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**PROCLAMATION***by the**President of the Republic of South Africa***No. R. 44, 2004****COMMENCEMENT OF THE AIRPORTS COMPANY AMENDMENT ACT, 2001  
(ACT No. 14 OF 2001)**

In terms of section 2 of the Airports Company Amendment Act, 2001 (Act No. 14 of 2001), I hereby determine **1 October 2004** as the date on which the said Act shall come into operation.

Given under my Hand and the Seal of the Republic of South Africa at Pretoria this Seventh day of September, Two Thousand and Four.

**T. M. MBEKI****President**

By Order of the President-in-Cabinet:

**J. RADEBE****Minister of the Cabinet****PROKLAMASIE***van die**President van die Republiek van Suid-Afrika***No. R. 44, 2004****INWERKINGTREDING VAN DIE WYSIGINGSWET OP DIE LUGHAWENSMATSKAPPY, 2001  
(WET No. 14 VAN 2001)**

Kragtens artikel 2 van die Wysigingswet op die Lughawensmaatskappy, 2001 (Wet No. 14 van 2001), bepaal ek hierby **1 Oktober 2004** as die datum waarop die gemelde Wet in werking tree.

Gegee onder my Hand en die Seël van die Republiek van Suid-Afrika te Pretoria, op hede die Sewende dag van September Twee Duisend en Vier.

**T. M. MBEKI****President**

Op las van die President-in-Kabinet:

**J. RADEBE****Minister van die Kabinet**

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**GOVERNMENT NOTICE**  
**GOEWERMENTSKENNISGEWING**

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**DEPARTMENT OF LAND AFFAIRS**  
**DEPARTEMENT VAN GRONDSAKE**

No. R. 1096

23 September 2004

**DEEDS REGISTRIES ACT, 1937 (ACT NO. 47 OF 1937) : AMENDMENT OF REGULATIONS**

In terms of section 9(9) of the Deeds Registries Act, 1937 (Act No. 47 of 1937), I, Angela Thokozile Didiza, Minister for Agriculture and Land Affairs, approve the regulations contained in the Schedule, made by the Deeds Registries Regulations Board under section 10 of the said Act. The regulations will come into operation one month from the date of publication hereof in the *Gazette*.

  
A.T. DIDIZA

**MINISTER FOR AGRICULTURE AND LAND AFFAIRS**

**SCHEDULE**

**Definitions**

1. In this Schedule "the Regulations" means the regulations promulgated by Government Notice No. R.474 of 29 March 1963, as amended.

**Amendment of regulation 20**

2. Regulation 20 of the Regulations is hereby amended by the deletion of subregulation (3).

### Amendment of regulation 51

3. Regulation 51 of the Regulations is hereby amended-

(a) by the substitution for subregulation (1) of the following sub-regulation:

“(1) Where it is sought to deal with immovable property, the title deed of such property shall, save as provided in the Act and in sub-regulation (2) hereof, be produced and be mentioned in the deed dealing with such property. It shall, however, not be necessary, unless the Registrar so requires, to produce any deed by which the property was previously held, whether such deed be the diagram deed or any intermediate deed, nor shall the Registrar be required to endorse thereon any record of subsequent dealings with the property.”;

(b) by the substitution for subregulation (2) of the following sub-regulation:

“(2) Where immovable property is to be transferred or ceded in execution of the judgment of any competent court by the officer appointed by law, or by such court, or where such immovable property is to be transferred or ceded by an officer appointed in terms of a law pertaining to insolvency or by an executor referred to in section 56(1)(b) of the Act, it shall not be necessary to produce the title deed of such property if such officer or executor certifies in writing that he or she has been unable to obtain possession of such title deed: Provided that where the duplicate original of such title deed filed of record in a Deeds Registry has been lost or destroyed it shall be necessary for such officer or executor to obtain a certificate of registered title under the provisions of section thirty-eight of the Act, for which purpose such officer or executor shall be regarded as the owner of the immovable property: Provided further that in the case of a transfer of immovable property by virtue of the second proviso of section 16, the above provisions shall not apply.”; and

(c) by the deletion of subregulation (3).

