



REPUBLIC OF SOUTH AFRICA

GOVERNMENT GAZETTE

STAATSKOERANT

VAN DIE REPUBLIEK VAN SUID-AFRIKA

Registered at the Post Office as a Newspaper

As 'n Nuusblad by die Poskantoor Geregistreer

Vol. 417

CAPE TOWN, 17 MARCH 2000

No. 21010

KAAPSTAD, 17 MAART 2000

OFFICE OF THE PRESIDENCY

KANTOOR VAN DIE PRESIDENSIE

No. 263. 17 March 2000

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It is hereby notified that the President has assented to the following Act which is hereby published for general information:—

Hierby word bekend gemaak dat die President sy goedkeuring geheg het aan die onderstaande Wet wat hierby ter algemene inligting gepubliseer word:—

No. 8 of 2000: Tourism Amendment Act, 2000.

No. 8 van 2000: Wysigingswet op Toerisme, 2000.

GENERAL EXPLANATORY NOTE:

[] Words in bold type in square brackets indicate omissions from existing enactments.

_____ Words underlined with a solid line indicate insertions in existing enactments.

(English text signed by the President.)
(Assented to 15 March 2000.)

ACT

To amend the Tourism Act, 1993, so as to further regulate the composition of the South African Tourism Board; to further regulate the convening of an extraordinary meeting of the board; and to provide for measures to promote and maintain a sound working relationship between the board and the provinces; and to provide for matters connected therewith.

BE IT ENACTED by the Parliament of the Republic of South Africa, as follows:—

Amendment of section 4 of Act 72 of 1993, as amended by section 3 of Act 105 of 1996

1. Section 4 of the Tourism Act, 1993 (hereinafter referred to as the principal Act), is hereby amended—

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

“(1) The board shall consist of not fewer than **[15] nine** and not more than **[20] 15** members, who shall be appointed by the Minister in terms of subsection (2).”;

(b) by the substitution for paragraph (a) of subsection (2) of the following paragraph:

“(a) The Minister shall appoint as members of the board not fewer than **[15] nine** persons who are, by virtue of their knowledge of or present or potential active involvement in the tourism industry, fit to serve on the board **[and shall ensure that the interests of the key parties involved in tourism, including the business, community and labour sectors, are equitably represented on the board]**.”;

(c) by the deletion of paragraph (b) of subsection (2);

(d) by the substitution for paragraph (d) of subsection (2) of the following paragraph:

“(d) The Minister shall, before he or she appoints a member of the board (except the member referred to in **[paragraphs (b)(i) and] paragraph (c)**), by notice in the *Gazette* invite all interested persons to submit to him or her, within the period mentioned in the notice, the names of persons who in the opinion of such interested persons are fit to be so appointed, stating the grounds upon which such opinion is based.”; and

(e) by the deletion of subsection (5).

ALGEMENE VERDUIDELIKENDE NOTA:

[] Woorde in vet druk tussen vierkantige hake dui skappings uit bestaande verordenings aan.

_____ Woorde met 'n volstreep daaronder, dui invoegings in bestaande verordenings aan.

(Engelse teks deur die President geteken.)
(Goedgekeur op 15 Maart 2000.)

WET

Tot wysiging van die Wet op Toerisme, 1993, ten einde die samestelling van die Suid-Afrikaanse Toerismeraad verder te reël; die belê van 'n buitengewone vergadering van die raad verder te reël; en voorsiening te maak vir maatreëls om 'n gesonde werkverhouding tussen die raad en die provinsies te bevorder en te handhaaf; en om voorsiening te maak vir aangeleenthede wat daarmee in verband staan.

