



# SWAZILAND GOVERNMENT GAZETTE

VOL. XXXII]

MBABANE, Friday, May 6th, 1994

[No. 21

## CONTENTS

No. Page

### GENERAL NOTICES

26. Appointment of Chairman of the Liquor Licencing Board .....	1140
27. Appointment of Members of the Liquor Licencing Board .....	1141

ADVERTISEMENTS .....	1142
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### CONTENTS OF SUPPLEMENT

#### PART C - LEGAL NOTICES

93. Appointment of a Valuation Court for Pigg's Peak Urban Area .....	S1
94. Control of Prices of Maize and Maize Meal Notice, 1994 .....	S2
95. The Court of Appeal (Amendment of Second Schedule) Notice, 1994 .....	S6
97. Appointment of a Valuation Court and Clerk to Valuation Court .....	S12
98. Appointment of Members of the Road Transportation Board .....	S13
99. Appointment of Members of the Road Transportation Appeals Board .....	S14

GENERAL NOTICE NO. 26 OF 1994

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THE LIQUOR LICENCES ACT, 1964

APPOINTMENT OF CHAIRMAN OF THE LIQUOR LICENCING BOARD

(Under Section 6)

In exercise of the powers conferred by section 6 of the Liquor Licences Act, 1964 the Minister for Home Affairs hereby appoints

THOMAS SIBUSISO MASUKU

to be the Chairman of the Liquor Licencing Board with effect from 20th April, 1994.

General Notice No. 29 of 1991 is hereby revoked.

E. BHEMBE

*Principal Secretary*

GENERAL NOTICE NO. 27 OF 1994

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APPOINTMENT OF MEMBERS OF THE LIQUOR LICENCING BOARD

(Under Section 6)

In exercise of the powers conferred by Section 6 of the Liquor Licences Act, 1964 the Minister of Home Affairs hereby appoints

JOSIA PHEME VILAKATI

to be a member of Manzini Liquor Board with effect from 21st April 1994.

The appointment of Mr. E.S.F. Magagula to be a member of Manzini Liquor Board by General Notice No. 69 of 1991 is hereby revoked.

E. BHEMBE  
*Principal Secretary*

1142

**NOTICE**

**IN THE ESTATE OF THE LATE ISABEL SINDAPHI GAMA - E171/92**

Notice is hereby given in terms of section 51 (bis) of the Administration of Estates Act No. 28 of 1902 that the First and Final Liquidation and Distribution Account will lie open for inspection at the office of the Master of the High Court of Swaziland for a period of twenty one (21) days from date of publication of this notice.

Any person objecting to the account may lodge his objection in writing in duplicate with the Master of the High Court at any time before the expiry of the said date.

D. LUKELE & CO.  
Farm 275  
Golf Course Road  
P.O. Box 336  
MANZINI

F461 6.5.94

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**NOTICE**

**ESTATE LATE SAMUEL KUNENE - E.55/94**

Debtors and Creditors in the above Estate are hereby called upon to lodge their claims and pay their debts to the undersigned within thirty (30) days from date of publication of this Notice.

DATED AT MBABANE THIS 2ND DAY OF MAY, 1994.

P.M. SHILUBANE & ASSOCIATES  
Attorneys for Executrix  
P.O. Box A93  
Swazi Plaza  
MBABANE

F463 6.5. 94

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**NOTICE**

**ESTATE LATE JOHANNES KEDEZI MASEKO - E2/90**

Notice is hereby given in terms of Section 51 bis of the Administration of Estate Act No. 28 of 1902 that the First and Final Liquidation and Distribution Account will be opened for inspection at the Office of the Master of the High Court of Swaziland at Allister Miller Street, Mbabane for a period of 21 (twenty-one) days from the date of publication of this Notice.

Any persons objecting to the account may lodge his objection in writing in duplicate, and by stating his reasons therefore with the Master of the High Court at any time before the expiry of the said period.

DATED at MBABANE on the 2nd day of May 1994.

SAMUEL S. EARNSHAW & CO.  
Attorneys for the Executrix  
6th Floor, Dhlam'ubeka House  
Walker Street  
P.O. Box 1134  
MBABANE

F464 6.5.94

1143

**NOTICE**

**ESTATE LATE MOSES HYND MKHONTA E101/94**

Debtors and Creditors in the above estate are hereby called upon to pay their debts and to lodge their claims respectively within the undersigned within thirty (30) days of the publication hereof.

JOSHUA MKHONTA  
c/o Master of the High Court  
P.O. Box 19  
MBABANE

F454 6.5.94

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**NOTICE**

**IN THE ESTATE OF THE LATE THEMBI NGILANDI NGOMANE,  
OF FLOBAMBA, WHO DIED AT MBABANE GOVERNMENT HOSPITAL,  
MBABANE, SWAZILAND ON THE 17TH AUGUST 1993.  
ESTATE NO. 52/94**

Debtors and Creditors in the above Estate are hereby called upon to lodge their claims with and pay their debts to the undersigned within thirty (30) days from date of publication of this notice.

P.R. DUNSEITH  
Attorney for Executor Dative  
Lansdowne House  
Post Street  
P.O. Box 423  
MBABANE

F455 6.5.94

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**NOTICE**

**APPLICATION FOR LOST TITLE DEED**

Notice is hereby given that we intend to apply for a certified copy of Crown Grant No. 59/1976 and registered on the 26th day of August, 1976 held by Edward Arthur Middleton in respect of:

**CERTAIN:** Lot No. 213 situate in the Prince Arthur Street in the Township of Hlatikulu, District of Shiselweni Swaziland;

**MEASURING:** 490 (Four Hundred and Ninety) Square Metres;

Any person having objection to the issue of such copy is hereby required to lodge it in writing with the Registrar of Deeds within three (3) weeks from the date of the last publication of this notice.

DATED AT MANZINI ON THIS 26TH DAY OF APRIL, 1994.

WILLIAM F. MTHEMBU & ASSOCIATES  
Applicant's Attorneys  
2nd Floor Mandlenkosi Ecumenical  
House, Esser Street  
P.O. Box 1301  
MANZINI

F435 2x6.5.94

1144

**NOTICE**

**ESTATE LATE ELCAN FUNWAKO MAVUSO E79/94**

Debtors and Creditors in the above estate are hereby called upon to pay their debts and to lodge their claims respectively within the undersigned within thirty (30) days of the publication hereof.

