



# SWAZILAND

## GOVERNMENT GAZETTE

VOL. XIX]

MBABANE, Friday, July 3rd, 1981

[No. 107

### CONTENTS

No.		Page
<b>GENERAL NOTICES</b>		
72.	The Control of Insurance Brokers and Agents Regulations .....	378
73.	The Control of Insurance Brokers and Agents Regulations .....	379
74.	Appointment of Acting Permanent Secretary Deputy Prime Minister's Office .....	380
75.	Appointment of Permanent Secretary Ministry of Home Affairs .....	380
76.	Appointment of Acting Director of Personnel Management .....	381
77.	Appointment of Acting Deputy Director of Personnel Management .....	381
	<b>OBITUARY NOTICE</b> .....	382
	<b>ADVERTISEMENTS</b> .....	383

### CONTENTS OF SUPPLEMENT

#### PART B — ACTS

7.	The Customs, Fiscal, Excise and Sales Duties (Amendment) Act, 1981 .....	S1
----	--	----

#### PART C — LEGAL NOTICES

41.	The Maximum Wholesale and Retail Selling Prices of South African Cement Notice, 1981 .....	S9
-----	--	----

## GENERAL NOTICE NO. 72 OF 1981

## THE CONTROL OF INSURANCE ORDER, 1973

(King's Order-In-Council No. 33 of 1973)

THE CONTROL OF INSURANCE BROKERS AND  
AGENTS REGULATIONS, 1973.

It is hereby notified for general information that the Honourable Minister for Finance is pleased to announce the appointment of the undermentioned as Insurance Agents —

<i>Name</i>	<i>Address</i>
Zacharia V. Nxumalo	P.O. Box 1019, MANZINI.
Richard M. Shongwe	P.O. Box 107, NHLANGANO.
Mshiywa W. E. Mndebele	P.O. Box 1471, MBABANE.

V. E. SIKHONDZE,

*Permanent Secretary.*

Mbabane.  
15th June, 1981.

## GENERAL NOTICE NO. 73 OF 1981

## THE CONTROL OF INSURANCE ORDER, 1973

(King's Order-In-Council No. 33 of 1973)

THE CONTROL OF INSURANCE BROKERS AND  
AGENTS REGULATIONS, 1973

It is hereby notified for general information that the Honourable Minister of Finance has removed:—

<i>Name</i>	<i>Address</i>
Wellington D. Zulu	Sidvokodvo Secondary School, P/B MANZINI.
Tom T. Dlamini	P.O. Box A149, MBABANE.
Timothy M. Dlamini	P.O. Box 24, VUVULANE.
Malan Z. Magagula	P.O. Box 44, NGWENYA.
Milton M. Dlamini	P.O. Box 46, PIGGS PEAK.
Hayley H. Abrahams	P.O. Box 1071, MBABANE.

from the list of Agents appointed under General Notices No. 39 of 1975, No. 2 of 1978, No. 63 of 1979 and No. 87 of 1979, respectively.

R. J STRYDOM,  
*Actg. Permanent Secretary.*

Mbabane,  
15th May, 1981.

GENERAL NOTICE NO. 74 OF 1981

---

THE CIVIL SERVICE ORDER, 1973

(King's Order-In-Council No. 16 of 1973)

(Under Section 8 Sub-Setion (2) )

APPOINTMENT OF ACTING PERMANENT SECRETARY  
DEPUTY PRIME MINISTER'S OFFICE

In exercise of the powers conferred on me by the above mentioned Order,  
I am pleased to appoint —

**PRINCE SULUMLOMO DLAMINI**

to be Acting Permanent Secretary in the Deputy Prime Minister's Office with effect  
from the 2nd June, 1981 to the 12th June, 1981.

Signed at LOZITHEHLEZI on 16th June, 1981.

**KING SOBHUZA II  
OF SWAZILAND.**

---

GENERAL NOTICE NO. 75 OF 1981

---

THE CIVIL SERVICE ORDER, 1973

(King's Order-In-Council No. 16 of 1973)

(Under Section 8 Sub-Section (2) )

APPOINTMENT OF PERMANENT SECRETARY  
MINISTRY OF HOME AFFAIRS

In exercise of the powers conferred on me by the above mentioned Order,  
I am pleased to appoint —

**MORDECAI AHOLIAB SIKAYITI KHUMALO**

to be Permanent Secretary in the Ministry of Home Affairs with effect from the 18th  
July, 1981 engaged on temporary month to month basis until the end of July, 1982.

Signed at LOZITHEHLEZI on 16th. June, 1981.

**KING SOBHUZA II  
OF SWAZILAND.**

GENERAL NOTICE NO. 76 OF 1981

---

THE CIVIL SERVICE ORDER, 1973

(King's Order-In-Council No. 16 of 1973)

(Under Section 8 Sub-Section (2) )

APPOINTMENT OF ACTING DIRECTOR OF  
PERSONNEL MANAGEMENT

In exercise of the powers conferred on me by the above mentioned Order  
I am pleased to appoint —

JOHN DUMAKUDE MNGOMEZULU

to be Acting Director of Personnel Management, Establishments and Training with  
effect from the 24th April, 1981 to the 10th May, 1981.

Signed at LOZITHEHLEZI on 5th June, 1981.

KING SOBHUZA II  
OF SWAZILAND.

---

GENERAL NOTICE NO. 77 OF 1981

---

THE CIVIL SERVICE ORDER, 1973

(King's Order-In-Council No. 16 of 1973)

(Under Section 8 Sub-Section (2) )

APPOINTMENT OF ACTING DEPUTY DIRECTOR OF  
PERSONNEL MANAGEMENT

In exercise of the powers conferred on me by the above-mentioned Order,  
I am pleased to appoint —

GEOFFREY WILLIAM WOOD

to be Acting Deputy Director of Personnel Management, Establishments and Training  
with effect from the 24th April, 1981 to the 10th May, 1981.

