June, 1860	Field Cornetcies	The whole
Proclamation of 21 December, 1865	Amendment of Proclamation of 12 June, 1860	The whole

### GRIQUALAND WEST

Number and year of law	Title or subject of law	Extent of repeal
1 Proclamation 67 of 1871	Annexation and Boundaries of Griqualand West	The whole
2 Proclamation 68 of 1871	Laws and Usages	So much as is unrepealed
6 Proclamation 72 of 1871	Recognition and Registration of Titles	The whole
12 Proclamation 49 of 1872	Issue of Permits for purchase of guns, etc.	The whole
14 Proclamation of 10 August, 1872	Masters and Servants	So much as is unrepealed
18 Proclamation of 17 September, 1872	Master and Servants Proclamation Amendment	So much as is unrepealed

25 Proclamation of 23 September, 1872	Qualification and admission of Conveyancers	The whole
28 Government Notice 324 of 1872	Establishment of Deeds Registry	So much as is unrepealed
Proclamation 20 of 1873	Territory proclaimed the Province of Griqualand West	The whole
Proclamation 6 of 1874	Areas of Kimberley, Old De Beers, Bultfontein and Du Toit's Pan Mines	The whole
Proclamation 7 of 1874	Conversion of certain Diggings into Mines	The whole
Ordinance 3 of 1874	Leasing of Crown Lands	The whole
Ordinance 1 of 1876	The Promulgation and Interpretation Ordinance, 1876	The whole
Ordinance 11 of 1880	Prevention of Diamond Thefts Ordinance, 1880	So much as is unrepealed
Ordinance 16 of 1880	Registration of Leases (Mines and Diggings) Ordinance, 1880	The whole
Ordinance 21 of 1880	Legality of the Constitution of certain mining areas situate on the Vooruitzicht Estate	The whole

### CAPE OF GOOD HOPE

Number and year of law	Title or subject of law	Extent of repeal
Placaat of 19 June, 1714	Registration of Bonds and Hypothecs on Immovable Property	So much as is unrepealed
Proclamation of 18 January, 1806	Capitulation of the Colony	The whole
Ordinance 8 of 1837	Bequest of M. C. Kraaywinkel released from the entail of fideicommissum	The whole
Ordinance 12 of 1848	Estate George Pigot	The whole
Act 13 of 1860	Cape Town Water Police Act, 1860	So much as is unrepealed
Act 4 of 1861	The Law of Evidence Amendment Act, 1861	So much as is unrepealed
Act 5 of 1861	The Tacit Hypothec Amendment Act, 1861	The whole
Act 24 of 1861	The Special Partnerships' Limited	The whole

	Liability Act, 1861	
Act 20 of 1864	The Port Elizabeth Library Act, 1864	The whole
Act 3 of 1865	The British Kaffraria Incorporation and Parliamentary Representation Amendment Act, 1865	So much as is unrepealed
Act 11 of 1867	Public Bodies' Debts Act, 1867	The whole
Act 12 of 1873	London Missionary Society's Institutions Act, 1873	The whole
Act 17 of 1876	Settled Estates Leasing Act, 1876	The whole
Act 20 of 1876	Removal of Conditions and Restrictions on the Use of Certain Land	The whole
Act 22 of 1876	Attesting Witnesses Act, 1876	So much as is unrepealed
Act 10 of 1879	Powers of Attorney Act, 1879	So much as is unrepealed
Act 30 of 1879	Port Elizabeth Tramway Company Act, 1879	So much as is unrepealed
Proclamation 124 of 15 October, 1880	Annexation of Griqualand West	The whole
Proclamation 12 of 21 January, 1881	Amendment of Proclamation of 12 June, 1860 (British Kaffraria)	The whole
Act 21 of 1881	King William's Town Water Supply Act, 1881	So much as is unrepealed
Act 19 of 1883	The Precious Stones and Minerals Mining Act, 1883	The whole
Act 27 of 1883	The Incorporated Law Society Act, 1883	So much as is unrepealed
Act 5 of 1884	Transfer Duty Consolidation and Amendment Act, 1884	So much as is unrepealed
Act 11 of 1886	Imvani and Indwe Railway and Coal Mines Amendment Act, 1886	So much as is unrepealed
Act 14 of 1886	The London Missionary Society's Port Elizabeth Lands Act, 1886	The whole
Act 11 of 1888	The Bonus Prohibition Act, 1888	The whole
Act 12 of 1889	The Precious Stones and Minerals Mining Act (Diamond Mines) Amendment Act, 1889	So much as is unrepealed
	Northern Railway Land Disposal	

