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No. 18298

PROCLAMATION

by the

President of the Republic of South Africa

No. R. 60, 1997

SEA FISHERY AMENDMENT ACT, 1995 (ACT No. 74 OF 1995)

In terms of section 6 of the Sea Fishery Amendment Act, 1995 (Act No. 74 of 1995), I hereby determine **1 November 1997** as the date on which the said Act shall come into operation.

Given under my Hand and the Seal of the Republic of South Africa at Cape Town on this Eleventh day of September, One thousand Nine hundred and Ninety-seven.

N. R. MANDELA

President

By Order of the President-in-Cabinet:

Z. P. JORDAN

Minister of the Cabinet

PROKLAMASIE

van die

President van die Republiek van Suid-Afrika

No. R. 60, 1997

WYSIGINGSWET OP SEEVISSERY, 1995 (WET No. 74 VAN 1995)

Kragtens artikel 6 van die Wysigingswet op Seevisserij, 1995 (Wet No. 74 van 1995), bepaal ek hierby **1 November 1997** as die datum waarop genoemde Wet in werking tree.

Gegee onder my Hand en die Seël van die Republiek van Suid-Afrika te Kaapstad, op hede die Elfde dag van September Eenduisend Negehoonderd Sewe-en-negentig.

N. R. MANDELA

President

Op las van die President-in-Kabinet:

Z. P. JORDAN

Minister van die Kabinet

PROCLAMATION

TRUTH AND RECONCILIATION COMMISSION: COMMITTEE ON AMNESTY

No. R. 61, 1997

PROCLAMATION UNDER SECTION 20 OF THE PROMOTION OF NATIONAL UNITY AND RECONCILIATION ACT, 1995 (ACT No. 34 OF 1995)

Notice is hereby given that amnesty in terms of section 20 (1) of the Promotion of National Unity and Reconciliation Act, 1995 (Act No. 34 of 1995), was granted—

1. on 5 September 1997 to—

(a) **ADRIAAN SMUTS** (identity number 521127 5212 007); and

(b) **EUGENE MARAIS** (identity number 620903 5052 084),

in respect of—

(i) the murder of—

Mzuthini Obed Nwandwe
John Dayson Zitha
David Jabulani Cele
Jabulani Sibusiso Mlambo
Juke Twane Msomi
Dumisani Bernard Ndebela
Yumi Stanley Mbatha; and

(ii) the attempted murder of—

Mduduzi William Mbatha
Sipho Jeremiah Mabaso
Alpheus Themba Buthelezi
Thulani Dumisani Mchunu
Orbert Buthelezi
Mandla Nene
Ellias Hlongwane
Sipho Cele
Thulani Petros Mabaso
Isaac Fundeyake Mtshali
Phucuyise Doyisa
Jerome Dlamini
Richard Sipho Zulu

Lindiwe Memela
 Wilson Zakhele Dlamini
 Wiseman Mnyayi
 Sandile Stanley Ndwandwe
 Victor Luthuli
 Livingstone Gabriel Mbhele
 Catherine Thokozani Lufundo
 Mfihlelwa Elliot Hlope
 Sphiwe Justice Mthembu, and
 Kwaziwakhe Nicholas Ngema

committed on 9 October 1990 at or near **AVOCA** in the district of **DURBAN**;

2. on 5 September 1997 to—

- (a) **DAVID PETRUS BOTHA** (identity number 440924 5136 006); and
- (b) **ADRIAAN SMUTS** (identity number 521127 5217 007),

in respect of—

- (i) contravention of section 32 (1) (a), read with sections 1 and 39 (2) (a) (ii) of the Arms and Ammunition Act, 1969 (Act No. 75 of 1969) (possession of machine gun or rifles), committed on 9 October 1990 at or near **DURBAN** and **RICHARDS BAY** in the Districts of **DURBAN** and **LOWER UMFOLOZI**;
- (ii) contravention of section 36, read with sections 1, 39 (1) (h) and 40 of the Arms and Ammunition Act, 1969 (Act No. 75 of 1969) (possession of ammunition), committed on 9 October 1990 at or near **DURBAN** and **RICHARDS BAY** in the Districts of **DURBAN** and **LOWER UMFOLOZI**;
- (iii) contravention of section 36, read with sections 1, 39 (1) (h), 39 (2) and 40 of the Arms and Ammunition Act, 1969 (Act No. 75 of 1969) (possession of ammunition), committed during the period 1 April 1990 to 17 October 1990 at or near **RICHARDS BAY** in the District of **LOWER UMFOLOZI**; and
- (iv) contravention of section 3, read with sections 1 and 5 of the Teargas Act, 1964 (Act No. 16 of 1964) (possession of teargas handgrenades), committed during the period 1 April 1990 to 17 October 1990 at or near **RICHARDS BAY** in the District of **LOWER UMFOLOZI**; and