MR. SAMSON MAVUSO  
P.O. Box 129  
VUVULANE

F457 6.5.94

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**NOTICE**

**ESTATE LATE POULOS MARK MAZIYA E83/1994**

Debtors and Creditors in the above estate are hereby called upon to pay their debts and to lodge their claims respectively within the undersigned within thirty (30) days of the publication hereof.

EVA MAKHUBELA  
P.O. Box 301  
SITEKI

F445 6.5.94

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**NOTICE**

**ESTATE LATE PETER MASHUKU DLAMINI E109/94**

Debtors and Creditors in the above Estate are hereby required to pay their debts and lodge their claims with the undersigned within thirty (30) days of publication of this notice.

MRS. C.S. DLAMINI  
P.O. Box 169  
LUYENGO

F456 6.5. 94

**NOTICE**

**ESTATE LATE ELLA SIBONGILE NGWENYA - E.201/93**

Notice is hereby given that in terms of Section 51 bis of the Administration of Estates Act No. 28 of 1902 the First and Final Liquidation and Distribution Account will lie open for inspection at the office of the Master of the High Court of Swaziland, Mbabane for a period of twenty-one (21) days from date of appearance of this Notice.

Any person objecting to the account may lodge his objection in writing, in duplicate, with the Master of the High Court at any time before expiry of the said period.

DATED at MBABANE this MBABANE day of APRIL, 1994.

P.M. SHILUBANE & ASSOCIATES  
Fourth Floor Mbandzeni Building  
Smuts and Church Streets  
MBABANE

F444 6.5.94

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**NOTICE**

Notice is hereby given that we intend applying for a Certified Copy of:- Deed of Exchange Transfer No. 617/1990 dated 14th November 1990 in favour of:-

The Town Council of Mbabane in respect of:-

CERTAIN: Lot No. 2202 situate in Mbabane Extension No. 1, District of Hhohho, Swaziland;

MEASURING: 2,0410 (Two Comma Zero Four One Zero) hectares;

Any person having objection to the issue of such copy is hereby requested to lodge it in writing with the Registrar of Deeds within Three (3) weeks of the last publication of this Notice.

DATED at Mbabane this 26th day of April 1994.

ROBINSON, BERTRAM & CO,  
Attorneys for Applicant  
P.O. Box 24  
MBABANE

F451 2x13.5.94

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**NOTICE**

Notice is hereby given that we intend applying for the cancellation of an entry in the Deeds Office register relating to:

- (a) Mortgage Bond No. 348/1981 dated the 20th day of October 1981 for an amount of E2,000.00 (Two Thousand Emalangen)

passed by STANLEY VUYISILE SHONGWE (born on the 26th day of September 1938) in favour of BARCLAYS BANK OF SWAZILAND LIMITED.

Any person having an objection to the cancellation of such entries in the Deeds Office is hereby requested to lodge such objection in writing with the Registrar of Deeds within three (3) weeks of the last publication of this notice.

DATED AT MBABANE ON THIS 29TH DAY OF APRIL 1994.

ROBINSON BERTRAM & CO.  
Attorneys for Applicant  
P.O. Box 24, Mbabane

F453 2x13.5.94

**NOTICE**

**HABITAT (PROPRIETARY) LIMITED (IN LIQUIDATION)**

The Second meeting of Creditors in the above matter will be held in Master's Office, High Court, Mbabane on Tuesday 24 May 1994 at 9.30 a.m. for:

- (a) Proof of Claims;
- (b) Receiving any report on the affairs of the company in Liquidation that the Liquidator may wish to make; and
- (c) Giving the Liquidator such directions pertinent to the winding-up of the Company as the Creditors by majority vote may resolve.

Claims and proxies in legal form must be in the hands of the Master at the latest by 12 noon on the 23 May 1994.

A creditor whose claim has not been proved shall not be entitled to vote at the meeting.

P.R. COOPER  
Liquidator

P.O. Box 569  
MBABANE  
Swaziland

F450 6.5.94

**NOTICE**

Notice is hereby given that we intend to apply for a certified copy of Deed of Transfer No. 57/1986 dated the 20th February, 1986 made in favour of Janet Mnguni (born Gamedze) widow, NOSIPHO MNGUNI, MLONDI MNGUNI AND SANDILE MNGUNI in respect of:-

CERTAIN: Lot No. 627 situate in the Manzini Township Extension No. 7, District Manzini, Swaziland;

MEASURING: 1277 (One Two Seven Seven) Square Metres;

Any person having objection to the issue of such copy is hereby requested to lodge in writing with the Registrar of Deeds within 3 weeks of the last publication of this notice.

DATED AT MBABANE THIS DAY OF 1994.

P.M. SHILUBANE AND ASSOCIATES  
Fourth Floor  
Mbandzeni House  
P.O. Box A93, Swazi  
MBABANE

F462 2x13.5.94

**NOTICE**

Notice is hereby given that I, Mduduzi Masinga of Manzini Region intend to apply to the Honourable Minister of Justice for the Kingdom of Swaziland for authorisation to assume the surname Mthembu after the fourth publication of this Notice in each of four consecutive weeks in the Times of Swaziland and Observer of Swaziland Newspapers, being two newspapers circulating in the region where I reside and designated for this purpose by the Regional Secretary for the Manzini Region and in the Government Gazette.

The reason I want to assume the surname Mthembu is because it is my rightful surname Mr. Masinga was a stepfather.

Any person or persons likely to object to my assuming the surname Mthembu should lodge their objections in writing with me at the address given below and with the Regional Secretary for Manzini Region.

P.O. Box 951  
MBABANE

F458 4x27. 5. 94



**S.G.G. NO. 21, FRIDAY, MAY 6, 1994**

**1147**

**NOTICE**

**IN THE HIGH COURT OF SWAZILAND**

**HELD AT MBABANE**

**CASE NO.: 337/93**

**In the matter between:**

**SWAZILAND BUILDING SOCIETY**

**Plaintiff**

**and**

**LUCAS MARK JABHI DLAMINI**

**Defendant**

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**NOTICE OF SALE**

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Notice is hereby given that pursuant to a Writ of Execution issued in the above matter, the undermentioned property will be sold by Public Auction by the Deputy Sheriff for the District of Hhohho outside the High Court Building at 11.30 a.m. on Friday the 20th day of May, 1994.

