



SWAZILAND GOVERNMENT GAZETTE

VOL. XXXIX]

MBABANE, Friday, JUNE 15th., 2001

[No. 711

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PUBLISHED BY AUTHORITY

NOTICE

Notice is hereby given that I, Thabiso Maxwell Matsebula of Manzini Region intend to apply to the Honourable Minister of Justice of the Kingdom of Swaziland for authorisation to assume the surname Ndlovu after the fourth publication of this notice in each of the four consecutive weeks in the Times of Swaziland Newspaper, being the newspaper circulating in the Region where I reside and designated for this purpose by the Regional Secretary for the Manzini Region and in the Government Gazette.

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

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

P. O. Box 3949
Manzini

C808 4x15-06-2001

NOTICE

Notice is hereby given that I, Andreas Fanyana Mkhalipli of Manzini Region intend to apply to the Honourable Minister of Justice of the Kingdom of Swaziland for authorisation to assume the surname Masina after the fourth publication of this notice in each of the four consecutive weeks in the Times of Swaziland Newspaper, being the newspaper circulating in the Region where I reside and designated for this purpose by the Regional Secretary for the Manzini Region and in the Government Gazette.

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

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

ST. ANDREWS P. SCHOOL
P. O. Box 22
Malkerns

C817 4x15-06-2001

NOTICE

ESTATE LATE: THULANI MDUDUZI KUNENE ESTATE NO. EH121/99

Notice is hereby given in terms of Section 52 bis of the Administration of Estates Act No. 28/1902 that the First and Final Liquidation Account will lie open at the office of the Master of the High Court of Swaziland Mbabane for a period of twenty one (21) days from the date of publication of this Notice.

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

MS ZAMEKILE KUNENE
P. O. Box 232
Ezulwini

C906 15-06-2001

425

NOTICE

Notice is hereby given that we intend applying for a certified copy of: Deed of Transfer No. 294/1994 dated the 23rd June 1994 in favour of RECOTT (PROPRIETARY) LIMITED in respect of:

CERTAIN : Lot No. 319 situate in the Town of Mbabane, District of Hhohho, Swaziland;

MEASURING : 2231 (Two Two Three One) square metres;

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

DATED AT MBABANE THIS 6TH DAY OF JUNE 2001.

ROBINSON BERTRAM
Attorneys for Applicant
P. O. Box 24
Mbabane

C899 2x22-06-2001

NOTICE

Notice is hereby given that we intend applying for a Certified Copy of Deed of Transfer 163/1958 dated the 16th day of September, 1958 in favour of **MANZANE ESTATES LIMITED**

CERTAIN : Remaining Extent of Farm No. 50, situate in the MBABANE District (formerly Northern District), Swaziland, on Crown Land Area No. 52;

MEASURING : as such Forty-Seven (47) morgen two hundred and thirty-six (236) square metres;

Any person having objection to the issue of such copy is hereby requested to lodge it in writing with the Registrar of Deeds within twenty one (21) working days of the last publication of this notice.

DATED AT MBABANE ON THIS THE 6TH DAY OF JUNE 2001.

MILLIN & CURRIE ATTORNEYS
Incorporating R D Friedlander & Co
P. O. Box A240
Swazi Plaza
Mbabane

C902 2x22-06-2001

NOTICE

ESTATE LATE: EPHRAEM NDODA HLOPHE ESTATE NO. EH58/2001

Debtors and Creditors in the abovementioned estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this notice.

MRS CONSTANCE HLOPHE
P. O. Box 49
Motshane

C904 15-06-2001

NOTICE

IN THE HIGH COURT OF SWAZILAND

HELD AT MBABANE

CASE NO. 283/98

In the matter between:

FIRST NATIONAL BANK SWAZILAND LIMITED

Plaintiff

and

UMNDENI HOLDINGS SUGAR COMPANY (PTY) LIMITED

1st Defendant

GCINAPHI DLAMINI

2nd Defendant

NELISA MPHUNGOSE

3rd Defendant

FLORAH DLAMINI

4th Defendant

JOHN WILKINSON

5th Defendant

STEPHEN SIPHO DUBE

6th Defendant

NOTICE OF SALE

NOTICE is hereby given that pursuant to a Writ of Execution issued in the above matter, the undermentioned property will be sold by Public Auction by the Deputy Sheriff for the District of Manzini outside the Regional Administrator's Building, Nkoseluhlaza Street, Manzini, District of Manzini at 2:30 p.m. on FRIDAY the 29th of JUNE 2001.

CERTAIN : Erf No. 21 situate in Mancishana Street in the town of Manzini, District of Manzini, Swaziland.

MEASURING : 1983 (One Nine Eight Three) square metres.

HELD : Stephen Sipho Dube, the 6th Defendant, under Deed of Transfer No. 494/1987, dated the 3rd September 1987.

The Conditions of Sale are available for inspection at the office of the Sheriff in the High Court Building, Mbabane and at the Regional Administrator's Office in Manzini.

Further particulars may be obtained from the undersigned.

DATED AT MBABANE ON THIS THE 4TH DAY OF JUNE 2001.