3. on 5 September 1997 to **EUGENE MARAIS** (identity number 620903 5052 084), in respect of—

- (i) contravention of section 32 (1) (a), read with sections 1 and 39 (2) (a) (ii) of the Arms and Ammunition Act, 1969 (Act No. 75 of 1969) (possession of machine gun or rifles), committed on 9 October 1990 at or near **DURBAN** and **RICHARDS BAY** in the Districts of **DURBAN** and **LOWER UMFOLOZI**; and
- (ii) contravention of section 36, read with sections 1, 39 (1) (h) and 40 of the Arms and Ammunition Act, 1969 (Act No. 75 of 1969) (possession of ammunition), committed on 9 October 1990 at or near **DURBAN** and **RICHARDS BAY** in the Districts of **DURBAN** and **LOWER UMFOLOZI**.

Committee on Amnesty

PROKLAMASIE

KOMMISSIE VIR WAARHEID EN VERSOENING: KOMITEE OOR AMNESTIE

No. R. 61, 1997

PROKLAMASIE KRAGTENS ARTIKEL 20 VAN DIE WET OP DIE BEVORDERING VAN NASIONALE EENHEID EN VERSOENING, 1995 (WET No. 34 VAN 1995)

Kennis word hiermee gegee dat amnestie kragtens artikel 20 (1) van die Wet op die Bevordering van Nasionale Eenheid en Versoening, 1995 (Wet No. 34 van 1995), verleen is—

1. op 5 September 1997 aan—

- (a) **ADRIAAN SMUTS** (identiteitsnommer 521127 5212 007); en
- (b) **EUGENE MARAIS** (identiteitsnommer 620903 5052 084),

ten opsigte van—

- (i) die moord op—

Mzuthini Obed Nwandwe
 John Dayson Zitha
 David Jabulani Cele
 Jabulani Sibusiso Mlambo

Juke Twane Msomi
Dumisani Bernard Ndebela
Yumi Stanley Mbatha; en

(ii) die poging tot moord op—

Mduduzi William Mbatha
Sipho Jeremiah Mabaso
Alpheus Themba Buthelezi
Thulani Dumisani Mchunu
Orbert Buthelezi
Mandla Nene
Ellias Hlongwane
Sipho Cele
Thulani Petros Mabaso
Isaac Fundeyake Mtshali
Phucuyise Doyisa
Jerome Dlamini
Richard Sipho Zulu
Lindiwe Memela
Wilson Zakhele Dlamini
Wiseman Mqayi
Sandile Stanley Ndwandwe
Victor Luthuli
Livingstone Gabriel Mbhele
Catherine Thokozani Lufundo
Mfihlelwa Elliot Hlope
Siphiwe Justice Mthembu, en
Kwaziwakhe Nicholas Ngema

op 9 Oktober 1990 te of naby **AVOCA** in die distrik van **DURBAN**;

2. op 5 September 1997 aan—

- (a) **DAVID PETRUS BOTHA** (identiteitsnommer 440924 5136 006); en
- (b) **ADRIAAN SMUTS** (identiteitsnommer 521127 5217 007),

ten opsigte van—

- (i) die oortreding van artikel 32 (1) (a), gelees met artikels 1 en 39 (2) (a) (ii) van die Wet op Wapens en Ammunisie, 1969 (Wet No. 75 van 1969) (besit van masjiengeweer of gewere), gepleeg op 9 Oktober 1990 te of naby **DURBAN** en **RICHARDSBAAI** in die distrikte **DURBAN** en **LAER UMFOLOZI**;
- (ii) die oortreding van artikel 36, gelees met artikels 1, 39 (1) (h) en 40 van die Wet op Wapens en Ammunisie, 1969 (Wet No. 75 van 1969) (besit van ammunisie), gepleeg op 9 Oktober 1990 te of naby **DURBAN** en **RICHARDSBAAI** in die distrikte **DURBAN** en **LAER UMFOLOZI**;
- (iii) die oortreding van artikel 36, gelees met artikels 1, 39 (1) (h), 39 (2) en 40 van die Wet op Wapens en Ammunisie, 1969 (Wet No. 75 van 1969) (besit van ammunisie), gepleeg gedurende die tydperk 1 April 1990 tot 17 Oktober 1990 te of naby **RICHARDSBAAI** in die distrik **LAER UMFOLOZI**; en
- (iv) die oortreding van artikel 3, gelees met artikels 1 en 5 van die Wet op Traangas, 1964 (Wet No. 16 van 1964) (besit van traangashandgranate), gepleeg gedurende die tydperk 1 April 1990 tot 17 Oktober 1990 te of naby **RICHARDSBAAI** in die distrik **LAER UMFOLOZI**; en

