



GOVERNMENT GAZETTE

OF THE REPUBLIC OF SOUTH AFRICA

REPUBLIEK VAN SUID-AFRIKA

STAATSKOERANT

Registered at the Post Office as a Newspaper

As 'n Nuusblad by die Poskantoor Geregistreer

PRICE 45c PRYS
Plus GST/AVB
ABROAD 60c BUITELANDS
POST FREE · POSVRY

Vol. 240

CAPE TOWN, 14 JUNE 1985

KAAPSTAD, 14 JUNIE 1985

No. 9789

STATE PRESIDENT'S OFFICE

KANTOOR VAN DIE STAATSPRESIDENT

No. 1308.

14 June 1985

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

No. 65 of 1985: Human Sciences Research Amendment Act, 1985.

No. 1308.

14 Junie 1985

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

No. 65 van 1985: Wysigingswet op Geesteswetenskaplike Navorsing, 1985.

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HUMAN SCIENCES RESEARCH AMENDMENT ACT, 1985

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.

ACT

To amend the Human Sciences Research Act, 1968, so as to further define the words "employee", "officer" and "research"; to define the objects of the council; to replace certain obsolete expressions; to extend the membership of the executive committee; to extend the functions of the president; to provide for the delegation of powers by the council and the president; to further regulate the transfer of staff from departments of State and certain institutions to the council; to regulate the transfer of certain officers and employees of the Council for Scientific and Industrial Research to the council; to authorize the accounting officer to recover certain losses and damage; and to empower the Minister to make regulations for the exercise of control over psychological and scholastic tests; and to provide for incidental matters.

*(Afrikaans text signed by the State President.)
(Assented to 6 June 1985.)*

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

Amendment of
section 1 of
Act 23 of 1968.

1. Section 1 of the Human Sciences Research Act, 1968 (hereinafter referred to as the principal Act), is hereby amended—

(a) by the substitution for the definition of "employee" of the following definition:

"'employee' means a person who is in the part-time or full-time service of the council on a temporary basis for a specified period;";

(b) by the substitution for the definition of "officer" of the following definition:

"'officer' means the president or any other person in the full-time or part-time service of the council on a permanent basis for an indefinite period;"; and

(c) by the substitution for the definition of "research" of the following definition:

"'research' means research in the field of the human sciences **[in connection with all national groups];**".

Insertion of
section 2A in
Act 23 of 1968.

2. The following section is hereby inserted in the principal Act after section 2:

"Objects of council.

2A. The objects of the council shall be—

(a) to promote, support and co-ordinate research;

20

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.

WET

Tot wysiging van die Wet op Geesteswetenskaplike Navorsing, 1968, ten einde die woorde "beampte", "navorsing" en "werknemer" nader te omskryf; die oogmerke van die raad te omskryf; sekere uitgediende uitdrukkings te vervang; die ledetal van die uitvoerende komitee uit te brei; die werksaamhede van die president uit te brei; voorsiening te maak vir die delegering van bevoegdhede deur die raad en die president; die oorplasing van personeel van Staatsdepartemente en sekere inrigtings na die raad verder te reël; die oorplasing van sekere amptenare en werknemers van die Wetenskaplike en Nywerheidsnavorsingsraad na die raad te reël; die rekenpligtige beampte te magtig om sekere verliese en skade te verhaal; en aan die Minister die bevoegdheid te verleen om regulasies uit te vaardig om beheer uit te oefen oor sielkundige en skolastiese toetse; en om vir bykomstige aangeleenthede voorsiening te maak.

(Afrikaanse teks deur die Staatspresident geteken.)
(Goedgekeur op 6 Junie 1985.)

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

1. Artikel 1 van die Wet op Geesteswetenskaplike Navorsing, 1968 (hieronder die Hoofwet genoem), word hierby gewysig—
- 5 (a) deur die omskrywing van "beampte" deur die volgende omskrywing te vervang:
- "beampte" die president of iemand anders wat op 'n permanente grondslag vir 'n onbepaalde tyd heeltyds of deelyds in die diens van die raad is;"
- 10 (b) deur die omskrywing van "navorsing" deur die volgende omskrywing te vervang:
- "navorsing" navorsing op die gebied van die geesteswetenskappe **[in verband met alle volks-groepe]**;" en
- 15 (c) deur die omskrywing van "werknemer" deur die volgende omskrywing te vervang:
- "werknemer" iemand wat op 'n tydelike grondslag vir 'n bepaalde tyd heeltyds of deelyds in die diens van die raad is."

