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OF THE REPUBLIC OF SOUTH AFRICA

REPUBLIEK VAN SUID-AFRIKA

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STATE PRESIDENT'S OFFICE

No. 454.

15 March 1989

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

No. 19 of 1989: Veterinary and Para-Veterinary Professions Amendment Act, 1989.

KANTOOR VAN DIE STAATSPRESIDENT

No. 454.

15 Maart 1989

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

No. 19 van 1989: Wysigingswet op Veterinêre en Para-Veterinêre Beroepe, 1989.

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VETERINARY AND PARA-VETERINARY PROFESSIONS
AMENDMENT ACT, 1989

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 Veterinary and Para-Veterinary Professions Act, 1982, so as to define or further define certain expressions; to further regulate the manner of constitution of the South African Veterinary Council; to supplement the provisions regarding the qualifications for membership, and vacation of office by members, of the said Council; to further regulate the rendering of certain services by students and to further elucidate a certain concept; to make provision for the registration of close corporations; to make provision for the passing of an examination in cases where a person has not practised his profession for more than three years; to provide that veterinarians may also practise as veterinary specialists and *vice versa*; to provide for the termination of registration of close corporations; to regulate certain aspects at any inquiry by the Council in the case of close corporations; to further regulate the procedure at inquiries; to provide for the publication of disciplinary actions taken by the Council; and to delete certain provisions relating to charges for the rendering of services; and to provide for matters connected therewith.

(English text signed by the acting State President.)
(Assented to 7 March 1989.)

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

Amendment of section 1 of Act 19 of 1982

1. Section 1 of the Veterinary and Para-Veterinary Professions Act, 1982 (hereinafter referred to as the principal Act), is hereby amended—

- (a) by the insertion after the definition of “animal” of the following definition:
“‘corporation’ means a close corporation incorporated as such in terms of
the Close Corporations Act, 1984 (Act No. 69 of 1984);”;
- (b) by the substitution for the definition of “Minister” of the following
definition:
“‘Minister’ means the Minister of Agriculture **[and Fisheries]**”; and
- (c) by the substitution for the definition of “officer” of the following definition:
“‘officer’ means an officer as defined in section 1 of the Public Service Act,
[1957 (Act No. 54 of 1957)] 1984 (Act No. 111 of 1984);”.

Amendment of section 5 of Act 19 of 1982

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

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

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ALGEMENE VERDUIDELIKENDE NOTA:

- [] Woorde in vet druk tussen vierkantige hake dui skappings uit bestaande verordenings aan.
- _____ Woorde met 'n volstreep daaronder, dui invoegings in bestaande verordenings aan.

WET

Tot wysiging van die Wet op Veterinêre en Para-veterinêre Beroepe, 1982, ten einde sekere uitdrukkings te omskryf of nader te omskryf; die wyse van samestelling van die Suid-Afrikaanse Veterinêre Raad verder te reël; die bepalings betreffende die kwalifikasies vir lidmaatskap, en ampsontuiming deur lede, van genoemde Raad aan te vul; die lewering van sekere dienste deur studente verder te reël en 'n bepaalde begrip verder toe te lig; voorsiening te maak vir die registrasie van beslote korporasies; voorsiening te maak vir die aflegging van 'n eksamen in gevalle waar 'n persoon meer as drie jaar nie sy beroep beoefen het nie; te bepaal dat veeartse ook as veterinêre spesialiste mag praktiseer en andersom; voorsiening te maak vir die beëindiging van die registrasie van beslote korporasies; sekere aspekte by 'n ondersoek deur die Raad in die geval van beslote korporasies te reël; die prosedure by ondersoeke verder te reël; voorsiening te maak vir die bekendmaking van tugstappe deur die Raad gedoen; en sekere bepalings betreffende vorderings vir die lewering van dienste te skrap; en om voorsiening te maak vir sekere aangeleenthede wat daarmee in verband staan.

(Engelse teks deur die waarnemende Staatspresident geteken.)
(Goedgekeur op 7 Maart 1989.)