3. op 5 September 1997 aan **EUGENE MARAIS** (identiteitsnommer 620903 5052 084), ten opsigte van—

- (i) die oortreding van artikel 32 (1) (a), gelees met artikels 1 en 39 (2) (a) (ii) van die Wet op Wapens en Ammunisie, 1969 (Wet No. 75 van 1969) (besit van masjiengeweer of gewere), gepleeg op 9 Oktober 1990 te of naby **DURBAN** en **RICHARDSBAAI** in die distrikte **DURBAN** en **LAER UMFOLOZI**; en
- (ii) die oortreding van artikel 36 gelees met artikels 1, 39 (1) (h) en 40 van die Wet op Wapens en Ammunisie, 1969 (Wet No. 75 van 1969) (besit van ammunisie), gepleeg op 9 Oktober 1990 te of naby **DURBAN** en **RICHARDSBAAI** in die distrikte **DURBAN** en **LAER UMFOLOZI**.

PROCLAMATION

TRUTH AND RECONCILIATION COMMISSION: COMMITTEE ON AMNESTY

No. R. 62, 1997

PROCLAMATION UNDER SECTION 20 OF THE PROMOTION OF NATIONAL UNITY AND RECONCILIATION ACT, 1995 (ACT No. 34 OF 1995)

Notice is hereby given that amnesty in terms of section 20 (1) of the Promotion of National Unity and Reconciliation Act, 1995 (Act No. 34 of 1995), was granted on 15 September 1997 to—

- (1) **FELICITY BARBARA ANDERSSON** (identity number 550902 0102 005), in respect of the storage and distribution of weaponry to ANC and MK structures in KwaZulu-Natal, Western Cape and Eastern Cape during the period 1991 to 27 April 1994;
- (2) **BAFANA MPANZA** (born on 20 January 1973), in respect of the unlawful possession of an R4 rifle and ammunition and an attack on a South African Defence Force patrol in Khumalo Street, Thokoza during or about 1993;
- (3) **TERENCE MASHIA RADEBE** (born on 20 November 1972), in respect of attacks on properties at 1029 Nkosi and Tshabala Streets in the District of Thokoza during 1993;
- (4) **ALEC CHIEF TSHABALA** (identity number 440608 5513 088), in respect of supplying an AK 47 rifle and ammunition to ANC structures in the district of Sharpeville during or about 1993; and
- (5) **CHRISTOPHER FIETIES** (identity number 690910 6084 086), in respect of the offence of public violence committed on 16 June 1993 in the District of Ceres.

Committee on Amnesty

PROKLAMASIE

KOMMISSIE VIR WAARHEID EN VERSOENING: KOMITEE OOR AMNESTIE

No. R. 62, 1997

PROKLAMASIE KRAGTENS ARTIKEL 20 VAN DIE WET OP DIE BEVORDERING VAN NASIONALE EENHEID EN VERSOENING, 1995 (WET No. 34 VAN 1995)

Kennis word hiermee gegee dat amnestie kragtens artikel 20 (1) van die Wet op die Bevordering van Nasionale Eenheid en Versoening, 1995 (Wet No. 34 van 1995), op 15 September 1997, verleen is aan—

- (1) **FELICITY BARBARA ANDERSSON** (identiteitsnommer 550902 0102 005), ten opsigte van die storing en verspreiding van wapens aan strukture van die ANC en MK in KwaZulu-Natal, die Wes-Kaap en die Oos-Kaap gedurende die tydperk 1991 tot 27 April 1994;
- (2) **BAFANA MPANZA** (gebore op 20 Januarie 1973), ten opsigte van die onwettige besit van 'n R4-geweer en ammunisie en 'n aanval op 'n patrollie van die Suid-Afrikaanse Weermag in Khumalostraat in die distrik Thokoza gedurende of omtrent 1993;
- (3) **TERENCE MASHIA RADEBE** (gebore op 20 November 1972), ten opsigte van aanvalle op eiendomme te Nkosistraat 1029 en Tshabalastaat gedurende 1993 in die distrik Thokoza;
- (4) **ALEC CHIEF TSHABALA** (identiteitsnommer 440608 5513 088), ten opsigte van die verskaffing van 'n AK 47-geweer en ammunisie aan strukture van die ANC gedurende of omtrent 1993 in die distrik Sharpeville; en
- (5) **CHRISTOPHER FIETIES** (identiteitsnommer 690910 6084 086), ten opsigte van die misdryf openbare geweld gepleeg op 16 Junie 1993 in die distrik Ceres.