T. S. MAZIYA
Sheriff of Swaziland
c/o The Registrar of the High Court
Mbabane

C900 15-06-2001

NOTICE

IN THE HIGH COURT OF SWAZILAND

HELD AT MBABANE

CASE NO. 1131/97

In the matter between:

GROWTH TRUST CORPORATION LTD

Plaintiff

and

DR BENJAMIN DLAMINI

Defendant

NOTICE OF SALE

NOTICE is hereby given that pursuant to a Writ of Execution issued in the above matter, the undermentioned property will be sold by Public Auction by the Deputy Sheriff for the District of Hhohho outside the High Court Building, Mbabane, District of Hhohho at 11.30 a.m. on Friday the 6th July 2001.

CERTAIN : Portion 133 (a portion of Portion 6) situate in the District of Hhohho, Swaziland;

MEASURING : 1,7600 (One Comma Seven Six Zero Zero) Hectares;

HELD : By Benjamin Ndabankhulu Dlamini, under Certificate of Registered Title No. 325/89;

RESERVE PRICE : Sold without reserve.

The Conditions of Sale are available for inspection at the office of the Sheriff in the High Court Building in Mbabane.

Further particulars may be obtained from the undersigned.

DATED AT MBABANE THIS 4TH DAY OF

T. S. MAZIYA
Sheriff of Swaziland
c/o The Registrar of the High Court
Mbabane

C901 15-06-2001

NOTICE

ESTATE LATE: JEREMIAH M. ZWANE ESTATE NO. ES51/2001

Debtors and Creditors in the abovementioned estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this notice.

MRS BELLINAH ZWANE
P. O. Box 687
Nhlangano

C905 15-06-2001

NOTICE

**ELITE SECURITY (PROPRIETARY) LIMITED
(IN LIQUIDATION)**

The Third meeting of Creditors and Contributories will be held in the Master's Office, High Court, Mbabane on Friday 29 June 2001 at 10:00 a.m.

for:

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

Claims and proxies in legal form must be in the hands of the Master at the latest 12 noon on the 28 June 2001.

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

MASTER OF THE HIGH COURT

C903 15-06-2001

NOTICE

ESTATE LATE: MFANZILE DLAMINI ESTATE NO. EM1/2001

Notice is hereby given in terms of Section 52 bis of the Administration of Estates Act No. 28/1902 that the First and Final Liquidation Account will lie open at the office of the Master of the High Court of Swaziland Mbabane for a period of twenty one (21) days from the date of publication of this Notice.

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

MRS CORAH Z. DLAMINI
P. O. Box 154
Mbabane

C907 15-06-2001

NOTICE

ESTATE LATE: TIMOTHY DUMSANE MATSE ESTATE NO. EH287/2000

Notice is hereby given in terms of Section 52 bis of the Administration of Estates Act No. 28/1902 that the First and Final Liquidation Account will lie open at the office of the Master of the High Court of Swaziland Mbabane for a period of twenty one (21) days from the date of publication of this Notice.

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

SIPHIWE DLAMINI
P. O. Box 3964
Mbabane

C910 15-06-2001

NOTICE

ESTATE LATE: MCOLISI MGCIBELO MNISI ESTATE NO. EL171/2000

Notice is hereby given in terms of Section 52 bis of the Administration of Estates Act No. 28/1902 that the First and Final Liquidation Account will lie open at the office of the Master of the High Court of Swaziland Mbabane for a period of twenty one (21) days from the date of publication of this Notice.

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

ZACHARIA & SIBONGILE MNISI
P. O. Box 80
Tshaneni

C911 15-06-2001

NOTICE

ESTATE LATE: CHRISTOPHER GUDA MDLOVU ESTATE NO. EL24/2001

Notice is hereby given in terms of Section 52 bis of the Administration of Estates Act No. 28/1902 that the First and Final Liquidation Account will lie open at the office of the Master of the High Court of Swaziland Mbabane for a period of twenty one (21) days from the date of publication of this Notice.

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

PETROS MDLOVU
P. O. Box 5466
Mbabane

C912 15-06-2001

NOTICE

ESTATE LATE: ROBERT MINI SHABANGU ESTATE NO. ES241/2000

Notice is hereby given in terms of Section 52 bis of the Administration of Estates Act No. 28/1902 that the First and Final Liquidation Account will lie open at the office of the Master of the High Court of Swaziland Mbabane for a period of twenty one (21) days from the date of publication of this Notice.

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

PHUMZILE SHABANGU
P. O. Box 1474
Manzini

C913 15-06-2001

NOTICE

ESTATE LATE: KING DAVID DLAMINI ESTATE NO. ES7/99

Notice is hereby given in terms of Section 52 bis of the Administration of Estates Act No. 28/1902 that the First and Final Liquidation Account will lie open at the office of the Master of the High Court of Swaziland Mbabane for a period of twenty one (21) days from the date of publication of this Notice.

