



SWAZILAND

GOVERNMENT GAZETTE

VOL. XVII]

MBABANE, Friday, NOVEMBER 23rd., 1979

[No. 983

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NOTICES

TRADING LICENCES ORDER

(NO. 20 OF 1975)

Notice is hereby given that an application has been made by Elizabeth N. Shongwe of P.O. Box 1194, Mbabane for a grant of a Hawker's Licence to operate in Mbabane Urban Area under the style "UMZAMO HAWKERS". The application will be heard in the District Commissioner's Conference Room, Mbabane on Tuesday the 27th November, 1979 at 10.00 a.m.

Notice is hereby given that an application has been made by Juliet Dlamini of P.O. Box 1, Mbabane for a grant of a Grocer's Licence to operate at Corporation Ebuhleni under the style "BUHLE BEMALANGENI". The application will be heard in the District Commissioner's Conference Room Mbabane on Tuesday the 27th November, 1979 at 10.00 a.m.

Objections thereto must be lodged in writing with the undersigned as well as with the applicant on or before Friday the 23rd November, 1979 not later than 4.00 p.m.

A.A. MAMBA
Licensing Officer Mbabane

P.O. Box 45,
MBABANE.

Q849 23.11.79

NOTICE

ESTATE LATE WALTER BUSA DLAMINI
ESTATE NO.E.3006

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 the date of publication of this notice.

ROBINSON, BERTRAM AND CURRIE,
Attorneys for Executors Testamentary
Executrix Dative
Lot 60 Miller Street,
P.O. Box 24,
MBABANE,
SWAZILAND.

Q853 19.11.79

NOTICE

IN TERMS OF REGISTRATION OF BUSINESSES ACT

Notice is hereby given in terms of the Registration of Businesses Act that the Restaurant Business known as MPOFU RESTAURANT held by RICHMOND KHUMALO at Mahlanya District of Manzini will be transferred to SIMON DABEDE MAVIMBELA who will carry on the business at the same place under the same style as from the date of the last publication of this notice or from the grant of the transfer of the licence by the Licensing Officer, Manzini, whichever is the later.

ROBINSON, BERTRAM & CURRIE,
Lot 60, Allister Miller Street,
P.O. Box 24,
MBABANE.

Q825 3x23-11-79

611
NOTICE

ESTATE LATE BERNARD M. KHUMALO
ESTATE NO. E.2991

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 the date of publication of this notice.

ROBINSON, BERTRAM & CURRIE,
Attorneys for Executors Testamentary
Executrix Dative.
Lot 60 Miller Street,
P.O. Box 24,
MBABANE.
SWAZILAND.

Q854 23.11.79

NOTICE

TRANSFER OF BUSINESS

Notice is hereby given that the General Dealer's Business known as "NUTS & BOLTS CENTRE" situate on Plot No. 61, in Louw Street, Manzini has been sold to Swaziland Bolts & Nuts Centre (Proprietary) Limited and it is proposed to transfer the licence to it, which will carry on the business under the same name and style for its own account.

Application will be made to the Licencing Officer, Manzini after the third appearance of this notice for transfer of the licence.

Objections should be lodged with the District Commissioner and with the undersigned.

VAN HEERDEN & COMPANY
Attorneys for the Parties
P.O. Box 23
MANZINI

Q844 3x7.12.79

NOTICE

IN ESTATE LATE LUKAS MARTHINUS OLIVIER DU PLESSIS,
NHLANGANO, SWAZILAND.

All creditors and persons interested as intestate or otherwise, in the abovementioned estate, are hereby called upon within twenty-one (21) days from date hereof, to lodge, in writing, with the Master of the High Court, Swaziland, at Mbabane, Swaziland, the particulars of their claim against the said Estate, and their objections, if any, to the signing and sealing by him of the Letters of Executorship granted to LYALL ARCHIBALD ROGERS in his capacity as the Nominee of Barclays National Bank Limited, as the Executor in the said Estate.