Signed at LOZITHEHLEZI on 5th June, 1981.

KING SOBHUZA II  
OF SWAZILAND.

OBITUARY NOTICE

---

The Swaziland Government deeply regrets to announce the death of Mr. Timothy Mqhalageni Dlamini a Senior Auditor which occurred on 17th June, 1981.

NOTICE

Notice is hereby given in terms of Section 4(i) of the Registration of Businesses Act No. 42 of 1933 that the furnisher business carried on by Fair Deal Furnishers (Pty) Limited at the corner of Martin and Ngwane Streets, Manzini will be moved to certain two shops situate at Portion 1 of Erf 271, Manzini being shop No. 1 presently known as Dups Bazaar in Nkoseluhlaza Street and corner shop called Shop No. 2 and that application for endorsement of the licence shall be made in terms of Section 4(2) of the above Act after the third Publication of this Notice.

CARLSTON AND COMPANY,  
Applicant's Attorneys,  
P.O. Box 143,  
MANZINI.

S506 3x2-7-81

---

NOTICE

CHANGE OF NAME ACT NO. 67 OF 1962

(In Terms of Section 5)

Notice is hereby given that I DONALD INKEY MASEKO, Follower of Chief Mfanawenkosi, Nduna Sijingo of Bunya area, P.O. Box 101, Bunya, Swaziland, intend to apply to the Deputy Prime Minister for authorisation to assume the surname of MANDA after the fourth publication of this notice in the Swaziland Government Gazette and the Times of Swaziland for the reason that the surname of MANDA is my natural father's surname and MASEKO was given to me by my mother's family who brought me up from childhood.

Any person or persons who object to my assuming the surname MANDA should lodge their objection in writing with the undersigned or the District Commissioner, Manzini, Swaziland.

DONALD INKEY MASEKO,  
P.O. Box 101,  
Bunya.

S505 4x10-7-81

---

NOTICE

Notice is hereby given in terms of the Registration of Businesses and Insolvency Act that the General Dealer's business carried on by SEBEC (PTY) LTD at Shop No. 26A, Swazi Plaza, Mbabane under the style of REGAL SPORTS & TOYS will be transferred to SWAZILAND STATIONERS (PTY) LTD after the third publication hereof or the grant of the transfer of the licence by the District Commissioner, whichever is the later.

VAN HEERDEN & CO.,  
Applicant's Attorneys,  
Mutual Building, Box 23,  
Manzini.

S517 3x10.7.81

**NOTICES**

**TRADING LICENCES ORDER NO. 20 OF 1975**

Notice is hereby given that an application by Mitchell Cotts Ltd. of Box 23, Manzini for a grant of a Motor Garage Licence (restricted to the assembly and repair of motor — cycles and stationary pumps) to operate at corner of Mancishane and Sandlane Street on Plot Nos. 65 and 66 under the style "MITCHELL COTTS LTD." will be heard in the District Commissioner's Conference Room on Tuesday 21st July, 1981 at 10.00 a.m.

Notice is hereby given that an application by Nikiwe Mngomezulu of Box 877, Manzini for a grant of a Pedlars Licence to operate in the Manzini District under the "NIKIWE PEDLARS" will be heard in the District Commissioner's Conference Room on Tuesday the 21st July, 1981 at 10.00 a.m.

Notice is hereby given that an application by K. Mahomed of Box 401, Manzini for a grant of an Agent of a Firm Licence to operate in the Manzini District under the style "BARGAIN DISTRIBUTORS" will be heard in the District Commissioner's Conference Room on Tuesday the 21st July, 1981 at 10.00 a.m.

Notice is hereby given that an application by Tomy Manufacturers (Pty) Ltd. of Box 1614, Mbabane for a grant of a factory licence to operate at Bethany—Mbabane/Manzini Road under the style "TOMY MANUFACTURES (PTY) LTD." will be heard in the District Commissioner's Conference Room on Tuesday the 21st July, 1981 at 10.00 a.m.

Notice is hereby given that an application for a transfer of Butchery Business which was carried on by Thoko T. Landy on premises situated at Ngwane Park Township to be transferred to Agripha Nxumalo of Box 880, Manzini to operate under the style "NDWANDWE'S BUTCHERY" will be heard in the District Commissioner's Conference Room on Tuesday the 21st July, 1981 at 10.00 a.m.

Notice is hereby given that an application by Edward Zulu of Box 103, Bhunya for a grant of a Pedlars Licence to operate at Manzini Rural Area under the style "ZAMIKUHLE PEDLARS" will be heard in the District Commissioner's Conference Room on Tuesday the 21st July, 1981 at 10.00 a.m.

Notice is hereby given that an application by Ivy B. Ndlovu of Box 360, Manzini for a grant of a Pedlars Licence to operate in the Manzini District under the style "SITANANI MA-SWATI" will be heard in the District Commissioner's Conference Room on Tuesday the 21st July, 1981 at 10.00 a.m.

Notice is hereby given that an application by Bonisiwe Dlamini of P.O. Box 1022, Manzini for a grant of a Hawkers Licence to operate in the Manzini District under the style "MUSA WENKHOSI PEDLARS" will be heard in the District Commissioner's Conference Room on Tuesday the 21st July, 1981 at 10.00 a.m.

Notice is hereby given that an application by Lomangisi Dlamini of P.O. Box 48, Mbabane for a grant of a Pedlars Licence to operate in the Manzini District under the style "EMANDLENKHOSI PEDLARS" will be heard in the District Commissioner's Conference Room on Tuesday the 21st July, 1981 at 10.00 a.m.