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

THANDEKILE SHABANGU
P. O. Box 161
Hluthi

C914 15-06-2001

NOTICE

ESTATE LATE: FANNIE J. BHEMBE ESTATE NO. EL74/2000

Notice is hereby given in terms of Section 52 bis of the Administration of Estates Act No. 28/1902 that the First and Final Liquidation Account will lie open at the office of the Master of the High Court of Swaziland Mbabane for a period of twenty one (21) days from the date of publication of this Notice.

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

AGNES BHEMBE
P. O. Box 128
Matata

C915 15-06-2001

NOTICE

ESTATE LATE: ALBERT MSIBI ESTATE NO. ES236/2000

Notice is hereby given in terms of Section 52 bis of the Administration of Estates Act No. 28/1902 that the First and Final Liquidation Account will lie open at the office of the Master of the High Court of Swaziland Mbabane for a period of twenty one (21) days from the date of publication of this Notice.

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

BEAUTY MSIBI
P. O. Box 418
Manzini

C916 15-06-2001

NOTICE

ESTATE LATE: AMOS MGWENYA SIBANDZE ESTATE NO. ES199/99

Notice is hereby given in terms of Section 52 bis of the Administration of Estates Act No. 28/1902 that the First and Final Liquidation Account will lie open at the office of the Master of the High Court of Swaziland Mbabane for a period of twenty one (21) days from the date of publication of this Notice.

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

NTOMBIKAYISE SIBANDZE
P. O. Box 3166
Mbabane

C918 15-06-2001

NOTICE

ESTATE LATE: JOHN MKHUMBI DLAMINI ESTATE NO. EM57/2001

Debtors and Creditors in the abovementioned estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this notice.

MRS CONSTANCE DLAMINI
P. O. Box 41
Mzimpofu

C908 15-06-2001

NOTICE

ESTATE LATE: MAKHOSINI BAFANA MNDZEBELE ESTATE NO. EH319/2000

Debtors and Creditors in the abovementioned estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this notice.

MATHOKOZA ALBERT MNDZEBELE
P. O. Box 197
Ezulwini

C909 15-06-2001

NOTICE

ESTATE LATE: THOMAS SIYAPHI DLAMINI ESTATE NO. EM9/2001

Debtors and Creditors in the abovementioned estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this notice.

MR ALBEL DLAMINI
P. O. Box 88
Manzini

C917 15-06-2001

NOTICE

Notice is hereby given that I, Michael Thamsanqa Zulu of Manzini Region intend to apply to the Honourable Minister of Justice of the Kingdom of Swaziland for authorisation to assume the surname Nkwanyana after the fourth publication of this notice in each of the four consecutive weeks in the Times of Swaziland / The Swazi Observer being the newspapers circulating in the Region where I reside and designated for this purpose by the Regional Secretary for the Manzini Region and in the Government Gazette.

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

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

P. O. Box 21
Big Bend

C929 4x6-07-2001

NOTICE

ESTATE LATE: MOSES GROUND ESTATE NO. EH4/99

Notice is hereby given in terms of Section 52 bis of the Administration of Estates Act No. 28/1902 that the First and Final Liquidation Account will lie open at the office of the Master of the High Court of Swaziland Mbabane for a period of twenty one (21) days from the date of publication of this Notice.

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

ESTHER P. GROUND
P. O. Box 51
Ezulwini

C928 15-06-2001

NOTICE

ESTATE LATE: THOMAS SIYAPHI DLAMINI ESTATE NO. EM9/2001

Debtors and Creditors in the abovementioned estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this notice.

MR. ABEL DLAMINI
P. O. Box 88
Manzini

C917 15-06-2001

NOTICE

ESTATE LATE: WILSON MFUNWA SHONGWE ESTATE NO. EM287/2000

Debtors and Creditors in the abovementioned estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this notice.

WILLIAM S. A. SHONGWE
P. O. Box 925
Manzini

C919 15-06-2001

NOTICE

IN THE HIGH COURT OF SWAZILAND

CASE NO. 1050/2000

In the matter of:-

SWAZILAND BREWERS LIMITED

Plaintiff

and

DANDI INVESTMENTS (PTY) LIMITED
t/a DANDI BOTTLE STORE

Defendant

NOTICE OF SALE IN EXECUTION

NOTICE is hereby given that pursuant to a Warrant of Execution issued in the above matter, the undermentioned property of the Defendant will be sold by public auction by the AD HOC Deputy Sheriff for the District of Manzini at 10:00 a.m. on Friday, the 22nd day of June, 2001 at Swaziland Bottling Company, MATSAPHA.

5 x Metal Filing Cabinets (4 drawers)

3 x Oak Filing Cabinets (4 drawers)

3 x Stationary Cupboards

3 x Credenza Cupboards

1 x Telephone Stand

1 x Coffee Table

6 x Factory Lockers

10 x Jolly Chairs

DATED AT MBABANE ON THIS THE DAY OF JUNE, 2001.

