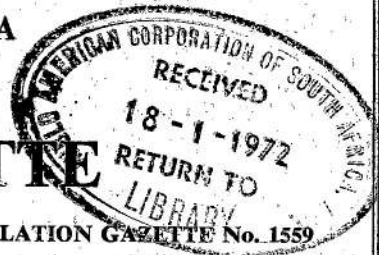




STAATSKOERANT
VAN DIE REPUBLIEK VAN SUID-AFRIKA
REPUBLIC OF SOUTH AFRICA
GOVERNMENT GAZETTE



REGULASIEKOERANT No. 1559

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GOEWERMENTSKENNISGEWING.

DEPARTEMENT VAN BANTOE-ADMINISTRASIE EN -ONTWIKKELING.

No. R.2406.]

[7 Januarie 1972.

ZOELOEPERSONEELREGULASIES, 1972

Dit het die Staatspresident behaag om kragtens die bepalings van artikel 17 van die Wet op Bantoe-owerhede, 1951 (Wet 68 van 1951), die regulasies in die bygaande Bylae, synde die Personeelregulasies vir die Zoeloegebiedsoverheid, uit te vaardig.

BYLAE

RANGSKIKKING VAN REGULASIES

Hierdie regulasies bestaan uit drie hoofstukke soos volg:

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GOVERNMENT NOTICE.

DEPARTMENT OF BANTU ADMINISTRATION AND DEVELOPMENT.

No. R.2406.]

[7th January, 1972.

ZULU STAFF REGULATIONS, 1972

The State President has been pleased under the provisions of section 17 of the Bantu Authorities Act, 1951 (Act 68 of 1951) to promulgate the regulations in the enclosed Schedule, being the Staff Regulations for the Zulu Territorial Authority.

SCHEDULE

ARRANGEMENT OF REGULATIONS

These regulations consist of three Chapters as follows:

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HOOFSTUK 1

DEEL A

Woordomskrywing

A1 In hierdie hoofstuk, tensy uit die samehang anders blyk, beteken—

(i) „beampte” ’n persoon wat vas aangestel is, al is die aanstelling op proef, in ’n pos genoem in regulasie B1 (1) (a) en (b) en ook ’n persoon genoem in regulasie B1 (1) (c) en regulasie B1 (2) (b) wat ’n voorgeskrewe pos beklee het wat as ’n nie-voorgeskrewe pos herklassifiseer is;

(ii) „departement” ’n departement, subdepartement of kantoor van die owerheidsdiens;

(iii) „departementshoof” of enige variasie daarvan, die beampte of toegewese beampte was ’n pos met die benaming Hoofdirekteur of Direkteur van ’n Departement op die vaste diensstaat beklee of daarin waarneem;

(iv) „hoof van kantoor” die hoof van ’n kantoor, tak, inrigting, afdeling of werkplek en sluit departementshoof in;

(v) „kalendermaand” ’n tydperk wat strek van ’n dag van ’n maand tot en met die dag wat die dag voorafgaan wat numeriek ooreenstem met daardie dag in die volgende maand;

(vi) „maand” ’n tydperk wat van die eerste tot en met die laaste dag van engeen van die 12 maande van die jaar strek;

(vii) „Minister” die Minister van Bantoe-administrasie en -ontwikkeling;

(viii) „nie-voorgeskrewe pos” ’n pos as sodanig geklassifiseer kragtens regulasie B1 (2);

(ix) „owerheidsdiens” die Zoeloegediensowerheidsdiens ingestel met ingang van ’n datum deur die Minister bepaal;

(x) „pensioenleef tyd” die leeftyd waarop ’n beampte kragtens regulasie C5 (1) die reg het om uit die owerheidsdiens af te tree en daaruit afgedank moet word;

(xi) „Personeeladvieskomitee” die Personeeladvieskomitee genoem in regulasie B9 (1);

(xii) „Raad” die Raad vir die Bantoe-owerheidsdiens ingestel kragtens regulasie B2 (1);

(xiii) „Regering van die Republiek” die Regering van die Republiek van Suid-Afrika, en sluit in enige provinsiale administrasie en die Administrasie van die gebied Suidwes-Afrika, maar sluit nie die Spoorwegadministrasie in nie;

(xiv) „skaal” met betrekking tot salaris, ook salaris teen ’n vaste bedrag;

(xv) „Tesourie” die Tesourie van die Zoeloegediensowerheid, ingestel kragtens artikel 8 van die Wet op Bantoe-owerhede, 1951 (Wet 68 van 1951);

(xvi) „toegewese beampte” ’n beampte van die Staatsdiens van die Republiek wat tot die beskikking van die Zoeloegediensowerheid gestel is;

(xvii) „Uitvoerende Raad” die Uitvoerende Raad van die Zoeloegediensowerheid;

(xviii) „vaste diensstaat” die poste geskep vir die normale en algemene vereistes van ’n departement;

(xix) „voorgeskrewe pos” ’n pos as sodanig geklassifiseer kragtens regulasie B1 (2);

(xx) „werknemer” ’n persoon in regulasie B1 (1) (d) bedoel;

(xxi) „Zoeloegediensowerheid” die Zoeloegediensowerheid ingestel kragtens artikel 2 (1) (c) van die Wet op Bantoe-owerhede, 1951 (Wet 68 van 1951).

A2 Waar daar in hierdie regulasies in verband met ’n beampte van ’n verlaging van ’n salarisskaal melding gemaak word, word dit so uitgelê dat dit die toepassing van

CHAPTER I

PART A

Definitions

A1 In this chapter, unless the context otherwise indicates—

(i) “allocated officer” means an officer of the Public Service of the Republic placed at the disposal of the Zulu Territorial Authority;

(ii) “authority service” means the Zulu Territorial Authority Service established from a date to be determined by the Minister;

(iii) “Board” means the Bantu Authority Service Board established in terms of regulation B2 (1);

(iv) “calendar month” means a period extending from a day in one month to the day preceding the day corresponding numerically to that day in the following month, both days inclusive;

(v) “department” means a department, subdepartment, or office of the authority service;

(vi) “employee” means a person referred to in regulation B1 (1) (d);

(vii) “Executive Council” means the Executive Committee of the Zulu Territorial Authority;

(viii) “fixed establishment” means the posts created for the normal and regular requirements of a department;

(ix) “Government of the Republic” means the Government of the Republic of South Africa and includes any provincial administration and the Administration of the Territory of South-West Africa, but does not include the Railway Administration;

(x) “head of department”, or any variation thereof, means the officer or allocated officer holding or acting in a post on the fixed establishment designated Chief Director or Director of a Department;

(xi) “head of office” means the head of an office branch, institution, division or place of work and includes the head of a department;

(xii) “Minister” means the Minister of Bantu Administration and Development;

(xiii) “month” means a period extending from the first to the last day, both days inclusive, of any one of the 12 months of the year;

(xiv) “non-prescribed post” means a post classified as such in terms of regulation B1 (2);

(xv) “officer” means a person who has been appointed permanently, notwithstanding that such appointment may be on probation, to a post referred to in regulation B1 (1) (a) and (b), and includes a person referred to in regulation B1 (1) (c) and regulation B1 (2) (b) who occupied a prescribed post that has been reclassified as a non-prescribed post;

(xvi) “pensionable age” means the age at which, in terms of regulation C5 (1), an officer shall have the right to retire and shall be retired from the Zulu Territorial Authority Service;

(xvii) “prescribed post” means a post classified as such in terms of regulation B1 (2);

(xviii) “scale”, in relation to salary, includes salary at a fixed rate;

(xix) “Staff Advisory Committee” means the Staff Advisory Committee referred to in regulation B9 (1);

(xx) “Treasury” means the Treasury of the Zulu Territorial Authority, established in terms of section 8 of the Bantu Authorities Act, 1951 (Act 68 of 1951);

(xxi) “Zulu Territorial Authority” means the Zulu Territorial Authority established in terms of section 2 (1) (c) of the Bantu Authorities Act, 1951 (Act 68 of 1951);

A2 Where in these regulations reference is made in relation to an officer to a reduction in a scale of salary, the reference shall be construed as including the applica-

'n salarisskaal insluit wat laer is as die skaal wat tevore toegepas is wat betref die maksimum of minimum van die skaal, of die tempo van vordering in die skaal; en so 'n vermelding van 'n verlaging in graad of dat 'n graad laer is as 'n ander graad, word in ooreenstemmende sin uitgeleë.

