



the doj & cd

Department:
Justice and Constitutional Development
REPUBLIC OF SOUTH AFRICA

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Sub-Office File: 6/1/1 and 7/1/1

12 DECEMBER 2017

90
CIRCULAR OF 2017
(National Office File: 5/2/4/1)

DETERMINATION OF METHOD OF PAYMENT OF FEES UNDER SECTION 153 OF THE INSOLVENCY ACT, 1936; THE REGULATIONS MADE UNDER SECTION 103 OF THE ADMINISTRATION OF ESTATES ACT, 1965 (ACT 66 OF 1965); THE REGULATIONS MADE UNDER SECTION 15 OF THE COMPANIES ACT, 1973 (ACT 61 OF 1973); AND THE REGULATIONS MADE UNDER SECTION 24 OF THE TRUST PROPERTY CONTROL ACT, 1988 (ACT 57 OF 1988): COLLECTION OF MASTERS' PRESCRIBED FEES FOR DECEASED AND INSOLVENT ESTATES AND ESTATES UNDER CURATORSHIP, TRUSTS AND COPIES OF DOCUMENTS

1. With the repeal of the Stamp Duties Act, 1968, and the demonetisation of revenue stamps by the South African Revenue Services (SARS) with effect from 01 November 2009, it became necessary for the Department to have alternative methods of collecting the Masters' prescribed fees.
2. Since the Masters' Offices do not have collection points (cashier facilities) and due to the limited number of Masters' offices and in the interests of service delivery, I hereby determine that the tariff of fees promulgated by the Minister of Justice and Correctional Services in Gazette No.41224, dated 3 November 2017 under section 153 of the Insolvency Act, 1936 (Act 24 of 1936), section 103 of the Administration of Estates Act, 1965 (Act 66 of 1965), section 15 of the Companies Act, 1973 (Act 61 of 1973) and section 24 of the Trust Property Control Act, 1988 (Act 57 of 1988) continue to be payable at magistrates' courts or alternatively by means of a direct deposit into the following account of the Department of Justice and Constitutional Development, as was determined in Circular 68 of 2009, which Circular is being withdrawn by this Circular, owing to the adjustment of the fees referred to above, which adjustments are set out below:¹

Name of Account:	Department of Justice and Constitutional Development Vote Account Deposits
Bank:	ABSA Corporate
Account Number:	4077507497
Branch Code:	632005
Reference:	Type of service required and Master's Office, e.g. MOH PTA Trust (in the case of trusts), MOH PTA Copies (in the case of copies), MOH PTA Estate Number (in the case of deceased and insolvent estates or estates under curatorship).

3. Revenue collectors at Magistrates' Courts are therefore requested to collect the fees as indicated below and receipt same via the Vote Account.

(i)	In the case of deceased or insolvent Estates or estates under curatorship:	The assessed fee as indicated in Annexure A
(ii)	In the case of lodgement of trusts:	R250-00
(iii)	In the case of copies:	R25-00 per document pack

¹ Copies of the Gazettes giving effect to these adjustments are attached to this Circular for information.

(iv) In the case of certified copies:

R50-00 per document pack

4. In the interests of uniformity, the following abbreviations are to be used for the 15 Masters' offices:
- | | |
|--------------------------|---------|
| Master Bhisho; | MOH BHI |
| Master Bloemfontein; | MOH BFN |
| Master Cape Town; | MOH CT |
| Master Durban; | MOH DBN |
| Master Grahamstown; | MOH GHT |
| Master Johannesburg; | MOH JHB |
| Master Kimberley; | MOH KMB |
| Master Mahikeng; | MOH MHK |
| Master Mthatha; | MOH MTA |
| Master Nelspruit; | MOH MN |
| Master Pietermaritzburg; | MOH PMB |
| Master Polokwane; | MOH POL |
| Master Port Elizabeth; | MOH PE |
| Master Pretoria; | MOH PTA |
| Master Tlohoenyandou; | MOH THO |
5. The following allocations must be used by revenue collectors at Magistrates' Courts on the Vote Account Receipt:
- Item: (a) SERV. REND: ESTATES (M. OFFICE)
For Estates Late / Insolvent and Trusts.
- (b) SERV. REND: PHOTOCOPIES AND FAXES
for copies or certified copies of documents.
- | | |
|------------------------|--|
| OBJECTIVE: | RECEIPTS OBJECTIVE |
| RESPONSIBILITY: | RELEVANT OFFICE |
| FUND: | MASTERS FUND REVENUE |
| PROJECT: | NO PRJ; STND/A REVENUE |
| ASSETS: | NON ASSET RELATED |
| REGIONAL IDENTIFIER: | NON PAY NO REG. IDENTIFIER |
| DESCRIPTION/REFERENCE: | REF NO / NAME OF MASTERS OFFICE, eg MOH PTA Trust (in the case of trusts), MOH PTA Copies (in the case of copies), MOH PTA Estate Number (in the case of deceased and insolvent estates or estates under curatorship). |
6. Applicants must submit deposit slips or receipts issued to the relevant Master's office as proof of payment, together with the completed form (either Annexure A, B, or C), whichever is applicable.
7. Circular 68 of 2009, dated 5 November 2009 is hereby withdrawn.



