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[No. 3924.

KAAPSTAD, 13 JUNIE 1973.

DEPARTMENT OF THE PRIME MINISTER.

DEPARTEMENT VAN DIE EERSTE MINISTER.

No. 1015. 13th June, 1973.

No. 1015. 13 Junie 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. 53 of 1973: Coloured Persons Education Amendment Act, 1973.

No. 53 van 1973: Wysigingswet op Onderwys vir Kleurlinge, 1973.

Act No. 53, 1973. COLOURED PERSONS EDUCATION AMENDMENT ACT, 1973.

ACT

To amend the Coloured Persons Education Act, 1963, so as further to define "vocational education"; to regulate further the admission of persons to training-colleges, the registration of private schools and the granting of assistance for education and training; and to provide for matters connected therewith.

(Afrikaans text signed by the State President.)
(Assented to 30th May, 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 47 of 1963, as amended by section 1 of Act 76 of 1967.

1. (1) Section 1 of the Coloured Persons Education Act, 1963 (hereinafter referred to as the principal Act), is hereby amended—

(a) by the substitution for the definition of "training-college" of the following definition:

"'training-college' means, subject to the provisions of subsection (2), an institution for the education and training of student teachers who are Coloured persons and have passed the examination for the tenth standard or an equivalent examination;"

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

"'vocational education' means education or training which the Minister by notice in the *Gazette* declares to be vocational education for the purposes of this Act;"

(c) by the deletion of the definitions of "commercial vocational education", "domestic science vocational education" and "technical vocational education"; and

(d) by the addition of the following subsections, the existing section becoming subsection (1):

"(2) Coloured persons, too, who—

(a) have completed, but have not passed, the examination for the tenth standard or an equivalent examination; or

(b) have passed the examination for the eighth standard or an equivalent examination, may receive education and training in any training-college as student teachers.

(3) The Minister may, whenever he considers it expedient, by notice in the *Gazette* withdraw or amend a notice referred to in the definition of 'vocational education'."

(2) Subsection (1) (a) shall be deemed to have come into operation on the first day of January, 1964.

(3) Paragraphs (a) and (b) of subsection (2) of section 1 of the principal Act, as added by subsection (1) (d) of this section, shall be deemed to have come into operation on the first day of January, 1972, and the first day of January, 1964, respectively.

Act No. 53, 1973

COLOURED PERSONS EDUCATION AMENDMENT ACT, 1973.

Substitution of section 6 of Act 47 of 1963.

2. (1) The following section is hereby substituted for section 6 of the principal Act:

“Registration of private schools.

6. (1) No person shall, except at a State school, a State-aided school, a school of industries or a reform school or through a correspondence college registered in terms of section 11 of the Correspondence Colleges Act, 1965 (Act No. 59 of 1965), provide for reward education to Coloured persons—

- (a) unless such person has been registered with the Department in the prescribed manner as a private school for Coloured persons and complies with the prescribed requirements; and
- (b) otherwise than in accordance with the prescribed conditions.

(2) The Secretary may at any time cause any private school referred to in subsection (1) to be inspected by any person authorized thereto by him.

(3) If at any time it appears to the Minister that the conditions referred to in subsection (1) (b) are not being complied with in any particular case, he may direct that the registration, in terms of subsection (1), of the private school concerned be cancelled as from a date determined by him, and as from such date such private school shall for the purposes of subsection (1) be deemed not to be registered.

(4) Any person who contravenes the provisions of subsection (1), or who obstructs, hinders or interferes with any other person in the execution of his duties in terms of subsection (2), shall be guilty of an offence and liable on conviction to a fine not exceeding five hundred rand or to imprisonment for a period not exceeding twelve months.

(5) The provisions of this section shall not exempt any person from any other duty in respect of registration in terms of any other law.”

(2) Any school which at the commencement of this Act has been registered with the Department of Coloured Relations and Rehoboth Affairs in terms of section 6 of the principal Act, as it existed prior to such commencement, or is deemed in terms thereof to have been so registered, shall for the purposes of section 6 of the principal Act, as substituted by this section, be deemed to have been registered in terms of that section as so substituted.

Substitution of section 24 of Act 47 of 1963.

3. (1) The following section is hereby substituted for section 24 of the principal Act:

“Financial and other assistance for education and training.

24. The Minister may out of moneys appropriated by Parliament for the purpose and on such basis and subject to such conditions as he may after consultation with the Minister of Finance determine, grant financial or other material assistance or both financial and other material assistance to—

- (a) a pupil at a State school or a State-aided school;
- (b) a Coloured person who is a student at a university college or a university established by or under any law; or
- (c) a Coloured person, other than such a pupil or student, for training approved by the Minister.”

(2) Paragraph (b) of section 24 of the principal Act, as substituted by subsection (1) of this section, shall be deemed to have come into operation on the first day of January, 1964.

Act No. 53, 1973

COLOURED PERSONS EDUCATION AMENDMENT ACT, 1973.

Amendment of section 34 of Act 47 of 1963, as amended by section 4 of Act 76 of 1967.

4. (1) Section 34 of the principal Act is hereby amended—
- (a) by the substitution for paragraph (d) of subsection (1) of the following paragraph:
 - “(d) as to the registration of private schools referred to in section 6, and the requirements and conditions referred to in that section;” and
 - (b) by the substitution for paragraph (p) of subsection (1) of the following paragraph:
 - “(p) as to the granting of financial or other material assistance to—
 - (i) pupils at State schools or State-aided schools;
 - (ii) Coloured persons who are students at a university college or a university established by or under any law; and
 - (iii) Coloured persons undergoing training referred to in section 24 (c);”.

(2) Subparagraph (ii) of paragraph (p) of section 34 (1) of the principal Act, as substituted by subsection (1) (b) of this section, shall be deemed to have come into operation on the first day of January, 1964.

Short title and commencement.

5. This Act shall be called the Coloured Persons Education Amendment Act, 1973, and sections 2 and 4 (1) (a) shall come into operation on a date to be fixed by the State President by proclamation in the *Gazette*.