Komitee oor Amnestie

GOVERNMENT NOTICES

GOEWERMENTSKENNISGEWINGS

SOUTH AFRICAN REVENUE SERVICE SUID-AFRIKAANSE INKOMSTEDIENS

No. R. 1243

26 September 1997

CUSTOMS AND EXCISE ACT, 1964

AMENDMENT OF SCHEDULE No. 1 (No. 1/1/846)

Under section 48 of the Customs and Excise Act, 1964, Part I of Schedule No. 1 to the said Act is hereby amended to the extent set out in the Schedule hereto.

T. A. MANUEL

Minister of Finance

SCHEDULE

Head= ing	Subheading	C. D.	Article Description	Statistical Unit	Rate of Duty	Anno= tations
85.27			By the substitution for subheadings Nos. 8527.1 and 8527.2 of the following:			
	"8527.1		- Radio broadcast receivers capable of operating without an external source of power, including apparatus capable of receiving also radio-telephony or radio-telegraphy:			
	8527.12	3	-- Pocket-size radio cassette players	u	12,5%	
	8527.13		-- Other apparatus combined with sound recording or reproducing apparatus:			
	.10	7	--- Portable	u	12,5%	
	.90	5	--- Other	u	25%	
	8527.19		-- Other:			
	.10	5	--- Portable	u	12,5%	
	.90	3	--- Other	u	25%	
	8527.2		- Radio-broadcast receivers not capable of operating without an external source of power, of a kind used in motor vehicles, including apparatus capable of receiving also radio-telephony or radio-telegraphy:			
	8527.21	1	-- Combined with sound recording or reproducing apparatus	u	12,5%	
	8527.29	2	-- Other	u	12,5%"	

No. R. 1243

26 September 1997

DOEANE EN AKSYNSWET, 1964

WYSIGING VAN BYLAE No. 1 (No. 1/1/846)

Kragtens artikel 48 van die Doane- en Aksynswet, 1964, word Deel I van Bylae No. 1 by genoemde Wet hiermee gewysig in die mate in die Bylae hiervan aangetoon.

T. A. MANUEL

Minister van Finansies

BYLAE

Pos	Subpos	T. S.	Artikel Beskrywing	Statistiese Eenheid	Skaal van Reg	Anno= tasies
85.27			Deur subposte Nos. 8527.1 en 8527.2 deur die volgende te vervang:			
	"8527.1		- Radio-uitsendingontvangers wat in staat is om sonder 'n eksterne kragbron te funksioneer, met inbegrip van apparate wat in staat is om ook radiotelefonie of radiotelegrafie te ontvang:			
	8527.12	3	-- Sakgrootte radio-kassetspelers	u	12,5%	
	8527.13		-- Ander apparate met klankopneem- of -weergee-apparate gekombineer:			
	.10	7	--- Draagbaar	u	12,5%	
	.90	5	--- Ander	u	25%	
	8527.19		-- Ander:			
	.10	5	--- Draagbaar	u	12,5%	
	.90	3	--- Ander	u	25%	
	8527.2		Radio-uitsendingontvangers wat nie in staat is om sonder 'n eksterne kragbron te funksioneer nie, van 'n soort in motor=voertuie gebruik, met inbegrip van apparate wat in staat is om ook radiotelefonie of radiotelegrafie te ontvang:			
	8527.21	1	-- Met klankopneem- of weergee-apparate gekombineer	u	12,5%	
	8527.29	2	-- Ander	u	12,5%"	

No. R. 1244

26 September 1997

CUSTOMS AND EXCISE ACT, 1964

AMENDMENT OF SCHEDULE No. 1 (No. 1/1/845)

Under section 48 of the Customs and Excise Act, 1964, Part I of Schedule No. 1 to the said Act is hereby amended to the extent set out in the Schedule hereto.

T. A. MANUEL

Minister of Finance

SCHEDULE

Head= ing	Subheading	C. D.	Article Description	Statistical Unit	Rate of Duty	Anno= tations
48.23			By the insertion after subheading No. 4823.90.40 of the following:			
	“.50	1	- - Garment patterns	kg	free	

No. R. 1244

26 September 1997

DOEANE EN AKSYNSWET, 1964

WYSIGING VAN BYLAE No. 1 (No. 1/1/845)

Kragtens artikel 48 van die Doane- en Aksynswet, 1964, word Deel I van Bylae No. 1 by genoemde Wet hiermee gewysig in die mate in die Bylae hiervan aangetoon.

T. A. MANUEL

Minister van Finansies

BYLAE

Pos	Subpos	T. S.	Artikel Beskrywing	Statistiese Eenheid	Skaal van Reg	Anno= tasies
48.23			Deur na subpos No. 4823.90.40 die volgende in te voeg:			
	“.50	1	- - Klerepatrone	kg	vry	

No. R. 1245

26 September 1997

AMENDMENT OF SECTION 83A OF THE INCOME TAX ACT, 1962

By virtue of the power vested in me in terms of section 83A (1) (a) of the Income Tax Act, 1962 (Act No. 58 of 1962), I, Trevor Andrew Manuel, Minister of Finance, hereby amend the said section with effect from 1 October 1997, by the substitution in such section for the expression "R20 000" of the expression "R30 000".