BARCLAYS NATIONAL BANK LIMITED,
Trustee Department
Eastern Transvaal Branch,
P.O. Box 27033,
SUNNYSIDE,
Pretoria.

Q848 23.11.79

612

NOTICE

ESTATE LATE ALFREDO JORGE LEONETTI (NO. E.2704/75)

Notice is hereby given in terms of Section 51 bis (2) of the Administration of Estates Act No. 28 of 1902 that the First and Final Liquidation & Distribution Account in the Estate of the Late Alfredo Jorge Leonetti has been approved by the Master of the High Court, Mbabane and shall lie open for inspection at the office of the Master and the District Commissioner's Office in Mbabane for a period of twenty-one (21) days from the date of publication hereof.

Any person having objection to the Account may lodge such objection in duplicate with the reasons stated therein with the Master of the High court, Mbabane and a copy shall be delivered by registered post to the Executor.

VAN HEERDEN & COMPANY
Attorneys for Executrix Dative
2 Mutual Building
P.O. Box 23
MANZINI

Q845 23.11.79

NOTICE

Notice is hereby given that we intend applying for a Certified Copy of Deed of Transfer No. 109/1959 dated 15/8/1959 passed by RULF DIAMOND in favour of RONALD WILLIAM FREDERICK REED (born 28/1914) and JULIUS GURWITZ (born 23/7/1916) in respect of

CERTAIN Farm No. 567 situate in the Shiselweni District, Swaziland.

MEASURING: 431,6679 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 (3) three weeks of the last publication of this notice.

DATED at MBABANE this 15th day of November 1979.

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

Q847 2x30.11.79

NOTICE

ESTATE LATE PAUL ASA MAVUSO

ESTATE NO. E.3029/79

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.

ROBINSON, BERTRAM & CURRIE,
Attorneys for Executors Testamentary
Executrix Dative
Lot 60 Miller Street,
P.O. Box 24,
MBABANE,
Swaziland.

Q852 23.11.79

NOTICES

TRADING LICENCES ORDER NO. 20 OF 1975

Notice is hereby given that an application by Elliot Z. Simelane of Herefords Area, P.O. Box 64, Pigg's Peak for a grant of a General Dealer's Licence which is an extension of a Grocery Shop to trade under the style "VUKA VUKA GENERAL DEALER" will be heard in the Senior District Officer's Office, Pigg's Peak on Tuesday the 4th December, 1979 at 10.00 a.m.

Notice is hereby given that an application by Daniel M. Shongwe of P.O. Box 195, Pigg's Peak for a grant of a General Dealer's Licence (Warehouse) to operate on Lot No. 454 Pigg's Peak under the style "M.D.S. HOUSE" will be heard in the Senior District Officer's Office, Pigg's Peak on Tuesday the 4th December, 1979 at 10.00 a.m.

Notice is hereby given that an application by Dingane Antony Mathonsi of P.O. Box 125, Pigg's Peak for a grant of a Restaurant's Licence to operate at SEDCO, Pigg's Peak under the trading style "KHAYELIHLE RESTAURANT" will be heard in the Senior District Officer's Office, Pigg's Peak on Tuesday the 4th December, 1979 at 10.00 a.m.

Objections thereto must be lodged in writing with the undersigned as well as with the applicant on or before Friday the 30th November, 1979 not later than 4.00 p.m.

DAN'S. DLAMINI

Licensing Officer, Pigg's Peak Sub-District

P.O. Box 26,
PIGG'S PEAK.

Q859 23.11.79

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that the High Court of Swaziland did on the 7th November, 1979 in terms of Section 149 (1) of the Companies Act No. 7/1912 order that the company WILLIAMSON & PATERSON (SWAZILAND) LIMITED (IN LIQUIDATION) be dissolved with effect from the aforesaid date.

By order of the Court,

REGISTRAR OF THE HIGH COURT

Q846 23.11.79

NOTICE

ESTATE LATE ZEERUST GAMA
ESTATE NO. E.3060

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.

ROBINSON, BERTRAM & CURRIE,
Attorneys for Executors Testamentary
Executrix Dative
Lot 60, Miller Street,
P.O. Box 24,
MBABANE,
Swaziland.

