

*(English text signed by the President.)
(Assented to 20 July 2005.)*

ACT

To provide for the disestablishment of the South African Sports Commission and for the transfer of its assets and liabilities; to repeal the South African Sports Commission Act, 1998; and to provide for matters connected therewith.

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

ARRANGEMENT OF SECTIONS

1. Definitions
 2. Disestablishment of Commission
 3. Transitional provisions
 4. Repeal of laws
 5. Short title
- Schedule

Definitions

1. In this Act, unless the context indicates otherwise—
 "Commission" means the South African Sports Commission established by section 3 of the South African Sports Commission Act, 1998 (Act No. 109 of 1998);
 "Department" means the Department responsible for sport and recreation at national level;
 "Minister" means the Minister responsible for Sport and Recreation in the Republic;
 "Public Finance Management Act" means the Public Finance Management Act, 1999 (Act No. 1 of 1999).

Disestablishment of Commission

2. The Commission established by section 3 of the South African Sports Commission Act, 1998 (Act No. 109 of 1998), is hereby disestablished.

Transitional provisions

3. (1) When this Act takes effect—
 - (a) all assets, rights, liabilities and obligations of the Commission are vested in the Department without formal transfer and without payment of any transfer duties, stamp duties, fees or taxes;
 - (b) all the employees of the Commission must be transferred to the Department in accordance with section 197 of the Labour Relations Act, 1995 (Act No. 66 of 1995) with retrospective effect to 1 April 2005.
- (2) Section 42 of the Public Finance Management Act applies when the assets and liabilities referred to in subsection (1) are transferred to the Department.

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(3) The Chief Executive Officer and the board of the Commission, as the accounting authority of the Commission, are responsible for the finalisation of all matters of the Commission in accordance with the Public Finance Management Act.

(4) The Registrar of Deeds must make the necessary entries or endorsements for the transfer of any property contemplated in subsection (1), and no office fee or other charge is payable in respect of that entry or endorsement.

(5) For the purposes of the Income Tax Act, 1962 (Act No. 58 of 1962), no change of employer must be regarded as having taken place when the employees contemplated in subsection (1) take up employment at the Department.

Repeal of laws

4. (1) Subject to section 3, the laws mentioned in the second column of the Schedule are hereby repealed.

(2) Anything done under any provision of the law repealed and which could have been done under this Act, is deemed to have been done under this Act.

Short title

5. This Act is called the South African Sports Commission Act Repeal Act, 2005, and comes into operation on a date fixed by the President by proclamation in the Gazette.

SCHEDULE*(Section 4)*

No. and year of Act	Short title	Extent of repeal
Act No. 109 of 1998	South African Sports Commission Act, 1998	The whole
Act No. 33 of 1999	South African Sports Commission Amendment Act, 1999	The whole
Act No. 57 of 1999	South African Sports Commission Second Amendment Act, 1999	The whole
Act No. 7 of 2001	South African Sports Commission Amendment Act, 2001	The whole