**CERTAIN:** Portion 453 (a portion of Portion 227) of Farm No. 2, situate in the Mbabane Urban area, District of Hhohho, Swaziland;

**MEASURING:** 1891 (One Eight Nine One) Square Metres.

**IMPROVEMENTS:** Detached private dwelling of 175 metre squares comprising: Living Room, Play Room, 3 Bedrooms, Kitchen, Extra bathroom, WC, Out Building of 50 metre squares with: 2 Servants' rooms, WC, 2 Garages.

The conditions of sale are available for inspection at the office of the Sheriff in the High Court Building in Mbabane and at the offices of the Regional Administrator, Hhohho District.

A Bond of up to 75% of the value of the property may be granted to an approved buyer on application to the Swaziland Building Society.

Further particulars may be obtained from the undersigned.

**DATED at MBABANE this 26th day of April, 1994.**

**B.R. MKHWANAZI**  
Sheriff of Swaziland  
c/o The Registrar of the High Court  
MBABANE

**F452 6.5.94**

**NOTICE**

**IN THE HIGH COURT OF SWAZILAND**

HELD AT MBABANE

CASE NO.: 428/94

In the matter between:

SWAZILAND BUILDING SOCIETY

Plaintiff

and

DUMISANI EDWARD M. SIMELANE

Defendant

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**NOTICE OF SALE**

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Notice is hereby given that pursuant to a Writ of Execution issued in the above matter, the undermentioned property will be sold by Public Auction by the Deputy Sheriff for the District of Manzini outside the Regional Administrator's Office at 2.30 p.m. on Friday the 27th day of May 1994.

**CERTAIN:** Lot No. 38, situate in Donegal Road in the Township of Fairview, District of Manzini, Swaziland;

**MEASURING:** 1447 (One Four Four Seven) Square Metres.

**IMPROVEMENTS:** Detached private house consisting of a Lounge, Dining Room, 3 Bedrooms, Kitchen, Bathroom and WC.

The conditions of sale are available for inspection at the office of the Sheriff in the High Court Building in Mbabane and at the offices of the Regional Administrator, Manzini District.

A Bond of up to 75% of the value of the property may be granted to an approved buyer on application to the Swaziland Building Society.

Further particulars may be obtained from the undersigned.

DATED at MBABANE this 28th day of April, 1994.

B.R. MKHWANAZI  
Sheriff of Swaziland  
c/o The Registrar of The High Court  
MBABANE

F460 6.5.94

**NOTICE**

**IN THE HIGH COURT OF SWAZILAND**

HELD AT MBABANE

CASE NO.: 1873/93

In the matter between:

SWAZILAND BUILDING SOCIETY

Plaintiff

and

COMFORT BAPHUMUZE MNDZEBELE

Defendant

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**NOTICE OF SALE**

---

Notice is hereby given that pursuant to a Writ of Execution issued in the above matter, the undermentioned property will be sold by Public Auction by the Deputy Sheriff for the District of Manzini outside the Regional Administrator's Office Building at 2.30 p.m. on Friday the 20th day of May 1994.

CERTAIN: Portion 60 of Farm Sterkstroom No. 264 situate in the District of Manzini, Swaziland;

MEASURING: 2105 (Two One Zero Five) Square Metres.

The conditions of sale are available for inspection at the office of the Sheriff in the High Court Building in Mbabane and at the offices of the Regional Administrator, Manzini District.

A Bond of up to 75% of the value of the property may be granted to an approved buyer on application to the Swaziland Building Society.

Further particulars may be obtained from the undersigned.

DATED at MBABANE this 28th day of April, 1994.

B.R. MKHWANAZI  
Sheriff of Swaziland  
c/o The Registrar of The High Court  
MBABANE

F459 6.5.94

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**NOTICE**

Notice is hereby given that I, Agrippa Shimane Moore of Siphofaneni in the Lubombo Region intend to apply to the Honourable Minister of Justice of the Kingdom of Swaziland for authorisation to assume the surname Dlamini after the fourth publication of this Notice in each of four consecutive weeks in the Times of Swaziland and The Swazi Observer newspapers, being two newspapers circulating in the region where I reside and designated for this purpose by the Regional Secretary for the Lubombo Region and in the Government Gazette.

The reason I want to assume the surname Dlamini is because it is my natural surname.

Any person or persons likely to object to my assuming the surname Dlamini should lodge their objections in writing with me at the address given below and with the Regional Secretary for Lubombo Region.

Nkambule Shopping Centre  
P.O. Box 7  
SIPHOFANENI

F381 4x6.5.94

**NOTICE**

**IN THE HIGH COURT OF SWAZILAND**

HELD AT MBABANE

CASE NO.: 60/94

In the matter between:

TRACAR (MBABANE) (PTY) LTD.

Plaintiff

and

SAMUEL SITHOLE

Defendant

---

Notice is hereby given that pursuant to a Judgment of the above Honourable Court dated 25th February 1994 and a warrant of execution issued thereon the following movable property of the defendant will be sold by public auction City Motors (Pty) Ltd next to the Swaziland Building Society in Mbabane on the 13th May 1994 at 11h00 a.m. in the forenoon.

**Items**

- 2 Cabinets
- 4 chairs
- 1 small deep freezer (Prestige
- 1 table
- 2 desks

Further particulars may be obtained from the offices of Bheki G. Simelane and Company, 2nd Floor Mbandzeni Building, Church/Smuts Streets, Mbabane.

DEPUTY SHERIFF

F446 6.5.94

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**NOTICE**

Notice is hereby given that we intend applying for a Certified Copy of Indemnity Bond No. 132/82, dated the 3rd May 1982, by Mbabane Motors (Proprietary) Limited (Certificate of Incorporation No. 8/1955) in favour of B P Swaziland (Proprietary) Limited (Certificate of Incorporation No. 174/69) binding the following property:

CERTAIN: Lot No. 647, situate on Allister Miller Street (formerly a portion of "the Circus") in the township of Mbabane, Swaziland.

MEASURING: 599 (five nine nine) square metres.

Any person having objection to the issue of such copy is hereby requested to lodge it in writing with the Registrar of Deeds within 3 (three) weeks of the last publication of this notice.

DATED AT MBABANE ON THIS THE DAY OF APRIL 1994.