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

Wysiging van artikel 1 van Wet 19 van 1982

1. Artikel 1 van die Wet op Veterinêre en Para-veterinêre Beroepe, 1982
5 (hieronder die Hoofwet genoem), word hierby gewysig—
- (a) deur die omskrywing van "beampte" deur die volgende omskrywing te
vervang:
"beampte" 'n beampte soos omskryf in artikel 1 van die Staatsdienswet,
10 [1957 (Wet No. 54 van 1957)] 1984 (Wet No. 111 van 1984);";
- (b) deur die volgende omskrywing na die omskrywing van "hierdie Wet" in te
voeg:
"korporasie" 'n beslote korporasie as sodanig ingelyf ingevolge die Wet op
Beslote Korporasies, 1984 (Wet No. 69 van 1984);"; en
- (c) deur die omskrywing van "Minister" deur die volgende omskrywing te
15 vervang:
"Minister" die Minister van Landbou [en Visserye];".

Wysiging van artikel 5 van Wet 19 van 1982

2. Artikel 5 van die Hoofwet word hierby gewysig—
- (a) deur subparagraaf (i) van paragraaf (a) van subartikel (1) deur die volgende
20 subparagraaf te vervang:

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- "(i) one shall be an officer of the Department of **[Agriculture and Fisheries]** Agricultural Economics and Marketing who is a veterinarian or a veterinary specialist; and";
- (b) by the substitution for paragraphs (c) and (d) of subsection (1) of the following paragraphs, respectively: 5
- "(c) one representative of the South African Veterinary Association, which representative shall be a member of that Association and shall be designated by the said Association; **[and]**
- (d) six persons elected in the prescribed manner by persons registered or deemed to be registered in terms of this Act to practise veterinary professions; and"; 10
- (c) by the addition to subsection (1) of the following paragraph:
- "(e) one representative of each para-veterinary profession, which representative shall be elected in the prescribed manner by persons registered or deemed to be registered in terms of this Act to practise the para-veterinary profession concerned."; and 15
- (d) by the deletion of the proviso to subsection (1).

Amendment of section 6 of Act 19 of 1982

3. Section 6 of the principal Act is hereby amended by the insertion of the following subsection after subsection (1): 20

- "(1A) (a) No person shall be elected as a member of the council by virtue of section 5 (1) (e) unless he is registered or deemed to be registered in terms of this Act to practise the para-veterinary profession concerned.
- (b) The qualifications specified in paragraphs (b), (c), (d), (e), (f) and (g) of subsection (1) shall *mutatis mutandis* apply to the election of a member of the council by virtue of section 5 (1) (e)."
- 25

Amendment of section 8 of Act 19 of 1982

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

- "(f) he, in the case of a member elected by virtue of section 5 (1) (d) or (e), 30
tenders his resignation in writing to the president of the council; or".

Amendment of section 17 of Act 19 of 1982

5. Section 17 of the principal Act is hereby amended by the substitution for paragraph (a) of subsection (2) of the following paragraph:

- "(a) shall be laid upon the **[Table]** Tables by the Minister in **[the House of Assembly]** Parliament within fourteen days after receipt thereof if **[the House of Assembly]** Parliament is then in ordinary session or, if **[the House of Assembly]** Parliament is not then in ordinary session, within fourteen days after the commencement of its next ensuing ordinary session;" 35

Amendment of section 23 of Act 19 of 1982

6. Section 23 of the principal Act is hereby amended—

- (a) by the substitution for subsection (1) of the following subsection:
- "(1) (a) No person shall in any manner whatsoever practise a veterinary profession or a para-veterinary profession unless **[—**
- (a)] he is registered or deemed to be registered in terms of this Act to 45
practise the profession concerned.
- (b) **[he is]** A student who is registered in terms of this Act and undergoes practical training may render a particular service deemed in terms of the rules to pertain specially to a veterinary profession or a para-veterinary profession, if it is so rendered under the supervision and by 50
direction of a person who is registered or deemed to be registered in terms of this Act to practise the profession concerned **[; or]**.