Wysiging van
artikel 1 van
Wet 23 van 1968.

Invoeging van
artikel 2A in
Wet 23 van 1968.

- 20 2. Die volgende artikel word hierby in die Hoofwet na artikel 2 ingevoeg:

"Oogmerke
van raad.

2A. Die oogmerke van die raad is om—

- (a) navorsing te bevorder, te ondersteun en te koördineer;

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- (b) to advise the Minister of research priorities;
- (c) to distribute the results of research;
- (d) to facilitate and evaluate the implementation of results of research;
- (e) to stimulate the training of research manpower;
- (f) to place the full spectrum of disciplines in the human sciences at the disposal of all the inhabitants of the Republic.”.

Amendment of section 3 of Act 23 of 1968, as amended by section 2 of Act 31 of 1975.

3. Section 3 of the principal Act is hereby amended by the substitution in subsection (1) for subparagraph (ii) of paragraph 10 (c) of the following subparagraph:

- “(ii) co-operate with departments of State, universities, **[university colleges, colleges for advanced technical education,] technikon**s, colleges of education, training colleges, schools and other persons and authorities for the promotion and conduct of research;”.

Amendment of section 4 of Act 23 of 1968, as amended by section 3 of Act 31 of 1975.

4. Section 4 of the principal Act is hereby amended by the substitution for paragraph (a) of subsection (4) of the following paragraph:

- “(a) The president and **[not more than]** at least two other members of the council designated by the council, shall constitute an executive committee which, under the supervision of the council, shall perform such functions of the council, referred to in section 3, as the council may determine.”.

Amendment of section 5 of Act 23 of 1968.

5. Section 5 of the principal Act is hereby amended—

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

“(1) The president—

- (a) shall preside at meetings of the council and the executive committee thereof;
- (b) shall be the chief executive officer of the council;
- (c) shall be the accounting officer of the council charged with the responsibility of accounting for all moneys received and all payments made by the council, and shall exercise the powers and perform the duties which are conferred or imposed upon an accounting officer referred to in section 1 of the Exchequer and Audit Act, 1975 (Act No. 66 of 1975), by any law, Treasury Instructions and the Treasury, *mutatis mutandis*;
- (d) shall exercise supervision over the other persons in the service of the council; and
- (e) shall control and manage the work of the council.”; and

- (b) by the insertion after subsection (1) of the following subsection:

“(1A) The president may delegate any of the powers conferred upon him by this Act to any officer or employee.”.

Amendment of section 8 of Act 23 of 1968.

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

- (a) by the substitution in subsection (1) for the words preceding the proviso to paragraph (a) of the following words:

“(a) Any person who is on a permanent basis in the **[full-time]** service of the State or an institution receiving financial aid from the State, **[in connection with any matter of which, in the opinion of the Minister, the council has charge, shall, unless within ninety days after having been given, by the head of the department of State or the institution concerned, the opportunity of doing so, he objects**

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- (b) die Minister te adviseer oor navorsingsprioriteite;
 (c) die resultate van navorsing te versprei;
 (d) die implementering van resultate van navorsing te vergemaklik en te evalueer;
 (e) die opleiding van navorsingsmannekrag te stimuleer;
 (f) die volle spektrum van dissiplines in die geesteswetenskappe ten diens van al die inwoners van die Republiek te stel.”

3. Artikel 3 van die Hoofwet word hierby gewysig deur in subartikel (1) subparagraaf (ii) van paragraaf (c) deur die volgende subparagraaf te vervang:

- “(ii) met Staatsdepartemente, universiteite, **[universiteitskolleges, kolleges vir gevorderde tegniese onderwys,]** **technikons**, onderwys- en opleidingskolleges, skole en ander persone en owerhede saam te werk vir die bevordering en doen van navorsing.”

Wysiging van artikel 3 van Wet 23 van 1968, soos gewysig deur artikel 2 van Wet 31 van 1975.

4. Artikel 4 van die Hoofwet word hierby gewysig deur paragraaf (a) van subartikel (4) deur die volgende paragraaf te vervang:

- “(a) Die president en **[hoogstens] minstens** twee ander lede van die raad wat die raad aanwys, maak ’n uitvoerende komitee uit wat, onder toesig van die raad, dié werksaamhede van die raad bedoel in artikel 3 verrig wat die raad bepaal.”

Wysiging van artikel 4 van Wet 23 van 1968, soos gewysig deur artikel 3 van Wet 31 van 1975.