Q851 23.11.79

NOTICE

GLOBAL INDUSTRIES (SWAZILAND) (PTY) LTD.

(IN LIQUIDATION)

Notice is hereby given that the second meeting of creditors will be held at the offices of the Master of the High Court Mbabane on 7th December, 1979 at 10.30 a.m. for the purpose of:

1. Proof of claims
2. Receiving the report of the joint liquidators
3. Giving directions to the liquidator.

Claims for proof should be lodged with the Master of the High Court Mbabane, twenty four hours before the time of the meeting.

PEAT, MARWICK, MITCHELL & COMPANY
Liquidator
P.O. Box 1099,
MBABANE,
Swaziland.

Q861 23.11.79

NOTICE

NOTICE OF SALE IN EXECUTION

In the High Court of Swaziland

Held at Mbabane. Case No. 101/78

In the matter between:

Conan-Doyle Vusani Nxumalo . . . Judgement Creditor
and
Charles Augustus Hodgson . . . Judgement Debtor

The following property will be sold in execution by The Deputy-Sheriff, Hhohho District, Swaziland at 10.00 a.m. on Friday 21st December, 1979 outside the High Court of Swaziland, MBABANE:

CERTAIN: Portion 241 of the Farm "DALRIACH" No. 188, situate in the District of Hhohho, Swaziland;

MEASURING: Eight comma Seven Six Nought Nine (8,7609) Hectares;

HELD: By the Judgement Debtor under Deed of Transfer No. 373/1971 dated 9th December, 1971.

The conditions of sale may be inspected at the office of the Sheriff of Swaziland, High Court, MBABANE.

H.A.F. Long
Deputy-Sheriff
Hhohho District
SWAZILAND.

Q863 23.11.79

NOTICES

TRADING LICENCES ORDER NO. 20 OF 1975

Notice is hereby given that an application by Mr. Meshack Ndlangamandla of Maseyisini Restaurant, P.O. Box 38, Nhlanguano for a grant of an amendment of a restaurant Licence to Grocery Licence to operate to the same building under the style "MASEYISINI GROCERY" will be heard in the District Commissioner's Conference Room Nhlanguano on Wednesday the 12th December, 1979 at 10.00 a.m.

Notice is hereby given that an application by Francis Mpheni Shongwe of P.O. Box 107, Nhlanguano for a grant of a General Dealer's Licence in Photo Studio to operate on stand No. 4 Nhlanguano under the style "ARROW TRADERS GENERAL DEALER" will be heard in the District Commissioner's Conference Room, Nhlanguano on Wednesday the 12th December, 1979 at 10.00 a.m.

Notice is hereby given that an application by Alexia Ngozo of P.O. Box 330, Nhlanguano for a grant of a pedlars Licence to operate in the Shiselweni District, under the style "LUNGUZILE PEDLARS" will be heard in the District Commissioner's Conference Room, Nhlanguano on Wednesday the 12th December, 1979 at 10.00 a.m.

Notice is hereby given that an application by Mr. Samuel Nsibandze of P.O. Box 32, Hluti for a grant of a Butchery Licence to operate at Matsanjani area in the Shiselweni District under the style "MATSANJANI BUTCHERY" will be heard in the District Commissioner's Conference Room, Nhlanguano on Wednesday the 12th December, 1979 at 10.00 a.m.

Notice is hereby given that an application by Mrs. Margaret Mngomezulu of P.O. Box 22, Nhlanguano for a grant of a Produce and Handcraft Licence to operate at Sedco Estate on Block (B) Nhlanguano Town, under the style "RAINBOW HANDCRAFT" will be heard in the District Commissioner's Conference Room, Nhlanguano on Wednesday the 12th December, 1979 at 10.00 a.m.

Notice is hereby given that an application by Azon Msibi of P.O. Box A11, Swazi Plaza, Mbabane for a grant of a Ware-house Licence to operate at Gege area in the Shiselweni District, under the style "GEGE WAREHOUSE" will be heard in the District Commissioner's Conference Room, Nhlanguano on Wednesday the 12th December, 1979 at 10.00 a.m.