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- “(i) een ’n beampte **[in]** van die Departement van **[Landbou en Visserye]** Landbou-ekonomie en -bemarking is wat ’n veearts of ’n veterinerse spesialis is; en”;
- (b) deur paragrawe (c) en (d) van subartikel (1) deur onderskeidelik die volgende paragrawe te vervang:
- “(c) een verteenwoordiger van die Suid-Afrikaanse Veterinerse Vereniging, welke verteenwoordiger ’n lid van daardie Vereniging moet wees en deur genoemde Vereniging aangewys moet word; **[en]**
- (d) ses persone wat op die voorgeskrewe wyse verkies word deur persone wat ingevolge hierdie Wet geregistreer is of geag word geregistreer te wees om veterinerse beroepe te beoefen; en”;
- (c) deur die volgende paragraaf by subartikel (1) te voeg:
- “(e) een verteenwoordiger van elke para-veterinerse beroep, welke verteenwoordiger op die voorgeskrewe wyse verkies word deur persone wat ingevolge hierdie Wet geregistreer is of geag word geregistreer te wees om die betrokke para-veterinerse beroep te beoefen.”; en
- (d) deur die voorbehoudsbepaling by subartikel (1) te skrap.

Wysiging van artikel 6 van Wet 19 van 1982

3. Artikel 6 van die Hoofwet word hierby gewysig deur die volgende subartikel na subartikel (1) in te voeg:

- “(1A) (a) Niemand word uit hoofde van artikel 5 (1) (e) as ’n lid van die raad verkies nie tensy hy ingevolge hierdie Wet geregistreer is of geag word geregistreer te wees om die betrokke para-veterinerse beroep te beoefen.
- (b) Die kwalifikasies in paragrawe (b), (c), (d), (e), (f) en (g) van subartikel (1) vermeld, is *mutatis mutandis* op die verkiesing van ’n lid van die raad uit hoofde van artikel 5 (1) (e) van toepassing.”.

Wysiging van artikel 8 van Wet 19 van 1982

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

- “(f) hy in die geval van ’n lid wat uit hoofde van artikel 5 (1) (d) of (e) verkies is, skriftelik sy bedanking by die president van die raad indien; of”.

Wysiging van artikel 17 van Wet 19 van 1982

5. Artikel 17 van die Hoofwet word hierby gewysig deur paragraaf (a) van subartikel (2) deur die volgende paragraaf te vervang:

- “(a) moet deur die Minister in die **[Volksraad]** Parlement ter Tafel gelê word binne veertien dae na ontvangs daarvan as die **[Volksraad]** Parlement dan in gewone sessie is of, as die **[Volksraad]** Parlement dan nie in gewone sessie is nie, binne veertien dae na die aanvang van sy eersvolgende gewone sessie;”.

Wysiging van artikel 23 van Wet 19 van 1982

6. Artikel 23 van die Hoofwet word hierby gewysig—

- (a) deur subartikel (1) deur die volgende subartikel te vervang:
- “(1) (a) Niemand mag op enige wyse hoegenaamd ’n veterinerse beroep of ’n para-veterinerse beroep beoefen nie tensy **[—]**
- (a) hy ingevolge hierdie Wet geregistreer is of geag word aldus geregistreer te wees om die betrokke beroep te beoefen.
- (b) **[hy]** ’n Student **[is]** wat ingevolge hierdie Wet geregistreer is en praktiese opleiding ondergaan, kan ’n bepaalde diens lewer wat ingevolge die reëls geag word by uitstek by ’n veterinerse beroep of ’n para-veterinerse beroep tuis te hoort, indien dit aldus gelever word onder die toesig en in opdrag van ’n persoon wat ingevolge hierdie Wet geregistreer is of geag word aldus geregistreer te wees om die betrokke beroep te beoefen **[; of]**.”

