



# South Africa Act 1962

1962 CHAPTER 23 10 and 11 Eliz 2

An Act to make final provision as to the operation of the law in consequence of the Union of South Africa having become a republic outside the Commonwealth. [24th May 1962]

**Annotations:**

**Commencement Information**

**II** Act wholly in force at 31. 5. 1962 see [s. 4\(2\)](#).

**1 Nationality, etc.**

- <sup>F1</sup>(1) .....
- <sup>F2</sup>(2) .....
- <sup>F3</sup>(3) .....
- (4) .....

**Annotations:**

**Amendments (Textual)**

- F1** [S. 1\(1\)](#) repealed by [Statute Law \(Repeals\) Act 1974](#) (c. 22), [Sch. Pt. XI](#)
- F2** [S. 1\(2\)](#) repealed by [British Nationality Act 1981](#) (c. 61, SIF 87), [Sch. 9](#)
- F3** [S. 1\(3\)\(4\)](#) repealed (23.3.1995) by [1995 c. 3, s. 1, Sch. para. 7\(1\)](#)

**2 Other provisions as to existing law.**

- (1) The enactments mentioned in the Second Schedule to this Act shall continue to apply in relation to the Republic as provided by that Schedule.
- (2) The provisions of the Third Schedule to this Act (being transitional provisions and savings) shall have effect with respect to the enactments referred to in that Schedule.

*Changes to legislation: There are currently no known outstanding effects for the South Africa Act 1962. (See end of Document for details)*

<sup>F4</sup>(3) .....

(4) Without prejudice to subsection (2) of this section, the provisions of the <sup>M1</sup>Interpretation Act 1889 and any rule of law with respect to the effect of repeals shall apply in relation to any enactment which ceases to apply in relation to the Republic, or persons or things belonging thereto or connected therewith, otherwise than by virtue of the repeals effected by this section, as if it were repealed by this section to the extent that it ceases so to apply.

<b>Annotations:</b>
.....
<b>Amendments (Textual)</b>
<b>F4</b> S. 2(3) repealed (23.3.1995) by 1995 c. 3, s. 1, <b>Sch. para. 7(1)</b>
.....
<b>Marginal Citations</b>
<b>M1</b> 1889 c. 63.

**3 Interpretation etc.**

(1) In this Act “the Republic” means the Republic of South Africa; and references to the Republic, in relation to any time before the thirty-first day of May, nineteen hundred and sixty-one, include references to the Union of South Africa.

(2) Any reference in this Act to an enactment is a reference thereto as amended, and includes a reference thereto as extended or applied, by or under any other enactment; and any such reference to any enactment which extends to the Isle of Man, any of the Channel Islands or any colony or other territory, includes a reference thereto as it so extends.

(3) ..... <sup>F5</sup>

<b>Annotations:</b>
.....
<b>Amendments (Textual)</b>
<b>F5</b> S. 3(3) repealed by Northern Ireland Constitution Act 1973 (c. 36), <b>Sch. 6 Pt. I</b>

**4 Short title and commencement.**

(1) This Act may be cited as the South Africa Act 1962.

(2) This Act shall come into operation on the thirty-first day of May, nineteen hundred and sixty-two.

*Changes to legislation: There are currently no known outstanding effects for the South Africa Act 1962. (See end of Document for details)*

## SCHEDULES

### FIRST

SCHEDULE. ....

F6

**Annotations:**

**Amendments (Textual)**

F6 Sch. 1 repealed by [British Nationality Act 1981 \(c. 61, SIF 87\)](#), [Sch. 9](#)

### SECOND SCHEDULE

#### PROVISIONS FOR CONTINUING OPERATION OF CERTAIN ENACTMENTS IN RELATION TO REPUBLIC

##### *Colonial probates*

- 1 The <sup>M2</sup>Colonial Probates Act 1892, shall apply in relation to the Republic as it applies in relation to a British possession; and any Order in Council in force under that Act in relation to the Republic immediately before the commencement of this Act shall continue in force accordingly.

**Annotations:**

**Marginal Citations**

M2 1892 c. 6.

##### *Maintenance orders*

F72 .....

**Annotations:**

**Amendments (Textual)**

F7 Sch. 2 para. 2 repealed (23.3.1995) by [1995 c. 3, s. 1](#), [Sch. para. 7\(1\)](#)

F83 .....

*Changes to legislation:* There are currently no known outstanding effects for the South Africa Act 1962. (See end of Document for details)

**Annotations:**

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**Amendments (Textual)**

**F8** Sch. 2 para. 3 repealed (23.3.1995) by 1995 c. 3, s. 1, **Sch. para. 7(1)**

*Companies' registers*

[<sup>F9</sup>4 In their application to the Republic, Article 370 of, and Schedule 14 to, the Companies (Northern Ireland) Order 1986 should be construed as including any corresponding provisions in force at the commencement of this Act which are contained in any enactment, royal charter or other instrument constituting or regulating any body corporate incorporated in, and having its principal office or principal place of business in, Great Britain or Northern Ireland.]

**Annotations:**

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**Amendments (Textual)**

**F9** Sch. 2 para. 4 substituted by S.I. 1986/1035 (N.I. 9), art. 23, **Sch. 1 Pt. II**

5 ..... **F10**

**Annotations:**

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**Amendments (Textual)**

**F10** Sch. 2 para. 5 repealed by European Communities Act 1972 (c. 68), **Sch. 3 Pt. II**

*Commonwealth preference*

6 ..... **F11**

**Annotations:**

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**Amendments (Textual)**

**F11** Sch. 2 para. 6 repealed by Statute Law (Repeals) Act 1989 (c. 43), s. 1(1), **Sch. 1 Pt. VI**

THIRD SCHEDULE

TRANSITIONAL PROVISIONS AND SAVINGS

1 ..... **F12**

**Annotations:**

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**Amendments (Textual)**

**F12** Sch. 3 para. 1 repealed by Statute Law (Repeals) Act 1976 (c. 19), **Sch. 1 Pt. XIV**

2 ..... **F13**

*Changes to legislation: There are currently no known outstanding effects for the South Africa Act 1962. (See end of Document for details)*

**Annotations:**

**Amendments (Textual)**

**F13** Sch. 3 para. 2 repealed by [Veterinary Surgeons Act 1966 \(c. 36\)](#), [Sch. 4](#)

*Solicitors*

**F14**<sub>5</sub> . . . . .

**Annotations:**

**Amendments (Textual)**

**F14** Sch. 3 para. 5 repealed (23.3.1995) by 1995 c. 3, s. 1, [Sch. para. 7\(1\)](#)

*Merchant shipping—certificates of competency*

**F15**<sub>6</sub> . . . . .

**Annotations:**

**Amendments (Textual)**

**F15** Sch. 3 para. 6 repealed (1.1.1996) by 1995 c. 21, ss. 314(1), 316(2), [Sch. 12](#) (with ss. 312(1), Sch. 14 para. 1)

FOURTH SCHEDULE

**F16**  
. . . . .

**Annotations:**

**Amendments (Textual)**

**F16** Sch. 4 repealed (23.3.1995) by 1995 c. 3, s. 1, [Sch. para. 7\(1\)](#)

**F17** FIFTH SCHEDULE

**Annotations:**

**Amendments (Textual)**

**F17** Sch. 5 repealed by [Statute Law \(Repeals\) Act 1974 \(c. 22\)](#), [Sch. Pt. XI](#)

. . . . .

**Changes to legislation:**

There are currently no known outstanding effects for the South Africa Act 1962.