DEEL B

ORGANISASIE EN ADMINISTRASIE

Owerheidsdiens

B1 (1) Die owerheidsdiens bestaan uit persone, uitgesonderd die lede van die Zoeloegebiedsowerheid, lede van die Uitvoerende Raad, en lede van die Personeeladvieskomitee—

(a) wat voorgeskrewe poste op die vaste diensstaat beklee;

(b) wat ander poste op die vaste diensstaat beklee as die poste in paragraaf (a) genoem;

(c) wat, nadat hulle opgehou het om poste op die vaste diensstaat, in paragraaf (a) vermeld, te beklee en wat nie uit diens getree het of ontslaan is nie, bykomend by die vaste diensstaat in diens gehou word kragtens 'n aanbeveling verstrekk ingevolge regulasie B4 (2) (e) of wat geag word 'n voorgeskrewe pos te bly beklee in die omstandighede in die voorbehoudsbepaling van subregulasie (2) (b) bedoel;

(d) wat tydelik of onder 'n spesiale kontrak in 'n departement, hetsy in 'n voltydse of deeltydse hoedanigheid bykomend by die vaste diensstaat, in diens gehou word ooreenkomstig 'n aanbeveling verstrekk kragtens regulasie B4 (2) (d).

B1 (2) Die Raad het die bevoegdheid om te gelas dat—

(a) enige pos op die vaste diensstaat as 'n voorgeskrewe of 'n nie-voorgeskrewe pos geklassifiseer word; en

(b) enige pos wat as 'n voorgeskrewe pos geklassifiseer is, as 'n nie-voorgeskrewe pos herklassifiseer word; of 'n nie-voorgeskrewe pos as 'n voorgeskrewe pos herklassifiseer word: Met dien verstande dat geen lasgewing kragtens hierdie paragraaf 'n beampte of werknemer, verlof of 'n ander voorreg of reg wat uit hoofde van sy bekleding van 'n voorgeskrewe of 'n nie-voorgeskrewe pos hom toegekom het, mag ontnem nie.

Raad vir die Bantoe-Owerheidsdiens

B2 (1) Daar word 'n Raad vir die Bantoe-owerheidsdiens ingestel met die bevoegdhede, werksaamhede en pligte voorgeskryf in hierdie regulasies of by enige ander wet.

B2 (2) (a) Die Raad bestaan uit drie persone, aangestel deur die Minister om hul ampte te beklee vir solank dit die Minister behaag.

(b) Die Minister wys een lid as Voorsitter en 'n ander lid as Adjunk-voorsitter van die Raad aan.

B2 (3) Gedurende die afwesigheid van die Voorsitter van die Raad, om watter rede ook al, of as daar geen Voorsitter is nie, moet die Adjunk-voorsitter as Voorsitter van die Raad optree, en gedurende die afwesigheid van sowel die Voorsitter as die Adjunkvoorsitter, om watter rede ook al, wys die Minister 'n lid of waarnemende lid van die Raad aan om as Voorsitter van die Raad waar te neem.

B2 (4) Die vergaderings van die Raad word gehou op sodanige tye en plekke as wat die Raad mag bepaal.

B2 (5) Die kworum op enige vergadering van die Raad is twee lede daarvan.

tion of a scale of salary which is lower than the scale previously applied as regards the maximum or minimum of the scale or the rate of progression in the scale; and any such reference to a reduction in grade or to a grade being lower than another grade shall be correspondingly construed.

PART B

ORGANISATION AND ADMINISTRATION

Authority Service

B1 (1) The authority service shall consist of persons other than members of the Zulu Territorial Authority, members of the Executive Council and members of the Staff Advisory Committee—

(a) who hold prescribed posts on the fixed establishment;

(b) who hold posts on the fixed establishment other than posts referred to in paragraph (a) above;

(c) who, having ceased to hold posts on the fixed establishment referred to in paragraph (a), and not having retired or been discharged, are employed additional to the fixed establishment in accordance with a recommendation made in terms of regulation B4 (2) (e) or who are deemed to continue to hold prescribed posts in the circumstances contemplated by the proviso to subregulation (2) (b);

(d) who are employed temporarily or under a special contract in a department, whether in a full-time or part-time capacity, additional to the fixed establishment in accordance with a recommendation made in terms of regulation B4 (2) (d).

B1 (2) It shall be competent for the Board to direct that—

(a) any post on the fixed establishment be classified as a prescribed post or as a non-prescribed post; and

(b) any prescribed post be reclassified a non-prescribed post or a non-prescribed post be reclassified as a prescribed post: Provided that no direction under this paragraph shall deprive an officer or employee of any leave or other privilege or right which flowed from the occupancy by him of a prescribed or non-prescribed post.

Bantu Authority Service Board

B2 (1) There shall be a Bantu Authority Service Board with such powers, functions and duties as are prescribed by these regulations or in any other law.

B2 (2) (a) The Board shall consist of three persons appointed by the Minister to hold office at the pleasure of the Minister.

(b) The Minister shall designate one member as Chairman and another member as Deputy Chairman of the Board.

B2 (3) During the absence of the Chairman of the Board for any reason or if there is no Chairman, the Deputy Chairman shall act as Chairman of the Board and during the absence of both the Chairman and the Deputy Chairman for any reason, the Minister shall designate a member or acting member of the Board to act as Chairman of the Board.

B2 (4) The meetings of the Board shall be held at such times and at such places as the Board may determine.

B2 (5) The quorum at any meeting of the Board shall be two members thereof.

B2 (6) 'n Besluit op 'n vergadering van die Raad word geneem met 'n meerderheid van stemme van die lede teenwoordig, en in geval van 'n staking van stemme oor enige aangeleentheid het die persoon wat voorsit op die vergadering 'n beslissende stem benewens 'n gewone stem.

Uitoefening en Delegasie van die Raad se Bevoegdhede en Werkzaamhede

B3 (1) Behoudens die bepalings van subregulasie (2), word 'n aanbeveling of lasgewing wat deur minstens twee lede van die Raad gegee is by die toepassing van hierdie regulasies of enige ander wet geag 'n aanbeveling of lasgewing te wees wat deur die Raad gegee is.

B3 (2) Behoudens die bepalings van subregulasie (3) kan enige bevoegdheid wat verleen of werkzaamheid wat opgedra is aan die Raad by hierdie regulasies of in enige ander wet (behalwe die delegasiebevoegdheid wat hierby verleen word), met die instemming van die Raad uitgeoefen of verrig word—

(a) deur 'n lid of lede van die Raad ingevolge 'n algemene of spesiale delegasie van die Raad; of

(b) deur 'n beampte in diens van die kantoor van die Raad; of

(c) deur die Personeeladvieskomitee of deur enige lid of lede daarvan; of

(d) deur toegewese beamptes; of

(e) deur beamptes.

B3 (3) Die Raad mag nie die bevoegdhede aan hom verleen in regulasies B4 (2) (a), (g) en (n), of by regulasies C5 (2), C5 (3), C5 (4) (a) tot en met (e), C5 (5) en C5 (7) of Deel D van hierdie hoofstuk deleger nie. Met dien verstande dat die Raad die bevoegdhede aan hom verleen in regulasie C5 (4) (a) tot en met (e) en in Deel D van hierdie hoofstuk met betrekking tot beamptes wat dien in nie-voorgeskrewe poste op die vaste diensstaat kan deleger.

B3 (4) Die Raad kan enige persoon magtig om 'n ondersoek in te stel na enige aangeleentheid waarvoor hy kragtens hierdie regulasies of enige ander wet die bevoegdheid het om 'n aanbeveling te doen of 'n lasgewing te gee.

B3 (5) Enige delegasie of magtiging deur die Raad kragtens hierdie regulasie kan te eniger tyd deur die Raad gewysig of ingetrek word.