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- (c) **[in the case of]** The council may, after consideration of an application by a person not registered or deemed to be registered in terms of this Act **[the council has, after consideration of an application by him, authorized]**, authorize him in writing to render for gain a particular service deemed in terms of the rules to pertain specially to a veterinary profession or a para-veterinary profession.”; and 5
- (b) by the substitution, in paragraph (a) of subsection (2), for the words preceding subparagraph (i) of the following words:
“for gain, directly or indirectly, whether for own account or within the scope of employment with any employer, including the State—”. 10

Amendment of section 24 of Act 19 of 1982

7. Section 24 of the principal Act is hereby amended—

- (a) by the substitution for subsection (1) of the following subsection:
“(1) Subject to the provisions of subsection (1A), a person may be registered in terms of this Act to practise a veterinary profession or a para-veterinary profession if **[he]**— 15
- (a) in the case of a natural person, that person is the holder of an appropriate degree, diploma or certificate prescribed or accepted under section 20; or
- (b) in the case of a juristic person, that juristic person is a corporation.”; 20
- (b) by the insertion of the following subsection after subsection (1):
“(1A) (a) If a period of more than three years has elapsed—
- (i) from the date on which the degree, diploma or certificate, contemplated in subsection (1) was granted to a person, up to the date on which such person applies for registration in terms of section 25 for the first time; or 25
- (ii) from the date on which the registration of a person is terminated in terms of section 28 (1), up to the date on which such person applies for the reinstatement of his registration in terms of section 28 (5), 30
- the council may determine that such person shall be registered as contemplated in subsection (1) only if he has passed an examination determined by the council.
- (b) An examination referred to in paragraph (a) shall be conducted only after payment of such amount as may be determined by the council.”; 35
- and
- (c) by the addition of the following subsection:
“(4) Notwithstanding the provisions of subsection (1) a corporation shall be registered in terms of this Act only if— 40
- (a) the principal business of that corporation is the practising of a veterinary profession or a para-veterinary profession, as the case may be;
- (b) that corporation has nominated one of its members as the manager thereof for the purposes of this Act;
- (c) the manager which has been so nominated— 45
- (i) resides in the Republic; and
- (ii) is a person who is registered in terms of this Act to practise a veterinary profession or the para-veterinary profession concerned, as the case may be;
- (d) the members’ interests in that corporation are held, subject to the provisions of section 28 (1A) (a), solely by natural persons who are registered in terms of this Act to practise a veterinary profession or the para-veterinary profession concerned, as the case may be.”. 50

Amendment of section 25 of Act 19 of 1982

8. Section 25 of the principal Act is hereby amended by the substitution for subsection (5) of the following subsection:

- “(5) Except if the council directs otherwise in a particular case, a person shall not be registered in terms of this Act to practise more than one **[veterinary**

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- (c) **[in die geval van]** Die raad kan na oorweging van 'n aansoek deur iemand wat nie ingevolge hierdie Wet geregistreer is of geag word aldus geregistreer te wees nie **[die raad na oorweging van 'n aansoek deur hom]**, hom skriftelik **[gemagtig het]** magtig om vir wins 'n bepaalde diens te lewer wat ingevolge die reëls geag word by uitstek by 'n veterinêre beroep of 'n para-veterinêre beroep tuis te hoort."; en
- (b) deur in paragraaf (a) van subartikel (2) die woorde wat subparagraaf (i) voorafgaan, deur die volgende woorde te vervang:
"vir wins, regstreeks of onregstreeks, hetsy vir eie rekening of binne die bestek van diens by 'n werkgewer, met inbegrip van die Staat—".