MR V MADONSELA

Acting DIRECTOR-GENERAL: JUSTICE AND CONSTITUTIONAL DEVELOPMENT

Date: 06/12/2017

TO ALL OFFICES IN THE DEPARTMENT OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT

3
ANNEXURE 'A'



the doj & cd

Department:
Justice and Constitutional Development
REPUBLIC OF SOUTH AFRICA

For use by Masters' Offices	
Receipt No / Bank Deposit Ref.
Amount:
Signature:
Date:

ASSESSMENT – MASTER'S FEE

* Estate late/insolvent

Estate No:

Assessed amount: R.....

The assessed amount is payable and this notice must be submitted when payment is made.

Date:

Master of the High Court

Name and address of appointee

.....
.....
.....
.....

* Delete which is not applicable



the doj & cd

Department:
Justice and Constitutional Development
REPUBLIC OF SOUTH AFRICA

For use by Masters' Offices
Receipt No / Bank Deposit Ref
Amount received:
Signature:
Date:

MASTERS' PRESCRIBED FEE FOR INTER VIVOS TRUSTS

MASTER OF THE HIGH COURT: (NAME OF OFFICE)

TRUST NAME:

DONOR'S NAME:

DONOR'S ID NUMBER, REGISTRATION NUMBER OR CK NUMBER:

AMOUNT PAYABLE FOR LODGEMENT OF TRUST INSTRUMENT: R250-00

- * THE PRESCRIBED FEE IS PAYABLE IN TERMS OF SECTION 4(1) OF THE TRUST PROPERTY CONTROL ACT NO. 57 OF 1988.
- * PROOF OF PAYMENT OF THE PRESCRIBED FEE MUST BE SUBMITTED TO THE MASTER TOGETHER WITH THE TRUST DEED WHEN APPLICATION IS MADE FOR REGISTRATION OF THE TRUST

.....
DATE

.....
FOUNDER

APPLICATION FOR COPIES OR CERTIFIED COPIES



the doj & cd

Department:
Justice and Constitutional Development
REPUBLIC OF SOUTH AFRICA

For use by Masters' Offices

Receipt No / Bank Deposit Ref

Amount received:

Signature:

Date:

Complete in block letters

MASTER OF THE HIGH COURT: (NAME OF OFFICE)

ESTATE
(Full names and surname)

Certified copies of the following documents for use "inside / outside the Republic of South Africa, are required:

1.
2.
3.
4.
5.

Amount Payable: R25-00 per document pack in the case of copies or R50-00 per document pack in the case of certified copies

Name and Address of Applicant

.....
.....
.....
.....

SIGNATURE

DATE

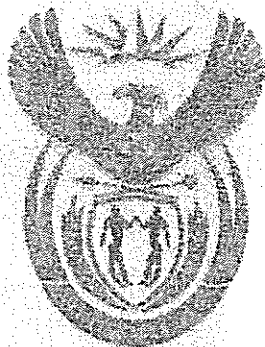
PRINT NAME AND SURNAME

FOR OFFICE USE ONLY

- * Copies made and dispatched on of
- * Copies could for the following reasons not be made

SERIAL NO

* Delete if not applicable.



