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DEPARTMENT OF THE PRIME MINISTER

No. 1189.

9 June 1978.

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

No. 72 of 1978: Potchefstroomse Universiteit vir Christelike Hoër Onderwys (Private) Amendment Act, 1978.

DEPARTEMENT VAN DIE EERSTE MINISTER

No. 1189.

9 Junie 1978.

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

No. 72 van 1978: Private Wysigingswet op die Potchefstroomse Universiteit vir Christelike Hoër Onderwys, 1978.

Wet No. 72, 1978

PRIVATE WYSIGINGSWET OP DIE POTCHEFSTROOMSE
UNIVERSITEIT VIR CHRISTELIKE HOËR ONDERWYS, 1978.**ALGEMENE VERDUIDELIKENDE NOTA:****[]**Woorde in vet druk tussen vierkantige hake dui skrappings uit
bestaande verordenings aan.**_____**Woorde met 'n volstreep daaronder, dui invoegings in bestaande
verordenings aan.**PRIVATE WET****Tot wysiging van die Private Wet op die Potchefstroomse
Universiteit vir Christelike Hoër Onderwys, 1950.***(Afrikaanse teks deur die Staatspresident geteken.)
(Goedgekeur op 29 Mei 1978.)*

Aanhef.

NADEMAAL die Potchefstroomse Universiteit vir Christelike
Hoër Onderwys (hieronder die Universiteit genoem) met
regspersoonlikheid beklee is deur die Private Wet op die
Potchefstroomse Universiteit vir Christelike Hoër Onderwys,
1950 (Wet No. 19 van 1950) (hieronder die Hoofwet genoem):

EN NADEMAAL dit wenslik is dat die Hoofwet gewysig word—

- (a) om voorsiening te maak vir die aanstelling van een of
meer Vise-rektore deur die Raad van die Universiteit;
- (b) om die samestelling van die Universiteit en van die
Raad en die Senaat van die Universiteit te verander;
- (c) om die Raad van die Universiteit te magtig om meer as
een Registrateur, een of meer Adjunk-registrateurs en
een of meer Assistent-registrateurs aan te stel;
- (d) om daarvoor voorsiening te maak dat sekere amptenare
van die Universiteit ampshalwe lede van die Konvokasie
kan word;
- (e) om sekere gevolglike wysigings in die aanhef aan te
bring; en
- (f) om voorsiening te maak vir aangeleenthede wat daarmee
in verband staan:

WORD DAAR DERHALWE BEPAAL deur die Staatspresident,
die Senaat en die Volksraad van die Republiek van
Suid-Afrika, soos volg:—

Wysiging van
artikel 3 van
Wet 19 van 1950,
soos gewysig deur
artikel 2 van
Wet 49 van 1966.

1. Artikel 3 van die Hoofwet word hierby gewysig deur na
paragraaf (c) van subartikel (1) die volgende paragraaf in te voeg: 5
„(cA) die Vise-rector of Vise-rektore;”.

Vervanging van
artikel 6 van
Wet 19 van 1950.

2. Artikel 6 van die Hoofwet word hierby deur die volgende
artikel vervang:

„Rector en
Vise-rector of
Vise-rektore
van die
Universiteit.

6. (1) Die Rector van die Universiteit word deur
die Raad van die Universiteit gekies.

(2) Die Raad van die Universiteit kan ook een of
meer Vise-rektore kies.

(3) Die verkiesing van die Rector en 'n Vise-rector
of Vise-rektore geskied volgens voorskrif van die
statute.

(4) Die bevoegdhede, voorregte, werksaamhede,
pligte en ampsduur van die Rector en van 'n
Vise-rector word deur die statute voorgeskryf.

(5) Die Rector kan die bevoegdhede, voorregte,
werksaamhede en pligte wat hy ingevolge hierdie Wet 20
het, aan 'n Vise-rector of Vise-rektore of 'n lid van

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HOËR ONDERWYS (PRIVATE) AMENDMENT ACT, 1978.

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GENERAL EXPLANATORY NOTE:

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

Words underlined with solid line indicate insertions in existing enactments.

