

REPUBLIC OF SOUTH AFRICA

**PORTFOLIO COMMITTEE AMENDMENTS
TO
LAND BANK AMENDMENT
BILL**

[B 108—97]

*(As agreed to by the Portfolio Committee on Agriculture, Water Affairs and Forestry
(National Assembly))*

[B 108A—97]

REPUBLIEK VAN SUID-AFRIKA

**PORTEFEULJEKOMITEE-AMENDEMENTE
OP
WYSIGINGSWETSONTWERP
OP DIE LANDBANK**

[W 108—97]

*(Soos goedgekeur deur die Portefeuljekomitee oor Landbou, Waterwese en Bosbou
(Nasionale Vergadering))*

[W 108A—97]

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AMENDMENTS AGREED TO

LAND BANK AMENDMENT BILL [B 108—97]

CLAUSE 1

1. On page 4, in line 16, to omit “land” and to substitute “property”.

CLAUSE 5

1. On page 6, in line 44, to omit “five members” and to substitute:
half of the members plus one

CLAUSE 11

1. On page 10, in line 11, to omit “consanguinity” and to substitute “[**consanguinity**] blood relationship”.
2. On page 10, in line 14, to omit “consanguinity” and to substitute “[**consanguinity**] blood relationship”.

CLAUSE 18

1. On page 14, in line 3, after “equipment” to insert “and property”.

CLAUSE 19

1. On page 14, in line 16, to omit “land” and to substitute “property”.

CLAUSE 23

1. On page 18, in line 48, to omit “overseas” and to substitute:
outside the Republic of South Africa
2. On page 20, in line 5, to omit “overseas” and to substitute:
outside the Republic of South Africa
3. On page 20, in line 7, to omit “overseas” and to substitute:
outside the Republic of South Africa
4. On page 20, in line 26, to omit “overseas” and to substitute:
outside the Republic of South Africa
5. On page 20, in line 28, to omit “overseas” and to substitute:
outside the Republic of South Africa

CLAUSE 25

1. On page 24, in line 4, to omit “land” and to substitute “property”.
2. On page 24, in line 7, to omit “land” and to substitute “property”.

CLAUSE 28

Clause rejected.

NEW CLAUSE

1. That the following be a new Clause to follow Clause 27:

Repeal and amendment of laws

28. (1) The laws mentioned in the Schedule are hereby repealed or amended to the extent set out in the third column thereof.

(2) Notwithstanding the provisions of subsection (1)—

- (a) any application received under section 10 of the Agricultural Credit Act, 1966 (Act No. 28 of 1966), before the commencement of this Act, shall be dealt with as if the said section had not been repealed; and
- (b) any process or action not yet finalised under Part III of the Agricultural Credit Act, 1966 (Act No. 28 of 1966), on the date of commencement of this Act, shall be dealt with as if the said Part had not been repealed.

NEW SCHEDULE

1. That the following be a new Schedule:

SCHEDULE

LAWS REPEALED OR AMENDED

No. and year of law	Short title	Extent of repeal or amendment
Act No. 28 of 1966	Agricultural Credit Act, 1966	1. The amendment of section 1 by the deletion of the definitions of “board”, “chairman of the board” and “magistrate”. 2. The repeal of Part I, sections 10, 10A, 10B, 10C, 13, 20, Part III, sections 47(a), (b), (c) and (d), 48(1)(a) and 52. 3. The amendment of section 20A— (a) by the substitution for paragraph (b) in subsection (1) of the following paragraph: “(b) any interest earned in terms of funds invested with the Public Investment Commissioners”; (b) by the deletion of paragraph (c); and (c) by the substitution for subsection (3) of the following subsection:

No. and year of law	Short title	Extent of repeal or amendment
		<p>“(3) The account shall be debited with—</p> <p>(a) the purchase price of immovable property purchased by the Minister in terms of section 37(3);</p> <p>(b) any amount, as determined by the Minister from time to time, to be utilised by the Land Bank for purposes envisaged under the Land Bank Act, 1944 (Act No. 13 of 1944); and</p> <p>(c) any amount reimbursed by the direction of the Director-General because the account in his opinion has been erroneously credited therewith.”; and</p> <p>(d) by the substitution for subsection (5) of the following subsection:</p> <p>“(5) Moneys standing to the credit of the account which in the opinion of the Minister with the concurrence of the Minister of Finance are not required for immediate use as contemplated in subsection (3), shall be invested with the Public Investment Commissioners and may be withdrawn when required for the purposes mentioned in that subsection.”.</p>
Act No. 45 of 1968	Agricultural Credit Amendment Act, 1968	Section 2.
Act No. 66 of 1970	Agricultural Credit Amendment Act, 1970	Sections 2(a), 2(b), 3, 4(a), 4(b), 5(a), 5(b), 10(a), 10(b), 11(a), 11(b), 15 and 19.
Act No. 10 of 1971	Agricultural Credit Amendment Act, 1971	Sections 2(1) and 4.
Act No. 15 of 1972	Agricultural Credit Amendment Act, 1972	Sections 1 and 2(1).
Act No. 62 of 1973	General Law Amendment Act, 1973	Section 32.
Act No. 67 of 1979	Agricultural Credit Amendment Act, 1979	Sections 1, 2(a) and 2(b).
Act No. 27 of 1980	Agricultural Credit Amendment Act, 1980	Sections 2(a), 2(b) and 3.
Act No. 73 of 1981	Agricultural Credit Amendment Act, 1981	Section 2.
Act No. 67 of 1982	Second Agricultural Credit Amendment Act, 1982	Sections 2, 3 and 4.
Act No. 42 of 1983	Agricultural Credit Amendment Act, 1983	Section 1(a).
Act No. 51 of 1987	Agricultural Credit Amendment Act (House of Assembly), 1987	Sections 1(1), 1(d), 1(e), 1(f), 2(a), 2(b), 3(a), 3(b), 4(a), 4(c), 5, 6, 7(a), 7(b), 8, 12(a), 12(b), 14, 15, 17, 19(a), 19(b), 19(c), 19(d), 20, 21, 22, 23, 24, 25, 35(b) and 36.
Act No. 53 of 1993	Agricultural Credit Amendment Act (House of Assembly), 1993	The whole.