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GOVERNMENT NOTICE

DEPARTMENT OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT

No. R. 954 **18 November 2011**

REGULATIONS UNDER SECTION 103 OF THE ADMINISTRATION OF ESTATES ACT, 1965 (ACT No. 66 OF 1965)

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

SCHEDULE

Definition

1. In these regulations "the Regulations" means the regulations published under Government Notice No. R. 473 of 24 March 1972, as amended by Government Notice 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. 2738 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. 1627 of 12 July 1991, R. 1539 of 13 August 1993, R. 64 of 14 January 1994, R. 1341 of 12 August 1996, R. 365 of 7 March 1997 and R. 1002 of 12 October 2001.

Amendment of regulation 9 of the Regulations

2. Regulation 9 of the Regulations is hereby amended by the substitution for subregulations (1) and (2) of the following subregulations:

"(1) Every appraiser is entitled to remuneration according to the following tariff in respect of every separate or continuous appraisement made by him or her for the purposes of the Act:

(*a*) Valuations of R10 000 or less: R246, 20.

(*b*) Valuations exceeding R10 000 up to and including R20 000: R281, 40.

(*c*) Valuations exceeding R20 000 up to and including R300 000: R 281, 40

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for the first R20 000 and R3, 90 per R1 000 or part thereof thereafter.

(*d*) Valuations exceeding R300 000 up to and including R800 000: R1 371, 80 for the first R300 000 and R2, 60 per R1 000 or part thereof thereafter.

(*e*) Valuations exceeding R800 000: R2 690, 80 for the first R800 000 and R1, 80 per R1 000 or part thereof thereafter.

(2) The tariff fee shall be increased by 20 percent subject to a maximum of R65, 10 for every separate or continuous appraisement when an appraiser values any property and the Master or the Commissioner for the South African Revenue Service desires particulars of the property including the completion of any prescribed form.".

Amendment of regulation 10 of the Regulations

3. Regulation 10 of the Regulations is hereby amended by the substitution in paragraph *(a)* of subregulation (1) for the expression "R2, 00" of the expression "R3, 50".

Substitution of regulation 11 of the Regulations

4. The following regulation is hereby substituted for regulation 11 of the Regulations:

"**11.** In addition to the remuneration and transport allowance set out in regulations 9 and 10, the following allowances may be claimed:

(*a*) For time spent in travelling to and from the place of appraisement: R44 per completed hour, but not exceeding R439, 70 per day.

(*b*) For necessary detention while the appraiser is not engaged in the appraisement: R44 per completed hour, but not exceeding R439, 70 per day. ".

Transitional provision

5. These regulations apply only to appraisements made on or after the date of commencement of these regulations.

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Commencement

6. These regulations come into operation on the date of publication thereof in the *Gazette*.

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