PRIVATE ACT

To amend the Potchefstroomse Universiteit vir Christelike Hoër Onderwys (Private) Act, 1950.

(Afrikaans text signed by the State President.)
(Assented to 29 May 1978.)

WHEREAS the Potchefstroomse Universiteit vir Christelike Hoër Onderwys (hereinafter referred to as the University) was incorporated by the Potchefstroomse Universiteit vir Christelike Hoër Onderwys (Private) Act, 1950 (Act No. 19 of 1950) (hereinafter referred to as the principal Act):

Preamble.

AND WHEREAS it is desirable that the principal Act be amended—

- (a) to provide for the appointment of one or more Vice-Principals by the Council of the University;
- (b) to alter the constitution of the University and of the Council and the Senate of the University;
- (c) to empower the Council of the University to appoint more than one Registrar, one or more Deputy Registrars and one or more Assistant Registrars;
- (d) to provide that certain officers of the University may *ex officio* become members of Convocation;
- (e) to effect certain consequential amendments to the preamble; and
- (f) to provide for matters connected therewith:

BE IT THEREFORE ENACTED by the State President, the Senate and the House of Assembly of the Republic of South Africa, as follows:—

1. Section 3 of the principal Act is hereby amended by the 5 insertion after paragraph (c) of subsection (1) of the following paragraph:

“(cA) the Vice-Principal or Vice-Principals;”.

Amendment of section 3 of Act 19 of 1950, as amended by section 2 of Act 49 of 1966.

2. The following section is hereby substituted for section 6 of the principal Act:

Substitution of section 6 of Act 19 of 1950, as amended by section 12 of Act 49 of 1966.

- 10 **6.** (1) The Principal of the University shall be elected by the Council of the University.
- 15 (2) The Council of the University may also elect one or more Vice-Principals.
- (3) The Principal and a Vice-Principal or Vice-Principals shall be elected in the manner prescribed by the statutes.
- (4) The powers, privileges, functions, duties and period of office of the Principal and of a Vice-Principal shall be prescribed by the statutes.
- 20 (5) The Principal may delegate the powers, privileges, functions and duties which he has under this Act, to a

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die Senaat opdra op die wyse in die statute voorgeskryf.

(6) Indien die amp van Rektor vakant is of die Rektor afwesig is, word sy bevoegdhede en voorregte uitgeoefen en sy pligte en werksaamhede verrig deur 'n Vise-rektor of 'n lid van die Senaat soos in die statute voorgeskryf. 5

(7) Indien die amp van Rektor vakant raak of vakant staan te word, kies die Raad van die Universiteit 'n nuwe Rektor volgens voorskrif van die statute. 10

(8) Indien die amp van Vise-rektor vakant raak of vakant staan te word, kan die Raad van die Universiteit 'n nuwe Vise-rektor volgens voorskrif van die statute kies.''. 15

Wysiging van artikel 7 van Wet 19 van 1950, soos gewysig deur artikel 3 van Wet 49 van 1966.

3. Artikel 7 van die Hoofwet word hierby gewysig deur paragraaf (f) van subartikel (1) deur die volgende paragraaf te vervang:

„(f) die Rektor en die Vise-rektor of Vise-rektore amps-
halwe:’’. 20

Wysiging van artikel 8 van Wet 19 van 1950.

4. Artikel 8 van die Hoofwet word hierby gewysig—

(a) deur na paragraaf (a) van subartikel (1) die volgende paragraaf in te voeg:

„(aA) die Vise-rektor of Vise-rektore; en’’;

(b) deur subartikel (2) deur die volgende subartikel te 25
vervang:

„(2) Daar is 'n Ondervoorsitter van die Senaat, wat aangewys of gekies word soos in die statute voorgeskryf.’’.

Wysiging van artikel 10 van Wet 19 van 1950.

5. Artikel 10 van die Hoofwet word hierby gewysig deur 30
subartikel (2) deur die volgende subartikel te vervang:

„(2) (a) Die Rektor, Vise-rektor of Vise-rektore, professore, lektore, **[die]** Bibliotekaris en **[die Registrateur]** Registrateurs van die Universiteit is tydens hulle amps-
termyn ampsalwe lede van die Konvokasie en daarop 35
geregtig om hulle name op die konvokasielys te laat inskryf.

