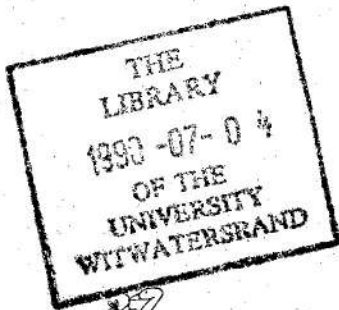


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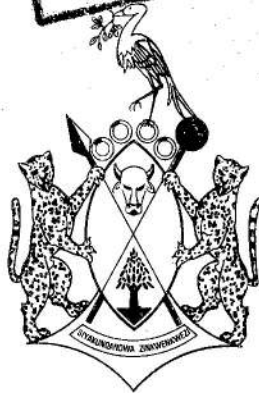


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DEPARTMENT OF COUNCIL OF STATE
COMMISSIONS ACT AMENDMENT DECREE, No. 20 OF 1990

DEPARTMENT OF COUNCIL OF STATE

COMMISSIONS ACT AMENDMENT DECREE, No. 20 OF 1990

To amend the Commissions Act, 1947.

BE IT DECREED by the Council of State of the Republic of Ciskei, as follows: -

1. Amendment of section 3 of Act 8 of 1947. - Section 3 of the Commissions Act, 1947 (hereinafter referred to as the principal Act) is hereby amended by the substitution for subsection (4) of the following subsection:

“(4)(a) Any person who has been summoned to attend any sitting of a commission as a witness and who has given evidence before the commission shall be entitled to receive as witness fees the amount which would have been payable to him if he had been summoned to attend and had given evidence at a criminal trial in the Supreme Court held at the place of such sitting.

(b) Notwithstanding any law or practice relating to privilege, any person summoned to give evidence before the Commission shall not refuse to answer any question put to him during examination on the ground that the answer thereto may tend to incriminate him: Provided that any answer given by such person, which could incriminate him, shall not be admissible in evidence in any criminal proceedings preferred against him other than proceedings for a contravention of any provision of section 6 of this Act or proceedings for a contravention of section 319(3) of the Criminal Procedure Act, 1955 (Act 56 of 1955) arising out of his testimony before the commission.”

2. Amendment of section 6 of Act 8 of 1947. - Section 6 of the principal Act is hereby amended -

(a) by the substitution in subsection (1) for the words “a fine not exceeding fifty pounds” of the words “a fine not exceeding one thousand rand”; and

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

“(2) Any person who, after having been sworn or having made affirmation, gives false evidence before a commission on any matter, knowing such evidence to be false or not knowing or believing it to be true, shall be guilty of an offence and liable on conviction to any penalty which may be imposed for perjury.”.

3. Short title. - This decree shall be called the Commissions Act Amendment Decree, 1990.

SIGNED: O.J. GQOZO - BRIGADIER
CHAIRMAN OF THE EXECUTIVE COMMITTEE OF THE COUNCIL OF STATE

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