PERRY-MILLIN  
incorporating  
R D Friedlander & Co.  
P.O. Box A240  
Swazi Plaza  
MBABANE

F431 2 x 6.5.94

**NOTICE**

**ASSESSMENT RATES FOR THE FINANCIAL YEAR ENDING 31ST MARCH 1995**

Notice is hereby given under Section 27(1) of the Rating Act No. 24 of 1967, that, Council has levied a rate of 1.67c in Lilangeni and 1.44c in Lilangeni for land and improvements respectively, for residential areas; and a rate of 6.44c in Lilangeni and 3.86c in Lilangeni for land and improvements respectively for Commercial areas.

The rate becomes due and payable on the 6th June 1994 and rate accounts will be sent to the registered owners of properties in Manzini Urban Area on the 27th May 1994.

Section 30 of the Rating Act 1967 provides for a penalty of 12 percent per annum to be charged on any rate remaining unpaid after the expiry of two months from the date the rate becomes due and payable.

**PAYMENT BY INSTALMENT**

The Act permits the payment of Rates by instalment, and the Rate payers who wish to take advantage of such arrangements must contact the Town Treasurer immediately.

**NOTIFICATION OF POSTAL ADDRESS**

The attention of all property owners in the Urban Area of Manzini is drawn to Sub-Section 37 of the Rating Act No. 24 of 1967 which reads as follows:-

(3) The owner of immovable property shown in the Valuation Roll shall notify the Local Authority of his postal address within two weeks of acquiring the property and thereafter within two weeks of each change of his postal address.

(4) The owner who fails to comply with any provision of Sub-section (3) is guilty of an offence and is liable on conviction, to a fine not exceeding E200, or in default of payment, imprisonment for a period not exceeding six months.

P.B. NKAMBULE  
Town Clerk

F469 6.5.94

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**NOTICE**

Notice is hereby given that I, Vusie Musa Dlamini of Herefords in the Hhohho Region intend to apply to the Honourable Minister of Justice of the Kingdom of Swaziland for authorisation to assume the surname Khoza after the fourth publication of this Notice in each of four consecutive weeks in the Times of Swaziland and the Swazi Observer Newspapers, being two newspapers circulating in the region where I reside and designated for this purpose by the Regional Secretary for the Hhohho Region and in the Government Gazette.

The reason I want to assume the surname Khoza is because it is my natural surname.

Any person or persons likely to object to my assuming the surname Khoza should lodge their objections in writing with me at the address given below and with the Regional Secretary for Hhohho Region.

Herefords High School  
P/B Pigg's Peak

F414 4x13.5.94

LIQUOR NOTICES

Liquor Licences Act No. 30 of 1964

It is hereby notified for general information that the Liquor Licensing Board will hold its mid-year sitting to hear the following applications on the date indicated below:-

**HHOHHO REGION PIGG'S PEAK**

In the Regional Secretary's Office Pigg's Peak on the 23rd May, 1994 starting at 10.30 a.m.

(1A) **VICTOR MUSA DLAMINI:-** Grant of a Club Liquor Licence to situate on the Farm No. 815 Bulembu Mine and to be known as Dvudvusi Club.

(2A) **VICTOR MUSA DLAMINI:-** Grant of a Club Liquor Licence to situate on Farm No. 815 Bulembu and to be known as Bulembu Mine Staff Club.

**HHOHHO REGION**

In the City Council of Mbabane on the 24th May, 1994 at 9.30 a.m.

(3A) **KATE SWARTZ:-** Transfer of a Bottle Store Liquor Licence situate on Shop No. 1 and 2 Plot No. 656 of Farm No. 2 Fonteyn Mbabane known as Mini Bottle Store.

**LUBOMBO REGION**

In the Regional Secretary's Office on the 26th May, 1994 starting at 10.30 a.m.

(1A) **ZANDILE NKAMBULE:-** Grant of a Bottle Store Liquor Licence to situate on Vuvulane Estate Tshaneni and to be known as Vuka Bottle Store.

(2A) **JUDITH DLAMINI:-** Grant of a Wine and Malt Liquor Licence situate on Malindza area in the Lubombo and to be known as Enkanyetini Wine and Malt.

(3A) **RICHARD M. NDZINISA:-** Grant of a Wine and Malt Liquor Licence to situate on Farm 161 Ubombo Ranches and to be known as Ekuphumleni Tavern Wine and Malt.

(4A) **MANDY RUSS:-** Grant of a Wine and Malt Liquor Licence to situate on Farm 161 Ubombo Ranches and to be known as Qokwane Tavern Wine and Malt.

(5A) **ALBERT FAKUDZE:-** Grant of a Wine and Malt Liquor Licence to situate on Farm 161 Ubombo Ranches and to be known as Vulindlela Tavern Wine and Malt.

**SHISELWENI REGION:**

In the Regional Secretary's Office on 31st May, 1994 starting at 10.30 a.m.

(1A) **TITUS MABANGA:-** Grant of a Bottle Store Liquor Licence to situate on Plot No. 14 Industrial Sites Nhlanguano and to be known as Yithi Abantu Bottle Store.

(2A) **SUSAN ANNE ADAMS:-** Transfer of a Wine and Malt Liquor Licence situate on Farm 326 Nhlanguano known as Emaphetselweni Bar.

(3A) **GETRUDE ABRAHAMS:-** Grant of a Bottle Store Liquor Licence to situate on Plot No. 117 Prince Arthur Street Hlatikulu to be known as Kwanokusho Bottle Store.

**MANZINI REGION**

In the Regional Secretary's Office on the 2nd June 1994 starting at 9.30 a.m.

(1A) **AMOS ZONKE KHUMALO:-** Grant of a Restaurant Liquor Licence to situate on Lot No. 204 Matsapha Industrial Sites and to be known as Ebandla Liquor Bar.

(2A) **ELIAS MFUNGELWA MNGOMEZULU:-** Grant of a Wholesale Liquor Licence to situate on King Sobhuza Second Avenue, Plots 145/146 Matsapha and to be known as Gilbeys Wholesale.

(3A) **ELIAS M. DLAMINI:-** Transfer of a Bottle Store Liquor Licence situate on Lot No. 5 ptn of Ptn. 360 Extension No. 3 known as Sonyoni Bottle Store.

Any person wishing to lodge an objection to the above application may do so with the Secretary/Liquor Licencing Board in writing sending a copy to the applicant by registered post to reach him/her at least ten (10) days before the sitting of the Board.

