



SWAZILAND GOVERNMENT GAZETTE EXTRAORDINARY

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MBABANE, Thursday, September 12th., 1996

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LEGAL NOTICE NO. 137 OF 1996

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

THE COMMISSION OF ENQUIRY (PAYMENT OF CERTAIN
COMPENSATION) NOTICE, 1996
(Under Section 3)

In exercise of the powers conferred by section 3 of the Commission of Enquiry Act, 1963 I hereby issue the following Notice -

Citation.

1. This Notice may be cited as the Commission of Enquiry (Payment of Certain Compensation) Notice, 1996.

Appointment of Commission.

2. (1) The Commission of Enquiry (Payment of Certain Compensation) Notice, 1996 is hereby appointed.

(2) The Commission shall consist of the following Commissioners -

Mr. Douglas Lukele	-	Chairman
Mr. Samuel Earnshaw	-	Commissioner
Mr. G.S. Chiyanda	-	Commissioner
Mr. T.D. Nkosi	-	Commissioner
Mr. S.J.K. Matsebula	-	Secretary

Function of the Commission

3. (1) The Commission shall examine and inquire into the circumstances leading up to the payment of an amount of E4 Million to Riverside Investment (Pty) Limited and B S R Investment (Pty) Limited being the registered owners of Portion 1 of Farm 1206 and R E M 1206 and Portion 5 of Farm III in the Manzini Region, as compensation for the appropriation of the said properties for the construction of the Matsapha - Manzini Highway and, without derogating from the generality of the foregoing, the Commission shall inquire in particular, into the following -

- (a) whether or not such payment was approved by Cabinet and, if so, why;
- (b) whether or not a Board of Assessment was appointed to determine the level of compensation appropriate for such properties;
- (c) whether or not the advice of the Attorney-General was sought and, if so, to what extent it was followed before payment was effected.

(2) The Commission shall further -

- (a) examine and inquire into any other matter relating to the activities which are the subject matter of this enquiry as it may consider relevant;
- (b) make any recommendations it finds appropriate based on its findings.

Enquiry venue.

4. The enquiry shall be held at the Ministry of Works and Construction at such time as the Chairman may determine.

Enquiry in camera.

5. Except where the Minister for Works and Construction otherwise directs, the enquiry shall be held in camera.

Quorum.

6. Three members including the Chairman shall constitute a quorum for purposes of the enquiry.

Duration of enquiry.

7. The Commission shall commence its functions on the 16th September, 1996 and submit its report to the Minister for Works and Construction on or before the 11th October, 1996.

Allowances.

8. The Commission shall be paid such statutory allowances as the Minister for Works and Construction may determine.

PRINCE MAHLALENGANGENI
Minister for Works and Construction

Mbabane
11th September, 1996