ALLEN MANGO
AD HOC Deputy Sheriff
Manzini District

SHERIFF OF SWAZILAND
C/O The Registrar of the High Court
Mbabane

C942 15-06-2001

NOTICE

Notice is hereby given that I, Sipho Patrick Zwane of Manzini Region intend to apply to the Honourable Minister of Justice of the Kingdom of Swaziland for authorisation to assume the surname Simelane after the fourth publication of this notice in each of the four consecutive weeks in the Times of Swaziland / The Swazi Observer being the newspapers circulating in the Region where I reside and designated for this purpose by the Regional Secretary for the Manzini Region and in the Government Gazette.

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

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

P. O. Box 2062
Manzini

C933 4x6-07-2001

NOTICE

ESTATE LATE: JOSEPH BAFANA DLAMINI ESTATE NO. EP73/2000

Notice is hereby given in terms of Section 52 bis of the Administration of Estates Act No. 28/1902 that the First and Final Liquidation Account will lie open at the office of the Master of the High Court of Swaziland Mbabane for a period of twenty one (21) days from the date of publication of this Notice.

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

MISS BUYISILE P. DLAMINI
Postal Staff
Manzini
M200

C931 15-06-2001

NOTICE

ESTATE LATE: PRECIOUS GUGU METHULA ESTATE NO. EH10/2001

Notice is hereby given in terms of Section 52 bis of the Administration of Estates Act No. 28/1902 that the First and Final Liquidation Account will lie open at the office of the Master of the High Court of Swaziland Mbabane for a period of twenty one (21) days from the date of publication of this Notice.

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

MR. PETROS METHULA
P. O. Box 4331
Mbabane

C935 15-06-2001

NOTICE

IN THE HIGH COURT OF SWAZILAND

HELD AT MBABANE

CASE NO. 442/2001

In the matter between:

NEDBANK (SWAZILAND) LIMITED

Plaintiff

and

FIKILE ROSEMARY MALINGA

Defendant

NOTICE OF SALE

NOTICE is hereby given that pursuant to a Writ of Execution issued in the above matter, the *undermentioned property* will be sold by Public Auction by the Deputy Sheriff for the District of Hhohho, outside the New High Court Building, Hospital Hill, Mbabane at 11.30 a.m. on **FRIDAY** the 13TH day of **JULY 2001**.

CERTAIN : Lot No. 1508 Mbabane Extension No. 11 (Thembelihle Township) District of Hhohho, Swaziland.

MEASURING : 700 (Seven Zero Zero) Square Metres;

RESERVE PRICE : E55,000-00

IMPROVEMENTS : No improvements effected upon the property.

Conditions of Sale are available for inspection at the office of the Sheriff in the High Court building in Mbabane and at the offices of the Regional Administrator, Hhohho.

Further particulars may be obtained from the undersigned.

DATED AT MBABANE ON THIS THE 8TH DAY OF JUNE, 2001.

T. S. MAZIYA
Sheriff of Swaziland
c/o The Registrar of the High Court
Mbabane

C939 15-06-2001

NOTICE

ESTATE LATE: SIPHO MESHACK BHEMBE ESTATE NO. ES248/2000

Debtors and Creditors in the abovementioned estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this notice.

MR MTHOKOZISI BHEMBE
P. O. Box 320
Hlatsi

C920 15-06-2001

NOTICE

IN THE HIGH COURT OF SWAZILAND

HELD AT MBABANE

CASE NO. 3413/97

In the matter between:

NEDBANK (SWAZILAND) LIMITED
(FORMERLY STANDARD CHARTERED BANK)

Plaintiff

and

HAIDER ELECTRICAL (PTY) LIMITED

1st Defendant

MR FARIED HAIDER

2nd Defendant

SARITA HAIDER DAUDE

3rd Defendant

NOTICE OF SALE

NOTICE is hereby given that pursuant to a Writ of Execution issued in the above matter, the undermentioned property will be sold by Public Auction by the Deputy Sheriff for the District of Hhohho outside the High Court Building, Mbabane, at 11.30 a.m. on Friday the 13 day of July 2001.

CERTAIN : Lot No. 1017 Mbabane Extension No. 9 situate in the Mbabane urban area, District of Hhohho, Swaziland;

MEASURING : 1332 (One Three Three Two) square metres;

EXTENDING : As Crown Grant No. 5/1985 dated the 9th July 1983 and registered on the 1st February 1985 in favour of Thandi Elizabeth Malaza (born Nkosi) married according to Swazi Law & Custom to Henry Bhutana Malaza and one subsequent Deed of Transfer No. 45A1985 dated the 1st February 1985 made in favour of the Appearer's Principal will more fully point out.

The Conditions of Sale are available for inspection at the office of the Sheriff in the High Court Building in Mbabane.

Further particulars may be obtained from the undersigned.

DATED AT MBABANE THIS 28TH DAY OF MAY 2001.

T. S. MAZIYA
Sheriff of Swaziland
c/o The Registrar of the High Court
Mbabane

C940 15-06-2001

437

NOTICE

ESTATE LATE: EPHRAEM DLADLA ESTATE NO. ES92/2000

Notice is hereby given in terms of Section 52 bis of the Administration of Estates Act No. 28/1902 that the First and Final Liquidation Account will lie open at the office of the Master of the High Court of Swaziland Mbabane for a period of twenty one (21) days from the date of publication of this Notice.

