



STAATSKOERANT

VAN DIE REPUBLIEK VAN SUID-AFRIKA

REPUBLIC OF SOUTH AFRICA

GOVERNMENT GAZETTE

As 'n Nuusblad by die Poskantoor Geregistreer

Registered at the Post Office as a Newspaper

Verkoopprys • Selling price
(AVB uitgesluit/GST excluded)

Plaaslik **50c** Local
Buitelands 70c Other countries
Posvry • Post free

Vol. 274

KAAPSTAD, 29 APRIL 1988

CAPE TOWN, 29 APRIL 1988

No. 11286

KANTOOR VAN DIE STAATSPRESIDENT

No. 875.

29 April 1988

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

No. 48 van 1988: Wysigingswet op Betaalmiddels en Wisselkoerse, 1988.

STATE PRESIDENT'S OFFICE

No. 875.

29 April 1988

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

No. 48 of 1988: Currency and Exchanges Amendment Act, 1988.

Wet No. 48, 1988

WYSIGINGSWET OP BETAALMIDDELS EN WISSELKOERSE, 1988

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 Betaalmiddels en Wisselkoerse, 1933, ten einde die tydperk waarvoor geld of goed kragtens die regulasies geblokkeer, in beslag geneem of geïnterdikeer mag word, te verleng; en om voorsiening te maak vir aangeleenthede wat daarmee in verband staan.

(Engelse teks deur die Staatspresident geteken.)
(Goedgekeur op 25 April 1988.)

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

Wysiging van artikel 9 van Wet 9 van 1933, soos gewysig deur artikel 6 van Wet 27 van 1940, artikel 17 van Wet 43 van 1941, artikel 26 van Wet 36 van 1950 en artikel 1 van Wet 23 van 1987

5

1. Artikel 9 van die Wet op Betaalmiddels en Wisselkoerse, 1933, word hierby gewysig—

(a) deur in subparagraaf (i) van subartikel (2) (b) die woorde wat item (aa) voorafgaan deur die volgende woorde te vervang:

“die blokkering, beslaglegging en verkryging van interdikte deur die 10
Tesourie vir 'n tydperk **[van hoogstens 12 maande]** bedoel in paragraaf
(g) en die verbeurdverklaring en beskikking deur die Tesourie van of
oor enige geld of goed wat in die regulasies vermeld of omskryf word
of wat ooreenkomstig die regulasies bepaal word of enige geld of goed
waarin sodanige geld of goed deur enigiemand omgesit is, en—”; en 15

(b) deur die volgende paragraaf by subartikel (2) te voeg:

“(g) die tydperk bedoel in paragraaf (b) (i) is 'n tydperk van hoogstens 36
maande of die langer tydperk—

(i) wat eindig 12 maande na die finale uitspraak (insluitend op appèl,
as daar is) in elke vervolging weens enige oortreding van die 20
regulasies of enige ander wet met betrekking tot die betrokke geld
of goed of waarin sodanige geld of goed ter sake is by enige aspek
van sodanige vervolging; of

(ii) deur 'n bevoegde hof met betrekking tot die betrokke geld of goed
bepaal by aanvoering van goeie redes deur die Tesourie.”. 25

Kort titel en inwerkingtreding

2. Hierdie Wet heet die Wysigingswet op Betaalmiddels en Wisselkoerse, 1988, en word geag op 1 Desember 1961 in werking te getree het.

CURRENCY AND EXCHANGES AMENDMENT ACT, 1988

Act No. 48, 1988

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 Currency and Exchanges Act, 1933, so as to extend the period for which money or goods may be blocked, attached or interdicted under the regulations; and to provide for matters connected therewith.

(English text signed by the State President.)
(Assented to 25 April 1988.)

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

Amendment of section 9 of Act 9 of 1933, as amended by section 6 of Act 27 of 1940, section 17 of Act 43 of 1941, section 26 of Act 36 of 1950 and section 1 of Act 23 of 1987

- 5 1. Section 9 of the Currency and Exchanges Act, 1933, is hereby amended—
- (a) by the substitution in subparagraph (i) of subsection (2) (b) for the words preceding item (aa) of the following words:
- 10 “the blocking, attachment and obtaining of interdicts for a period **[not exceeding 12 months]** referred to in paragraph (g) by the Treasury and the forfeiture and disposal by the Treasury of any money or goods referred to or defined in the regulations or determined in terms of the regulations or any money or goods into which such money or goods have been transformed by any person, and—”; and
- (b) by the addition to subsection (2) of the following paragraph:
- 15 “(g) the period referred to in paragraph (b) (i) shall be a period not exceeding 36 months or such longer period—
- 20 (i) as ends 12 months after the final judgment (including on appeal, if any) in every prosecution for any contravention of the regulations or any other law in relation to the money or goods concerned or in which such money or goods are relevant to any aspect of such prosecution; or
- (ii) as may be determined by a competent court in relation to the money or goods concerned on good cause shown by the Treasury.”.

25 Short title and commencement

2. This Act shall be called the Currency and Exchanges Amendment Act, 1988, and shall be deemed to have come into operation on 1 December 1961.