Bevoegdhede, Werkzaamhede en Pligte van die Raad

B4 (1) Die Raad het die bevoegdheid—

(a) om die werkzaamhede aan hom opgedra en die pligte aan hom toevertrou by hierdie regulasies of by of kragtens enige ander wet, te verrig en uit te voer;

(b) om aanbevelings te doen of lasgewings te gee oor alle aangeleenthede waarvoor daar nie uitdruklik in hierdie regulasies of enige ander wetsbepaling voorsiening gemaak is nie maar wat nie daarmee strydig is nie, met betrekking tot of voortspuitende uit die indiensneming van en die diensvoorwaardes in die algemeen van beamptes en werknemers.

B4 (2) Die Raad moet—

(a) aanbevelings doen aangaande die skepping of afskaffing van departemente, subdepartemente, takke of kantore, die oordrag van werkzaamhede van een departement aan 'n ander, of van 'n departement aan 'n ander liggaam of van 'n ander liggaam aan 'n departement;

(b) aanbevelings doen aangaande die beheer, organisasie en herreëling van departemente, subdepartemente, takke of kantore;

(c) aanbevelings doen aangaande die getal, gradering, hergradering en omskepping van poste op die vaste diensstaat;

B2 (6) Any decision at any meeting of the Board shall be by a majority of votes of the members present and, in event of an equality of votes in regard to any matter, the person presiding at the meeting shall have a casting vote in addition to a deliberative vote.

Exercise and Delegation of Powers and Functions of the Board

B3 (1) Subject to the provisions of subregulation (2), a recommendation or direction given by not less than two members of the Board shall be deemed for the purpose of these regulations or any other law to be a recommendation or direction given by the Board.

B3 (2) Subject to the provisions of subregulation (3), any power conferred upon or function entrusted to the Board by these regulations or in any other law (except the power of delegation conferred hereby) may, with the concurrence of the Board, be exercised or performed—

(a) by any member or members of the Board under a general or special delegation from the Board; or

(b) by any officer employed in the office of the Board; or

(c) by the Staff Advisory Committee or by any member or members thereof; or

(d) by allocated officers; or

(e) by officers.

B3 (3) The Board shall not delegate the powers conferred upon it by regulation B4 (2) (a), (g) and (n) or by regulations C5 (2), C5 (3), C5 (4) (a) to and including (e), C5 (5) and C5 (7) or Part D of this chapter: Provided the Board may delegate the powers conferred upon it by regulation C5 (4) (a) to and including (e) and in Part D of this chapter with regard to officers holding non-prescribed posts on the fixed establishment.

B3 (4) The Board may authorise any person to conduct an enquiry into any matter upon which in terms of these regulations or of any other law it is competent for the Board to make a recommendation or give a direction.

B3 (5) Any delegation or authorisation made or given by the Board under this regulation may at any time be amended or revoked by the Board.

Powers, Functions and Duties of Board

B4 (1) The Board shall have the power—

(a) to perform the functions entrusted to and to carry out the duties imposed upon it by these regulations or under any other law; and

(b) to make recommendations or give directions on all matters not specifically provided for in these regulations or any other law, but not inconsistent therewith, relating to or arising out of the employment of and the conditions of service generally of officers and employees.

B4 (2) The Board shall—

(a) make recommendations as to the creation or abolition of departments, subdepartments, branches or offices, the transfer of functions from one department to another or from a department to any other body or from any other body to a department;

(b) make recommendations as to the control, organisation and readjustment of any department, subdepartment, branches or offices;

(c) make recommendations as to the number, grading, regrading and conversion of posts on the fixed establishment;

(d) aanbevelings doen aangaande die getal persone wat tydelik of onder 'n spesiale kontrak, hetsy in 'n voltydse of 'n deeltydse hoedanigheid, in diens geneem moet word—

(i) teen poste op die vaste diensstaat wat nie permanent gevul is nie; of

(ii) bykomend by die vaste diensstaat hetsy weens die afwesigheid of siekte van die bekleër van 'n pos, of wanneer dit nodig is om personeel te voorsien vir die verrigting van 'n klas werk waarvoor personeel nie onder gewone omstandighede op 'n permanente basis aangehou word nie, of wanneer dit om enige ander rede nodig is om die personeel van 'n departement tydelik te vergroot;

(e) wanneer hy dit nodig ag 'n aanbeveling doen vir die indiensneming van 'n beamppte bykomend by die vaste diensstaat, of in 'n pos wat hoër of laer as sy eie graad gegradeer is;

(f) aanbevelings doen vir die bewerkstelling van besuiniging en dit bevordering van doeltreffendheid in die bestuur en funksionering van departemente, subdepartemente, takke en kantore deur—

(i) verbeterde organisasie, prosedure en metodes;

(ii) verbeterde toesig;

(iii) vereenvoudiging van werk en die uitskakeling van onnodige werk;

(iv) koördinasie van werk;

(v) beperking van die getal beamptes en werknemers van departemente, subdepartemente, takke en kantore en die aanwending van die dienste van beamptes en werknemers op die voordeligste wyse;

(g) aanbevelings doen aangaande die skale van salarisse, lone en toelaes van al die verskillende klasse en grade van beamptes en werknemers;

(h) wanneer dit nodig is om 'n aanstelling of bevordering te doen in of tot 'n pos op die vaste diensstaat, hetsy dit nodig is weens die feit dat die pos vakant of hergradeer of omskep is, 'n aanbeveling doen aangaande die persoon wat aangestel of bevorder moet word;

(i) aantekening hou van beamptes wat in diens geneem is in voorgeskrewe poste;

(j) ondersoek instel na griewe van beamptes en, behoudens die bepalings van hierdie regulasies, die aanbevelings daaroor doen wat hy goed dink;

(k) lasgewings gee aangaande die leeftyds-, opvoedkundige, taal- en ander kwalifikasies wat persone moet besit by aanstelling, oorplasing of bevordering in of na die owerheidsdiens, waar die kwalifikasies nie by of kragtens hierdie regulasies of enige ander wetsbepaling voorgeskryf is nie;

(l) waar hy dit nodig ag, eksamens afneem of laat afneem in vakke, insluitende tale, soos hy gelas, of soos voorgeskryf as 'n kwalifikasie wat persone by aanstelling, oorplasing of bevordering in of na die owerheidsdiens moet besit;

(m) die ander bevoegdhede uitoefen, dien ander werksaamhede verrig en die ander pligte uitvoer wat nie met hierdie regulasies strydig is nie en wat aan hom deur die Minister opgedra of opgelê word;

(n) aanbevelings doen by die Staatspresident vir die wysiging of verandering van hierdie regulasies.

Uitvoering van Aanbevelings van die Raad

B5 (1) Elke aanbeveling wat deur die Raad ooreenkomstig hierdie regulasies gedoen word en wat op 'n bepaalde persoon betrekking het—altyd behoudens die bepalings van subregulasie (2)—

(d) make recommendations as to the number of persons to be employed temporarily or under a special contract, whether in a full-time or a part-time capacity—

(i) against posts on the fixed establishment which are not permanently filled; or

(ii) in addition to the fixed establishment, either by reason of the absence or illness of the incumbent of any post, or when it is necessary to provide staff for the performance of a class of work for which staff is not ordinarily maintained on a permanent basis, or when it is necessary for any other reason to increase temporarily the staff of any department;

(e) whenever it considers it necessary, make a recommendation for the employment of an officer additional to the fixed establishment, or in a post graded lower or higher than his own grade;

(f) make recommendations for effecting economies and promoting efficiency in the management and working of departments, subdepartments, branches and offices by—

(i) improved organisation, procedure and methods;

(ii) improved supervision;

(iii) simplification of work and the elimination of unnecessary work;

(iv) co-ordination of work;

(v) limitation of the number of officers and employees of departments, subdepartments, branches and offices and the utilisation of the services of officers and employees to the best advantage;

(g) make recommendations as to the scales of salaries, wages and allowances of all the various classes and grades of officers and employees;

(h) whenever it is necessary to make any appointment or promotion to a post on the fixed establishment whether such necessity arises from the fact that the post is vacant or has been regraded or converted, make a recommendation as to the person to be appointed or promoted;

(i) keep a record of officers employed in prescribed posts;

(j) enquire into the grievances of officers and, subject to the provisions of these regulations, make such recommendations thereon as it may deem fit;

(k) give directions as to the age, educational, language and other qualifications to be possessed by persons on appointment, transfer or promotion to or in the authority service where such qualifications are not prescribed by or under these regulations or any other law;

(l) where it deems it necessary, conduct examinations or cause examinations to be conducted in such subjects, including languages, as may be directed by it or prescribed as a qualification to be possessed by persons on appointment, transfer or promotion to or in the authority service;

(m) exercise such other powers, perform such other functions, and carry out such other duties, not repugnant with these regulations as may be entrusted to or conferred upon it by the Minister;

(n) make recommendations to the State President for the amendment or variation of these regulations.