Vol. 120

November
November 2017

No. 41224

PART 1 OF 2

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ISSN 1682-5943



41224



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DEPARTMENT OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT
NO. 1161 **08 NOVEMBER 2017**
ADMINISTRATION OF ESTATES ACT, 1965 (ACT NO. 66 OF 1965)
AMENDMENT OF REGULATIONS

The Minister of Justice and Correctional Services has, under section 103 of the Administration of Estates Act, 1965 (Act No. 66 of 1965), made the regulations in the Schedule,

SCHEDULE

Definitions

1. In this Schedule "the Regulations" means the regulations published by Government Notice No. R. 473 of 24 March 1972, as amended by Government Notices Nos. R. 817 of 13 May 1977, R. 1209 of 13 June 1980, R. 2542 of 20 November 1981, R. 2482 of 1 November 1985, R. 655 of 11 April 1986, R. 2758 of 11 December 1987, R. 610 of 31 March 1989, R. 1208 of 9 June 1989, R. 1921 of 17 August 1990, R. 1602 of 1 July 1991, R. 1672 of 12 July 1991, R. 1539 of 13 August 1993, R. 64 of 14 January 1994, R. 1941 of 12 August 1995, R. 365 of 7 March of 1997, R. 1002 of 12 October 2001 and R. 1057 of 8 November 2009.

Amendment of Schedule 2 to the Regulations

2. Schedule 2 to the Regulations is hereby amended by—
- (a) the substitution for subparagraph (1) of paragraph 1 of the following subparagraph:
- "(1) On all estates of deceased persons or estates under curatorship or administration in terms of the Mental Health Care Act, 2002 (Act No. 17 of 2002), (except estates under the custody of an interim curator pending the appointment of an executor) the gross value of which according to the executor's or curator's account—
- (a) is R250 000 or more but less than R400 000: R600;
- (b) is R400 000 or more per each complete further R100 000 with which the gross value exceeds R400 000, a further R200;
- subject to a maximum fee of R7 000,

Where the deceased was one of two spouses married in community of property the said fees shall be assessed upon the gross assets of the joint estate.”;

- (b) the substitution for subparagraph (1) of paragraph 2 of the following subparagraph:
- “(1) (a) For a copy of any document preserved in the office of a Master, R25,00 per document pack shall be paid,
(b) For a certified copy of any document preserved in the office of a Master, R50, 00 per document pack of certified copies shall be paid.
(c) For an electronic copy of any document preserved in the office of a Master, when it is made in such office, and if it is available, no fee is payable.”.
- (d) by the insertion after subparagraph (2) of paragraph 2 of the following subparagraph:
- “(3) For purposes of subparagraph (1), “document pack” means any document, irrespective of the number of pages, which constitutes a complete document which can be read on its own.”.

Commencement

3. The provision of these regulations come into operation on 1 January 2018 and shall apply only to the estate of persons who die on or after 1 January 2018 and to estates under curatorship or administration where the date of the final appointment of a *curator bonis* or administrator is on or after 1 January 2018

DEPARTEMENT VAN JUSTISIE EN STAATKUNDIGE ONTWIKKELING

NO. 1161

03 NOVEMBER 2017

BOEDELWET, 1965 (WET NO. 66 VAN 1965)

WYSIGING VAN REGULASIES

Die Minister van Justisie en Korrektiewe Dienste het, kragtens artikel 103 van die Boedelwet, 1965 (Wet No. 66 van 1965), die regulasies in die Bylae uitgereik.

BYLAE

Woordenskrywing

1. In hierdie Bylae beteken "die Regulasies", die regulasies gepubliseer by Goewermentskennisgewing No. R 473 van 24 Maart 1972, soos gewysig deur Goewermentskennisgewings Nos. R. 817 van 13 Mei 1977, R. 1209 van 13 Junie 1980, R. 2642 van 20 November 1981, R. 2482 van 1 November 1985, R. 655 van 11 April 1986, R. 2738 van 11 Desember 1987, R. 610 van 31 Maart 1989, R. 1208 van 9 Junie 1989, R. 1921 van 17 Augustus 1990, R. 1602 van 1 Julie 1991, R. 1672 van 12 Julie 1991, R. 1638 van 13 Augustus 1993, R. 64 van 14 Januarie 1994, R. 1341 van 12 Augustus 1996, R. 365 van 7 Maart 1997, R. 1002 van 12 Oktober 2001 en R. 1067 van 5 November 2009.