5. Artikel 5 van die Hoofwet word hierby gewysig—

- (a) deur subartikel (1) deur die volgende subartikel te vervang:

- “(1) Die president—
 (a) tree op vergaderings van die raad en die uitvoerende komitee daarvan as voorsitter op;
 (b) is die hoof- uitvoerende beampte van die raad;
 (c) is die rekenpligtige beampte van die raad belas met die verantwoording van al die geld ontvang, en van al die betalings gedoen, deur die raad, en oefen die bevoegdhede uit, en verrig die pligte, wat by wet, by Tesourie-instruksies, en deur die Tesourie aan ’n rekenpligtige beampte bedoel in artikel 1 van die Skatkis- en Ouditwet, 1975 (Wet No. 66 van 1975), verleen of opgedra word, mutatis mutandis;
 (d) hou toesig oor die ander persone in die diens van die raad; en
 (e) beheer en bestuur die werk van die raad.”; en
 (b) deur die volgende subartikel na subartikel (1) in te voeg:
 “(1A) Die president kan enige van die bevoegdhede by hierdie Wet aan hom verleen, aan enige beampte of werknemer delegeer.”

Wysiging van artikel 5 van Wet 23 van 1968.

6. Artikel 8 van die Hoofwet word hierby gewysig—

- (a) deur in subartikel (1) die woorde wat die voorbehoudsbepaling by paragraaf (a) voorafgaan deur die volgende woorde te vervang:

- “(a) Iemand wat **[healtyds]** op ’n permanente grondslag in die diens is van die Staat of ’n inrigting wat finansiële steun van die Staat ontvang, **[in verband met ’n aangeleentheid waaroor, na die oordeel van die Minister, die raad beheer het, word, tensy hy binne negentig dae nadat hy deur die hoof van die betrokke Staatsdepartement of inrigting die geleentheid gegee was om dit te doen, skriftelik by ge-**

Wysiging van artikel 8 van Wet 23 van 1968.

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thereto in writing with the said head,] may, with his consent in writing and with the concurrence of the head of the department of State or institution concerned, as the case may be, be transferred to the service of the council and be deemed to have been appointed as an officer by the council, as from the date fixed by the council in consultation with the said head, and the salary of any such person shall as from that date be adjusted to the salary scale applicable to his post, at such notch on that scale as the council may determine:"; and

(b) by the deletion of paragraph (c) of subsection (1).

Insertion of section 8A in Act 23 of 1968.

7. The following section is hereby inserted in the principal Act after section 8:

"Transfer of staff of National Institute for Personnel Research to service of council.

8A. (1) Any person who, immediately before the commencement of the Human Sciences Research Amendment Act, 1985—

- (a) was an officer or employee of the Council for Scientific and Industrial Research mentioned in section 2 of the Scientific Research Council Act, 1984 (Act No. 82 of 1984) (hereinafter referred to as the research council);
- (b) was employed by the National Institute for Personnel Research of the research council; and
- (c) was seconded with effect from 1 July 1984 to the service of the council,

shall be transferred at the said commencement to the service of the council as a member of its staff, with the retention of conditions of service (including remuneration) which shall not be less favourable than those which applied to him at that time, and shall be deemed to have been appointed as such a member in terms of section 6.

(2) The remuneration and allowances, bonuses, subsidies and other similar benefits payable to a member referred to in subsection (1) shall be deemed to have been determined in terms of section 6.

(3) Any service performed by a member referred to in subsection (1) as an officer or employee of the research council shall be deemed to be service performed by him as a member of the staff of the council, and any leave, pension and other benefits that have accrued to such a member on the grounds of his service with the research council, shall be deemed to have accrued to him by virtue of service with the council."

Amendment of section 11 of Act 23 of 1968.

8. Section 11 of the principal Act is hereby amended by the substitution for subsection (1) of the following subsection:

"(1) Subject to the provisions of sections 9 and 10 and of the laws relating to official secrets, Protection of Information Act, 1982 (Act No. 84 of 1982), if any person referred to in section 9 (1), as a result of any research undertaken by him, ascertains any fact which was previously unknown, he shall report the appropriate particulars thereanent to the council and shall not without the consent of the council disclose it to any person other than the council."

Insertion of section 12B in Act 23 of 1968.

9. The following section is hereby inserted in the principal Act after section 12A:

"Recovery of losses and damage.

