



# OFFICIAL GAZETTE

OF THE

## HIGH COMMISSIONER FOR SOUTH AFRICA.

PUBLISHED BY AUTHORITY OF HIS EXCELLENCY THE HIGH COMMISSIONER.

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PRETORIA, FRIDAY, 13TH JULY, 1934.

[No. 1725.]

No. 26 of 1934.]

### PROCLAMATION

BY HIS EXCELLENCY THE HIGH COMMISSIONER.

Whereas it is desirable to reduce and control the number and increase of the animals in Swaziland known as the Blue Wildebeest, *Connochaetus taurinus*, hereinafter referred to as "Wildebeest".

Now therefore under and by virtue of the powers authorities and jurisdiction conferred upon and committed to me by His Majesty under the Swaziland Order-in-Council 1903 as amended by the Swaziland Order-in-Council 1906 and the Swaziland Order-in-Council 1909, I do hereby declare proclaim and make known as follows:—

1. In this Proclamation unless inconsistent with the context—

"Administration" shall mean the Swaziland Administration;

"holding" shall mean and include any farm, land concession, sub-division of a farm or concession under separate ownership, any piece of Crown land and any native area established under section four of Proclamation No. 28 of 1907;

"infestation" shall mean, in respect of any holding, the presence of more than one wildebeest to every fifty morgen of land or more than one hundred wildebeest to any one holding measuring five thousand morgen or over; and the determination of the Resident Commissioner or any person authorized by him shall be deemed to be proof that a state of infestation exists;

"owner" shall mean and include—

- (a) the registered owner of any holding;
- (b) the lessee or lawful occupier of any holding;
- (c) in the case of Crown lands not disposed of to any person, the Swaziland Administration;
- (d) in the case of Crown lands disposed of to some person by the Administration, the transfer whereof has not been registered, the purchaser of any such Crown lands;
- (e) in the case of native area, and land held by the Paramount Chief of Swaziland in trust for the Swazi nation, the Paramount Chief of Swaziland;

"Resident Commissioner" shall mean the Resident Commissioner of Swaziland.

2. In the event of any owner, whose holding has become subject to an infestation, failing or neglecting, within one month of the commencement of such infestation, or, in case such infestation commenced before the taking effect of this Proclamation, then within one month of such taking effect, to adopt such measures as in the opinion of the Resident Commissioner are reasonable, adequate and effective for the removal of such infestation, by shooting by such owner or persons authorized in writing by him, or if, at any time thereafter, during which such holding shall continue to be subject to an infestation, such owner shall cease to maintain

such measures, it shall be lawful for the said Resident Commissioner to take measures in terms of section three hereof for such removal.

3. Whenever the Resident Commissioner shall decide to remove an infestation under the powers conferred upon him under section two hereof, it shall be lawful for him from time to time to send on to any such holding such persons, animals and vehicles as he may consider necessary to perform such removal, and to authorize such persons to camp upon such holding and to take free of any charges whatsoever such water, firewood and grazing from such holding as may be reasonably necessary for the need of such persons, animals and vehicles.

4. The Resident Commissioner or any person authorized by him may enter upon any holding for the purpose of determining whether any such holding is in a state of infestation.

5. No action shall lie against the Administration, the Resident Commissioner or any official or person authorized by the Resident Commissioner to perform any act or duty under sections two, three and four of this Proclamation in respect of injury or loss caused to any person through acts done in good faith and without negligence in the exercise of the powers conferred by this Proclamation.

6. Any person hindering, obstructing or otherwise molesting the Resident Commissioner or any official or person authorized by him in the execution of his duties under this Proclamation shall be guilty of an offence and punishable on conviction by a fine not exceeding ten pounds or in default of payment by imprisonment with or without hard labour for a period not exceeding one month.

7. The expenses incurred in the removal of an infestation by the Administration shall be recovered by the sale, wherever reasonably practicable, of the carcasses of any wildebeest destroyed on any holding. Should the proceeds of such sale be insufficient to cover the expenses incurred the deficiency may be recovered by action in some competent court from the owner of any such holding.

8. Notwithstanding anything contained in this Proclamation the Resident Commissioner may grant permission in writing to any owner to suspend the shooting of wildebeest on his holding during such months as the Resident Commissioner may consider it to be too hot for the useful and practicable disposal of the carcasses of any wildebeest destroyed.

9. This Proclamation may be cited for all purposes as the Wildebeest Control Proclamation 1934 and shall take effect upon the first day of August 1934.

GOD SAVE THE KING.

Given under my Hand and Seal at Durban this Ninth day of July One thousand Nine hundred and Thirty-four.

H. J. STANLEY,  
High Commissioner.

By Command of His Excellency  
the High Commissioner.

H. LESTER SMITH,  
for Administrative Secretary.

(Printed by the Government Printer, Pretoria.)



## HIGH COMMISSIONER'S NOTICE No. 91 of 1934.

It is hereby notified for general information that, in terms of section *seven* of the Bechuanaland Protectorate Marriage Proclamation, 1917, as amended, His Excellency the High Commissioner has been pleased to appoint the Reverend Percy Ibbotson to be a Marriage Officer under the said Proclamation for the purpose of solemnizing marriages within the Bechuanaland Protectorate.

By Command of His Excellency the  
High Commissioner.

H. LESTER SMITH,  
for Administrative Secretary.

High Commissioner's Office,  
Pretoria, 9th July, 1934.

## HIGH COMMISSIONER'S NOTICE No. 92 of 1934.

It is hereby notified for general information that His Excellency the High Commissioner has been pleased to appoint Richard Benjamin Magniac Sullivan, Esquire, to act as an Assistant Resident Magistrate for the Bechuanaland Protectorate with jurisdiction in the Gaberones District.

By Command of His Excellency  
the High Commissioner.

SHIRLEY EALES,  
Administrative Secretary.

High Commissioner's Office,  
Pretoria, 11th July, 1934.

## POUND SALE.

The following animals will be sold by public auction at 1 p.m. on Wednesday, the 1st August, 1934, in front of the Court-house, Mbabane, unless previously claimed:—

3 Hamels, branded H W.

A. PHELAN,  
Poundmaster.

9th July, 1934.

Estate of the late ARTHUR JAMES COOK, Sequanie, Bechuanaland Protectorate, trading under the name of A. J. COOK & CO., Sequanie, Bechuanaland Protectorate.

Creditors and Debtors in the above-named Estate are hereby requested to file their claims with and pay their debts to the undersigned within a period of twenty-one days from date of publication hereof.

R. A. COOK,  
Executor Testamentary.

P.O. Derdepoort, via Zeerust, Transvaal.