Notice is hereby given that an application by Mrs. Rachel M. Van der Schyff of P.O. Box 96, Nhlanguano for a grant of an amendment of a vendor's Licence to a Hawkers Licence (restricted to the sale of vegetables and farm produce Licence) to operate in the Shiselweni District, and Nhlanguano Town, under the style "SIZAMHLABA HAWKERS" will be heard in the District Commissioner's Conference Room, Nhlanguano on Wednesday the 12th December, 1979 at 10.00 a.m.

Notice is hereby given that an application by Mrs. Alinah Mdluli of Nkontsheni Central School, P.O. Box 14, Hluti for a grant of a Hawker's Licence to operate in the Shiselweni District, under the style "NOBUHLE HAWKERS" will be heard in the District Commissioner's Conference Room, Nhlanguano on Wednesday the 12th December, 1979 at 10.00 a.m.

Any objections thereto must be lodged in writing with the undersigned as well as with the applicant, on or before Friday the 7th December, 1979 not later than 4.00 p.m.

J.M. DLAMINI

Licensing Officer/Shiselweni District

P.O. Box 8,
NHLANGANO.

14th November, 1979.

Q858 23.11.79

S.G.G. NO. 983, FRIDAY, NOVEMBER 23, 1979

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NOTICE

SWAZILAND INDUSTRIAL SUPPLIERS (PROPRIETARY) LIMITED

(IN LIQUIDATION: MASTER'S REFERENCE NO. MCL/24)

Notice is hereby given that the First and Final Liquidation and Distribution Accounts in the above estate have been confirmed by the Master of the High Court, Mbabane, and that the final dividend to creditors is in the course of payment.

R.S. ROSS
Liquidator
P.O. Box 569,
MBABANE,
Swaziland.

Q862 23.11.79

SUPPLEMENT TO
THE
SWAZILAND GOVERNMENT
GAZETTE

VOL. XVII]

MBABANE, Friday, NOVEMBER 23rd., 1979

[No. 983

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PART B

S1 CORRIGENDUM

THE SWAZI ADMINISTRATION (AMENDMENT) ACT, 1979

(Act No. 6 of 1979)

The Swazi Administration (Amendment) Act, 1979 should be corrected in section 3 so that "section 1" in the definition "competent authority" should be replaced with "section 4".

THE INCOME TAX (CONSOLIDATION) (AMENDMENT) ACT 1979

(Act No. 9 of 1979)



I ASSENT
SOBHUZA II
King of Swaziland
15th November, 1979

AN ACT

entitled

An Act to amend the Income Tax (Consolidation) Order, 1975.

(Date of Commencement: 23rd. November, 1979)

ENACTED by the King and the Parliament of Swaziland.

Short title.

1. This Act may be cited as the Income Tax (Consolidation) (Amendment) Act, 1979, and shall be read as one with the Income Tax (Consolidation) Order, 1975, hereinafter referred to as "the Order".

Amendment of section 2

2. Section 2 of the Order is amended by replacing the first paragraph of the definition "provident fund" with the following -

"provident fund" means a fund other than a pension fund, benefit fund or retirement annuity fund, which is approved by the Commissioner in respect of the year of assessment in question.

Amendment of section 7

3. Section 7 of the Order is amended -

(a) immediately before paragraph (a) by replacing the words "paragraphs (a) to (k)" with the words "paragraphs (a) to (1)";

(b) by replacing paragraph (d) with the following -

"(d) any amount so received or accrued from another person as premium or like consideration paid by such other person for -

(i) the use or occupation or the right of use or occupation of land or buildings; or

(ii) the use or right of use of plant, machinery, equipment or vehicles; or

(iii) the use or right of use of any motion picture film or any film or video tape or disc for use in connection with television or any sound recording or advertising matter connected with such motion picture film, film or video tape or disc; or

(iv) the use or right of use of any patent, design, trade mark, copyright, or any model, pattern, plan, formula, or process or any property or right of a similar nature; or