The address of the applicant or their attorneys can be ascertained with the Secretary/Liquor Licencing Board Box 432 Mbabane.

**E.H. SIMELANE**  
Secretary Liquor Licencing Board

**F447 6.5.94**

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**LIQUOR NOTICES**

**Liquor Licences Act No. 30 of 1964**

It is hereby notified for general information that the Liquor Licencing Board will hold its mid-year sitting to hear the following application on the date indicated below:-

**LUBOMBO REGION**

In the Regional Secretary's Office on 27 May 1994 starting at 10.30 a.m.

(6A/94) SABELO NXUMALO:- Grant of a Hotel Liquor Licence to situate on Rem/Ex. of Farm No. 94 Tshaneni to be known as Impala Arms Hotel.

(6B/94) SABELO NXUMALO:- Grant of a Bottle Store Liquor Licence to situate on Rem/Ex. of Farm No. 94 Tshaneni to be known as Impala Arms Bottle Store.

Any person wishing to lodge an objection to the above application may do so with the Secretary/Liquor Licencing Board in writing sending a copy to the applicant by registered post to reach him/her at least ten (10) days before the sitting of the Board.

The address of the applicant or their attorneys can be ascertained with the Secretary/Liquor Licensing Board, Box 432, Mbabane.

**E.H. SIMELANE**  
Secretary Liquor Licensing Board

**F448 6.5.94**

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**LIQUOR NOTICE**

**Liquor Licences Act No. 30 of 1964**

It is hereby notified for general information that the Liquor Licensing Board will hold its mid-year sitting to hear the following application on the date indicated below:-

**SHISELWENI REGION**

In the Regional Secretary's Office on 31st May 1994 starting at 10.30 a.m.

(4a)/94 JOHANNES M. NKWANYANA:- Grant of a Restaurant Liquor Licence to situate on Farm 857 Lavumisa to be known as Lavumisa Restaurant.

Any person wishing to lodge an objection to the above application may do so with the Secretary/Liquor Licensing Board in writing sending a copy to the applicant by registered post to reach him/her at least ten (10) days before the sitting of the Board.

The address of the applicant or their Attorneys can be ascertained with the Secretary/Liquor Licensing Board Box 432, Mbabane.

**E.H. SIMELANE**  
Secretary Liquor Licensing Board

**F449 6.5.94**

# SUPPLEMENT TO

# THE

# SWAZILAND GOVERNMENT

# GAZETTE

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VOL. XXXII]

MBABANE, Friday, May 6th, 1994

[No. 21

---

## CONTENTS

No.

Page

### PART C - LEGAL NOTICES

93. Appointment of a Valuation Court for Pigg's Peak Urban Area .....	S1
94. Control of Prices of Maize and Maize Meal Notice, 1994 .....	S2
95. The Court of Appeal (Amendment of Second Schedule) Notice, 1994 .....	S6
97. Appointment of a Valuation Court and Clerk to Valuation Court .....	S12
98. Appointment of Members of the Road Transportation Board .....	S13
99. Appointment of Members of the Road Transportation Appeals Board .....	S14



LEGAL NOTICE NO. 93 OF 1994

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RATING ACT, 1967

(Act No. 24 of 1957)

## APPOINTMENT OF A VALUATION COURT

(Under Section 17)

In exercise of the powers conferred on him by Section 17, of the Rating Act, the Minister for Housing and Urban Development hereby appoints the following persons as members of the Valuation Court for Pigg's Peak Urban Area with effect from the 1st April, 1994 to the 31st March, 1995.

Mr. Jacobus Annadale	-	President
Mr. Joseph Masuku	-	Member
Mr. Tony Hulett	-	Member

## ALTERNATIVE MEMBERS

Mr. King Mziyako	-	To Mr. J. Masuku
Mr. Robert Stephens	-	To Mr. T. Hulett

M.C. DLAMINI

*Principal Secretary**Ministry of Housing and Urban Development*

## LEGAL NOTICE NO. 94 OF 1994

## THE CONTROL OF CEREALS, 1959

(Act No. 28 of 1959)

## CONTROL OF PRICES OF MAIZE AND MAIZE MEAL NOTICE, 1994

(Under Section 4)

In exercise of the powers conferred by Section 4 of the Control of Cereals Act, 1959, the Minister for Agriculture and Cooperatives hereby issues the following notice:-

1. This notice may be cited as the Control of prices of Maize and Maize Meal Notice, 1994 and shall be deemed to have come into force on the 1st April, 1994.

*Interpretation.*

2. In this Notice:-

"bag of maize" means a unit of 70kg weight of maize fit for human consumption and packed in a sound container;

"burlap or jute bag" means a sack made of natural jute fibres;

"plastics bag" or polypropylene bag" means a sack made of synthetic fibres;

"sound container" means a bag of not less than Grade 1 second hand quality.

*Minimum price of white maize produced in Swaziland.*

3. Subject to section 6, a buyer who purchases maize produced in Swaziland shall pay to the producer or seller not less than E42.50 per 70kg of white maize.

*Price of bag and weight computation.*

4. (1) Subject to section 6 producers delivering maize in bags will receive 25 cents for each bag as compensation for wear and tear of the bag irrespective of the quality of the bag.

(2) Producers selling the bag along with the maize will be paid E2.00 for a Grade 1 bag and a negotiated price for used bags other than Grade 1 quality bags.

(3) The net weight of a bag under this section shall be computed by subtracting the weight of the empty bag, which weight has been fixed as follows:-

(a) the weight of a burlap bag or jute bag shall be 1 kg; and

(b) the weight of a synthetic fibre bag shall be 0.15 kg.

*Content of Moisture.*

5. (1) Maize of a moisture content of up to but not exceeding 13 per cent shall be accepted by all buyers

(2) Notwithstanding subsection (1) maize with a moisture content not exceeding 18 percent shall be accepted at government silos at Matsapha provided a pro rata deduction shall be made for maize with a moisture content exceeding 13 per cent. The pro rata deduction will comprise a mass loss component and a drying charge as set out in schedule 1.

*Application of Sections 3 and 4.*

Section 3 and 4 shall apply:-

6. (1) only in the case of white maize in a sound container;

- (2) for maize of a moisture content up to but not exceeding 13 per cent; and

*Cartage Allowance.*

7. (1) Where the producer or seller delivers maize to the buyer at an authorized place other than Matsapha, there will be no cartage allowance as this is covered in the price specified in sub-section 3.