Act 23 of 1893	Act, 1893	The whole
Act 32 of 1893	The Liesbeek Ordinance Amendment Act, 1893	So much as is unrepealed
Act 19 of 1894	The East London Harbour Board Act, 1894	So much as is unrepealed
Act 33 of 1896	The Irrigation Works Act, 1896	The whole
Act 43 of 1898	Stamps and Licences Amendment Act, 1898	So much as is unrepealed
Act 14 of 1900	The Imperial, Colonial, and Republican Forces Burial Grounds Act, 1900	The whole
Act 12 of 1902	East London East (formerly Panmure) Public Library Transfer Act (1902)	The whole
Act 39 of 1905	The Deeds Registry Act, 1905	So much as is unrepealed
Act 12 of 1906	The Special Partnerships' Limited Liability Amendment Act, 1906	The whole
Act 23 of 1906	The Trespassers Act, 1906	So much as is unrepealed
Act 28 of 1906	Disused Cemeteries Appropriation Act, 1906	So much as is unrepealed
Act 7 of 1907	The Non-Cape Trustees and Liquidators Recognition Act, 1907	The whole
Act 8 of 1908	The Bechuanaland Native Reserves Disposal Act, 1908	The whole
Act 16 of 1908	Imperial, Colonial and Republican Forces Burial Grounds Extension Act, 1908	The whole
Act 29 of 1908	Van Wyk's Vlei Settlement Act, 1908	So much as is unrepealed
Act 38 of 1908	The Harbours (Table Bay, Port Elizabeth, East London and Mossel Bay) Control Act, 1908	So much as is unrepealed
Act 28 of 1909	The Disused Cemeteries Appropriation Amendment Act, 1909	The whole
Act 31 of 1909	Harbours Employees Act, 1909	The whole

<b>Number and year of law</b>	<b>Title or subject of law</b>	<b>Extent of repeal</b>
Ordinance 23 of 1846	Retail Shops	The whole
Ordinance 5 of 1850	District Court	So much as is unrepealed
Ordinance 6 of 1850	Registration of Deeds	So much as is unrepealed
Ordinance 5 of 1854	Incorporation of the Bank of Natal	The whole
Ordinance 7 of 1856	Movement of Cattle to and from Umpanda's Territory	The whole
Ordinance 8 of 1856	District Court	So much as is unrepealed
Ordinance 16 of 1856	Local Board of the County Victoria	The whole
Law 2 of 1857	To repeal the Local Boards Ordinance, 1854	The whole
Law 9 of 1859	Attesting witnesses	So much as is unrepealed
Private Law of 31 July, 1860	Natal Railway Company	The whole
Law 13 of 1862	Declarations in substitution of the Oath	So much as is unrepealed
Private Law of 28 March, 1862	The Natal Land and Colonization Company (Limited)	The whole
Private Law of 13 August, 1862	The Commercial and Agricultural Bank of Natal	The whole
Law 8 of 1863	Transport of mail	The whole
Law 15 of 1864	Loan	The whole
Private Law of 16 September, 1864	The Cotton Plantation Company of Natal (Limited)	The whole
Law 1 of 1865	The Special Partnerships Limited Liability Act, 1864	The whole
Law 10 of 1865	Transfer of certain land	The whole
Private Law of 24 August, 1865	Umgeni Railway Extension	The whole
Law 6 of 1866	Shipping	The whole
Law 15 of 1866	Dog Tax	The whole
	Judicial sales of immovable	

Law 17 of 1866	property	The whole
Law 20 of 1866	Tacit Hypothecation Amendment Law, 1866	So much as is unrepealed
Private Law of 3 August, 1866	The Commercial and Agricultural Bank of Natal	The whole
Private Law of 3 August, 1866	The Umgeni Sugar, Coffee and Produce Company of Natal (Limited)	The whole
Private Law of 3 August, 1866	Boundaries in Pietermaritzburg	The whole
Law 10 of 1869	Tolls Levy	The whole
Law 21 of 1869	Umgeni Railway Extension	The whole
Law 24 of 1869	Licenses	So much as is unrepealed
Law 3 of 1870	Lease of Town Lands	The whole
Law 8 of 1871	The Glasgow Natal Sugar Company (Limited)	The whole
Law 30 of 1874	Submarine Telegraph Law, 1874	The whole
Law 15 of 1876	Valuation of immovable property	The whole
Law 12 of 1881	Town Lands, South Shepstone	The whole
Law 20 of 1883	The Natal Shipping Company, Limited	The whole
Law 40 of 1884	Bonds	So much as is unrepealed
Law 13 of 1887	Tacit Hypothecs	So much as is unrepealed
Law 5 of 1889	Representation in the Legislative Council	The whole
Act 1 of 1894	Police Act of 1894	So much as is unrepealed
Act 26 of 1895	The Durban Bay Embankment Act, 1895	The whole
Act 28 of 1896	The Durban Bay Embankment Amendment Act, 1896	The whole
Act 17 of 1898	The Consolidation of Laws (Zululand) Act, 1898	The whole
Act 22 of 1898	Criminal Law	So much as is unrepealed