12B. (1) If a person who is or was in the service of the council caused the council any loss or damage because he—

- (a) failed to collect moneys due to the council for the collection of which he is or was responsible;

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5 noemde hoof daarteen beswaar aanteken,] kan met
sy skriftelike instemming en met die instemming
van die hoof van die betrokke Staatsdepartement
of inrigting, na gelang van die geval, na die diens
10 van die raad oorgeplaas word en word geag as 'n
beampte deur die raad aangestel te wees vanaf die
datum wat die raad in oorleg met genoemde hoof
bepaal, en die salaris van so iemand word vanaf
daardie datum aangepas by die salarisskaal wat op
sy pos van toepassing is, en wel op die kerf van
daardie skaal wat die raad bepaal:"; en

(b) deur paragraaf (c) van subartikel (1) te skrap.

7. Die volgende artikel word hierby in die Hoofwet na artikel 8 ingevoeg:

Invoeging van
artikel 8A in
Wet 23 van 1968.

15 "Oorpasing van personeel van Nasionale Instituut vir Personeelnavorsing na diens van raad.
20 **8A. (1)** Iemand wat onmiddellik voor die inwerkingtrekking van die Wysigingswet op Geesteswetenskaplike Navorsing, 1985—
25 (a) 'n amptenaar of werknemer was van die Wetenskaplike en Nywerheidsnavorsingsraad vermeld in artikel 2 van die Wet op Wetenskaplike Navorsingsraad, 1984 (Wet No. 82 van 1984) (hieronder die navorsingsraad genoem);
30 (b) werkzaam was by die Nasionale Instituut vir Personeelnavorsing van die navorsingsraad; en
35 (c) met ingang van 1 Julie 1984 aan die diens van die raad afgestaan is,
40 word met behoud van diensvoorwaardes (met inbegrip van besoldiging) wat nie minder gunstig is nie as dié wat toe ten opsigte van hom gegeld het, by sodanige inwerkingtrekking na die diens van die raad as 'n lid van sy personeel oorgeplaas, en word geag ingevolge artikel 6 as so 'n lid aangestel te wees.
45 (2) Die besoldiging en toelaes, bonusse, subsidies en ander soortgelyke voordele wat aan 'n lid in subartikel (1) bedoel, betaalbaar is, word geag ingevolge artikel 6 bepaal te wees.
(3) Enige diens wat deur 'n lid in subartikel (1) bedoel as 'n amptenaar of werknemer van die navorsingsraad verrig is, word geag diens te wees wat deur hom as 'n lid van die personeel van die raad verrig is, en enige verlof-, pensioen- en ander voordele wat ten gunste van so 'n lid op grond van sy diens by die navorsingsraad opgehoop is, word geag ten gunste van hom op grond van diens by die raad opgehoop te wees."

8. Artikel 11 van die Hoofwet word hierby gewysig deur subartikel (1) deur die volgende subartikel te vervang:

Wysiging van
artikel 11 van
Wet 23 van 1968.

50 "(1) Behoudens die bepalings van artikels 9 en 10 en van die [wette op amptelike geheimhouding,] Wet op Beveiliging
van Inligting, 1982 (Wet No. 84 van 1982), indien iemand
bedoel in artikel 9 (1) as gevolg van navorsing deur hom onderneem 'n feit vasstel wat voorheen onbekend was, moet
55 hy die toepaslike besonderhede daaromtrent aan die raad mededeel en mag hy dit nie sonder die toestemming van die
raad aan iemand anders as die raad openbaar maak nie."

9. Die volgende artikel word hierby in die Hoofwet na artikel 12A ingevoeg:

Invoeging van
artikel 12B in
Wet 23 van 1968.

60 "Verhaal van verliese en skade.
12B. (1) Indien iemand wat in die diens van die raad is of was die raad 'n verlies of skade berokken het deurdat hy—
(a) versuim het om geld verskuldig aan die raad vir die invordering waarvan hy verantwoordelik is of was, in te vorder;

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- (b) is or was responsible for an irregular payment of moneys of the council or for a payment of such moneys not supported by a proper voucher;
- (c) is or was responsible for fruitless expenditure of moneys of the council due to an omission to carry out his duties; 5
- (d) is or was responsible for a deficiency in, or for the destruction of, or damage to, moneys of the council, stamps, face value documents and forms having a potential value, securities, equipment, stores or any other property of the council; 10
- (e) due to an omission to carry out his duties, is or was responsible for a claim against the council, the accounting officer referred to in section 5 (1) (c) shall determine the amount of such loss or damage, and may order, by notice in writing, that person to pay to him, within 30 days from the date of such notice, the whole or any part of the amount so determined. 15