Notice is hereby given that an application by Idah Simangele Mavuso of P.O. Box 2232, Manzini for a grant of a Hawkers Licence to operate in the Manzini District under the style "GOLDEN PRODUCTS CHEMICALS" will be heard in the District Commissioner's Conference Room on Tuesday the 21st July, 1981 at 10.00 a.m.

Notice is hereby given that an application by Thembe G. Dlamini of P.O. Box 139, Manzini for a grant of a Hawkers Licence to operate in the Manzini District under the style "GOLDEN PRODUCTS CHEMICALS" will be heard in the District Commissioner's Conference Room on Tuesday the 21st July, 1981 at 10.00 a.m.

Notice is hereby given that an application for transfer of a grocery from Teresa Sime-lane to Thoko Zwane of P.O. Box 30, Manzini to operate at Mzimfufu — Manzini District under the style "MAHLABANE GROCERY" will be heard in the District Commissioner's Conference Room on Tuesday the 21st July, 1981 at 10.00 a.m.

Objections thereto must be lodged with the undersigned as well as with the applicant on or before Friday the 17th July, 1981 not later than 4.00 p.m.

**J. P. MAVIMBELA,**  
Licensing Officer/Manzini.

P.O. Box 13,  
Manzini.



**NOTICE**

**TRADING LICENCES ORDER**

Notice is hereby given that application has been made by Simunye Pharmacy (Pty) Ltd. of P.O. Box 1452, Manzini for the grant to it of the following licences:

- (a) Chemist and Apothecary
- (b) General Dealer

in respect of Shop No. 7 Simunye, Lubombo District and that such application will be heard in the District Commissioner's Office at Siteki on the 28th of July, 1981.

Objections if any must be lodged with the applicant and the undersigned by Mid-day on the 24th July, 1981.

W. M. MAMBA  
Licensing Officer,  
Lubombo District.

S547 3.7.81

**NOTICE**

TAKE NOTICE that we intend applying to the Registrar of Deeds for Swaziland at Mbabane, for a certified copy of Mortgage Bond No. 26/1976 passed by Panata Ranch (Pty) Ltd. in favour of Golde Colley (born Shatz) (Widow) for an amount of E50 000.00 (Fifty Thousand Emalangeni) over the following properties:

1. CERTAIN Farm No. 884, situate in the Manzini District of Swaziland;  
MEASURING 718,4462 Hectares;

HELD BY Crown Grant No. 26/1960 Sw. dated 15th July, 1960 and registered on the 23rd July, 1960.

2. CERTAIN Farm No. 885, situate in the Manzini District, Swaziland;  
MEASURING 2901,4479 Hectares;

HELD BY Crown Grant No. 25/1960 Sw. dated the 15th July, 1960 and registered on the 23rd July, 1960.

3. CERTAIN Farm "SIKUPE" No. 403, situate in the Manzini District, Swaziland;  
MEASURING 654,0535 Hectares;

HELD BY Deed of Transfer No. 113/1951 Sw. dated 6th November, 1951.

ANY person having objection to the issue of such copy shall lodge the same in writing with the Registrar of Deeds and with the undersigned within three (3) weeks of the last publication hereof.

VAN HEERDEN & CO.,  
Attorneys for the Applicant,  
P.O. Box 23,  
Manzini.

S525 2x10.7.81

**NOTICE**

**TRADING LICENCES ORDER NO. 20 OF 1975**

Notice is hereby given that an application by Shoecorp Shoe Stores (Swaziland) (Proprietary) Limited c/o Carlston and Company, P.O. Box 143, Manzini for grant of a General Dealer's Licence in Shoes, Footwear and Clothing of all forms to be carried on at Erf 282, Fifth Street, Nhlanguano will be heard at the District Commissioner's Offices, Nhlanguano on Tuesday the 21st day of July, 1981 at 10.00 a.m.

Objections thereto must be lodged in writing, with the District Commissioner's Offices, Nhlanguano as well as with the Applicant's Attorneys, Carlston and Company, Emcozini Building, Ngwane Street, P.O. Box 143, Manzini on or before the 17th July, 1981.

J. M. DLAMINI,  
Licensing Officer,  
P.O. Box 8,  
Nhlanguano.

S534 3.7.81

**NOTICE**

**POWER AND PLANT (PROPRIETARY) LIMITED  
(IN VOLUNTARY LIQUIDATION)**

Notice is hereby given in terms of Section 56 of the Insolvency Act 1955 that J. Hayter of 124 Development House, Swazi Plaza, Mbabane (P.O. Box 1099, Mbabane) has been appointed liquidator.

All persons indebted to the company are called upon to pay their debts at the above address within 30 days of the date hereof.

3rd July, 1981,  
Mbabane,

S545 3.7.81

---

**NOTICE**

**PROCAR MOTORS (PROPRIETARY) LIMITED  
(In Liquidation)**

**FIRST MEETING OF CREDITORS**

Notice is hereby given that the First meeting of creditors will be held at the office of the Master of the High Court Mbabane at 10.30 a.m. on 13th July, for the purpose of:

1. Proof of claims.
2. Appointment of Liquidator.
3. Determining whether or not the Court should be moved to appoint a Committee of Inspection to act with the Liquidator and to make nominations to such Committee.
4. Receiving any report on the affairs of the Company in Liquidation the Liquidator may wish to make.
5. Giving the Liquidator such directions pertinent to the winding up of the Company as the creditors may by majority vote resolve.

Claims and proxies in legal form must be in the hands of the Master by the latest 12 noon on 10th July, 1981. A creditor whose claim has not been proved shall not be entitled to vote at the meeting.