(2) Where the producer or the seller delivers a minimum of 10 tonnes of maize in bulk to the buyer at Matsapha, the price specified in section 3 shall be increased by the transport charges incurred by him according to the rates specified in schedule 2.

*Revocation of Legal Notice No. 155 of 1993.*

8. The control of prices of Maize and Maize Meal Notice No. 155 of 1993 is hereby revoked with effect from 1st April 1994.

N.M. NKAMBULE  
Principal Secretary

SCHEDULE 1  
PRO RATA MASS LOSS DEDUCTIONS AND DRYING CHARGES

Moisture Content Reading	Moisture kg/bag	Moisture kg/tonne	Mass Loss Deduction E/bag	Mass Loss Deduction E/tonne	Drying Charge E/bag	Drying Charge E/tonne	Total Deduction E/tonne
13.13.5%	0.35	5	E0.21	E3.03	E0.12	E1.70	E4.73
13.5.14%	0.70	10	E0.43	E6.07	E0.23	E3.30	E9.37
14.14.5%	1.05	15	E0.64	E9.11	E0.35	E4.95	E14.06
14.5.15%	1.40	20	E0.85	E12.14	E0.46	E6.60	E18.74
15.15.5%	1.75	25	E1.06	E15.18	E0.58	E8.25	E23.43
15.5.16%	2.10	30	E1.27	E18.21	E0.69	E9.90	E28.11
16.16.5%	2.45	35	E1.49	E21.25	E0.81	E11.55	E32.80
16.5.17%	2.80	40	E1.70	E24.28	E0.92	E13.20	E37.48
17.17.5%	3.15	45	E1.91	E27.32	E1.04	E14.85	E42.17
17.5.18%	3.50	50	E2.12	E30.35	E1.16	E16.50	E46.85

## SCHEDULE 2

## FARMER'S CARTAGE RATES PROPOSED FOR 1994

Kilometres	1994 rates per tonne	Destination
1-5	6.02	Matsapha, Etsheni, Ludzeludze
6-10	7.18	Mahlanya, Zombodze, Mbanana, Logaba
11-10	8.35	Sigombeni, Tibiyo, Dwaleni, Elwandle, Boyane
16-20	9.52	Esibuyeni, Malkerns, Mdutshane, Sankolweni
21-25	10.68	Moyeni, Maliyaduma, Hhelehhele, Sigcaweni, Luyengo, Mbekelweni
26-30	11.84	Malkerns Research, Mzimpofo, Mafutseni Ranch, Nyakeni, Brandt, Sidvokodvo, Gundwini, Lobamba, Ezulwini, Nsenga, Evusweni
31-35	13.00	Engwazini, Mbabane, Ntongozi, Encabaneni, Ndinda, Mdzimba, Packard & Wright, Dlangeni, Mafutseni
36-40	14-18	Mposi, Ngogola, Sidwashini, Mkhondvo, Mpini
41-45	15-34	Bhunya, Tonkwane, Mtimane, Vikizijula, Kalamgabhi, Luhleko
46-50	16.50	Ekukhanyeni, Nsingweni, Malandzela, Lundzi, Mkhaya
51-55	17.66	Nkili, Mpisi, Bhokinkosi, Mdumenzulu, Luve, Mlindza, Motjane Esigangeni, Mponono, Mankayane, Scotts Ranch
56-60	18.83	Mliba, Mbuluzi, Barracks, Siphofaneni, Kakhuphuka, Mhlambayatsi, Lubhuku, Mantabeni, Luhlendlweni, Ekupheleni, Dvokolwako, Ngwempisi
61-65	20.00	Black Mbuluzi, Mpaka, Mbulizi Mission, Ngwenya, Nkhaba, Maphalaleni
66-70	21.16	St. Florence, Sinceni, Mgazini, Nyonyane, Sithobelweni
71-75	22.33	Mpala Ranch, Lushikishini, Mahlangatja, Langa
76-80	23.49	Mtsambama, Hlathikulu, Sicunusa, Magubheleni, Dwalile, Siyendle, Sandlane, Ebuseleni, Nkwene, Siteki, Kalanga
81-85	24.65	St. Philips, Madlangampisi, Tambuti, Bhalekane, Gucuka, Mangcongco, Zandonzo, Madvulini
86-90	25.83	Nkambeni, Eden Valley, Mooihock, Ngwavuma
96-100	28.04	Kubuta, Big Bend Sugar, Engundzeni, Nsoko, Mhlutuzane, Lavundlamanti, Nhlanguano, Pigg's peak
101-105	29.31	Sitsatsaweni, Lowveld Experimental Station, Maphungwane
106-110	30.48	Matsanjeni, SIS, Sihoya, Tambankulu, Endzingeni, Maloma Mkhitsini Tikhuba
111-115	31.65	Mhlume, Mashobeni, Lomahasha, Shewula, Mbangweni, A1 Store, Lubulini, Mambane, Zombodze S. Ngomane, Makhosini

## SCHEDULE 2

## FARMER'S CARTAGE RATES PROPOSED FOR 1994

Kilometres	1994 rates per tonne	Destination
116-120	32-81	Mhlosheni, Mahamba, Mpofu, Nginamadolo, Ensangwini
121-125	33-98	Herefords, Ngonini, Gege, Emvembili, Ndlalambi, Havelock, Mshingishingini
126-130	35-14	Hluti, Ezikhotheni, Ntonjeni
131-135	35-38	
136-140	36-35	
141-145	38-64	
146-150	39-80	
151-155	40-96	Mayiwane
156-160	42-12	Lavumisa, Matsamo, Mkhuzweni

## LEGAL NOTICE NO. 95 OF 1994

## THE CONSTITUTION OF SWAZILAND, 1968

(Act No. 50 of 1968)

## THE COURT OF APPEAL (AMENDMENT OF SECOND SCHEDULE) NOTICE, 1994

(Under Section 12)

In exercise of the powers conferred by Section 112 of the Constitution of Swaziland Act, 1968, the Judge President of the Court of Appeal hereby issues the following Notice -

*Citation.*

1. This Notice may be cited as the Court of Appeal (Amendment of Second Schedule) Notice, 1994.

*Amendment of Second Schedule to the Court of Appeal Rules*

2. The Second Schedule to the Court of Appeal Rules is hereby amended by replacing it with the following new Schedule.

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"SECOND SCHEDULE*Attorney's Fees.*

