

SUPPLEMENT TO
THE
SWAZILAND GOVERNMENT
GAZETTE

VOL. XXVI]

MBABANE, Friday, November 18th., 1988

[No. 628

CONTENTS

No.

Page

PART B — ACTS

- | | | |
|-----|--|----|
| 6. | The Arms and Ammunition (Amendment) Act, 1988 | S1 |
| 11. | The Customs, Fiscal, Excise and Sales Duty (Amendment) Act, 1988 | S5 |

PART C — LEGAL NOTICES

- | | | |
|------|--|-----|
| 125. | The National Trust Commission Act, 1972—Deproclamation of Nature Reserves | S23 |
| 126. | The Central Bank of Swaziland Statement of Assets and Liabilities as at 30th September, 1988 | S26 |
| 127. | The Umbutfo Swaziland Defence Force (Remuneration) Regulations, 1988 | S28 |
| 128. | Appointment of Members of the Firearms Licences Board | S30 |

PUBLISHED BY AUTHORITY

LEGAL NOTICE NO. 125 OF 1988

THE NATIONAL TRUST COMMISSION ACT, 1972

(Act No. 9 of 1972)

DEPROCLAMATION OF NATURE RESERVES

(Under Section 12)

In exercise of the powers conferred by section 12 of the National Trust Commission Act, 1972 the Minister for Natural Resources and Energy is pleased to deproclaim the areas of land set out in the Schedule hereto, as the Mbabane Nature Reserve.

S.B. CEKO

Permanent Secretary

MBABANE.

9th November, 1988.

SCHEDULE

1. CERTAIN REMAINING EXTENT of Farm Dalriach No. 188 situate in the District of Hhohho, Swaziland;
MEASURING one hundred and eighteen comma five thousand eight hundred and twenty five hectares;
Registered in the name of Umbuluzi Timbers Limited under Deed of Transfer No. 218/1958 registered on 7th November, 1958.
2. CERTAIN Portion 168 of Farm Dalriach No. 188 situate in the District of Hhohho, Swaziland;
MEASURING eleven comma one thousand nine hundred and ninety-one hectares.
HELD by Mohammed Salim Hudjee and Noor Mohammed Tayob under Deed of Transfer No. 137/1973 registered on 18th May, 1973.
3. CERTAIN Portion 170 of Farm Dalriach No. 188 situate in the District of Hhohho, Swaziland;
MEASURING Eight comma seven thousand one hundred and sixty-six hectares;
HELD by Patrick Protas Vilakazi under Deed of Transfer No. 6/1976 registered on the 20th January, 1976.
4. CERTAIN Portion 171 of Farm Dalriach No. 188 situate in the District of Hhohho, Swaziland;
MEASURING Ten comma three thousand and ninety-eight hectares;
HELD by Confederate Investments (Pty) Limited under Deed of Transfer No. 90/1967 registered on the 25th May, 1967.
5. CERTAIN Portion 172 of Farm Dalriach No. 188 situate in the District of Hhohho, Swaziland;
MEASURING Eight comma three thousand eight hundred and twenty-six hectares;
HELD by Smit Investments (Pty) Limited under Deed of Transfer No. 242/1969 registered on the 30th September, 1969.