Implementation of Recommendations of Board

B5 (1) Subject to the provisions of subregulation (2), every recommendation made by the Board in accordance with these regulations and relating to a particular person—

(a) kan voordat dit uitgevoer is, deur die Raad teruggetrek of gewysig word of deur die Minister verwerp of gewysig word te eniger tyd binne 'n tydperk van ses kalendermaande vanaf die datum waarop dit deur die Raad gedoen is of binne 'n tydperk van ses kalendermaande vanaf die datum waarop dit deur die Raad gewysig is: Met dien verstande dat die Raad nie 'n aanbeveling wat deur die Minister gewysig is, mag intrek of wysig nie;

(b) word, as dit deur die Minister gewysig is, onverwyld deur die Uitvoerende Raad, soos aldus gewysig, uitgevoer;

(c) word, as die Minister geweier het om dit te wysig of te verwerp, onverwyld deur die Uitvoerende Raad soos deur die Raad gedoen of gewysig, uitgevoer;

(d) word, as genoemde tydperk verstryk het en dit nie uitgevoer of deur die Raad ingetrek of deur die Minister verwerp of gewysig is nie, onverwyld deur die Uitvoerende Raad, soos deur die Raad gedoen of gewysig, uitgevoer.

B5 (2) Elke aanbeveling van die Raad aangaande—

(a) die getal, gradering, hergradering, en omskepping van poste op die vaste diensstaat;

(b) die indiensneming en indienshouding van beampes en werknemers bykomend by die vaste diensstaat of teen poste wat laer of hoër gegradeer is as hulle eie gradering;

(c) die skale van salarisse, lone en toelaes van beampes en werknemers;

(d) die betaling aan beampes en werknemers, of klasse beampes of werknemers, van salarisse teen hoër bedrae as die minimums van skale wat op hulle poste by aanstelling, oorpasing of bevordering van toepassing is;

(e) die spesiale verhoging van beampes en werknemers, of klasse beampes of werknemers, binne die salarisskale wat op hulle poste van toepassing is of die betaling aan hulle van salarisse ooreenkomstig hoër skale;

(f) die betaling aan beampes en werknemers van ekstra besoldiging vir die verrigting van oortyddeens;

(g) die bedrae aan bonusse, toekennings, gratifikasies, honorariums en ander ekstra betalings wat aan beampes en werknemers gedoen moet word;

(h) die toekenning van beurse en hulptoelaes vir studie- en navorsingsdoeleindes;

(i) die diensvoorwaardes in die algemeen van beampes en werknemers;

en al die aanbevelings gedoen kragtens regulasie B4 (2) (n) wat uitgawes deur die Tesourie meebring, word aan die Sekretaris van Bantoe-administrasie en -ontwikkeling meegedeel en nie uitgevoer nie tensy die Sekretaris sodanige uitgawes goedkeur.

B5 (3) Waar 'n aanbeveling van die Raad deur die Minister verwerp of gewysig is, handel die Uitvoerende Raad in die aangeleentheid in verband waarmee die aanbeveling gedoen is, ooreenkomstig enige magtiging deur die Minister verleen of ooreenkomstig die aanbeveling van die Raad soos aldus gewysig, sonder om 'n verdere aanbeveling van die Raad te verkry.

B5 (4) Vir die doel van die toepassing van die bepalings van subregulasies (1) en (3) betreffende die verwerping of wysiging deur die Minister van 'n aanbeveling van die Raad, word 'n weiering deur of 'n versuim van die Raad om 'n aanbeveling te doen, geag 'n aanbeveling van die Raad te wees.

B5 (5) Geen aansoek om die verwerping of wysiging van 'n aanbeveling, word by die Minister gedoen nie, tensy die Uitvoerende Raad aan die Raad minstens 14 dae kennis geege het van sy voorneme om aldus aansoek te doen en

(a) may be withdrawn or varied by the Board or may be rejected or varied by the Minister before it has been carried out at any time within a period of six calendar months of the date upon which it was made by the Board or within a period of six calendar months of the date upon which it was varied by the Board: Provided that it shall not be competent for the Board to withdraw or vary any recommendation which has been varied by the Minister;

(b) shall, if the Minister has varied it, forthwith be carried out by the Executive Council as so varied;

(c) shall, if the Minister has refused to vary or reject it, forthwith be carried out by the Executive Council as made or varied by the Board;

(d) shall, if the said period has expired, and it has not been carried out or withdrawn by the Board or rejected or varied by the Minister, forthwith be carried out by the Executive Council as made or varied by the Board.

B5 (2) Every recommendation of the Board as to—

(a) the number, grading, regrading and conversion of posts on the fixed establishment;

(b) the employment of officers and employees additional to the fixed establishment or against posts graded higher or lower than their own grading;

(c) the scales of salaries, wages and allowances of officers and employees;

(d) the payment to officers and employees, or classes of officers or employees, of salaries at higher rates than the minima of scales applicable to their posts on appointment, transfer or promotion;

(e) the special advancement of officers and employees, or classes of officers or employees, within the scales of salary applicable to their posts or the payment to them of salaries in accordance with the higher scales;

(f) the payment to officers and employees of extra remuneration for the performance of overtime duties;

(g) the amounts of bonuses, awards, gratuities, honoraria and any other payments to be made to officers and employees;

(h) the grant of bursaries and grants-in-aid for purposes of study and research;

(i) the conditions of service generally of officers and employees;

and every recommendation made in terms of regulation B4 (2) (n) involving expenditure from the Treasury shall be communicated to the Secretary for Bantu Administration and Development and shall not be carried out unless the said Secretary has approved the expenditure involved.

B5 (3) Where a recommendation of the Board has been rejected or varied by the Minister, the Executive Council shall act in the matter in connection with which the recommendation was made, in accordance with any authority granted by the Minister or in accordance with the recommendation of the Board as so varied, without obtaining a further recommendation of the Board.

B5 (4) For the purpose of the application of the provisions of subregulations (1) and (3), relating to the rejection or variation by the Minister of a recommendation of the Board, any refusal or failure by the Board to make a recommendation shall be deemed to be a recommendation of the Board.

B5 (5) No application for the rejection or variation of a recommendation shall be made to the Minister unless the Executive Council has given the Board at least 14 days' notice of its intention so to apply and such

sodanige kennisgewing moet die gronde uiteensit waarop die Uitvoerende Raad van voorneme is om die aansoek te baseer.

B5 (6) By die toepassing van hierdie regulasies of van enige ander wet word 'n aanbeveling geag—

(a) gedoen te gewees het op die datum van die skriftelike mededeling waarin sodanige aanbeveling oorgedra word; en

(b) as dit op 'n bepaalde persoon betrekking het, deur die Uitvoerende Raad uitgevoer te gewees het op die datum van die skriftelike mededeling aan daardie persoon dat die Uitvoerende Raad sodanige aanbeveling goedgekeur het.

Delegasie van Bevoegdheid en Werksaamhede van die Uitvoerende Raad kragtens hierdie Regulasies

B6 (1) Enige bevoegdheid verleen aan die Uitvoerende Raad by hierdie regulasies kan, met die instemming van die Uitvoerende Raad, uitgevoer of uitgeoefen word—

(a) deur enige lid of lede van die Uitvoerende Raad kragtens 'n algemene of spesiale delegasie van die Uitvoerende Raad; of

(b) deur enige toegewese beampte; of

(c) enige beampte.

B6 (2) Die Uitvoerende Raad mag nie die werksaamhede aan hom opgedra by regulasie B5 deleger nie.

Die Raad kan Departemente Inspekteer en het Insae in Amptelike Dokumente

B7 Die Raad het die bevoegdheid om enige departemente te inspekteer, en moet insae gegee word in amptelike dokumente en stukke en moet voorsien word van alle inligting deur hoofde van departemente en ander beamptes en werknemers, wat na sy mening nodig is vir die uitoefening van sy bevoegdhede, die verrigting van sy werksaamhede en die uitvoering van sy pligte kragtens hierdie regulasies of kragtens enige ander wet.