Wysiging van artikel 24 van Wet 19 van 1982

7. Artikel 24 van die Hoofwet word hierby gewysig—
- (a) deur subartikel (1) deur die volgende subartikel te vervang:
- "(1) Behoudens die bepalings van subartikel (1A) kan iemand **[kan]** ingevolge hierdie Wet geregistreer word om 'n veterinêre beroep of 'n para-veterinêre beroep te beoefen indien **[hy]**—
- (a) in die geval van 'n natuurlike persoon, daardie persoon die besitter is van 'n toepaslike graad, diploma of sertifikaat wat kragtens artikel 20 voorgeskryf of aanvaar is; of
- (b) in die geval van 'n regspersoon, daardie regspersoon 'n korporasie is.";
- (b) deur die volgende subartikel na subartikel (1) in te voeg:
- "(1A) (a) Indien 'n tydperk van meer as drie jaar verloop het—
- (i) vanaf die datum waarop die graad, diploma of sertifikaat beoog in subartikel (1), aan iemand toegeken is, tot die datum waarop so iemand vir die eerste keer ingevolge artikel 25 aansoek om registrasie doen; of
- (ii) vanaf die datum waarop die registrasie van iemand ingevolge artikel 28 (1) beëindig is, tot die datum waarop so iemand ingevolge artikel 28 (5) aansoek om die herinstelling van sy registrasie doen,
- kan die raad bepaal dat so iemand geregistreer word soos in subartikel (1) beoog slegs indien hy in 'n eksamen deur die raad bepaal, geslaag het.
- (b) 'n Eksamen in paragraaf (a) bedoel, word slegs afgeneem na betaling van die bedrag deur die raad bepaal."; en
- (c) deur die volgende subartikel by te voeg:
- "(4) Ondanks die bepalings van subartikel (1) word 'n korporasie ingevolge hierdie Wet geregistreer slegs indien—
- (a) die vernaamste besigheid van daardie korporasie die beoefening van 'n veterinêre beroep of 'n para-veterinêre beroep, na gelang van die geval, is;
- (b) daardie korporasie een van sy lede as die bestuurder daarvan vir die doeleindes van hierdie Wet benoem het;
- (c) die bestuurder wat aldus benoem is—
- (i) in die Republiek woon; en
- (ii) iemand is wat ingevolge hierdie Wet geregistreer is om 'n veterinêre beroep of die betrokke para-veterinêre beroep, na gelang van die geval, te beoefen; en
- (d) die ledebelange in daardie korporasie, behoudens die bepalings van artikel 28 (1A) (a), uitsluitlik gehou word deur natuurlike persone wat ingevolge hierdie Wet geregistreer is om 'n veterinêre beroep of die betrokke para-veterinêre beroep, na gelang van die geval, te beoefen."

Wysiging van artikel 25 van Wet 19 van 1982

8. Artikel 25 van die Hoofwet word hierby gewysig deur subartikel (5) deur die volgende subartikel te vervang:
- "(5) Behalwe indien die raad in 'n bepaalde geval anders gelas, word iemand nie ingevolge hierdie Wet geregistreer om gelyktydig meer as een **[veterinêre**

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profession or] para-veterinary profession simultaneously or, in the case of a veterinary specialist, with more than one speciality.”.

Amendment of section 28 of Act 19 of 1982

9. Section 28 of the principal Act is hereby amended—

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

“(dA) in the case of a corporation—

(i) that corporation ceases to exist; or

(ii) the provisions of section 24 (4) are no longer complied with;” and

(b) by the insertion after subsection (1) of the following subsection: 10

“(1A)(a) For the purposes of this Act the member’s interest of a person in a corporation may, at his death or at the termination, withdrawal or suspension of his registration in terms of this Act, be held by his estate or by himself, as the case may be, for a period of 12 months from his death or the termination, withdrawal or suspension of his registration, or for such longer period as the council may on application determine. 15

(b) No voting rights shall attach to a member’s interest held by an estate or a person in terms of paragraph (a) except in respect of a resolution enabling the corporation to comply with the provisions of section 24 (4), or to dispose of its undertaking or assets or any part thereof.”. 20

Amendment of section 31 of Act 19 of 1982

10. Section 31 of the principal Act is hereby amended by the addition of the following subsection:

“(6) (a) Any inquiry referred to in subsection (1) may be instituted simultaneously against a corporation and a member or employee of that corporation. 25

(b) A manager referred to in section 24 (4) (b) shall, subject to the provisions of section 32 (7), represent the corporation at such inquiry and is personally responsible, irrespective of any responsibility of the corporation, for any act or omission by or on behalf of a corporation which may result in disciplinary action by the council, unless the council is satisfied that the responsibility for that act or omission rests upon another person who is registered in terms of this Act and is a member or an employee of that corporation.”. 30