Wysiging van Bylae 2 tot die Regulasies

2. Bylae 2 tot die Regulasies word hierby gewysig—

(a) deur subparagraaf (1) van paragraaf 1 deur die volgende subparagraaf te vervang:

"(1) Op alle boedels van eedede persone of op boedels onder kuratels of administrasie ingevolge die 'Mental Health Care Act, 2002' (Wet No. 17 van 2002) (uitgesonderd boedels wat in afwagting van die aanstelling van 'n eksekuteur in die bewaring van 'n tussentydse kurator is), waarvan die totale bruto waarde volgens die eksekuteurs- of kuratorsrekening—

(a) R250 000 of hoër maar minder as R400 000 is: R600;

(b) R400 000 of hoër vir elke verdere volle R100 000 waarmee die bruto waarde R400 000 oorskry, 'n verdere R200;

behoudens 'n maksimum van R7 000.

Waar die oordere een van twee gades was wat in gemeenskap van goed getroud was, word voormelde gade op die bruto bates van die gesamentlike boedel gehêf.”;

(b) deur subparagraaf (1) van paragraaf 2 deur die volgende subparagraaf te vervang:

- “(1) (a) Vir ’n afskrif van ’n dokument wat in die kantoor van ’n Meester bewaar word, moet R25,00 per dokumentstel betaal word.
- (b) Vir ’n gesertifiseerde afskrif van ’n dokument wat in die kantoor van ’n Meester bewaar word, moet R50,00 per stel dokumentstel van gesertifiseerde afskrifte betaal word.
- (c) ’n Elektroniese afskrif van ’n dokument wat in die kantoor van ’n Meester bewaar word, wanneer dit in daardie kantoor gemaak word en indien dit beskikbaar is, is gratis.”.

(d) deur die volgende subparagraaf na subparagraaf (2) van paragraaf 2 in te voeg:

- “(3) By die toepassing van subparagraaf (1), beteken "dokumentstel" enige dokument, ongeag die getal bladsye, wat ’n volledige dokument is wat op sy eie gelees kan word.”.

Inwerkingtreding

§. Hierdie Regulasie tree in werking op 1 Januarie 2018 en is slegs van toepassing op die boedels van persone wat op of na 1 Januarie 2018 gesterf het en op boedels onder kuratorskap of administrasie waar die finale aangstelling van die *curator bonis* of die administrateur plaasgevind het op of na 1 Januarie 2018.

DEPARTMENT OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT

NO. 1162

03 NOVEMBER 2017

TRUST PROPERTY CONTROL ACT, 1988 (ACT NO. 57 OF 1988)
AMENDMENT OF REGULATIONS

The Minister of Justice and Correctional Services has, under section 24 of the Trust Property Control Act, 1988 (Act No.57 of 1988), made the regulations in the Schedule.

SCHEDULE

Definitions

1. In this Schedule "the Regulations" means the regulations published by Government Notice No. R. 1540 of 12 August 1993, as amended by Government Notice No. R. 1056 of 5 November 2009.

Substitution of regulations 2 and 3 of the Regulations

2. Regulations 2 and 3 of the Regulations are hereby substituted for the following regulations:

"Fees payable at lodgement of trust instrument

2. The fee which is payable to the Master in terms of section 4 of the Act at the lodgement of a trust instrument shall be R250, 00 in respect of each trust instrument, which shall be payable in the manner as determined administratively by the Director-General: Justice and Constitutional Development and proof of such payment shall be submitted to the Master together with the trust instrument which shall be retained by the Master.

Fees payable for the making and certifying of copies of documents

3. (1) The fee which is payable to the Master in terms of section 19 of the Act for –

(a) a copy of any document under his or her control relating to trust property shall be R25,00 per document page; and

(b) a certified copy of any document under his or her control relating to trust property shall be R50,00 per document pack of certified copies,

which shall be payable in the manner as determined administratively by the Director-General: Justice and Constitutional Development and proof of such payment shall be submitted to the Master together with the written request of, or rendering by, the Master of the service in question.

(2) For an electronic copy of any document preserved in the office of a Master, when it is made in such office, and if it is available, no fee is payable."