(b) Enige ander persoon in diens van die Universiteit wat by besluit van die Raad en van die Konvokasie tot lid van die Konvokasie verklaar is, is tydens sy ampstermyn 40
ampsalwe lid van die Konvokasie en daarop geregtig om sy naam op die konvokasielys te laat inskryf.’’.

Vervanging van artikel 11 van Wet 19 van 1950, soos vervang deur artikel 6 van Wet 49 van 1966.

6. Artikel 11 van die Hoofwet word hierby deur die volgende artikel vervang:

„Registrateurs, 11. (1) Die Raad kan een of meer Registrateurs vir 45
Adjunk-registrateurs en Assistent-registrateurs. die Universiteit aanstel en die werksaamhede, bevoegdhede en pligte van 'n aldus aangestelde persoon omskryf.

(2) Die raad kan een of meer Adjunk-registrateurs en een of meer Assistent-registrateurs aanstel en die 50
werksaamhede, bevoegdhede en pligte van 'n aldus aangestelde persoon omskryf.

(3) Die aanstelling van persone in enige van die ampte in subartikels (1) en (2) genoem, geskied volgens voorskrif van die statute.’’. 55

Wysiging van aanhef van Wet 19 van 1950.

7. Die aanhef van die Hoofwet word hierby gewysig deur—

(a) in die sewende paragraaf, na die woord „rektor,’’ die woorde „een of meer vise-rektore,’’ in te voeg;

(b) in die sewende paragraaf die woorde „'n registrator en om sy werksaamhede, bevoegdhede en pligte voor te 60

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Vice-Principal or Vice-Principals or a member of the Senate in the manner prescribed by the statutes.

5 (6) If the office of Principal is vacant or the Principal is absent, his powers and privileges shall be exercised and his duties and functions shall be performed by a Vice-Principal or a member of the Senate as prescribed by the statutes.

10 (7) If the office of Principal becomes vacant or is to become vacant, a new Principal shall be elected by the Council of the University in the manner prescribed by the statutes.

15 (8) If the office of Vice-Principal becomes vacant or is to become vacant, the Council of the University may elect a new Vice-Principal in the manner prescribed by the statutes."

3. Section 7 of the principal Act is hereby amended by the substitution for paragraph (f) of subsection (1) of the following paragraph:

20 "(f) the Principal and the Vice-Principal or Vice-Principals *ex officio*."

Amendment of section 7 of Act 19 of 1950, as amended by sections 3 and 12 of Act 49 of 1966.

4. Section 8 of the principal Act is hereby amended—

(a) by the insertion after paragraph (a) of subsection (1) of the following paragraph:

25 "(aA) the Vice-Principal or Vice-Principals; and";
(b) by the substitution for subsection (2) of the following subsection:

"(2) There shall be a Vice-Chairman of the Senate, who shall be appointed or elected in the manner prescribed by the statutes."

Amendment of section 8 of Act 19 of 1950, as amended by section 12 of Act 49 of 1966.

30 5. Section 10 of the principal Act is hereby amended by the substitution for subsection (2) of the following subsection:

35 "(2) (a) The Principal, Vice-Principal or Vice-Principals, professors, lecturers, Librarian and **[Registrar]** Registrars of the University, while holding office as such, shall be *ex officio* members of Convocation and shall be entitled to have their names placed on the Convocation roll.

40 (b) Any other person employed by the University who, by resolution of the Council and of Convocation, has been declared a member of Convocation, shall during his period of office be *ex officio* a member of Convocation and be entitled to have his name placed on the Convocation roll."

Amendment of section 10 of Act 19 of 1950, as amended by section 12 of Act 49 of 1966.

45 6. The following section is hereby substituted for section 11 of the principal Act:

50 "Registrars, Deputy Registrars and Assistant Registrars.
11. (1) The Council may appoint one or more Registrars for the University and define the functions, powers and duties of any person so appointed.
(2) The Council may appoint one or more Deputy Registrars and one or more Assistant Registrars and define the functions, powers and duties of any person so appointed.

55 (3) The appointment of any persons to any of the offices referred to in subsections (1) and (2) shall be made in the manner prescribed by the statutes."