6. CERTAIN Portion 173 of Farm Dalriach No. 188 situate in the District of Hhohho, Swaziland;
MEASURING Nine comma five thousand and eighteen hectares;
HELD by Holiday Hills (Pty) Limited under Deed of Transfer No. 16/1971 registered on the 25th January, 1971.
7. CERTAIN Portion 174 of Farm Dalriach No. 188 situate in the District of Hhohho Swaziland;
MEASURING Thirteen comma three thousand three hundred and thirty-three hectares;
HELD by Isidore Teeger and Godfrey Rabin under Deed of Transfer No. 67/1968 registered on the 20th March, 1968.
8. CERTAIN Portion 175 of Farm Dalriach No. 188 situate in the District of Hhohho, Swaziland;
MEASURING Eighteen comma two thousand eight hundred and ninety-eight hectares.
9. CERTAIN Portion 176 of Farm Dalriach No. 188 situate in the District of Hhohho, Swaziland;
MEASURING twelve comma three thousand eight hundred and twenty-six hectares;
BOTH HELD by Mbabane Swaziland Estates (Pty) Limited under Deed of Transfer No. 138/1957 registered on the 26th September 1957.
10. CERTAIN Portion 177 of Farm Dalriach No. 188 situate in the District of Hhohho, Swaziland.
MEASURING Eleven comma eight thousand five hundred and eighty-seven hectares;
HELD by Valerie Hofman under Deed of Transfer No. 149/1960 registered on the 14th October, 1960.
11. CERTAIN Portion 178 of Farm Dalriach No. 188 situate in the District of Hhohho, Swaziland;
MEASURING Twelve comma five thousand and fifty-four hectares;
HELD by John Richard Masson under Deed of Transfer No. 240/1970 registered on 26th August, 1970.
12. CERTAIN Portion 179 of Farm Dalriach No. 188 situate in the District of Hhohho, Swaziland;
MEASURING Fifteen comma eight thousand and seventy-three hectares;
HELD by Clive Bryan Cooper under Deed of Transfer No. 50/1979 registered on the 17th February, 1970.
13. CERTAIN Portion 241 of Farm Dalriach No. 188 situate in the District of Hhohho, Swaziland;
MEASURING Eight comma seven thousand six hundred and nine hectares;
HELD by Augustus Charles Hodgson under Deed of Transfer No. 373/1971 registered on the 9th December, 1971.

14. CERTAIN Portion 241 of Farm Dalriach No. 188 situate in the District of Hhohho, Swaziland;
MEASURING Seven comma five thousand eight hundred and forty-six hectares;
HELD by Victor Theodore Owen under Deed of Transfer No. 179/1973 registered on 5th June, 1973.
15. CERTAIN Portion 244 of Farm Dalriach No. 188 situate in the District of Hhohho, Swaziland;
MEASURING Seven comma five thousand eight hundred and forty-six hectares;
HELD by Richard Leslie Naish under Deed of Transfer No. 207/1973 registered on 19th July, 1973;
16. CERTAIN Portion 245 of Farm Dalriach No. 188 situate in the District of Hhohho, Swaziland;
MEASURING Four comma three thousand nine hundred and forty hectares;
HELD by Witenagemot (Pty) Limited under Deed of Transfer No. 23/1971 registered on the 1st February, 1971.
17. CERTAIN Portion 246 of Farm Dalriach No. 188 situate in the District of Hhohho, Swaziland;
MEASURING Four comma seven thousand four hundred and sixty-six hectares;
HELD by Alfred Spence Basson under Deed of Transfer No. 65/1961 registered on the 29th March, 1961.
18. CERTAIN Portion 247 of Farm Dalriach No. 188 situate in the District of Hhohho, Swaziland;
MEASURING Seven comma three thousand nine hundred and five hectares;
HELD by Jeanette Sommerich under Deed of Transfer No. 235/1972 registered on the 30th August, 1972.
19. CERTAIN Portion 248 of Farm Dalriach No. 188 situate in the District of Hhohho, Swaziland;
MEASURING Seven comma three thousand nine hundred and thirty-three hectares;
HELD by Umbuluzi Timbers Limited under Deed of Transfer No. 218/1958 registered on the 7th November, 1958.

LEGAL NOTICE NO. 126 OF 1988

THE CENTRAL BANK OF SWAZILAND ORDER, 1974

(Order No. 6 of 1974)

**THE CENTRAL BANK OF SWAZILAND STATEMENT OF ASSETS AND
LIABILITIES AS AT 30TH SEPTEMBER, 1988**

(Under Section 52)

In exercise of the powers conferred, by section 52 of the Central Bank of Swaziland Order, 1974 the Minister for Finance hereby issues the Statement of Assets and Liabilities in the Schedule to this Notice.