(2) If a person who is in the service of the council and who has in terms of subsection (1) been ordered to pay an amount, fails to pay the amount within the period stipulated in the notice in question, the amount shall, subject to the provisions of subsections (4), (5) and (6), be deducted from his monthly salary: Provided that such deduction shall not in any month exceed one-fourth of his monthly salary. 20 25

(3) If a person who was in the service of the council and who has, in terms of subsection (1), been ordered to pay an amount, fails to pay the amount within the period stipulated in the notice in question, the accounting officer shall, subject to the provisions of subsections (4), (5) and (6), recover the amount from the person concerned by legal process. 30

(4) If a person who has been ordered to pay an amount in terms of subsection (1) makes, within the period stipulated in the notice in question, an offer to pay the amount in instalments, the accounting officer may allow payment in such instalments as he may consider reasonable. 35 40

(5) A person who has in terms of subsection (1) been ordered to pay an amount may—

- (a) within a period of 30 days from the date of such order, appeal in writing against such order to the council, stating the grounds for his appeal, and the council may, after such investigation as it may deem necessary, dismiss the appeal, or order that the appellant be exempted either wholly or partly, according as the council may consider fair and reasonable, from the payment of such amount; or 45 50
- (b) within a period of 30 days from the date of such order, or within such further period as the court may allow, apply to a competent court for an order setting aside such first-mentioned order or reducing such amount, and the court may upon such an application, if it is not convinced by the accounting officer on the merits of the case that the order was rightly made or that that amount is correct, make an order setting aside such first-mentioned order or reducing the amount, as the case may be. 55 60

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- (b) vir 'n onreëlmatige uitbetaling van geld van die raad of vir 'n uitbetaling van sodanige geld wat nie deur 'n behoorlike bewysstuk gestaaf word nie, verantwoordelik is of was;
- (c) weens versuim om sy pligte uit te voer, vir 'n vrugtelose uitgawe van geld van die raad verantwoordelik is of was;
- (d) vir 'n tekort in, of die vernietiging of beskadiging van, die raad se geld, seëls, sigwaardestukke en vorms wat 'n potensiële waarde het, sekuriteite, uitrusting, voorrade of enige ander goed van die raad verantwoordelik is of was;
- (e) weens versuim om sy pligte uit te voer, vir 'n eis teen die raad verantwoordelik is of was,
- moet die rekenpligtige beampte in artikel 5 (1) (c) bedoel die bedrag van sodanige verlies of skade vasstel, en kan hy daardie persoon by skriftelike kennisgewing gelas om die geheel of 'n gedeelte van die bedrag wat aldus vasgestel is, binne 30 dae vanaf die datum van die kennisgewing aan hom te betaal.
- (2) Indien iemand wat in die diens van die raad is en wat ingevolge subartikel (1) gelas is om 'n bedrag te betaal, versuim om dié bedrag te betaal binne die tydperk in die betrokke kennisgewing bepaal, word dié bedrag, behoudens die bepalinge van subartikels (4), (5) en (6), van sy maandelikse salaris afgetrek: Met dien verstande dat so 'n aftrekking nie in een maand meer as 'n vierde van sy maandelikse salaris beloop nie.
- (3) Indien iemand wat in die diens van die raad was en wat ingevolge subartikel (1) gelas is om 'n bedrag te betaal, versuim om dié bedrag te betaal binne die tydperk in die betrokke kennisgewing bepaal, moet die rekenpligtige beampte, behoudens die bepalinge van subartikels (4), (5) en (6), dié bedrag deur middel van geregtelike prosedure op die betrokke persoon verhaal.
- (4) Indien iemand wat ingevolge subartikel (1) gelas is om 'n bedrag te betaal, binne die in die betrokke kennisgewing bepaalde tydperk aanbied om die bedrag in paaiemente te betaal, kan die rekenpligtige beampte hom toelaat om te betaal in die paaiemente wat, na sy mening, redelik is.
- (5) Iemand wat ingevolge subartikel (1) gelas is om 'n bedrag te betaal, kan—
- (a) binne 'n tydperk van 30 dae vanaf die datum van daardie lasgewing skriftelik by die raad teen so 'n lasgewing appél aanteken, met opgaaf van die gronde vir sy appél, en die raad kan, na die ondersoek wat hy nodig ag, die appél verwerp of gelas dat die appellant geheel en al of ten dele, na gelang van wat die raad billik en redelik ag, van die betaling van daardie bedrag kwytgeskeld word; of
- (b) binne 'n tydperk van 30 dae vanaf die datum van die lasgewing, of binne die verdere tydperk wat die hof toelaat, by 'n bevoegde hof aansoek doen om 'n bevel waarby die lasgewing tersyde gestel of daardie bedrag verminder word, en die hof kan op so 'n aansoek, indien hy nie deur die rekenpligtige beampte aan die hand van die omstandighede van die geval oortuig word nie dat die lasgewing tereg gegee is of dat daardie bedrag juis is, 'n bevel uitreik waarby die lasgewing tersyde gestel word of daardie bedrag verminder word, na gelang van die geval.