Act 37 of 1898	The Police Amendment Act	So much as is repealed
Act 35 of 1899	Masters and Servants Amendment Act	The whole
Act 19 of 1901	Expropriation of land	The whole
Act 41 of 1901	Indemnity Act	The whole
Act 50 of 1901	Masters and Servants Amendment Act	The whole
Act 7 of 1903	Transfer Duty	So much as is repealed
Act 35 of 1903	Customs and Excise	The whole
Act 37 of 1903	The Zululand Laws Act, 1903	The whole, except sections 6 and 7
Proclamation 9 of 1903	Legislation Vryheid and Utrecht districts and part of district of Wakkerstroom	The whole
Act 1 of 1904	Stock Theft Amendment Act	So much as is repealed
Act 22 of 1904	Criminal Law	So much as is repealed
Act 22 of 1905	Derelict Stock Fund Act, 1905	The whole
Act 31 of 1905	Licences	So much as is repealed
Act 40 of 1905	Transfer of land	The whole
Act 41 of 1905	Stock Theft Amendment Act	The whole
Act 30 of 1906	Transfer of land	The whole
Act 28 of 1908	Postage on newspapers	So much as is repealed
Act 39 of 1908	Winterton Settlement and Varkensfontein	The whole
Act 8 of 1909	Winterton Settlement and Varkensfontein	The whole
Act 33 of 1909	To regulate the export of elephant tusks and the horns, hides and skins of certain game	The whole
Act 4 of 1910	Cancellation of Servitude	The whole



Act 13 of 1910	Police Amendment Act	The whole
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### ORANGE FREE STATE

Number and year of law	Title or subject of law	Extent of repeal
Chapter XXXIV of the Law Book of the Orange Free State	The Rights of Coloured People in Respect of Fixed Property	So much as is unrepealed
Chapter LXIX of the Law Book of the Orange Free State	Quit Rents	So much as is unrepealed
Chapter LXXXVIII of the Law Book of the Orange Free State	The Collection of Debts Contracted by Public Bodies	The whole
Chapter CXXI of the Law Book of the Orange Free State	The Management of the Jagersfontein Diggings and of the Town of Jagersfontein	So much as is unrepealed
Law 12 of 1893	Recovery of Quit Rents and Taxes	The whole
Law 16 of 1894	Land Tenure by Coloured People	The whole
Law 22 of 1894	Railways	So much as is unrepealed
Law 2 of 1895	Quit Rents	The whole
Law 8 of 1899	Vagrancy	So much as is unrepealed
Proclamation 21 of 1901 (D.A.)	Closed Cemeteries	The whole
Ordinance 10 of 1902	Bills of Costs Taxation Ordinance, 1902	So much as is unrepealed
Ordinance 11 of 1902	The Law of Evidence Ordinance, 1902	So much as is unrepealed
Ordinance 5 of 1903	The Imperial, Colonial and Republican Forces' Burial Grounds Ordinance, 1903	The whole
Ordinance 42 of 1903	Bills of Costs Taxation Amendment Ordinance, 1903	The whole
Ordinance 6 of 1904	The Municipal Corporations Ordinance, 1904	So much as is unrepealed
Ordinance 11 of 1904	Execution of Wills and other Testamentary Instruments Ordinance, 1904	So much as is unrepealed

Ordinance 21 of 1904	Bloemfontein (Special) Loan Ordinance, 1904	The whole
Ordinance 1 of 1905	Correction of Verbal Errors in Laws Ordinance, 1905	The whole
Ordinance 2 of 1905	Admission of Agents (Free State qualifications) Amendment Ordinance, 1905	The whole
Ordinance 14 of 1905	Municipal Corporations (Supplementary) Ordinance, 1905	So much as is unrepealed
Ordinance 19 of 1905	Bloemfontein Municipality (Supplementary) Ordinance, 1905	So much as is unrepealed
Ordinance 12 of 1906	Transfer Duty Ordinance, 1906	So much as is unrepealed
Ordinance 18 of 1906	Villages Management Amendment Ordinance, 1906	So much as is unrepealed
Ordinance 27 of 1906	Interpretation and Revision of Laws Ordinance, 1906	So much as is unrepealed
Ordinance 7 of 1907	Magistrates Courts and Powers Amending Ordinance, 1907	So much as is unrepealed
Ordinance 16 of 1907	Bloemfontein Municipal Amendment Ordinance, 1907	So much as is unrepealed
Act 4 of 1908	Foreign Trustees and Liquidators Recognition Act, 1908	So much as is unrepealed
Act 24 of 1908	Agricultural Societies Act, 1908	The whole
Act 18 of 1909	The correction and verbal errors in Laws Act, 1909	The whole