Substitution of section 11 of Act 19 of 1950, as substituted by section 6 of Act 49 of 1966.

7. The preamble to the principal Act is hereby amended by—

60 (a) the insertion, in the seventh paragraph, after the word "principal," of the words "one or more vice-principals,";

(b) the deletion, in the seventh paragraph, of the words "a registrar and to prescribe his functions, powers and

Amendment of preamble to Act 19 of 1950, as amended by section 13 of Act 49 of 1966.

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UNIVERSITEIT VIR CHRISTELIKE HOËR ONDERWYS, 1978.

Kort titel.

8. Hierdie Wet heet die Private Wysigingswet op die Potchefstroomse Universiteit vir Christelike Hoër Onderwys, 1978.

	skryf" te skrap en deur die woorde „een of meer registrateurs, een of meer adjunk-registrateurs en een of meer assistent-registrateurs en om die werksaamhede, bevoegdhede en pligte van aldus aangestelde persone te omskryf" te vervang.	5
	become vacant a new Principal shall be elected by the Council of the University in the manner prescribed by the statutes.	10
	(8) If the office of Vice-Principal becomes vacant or is to become vacant, the Council of the University may elect a new Vice-Principal in the manner prescribed by the statutes.	12
Amendment of section 7 of Act 49 of 1950, as amended by sections 7 and 12 of Act 49 of 1950.	3. Section 7 of the principal Act is hereby amended by the substitution for paragraph (1) of the following paragraph: (1) The Principal and the Vice-Principal or Vice-Principals ex officio.	20
Amendment of section 8 of Act 49 of 1950, as amended by section 12 of Act 49 of 1950.	4. Section 8 of the principal Act is hereby amended— (a) by the insertion after paragraph (a) of subsection (1) of the following paragraph: (1A) The Vice-Principal or Vice-Principals and; (b) by the substitution for subsection (2) of the following subsection: (2) There shall be a Vice-Chairman of the Senate who shall be appointed or elected in the manner prescribed by the statutes.	22
Amendment of section 10 of Act 49 of 1950, as amended by section 12 of Act 49 of 1950.	5. Section 10 of the principal Act is hereby amended by the substitution for subsection (2) of the following subsection: (2) (a) The Principal, Vice-Principal or Vice-Principals, professor, lecturer, librarian and Registrar; members of the University while holding office as such shall be ex officio members of Convocation and shall be entitled to have their names placed on the Convocation roll. (b) Any other person employed by the University who, by resolution of the Council and of Convocation, has been deemed a member of Convocation shall during his period of office be ex officio a member of Convocation and be entitled to have his name placed on the Convocation roll.	30
Amendment of section 11 of Act 49 of 1950, as amended by section 12 of Act 49 of 1950.	6. The following section is hereby substituted for section 11 of the principal Act: 11. (1) The Council may appoint one or more Registrars for the University and define the functions, powers and duties of any person so appointed. (2) The Council may appoint one or more Deputy Registrars and one or more Assistant Registrars and define the functions, powers and duties of any person so appointed. (3) The appointment of any persons to any of the offices referred to in subsections (1) and (2) shall be made in the manner prescribed by the statutes.	32
Amendment of section 13 of Act 49 of 1950, as amended by section 12 of Act 49 of 1950.	7. The preamble to the principal Act is hereby amended by— (a) the insertion in the seventh paragraph after the word "principal" of the words "one or more vice-principals"; (b) the deletion in the seventh paragraph of the words "registrar and to prescribe his functions, powers and	50

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5 duties" and the substitution therefor of the words "one
or more registrars, one or more deputy registrars and
one or more assistant registrars and to define the
functions, powers and duties of any persons so
appointed".

8. This Act shall be called the Potchefstroomse Universiteit vir Short title.
Christelike Hoër Onderwys (Private) Amendment Act, 1978.

and the submission of the words "one
of more registers, one of more deputy registers and
one of more assistant registers and to define the
functions, powers and duties of any persons so
appointed."

2. This Act shall be called the Private Enterprise Act, 1978.
Christie, 1978 (Private) Amendment Act, 1978.