(3) For purposes of subparagraph (1), "document pack" means any document, irrespective of the number of pages, which constitutes a complete document which can be read on its own."

Commencement

3. The Regulations come into operation on 1 January 2018 and the provisions of regulations 2 and 3 of these Regulations shall apply to trusts which are registered on or after 1 January 2018.

DEPARTEMENT VAN JUSTISIE EN STAATKUNDIGE ONTWIKKELING

NO. 1162

03 NOVEMBER 2017

WET OP BEHEER VAN TRUSTGOED, 1988 (WET NO. 57 VAN 1988)
WYSIGING VAN REGULASIES

Die Minister van Justisie en Korrektiewe Dienste het, kragtens artikel 24 van die Wet op die Beheer van Trustgoed, 1988 (Wet No. 57 van 1988), die regulasies in die Bylae uitgevaardig.

BYLAE

Woordomskrywing

1. In hierdie Bylae beteken "die Regulasies" die regulasies gepubliseer by Goewermentskennigegewing No. R 1540 van 13 Augustus 1988, soos gewysig by Goewermentskennigegewing No. R 1058 van 5 November 2008.

Vervanging van regulasies 2 en 3 van die Regulasies

2. Regulasies 2 en 3 van die Regulasies word hierby deur die volgende regulasies vervang:

"Gelde betaalbaar by indiening van trustdokument"

2. Die gelde wat ingevolge artikel 4 van die Wet by die indiening van 'n trustdokument aan die Meester betaalbaar is, is R250,00 ten opsigte van elke trustdokument, en is betaalbaar op die wyse soos administratief deur die Direkteur-generaal: Justisie en Staatkundige Ontwikkeling bepaal en bewys van sodanige betaling moet aan die Meester gelewer word saam met die trustdokument wat deur die Meester gehou word.

"Gelde betaalbaar vir die maak en sertifiseer van afdrukke van dokumente"

3. (1) Die gelde wat ingevolge artikel 18 van die Wet aan die Meester betaalbaar is—

(a) vir 'n gesertifiseerde afskrif van enige dokument onder sy of haar beheer wat op trustgoed betrekking het, is R25,00 per dokumentstel; en

(b) 'n gesertifiseerde afskrif van enige dokument onder sy of haar beheer in verband met trustelendom, is R50,00 per dokumentstel van gesertifiseerde afskrifte,

en is betaalbaar op die wyse soos administratief deur die Direkteur-generaal: Justisie en Staatkundige Ontwikkeling bepaal en bewys van sodanige betaling moet aan die Meester gelewer word saam met die skriftelike versoek waarin, of lewering deur, die Meester van die betrokke diens,

(2) 'n Elektroniese afskrif van enige dokument wat in die kantoor van 'n Meester bewaar word, wanneer dit in daardie kantoor gemaak word en indien dit beskikbaar is, is gratis.

(3) By die toepassing van subparagraaf (1), beteken "dokumentstel" enige dokument, ongeag die getal bladsye, wat 'n volledige dokument is wat op sy eie gelees kan word."

Inwerkingtreding

3. Die Regulasies tree in werking op 1 Januarie 2018 en die bepalings van Regulasies 2 en 3 is net van toepassing op trusts geregistreer op of na 1 Januarie 2018.

DEPARTMENT OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT

NO. 1163

03 NOVEMBER 2017

INSOLVENCY ACT, 1936 (ACT NO. 24 OF 1936)

AMENDMENT OF THE THIRD SCHEDULE

Under section 153(1)*bis* of the Insolvency Act, 1936 (Act No. 24 of 1936), I. Tshilila Michael Masutha, Minister of Justice and Correctional Services, hereby amend the Third Schedule to the said Act—

- (a) by the substitution for items 1 and 2 of the following items:

1. On all insolvent estates under final sequestration the total gross value of the assets according to the trustee's liquidation and distribution account and/or contribution account of which -	
	R
(a) is R5 000 or more, but less than R50 000	250,00
(b) is R50 000 or more, but less than R150 000	1 000
(c) is R150 000 or more, for each complete further R5 000 when the gross value exceeds R150 000, a further	275,00
subject to a maximum fee of	275 000,00
2.	
(a) For a copy of any document preserved in the office of a Master, a fee of R25,00 per document pack shall be paid.	
(b) For a certified copy of any document preserved in the office of a Master, R50,00 per document pack of certified copies shall be paid.	
(c) For an electronic copy of any document preserved in the office of a Master, when it is	

made in such office, and if it is available, no fee is payable.”;

and

(b) by the insertion after item 2 of the following item:

“2A. “For purposes of item 2, “document pack” means any document, irrespective of the number of pages, which constitutes a complete document which can be read on its own.”.

