

BUITENGEWONE

OFFISIËLE KOERANT

VAN SUIDWES-AFRIKA

OFFICIAL GAZETTE

EXTRAORDINARY

OF SOUTH WEST AFRICA

UITGAWE OP GESAG

WINDHOEK

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Goewermentskennisgewing

Government Notice

Kantoor van die

Office of the

ADMINISTRATEUR-GENERAAL VIR DIE
GEBIED SUIDWES-AFRIKA

ADMINISTRATOR-GENERAL FOR THE
TERRITORY OF SOUTH WEST AFRICA

DEPARTEMENT VAN DIE MINISTERS-
RAAD

DEPARTMENT OF THE COUNCIL OF MI-
NISTERS

No. AG. 181 1982

No. AG. 181 1982

AFKONDIGING VAN WET VAN NASIO-
NALE VERGADERING

PROMULGATION OF ACT OF NATIONAL
ASSEMBLY

Die volgende Wet, wat ingevolge die Proklamasie op die Nasionale Vergadering, 1979 (Proklamasie AG. 21 van 1979), deur die Nasionale Vergadering van Suidwes-Afrika aangeneem is deur die Administrateur-generaal onderteken is, word hierby afgekondig ingevolge artikel 19 van daardie Proklamasie: -

The following Act, which has been adopted by the National Assembly of South West Africa and signed by the Administrator-General in terms of the National Assembly Proclamation, 1979 (Proclamation AG. 21 of 1979), is hereby published in terms of section 19 of that Proclamation: -

No. 15 van 1982: Wysigingswet betreffende Intestate Erfopvolging, 1982

No. 15 of 1982: Intestate Succession Amend-
ment Act, 1982

INTESTATE SUCCESSION AMENDMENT ACT, 1982

Act No. 15, 1982

*(Afrikaans text signed by the Administrator-General on 13
December 1982)*

ACT

To amend the Intestate Succession Ordinance, 1946, so as to increase the inheritance of a surviving spouse upon intestacy of the deceased spouse.

BE IT ENACTED by the National Assembly of South West Africa, as follows:—

1. Section 1 of the Intestate Succession Ordinance, 1946, is hereby amended —

Amendment of section 1 of Ordinance 12 of 1946, as amended by section 1 of Ordinance 6 of 1963.

(a) by the substitution for paragraph (a) of subsection (1) of the following paragraph:

“(a) if the spouses were married in community of property and if the deceased spouse leaves any descendant who is entitled to succeed *ab intestato*, the surviving spouse shall succeed to the extent of a child’s share or to so much as together with the surviving spouse’s share in the joint estate, does not exceed fifty thousand rand in value (whichever is the greater);”;

(b) by the substitution for paragraph (b) of the said subsection (1) of the following paragraph:

“(b) if the spouses were married out of community of property and if the deceased spouse leaves any descendant who is entitled to succeed *ab intestato*, the surviving spouse shall succeed to the extent of a child’s share or to so much as does not exceed fifty thousand rand in value (whichever is the greater);”;

(c) by the substitution for paragraph (c) of the said subsection (1) of the following paragraph:

INTESTATE SUCCESSION AMENDMENT ACT, 1982 Act No. 15, 1982

“(c) if the spouses were married either in or out of community of property, and the deceased spouse leaves no descendant who is entitled to succeed *ab intestato*, but leaves a parent or a brother or a sister (whether of the full or half blood) who is entitled so to succeed, the surviving spouse shall succeed to the extent of a half share or to so much as does not exceed fifty thousand rand in value (whichever is the greater);”

2. This Act shall be called the Intestate Succession Amendment Act, 1982. Short title.