Personeel van die Raad en Inspeksie van Departemente

B8 (1) Daar word met inagneming van die bepaling van die Staatsdienswet, 1957 (Wet 54 van 1957), in die Departement van Bantoe-administrasie en -ontwikkeling 'n Sekretaris van die Raad en soveel ander beamptes en werknemers van die Staatsdiens van die Republiek aangestel as wat van tyd tot tyd nodig is om die Raad in staat te stel om op doeltreffende wyse sy pligte te verrig.

B8 (2) Die Sekretaris in subregulasie (1) genoem, moet die opdragte nakom en die pligte uitvoer wat van tyd tot tyd deur die Raad aan hom gegee of opgelê word.

B8 (3) Die Raad kan enige persoon magtig om die inspeksie van departemente namens die Raad uit te voer en enige persoon aldus gemagtig het die bevoegdheid wat by regulasie B7 aan die Raad verleen is.

Personeeladvieskomitee

B9 (1) Daar word 'n Personeeladvieskomitee ingestel wat bestaan uit drie lede, aangestel deur die Minister op aanbeveling van die Uitvoerende Raad om hul ampte te beklee vir solank dit die Minister behaag.

B9 (2) Die Minister wys een lid as Voorsitter van die Personeeladvieskomitee aan.

B9 (3) Die kworum op enige vergadering van die Komitee is twee lede daarvan.

B9 (4) Een van die persone wat aldus aangestel word, moet verkieslik kennis of ondervinding van onderwysaangeleenthede hê.

notice shall set forth the grounds upon which the Executive Council intends basing the application.

B5 (6) For the purpose of these regulations or any other law, a recommendation shall be deemed—

(a) to have been made on the date of the written communication conveying such recommendation; and

(b) if it relates to a particular person, to have been carried out by the Executive Council on the date of the written communication to such person stating that the Executive Council has approved such recommendation.

Delegation of Powers and Functions of the Executive Council under these Regulations

B6 (1) Any power conferred upon the Executive Council by these regulations may, with the concurrence of the Executive Council, be exercised or carried out—

(a) by any member or members of the Executive Council under a general or special delegation of the Executive Council; or

(b) by any allocated officer; or

(c) by any officer.

B6 (2) The Executive Council shall not delegate the function conferred upon it by regulation B5.

Board may inspect Departments and has Access to Official Documents

B7 The Board shall have the power to inspect any department and shall be given access to such official documents and records, and shall be furnished with all such information by heads of departments and other officers and employees as in its opinion may be necessary for the exercise of its powers, the performance of its functions and the carrying out of its duties under these regulations or under any other law.

Staff of Board and Inspection of Departments

B8 (1) There shall be appointed, subject to the provisions of the Public Service Act, 1957 (Act 54 of 1957), in the Department of Bantu Administration and Development, a secretary to the Board and so many other officers and employees of the Public Service of the Republic, as may from time to time be necessary to enable the Board effectually to exercise its duties.

B8 (2) The Secretary referred to in subregulation (1) shall observe such directions and carry out such duties as may from time to time be given to or imposed upon him by the Board.

B8 (3) The Board may authorise any person to carry out an inspection of departments on behalf of the Board and any person so authorised shall have the powers conferred upon the Board by regulation B7.

Staff Advisory Committee

B9 (1) There shall be a Staff Advisory Committee, consisting of three members appointed by the Minister on the recommendation of the Executive Council, to hold office at the pleasure of the Minister.

B9 (2) The Minister shall designate one member as Chairman of the Staff Advisory Committee.

B9 (3) The quorum at any meeting of the Committee shall be two members thereof.

B9 (4) One of the persons so appointed shall preferably have knowledge of or experience in educational matters.

B9 (5) Geen persoon wat hom aktief met die politiek bemoei of wat 'n betrekking in die owerheidsdiens beklee, mag aangestel word nie.

B9 (6) Die Minister bepaal, op aanbeveling van die Uitvoerende Raad, die diensvoorwaardes van die lede.

B9 (7) Die werksaamhede en pligte van die Personeel-advieskomitee is om aanbevelings te doen met betrekking tot sulke aangeleenthede as wat van tyd tot tyd deur die Raad of Uitvoerende Raad na hom verwys word, en om die ander werksaamhede te verrig wat van tyd tot tyd deur die Uitvoerende Raad, op aanbeveling van die Raad, aan hom opgedra word of bevoegdhede uit te oefen wat aan hom gedelegeer word deur die Raad.

DEEL C

AANSTELLINGS, BEVORDERINGS, OORPLASINGS, AFTREDINGS, AFDANKINGS EN ONTSLAG

Deur wie Aanstellings en Bevorderings goedgeen word

C1 Ondanks die bepalinge van enige wet wat voor die inwerkingtreding van hierdie regulasies aangeneem is en sonder om afbreuk te doen aan die werksaamhede wat deur die Raad kragtens hierdie regulasies verrig moet word, word die aanstelling of bevordering van enige persoon in die owerheidsdiens deur die Uitvoerende Raad gedoen.

Voorwaardes Aangaande die Vulling van Poste

C2 (1) Behoudens die bepalinge van hierdie regulasie en van regulasie C3 word aanstellings, oorplasinge en bevorderings in die owerheidsdiens gedoen op die wyse en onder die voorwaardes, insluitende die besit van kennis van die amptelike of ander tale, gelas of aanbeveel deur die Raad: Met dien verstande dat geen persoon in 'n pos op die vaste diensstaat aangestel word nie, tensy hy geslaag het in een van die amptelike tale en in enige addisionele Bantoetaal in 'n eksamen genoem in regulasie B4 (2) (1).

C2 (2) Niemand word vas aangestel, of oorgeplaas en vas aangestel, hetsy op proef aldan nie, in enige pos op die vaste diensstaat van die owerheidsdiens nie tensy sodanige persoon—

(a) 'n lid is van die Zoeloevolkseenheid, genoem in artikel 2 van die Wet op die Bevordering van Bantoeselfbestuur, 1959 (Wet 46 van 1959);

(b) van goeie karakter is; en

(c) na die mening van die Raad vry van enige verstandelike of liggaamlike gebrek, siekte of swakheid is, wat waarskynlik die behoorlike uitvoering van sy pligte sal belemmer, of sy aftreding uit die owerheidsdiens voordat hy die pensioenleef tyd bereik nodig sal maak en die Raad aldus verklaar het:

Met dien verstande dat 'n persoon aldus op proef aangestel kan word, ondanks die bepalinge van paragraaf (c), as die Raad die daarin genoemde verklaring weerhou en as 'n voorwaarde van die aanstelling aanbeveel dat dit bekrachtig kan word slegs nadat die Raad sodanige verklaring uitgereik het.

C2 (3) By die vulling van 'n pos in die owerheidsdiens moet daar behoorlik rekening gehou word met die kwalifikasies, betreklike verdienstelikheid, bekwaamheid en geskiktheid van die persone wat vir bevordering, oorplasing of aanstelling in aanmerking kom.

C2 (4) Vir die vulling van 'n pos op die vaste diensstaat moet die Raad behoudens die bepalinge van subregulasie (3), of—

(a) die oorplasing of bevordering van 'n beampte aanbeveel; of

B9 (5) No person actively engaged in politics or holding an appointment in the Zulu Territorial Authority Service shall be eligible to be so appointed.

B9 (6) The Minister shall, on the recommendation of the Executive Council, fix the conditions of service of such members.

B9 (7) The functions and duties of the Staff Advisory Committee shall be to furnish recommendations in regard to such matters as may from time to time be referred to it by the Board or the Executive Council and to perform such other functions as may from time to time be assigned to it by the Executive Council on the recommendation of the Board or to exercise powers delegated to it by the Board.

PART C

APPOINTMENTS, PROMOTIONS, TRANSFERS, RETIREMENTS AND DISCHARGES

By whom Appointments and Promotions are made

C1 Notwithstanding the provisions of any law passed before the commencement of these regulations and without derogation from the functions to be performed by the Board under these regulations, the appointment or promotion of any person in the authority service shall be made by the Executive Council.