J. LITTLER,  
Master of the High Court.

Office of the Master  
High Court,  
Mbabane.  
26th June, 1981.

S546 3.7.81

---

**NOTICE**

**TRADING LICENCE ORDER NO. 20 OF 1975**

Notice is hereby given that an application by Evelyn T. Langa of P.O. Box 209, Manzini for a grant of a Produce and Handwork Vendor to operate in the Manzini District under the style "EKWETSEMBENI ARTS AND CRAFT" will be heard in the District Commissioner's Conference Room on Tuesday the 21st July, 1981 at 10.00 a.m.

Objections thereto must be lodged with the undersigned as well as with the applicant on or before Friday the 17th July, 1981 not later than 4.00 p.m.

J. P. MAVIMBELA,  
Licensing Officer/Manzini.

P.O. Box 13,  
Manzini.

S542 3.7.81

**NOTICES**

**TRADING LICENCES ORDER NO. 20 OF 1975**

Notice is hereby given that an application has been made by Mr. Rudolph Diamond of P.O. Box 7, Hluti for a grant of a Restaurant Licence to operate at Hluti Town, under the style "HLUTI RESTAURANT" will be heard in the District Commissioner's Conference Room Nhlanguano on Wednesday the 15th July, 1981 at 10.00 a.m.

Notice is hereby given that an application has been made by Mr. Samuel Nkonyane of Ngwane Central School, P/Bag No. 2, Nhlanguano for a grant of a Grocery Licence to operate at Endalini area in the Shiselweni District, under the style "KHONZUMONA GROCERY" will be heard in the District Commissioner's Conference Room Nhlanguano on Wednesday the 15th July, 1981 at 10.00 a.m.

Notice is hereby given that an application has been made by Mr. Norman Nhleko of c/o Gege Post Office, P.O. Gege for a grant of a Grocery Licence to operate at Gege area in the Shiselweni District, under the style "ZULUKHAYALAMI GROCERY" will be heard in the District Commissioner's Conference Room, Nhlanguano on Wednesday the 15th July, 1981 at 10.00 a.m.

Notice is hereby given that an application has been made by Mr. Moses Bekwayiphi Dlamini of P.O. Box 16, Hlatikulu for a grant of a Pedlars Licence to operate in the Shiselweni District, under the style "MYEKELENI PEDLARS" will be heard in the District Commissioner's Conference Room Nhlanguano on Wednesday the 15th July, 1981 at 10.00 a.m.

Notice is hereby given that an application has been made by Nhlanguano Casino Hotel Ltd. of P/Bag Nhlanguano for a grant of Cinematographic Film Exhibitor Licence to operate at Nhlanguano Casino Hotel in the Shiselweni District, under the style "NHLANGANO CASINO CINEMA" will be heard in the District Commissioner's Conference Room Nhlanguano on Wednesday the 15th July 1981 at 10.00 a.m.

Objections thereto if any must be lodged in writing with the undersigned as well as with applicants, on or before Friday the 10th July, 1981 not later than 4.00 p.m.

J. M. DLAMINI,

Licensing Officer,

Shiselweni District.

P.O. Box 8,  
Nhlanguano.  
22nd. June, 1981.

S532 3.7.81

---

**NOTICE**

**TRADING LICENCES ORDER NO. 20 OF 1975**

Notice is hereby given that an application has been made by Mr. Johannes M. Lushaba of P.O. Box 8, Nhlanguano for a grant of a Hawkers Licence to operate in the Shiselweni District, under the style "GUMEDZE HAWKERS" will be heard in the District Commissioner's Conference Room Nhlanguano on Wednesday the 15th July, 1981 at 10.00 a.m.

Objections thereto if any must be lodged in writing with the undersigned as well as with the applicant's, on or before Friday the 10th July, 1981 not later than 4.00 p.m.

J. M. DLAMINI

Licensing Officer,

Shiselweni District.

P.O. Box 8,  
Nhlanguano.  
24th. June, 1981.

S533 3.7.81

**NOTICE**

**POWERFORCE CONSTRUCTION (PROPRIETARY) LIMITED  
(IN LIQUIDATION)**

**MCL/67**

The first meeting of creditors and contributories will be held in the Master's Office, High Court, Mbabane on 17th July 1981 at 10.30 a.m. for

- (a) Proof of Claims;
- (b) Determining whether or not the Court should be moved to appoint a Committee of Inspection to act with the Liquidator(s) and to make nominations to such Committee;
- (c) Receiving any report on the affairs of the company in liquidation that the Liquidator(s) may wish to make;
- (d) Giving the Liquidator(s) 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 16th July 1981. A creditor whose claim has not been proved shall not be entitled to vote at the meeting.

C. J. LITTLER,

Deputy Master of the High Court.

Office of the Master  
High Court,  
Mbabane.

S540 3.7.81

---

**NOTICE**

**CEMCO (PROPRIETARY) LIMITED  
(IN LIQUIDATION)**

**MCL/68**

The first meeting of Creditors and Contributories will be held in the Master's Office, High Court, Mbabane on 17th July 1981 at 11.30 a.m. for

- (a) Proof of Claims;
- (b) Determining whether or not the Court should be moved to appoint a Committee of Inspection to act with the Liquidator(s) and to make nominations to such Committee;
- (c) Receiving any report on the affairs of the company in liquidation that the Liquidator(s) may wish to make;
- (d) Giving the Liquidator(s) 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 16th July 1981. A creditor whose claim has not been proved shall not be entitled to vote at the meeting.

C. J. LITTLER,

Deputy Master of the High Court.