T. A. MANUEL

Minister of Finance

No. R. 1245

26 September 1997

WYSIGING VAN ARTIKEL 83A VAN DIE INKOMSTEBELASTINGWET, 1962

Kragtens die bevoegdheid my verleen ingevolge artikel 83A (1) (a) van die Inkomstebelastingwet, 1962 (Wet No. 58 van 1962), wysig ek, Trevor Andrew Manuel, Minister van Finansies, hierby daardie artikel met ingang van 1 Oktober 1997 deur in daardie artikel die uitdrukking "R20 000" deur die uitdrukking "R30 000" te vervang.

T. A. MANUEL

Minister van Finansies

**SOUTH AFRICAN POLICE SERVICE
SUID-AFRIKAANSE POLISIEDIENS****No. R. 1241****26 September 1997**

SECURITY OFFICERS ACT, 1987

AMENDMENT OF THE IMPROPER CONDUCT ENQUIRIES REGULATIONS, 1992

The Security Officers Board has, with the concurrence of the Minister of Safety and Security, under section 32 (1) of the Security Officers Act, 1987 (Act No. 92 of 1987), made the Regulations in the Schedule hereto.

SCHEDULE**Definition**

1. In these regulations "the Regulations" means the Improper Conduct Enquiries Regulations, 1992, published under Government Notice No. R. 576 of 21 February 1992.

Amendment of regulation 1 of Regulations

2. Regulation 1 of the Regulations is hereby amended—

- (a) by the deletion of the definition of "Board";

- (b) by the insertion after the definition of "party" of the following definition:

"(vA) 'presiding officer' means the person designated by the Board under section 20 (2) of the Act;"

- (c) by the insertion after the definition of "pro forma prosecutor" of the following definition:

"(viA) 'Registrar' means a person in the employment of the Board who is designated by the Board to act as Registrar or a person with whom the Board has entered into a contract to perform the work of the Registrar;" and

- (d) by the substitution for the definition of "serve" of the following definition:

"(viii) 'serve' in relation to any document required in terms of these regulations to be served on any person, means to deliver, or offer to deliver, a copy of the document personally to such person, or at such person's employment or residential address to any person over the age of 16 years that resides or is employed at such address;"

Amendment of regulation 2 of Regulations

3. Regulation 2 of the Regulations is hereby amended—

- (a) by the deletion in subregulation (1) of the words "who shall immediately submit the charge to the Board";

- (b) by the substitution in subregulation (2) for the word "Board" of the word "Registrar"; and

- (c) by the substitution in subregulation (4) for the word "Board", wherever it occurs, of the word "Registrar".

Amendment of regulation 3 of Regulations

4. Regulation 3 of the Regulations is hereby amended by the deletion of the proviso in subregulation (2).

Amendment of regulation 4 of Regulations

5. Regulation 4 of the Regulations is hereby amended by the substitution for subregulation (1) of the following subregulation:

"(1) The Registrar shall cause a respondent who has given notice to the Registrar that he intends to plead not guilty to the charge in question, or from whom the Registrar has received no reply to the notices of the *pro forma* prosecutor within the relevant period, where the Registrar is satisfied that the notices have been properly served on the respondent, to be summoned under the signature of the Registrar to appear at an enquiry, contemplated in section 20 (2) of the Act, at a time and place referred to in the summons, and to produce any book or document so referred to which has a bearing on the enquiry and which is or presumably is in possession of the respondent."

Amendment of regulation 5 of Regulations

6. Regulation 5 of the Regulations is hereby amended by the substitution in subregulation (1) for the word "Board" of the expression "presiding officer".

Amendment of regulation 6 of Regulations

7. Regulation 6 of the Regulations is hereby amended by the substitution in subregulations (1) and (2) for the word "Board", wherever it occurs, of the expression "presiding officer".

Amendment of regulation 7 of Regulations

8. Regulation 7 of the Regulations is hereby amended by the substitution in subregulation (2) for the word "Board", wherever it occurs, of the expression "presiding officer".

Amendment of regulation 8 of Regulations

9. Regulation 8 of the Regulations is hereby amended by the substitution in subregulations (1) and (2) for the word "Board", wherever it occurs, of the expression "presiding officer".

Amendment of regulation 12 of Regulations

10. Regulation 12 of the Regulations is hereby amended by the substitution for the word "Board" of the expression "presiding officer".

Substitution of regulation 13 of Regulations

11. The following regulation is hereby substituted for regulation 13:

"13. The enquiry shall, in the case where the respondent has been found guilty and punished, be adjourned in order to give opportunity to the Board to act in accordance with subsection (5) of section 20 of the Act."