Conditions as to the Filling of Posts

C2 (1) Subject to the provision of this regulation and of regulation C3, appointments, transfers and promotions in the authority service shall be made in such manner and subject to such conditions, including the possession of knowledge of the official or any other languages as may be recommended or directed by the Board: Provided that no person shall be appointed to a post on the fixed establishment unless he has passed in one of the official languages and in any additional Bantu language at an examination referred to in regulation B4 (2) (1).

C2 (2) No person shall be appointed permanently, or be transferred and appointed permanently whether on probation or not, to any post on the fixed establishment of the authority service unless such person is—

(a) a member of the Zulu national unit referred to in section 2 of the Promotion of Bantu Self-Government Act, 1959 (Act 46 of 1959);

(b) of good character; and

(c) in the opinion of the Board free from any mental or physical defect, disease or infirmity which would be likely to interfere with the proper carrying out of his duties or to render necessary his retirement from the authority service before reaching the pensionable age and the Board has so declared:

Provided that a person may be so appointed on probation, notwithstanding the provisions of paragraph (c), if the Board withholds the declaration referred to therein and recommends, as a condition of the appointment, that it may be confirmed only after the Board has issued such declaration.

C2 (3) In the filling of any post in the authority service, due regard shall be had to the qualifications, relative merit, efficiency and suitability of the persons who are eligible for promotion, transfer or appointment.

C2 (4) For the filling of any post on the fixed establishment, the Board shall, subject to the provisions of sub-regulation (3), recommend either—

(a) the transfer or promotion of an officer, or

(b) as die pos nie op bevredigende wyse deur sodanige oorplasing of bevordering gevul kan word nie, die aanstelling van 'n persoon wat nie 'n beampte is nie, aanbeveel.

Aanstellings, Oorplasinge en Bevorderings op Proef

C3 (1) Aanstellings in, oorplasinge na, en bevorderings tot poste op die vaste diensstaat geskied op proef wanneer die Raad so aanbeveel.

C3 (2) Die proeftyd is minstens 12 kalendermaande: Met dien verstande dat as 'n beampte wat diens op proef doen, oorgeplaas word na of bevorder word tot 'n ander pos, die Raad 'n korter diens tyd op proef in die nuwe pos kan aanbeveel wat, saam met die proeftyd in diens in die vorige pos, minstens 12 kalendermaande is: Met dien verstande voorts dat die proeftyd van 'n beampte verleng word met die getal dae verlof wat hy gedurende die proeftyd of enige verlenging daarvan geneem het.

C3 (3) As die hoof van die kantoor sertifiseer dat gedurende die proeftyd, of verlengde proeftyd, die betrokke beampte ywerig en sy gedrag deurgaans bevredigend was en dat hy in alle opsigte geskik is vir die pos wat hy beklee, kan die Uitvoerende Raad, as die beampte voldoen het aan al die voorwaardes waaraan sy aanstelling, oorplasing of bevordering onderworpe was, die aanstelling, oorplasing of bevordering op proef nie aldus bekrachtig word nie, kan die Raad aanbeveel dat die proeftydperk verleng word.

C3 (4) Ondanks andersluidende bepalings in subregulasie (2) of in Deel D vervat, maar behoudens die bepalings van subregulasie (5), kan 'n beampte wat op proef in diens is, deur die Uitvoerende Raad op aanbevelings van die Raad uit die owerheidsdiens ontslaan word, hetsy gedurende of by of na die verstryking van die proeftyd—

(a) deur een maand kennis te gee; of

(b) onverwyld as sy gedrag onbevredigend is.

C3 (5) Ondanks andersluidende bepalings in regulasie C4 en E2, keer 'n persoon wat onmiddellik voor sy oorplasing of bevordering op proef 'n beampte was, maar wat nie 'n beampte op proef was nie, op aanbeveling van die Raad, terug na die pos wat hy tevore beklee het, of na 'n pos van gelyke gradering, en na die salaris wat hy in sy vorige pos sou bereik het, as sy oorplasing of bevordering op proef nie bekrachtig word nie.

Oorplasing en Sekondering van Beamptes en Werknemers

C4 (1) Behoudens die bepalings van hierdie regulasies, kan elke beampte en werknemer, wanneer die openbare belang dit vereis, oorgeplaas word uit die pos of betrekking wat hy beklee na enige ander pos of betrekking in dieselfde of in enige ander departement, hetsy sodanige pos of betrekking van 'n laer of hoër graad is al dan nie: Met dien verstande dat—

(a) by oorplasing 'n beampte of werknemer se salarisskaal nie sonder sy toestemming verlaag mag word nie, behalwe in ooreenstemming met die bepalings van Deel D;

(b) 'n beampte wat oorgeplaas is na of in diens is in 'n pos van 'n laer of hoër graad as sy eie graad sonder 'n verandering in sy salarisskaal, deur die Raad aanbeveel moet word vir oorplasing na 'n pos waarby sy salarisskaal pas sodra 'n geskikte vakature ontstaan;

(c) 'n beampte of werknemer wat oorgeplaas is na of in diens is in 'n pos wat hoër as sy eie graad gegradeer is, of wat hergradeer is na, of omskep is in 'n pos van 'n hoër graad as sy eie graad, nie uit hoofde alleen van sodanige oorplasing of diens op die hoër salarisskaal of salaris wat op die pos van toepassing is, geregtig is nie.

(b) if the post cannot be satisfactorily filled by such transfer or promotion, the appointment of a person who is not an officer.

Appointments, Transfers and Promotions on Probation

C3 (1) Appointments, transfers or promotions to posts on the fixed establishment shall be made on probation whenever the Board so recommends.

C3 (2) The period of probation shall not be less than 12 calendar months: Provided that if an officer who is serving on probation is transferred or promoted to another post, the Board may recommend a lesser period of service on probation in the new post, which, together with the period of probation served in the former post, shall total at least 12 calendar months: Provided further that the probationary period of an officer shall be extended by the number of days' leave taken by him during the period of probation or any extension thereof.

C3 (3) If the head of the office certifies that during the period of probation or extended period of probation the officer concerned has been diligent and his conduct uniformly satisfactory and that he is in all respects suitable for the post which he holds, the Executive Council may, if the officer has complied with all the conditions to which his appointment, transfer or promotion was subject, confirm the appointment, transfer or promotion; but if the probationary appointment, transfer or promotion is not so confirmed, the Board may recommend that the period of probation be extended.

C3 (4) Notwithstanding anything to the contrary in subregulation (2), or in Part D contained, but subject to the provisions of subregulation (5), an officer who is serving on probation may be discharged from the authority service by the Executive Council on the recommendation of the Board, either during or at or after the expiry of the period of probation—

(a) by giving one month's notice; or

(b) forthwith, if his conduct is unsatisfactory.

C3 (5) Notwithstanding anything contained in regulation C4 and E2 a person who, immediately prior to his transfer or promotion on probation, was an officer not being a probationary officer, shall on recommendation of the Board revert to the post formerly held by him or to a post of equivalent grading, and to the salary he would have attained in his former post, if his probationary transfer or promotion be not confirmed.

Transfer and Secondment of Officers and Employees

C4 (1) Subject to the provisions of these regulations every officer or employee shall, whenever the public interest so requires, be liable to be transferred from the post or appointment held by him to any other post or appointment in the same or any other department, whether or not such post or appointment is of a lower or higher grade: Provided that—

(a) upon transfer an officer or employee shall not suffer any reduction in his salary scale without his consent except in accordance with the provisions of Part D;

(b) an officer who has been transferred to or is employed in a post of lower or higher grade than his own grade, without a change in his salary scale shall, by recommendation of the Board, be transferred to a post to which his salary scale is appropriate as soon as a suitable vacancy occurs;

(c) an officer or employee who has been transferred to or is employed in a post which is graded higher than his own grade or which is regraded or converted to a post of a grade higher than his own grade, shall not by reason only of such transfer or employment be entitled to the higher scale or salary applicable to the post.

C4 (2) Die oorpasing van 'n beampte of werknemer uit een pos of betrekking na 'n ander pos of betrekking kan, behoudens die bepalings van subregulasie (3), geskied op gesag van die Uitvoerende Raad: Met dien verstande dat die bepalings van hierdie subregulasie nie na die Raad belet om die oorpasing van 'n beampte of werknemer uit 'n voorgeskrewe pos op die vaste diensstaat na 'n ander voorgeskrewe pos op die vaste diensstaat aan te beveel nie.