Office of the Master  
High Court,  
Mbabane.

S541 3.7.81

**NOTICE**

**ESTATE LATE: JOHANNES NOAH MATHOBELA**

Debtors and Creditors of the above are hereby called upon to pay their debts or submit their claims to the undersigned within 30 days of the date of publication of this Notice.

CARLSTON AND COMPANY,  
Emcozini Building,  
Ngwane Street,  
P.O. Box 143,  
Manzini.

S539 3.7.81

---

**NOTICE**

Notice is hereby given that I have reasonable cause to believe that the under-mentioned association

**THE SWAZILAND SURVEYORS ASSOCIATION**

is not functioning and is not in operation.

The name of the aforesaid association will unless cause is shown to be contrary at the end of one calendar month from the date hereof be struck off the Swaziland Register for the Protection of Names Uniforms and Badges without any further notice or prejudice.

D. D. MAMBA,

for: Registrar for the Protection of Names. Uniforms and Badges  
Swaziland.

S537 3.7.81

---

**NOTICES**

**SWAZILAND COMPANIES ACT NO. 7 OF 1912**

Notice is hereby given that pursuant to the notice published in the Swaziland Government Gazette and the "Times of Swaziland" on the 31st May, 1978 the names

African City Bottle Store Company Limited.  
Motor and General Electrical Services (Pty) Ltd.

were struck off the Swaziland Register of Companies, and the companies dissolved with effect the day of 31st May, 1978.

D. D. MAMBA,  
Registrar of Companies.

S538 3.7.81

---

**NOTICE**

**SWAZILAND COMPANIES ACT NO. 7 OF 1912**

Notice is hereby given that I have reasonable cause to believe that the undermentioned company

Malkerns Cafe and Grocery (Pty) Limited

Incorporated under the laws of Swaziland, is not carrying on business and is not in operation. The name of the aforesaid company, will unless cause is shown to the contrary at the end of three months from date hereof be struck off the Swaziland Register of Companies, and the company dissolve.

D. D. MAMBA,  
Registrar of Companies.

S536 3.7.81

1. The first part of the document is a letter from the President of the United States to the Congress, dated January 1, 1862. It is a very important document, as it contains the President's annual message to Congress.

2. The second part of the document is a report from the Secretary of the Treasury, dated January 1, 1862. It contains information about the state of the Treasury and the country's financial situation.

3. The third part of the document is a report from the Secretary of the Interior, dated January 1, 1862. It contains information about the state of the Interior and the country's natural resources.

4. The fourth part of the document is a report from the Secretary of the Navy, dated January 1, 1862. It contains information about the state of the Navy and the country's naval forces.

5. The fifth part of the document is a report from the Secretary of the War, dated January 1, 1862. It contains information about the state of the War and the country's military forces.

6. The sixth part of the document is a report from the Secretary of the State, dated January 1, 1862. It contains information about the state of the State and the country's foreign relations.

7. The seventh part of the document is a report from the Secretary of the Education, dated January 1, 1862. It contains information about the state of the Education and the country's schools.

8. The eighth part of the document is a report from the Secretary of the Agriculture, dated January 1, 1862. It contains information about the state of the Agriculture and the country's farms.

9. The ninth part of the document is a report from the Secretary of the Commerce, dated January 1, 1862. It contains information about the state of the Commerce and the country's trade.

10. The tenth part of the document is a report from the Secretary of the Public Works, dated January 1, 1862. It contains information about the state of the Public Works and the country's infrastructure.

11. The eleventh part of the document is a report from the Secretary of the Public Lands, dated January 1, 1862. It contains information about the state of the Public Lands and the country's land resources.

12. The twelfth part of the document is a report from the Secretary of the Public Buildings, dated January 1, 1862. It contains information about the state of the Public Buildings and the country's government buildings.

13. The thirteenth part of the document is a report from the Secretary of the Public Works, dated January 1, 1862. It contains information about the state of the Public Works and the country's infrastructure.

14. The fourteenth part of the document is a report from the Secretary of the Public Lands, dated January 1, 1862. It contains information about the state of the Public Lands and the country's land resources.

15. The fifteenth part of the document is a report from the Secretary of the Public Buildings, dated January 1, 1862. It contains information about the state of the Public Buildings and the country's government buildings.

16. The sixteenth part of the document is a report from the Secretary of the Public Works, dated January 1, 1862. It contains information about the state of the Public Works and the country's infrastructure.

17. The seventeenth part of the document is a report from the Secretary of the Public Lands, dated January 1, 1862. It contains information about the state of the Public Lands and the country's land resources.

18. The eighteenth part of the document is a report from the Secretary of the Public Buildings, dated January 1, 1862. It contains information about the state of the Public Buildings and the country's government buildings.

19. The nineteenth part of the document is a report from the Secretary of the Public Works, dated January 1, 1862. It contains information about the state of the Public Works and the country's infrastructure.

20. The twentieth part of the document is a report from the Secretary of the Public Lands, dated January 1, 1862. It contains information about the state of the Public Lands and the country's land resources.

21. The twenty-first part of the document is a report from the Secretary of the Public Buildings, dated January 1, 1862. It contains information about the state of the Public Buildings and the country's government buildings.

22. The twenty-second part of the document is a report from the Secretary of the Public Works, dated January 1, 1862. It contains information about the state of the Public Works and the country's infrastructure.

23. The twenty-third part of the document is a report from the Secretary of the Public Lands, dated January 1, 1862. It contains information about the state of the Public Lands and the country's land resources.

24. The twenty-fourth part of the document is a report from the Secretary of the Public Buildings, dated January 1, 1862. It contains information about the state of the Public Buildings and the country's government buildings.