DAAR WORD BEPAAL deur die Parlement van die Republiek van Suid-Afrika, soos volg:—

Wysiging van artikel 4 van Wet 72 van 1993, soos gewysig deur artikel 3 van Wet 105 van 1996

- 5 1. Artikel 4 van die Wet op Toerisme, 1993 (hierna die Hoofwet genoem), word hierby gewysig—
- (a) deur subartikel (1) deur die volgende subartikel te vervang:
“(1) Die raad bestaan uit minstens **[15] nege** en hoogstens **[20] 15** lede wat deur die Minister ingevolge subartikel (2) aangestel word.”;
- 10 (b) deur paragraaf (a) van subartikel (2) deur die volgende paragraaf te vervang:
“(a) die Minister stel as lede van die raad aan minstens **[15] nege** persone wat uit hoofde van hul kennis van of huidige of potensiele daadwerklike betrokkenheid in die toerismebedryf geskik is om in die raad te dien **[en moet verseker dat die belange van die sleutelpartye in toerisme, met begrip van die sake-, gemeenskap- en arbeidsektore, billik in die raad verteenwoordig word]**.”;
- 15 (c) deur paragraaf (b) van subartikel (2) te skrap;
- (d) deur paragraaf (d) van subartikel (2) deur die volgende paragraaf te vervang:
20 “(d) die Minister moet, voordat hy **of sy** 'n lid van die raad (uitgesonderd die lid in **[paragrafe (b)(i) en] paragraaf (c)** vermeld) aanstel, by kennisgewing in die *Staatskoerant* alle belanghebbende persone uitnooi om binne die tydperk in die kennisgewing vermeld die name van persone wat na die oordeel van sodanige belanghebbende persone geskik is om aldus aangestel te word, met vermelding van die gronde waarop sodanige oordeel gegrond is, aan hom **of haar** voor te lê.”; en
- 25 (e) deur subartikel (5) te skrap.

Amendment of section 8 of Act 72 of 1993, as amended by section 5 of Act 105 of 1996

2. Section 8 of the principal Act is hereby amended by the substitution for subsection (2) of the following subsection:

“(2) The chairperson may at any time, either of his or her own volition or at the written request of not fewer than **[eight] five** members of the board, convene an extraordinary meeting of the board, which shall be held at the time and place determined by the chairperson.” 5

Insertion of section 13B in Act 72 of 1993

3. The following section is hereby inserted in the principal Act after section 13A: 10

“Relationship between board and provinces

13B. (1) The chairperson of the board shall submit a copy of the minutes of every meeting of the board to the member of the executive council in every province responsible for tourism.

(2) The board shall in consultation with every member of the executive council contemplated in subsection (1) determine procedures and programmes to promote and maintain a sound working relationship between the board and the various provinces.” 15

Short title

4. This Act is called the Tourism Amendment Act, 2000. 20

Wysiging van artikel 8 van Wet 72 van 1993, soos gewysig deur artikel 5 van Wet 105 van 1996

2. Artikel 8 van die Hoofwet word hierby gewysig deur subartikel (2) deur die volgende subartikel te vervang:

- 5 “(2) Die voorsitter kan te eniger tyd, of uit sy of haar eie beweging of op die skriftelike versoek van minstens [agt] vyf lede van die raad, ’n buitengewone vergadering van die raad belê, wat gehou moet word op die tyd en plek deur die voorsitter bepaal.”.

Invoeging van artikel 13B in Wet 72 van 1993

- 10 3. Die volgende artikel word hierby in die Hoofwet na artikel 13A ingevoeg:

“Verhouding tussen raad en provinsies

15 **13B.** (1) Die voorsitter van die raad moet ’n afskrif van die notule van elke vergadering van die raad aan die lid van die uitvoerende raad in elke provinsie wat vir toerisme verantwoordelik is, voorlê.

(2) Die raad moet in oorleg met elke lid van die uitvoerende raad in subartikel (1) beoog, prosedures en programme bepaal ten einde ’n gesonde werkverhouding tussen die raad en die onderskeie provinsies te bevorder en te handhaaf.”.

Kort titel

- 20 4. Hierdie Wet heet die Wysigingswet op Toerisme, 2000.