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

DOCAS DLADLA
P. O. Box 78
Gege

C937 15-06-2001

NOTICE

ESTATE LATE: DUMSANI HLATSHWAYO ESTATE NO. ES129/98

Notice is hereby given in terms of Section 52 bis of the Administration of Estates Act No. 28/1902 that the First and Final Liquidation Account will lie open at the office of the Master of the High Court of Swaziland Mbabane for a period of twenty one (21) days from the date of publication of this Notice.

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

THOKO S. LUKHELE
P. O. Box 40
Hlatikhulu

C938 15-06-2001

NOTICE

ESTATE LATE: SISANA C. HLOPHE ESTATE NO. ES38/2001

Debtors and Creditors in the abovementioned estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this notice.

MR MOSES S. HLOPHE
P. O. Box 43
Mbabane

C921 15-06-2001

NOTICE

ESTATE LATE: MINAH LOMLINGO MAMBA ESTATE NO. EM404/2000

Debtors and Creditors in the abovementioned estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this notice.

MAKHOSAZANA SHONGWE
P. O. Box 19
Manzini

C922 15-06-2001

438

NOTICE

Notice is hereby given that we intend applying for a Certified copy of Deed of Transfer No. 741/1991 dated the 18th December 1991 made in favour of **SUSSMAN'S INVESTMENTS (PROPRIETARY) LIMITED** in respect of:-

CERTAIN : Portion 5 of Farm "GABERONES" No. 267 situate in the District of Manzini Swaziland;

MEASURING : 737 (Seven Three Seven) square metres;

Any person having objection to issue to such copy is hereby requested to lodge in writing with the Registrar of Deeds within two (2) weeks of last publication of this Notice.

C. J. LITTLER & CO.,
Applicant's Attorneys
Ground Floor Embassy House
Johnstone Street
Mbabane

C941 2x22-06-2001

NOTICE

ESTATE LATE: WASHINGTON M. DLAMINI ESTATE NO. EL21/2001

Debtors and Creditors in the abovementioned estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this notice.

MR. MOSES KHUMALO
P. O. Box 660
Manzini

C923 15-06-2001

NOTICE

ESTATE LATE: NOKUTHULA MARIA DLADLA ESTATE NO. EL76/2001

Debtors and Creditors in the abovementioned estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this notice.

MR. MANDLA DLADLA
P. O. Box 442
Manzini

C924 15-06-2001

NOTICE

ESTATE LATE: SIPHO SIMON MKHALIPHI ESTATE NO. EL184/2001

Debtors and Creditors in the abovementioned estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this notice.

MRS LINAH MKHALIPHI
Nkonjwa High School
P. O. Box 76
Nkonjwa

C925 15-06-2001

NOTICE

ESTATE LATE: MBUSI AARON MALINGA ESTATE NO. EM39/2000

Debtors and Creditors in the abovementioned estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this notice.

MRS LUNGILE MALINGA
P. O. Box 77
Malkerns

C926 15-06-2001

NOTICE

ESTATE LATE: LOCART AARON DLAMINI ESTATE NO. EM358/2000

Debtors and Creditors in the abovementioned estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this notice.

SABELO DLAMINI
P. O. Box 1478
Manzini

C927 15-06-2001

NOTICE

ESTATE LATE: CLEOPAS SHONGWE ESTATE NO. EH122/2001

Debtors and Creditors in the abovementioned estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this notice.

MR STANLEY SHONGWE
P. O. Box 31
Msahweni

C930 15-06-2001

NOTICE

ESTATE LATE: PHILLIP MFANIMPELA MWELASE ESTATE NO. EM111/2001

Debtors and Creditors in the abovementioned estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this notice.

MRS PHINDILE MWELASE
P. O. Box 41
Ngwempisane

C932 15-06-2001

NOTICE

ESTATE LATE: ETHEL SIBONGILE SIMELANE ESTATE NO. EL121/2000

Debtors and Creditors in the abovementioned estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this notice.

FIKSILE DLAMINI
P. O. Box 1
Mbabane

C934 15-06-2001

NOTICE

ESTATE LATE: FUKUYA SIMELANE ESTATE NO. EL50/2000

Debtors and Creditors in the abovementioned estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this notice.

SAMUEL MMEMO SIMELANE
P. O. Box 76
Mbabane

C936 15-06-2001

SUPPLEMENT TO
THE
SWAZILAND GOVERNMENT
GAZETTE

VOL. XXXIX]

MBABANE, Friday, JUNE 15th., 2001

[No. 711

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PUBLISHED BY AUTHORITY

THE NATIONAL LIBRARY SERVICE BILL, 2001
(Bill No. 11 of 2001)

(To be presented by the Minister for Education)

MEMORANDUM OF OBJECTS AND REASONS

The object of the Bill is to establish the National Library Service and allow for the drawing up of regulations for the better management of its operations to establish a National Library Board, to amend Legal Deposit Legislation, and to provide for any other matters incidental thereto.