Repeal of regulation 15 of Regulations

12. Regulation 15 of the Regulations is hereby repealed.

Amendment of regulation 17 of Regulations

13. Regulation 17 of the Regulations is hereby amended by the substitution for the word "Board" of the expression "presiding officer".

Amendment of regulation 18 of Regulations

14. Regulation 18 of the Regulations is hereby amended—

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

"(a) Wilfully hinder or impede the presiding officer or any other person, at any stage of the proceedings in connection with an enquiry, in the exercise of his or her powers or the carrying out of his or her duties in terms of a provision of these regulations and;" and

(b) by the insertion after subregulation (2) of the following subregulation:

"(3) The presiding officer may, following on from the due service of summons and the holding of a hearing concerning any non-attendance at code of conduct proceedings impose a fine not exceeding R1 000 on any respondent who, without good cause, fails to appear at an enquiry after a summons or a subpoena has been duly served on such a respondent to so appear."

Amendment of regulation 19 of Regulations

15. Regulation 19 of the Regulations is hereby amended by the substitution in subregulation (2) for the word "Board" of the expression "presiding officer".

Insertion of regulation 19 (A) in Regulations

16. The following regulation is hereby inserted after regulation 19 of the Regulations:

Delegation

"19. (A) The Registrar may upon such conditions as he or she deems fit delegate any of the powers conferred upon him or her by these regulations to any employee of the Board or to any person with whom the Board has entered into a contract for the rendering of service to the Board."

No. R. 1241

26 September 1997

WET OP SEKURITEITSBEAMPTES, 1987

WYSIGING VAN DIE REGULASIES OP ONDERSOEKE NA ONBEHOORLIKE GEDRAG, 1992

Die Raad op Sekuriteitsbeamptes het, met die instemming van die Minister vir Veiligheid en Sekuriteit, kragtens artikel 32 (1) van die Wet op Sekuriteitsbeamptes, 1987 (Wet No. 92 van 1987), die Regulasies in die Bylae uitgevaardig.

BYLAE**Woordomskrywing**

1. In hierdie regulasies beteken "die Regulasies" die Regulasies op Ondersoeke na Onbehoorlike Gedrag, 1992, afgekondig by Goewermmentskennisgewing No. R. 576 van 21 Februarie 1992.

Wysiging van regulasie 1 van Regulasies

2. Regulasie 1 van die Regulasies word hierby gewysig—

(a) deur die skrapping van die omskrywing van "Raad";

- (b) deur die byvoeging van die volgende omskrywing na die omskrywing van "respondent":
 "(ixA) 'voorsittende beampte' beteken die persoon kragtens artikel 20 (2) van die Wet deur die Raad aangewys";
- (c) deur die byvoeging van die volgende omskrywing na die omskrywing van "pro forma"-aanklaer":
 "(viiA) 'Registrateur' beteken 'n persoon in diens van die Raad wat deur die Raad aangewys is om as Registrateur op te tree of 'n persoon met wie die Raad 'n kontrak aangegaan het om die werk van die Registrateur te onderneem'; en
- (d) deur die vervanging van die omskrywing van "beteken" deur die volgende omskrywing:
 "(ii) 'beteken', met betrekking tot enige dokument wat ingevolge hierdie regulasies aan enige persoon beteken moet word, 'n afskrif van die dokument persoonlik aan so 'n persoon oorhandig of aanbied om dit te oorhandig, of dit oorhandig of aanbied by die persoon se woon- of werkadres aan enige persoon wat ouer as 16 jaar is en by bedoelde adres woon of werk";

Wysiging van regulasie 2 van Regulasies

3. Regulasie 2 van die Regulasies word hierby gewysig—

- (a) deur die skapping van die woorde in subregulasie (1) "wat die aanklag onverwyld aan die Raad voorlê";
- (b) deur die vervanging van die woord "Raad" in subregulasie (2) deur die woord "Registrateur"; en
- (c) deur die vervanging van die woord "Raad" waar dit ookal in subregulasie (4) voorkom deur die woord "Registrateur".

Wysiging van regulasie 3 van Regulasies

4. Regulasie 3 van die Regulasies word hierby gewysig deur die skapping van die voorbehoudsbepaling tot subregulasie (2).

Wysiging van regulasie 4 van Regulasies

5. Regulasie 4 van die Regulasies word hierby gewysig deur die vervanging van subregulasie (1) deur die volgende subregulasie:

- "(1) Die Registrateur moet 'n respondente wat aan die Registrateur kennis gegee het dat hy van voorneme is om onskuldig op die betrokke aanklag te pleit, of van wie die Registrateur geen antwoord op die kennisgewing van die *pro forma*-aanklaer binne die betrokke tydperk ontvang het nie, waar die Registrateur tevrede is dat die kennisgewings behoorlik op die respondente beteken is, onder die handtekening van die Registrateur laat dagvaar om op 'n tyd en plek in die dagvaarding vermeld ingevolge artikel 20 (2) van die Wet by 'n ondersoek te verskyn, en om enige aldus vermelde boek of stuk wat op die ondersoek betrekking het en wat in die besit, of vermoedelik in die besit van die respondente is, voor te lê."