**Amendment of Regulation 68**

4. Regulation 68 of the Regulations is hereby amended by the insertion after subregulation (1A) of the following subregulations :

“(1B) If a Registrar is satisfied that any deed referred to in subregulation (1) has been inadvertently lost, destroyed, defaced or damaged by him or her, the Registrar shall, notwithstanding the provisions of subregulations (1A) and (2), issue a copy thereof upon submission of an application and an affidavit by the relevant conveyancer or person contemplated in section 15A(1) and (2) of the Act.

(1C) The provisions of subregulation (1B) shall apply *mutatis mutandis* in respect of any deed referred to in subregulation (1), that has for any reason become unserviceable.

(1D) The provisions of subregulation (1A) are not applicable to a deed in respect of land which is held by the Minister of Land Affairs –

- (a) in trust for any person or persons;
- (b) for any nominee or nominees;
- (c) for or on behalf of any other person or persons,

and which is registered in the name of the State, a Minister or any official of the State; or

- (d) to land which is administered by the Minister of Land Affairs.”.

**Amendment of Regulation 71**

5. Regulation 71 of the Regulations is hereby substituted by the following regulation:

“71 No preparation, lodgment or registration of deeds or other documents shall be done in a Deeds Registry by means of correspondence.”.

No. R. 1096

23 September 2004

**REGISTRASIE VAN AKTES WET, 1937 (WET No. 47 VAN 1937):  
WYSIGING VAN REGULASIES**

Kragtens artikel 9(9) van die Registrasie van Aktes Wet, 1937 (Wet No. 47 van 1937), keur ek, Angela Thokozile Didiza, Minister vir Landbou en Grondsake, die regulasies in die Bylae vervat, wat kragtens artikel 10 van genoemde Wet deur die Registrasieregulasieraad, uitgevaardig is, goed. Die regulasies tree in werking een maand na datum van publikasie hiervan in die *Staatskoerant*.

**A.T. DIDIZA****MINISTER VIR LANDBOU EN GRONDSAKE****BYLAE****Woordomsrywings**

1. In hierdie Bylae beteken "die Regulasies" die regulasies afgekondig by Goewermentskennisgewing No.R. 474 van 29 Maart 1963, soos gewysig.

**Wysiging van regulasie 20**

2. Regulasie 20 van die Regulasies word hierby gewysig deur subregulasie (3) te skrap.



### Wysiging van regulasie 51

3. Regulasie 51 van die Regulasies word hierby gewysig-

(a) deur subregulasie (1) deur die volgende subregulasie te vervang:

“(1) Waar begeer word om met onroerende goed te handel, moet, behoudens soos bepaal in die Wet en in subregulasie (2) hiervan, die titelbewys van sodanige eiendom oorgelê en in die akte wat oor sodanige eiendom handel, genoem word. Tensy die Registrateur dit vereis, is dit egter nie nodig om enige akte waarkragtens die eiendom vantevore besit is, oor te lê nie, of sodanige akte die kaartakte of enige intermediêre akte is, en ewemin word van die Registrateur vereis om daarop enige latere handeling met die eiendom te vermeld nie.”;

(b) deur subregulasie (2) deur die volgende subregulasie te vervang:

“(2) Waar onroerende goed oorgedra of gesedeer moet word ter uitvoering van die vonnis van enige bevoegde hof deur die amptenaar by wet of deur sodanige hof aangestel, of waar onroerende goed oorgedra of gesedeer moet word deur ‘n amptenaar aangestel kragtens wetgewing wat berekking het op insolvensie of deur ‘n eksekuteur soos beoog in artikel 56(1)(b) van die Wet, is dit nie nodig om die titelbewys van sodanige eiendom oor te lê nie, as sodanige amptenaar of eksekuteur skriftelik verklaar dat hy of sy nie in staat was om sodanige titelbewys te verkry nie: Met dien verstande dat, waar die duplikaat-origineel van sodanige titelbewys wat in ‘n Registrasiekantoor opgebêre is, verlore of vernietig is, sodanige amptenaar of eksekuteur ingevolge die bepalings van artikel *agt-en-dertig* van die Wet ‘n sertifikaat van geregistreerde titel moet verkry, en vir die doel word sodanige amptenaar of eksekuteur beskou as die eienaar van die onroerende goed: Met dien verstande voorts dat in die geval van ‘n oordrag van onroerende goed kragtens die tweede voorbehoudsbepaling van artikel 16, hierdie bepaling nie van toepassing is nie.”; en

(c) deur subregulasie (3) te skrap.