Commencement

The amendments to the Third Schedule come into operation on 1 January 2018 and the provisions of items 1 and 2 of the Third Schedule shall only apply to the insolvent estates whose final court order is granted on or after 1 January 2018.

DEPARTEMENT VAN JUSTISIE EN STAATKUNDIGE ONTWIKKELING

NO. 1169

03 NOVEMBER 2017

INSOLVENSIEWET, 1936 (WET NO. 24 VAN 1936)

WYSIGING VAN DERDE BYLAE

Kragtens artikel 153(1)*bis* van die Insolvensiewet, 1936 (Wet No. 24 van 1936), wysig ek, Tshililo Michael Masutha, Minister van Justisie en Korrektiewe Dienste, hierby die Derde Bylae tot die genoemde Wet—

(a) deur items 1 en 2 deur die volgende items te vervang:

"f. Op alle insolvente boedels onder finale sekwestrasie waarvan die totale bruto waarde van die bates volgens die kurator se likwidasië- en distribusierekening en/of kontribusierekening—	
	R
(a) R5 000 of hoër is, maar minder as R50 000	250,00
(b) R50 000 of hoër is, maar minder as R150 000	1 000
(c) R150 000 of hoër is, vir elke verdere R5 000 wanneer die bruto waarde R150 000 oorskry, 'n verdere	275,00
behoudens 'n maksimum van	275 000,00
2.	
(a) Vir 'n afskrif van 'n dokument wat in die kantoor van 'n Meester bewaar word, moet 'n bedrag van R25,00 per dokumentstel betaal word.	
(b) Vir 'n gewaarmerkte afskrif van 'n dokument wat in die kantoor van 'n Meester bewaar word, moet R50,00 per dokumentstel van gewaarmerkte afskrifte betaal word.	
(c) Vir 'n elektroniese afskrif van 'n dokument wat in die kantoor van 'n Meester bewaar	

word, wanneer dit in sodanige kantoor gemaak word, en indien dit beskikbaar is, is gratis.”;

en

(b) deur die volgende item na Item 2 in te voeg:

"2A. By die toepassing van Item 2 beteken "dokumentefel" enige dokument, ongeag die getal bladsye, wat 'n volledige dokument is wat alleen gelees kan word.”.

Inwerkingtreding

Die wysigings aan die Derde Skedule tree in werking op 1 Januarie 2018 en die bepallings van Items 1 en 2 van die Derde Skedule is slegs van toepassing op insolvente boedels waar die finale hofbevel gemaak is op of na 1 Januarie 2018.

DEPARTMENT OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT

NO. 1164

03 NOVEMBER 2017

REGULATIONS IN TERMS OF SECTION 15 OF THE COMPANIES ACT, 1973 (ACT NO. 61 OF 1973)

The Minister of Justice and Correctional Services has, in consultation with the Minister of Finance, under section 15 of the Companies Act, 1973 (Act No. 61 of 1973), read with Item 8 of Schedule 5 of the Companies Act, 2008 (Act No. 71 of 2008) and regulation 41 of the Companies Regulations, 2011, made the regulations contained in the Schedule.

SCHEDULE

Definitions

1. In this Schedule "the Regulations" means the regulations published by Government Notice No. R.2490 of 28 December 1973, as amended by Government Notices Nos. R.1424 of 11 July 1980, R.1682 of 29 July 1983, R.612 of 31 March 1989, R.1822 of 17 August 1990, R.1542 of 13 August 1993, R.417 of 31 March 1999 and R.1070 of 9 November 2009.