The following fees shall be allowed to attorneys conducting appeals or other matters before the court:

*A - Taking Instructions.*

1. (a) to note an appeal or cross-appeal when leave to appeal is not required E40.00  
(b) to prosecute or defend an appeal, including continuation of a cross-appeal E95.00 to E300.00  
(c) to make or oppose an application E60.00 to E200.00
2. To draft any petition or affidavit Half the charge allowed under item E1 for drafting

*B. Preparation of Records*

1. Making, for the purpose of preparing copies of the record on appeal (except where a charge is made under sub-paragraph 5 hereof), a copy of such particulars of the record as were not in the possession of the appellant or his attorney at the time when the order appealed from was made, per folio E1.30
2. Arranging record for printing or typing, excluding unnecessary documents therefrom, and preparing index and list of documents not included in record on appeal, per hour or part thereof E130.00
3. Correcting printer's proof or typed or roneoed copy, per hour or part thereof E130.00
4. Attending at the office of the registrar or officer of the court appealed from to peruse or authenticate the record, per hour or part thereof E80.00

5. (a) Making typed copies of record on appeal and heads of arguments, per folio E1.30
- (b) Where copies are made other than by typewriter, the charge shall be for the first copy, E1.30 per page, for the next four copies, 60c per page and for further copies, per page R0.50

(Note 1 - In the calculation of the number of folios the total number of words of all necessary documents is to be divided by 100. i.e. the entire record is to be treated as one document.)

(Note 11 - In the calculation of the number of pages, the total number of words of all necessary documents is to be divided by at least 250, i.e. the entire record is to be treated as one document: Provided that in the case of printed documents or forms, for example publications, bonds, contracts, credit agreements and special procurations, each page thereof is to be treated as only one page.)

### C. Perusal.

1. (a) Perusing judgment of court a quo when taking instructions for the continuation of an appeal or cross-appeal, where leave to appeal is not required, per page E19.00
- (b) Perusing record on appeal, for each page or part thereof E0.50
- (c) Perusing judgment of court a quo by which leave to appeal was denied, when instructions are taken to address a petition to the Chief Justice, per page E12.00

(Note - The minimum fee under items (a) and (b) shall be E100.00).

2. Perusing any plan, diagram, photograph or other annexure to the record to which the remuneration herein before set out cannot be applied E20.00 to E100.00
3. (a) Attendance on and perusal of any petition or affidavit or any other document not elsewhere provided for, per page E12.00
- (b) Attendance on and perusal of any annexure to a petition and answering affidavit, per page E0.50
- (c) Attendance on and perusal of a petition or affidavit composed or corrected by counsel, per page E1.30

(Note 1 - The minimum fees under item (a) shall be as follows: For formal affidavits, E12.00; for affidavits other than formal affidavits, E25.00).

(Note 11 - In the calculation of the number of pages the total number of words of all necessary annexures, judgments of court or copies of publications attached as confirmation of heads of arguments, for every 10 pages or portion thereof E25.00

(Note - The minimum fee under this item shall be E50.00).

### D. Attendance.

1. Any formal attendance on an acknowledgement, receipt, etc. R5.00
2. Attendance on any letter, telegram, document or telephone call, or any other necessary attendance not otherwise provided for E7.00 to E15.00

(Note - A composite fee shall be charged for all letters received: Provided that a short summary of the contents of such letters be attached to the bill of costs before taxation.)

3. (a) Attendance at office of registrar to deliver a letter or document, or to uplift an order etc. E5.00
- (b) Attendance on business other than formal business per hour or part thereof E100.00
4. (a) Attendance at any consultation with counsel or client, per hour or part thereof E100.00 to E150.00
- (b) A comprehensive fee for attendance, obtaining and payment of counsel for noting of judgment E40.00
5. Attendance at court to enter judgment if counsel employed
  - (a) by an attorney E50.00
  - (b) by a clerk E20.00
6. Attendance at court on hearing or application, per hour or part thereof - if counsel employed
  - (a) by attorney E100.00 to E150.00
  - (b) by a clerk E60.00
7. If counsel not employed and attorney appearing on hearing or application
  - (a) Preparing for trial per hour E200.00 - E400.00
  - (b) Appearance 1st day E1200.00 to E2500.00
  - (c) Refresher 2/3 of fee in 7 (b) above

*E. Drawing up of documents.*

1. Any petition or affidavit, per folio E15.00  
(Note - In the calculation of the number of folios, the taxing master shall deduct, but treat as annexures, any relevant portion consisting of quotations from other documents.)
2. Instructions to counsel, whether written or verbal -
  - (a) on appeal E60.00 to E250.00
  - (b) on petition E60.00 to E250.00
  - (c) in justifiable cases, for the drawing up or correcting of petition or affidavit for an application for leave to appeal or disputing thereof E40.00 to E80.00
3. Drawing up notices of appeal or other necessary notices, per folio E12.00
4. Letters and telegrams, per folio, including copy to keep E8.00  
(Note - A composite fee shall be charged for all letters written: Provided that a short summary of such letters to be attached to the bill of costs before taxation.)
5. Drawing up power of attorney, per folio E8.00
6. Drawing up short brief to counsel E8.00
7. Drawing up bond of security, per folio E16.00

*F. Copying.*

Other documents not specially provided for:

- (a) First copy, per page E1.40



(b) Each further necessary copy, per page

E0.50

*G. Bill of Costs.*

In connection with a bill of costs for work done or service rendered by an attorney, such attorney shall be entitled to charge the following:

1. For drawing up the bill of costs, making the necessary copies and attending settlement: 5 per cent of the amount of attorney's fees, either as charged in the bill if not taxed, or as allowed on taxation.

2. For arranging and attending taxation: 5 per cent of the fees allowed.

(Note I - The minimum fee under each of these items shall be E50.00)

(Note II - The Fees under each item are calculated on the same amount.)

3. For perusal of the other party's bill of costs, as submitted for taxation, including preparation for taxation, per folio E6.50.

4. For attending taxation of the other party's bill of costs: 5 per cent on fees appearing in the bill of costs as submitted before taxation.

(Note - The minimum fee under this item shall be E50.00.)