### TRANSVAAL

Number and year of law	Title or subject of law	Extent of repeal
Volksraad Resolution of 5 June, 1869 - Articles 154, 155 and 156	Amendment of Title Deeds	The whole
Government Notice of 17 January, 1881	Forestry Regulations	The whole
Government Notice of 4 March, 1881	Forests (Departmental Instructions)	The whole
Proclamation of 6 December, 1881	Native Tribes may leave the Transvaal	The whole
Government Notice 333	Pretoria Market	The whole

of 7 August, 1882		
Volksraad Resolution of 8 June, 1888 - Article 419	Curfew	The whole
Government Notice 248 of 3 August, 1888	Publication of supplementary convention	The whole
Volksraad Resolution of 29 July, 1889 - Article 1209	Travelling expenses of Messengers of the Court in pro deo cases	The whole
Government Notice 71 of 19 March, 1889	Publication of Treaty of Friendship and Trade with the Orange Free State	The whole
Government Notice 304 of 20 August, 1890	Publication of convention	The whole
Second Volksraad Resolution of 2 June, 1892 - Article 313	Closure of forests	The whole
First Volksraad Resolution of 14 June, 1892 - Article 439	Tariffs for land surveyors	The whole
Government Notice 389 of 13 November, 1893	Publication of convention	The whole
First Volksraad Resolution of 21 September, 1894 - Article 1814	Inspection of Notaries' protocols	The whole
Government Notice 19 of 23 January, 1894	Rules for Native Courts in the South African Republic	The whole
Law 7 of 1895	Attesting of documents	So much as is unrepealed
Law 12 of 1899	Taxation of costs	So much as is unrepealed
Law 13 of 1899	Tariffs for mine surveyors	The whole
Law 18 of 1899	Forfeiture of property	The whole
First Volksraad Resolution of 18 September, 1899 - Article 1256	Towns	So much as is unrepealed
Proclamation 8 of 1902	The Transfer Duty Proclamation, 1902	So much as is unrepealed
Proclamation 16 of 1902	The Law of Evidence Proclamation, 1902	So much as is unrepealed
Proclamation 20 of 1902	The Imperial, Colonial and Republican Forces Burial Grounds	The whole

	Proclamation, 1902	
Proclamation 28 of 1902	Administration of Estates Proclamation, 1902	Section 72
Ordinance 8 of 1902	Pretoria Cab Regulations	The whole
Ordinance 23 of 1902	Customs Management Ordinance,	So much as is unrepealed
Ordinance 16 of 1903	Magistrates (Native Courts) Extended Jurisdiction Ordinance, 1903	The whole
Ordinance 62 of 1903	Johannesburg Municipality Further Powers Ordinance, 1903	So much as is unrepealed
Ordinance 4 of 1904	Correction of Errors in Laws Ordinance, 1904	The whole
Ordinance 5 of 1904	Customs Management Ordinance 1902 Amendment Ordinance 1904	So much as is unrepealed
Ordinance 6 of 1904	Stock Theft Ordinance, 1904	So much as is unrepealed
Ordinance 14 of 1904	Town Lands Ordinance, 1904	So much as is unrepealed
Ordinance V (Private) of 1904	Germiston and Georgetown Ordinance, 1904	The whole
Ordinance 2 of 1905	Town Lands Amendment Ordinance, 1905	So much as is unrepealed
Ordinance 5 of 1905	Insolvency Law Amendment Ordinance, 1905	So much as is unrepealed
Ordinance 17 of 1905	Municipal Amending Ordinance, 1905	So much as is unrepealed
Ordinance 26 of 1906	Municipal Amending Ordinance, 1906	So much as is unrepealed
Ordinance I (Private) of 1906	Pretoria Municipal Ordinance, 1906	So much as is unrepealed
Act 7 of 1907	Foreign Trustees and Foreign Liquidators Recognition Act, 1907	So much as is unrepealed
Act 27 of 1907	Vrededorp Stands Act, 1907	So much as is unrepealed
Act 16 of 1908	Criminal Law Amendment Act, 1908	So much as is unrepealed
Act 35 of 1909	Local Authorities Rating Further Amendment Act, 1909	So much as is unrepealed

**REPUBLIC**

<b>Number and year of law</b>	<b>Title or subject of law</b>	<b>Extent of repeal</b>
Act 53 of 1937	British Kaffrarian Savings Bank Society Proclamation Amendment (Private) Act, 1937	The whole