25. The twenty-fifth part of the document is a report from the Secretary of the Public Works, dated January 1, 1862. It contains information about the state of the Public Works and the country's infrastructure.

26. The twenty-sixth part of the document is a report from the Secretary of the Public Lands, dated January 1, 1862. It contains information about the state of the Public Lands and the country's land resources.

27. The twenty-seventh part of the document is a report from the Secretary of the Public Buildings, dated January 1, 1862. It contains information about the state of the Public Buildings and the country's government buildings.

28. The twenty-eighth part of the document is a report from the Secretary of the Public Works, dated January 1, 1862. It contains information about the state of the Public Works and the country's infrastructure.

29. The twenty-ninth part of the document is a report from the Secretary of the Public Lands, dated January 1, 1862. It contains information about the state of the Public Lands and the country's land resources.

30. The thirtieth part of the document is a report from the Secretary of the Public Buildings, dated January 1, 1862. It contains information about the state of the Public Buildings and the country's government buildings.







SUPPLEMENT TO  
THE  
SWAZILAND GOVERNMENT  
GAZETTE

---

---

VOL. XIX]

MBABANE, Friday, July 3rd, 1981

[No. 107

---

---

CONTENTS

No.

Page

**PART B — ACTS**

7. The Customs, Fiscal, Excise and Sales Duties (Amendment) Act, 1981 ..... S1

**PART C — LEGAL NOTICES**

41. The Maximum Wholesale and Retail Selling Prices of South African  
Cement Notice, 1981 ..... S9



# PART B

S1

## THE CUSTOMS, FISCAL, EXCISE AND SALES DUTIES (AMENDMENT) ACT, 1981

(Act No. 7 of 1981)



I ASSENT

SOBHUZA II,

King of Swaziland.

25th. June, 1981

AN ACT

entitled

An Act to amend the Customs, Fiscal, Excise and Sales Duties Act, 1971.

*(Date of Commencement : 3rd July, 1981)*

ENACTED by the King and the Parliament of Swaziland.

*Short title.*

1. This Act may be cited as the Customs, Fiscal, Excise and Sales Duties (Amendment) Act, 1981 and shall be read as one with the Customs, Fiscal, Excise and Sales Duties Act, 1971 hereinafter called "the principal Act".

*Amendment of section 2.*

2. Section 2 of the principal Act is amended by replacing the definition "manufacture" with the following —

"manufacture" includes, as the Secretary may determine, any process —

- (a) in the manufacture of any excisable goods or sales duty goods;
- (b) in the conversion of any goods into excisable goods or sales duty goods;
- (c) whereby the dutiable quantity or value of any excisable goods or sales duty goods is increased in any manner;
- (d) in the recovery of excisable goods or sales duty goods from excisable goods or any other goods; or
- (e) in the packaging or measuring off of duty goods.

*Amendment of section 6.*

3. Section 6 of the principal Act is amended in subsection (1) by replacing the words preceding paragraph (a) with the following —

“(1) The pilot of any aircraft arriving in Swaziland, whether with or without goods or passengers, shall within three hours after landing at any place appointed as a customs, excise and sales duty airport under section 5 or within such further time as the Chief Customs Officer may allow.”

*Amendment of section 15.*

4. Section 15 of the principal Act is amended by replacing subsection (3) with the following —

“(3) The Government or any officer shall not be liable in respect of any loss or diminution of or damage to any goods in a Government warehouse or in respect of loss or damage sustained by reason of wrong delivery of such goods.”

*Amendment of section 30.*

5. Section 30 of the principal Act is replaced with the following —

“30. The strength of any spirits or spirituous preparations shall, for duty purposes, be ascertained in the manner prescribed by the Secretary.”

*Amendment of section 34.*

6. Section 34 of the principal Act is amended —

(a) by replacing subsection (4) with the following —

“(4) A manufacturer shall, in respect of beer manufactured by him in Swaziland, register with the secretary the names under which such beer will be sold or disposed of for home consumption together with the number of the sub-item of tariff item 104.10 of Part 2 of Schedule No. 1 which will apply in respect of beer so sold or disposed of under every such name, and no beer shall be so sold or disposed of except under a name so registered.”; and

(b) by replacing subsection (5) with the following —

“(5) No beer shall be sold or disposed of by any manufacturer for home consumption except in a container which indicates the name of such beer, and any invoice or other document relating to such sale or disposal of such beer shall indicate its name.”

*Amendment of section 36.*

7. Section 36 of the principal Act is amended by replacing subsection (10) with the following —

“(10) If the secretary is satisfied that any goods to which this Act relates have become mixed by an act or omission which by the exercise of reasonable care could not have been avoided, he may apply the provisions of subsection (3), in so far as that subsection relates to the duty payable and any rebate of duty, as if such goods were mixed in a customs and excise storage warehouse with his permission.”

*Amendment of section 38.*

8. Section 38 of the principal Act is amended —

(a) by replacing subsection (1) with the following —

“(1) The person entering any imported goods for any purpose in terms of this Act shall deliver to the Controller a bill of entry in the prescribed form, setting forth the full particulars as indicated on the form and as required by the Controller, and according to the purpose (to be specified on such bill of entry) for which the goods are being entered, and shall make and subscribe to a declaration in the prescribed form, as to the correctness of the particulars and purposes shown on such bill of entry.”;

(b) by replacing subsection (3) with the following —

“(3) The said person shall further produce the transport document or such other document in lieu thereof as may be approved by the Secretary, invoices as prescribed, shipper's statement of expenses incurred by him, copy of the confirmation of sale or other contract of purchase and sale, importer's written clearing instructions and such other documents relating to such goods as the Controller may require in each case and answer all such questions relating to such goods as may be put to him by the Controller, and furnish in such manner as the Secretary may determine such information regarding the tariff classification of such goods as the Secretary may require.”; and

(c) by inserting immediately after subsection (3) the following new subsection —

“(3 bis) The secretary may, subject to such conditions as he may determine, allow the said person to produce in lieu of any document required to be produced under subsection (3), a document purporting to be a copy of any such document and obtained by means of micro-filming or any other process, and which shall, subject to compliance with such conditions, for all purposes have all the effects of the original document concerned.”