Wysiging van regulasie 5 van Regulasies

6. Regulasie 5 van die Regulasies word hierby gewysig deur die vervanging van die woord "Raad" in subregulasie (1) deur die uitdrukking "voorsittende beampte".

Wysiging van regulasie 6 van Regulasies

7. Regulasie 6 van die Regulasies word hierby gewysig deur die vervanging van die woord "Raad", waar dit ookal in subregulasies (1) en (2) voorkom, deur die uitdrukking "voorsittende beampte".

Wysiging van regulasie 7 van Regulasies

8. Regulasie 7 van die Regulasies word hierby gewysig deur die vervanging van die woord "Raad", waar dit ookal in subregulasie (2) voorkom, deur die uitdrukking "voorsittende beampte".

Wysiging van regulasie 8 van Regulasies

9. Regulasie 8 van die Regulasies word hierby gewysig deur die vervanging van die woord "Raad", waar dit ookal in subregulasies (1) en (2) voorkom, deur die uitdrukking "voorsittende beampte".

Wysiging van regulasie 12 van Regulasies

10. Regulasie 12 van die Regulasies word hierby gewysig deur die vervanging van die woord "Raad" deur die uitdrukking "voorsittende beampte".

Wysiging van regulasie 13 van Regulasies

11. Regulasie 13 word hierby vervang deur die volgende:

- "13. Die ondersoek moet, waar die respondente skuldig bevind en 'n straf opgelê is, verdaag word ten einde geleentheid aan die Raad te bied om ooreenkomstig subartikel (5) van artikel 20 van die Wet te handel."

Herroeping van regulasie 15 van Regulasies

12. Regulasie 15 van die Regulasies word hierby herroep.

Wysiging van regulasie 17 van Regulasies

13. Regulasie 17 van die Regulasies word hierby gewysig deur die vervanging van die woord "Raad" deur die uitdrukking "voorsittende beampte".

Wysiging van regulasie 18 van Regulasies

14. Regulasie 18 van die Regulasies word hierby gewysig—

(a) deur paragraaf (a) van subregulasie (1) deur die volgende paragraaf te vervang:

"(a) die voorsittende beampte of enige ander persoon in enige stadium van die verrigtinge met betrekking tot 'n ondersoek opsetlik by die uitoefening van sy of haar bevoegdhede of die uitvoering van sy of haar pligte ingevolge 'n bepaling van hierdie regulasies hinder of belemmer nie;" en

(b) deur die byvoeging van die volgende subregulasie na subregulasie (2):

"(3) Die voorsittende beampte kan, na die behoorlike betekening van 'n dagvaarding en die hou van 'n ondersoek weens enige nie-verskyning by verrigtinge betreffende die oortreding van die gedragskode, 'n respondent met hoogstens R1 000 beboet wat sonder 'n voldoende rede versuim om by 'n ondersoek op te daag nadat 'n dagvaarding of subpoena behoorlik op so 'n respondent beteken is om aldus te verskyn."

Wysiging van regulasie 19 van Regulasies

15. Regulasie 19 van die Regulasies word hierby gewysig deur die woord "Raad" in subregulasie (2) deur die uitdrukking "voorsittende beampte" te vervang.

Byvoeging van regulasie 19 (A) tot Regulasies

16. Die volgende regulasie word bygevoeg na Regulasie 19 van die Regulasies:

Delegering

"19. (A) Die Registrateur kan op die voorwaardes wat hy of sy goedvind enige van die bevoegdhede deur hierdie Regulasies aan hom of haar verleen aan 'n werknemer van die Raad of aan enige persoon met wie die Raad 'n kontrak gesluit het om 'n diens aan die Raad te lewer, deleger.".

No. R. 1242**26 September 1997****AMENDMENT OF REGULATIONS**

The Security Officers Board has, with the concurrence of the Minister of Safety and Security, under section 32 of the Security Officers Act, 1987 (Act No. 92 of 1987), made the regulations in the Schedule hereto.

SCHEDULE**Definition**

1. In these regulations "the Regulations" means the regulations in respect of the Security Officers Board published under Government Notice No. R. 797 of 2 April 1990, as amended by Government Notice No. R. 14767 of 7 May 1993.