### Wysiging van regulasie 68

4. Regulasie 68 van die Regulasies word hierby gewysig deur na subregulasie (1A) die volgende subregulasies in te voeg :

"(1B) Indien 'n Registrateur oortuig is dat enige akte bedoel in subregulasie (1) onopsetlik deur hom of haar verloor, vernietig, geskend of beskadig is, moet die Registrateur, nieeenstaande die bepalings van subregulasies (1A) en (2), 'n afskrif daarvan uitreik by voorlegging van 'n aansoek en 'n beëdigde verklaring deur die betrokke transportbesorger of persoon bedoel in artikel 15A(1) en(2) van die Wet.

(1C) Die bepalings van subregulasie (1B) is *mutatis mutandis* van toepassing ten aansien van enige akte bedoel in subregulasie (1) wat om enige rede onbruikbaar geword het.

(1D) Die bepalings van subregulasie (1A) is nie van toepassing nie op 'n akte ten opsigte van grond deur die Minister van Grondsake gehou –

- (a) in trust vir enige persoon of persone;
- (b) vir enige genomineerde of genomineerdes;
- (c) vir of ten behoeve van enige ander persoon of persone,

en wat geregistreer is in die naam van die Staat, 'n Minister of enige beampte van die Staat of wat deur die Minister van Grondsake geadministreer word.”.

### Wysiging van regulasie 71

5. Regulasie 71 van die Regulasies word hierby deur die volgende regulasie vervang :

“71 Geen opstel, indiening of registrasie van aktes of ander dokumente word by wyse van briefwisseling in 'n Registrasiekantoor gedoen nie.”.