P. M. DLAMINI
Attorney-General

A BILL
entitled

An Act to establish the National Library Service.

ENACTED by the King and the Parliament.

Short Title and Commencement

1. This Act may be cited as the National Library Service Act, 2001 and shall come into operation on such date as the Minister may, by notice in the Gazette, appoint

Interpretation

2. In this Act unless the context otherwise requires -

“Author” means the person or persons chiefly responsible for the intellectual or artistic content of a work;

“Board” means the Library Service Board established in Section 6;

“Book” includes any part or division of a book, pamphlet, newspaper, periodical, magazine, review, gazette, record cassette, tape, video cassette, electronic media, sheet of letterpress, sheet of music, map plan, chart or table separately printed, but does not include forms, industrial advertisements, advertisers, handbills, price lists or stationery;

“National Library” means a library maintained out of Government funds, serving the nation as a whole and are usually copyright libraries which collect and preserves for posterity the books, periodicals and newspapers published in the country, which by law requires publishers to deposit with it copies of all publications issued by them;

“Director” means the Director of the National Library Service established under section 1;

“Minister” means the Minister responsible for the National Library Service;

“Printed” means produced by any process of reproduction;

“Published” means issue for distribution, by sale or otherwise;

“Service” means the Swaziland National Library Service established under section 3;

“Constituent-Library” means a library fully funded and controlled by the national library service;

“Affiliate library” means a library operated in partnership with other authorities.

Establishment of a National Library Service

3. There is hereby established the National Library Service and such other library facilities as the Minister may, on the advice of the Board, establish in order to facilitate the provision of an efficient library, documentation and information service throughout Swaziland.

Functions of the Service

4. (a) In relation to constituent libraries and affiliate libraries:
- (b) to promote the widespread enjoyment in Swaziland of publications of an educational, scientific, cultural, recreational or sporting value;
 - (i) to ensure, maintain and develop a high standard of library loan facility;
 - (ii) to operate a documentation facility and an interlibrary loan facility
 - (iii) to train librarians and to ensure, maintain, co-ordinate and develop a high standard of librarianship;
 - (iv) promote literacy and lifelong learning;
 - (v) to play an advisory role to Schools concerning School libraries.
 - (c) in relation to constituent libraries, to provide, maintain, co-ordinate and develop facilities for the consultation by and the free lending to the public of publications for reading, research, recreation and study.

Powers of the Service

5. For the better exercise of its functions, the Service shall, subject to the provisions of this Act, have power to do all or any of the things specified in the Schedule (Section 5).

Establishment and composition of Board

6. (1) There shall be established a Library Service Board for the purpose of this Act.
- (2) The Board shall consist of the following members -
- (a) A chairman appointed by the Minister who shall have such qualifications and experience as may be necessary for the purpose of this Act and who shall not be a public officer;
 - (b) a suitable representative of the Ministry of Education;
 - (c) a suitable representative of the Ministry responsible for Libraries if such Ministry is not the Ministry of Education;
 - (d) a suitable representative of the University of Swaziland;

- (e) a suitable representative of the National Archives;
- (f) a suitable representative of the Book Trade within Swaziland;
- (g) the Director, ex officio;
- (h) a suitable representative of the Ministry of Public Service and Information;
- (i) not more than two other members appointed by the Minister who have shown an active interest and concern for the development of libraries and who shall represent the interest of library users and the general public.

Objects and functions

7. The Board shall -

- (a) in liaison with all Libraries and other Documentation or Information Centers, formulate a National Library Documentation and Information Policy and monitor its implementation;
- (b) where required to do so, advise the Minister on matters relating to the Service;
- (c) upon being requested to do so by any person, advise such person on Library, Information or Documentation Centre Development;
- (d) by such means as it may consider appropriate, stimulate, encourage maintain public interest in the use of library facilities;
- (e) perform all other acts or things as are conducive or incidental to the attainment of its objects under this Act.

Tenure of office

8. A member of the Board appointed under section 6 (2) and (1) shall, subject to section 7, hold office for a period not exceeding three years and on other terms and conditions (allowances) as may be specified in his instrument of appointment.

Vacation of the office by member of the Board

9. A member of the Board appointed under section 6 (2) and (1) and (j) may -

- (a) resign his office by giving to the Minister thirty days notice in writing;
- (b) be removed from office by the Minister in writing if -
 - (i) he is absent for three consecutive meetings of the Board without the permission of the Chairman;
 - (ii) he is incapacitated by prolonged physical or mental illness;
 - (iii) he is otherwise unable or unfit to discharge his functions under this Act.

Meetings of the Board

10. (i) The meetings of the Board and other matters, relating thereto, shall be as set out in the Schedule hereto (Section 10).

- (ii) The Minister may, by notice in the Gazette, amend the Schedule.

The Director

11. There shall be appointed to the National Library Service a Director of the Service and such other officers as may be necessary to assist the Board and shall be responsible for the day to day operation and management of the Service.