Amendment of regulation 12 of Regulations

2. Regulation 12 of the Regulations is hereby amended by the substitution for the expressions "5 (i)" and "5 (iii)" in paragraph (c) of subregulation (11) of the expressions "5 (c) (i)" and "5 (c) (iii)", respectively.

No. R. 1242**26 September 1997****WYSIGING VAN REGULASIES**

Die Raad op Sekuriteitsbeamptes het, met die instemming van die Minister vir Veiligheid en Sekuriteit, kragtens artikel 32 van die Wet op Sekuriteitsbeamptes, 1987 (Wet No. 92 van 1987), die regulasies in die Bylae uitgevaardig.

BYLAE**Woordomskrywing**

1. In hierdie regulasies beteken "die Regulasies" die Regulasies ten opsigte van die Raad op Sekuriteitsbeamptes afgekondig by Goewermenskennisgewing No. R. 797 van 2 April 1990, soos gewysig deur Goewermenskennisgewing No. 14767 van 7 Mei 1993.

Wysiging van regulasies 12 van Regulasies

2. Regulasie 12 van die Regulasies word hierby gewysig deur die vervanging van die uitdrukking "5 (i)" en "5 (iii)" in paragraaf (c) van subregulasie (11) deur onderskeidelik die uitdrukking "5 (c) (i)" en "5 (c) (iii)".



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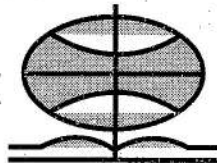
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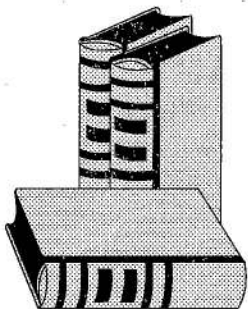
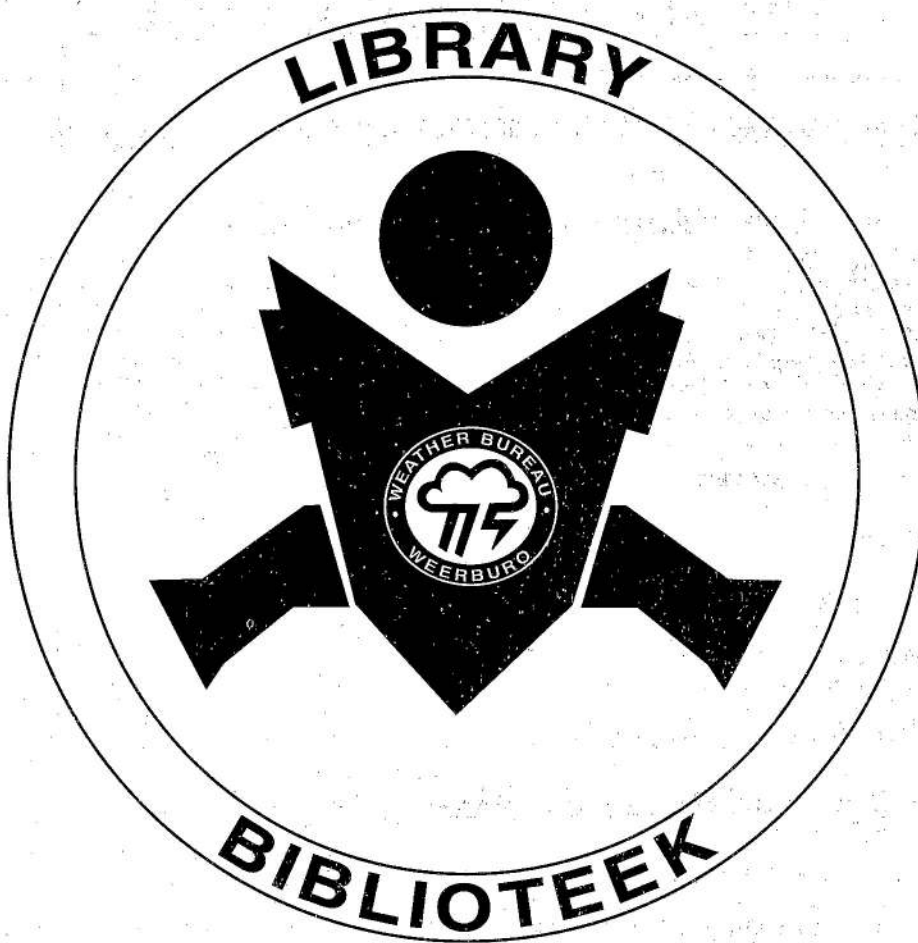
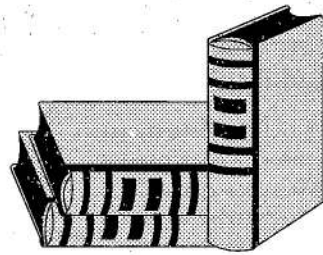
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