Amendment of Annexure GM 103 to the Regulations

2. Paragraphs 1, 2 and 3 of Annexure GM 103 to the Regulations are hereby substituted for the following paragraphs:

"1. On all companies in final liquidation the total gross value of the assets according to the liquidator's liquidation and distribution account and/or contribution account of which —

(a) is R5 000 or more, but less than R50 000,00:

R

250,00

(b) is R50 000,00 or more, but less than R150 000,00:	1 000,00
(c) is R150 000,00 or more, for each complete further R5 000 when the gross value exceeds R150 000, 00 a further:	275, 00,
subject to a maximum fee of:	275 000,00.

2. (1) (a) For a copy of any document preserved in the office of a Master, R25,00 per document pack shall be paid.

(b) For a certified copy of any document preserved in the office of a Master, R50, 00 per document pack of certified copies shall be paid.

(c) For an electronic copy of any document preserved in the office of a Master, when it is made in such office, and if it is available, no fee is payable, "

(2) For purposes of subparagraph (1), "document pack" means any document, irrespective of the number of pages, which constitutes a complete document which can be read on its own."

Commencement

3. The provision of these regulations come into operation on 1 January 2018 and shall apply only to the companies in final liquidation where the final court order is made or the voluntary resolution with the Companies and Intellectual Property Commission is registered on or after 1 January 2018.

DEPARTEMENT VAN JUSTISIE EN STAATKUNDIGE ONTWIKKELING

NO. 1164

08 NOVEMBER 2017

REGULASIES INGEVOLGE ARTIKEL 15 VAN DIE MAATSKAPPYWET, 1973 (WET NO. 61 VAN 1973)

Die Minister van Justisie en Korrektele Dienste het, in ooreenspanning met die Minister van Finansies, kragtens artikel 15 van die Maatskappywet, 1973 (Wet No. 61 van 1973), gelees met Item 9 van Bylae 5 van die Maatskappywet, 2008 (Wet No. 71 van 2008) en regulasie 41 van die Maatskappyregulasies, die regulasies in die Bylae vervat, uitgevaardig.

BYLAE

Woerdomakrywing

1. In hierdie Bylae beteken "die Regulasies" die regulasies gepubliseer by Goewermentskennigegwing No. R.2490 van 28 Desember 1973, soos gewysig deur Goewermentskennigegwings No's. R.1424 van 11 Julie 1980, R1682 van 29 Julie 1989, R612 van 31 Maart 1989, R. 1022 van 17 Augustus 1990, R1542 van 13 Augustus 1999, R417 van 31 Maart 1999 en R1070 van 9 November 2009.

Wysiging van Aanhangsel GM 103 tot die Regulasies

2. Paragrafe 1, 2 en 3 van Aanhangsel GM 103 tot die Regulasies, word hierby deur die volgende paragrawe vervang:

"1. Op alle maatskappye in finale likwidasie is die totale bruto waarde van die bates volgens die likwidatour se likwidasie- en verspreidingsrekening en/of bydraerekening waarvan:—

(a) R5 000 of hoër, maar minder as R50 000,00;

R
250,00

(b) R50 000,00 of hoër, maar minder as R150 000,00:	1 000,00
(c) R150 000,00 of hoër, vir elke volledige verdere R5 000 wanneer die bruto waarde R150 000,00 oorskry, 'n verdere: behoudens 'n maksimum van:	275, 00, 275 000,00.

2. (1) (a) Vir 'n afskrif van 'n dokument wat in die kantoor van 'n Meester bewaar word, moet R25,00 per dokumentstel betaal word.

(b) Vir 'n gesertifiseerde afskrif van enige dokument wat in die kantoor van 'n Meester bewaar word, moet R50,00 per dokumentstel vir 'n gesertifiseerde afskrif betaal word.

(c) 'n Elektroniese afskrif van 'n dokument wat in die kantoor van 'n Meester bewaar word, wanneer dit in sodanige kantoor gemaak word en indien dit beskikbaar is, is gratis.

(2) By die toepassing van subparagraaf (1), beteken "dokumentstel" 'n dokument, ongeag die getal bladsye, wat 'n volledige dokument is wat op sy eie gelees kan word."

Inwerkingtreding

3. Die Regulasies tree in werking op 1 Januarie 2018 en is slegs van toepassing op maatskappye in finale sekwestrasie waar die hofbevel uitgerelk is of die vrywillige oplossing by die Kommissie vir Maatskappy en Intellektuele Eiendom geregistreer is op of na 1 Januarie 2018.