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(6) Any person who feels himself aggrieved by a decision under subsection (5) (a) of the council, may within a period of 30 days from the date of such decision or within such further period, as the court may allow, apply to a competent court for an order referred to in subsection (5) (b) and the provisions of that subsection shall then apply *mutatis mutandis*.” 5

Insertion of section 13A in Act 23 of 1968.

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

“Delegation of powers by council.

13A. (1) The council may delegate any or all of the powers conferred upon it under this Act to— 10

- (a) the executive committee established by section 4 (4);
- (b) any subsidiary committee established under section 4 (6); or
- (c) the president. 15

(2) Any power delegated under subsection (1) shall be exercised subject to the directions of the council.

(3) The council may at any time revoke any such delegation, and the delegation of any power shall not prevent the exercise of that power by the council itself.”. 20

Amendment of section 14 of Act 23 of 1968.

11. Section 14 of the principal Act is hereby amended—

- (a) by the insertion after paragraph (a) of the following paragraph: 25

“(aA) the exercise of control over psychological and scholastic tests and other aids contemplated in section 3 (1) (c) (ix) and psychological testing and examination contemplated in section 3 (1) (c) (x); and” 30

- (b) by the addition of the following subsection, the existing section becoming subsection (1):

“(2) Any regulation made under paragraph (aA) of subsection (1) may, in respect of any contravention thereof or any failure to comply therewith, prescribe a penalty not exceeding a fine of R1 000 or imprisonment for a period not exceeding 6 months.”. 35

Short title.

12. This Act shall be called the Human Sciences Research Amendment Act, 1985. 40

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- 5 (6) Iemand wat hom veronreg voel deur 'n beslissing kragtens subartikel (5) (a) van die raad, kan binne 'n tydperk van 30 dae vanaf die datum van daardie beslissing of binne die verdere tydperk wat die hof toelaat, by 'n bevoegde hof aansoek doen om 'n bevel soos bedoel in subartikel (5) (b) en die bepalinge van daardie subartikel is dan *mutatis mutandis* van toepassing.”

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

Invoeging van
artikel 13A in
Wet 23 van 1968.

- 15 “Delegasie van bevoegd-
hede deur raad.
13A. (1) Die raad kan enige van of al sy bevoegdhede kragtens hierdie Wet aan hom verleen, deleger aan—
(a) die uitvoerende komitee by artikel 4 (4) ingestel;
(b) 'n hulpkomitee kragtens artikel 4 (6) ingestel; of
(c) die president.
20 (2) 'n Bevoegdheid wat kragtens subartikel (1) gedelegeer is, word onderworpe aan die voorskrifte van die raad uitgeoefen.
(3) Die raad kan te eniger tyd so 'n delegering intrek, en die delegering van 'n bevoegdheid belet nie die uitoefening van daardie bevoegdheid deur die raad self nie.”

11. Artikel 14 van die Hoofwet word hierby gewysig—

Wysiging van
artikel 14 van
Wet 23 van 1968.

- 30 (a) deur na paragraaf (a) die volgende paragraaf in te voeg:
“(aA) die uitoefening van beheer oor sielkundige en skoolastiese toetse en ander hulpmiddels in artikel 3 (1) (c) (ix) beoog en sielkundige toetsing en eksaminering in artikel 3 (1) (c) (x) beoog; en”; en
(b) deur die volgende subartikel by te voeg, terwyl die bestaande artikel subartikel (1) word:
35 “(2) 'n Regulasie kragtens paragraaf (aA) van subartikel (1) uitgevaardig, kan ten opsigte van 'n oortreding daarvan of 'n versuim om daaraan te voldoen, 'n straf voorskryf wat 'n boete van R1 000 of gevangenisstraf vir 'n tydperk van 6 maande nie te bowe gaan nie.”

- 40 12. Hierdie Wet heet die Wysigingswet op Geesteswetenskaplike Navorsing, 1985.