*Amendment of section 43.*

9. Section 43 of the principal Act is amended —

(a) by replacing subsection (4) with the following —

“(4) The pilot or carrier concerned shall be liable for the duty on all goods deemed in terms of section 9 to have been imported, except goods in respect of which an air consignment note or other document was issued on loading of such goods onto the aircraft or vehicle by means of which they were imported stating that the said goods were accepted for conveyance at the risk of the owner thereof in all respects and not only as regards risk in respect of damage to such goods, provided such goods have not been landed and placed in a transit shed appointed or prescribed under section 5 (1)”;

(b) by replacing subsection (9) with the following —

“(9) The manufacturer, owner or purchaser of any excisable goods or sales duty goods shall, subject to the provisions of Chapter VII, be liable for the duty on such goods and his liability shall continue until such goods have been duly entered and the duty due thereon paid.”

*Amendment of section 46.*

10. Section 46 of the principal Act is amended —

(a) by adding to subsection (2) the following proviso —

“Provided that the secretary may in his discretion condone any under-payment of such duty where the amount of such under-payment in the case of —

(a) goods imported by post is less than fifty cents;

(b) goods imported in any other manner is less than five emalangeni; or

(c) excisable goods is less than two emalangeni.”;

(b) by replacing subsection (6) with the following —

“(6) Any export duty which may become payable under section 48 (1) shall be paid into the Consolidated Fund, at the time of entry for export, on such goods as may be specified in Part 5 of Schedule No. 1 in terms of the provisions of the said section.”; and

(c) by adding after subsection (11) the following new subsections —

“(12) (i) The Secretary may determine the tariff headings, tariff sub-headings or items of any Schedule under which any imported goods or goods manufactured in Swaziland shall be classified.

(ii) The acceptance by any officer of a bill of entry or the release of any goods as entered shall be deemed not to be any such determination.

(b) Any determination so made shall, subject to appeal to the court be deemed to correct for the purposes of this Act, and any amount due in terms of any such determination shall remain payable as long as such determination remains in force.

(c) The Secretary may within 90 days from the date of any such determination publish it by notice in the Gazette.

(d) The Secretary may whenever he deems it expedient amend any such determination or withdraw it and make a new determination with effect from —

(i) the date of first entry of the goods in question;

(ii) the date of the notice referred to in paragraph (c);

(iii) the date of the determination made under paragraph (a);

(iv) the date of such new determination; or

(v) the date of such amendment.

(e) An appeal against any such determination shall lie to the Supreme Court. Such appeal shall be prosecuted within a period of 90 days from the date of the determination.

(13) Save where —

- (a) a determination has been made under subsection (12) (a) or (d); or
- (b) any false declaration is made for the purposes of subsection (12), there shall be no liability for any underpayment in duty on any goods, where such underpayment is due to the acceptance of a bill of entry bearing an incorrect tariff heading, tariff sub-heading or item of any Schedule, after a period of two years from the date of entry of such goods."

*Amendment of section 65.*

11. Section 65 of the principal Act is amended by replacing subsection (3) with the following —

"(3) If the value of any imported goods of a single denomination according to the provisions of this section is —

- (a) in excess of one lilangeni, such value shall, for the purpose of assessing the amount of duty payable, be calculated to the nearest lilangeni, an amount of fifty cents being regarded as less than one half of one lilangeni;
- (b) less than one lilangeni, such value shall be calculated as one lilangeni."

*Amendment of section 66.*

12. Section 66 of the principal Act is amended —

- (a) in subsection (1) by replacing paragraph (e) with the following —

"(e) the price includes all costs, charges and expenses incidental to the sale and to delivery of the goods to the place of final despatch in the territory of export but does not include any other costs, charges and expenses incidental to the delivery thereof to Swaziland."; and

- (b) in subsection (3) by deleting paragraph (c).

*Amendment of section 72.*

13. Section 72 of the principal Act is amended by replacing subsection (3) with the following —

"(3) If the value of any exported goods of a single denomination is, according to the provisions of this section —

- (i) in excess of one lilangeni and includes a fraction of a lilangeni, such value shall be calculated to the nearest lilangeni, an amount in excess of fifty cents being regarded as one lilangeni;
- (ii) less than one lilangeni, such value shall be calculated as one lilangeni."

*Amendment of section 73.*

14. Section 73 of the principal Act is replaced with the following —

*“Conversion of Prices*

73. The Minister may by regulation determine the rate and time at which the price paid or payable in respect of imported goods shall, if expressed in a foreign currency, be converted into the currency of Swaziland.”

*Amendment of section 75.*

15. Section 75 of the principal Act is amended —

- (a) by inserting immediately after subsection (4) the following new subsection —

“(4 *bis*) (a) Notwithstanding anything to the contrary in this Act contained, any kerosene, distillate fuel or residual fuel oil which may be entered under rebate of duty under any item of Schedule No. 4 or 6, shall be so entered by the supplier thereof.

(b) Any kerosene, distillate fuel or residual oil so entered shall, if supplied to a reseller or user thereof, be so supplied in such manner and on such conditions as may be prescribed by regulation.

