

Please note that most Acts are published in English and another South African official language. Currently we only have capacity to publish the English versions. This means that this document will only contain even numbered pages as the other language is printed on uneven numbered pages.



STAATSKOERANT

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GOVERNMENT GAZETTE

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CAPE TOWN, 18TH APRIL, 1973.

[No. 3863.

KAAPSTAD, 18 APRIL 1973.

DEPARTMENT OF THE PRIME MINISTER.

DEPARTEMENT VAN DIE EERSTE MINISTER.

No. 646. 18th April, 1973.

No. 646. 18 April 1973.

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

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

No. 34 of 1973: Police Amendment Act, 1973.

No. 34 van 1973: Wysigingswet op Polisie, 1973.

Act No. 34, 1973

POLICE AMENDMENT ACT, 1973.

ACT

To amend the provisions of the Police Act, 1958, relating to definitions; to provide for the discharge and dismissal of commissioned officers on account of ill-health; and for the publication and display of certain photographs and sketches; to amend the provisions of the said Act relating to contraventions by members of the Force; and to provide for incidental matters.

(English text signed by the State President.)
(Assented to 11th April, 1973.)

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

Amendment of section 1 of Act 7 of 1958, as amended by section 1 of Act 53 of 1961, section 1 of Act 64 of 1964, section 1 of Act 74 of 1967 and section 1 of Act 94 of 1972.

1. Section 1 of the Police Act, 1958 (hereinafter referred to as the principal Act), is hereby amended by the insertion in the definition of "member of the Force", after the words "warrant officer," of the words "non-commissioned officer".

Insertion of section 3A in Act 7 of 1958.

2. The following section is hereby inserted in the principal Act after section 3:

3A. (1) Any commissioned officer may, notwithstanding the provisions of section 3, be discharged or dismissed from the Force if after enquiry, in the manner prescribed by the regulations, as to his fitness to remain in the Force, the Commissioner is of opinion that, on account of ill-health, he is unfit to remain in the Force.

(2) Any commissioned officer discharged or dismissed in terms of subsection (1) may, in the manner prescribed by regulation, appeal to the Minister and thereupon the Minister may set aside or confirm his discharge or dismissal."

Amendment of section 6 of Act 7 of 1958, as amended by section 4 of Act 64 of 1964 and section 1 of Act 74 of 1965.

3. Section 6 of the principal Act is hereby amended by the addition of the following subsection:

"(5) Notwithstanding anything to the contrary in any law contained, the Commissioner or any member of the Force designated by him may, in the performance of any function referred to in section 5 or any other duty determined by the Commissioner, publish or cause to be published or in any other manner display or cause to be displayed any photograph or sketch of any person."

Amendment of section 9 of Act 7 of 1958, as amended by section 1 of Act 43 of 1958, section 4 of Act 53 of 1961, section 7 of

4. Section 9 of the principal Act is hereby amended by the substitution for subsection (2) of the following subsection:

"(2) Notwithstanding anything contained in subsection (1), any member of the Force who is not a commissioned officer may be tried for a contravention of any provision of this Act by any commissioned officer under whose command he is serving or who has been generally or specially

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Act 64 of 1964
and section 3 of
Act 94 of 1972.

deputed thereto, and may on conviction by such officer be reprimanded or sentenced to a fine not exceeding thirty rand, which shall be recovered by stoppages from the salary or wages of the member so convicted.”.

Short title.

5. This Act shall be called the Police Amendment Act, 1973.