C4 (3) 'n Beampte mag nie uit een pos oorgeplaas word na 'n ander pos wat van 'n hoër of laer graad as sy eie graad is of 'n ander benaming het nie, tensy die Raad die oorpasing aanbeveel het.

C4 (4) 'n Beampte of werknemer kan met sy eie toestemming en op die aanbeveling van die Raad op sodanige voorwaardes (benewens dié by of kragtens enige wet voorgeskryf) as wat bepaal word deur die Raad in oorleg met die Sekretaris van Bantoe-administrasie en -ontwikkeling, gesekondeer word, of vir 'n bepaalde diens of tydperk, na die diens van die Regering van die Republiek of enige raad, inrigting of liggaam ingestel by of kragtens enige wet, of van enige ander liggaam of persoon, en sodanige beampte of werknemer bly onderworpe aan die wette van toepassing op beamptes in die owerheidsdiens, terwyl aldus gesekondeer.

Aftreding, Afdanking en Ontslag van Beamptes

C5 (1) (a) Behoudens die bepalings van subregulasies (2) en (3), maar nie teenstrydig met 'n wet wat die pensioenregte van beamptes bepaal nie, het 'n beampte die reg om uit die owerheidsdiens af te tree wanneer hy die leeftyd van 60 jaar bereik en word hy aldus afgedank wanneer hy genoemde leeftyd bereik indien daardie dag op die eerste dag van 'n maand is of, indien daardie dag 'n latere dag is, op die eerste dag van die maand onmiddellik na die maand waarin hy die leeftyd van 60 jaar bereik het.

(b) 'n Beampte wat uit die Staatsdiens van die Republiek na die owerheidsdiens oorgeplaas word sonder 'n onderbreking in diens, het die reg om afgedank te word met ingang van die datum bepaal by artikel 14 van die Staatsdienswet, 1957 (Wet 54 van 1957), asof hy 'n beampte van die Staatsdiens van die Republiek gebly het.

C5 (2) As dit in die openbare belang is om 'n beampte in sy pos in diens te hou na die leeftyd waarop hy ooreenkomstig subregulasie (1) afgedank moet word, kan hy aldus van tyd tot tyd op aanbeveling van die Raad vir verdere tydperke in diens gehou word wat, behalwe met die goedkeuring van die Uitvoerende Raad, altesaam twee jaar nie te bowe mag gaan nie.

C5 (3) (a) 'n Beampte (uitgesonderd 'n beampte genoem in subregulasie (7)) wat die leeftyd van 55 jaar bereik het, kan, onderworpe in elke geval aan die aanbeveling van die Raad, uit die owerheidsdiens afgedank word.

(b) 'n Beampte wat uit die Staatsdiens van die Republiek oorgeplaas is na die owerheidsdiens sonder 'n onderbreking in diens kan, op aanbeveling van die Raad, afgedank word met ingang van die datum bepaal in artikel 14 (5) van die Staatsdienswet, 1957 (Wet 54 van 1957), asof hy 'n beampte van die Staatsdiens van die Republiek gebly het.

C5 (4) Elke beampte kan uit die owerheidsdiens ontslaan word—

(a) weens voortdurende swak gesondheid;

(b) weens die afskaffing van sy pos of vermindering of reorganisasie of herreëling van departemente of kantore;

(c) as, om ander redes as sy eie ongeskiktheid of onvermoë, sy ontslag doeltreffendheid of besuiniging in die departement of kantoor waarin hy in diens is, sal bevorder;

(d) weens ongeskiktheid vir sy pligte of onvermoë om hulle op bekwame wyse uit te voer;

C4 (2) The transfer of an officer or employee from one post or appointment to another post or appointment may, subject to the provisions of subregulation (3), be made on the authority of the Executive Council: Provided that the provisions of this subregulation shall not preclude the Board from recommending the transfer of any officer or employee from a prescribed post on the fixed establishment to any other prescribed post on the fixed establishment.

C4 (3) An officer shall not be transferred from one post to another post which is of a higher or lower grade than his own grade or bears a different designation, unless the Board has recommended the transfer.

C4 (4) An officer or employee may, with his own consent, and on the recommendation of the Board upon such conditions (in addition to those prescribed by or under any law) as may be determined by it in consultation with the Secretary for Bantu Administration and Development, be seconded either for a particular service or for a period of time, to the service of the Government of the Republic or any board, institution or body, established by or under any law, or of any other body or person, and such officer or employee while so seconded shall remain subject to the laws governing officers in the authority service.

Retirement and Discharge of Officers

C5 (1) (a) Subject to the provisions of subregulations (2) and (3), but not inconsistent with any law governing the pension rights of officers, an officer shall have the right to retire from the authority service on attaining the age of 60 years and shall be so retired on reaching the said age if that day is the first day of a month or if that day is any later day, on the first day of the month in which he attains the age of 60 years.

(b) An officer who has been transferred from the Public Service of the Republic to the authority service without a break in service, shall have the right to be retired with effect from the date determined by section 14 of the Public Service Act, 1957 (Act 54 of 1957), as if he had remained an officer of the Public Service of the Republic.

C5 (2) If it is in the public interest to retain an officer in his post beyond the age at which in accordance with subregulation (1) he shall be retired, he may be so retained from time to time on the recommendation of the Board for further periods which shall not, except with the approval of the Executive Council, exceed in the aggregate two years.

C5 (3) (a) An officer (except an officer referred to in subregulation (7)) who has reached the age of 55 years may, subject in every case to the recommendation of the Board, be retired from the authority service.

(b) An officer who has been transferred from the Public Service of the Republic to the authority service without a break in service, may be retired on recommendation of the Board with effect from the date determined by section 14 (5) of the Public Service Act, 1957 (Act 54 of 1957), as if he had remained an officer of the Public Service of the Republic.

C5 (4) Every officer shall be liable to be discharged from the authority service—

(a) on account of continued ill-health;

(b) owing to the abolition of his post or any reduction in or reorganisation or readjustment of departments or offices;

(c) if, for reasons other than his own unfitness or incapacity, his discharge will promote efficiency or economy in the department or office in which he is employed;

(d) on account of unfitness for his duties, or incapacity to carry them out efficiently;

(e) weens wangedrag;

(f) as, in die geval van 'n beampte wat op proef aangestel is, sy aanstelling nie bekragtig word nie.

C5 (5) 'n Vroulike beampte wat in die huwelik tree, word geag vrywillig uit die owerheidsdiens met die oog op die huwelik met ingang van die datum van haar huwelik te getree het, of as sy haar pligte op daardie dag vervul het, met ingang van die dag wat op die datum van haar huwelik volg, tensy die Raad aanbeveel dat sy in die owerheidsdiens in diens gehou word.

C5 (6) 'n Beampte wat sonder verlof van die Departementshoof, of hoof van sy kantoor, vir 'n tydperk van meer as een kalendermaand van sy ampspligte wegbly, word geag uit die owerheidsdiens weens wangedrag ontslaan te gewees het met ingang van die datum wat onmiddellik volg op die laaste dag waarop hy op sy plek van diens teenwoordig was: Met dien verstande dat as sodanige beampte ander werk aanvaar, hy geag word ontslaan te gewees het soos voormeld, nieteenstaande dat genoemde tydperk nog nie verstryk het nie: Met dien verstande voorts dat as sodanige beampte hom te eniger tyd na die verstryking van sodanige tydperk vir diens aanmeld, die Raad, ondanks andersluidende wetsbepalings kan aanbeveel dat hy in die owerheidsdiens in sy vorige of enige ander pos of betrekking herstel word op die voorwaardes wat die Raad aanbeveel, en in so 'n geval word die tydperk van sy afwesigheid van sy ampspligte, geag afwesigheid met vakansieverlof sonder besoldiging of verlof op die ander voorwaardes wat die Raad aanbeveel, te wees.

C5 (7) Die dienste van 'n beampte wat 'n nie-voorgeskrewe pos op die vaste diensstaat beklee, kan op die aanbeveling van die Raad, ondanks die afwesigheid van enige rede vir ontslag ooreenkomstig subregulasie (4), beëindig word deur minstens een maand skriftelik kennis te gee.