(v) the imparting of or the undertaking to impart any scientific, technical, industrial, or commercial knowledge or information for use in Swaziland, or the rendering of or the undertaking to render any assistance or service in connection with the application or utilisation of such knowledge or information”;

(c) by replacing paragraph (k) with a new paragraph (k) and by inserting immediately thereafter a new paragraph (l), as follows –

“(k) any amount by way of allowance so received or accrued to a public servant or a Member of Parliament but excluding amounts paid or payable to such persons for reimbursive allowances in terms of General Orders or regulations relating to such allowances;

(l) any amount which in terms of this Order is specifically required to be included in the taxpayer’s income”.

Amendment of section 11

4. Section 11 of the Order is amended –

(a) in subsection (1) by inserting immediately after paragraph (f) the following new paragraphs –

“(g) the use or right of use in Swaziland of, or the grant of permission to use in Swaziland –

(i) any patent, design, trade mark, copyright, model, pattern, plan, formula, or process or any other property or right of a similar nature; or

(ii) any motion picture film, or any film, or video tape or disc for use in connection with television, or any sound recording or advertising matter used or intended to be used in connection with such motion picture film, film or video tape or disc.

wheresoever such thing or matter as is referred to in sub-paragraph (i) or (ii) has been produced or made, or such right of use or permission has been granted or payment for such use, right of use or grant, of permission has been made or is to be made, and whether such payment has been made or is to be made by a person resident in or out of Swaziland;

(h) the imparting of or the undertaking to impart any scientific, technical, industrial or commercial knowledge or information for use in Swaziland, or the rendering of or the undertaking to render, any assistance or service in connection with the application or utilization of such knowledge or information, wheresoever such knowledge or information has been obtained or such knowledge or information has been imparted or is to be imparted or such assistance or service has been rendered or is to be rendered or any such undertaking has been given, and whether payment for such knowledge, information, assistance, service or undertaking has been made or is to be made by a person resident in or out of Swaziland.”

(b) by adding immediately after subsection (9) the following new subsection –

“(10) So much of any amount which has been paid by a company to or otherwise made available for the personal use of a shareholder or director of such company from the company’s undistributed profits, reserves or

other assets by way of loan, and which amount was not repaid to the company within the year such loan or advantage was obtained, shall be deemed to be part of the taxable income of such shareholder or director for that year:

Provided that this subsection shall not apply to a loan paid to or otherwise made available for use by a shareholder or director which in the opinion of the Commissioner, was made for a purpose directly connected with the business of the company”.

Amendment of section 12

5. Section 12 of the Order is amended in subsection (1) by deleting paragraph (ii) of the proviso to paragraph (p).

Amendment of section 14

6. Section 14 (1) of the Order is amended –

- (a) in paragraph (e) –

(i) by deleting from subparagraphs (i) and (ii) the words “or any other process which in the opinion of the Commissioner is of a similar nature”;

(ii) by inserting the following new paragraph immediately after the second proviso thereto –

“For the purpose of this paragraph, the expression “machinery or plant” does not include motor vehicles intended or adapted for use or capable of being used on roads”;

- (b) in paragraph (1) by replacing (i) of the proviso with the following –

“(i) If the contributions (including any lump sum payments) made by the taxpayer in respect of any employee during any year of assessment to such funds exceed an amount equal to ten per centum of the total remuneration of such employee for such year of assessment and the Commissioner is satisfied that the aggregate of such contributions and the total remuneration accrued during such year of assessment to such employee in respect of his employment by the taxpayer is excessive or unjustifiable in relation to the value of the services rendered by such employee, and having regard to other benefits, if any, derived by him from his employment by the taxpayer only so much of such contributions as appears to the Commissioner to be reasonable, but not less than an amount equal to ten per centum of the approved remuneration of such employee for such year of assessment, shall be allowed to be deducted under this paragraph”;

- (c) in paragraph (u) by adding the following subparagraph immediately after subparagraph (ii) –

“(iii) by way of contributions, grants or donations to any of his employees to assist such employee in further training in his particular professional field at the University College of Swaziland, or at any other approved University or institution for the purpose of securing a recognised qualification”.