Power of the Minister

12. The Minister may issue directives of a general nature to the Director under this Act, in respect of, but without derogating the generality of the foregoing, the desirability of -

- (a) providing a comprehensive and efficient library service for all persons desiring to make the use thereof;
- (b) ensuring, by the keeping of adequate stocks, and by other appropriate means, that facilities are available for the borrowing of, or reference to, books sufficient in number, range and quality to meet the general requirements of both adult and children;
- (c) encouraging the fullest use of library facilities, providing advice as to their use, and making available such bibliographical and other information as may be required;
- (d) ensuring compliance with the provisions of Section 11, organizing the material thus received, and ensuring its dissemination through the publication of a National Bibliography, and the Director shall comply therewith.

Deposit and Preservation Books

13. (1) The publisher of every book published or printed in Swaziland shall, within one month of its delivery out of the press and notwithstanding any agreement to the contrary with any person, deliver at his own expense one copy of the book to -

- (a) the Director;
- (b) the Librarian of the University of Swaziland;
- (c) the Director of the Swaziland National Archives.

(2) Every copy delivered under the provisions of this section shall be a copy of the whole book, with all maps and illustrations belonging thereto, finished and coloured in the same manner as the best standard copies of the same are produced and shall be bound sewed or stitches together, and on the best standard paper on which the book is printed.

(3) In the case of an encyclopedia, newspaper, review, magazine, or published in series or a number of parts, the delivery prescribed in this Section includes all numbers or parts of the work which may be subsequently published.

(4) The Minister may by order published in the Gazette exempt from the provisions of this section any book or any class or description of books specified in the order either absolutely or subject to such conditions as may be specified in the order.

(5) Any publisher who fails to comply with the provisions of subsection (1) and (2) shall be guilty of an offence and shall be liable on conviction to a fine not exceeding Three hundred Emalangeni. A conviction in terms of this subsection shall not discharge a publisher from his obligation to comply with the provisions of this section.

(6) The provision of this section shall bind the Government and any publisher.

(7) The printer of any book printed in Swaziland shall, at such intervals and in such form as the Director may decide, to make a return of all printing done by him during the period stipulated.

(8) In the case of book published or printed outside Swaziland, but when the author is a Swazi National or was resident in Swaziland at the time of writing, it shall be the duty of the author of such book to ensure that the provision of Section 13 (1) are complied with.

Regulations

14. The Minister may make regulations either generally or in relation to any particular library facilities:-

- (a) for the control and management of any library administered by the National Library Service and the use of its facilities, including the payment of charges and fees in respect thereof;
- (b) for the imposition and levying of fines where articles borrowed from any library administered by the National Library Service have not been returned within such time as may be prescribed, or have been lost or damaged;
- (c) for the payment of deposits as security for the return, in good condition, of articles borrowed from any library administered by the National Library Service and the circumstances in which such deposits may be forfeited;
- (d) for the establishment, functions and duties of library committees;
- (e) generally for the better carrying out of the provisions of this Act.

Recovery of fees, charges, etc

15. (1) Any fees, charge or fine made or imposed under provisions of regulations made under section 12 shall be recovered from any money held as deposit as security for articles borrowed from a library administered by the service or by proceedings brought in any court.

(2) In any proceedings under this section, a document signed by the Director purporting to be proof of any fee, charge or fine shall be received as prime facie evidence without proof being given that the signature is that of the Director.

Funds of the service

16. The funds of the services shall consist of -

- (a) money appropriated by Parliament for the purpose of the service;
- (b) donations grants and bequests to the service which may have been accepted by the service with the approval of the Minister responsible for finance;
- (c) any fees, fines or other moneys paid in terms of regulations made in terms of section thirteen;
- (d) any other moneys that vest in or accrue to the service, whether in terms of this Act or otherwise.

Amendment of the Copyright Act, 1912

17. The copyright Act, 1912 is amended -

- (a) in Section 2 by deleting the definition “National Library” or “National Library Service”;
- (b) by repealing Section 26 *bis*.

SCHEDULE (SECTION 5)*Powers of the Service*

1. To appoint persons as friends or as patrons of the Service.
2. To acquire, by purchase or otherwise, publications, furniture, library equipment or material and vehicles for library purposes.
3. To house collections of books belonging to any person who desires to make them accessible to the readership of the Service generally, or to sections of such readership, on such terms as may be agreed in writing with such society or persons.
4. To allow the use of buildings or equipment of the service for the purpose of meetings, lectures, exhibitions, displays or demonstrations associated with books, literature, the arts or music or with educational or scientific activities.
5. To publish catalogues, bibliographies, serials, monographs and other informative matter relating to books and libraries.
6. To establish new libraries at local and district level.
7. Subject to approval in writing of the Minister, to accept donations, grants and bequests for the furtherance of the objects of the service.

SCHEDULE (SECTION 10)*Rules of procedure of the Board*

1. The Board shall meet at least four times every year.
2. The Chairman shall convene and preside at all meetings of the Board.
3. In the absence of the Chairman, but subject to the quorum, the Board shall appoint an Acting Chairman from among the members present to preside at the meeting. The quorum for a meeting of the Board shall be six.
4. The decision of the Board shall be made by a majority of the votes of members present and where there is an equality of votes, the Chairman, or in his absence, the Acting Chairman, shall have a casting vote in addition to his deliberate vote.
5. Subject to the Act and this Schedule, the Board may regulate its own proceedings.

