



STAATSKOERANT

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CAPE TOWN, 19TH MARCH, 1969.

DEPARTEMENT VAN DIE EERSTE MINISTER.

DEPARTMENT OF THE PRIME MINISTER.

No. 398. 19 Maart 1969.

No. 398. 19th March, 1969.

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

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

No. 5 van 1969: Wysigingswet op Burgerlike Beskerming, 1969.

No. 5 of 1969: Civil Defence Amendment Act, 1969.

Act No. 5, 1969

CIVIL DEFENCE AMENDMENT ACT, 1969.

ACT

To amend the provisions of the Civil Defence Act, 1966, relating to definitions, the Directorate of Civil Defence, the performance of functions and duties under the said Act, delegation of powers, assistance in connection with the application of that Act and the appointment of committees.

(*Afrikaans text signed by the State President.*)
(*Assented to 6th March, 1969.*)

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 39 of 1966, as amended by section 1 of Act 69 of 1967.

1. Section 1 of the Civil Defence Act, 1966 (hereinafter referred to as the principal Act), is hereby amended by the deletion of the definitions of "director" and "division".

Repeal of section 2 of Act 39 of 1966.

2. Section 2 of the principal Act is hereby repealed.

Amendment of section 3 of Act 39 of 1966, as amended by section 3 of Act 69 of 1967.

3. Section 3 of the principal Act is hereby amended by the substitution in subsection (1) for all the words preceding subparagraph (i) of the following words:

"(1) In order to take measures, other than measures taken under the Public Safety Act, 1953 (Act No. 3 of 1953), the Defence Act, 1957 (Act No. 44 of 1957), or the Police Act, 1958 (Act No. 7 of 1958), for the purpose of—

(a) providing the Republic and its inhabitants with regard to a state of emergency with the greatest possible measure of protection and assistance; and

(b) combating in the most effective manner civilian disruption during a state of emergency,

the Minister shall, subject to the provisions of subsection (2), have power to take the steps which he deems necessary with regard to—".

Insertion of section 3A in Act 39 of 1966.

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

"Perfor-
mance of
functions
and duties
under this
Act.

3A. (1) The Minister may, on such terms and conditions as he may determine in consultation with the Minister of Finance, appoint such persons as he may deem necessary to assist him in the performance of his functions and duties under this Act.

(2) Any member of the South African Defence Force may be required to perform any functions or duties under this Act, as if they were functions or duties which he may be required to perform under the Defence Act, 1957 (Act No. 44 of 1957).

Act No. 5, 1969.

CIVIL DEFENCE AMENDMENT ACT, 1969.

(3) The Minister may, in consultation with the Minister or Administrator administering any department of State or provincial administration, designate any officer attached to such department or administration to perform such functions and duties under this Act as the Minister may determine."

(2) Any person appointed under the repealed section 2 (2) (b) of the principal Act, shall be deemed to have been appointed under section 3A (1) of that Act.

Substitution of section 5 of Act 39 of 1966.

5. The following section is hereby substituted for section 5 of the principal Act:

"Delegation of powers. 5. The Minister may delegate to any person in the service of the State any of the powers conferred upon him in terms of section 3 (1)."

Substitution of section 6 of Act 39 of 1966.

6. The following section is hereby substituted for section 6 of the principal Act:

"Assistance in connection with application of Act. 6. The Minister may in consultation with the Minister of Finance render to any person who performs or has performed any act in connection with anything done under this Act, such financial assistance with regard to such act as the Minister, after consultation with that person, may determine."

Amendment of section 8 of Act 39 of 1966.

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

„(1) The Minister may appoint such committees as he may deem fit, to report to him or to advise him on any matter which he may refer to any such committee."

Amendment of section 9 of Act 39 of 1966, as amended by section 4 of Act 69 of 1967 and section 71 of Act 85 of 1967.

8. Section 9 of the principal Act is hereby amended by the substitution for the proviso to subsection (1) of the following proviso:

„Provided that the Minister or any person acting under his authority may exempt in the prescribed manner any person from the said training and service."

Substitution of long title to Act 39 of 1966.

9. The following long title is hereby substituted for the long title to the principal Act:

"To provide for the protection of the Republic and its inhabitants in a state of emergency and for other incidental matters."

Short title and commencement.

10. This Act shall be called the Civil Defence Amendment Act, 1969, and shall come into operation on a date to be fixed by the State President by proclamation in the *Gazette*.