Amendment of section 29

7. Section 29 of the Order is amended –

- (a) in paragraph (e) by deleting the word “and” at the end of that paragraph;
- (b) in paragraph (f) by replacing the full-stop at the end of that paragraph with a semi-colon and the word “and”; and

(c) by inserting immediately after paragraph (f) the following new paragraph –

“(g) so much of the annual interest received or accrued from deposits in the Swaziland Development and Savings Bank, if such interest is exempt from normal tax under section 12 (1) (q)”.

Addition of new section 69 bis

8. The Order is amended by adding the following new section immediately after section 69 –

“Commissioner’s annual report

69 bis. The Commissioner shall, not later than six months after the end of each financial year, prepare and submit to the Minister, an annual report setting out information relating to the operation of this Order during that financial year and such other information as the Minister may require”.

PART C

S6

LEGAL NOTICE NO. 97 OF 1979

NATIONAL TRUST COMMISSION ACT, 1972

(Act No. 9 of 1972)

PROCLAMATION OF NDZINDZA NATURE RESERVE NOTICE, 1979

(Under Section 12(1))

In exercise of the powers conferred upon him by Section 12(1) of the National Trust Commission Act, 1972 the Deputy Prime Minister hereby issues the following Notice:-

Citation

1. This Notice may be cited as the Proclamation of Ndzindza Nature Reserve Notice, 1979.

Establishment of Nature Reserve

2. The area of land set out in the Schedule hereto, is proclaimed to be the Ndzindza Nature Reserve.

SCHEDULE

Certain Remaining Extent of Farm No. 179 situate in the District of Lubombo, Swaziland measuring 5045,8817 (five zero four five comma eight eight one seven) hectares in the name of the Blue Jay Ranch Limited under Deed of Transfer No. 105/1958 registered on the 12th June, 1958.

A.R. SHABANGU

Permanent Secretary

Deputy Prime Minister's Office

MBABANE

23rd November, 1979

S7
LEGAL NOTICE NO. 98 OF 1979

THE WAGES ACT, 1964

(Act No. 16 of 1964)

THE REGULATION OF WAGES (SUGAR MANUFACTURING INDUSTRY)
(AMENDMENT) ORDER, 1979

(Under section 11(5))

In exercise of the powers conferred by section 11 of the Wages Act, 1964, the Deputy Prime Minister hereby makes the following Order:-

Citation

1. This Order may be cited as the Regulation of Wages (Sugar Manufacturing Industry) (Amendment) Order, 1979.

Amendment of First Schedule

2. The First Schedule to the Regulation of Wages (Sugar Manufacturing Industry) Order, 1979 is amended by replacing the minimum daily wage in relation to the Grades set out in this paragraph as follows:-

Grade A	—	E4.20
Grade B	—	E3.50
Grade C	—	E2.95
Grade D	—	E2.43
Grade E	—	E2.11
Grade F	—	E1.95

A.R. SHABANGU

Permanent Secretary

Deputy Prime Minister's Office

Mbabane
23rd November, 1979

THE DAIRY ACT, 1968

(Act No. 28 of 1968)

THE FIXATION OF LIQUID MILK PRICES (AMENDMENT)
REGULATIONS, 1979

(Under Section 24)

In exercise of the powers conferred by section 24 of the Dairy Act, 1968, the Minister for Agriculture and Co-operatives hereby makes the following Regulations:-

Citation

1. These Regulations may be cited as the Fixation of Liquid Milk Prices (Amendment) Regulations, 1979 and shall be read as one with the Fixation of Liquid Milk Prices Regulations, 1979.

Amendment of Regulation 2

2. Regulation 2 of the Fixation of Liquid Milk Prices Regulations, 1979 is amended by replacing "18 cents" with "21 cents".

A.R.V. KHOZA

Permanent Secretary

Ministry of Agriculture and Co-Operatives

Mbabane
14th November, 1979