(c) Any reseller so supplied who supplies such kerosene, distillate fuel or residual fuel oil to any user, shall so supply it in such manner and on such conditions as may be prescribed by regulation.

(d) If a supplier referred to in paragraph (a) supplies any kerosene, distillate fuel or residual fuel oil entered as stated in paragraph (a) to any reseller or user contrary to the manner or conditions prescribed therefor by regulation, he shall be liable for such duty thereon as may be leviable thereupon at the time of such entry, or, if the duty concerned has after such entry been increased, to the payment of such increased duty, as if no rebate of duty applied thereto.

(e) If any reseller referred to in paragraph (c) supplies any kerosene, distillate fuel or residual fuel oil to any user contrary to the manner or conditions prescribed by regulation, he shall be liable for the duty thereon to the extent of the rebate allowed to the supplier referred to on paragraph (a) at the time of entry:

Provided that if the duty in question has after such entry under rebate been increased, the extent of such rebate shall be deemed to be —

- (i) the difference between the duty actually paid on entry for home consumption and such increased duty; or
- (ii) such increased duty if no duty was paid on entry for home consumption.”;



- (b) by renumbering subsection (5) as subsection 5 (a);
- (c) by inserting after paragraph (a) of subsection (5) the following new paragraphs —

“(b) the Controller may at any time take stock of goods entered for home consumption and stored on any premises registered by virtue of subsection (10), and duty shall, subject to the provisions of paragraph (a), be paid forthwith on demand upon any deficiency detected.

- (c) If the stock is found to be greater than the quantity which should be on such premises, the excess shall be debited to stock.”; and

- (d) by replacing subsection (17) with the following —

“(17) (a) The Minister may from time to time by notice in the Gazette amend Schedule No. 3, 4, 5, 6 or 7 and any such amendment may be of retrospective effect from such date as may be specified in such notice.

- (b) An amendment made under paragraph (a) which repeals any existing provision in Schedule No. 5 which excludes any goods from any existing provision of that Schedule, shall not apply in respect of goods which were imported prior to the date of publication of the amendment in the Gazette, and an amendment made under the said paragraph which embodies any additional provision in that Schedule or applies any existing provision of that Schedule in respect of additional goods, shall not, except in so far as the Secretary so directs and subject to such conditions as he may determine, apply in respect of goods which were imported prior to the date of publication of the amendment in the Gazette.

*Amendment of section 76.*

16. Section 76 of the principal Act is amended in subsection (2) by replacing paragraph (c) with the following —

- “(c) a determination under section 46 or incorrect tariff classification;”

*Amendment of section 99.*

17. Section 99 of the principal Act is amended by replacing subsection (2) with the following —

- “(2) (a) An agent appointed by any importer, exporter, manufacturer, licensee, remover of goods in bond or other principal and person who represents himself to any officer as the agent of any importer, exporter, manufacturer, licensee, remover of goods in bond or other principal, and is accepted as such by that officer, shall be liable for the fulfilment, in respect of the matter in question, of all obligations, including the payment of duty and charges imposed on such importer, exporter, manufacturer, licensee, remover of goods in bond or other principal by this Act and to any penalties which may be incurred in respect of that matter.

- (b) No importer, exporter, manufacturer, licensee, remover of goods in bond or other principal shall by virtue of paragraph (a) be relieved from liability for the fulfilment of any obligation imposed on him by this Act and to any penalty which may be incurred in respect thereof."

*Amendment of section 101.*

18. Section 101 of the principal Act is amended —

- (a) by inserting immediately after subsection (1) the following new subsection —

"(1 *bis*) The secretary may, subject to such conditions as he may determine, allow any person referred to in sub-section (1) to retain in lieu of any book, account or document required to be retained in terms of that subsection, a reproduction of any such book, account or document obtained by means of microfilming or any other process."; and

- (b) by inserting immediately after subsection (3) the following new subsection —

"(3 *bis*) The secretary may, subject to such conditions as he may determine, allow any such person to produce in lieu of any such book, account or document required to be produced in terms of subsection (3), a copy thereof obtained by means of a reproduction referred to in subsection (1 *bis*), and such copy shall, subject to compliance with such conditions, for all purposes have all the effects of the original book, account or document concerned."

## LEGAL NOTICE NO. 41 OF 1981

## THE PRICE CONTROL ORDER, 1973

(Order No. 25 of 1973)

THE MAXIMUM WHOLESALE AND RETAIL SELLING PRICES  
OF SOUTH AFRICAN CEMENT NOTICE, 1981

(Under section 5)

In exercise of the powers conferred upon me by section 5 of the Price Control Order, 1973, I hereby issue the following Notice :—

*Citation.*

1. This Notice may be cited as the Maximum Wholesale and Retail Selling Prices of South African Cement Notice, 1981, and shall come into force on the 3rd of July, 1981.

*Maximum prices of South African Cement.*

2. The maximum wholesale and retail selling prices of South African Cement shall be as set out in the Schedule hereto.

*Revocation of Legal Notice No. 69 of 1980.*

3. The Maximum Wholesale and Retail Selling Prices of South African Cement Notice, 1980, is hereby revoked.

## SCHEDULE

<i>Area</i>	<i>Wholesale Price</i>	<i>Retail Price</i>
<i>Northern</i>		
Tshaneni		
Mhlume	E3.57	E3.85
Mlawula		
<i>Middle</i>		
Manzini		
Mbabane	E3.40	E3.68
<i>Eastern</i>		
Big Bend/Siteki		
Hluti	E3.71	E4.00
Mpaka		
<i>South Western</i>		
Nhlangano		
Hlatikulu	E3.19	E3.44

A. MBHAMALI  
*Acting Price Controller.*

Mbabane,  
1st July, 1981.