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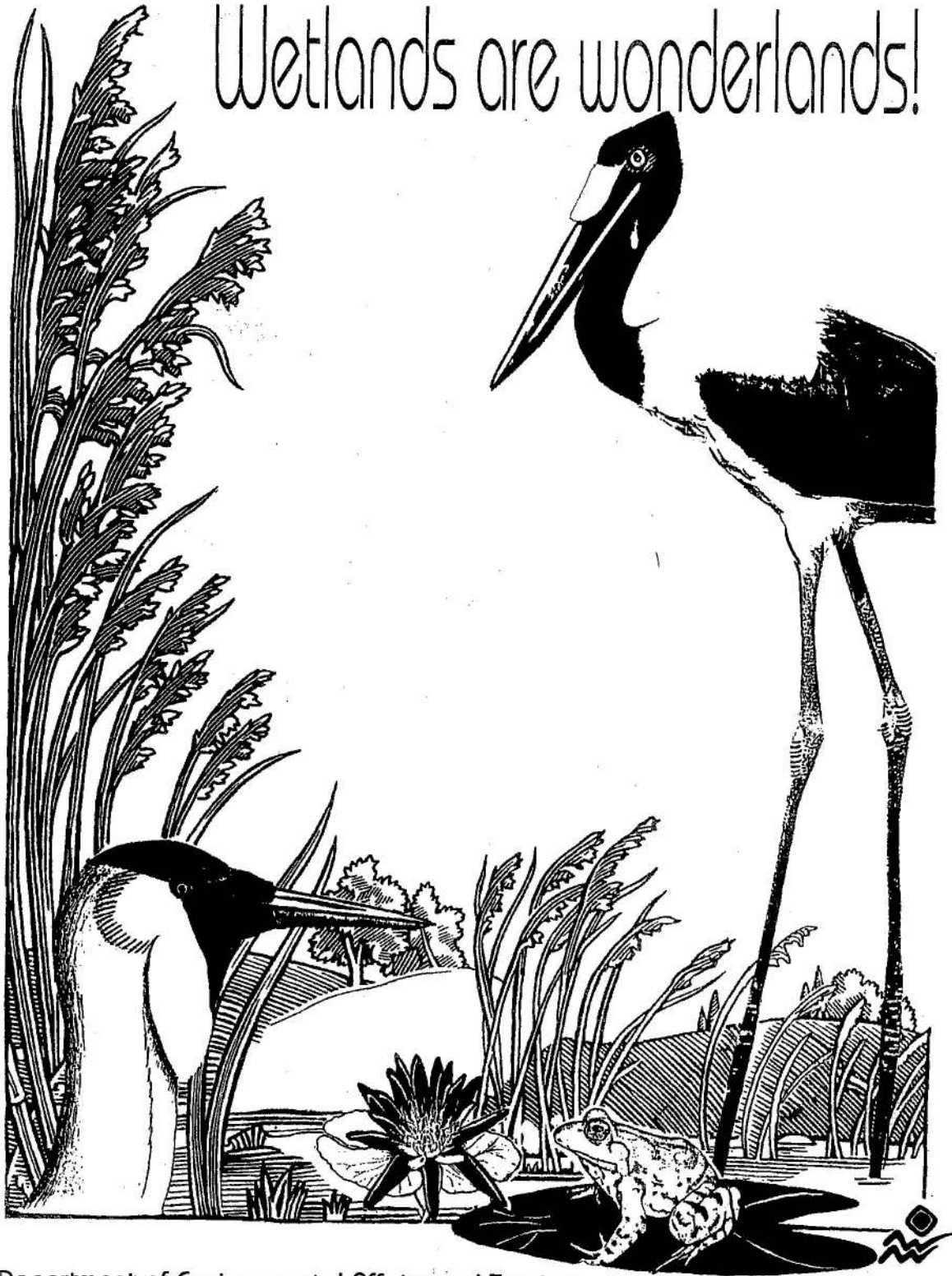
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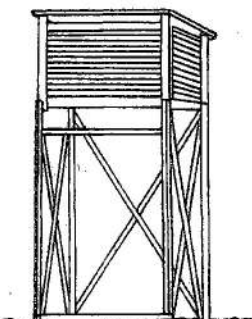
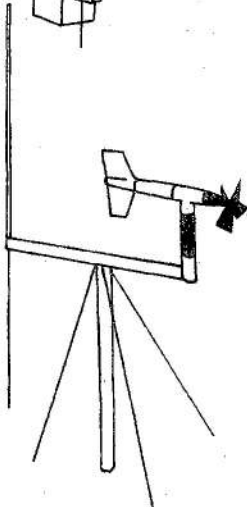
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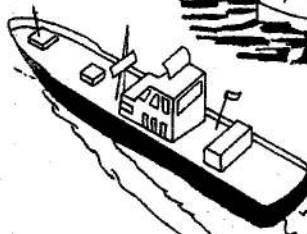
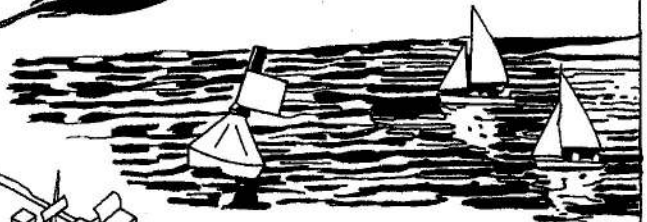
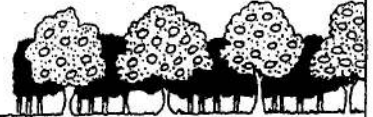
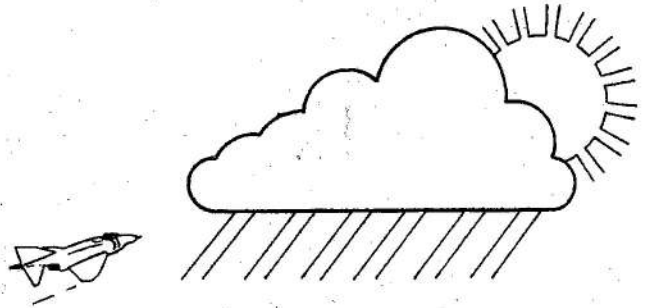


Department of Environmental Affairs and Tourism

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