Amendment of section 32 of Act 19 of 1982

11. Section 32 of the principal Act is hereby amended— 35

(a) by the substitution for subsection (2) of the following subsection:

“(2) The council may in its discretion appoint one or more persons to advise the council at such inquiry on matters pertaining to law, procedure or evidence, or to lead the evidence at the inquiry, cross-examine the witnesses and act as *pro forma* complainant, and the council may remunerate any such person as it may deem fit.”; 40

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

“(2A) The person presiding at the inquiry shall keep or cause to be kept a record, whether in writing or by way of mechanical recording, of the proceedings at the inquiry and of the evidence given thereat.”; 45

(c) by the substitution for subsection (7) of the following subsection:

“(7) Any person against whom an inquiry is instituted in terms of this section, shall be entitled either in person or through his legal representative—

(a) to be present at the inquiry; 50

(b) to answer the charge;

(c) to cross-examine any person who has given evidence at the inquiry;

(d) to inspect any book, document or record referred to in subsection (3);

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beroep of] para-veterinêre beroep te beoefen nie of, in die geval van 'n veterinêre spesialis, met meer as een spesialiteit nie.”.

Wysiging van artikel 28 van Wet 19 van 1982

9. Artikel 28 van die Hoofwet word hierby gewysig—

- 5 (a) deur in subartikel (1) die volgende paragraaf na paragraaf (d) in te voeg:
“(dA) in die geval van 'n korporasie—
(i) daardie korporasie ophou om te bestaan; of
(ii) daar nie meer aan die bepalings van artikel 24 (4) voldoen word
nie;” en
- 10 (b) deur die volgende subartikel na subartikel (1) in te voeg:
“(1A) (a) By die toepassing van hierdie Wet kan die ledebelang van 'n
persoon in 'n korporasie by sy afsterwe of by die beëindiging,
intrekking of opskorting van sy registrasie ingevolge hierdie Wet,
15 gehou word deur sy boedel of deur homself, na gelang van die geval,
vir 'n tydperk van 12 maande vanaf sy afsterwe of die beëindiging,
intrekking of opskorting van sy registrasie, of vir die langer tydperk
wat die raad op aansoek bepaal.
- (b) Geen stemreg is aan 'n ledebelang wat ingevolge paragraaf (a) deur 'n
20 boedel of 'n persoon gehou word, verbonde nie behalwe ten opsigte
van 'n besluit waarby die korporasie in staat gestel word om aan die
bepalings van artikel 24 (4) te voldoen, of om sy onderneming of bates
of enige deel daarvan van die hand te sit.”.

Wysiging van artikel 31 van Wet 19 van 1982

10. Artikel 31 van die Hoofwet word hierby gewysig deur die volgende subartikel
25 by te voeg:

- “(6) (a) 'n Onderzoek bedoel in subartikel (1) kan gelyktydig teen 'n korporasie
en enige lid of werknemer van daardie korporasie ingestel word.
- (b) 'n Bestuurder in artikel 24 (4) (b) bedoel, moet, behoudens die bepalings
30 van artikel 32 (7), die korporasie by sodanige ondersoek verteenwoordig en
is, afgesien van enige aanspreeklikheid van die korporasie, persoonlik
aanspreeklik vir 'n handeling of versuim deur of namens 'n korporasie wat
tugstappe deur die raad tot gevolg kan hê, tensy die raad oortuig is dat die
aanspreeklikheid vir daardie handeling of versuim berus by 'n ander
persoon wat ingevolge hierdie Wet geregistreer is en 'n lid of werknemer
35 van daardie korporasie is.”.