5. Before the taxing master taxes the bill of costs, he shall be convinced that the party who has to pay the account, or his legal representative, was properly notified of the time and place of such taxation and of his right to be present: Provided that such notice is unnecessary where the person liable for payment of costs has consented, in writing, to taxation in his absence.

(Note I - With a view to affording the party who has been awarded an order for costs full indemnity for all costs reasonably incurred by him in relation to his claim or defence and to ensure that all such costs shall be borne by the party against whom such order has been made, the taxing master shall on every taxation allow such costs, charges and expenses as appear to him to have been necessary or proper for the attainment of justice or for defending the rights of any party, but, save as against the party who incurred them, no costs shall be allowed which appear to the taxing master to have been incurred or increased through overcaution, negligence or mistake, or by payment of a special fee to counsel or by other unusual expenses.)

(Note II - The taxing master shall be entitled in his discretion at any time to depart from any of the provisions of this tariff in extraordinary or exceptional circumstances where the strict execution thereof will be unjust, and in this regard shall take into account the time necessarily taken, the complexity of the matter, the nature of the subject matter in dispute, the amount in dispute and any other factors he considers relevant.)

(Note III - In order to diminish as much as possible the costs arising from the copying of the record or of documents to accompany the briefs of counsel, the taxing master shall not allow the costs of any unnecessary duplication.)

(Note IV - Where in the opinion of the taxing master more than one attorney has been necessarily engaged in the performance of any of the work covered by this tariff, each such attorney shall be entitled to be remunerated, on the basis set out in this tariff, for the work necessarily done by him. In each such instance the bills of costs shall be taxed jointly and at the same time.)

(Note V - A folio shall contain 100 words, four figures to be counted as a word, and any fraction of less than 25 words shall not be allowed as an additional folio.)

(Note VI - A page shall consist of at least 250 words and any fraction of less than 250 words shall not be allowed as an additional page. This provision bears no relevance to a document which in totality consists of less than 250 words.)

(Note VII - When the services of a cost consultant are used to draft the bill of costs, a certificate from the attorney shall accompany the bill of costs and shall indicate.

- (a) that the bill was properly perused and found correct after receipt thereof;
- (b) that each description therein with reference to work, time and numbers is in concurrence with what was necessarily done by him; and
- (c) that the items and tariff are drafted and claimed strictly according to party and party practice rules.

The taxing master may, where it is evident from the bill of costs that the requirements of the abovementioned (a), (b) and (c), or parts thereof, are not complied with, refuse to tax such bill.

The taxing master may also, when he is convinced that a party and party bill of costs is claimed for work not done, or for work which belongs in an attorney and client bill of costs or that excessive fees are being charged, deny the attorney the remuneration mentioned in item G1 if more than 20% of the numbers of items or the total of fees of the bill are taxed off.)

Counsel's Fees	Senior	Junior
1. Motion for leave to appeal unopposed	E600.00	E400.00
	to	to
	E900.00	E600.00
2. Motion for leave to appeal opposed	E900.00	E600.00
	to	to
	E1200.00	E900.00
3. Drawing and settling grounds of appeal or cross appeal	E450.00	E300.00
	to	to
	E600.00	E400.00
4. Attending Court of Appeal arguing Appeal	E3000.00	E2000.00
	to	to
	E4500.00	E3000.00

Provided that on application the Court of Appeal may increase these maxima in any appeal of special difficulty.

5. Refresher for each day		two thirds of fee on brief
6. Consultations per half hour	E360.00	E240.00
	to	to
	E600.00	E400.00

*Travelling and Subsistence Allowances.*

7. (1) A travelling allowance for advocates and attorneys shall be allowed at the rate of E1.50 per kilometer, where the advocate or attorney travels to court by car:

Provided that the kilometerage shall not, unless for special cause shown, be greater than the distance there and back, between the courthouse and the nearest place where there is an advocate or attorney available.

**S11**

(2) A subsistence allowance for advocates and attorneys shall be allowed at the rate of E300.00 for every night it is necessary for the advocate or attorney employed to remain at the place where the Court of appeal is situated."

**D.A. MELAMET**  
*Judge President*

LEGAL NOTICE NO. 97 OF 1994

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RATING ACT, 1967

(Act No. 24 of 1967)

APPOINTMENT OF A VALUATION COURT AND CLERK TO VALUATION COURT

(Under Section 17)

In exercise of the powers conferred upon him by Section 17 of the Rating Act, 1967, the Minister for Housing and Urban Development hereby appoints the following members of, and Clerk to, the Matsapha Valuation Court, with effect from 1 April, 1994 to 31 March 1995.

President: - Mr. Stanley Maphalala

Member: - Mr. Harry Shirley

Member: - Mr. O.B. Macwele

Alternative Members.

Mr. Ephraem Masuku - to Mr. Shirley

Mr. Sandile Pato - to Mr. Macwele

Clerk to the Valuation Court - Mr. Eric Knowles

M.C. DLAMINI  
*Principal Secretary*

**LEGAL NOTICE NO. 98 OF 1994**

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**THE ROAD TRANSPORTATION ACT, 1963**

(Act No. 37 of 1963)

**APPOINTMENT OF MEMBERS OF THE ROAD TRANSPORTATION BOARD**

(Under Section 5)

In exercise of the powers conferred by section 5 of the Road Transportation Act, 1963 the Minister for Transport and Communications hereby appoints the following members for a period of three years -

- |    |                         |   |             |
|----|-------------------------|---|-------------|
| 1. | Ms Qinisile M. Mabuza   | - | Chairperson |
| 2. | Mr. Majalimane Vilakati | - | Member      |
| 3. | Mr. Tiki Dlamini        | - | Member      |

to be members of the Road Transportation Board with effect from the 1st March, 1994.

**D.F. LITCHFIELD**

*Acting Principal Secretary*

LEGAL NOTICE NO. 99 OF 1994

THE ROAD TRANSPORTATION ACT, 1963

(Act No. 37 of 1963)

APPOINTMENT OF MEMBERS OF THE ROAD TRANSPORTATION APPEALS BOARD

(Under Section 17 bis)

In exercise of the powers conferred by section 17 bis of the Road Transportation Act, 1963 the Minister for Transport and Communications hereby appoints the following members for a period of three years -

1. Mr. Charles John Littler - Chairman
2. Mr. Robert Zombodze Magagula - Member

to be members of the Road Transportation Appeals Board with effect from 1st March, 1994.

D.F. LITCHFIELD

*Acting Principal Secretary*