LEGAL NOTICE NO. 85 OF 2001

THE COMMISSION OF ENQUIRY ACT, 1963 (Act No. 35 of 1963)

THE ESTABLISHMENT OF THE UNIVERSAL SERVICE OBLIGATIONS FUND COMMITTEE (Under Section 3 of the Act)

In exercise of powers conferred by section 3 of the Commission of Enquiry Act, 1963, and in terms of clause 4 of the Licence Agreement, the Minister for Tourism, Environment and Communications issues the following Notice.

Citation and Commencement

1. This Notice may be cited as the Establishment of the Universal Service Obligations Fund Committee and shall be deemed to have come into effect on the Commercial Date.

Interpretation

2. In this Notice, unless the context otherwise requires -

“Base Transceiver Station” means equipment as defined within the Global Satellite Mobile (GSM) Recommendations as found in the European Standards of Equipment Structures of Technical Specifications from time to time;

“Commercial Date” means the date on which the Licencee commenced using the licenced lines for commercial purposes;

“the Fund” means the Universal Service Obligation Fund, established in accordance with the provisions of Paragraph 4 of the Cellular License Agreement, into which contributions from the Licencee are paid for the purpose of providing basic and advanced telecommunications services to under-served areas, communities or individuals who cannot afford such services on their own, in pursuit of universal service and universal access;

“License Agreement” means the agreement entered into by and between the Government of the Kingdom of Swaziland, on the one part, and Swazi MTN (Pty) Ltd, on the other part, to provide mobile cellular services in Swaziland;

“Licence” means Swazi MTN (Pty) Ltd;

“Minister” means the minister responsible for telecommunications matters;

“the Regulator” means an independent body established to regulate and monitor the activities of telecommunications operators;

“Universal access” means a policy of government to make telecommunications services available at affordable prices to as many people as possible through common points or end-user facilities such as health-centres, libraries, schools, community centres, public call office and pay-phones;

“Universal service” means a policy of government to make telecommunications services including advanced telecommunications services, available throughout the country at affordable prices so that they are available or easily accessible to anyone whenever they are needed, regardless of geographical or physical locations with due regard to people with special needs; and

“USO” means Universal Service Obligations.

Establishment of the USO Committee

3. There is hereby established a Committee to be known as the Universal Service Obligation Fund Committee (hereinafter referred to as “the USO Committee”) to operate for a period pending the establishment of a telecommunications regulator (“the Regulator”) and thereafter for a period to be determined by the Regulator.

Objects and Purposes of the USO Committee

4. The objects and purposes of the USO Committee shall be to -
- (a) promote the goal of universal service, through ensuring that the Licencee provides additional services to customers who may otherwise be served in a strictly competitive market;
 - (b) encourage, facilitate and offer guidance in respect of any scheme to provide universal service and universal access; and
 - (c) foster the adoption and use of new methods of attaining universal service and universal access.

Functions and Powers of the USO Committee

5. The USO Committee shall -
- (a) manage and administer the Universal Service Obligations Fund;
 - (b) consider and approve any universal service obligations plan by the Licencee prior to implementation;
 - (c) determine the universal service obligations areas in consultation with the Licencee and the Minister;
 - (d) enter into agreements with the Licencee on the modalities of submitting progress reports on the universal service obligations;
 - (e) submit and make recommendations to the Minister on the reports referred to under (d), above, for approval;
 - (f) make decisions in respect of the Fund disbursements and such disbursements may include but not limited to advance payments of estimated costs or annual actual expenses incurred by the Licencee in fulfilling its universal service obligations;
 - (g) furnish the Minister with a full annual report on the above activities; and
 - (h) do such other functions as the Minister may, by notice published in the Gazette, determine.

The Monitoring Functions of the USO Committee

6. The USO Committee shall monitor the activities of the Licencee as they relate to its universal service obligations by ensuring that the Licencee contributes to the Fund and provides services and equipment which shall include the following -

- (a) installation and maintenance of payphones;

- (b) implementation of handsets subsidies; and
- (c) installation and maintenance of Base Transceiver Stations to cover four additional sites over and above the Licencee's obligations as set out in the license agreement.

Composition the USO Committee

7. The USO Committee shall be composed of six members made up of-
- (a) two representatives of the Swaziland Posts and Telecommunications Corporations, made up of the senior manager in the network development designs and the senior manager in corporate finance;
 - (b) two representatives of the Licencee who are also its directors; and
 - (c) two representatives of the Minister who are responsible for both policy and legal development of the telecommunications sector.

Quorum and procedure of Meetings

8. The USO Committee shall make rules for the regulation of its business, including procedure relating to its meetings, voting and formation of a quorum.

Remuneration of Members of the USO Committee

9. The USO Committee shall be paid from the proceeds of the Fund such remuneration, fees, or allowances as the Minister may determine in consultation with the Licencee.

M. S. MAGONGO
Principal Secretary