A. FAKUDZE
Principal Secretary

SCHEDULE

CENTRAL BANK OF SWAZILAND

Balance Sheet as at 30th September, 1988

| LIABILITIES | EMALANGENI | ASSETS | EMALANGENI |
|--|--------------------|-------------------------------------|--------------------|
| Capital | 1 000 000 | External Assets | 226 871 936 |
| General Reserve | 3 500 958 | | |
| | <u>4 500 958</u> | Claims on Banks | 5 053 016 |
| Allocation of Special Drawing Rights | 20 731 237 | | |
| Currency in Circulation | 39 987 555 | Claims on Private Sector | 4 472 906 |
| Government Deposits | 33 844 188 | Fixed Assets | 5 908 855 |
| | | | |
| Bankers Deposits | 118 996 186 | | |
| Other Domestic Deposits | 5 367 751 | | |
| | | | |
| External Liabilities | 10 878 981 | Other Assets | 3 418 016 |
| Other Liabilities | 11 417 874 | Counterpart Forward Position | 43 773 132 |
| Forward Contracts for Purchase of Currency | 276 887 016 | Forward Contracts for Sale Currency | 233 113 885 |
| | <u>522 611 746</u> | | <u>522 611 746</u> |

S27

LEGAL NOTICE NO. 127 OF 1988

THE UMBUTFO SWAZILAND DEFENCE FORCE ORDER, 1977

(Order No. 10 of 1977)

THE UMBUTFO SWAZILAND DEFENCE FORCE (REMUNERATION)
REGULATIONS 1988

(Under Section 34)

In exercise of the powers vested in me by section 34 of the Umbutfo Swaziland Defence Force Order 1977, I Mswati III, on the advice of the Army Commander hereby make the following regulations:-

Citation and Commencement.

1. These regulations may be cited as the Umbutfo Swaziland Defence Force (Remuneration) Regulations, 1988 and shall be deemed to have come into force on the 1st April, 1988.

Remuneration of Members of the Defence Force.

2. The remuneration of the members of the Umbutfo Swaziland Defence Force shall be as set out in the Schedule hereto.

Revocation of Legal Notice No. 33 and No. 91 of 1987.

3. The Umbutfo Swaziland Defence Force (Remuneration) Regulations, 1987 are hereby revoked.

SCHEDULE

| GRADE | RANK | SALARY (E) | | | |
|-------|--------------------|------------|-------|-------|-------|
| 28 | Major General | 30482 | 31421 | 32360 | |
| 27 | Brigadier | 27062 | 27834 | 28605 | 29543 |
| 26 | Colonel | 24211 | 24989 | 25520 | 26292 |
| 24 | Lieutenant Colonel | 21614 | 22031 | 22653 | 23432 |
| 22 | Major | 17372 | 18031 | 18180 | 18821 |
| 20 | Captain | 14181 | 14633 | 15085 | 15537 |
| 19 | First Lieutenant | 12826 | 13278 | 13730 | 14181 |
| 18 | Second Lieutenant | 11119 | 11575 | 11924 | 12374 |

S29.

| | | | | |
|----|---------------------|------|------|-------|
| 16 | Reg. Sergeant Major | 9508 | 9839 | 10299 |
| 15 | Coy. Sergeant Major | 8256 | 8590 | 9258 |
| 14 | Staff Sergeant | 6757 | 6965 | 7380 |
| 12 | Sergeant | 5511 | 5718 | 6134 |
| 10 | Corporal | 4571 | 4746 | 5095 |
| 9 | Lance Corporal | 4010 | 4084 | 4436 |
| 8 | Private | 3672 | 3741 | 3944 |

16. Officer Cadet training grade to be commensurate with graduate level and paid at Grade

DONE AT KANYAMAZANE THIS 9TH DAY OF NOVEMBER, 1988.