Wysiging van artikel 32 van Wet 19 van 1982

11. Artikel 32 van die Hoofwet word hierby gewysig—

- (a) deur subartikel (2) deur die volgende subartikel te vervang:
“(2) Die raad kan na goeddunke een of meer persone aanstel om die raad
40 by die ondersoek te adviseer oor aangeleenthede betreffende die reg,
prosedure of bewyslewering, of om die getuienis by die ondersoek te lei,
die getuies te ondervra en as *pro forma*-klaer op te tree, en die raad kan
vergoeding na goeddunke aan enige sodanige persoon betaal.”;
- (b) deur die volgende subartikel na subartikel (2) in te voeg:
45 “(2A) Die persoon wat by die ondersoek voorsit, moet 'n oorkonde,
hetsy skriftelik of by wyse van meganiese opname, hou of laat hou van die
verrigtinge by die ondersoek en van die getuienis wat daarby afgelê word.”;
- (c) deur subartikel (7) deur die volgende subartikel te vervang:
“(7) Iemand teen wie 'n ondersoek ingevolge hierdie artikel ingestel
50 word, is geregtig om of persoonlik of deur sy regsvertegenwoordiger—
(a) by die ondersoek teenwoordig te wees;
(b) op die beskuldiging te antwoord;
(c) iemand wat getuienis by die ondersoek afgelê het, in kruisverhoor te
neem;
- 55 (d) 'n boek, dokument of aantekening in subartikel (3) bedoel, te onder-
soek;

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- (e) to call persons to give evidence in support of his defence; and
(f) to be heard in his defence.”; and
(d) by the insertion after subsection (7) of the following subsection:
“(7A) At any inquiry in terms of this section it shall be no defence that
the person whose conduct or act, omission or contravention is the subject
of the inquiry, acted within the scope of his employment with any
employer, or in a representative capacity on behalf of a juristic person.”.

Amendment of section 33 of Act 19 of 1982

12. Section 33 of the principal Act is hereby amended by the insertion in subsection (3) after paragraph (b) of the following paragraph: 10

“(bA) publish the name and address of the person concerned, and particulars of his conviction and the penalty imposed upon him, by notice in the *Gazette*.”.

Amendment of section 35 of Act 19 of 1982

13. Section 35 of the principal Act is hereby amended by the deletion of 15 subsections (2), (3) and (4).

Short title and commencement

14. (1) This Act shall be called the Veterinary and Para-Veterinary Professions Amendment Act, 1989, and shall come into operation on a date fixed by the State President by proclamation in the *Gazette*. 20

(2) Different dates may be fixed under subsection (1) in respect of different provisions of this Act.

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- (e) persone op te roep om getuienis ter ondersteuning van sy verdediging af te lê; en
- (f) sy verdediging aan te voer.”; en
- 5 (d) deur die volgende subartikel na subartikel (7) in te voeg:
- 15 “(7A) By ’n ondersoek ingevolge hierdie artikel is dit geen verweer dat die persoon wie se gedrag of handeling, versuim of oortreding die onderwerp van die ondersoek uitmaak, binne die bestek van sy diens by ’n werkgewer, of in ’n verteenwoordigende hoedanigheid namens ’n regspersoon, opgetree het nie.”.

10 Wysiging van artikel 33 van Wet 19 van 1982

12. Artikel 33 van die Hoofwet word hierby gewysig deur in subartikel (3) die volgende paragraaf na paragraaf (b) in te voeg:

- 15 “(bA) die naam en adres van die betrokke persoon, en besonderhede van sy skuldigbevinding en die straf wat hom opgelê is, by kennisgewing in die Staatskoerant publiseer;”.

Wysiging van artikel 35 van Wet 19 van 1982

13. Artikel 35 van die Hoofwet word hierby gewysig deur subartikels (2), (3) en (4) te skrap.

Kort titel en inwerkingtreding

- 20 14. (1) Hierdie Wet heet die Wysigingswet op Veterinêre en Para-veterinêre Beroepe, 1989, en tree in werking op ’n datum wat die Staatspresident by proklamasie in die *Staatskoerant* bepaal.

(2) Verskillende datums kan kragtens subartikel (1) ten opsigte van verskillende bepalinge van hierdie Wet bepaal word.