MSWATI III
KING OF SWAZILAND

LEGAL NOTICE NO. 128 OF 1988

ARMS AND AMMUNITION ACT, 1964

(Act No. 24 of 1964)

APPOINTMENT OF MEMBERS OF THE FIREARMS LICENCES BOARD

(Under Section 4(1))

In exercise of the powers conferred on me by Section 4(1) of the Arms and Ammunition Act, 24 of 1964 as Amended, I hereby appoint the following persons:-

| | | |
|----------------------------|---|----------|
| Bathalomew Bhuduya Shongwe | — | Chairman |
| Mnt. Mphitsi Dlamini | — | Member |
| Chief Nhloko Zwane | — | " |
| John Olivier | — | " |
| Sigubhu Mtsetfwa | — | " |

to be Members of the Firearms Licenses Board with effect from 1st November, 1988.

SOTSHA E. DLAMINI
Prime Minister

THE CRIMINAL PROCEDURE AND EVIDENCE (AMENDMENT)
BILL, 1988

(Bill 11 of 1988)

(To be presented by the Minister for Justice)

MEMORANDUM OF OBJECTS AND REASONS

The object of this Bill is to amend the Criminal Procedure and Evidence Act, 1938 in the following respects:

- (a) by increasing the penalties under section 38;
- (b) by adding a new section which makes it an offence to harbour, conceal or assist a person wanted in connection with the commission of an offence.

D.P. MAKANZA
Attorney-General

A BILL
entitled

An Act to amend the Criminal Procedure and Evidence Act, 1938.

ENACTED by the King and the Parliament of Swaziland.

Short title.

1. This Act may be cited as the Criminal Procedure and Evidence (Amendment) Act, 1988 and shall be read as one with the Criminal Procedure and Evidence Act, 1938.

Amendment of section 38.

2. Section 38 of the Criminal Procedure and Evidence Act, 1938 is amended in subsection (2) by replacing the words "forty rand" and "one month" with the words "one thousand Emalangeni" and twelve months" respectively.

Addition of section 43 bis.

3. The Criminal Procedure and Evidence Act, 1938 is amended by inserting after section 43 the following new section—

"Penalty for harbouring, concealing, etc.

43 bis. A person who—

- (a) harbours, conceals or assists in any manner whatsoever in harbouring or concealing any person whom he knows or has reason to believe has committed an offence or is sought by the Police in connection with the commission by that person of an offence; or
- (b) knowing the whereabouts of any person whom he knows or has reason to believe has committed an offence or is sought by the Police in connection with the commission by that person of an offence, fails to report such whereabouts within reasonable time to a Police officer or to the nearest police station

shall be guilty of an offence and liable on conviction to a fine not exceeding three thousand Emalangeni or to a term of imprisonment not exceeding three years or both."

THE ESTABLISHMENT OF THE PARLIAMENT OF SWAZILAND
(AMENDMENT) BILL, 1988

(Bill No. 12 of 1988)

(To be presented by the Prime Minister)

MEMORANDUM OF OBJECTS AND REASONS

The purpose of this Bill is to amend the Establishment of the Parliament of Swaziland Order, 1978 so as to modify the legislative process by extending the period within which the King shall assent or withhold assent to a Bill presented to him after it has been passed by Parliament.

D.P. MAKANZA
Attorney—General

A BILL
entitled

An Act to amend the Establishment of the Parliament of Swaziland Order, 1978.

ENACTED by the King and the Parliament of Swaziland.

Short title and commencement.

1. This Act may be cited as the Establishment of the Parliament of Swaziland (Amendment) Act, 1988, shall be read as one with the Establishment of the Parliament of Swaziland Order, 1978 (hereinafter referred to as "the Order") and shall be deemed to have come into operation on the 12th October, 1978.

Amendment of section 60.

2. Section 60 of the Establishment of the Parliament of Swaziland Order, 1978 is amended in subsection (2)(b) by replacing the words "thirty days" with the words "sixty days".

Validation of certain Bills and Acts.

3. All Bills to which the provisions of the Order amended by section 2 applied before the commencement of this Act and all corresponding Acts relating to such Bills shall, to all intents and purposes, be valid as if those provisions had been complied with.