C5 (8) Die bevoegdheid om 'n beampte of werknemer te ontslaan berus by die Uitvoerende Raad: Met dien verstande dat in die geval van 'n beampte die Raad eers 'n aanbeveling moet doen vir sy ontslag.

DEEL D

ONBEKWAAMHEID EN WANGEDRAG

Onbekwame Beamptes

D1 (1) As 'n departementshoof aan die Uitvoerende Raad verslag doen dat 'n beampte in sy departement, na sy mening, ongeskik is vir sy pligte of nie in staat is om hulle op bekwame wyse uit te voer nie, stel die Uitvoerende Raad 'n beampte of toegewese beampte aan om ondersoek na die inhoud van daardie verslag in te stel; en as enige sodanige verslag aan 'n departementshoof gedoen word deur 'n beampte of toegewese beampte wat ingevolge subregulasie (3) van regulasie B8 aangewys is om departemente te inspekteer, stuur genoemde departementshoof dit binne een kalendermaand na die datum waarop hy dit ontvang het deur na die Uitvoerende Raad wat 'n beampte of toegewese beampte moet aanstel om ondersoek na die inhoud van daardie verslag in te stel.

D1 (2) Die beampte of toegewese beampte wat die ondersoek moet instel stel, in ooreenstemming met die departementshoof, die tyd en die plek van die ondersoek vas en die departementshoof gee aan die betrokke beampte redelike skriftelike kennis van die tyd en plek aldus vasgestel en verstrekk aan hom 'n skriftelike uiteensetting van die redes op grond waarvan beweer word dat hy ongeskik is vir sy pligte of nie in staat is om hulle op bekwame wyse uit te voer nie.

D1 (3) Die departementshoof kan enige persoon magtig om by die ondersoek teenwoordig te wees en om getuënies en argumente ter stawing van die beweerings in subregulasie

(e) on account of misconduct;

(f) if, in the case of an officer appointed on probation, his appointment is not confirmed.

C5 (5) A female officer who marries, shall be deemed to have retired voluntarily from the authority service in contemplation of marriage with effect from the date of her marriage, or if she has discharged her duties on the day, with effect from the day following the date of her marriage, unless the Board recommends that she be retained in the authority service.

C5 (6) An officer who absents himself from his official duties without the permission of the head of his department or the head of his office for a period exceeding one calendar month, shall be deemed to have been discharged from the authority service on account of misconduct with effect from the date immediately succeeding his last day of attendance at his place of duty: Provided that if such officer assumes other employment he shall be deemed to have been discharged as aforesaid notwithstanding that the said period has not expired: Provided further that if such officer reports for duty at any time after the expiry of the said period the Board may notwithstanding anything to the contrary contained in these regulations or any other law, recommend that he be reinstated in the authority service in his former or any other post or appointment, on such conditions as the Board may recommend and in that event the period of his absence from official duty shall be deemed to have been absence on vacation leave without pay or leave on such other conditions as the Board may recommend.

C5 (7) The services of an officer on the fixed establishment may, on the recommendation of the Board, notwithstanding the absence of any cause of discharge under subregulation (4), be terminated by the giving of not less than one month's notice in writing.

C5 (8) The power of discharge of an officer or employee is vested in the Executive Council: Provided that in the case of an officer, the Board shall first make a recommendation for his discharge.

PART D

INEFFICIENCY AND MISCONDUCT

Inefficient Officers

D1 (1) If a head of a department reports to the Executive Council that any officer in his department is, in his opinion, unfitted for his duties or incapable of carrying them out efficiently the Executive Council shall appoint an officer or an allocated officer to inquire into the subject matter of that report; and if any such report is made to a head of department by an officer or an allocated officer designated to inspect departments in terms of subregulation (3) of regulation B8 the said head of department shall within one calendar month of the date on which he received it transmit it to the Executive Council who shall appoint an officer or allocated officer to inquire into the subject matter of the report.

D1 (2) The officer or allocated officer who is to hold the inquiry shall, in consultation with the head of department, fix the time and place of the inquiry and the head of department shall give the officer concerned reasonable notice, in writing, of the time and place so fixed and shall furnish him with a written statement of the grounds on which it is alleged that he is unfitted for his duties or incapable of carrying them out efficiently.

D1 (3) The head of department may authorise any person to attend the inquiry and to adduce evidence and arguments in support of the allegation mentioned in sub-

(2) genoem, aan te voer en om enige persoon wat getuienis afgelê het om daardie bewerings te weerlê, onder kruisverhoor te neem.

D1 (4) (a) By die ondersoek het die betrokke beampte die reg om teenwoordig te wees en aangehoor te word hetsy persoonlik of deur 'n verteenwoordiger, om enige persoon wat as getuie opgeroep is ter stawing van die bewerings in subregulasie (2) genoem, onder kruisverhoor te neem, om alle dokumente wat as getuienis voorgelê is, in te sien, om self getuienis af te lê en om enige ander persoon as getuie op te roep.

(b) Die beampte of toegewese beampte wat die ondersoek instel, moet notule hou van die verrigtings by die ondersoek en van alle getuienis wat aldaar afgelê word.

(c) Die versuim van die betrokke beampte om by die ondersoek teenwoordig te wees hetsy persoonlik of deur 'n verteenwoordiger, maak die verrigtings nie ongeldig nie.

D1 (5) Na afloop van die ondersoek moet die beampte of toegewese beampte wat dit instel, bevind of die betrokke beampte ongeskik is vir sy pligte of nie in staat is om hulle op bekwame wyse uit te voer nie, die betrokke beampte van sy bevinding verwittig en oor die uitslag van die ondersoek aan die Uitvoerende Raad verslag doen.

D1 (6) As die beampte of toegewese beampte wat die ondersoek ingestel het, bevind het dat die betrokke beampte ongeskik is vir sy pligte of nie in staat is om hulle op bekwame wyse uit te voer nie, kan die betrokke beampte binne 14 dae na die datum waarop hy van die bevinding verwittig is, by die Raad daarteen appelleer deur aan die beampte of toegewese beampte wat die ondersoek ingestel het, skriftelik kennis van appèl te gee, waarin hy volledig die gronde waarop die appèl gebaseer word, moet uiteensit.

D1 (7) As die beampte of toegewese beampte wat die ondersoek ingestel het, bevind het dat die betrokke beampte ongeskik is vir sy pligte of nie in staat is om hulle op bekwame wyse uit te voer nie, moet hy die notule van die verrigtings by die ondersoek en alle dokumentêre getuienis wat aldaar toegelaat is, 'n skriftelike uiteensetting van sy bevinding en sy redes daarvoor en enige opmerkings oor die saak wat hy wens te maak, aan die Raad stuur. As kennis van appèl ooreenkomstig die bepalings van subregulasie (6) gegee is, moet hy saam met die notule die kennisgewing en gronde van appèl aanstuur, en moet hy aan die betrokke beampte 'n afskrif van die redes vir sy bevinding verstrek.

D1 (8) As die betrokke beampte binne sewe dae na die datum waarop hy 'n afskrif van die redes vir die bevinding ontvang het, by die Raad om 'n afskrif van die notule van die verrigtings by die ondersoek aansoek doen, moet die Raad sodanige afskrif aan hom verstrek.

D1 (9) Die betrokke beampte kan binne 14 dae na die datum waarop hy die afskrif van die notule van die verrigtings ontvang het, of as hy nie om 'n afskrif van die notule aansoek gedoen het nie, binne 21 dae na die datum waarop hy die afskrif van die redes vir die bevinding ontvang het, aan die Raad skriftelike vertoë, in viervoud, ter stawing van sy appèl voorlê.

D1 (10) Die Raad stuur 'n afskrif van die notule en dokumente in subregulasie (7) genoem en 'n afskrif van die vertoë in subregulasie (9) genoem aan die departementshoof.

D1 (11) Die departementshoof kan binne 14 dae na die datum waarop hy die afskrifte in subregulasie (10) genoem, ontvang het, vertoë wat hy wens voor te lê ter stawing van die bevindings waarteen die appèl aangeteken is, in viervoud tot die Raad rig; en die Raad moet 'n afskrif van sodanige vertoë aan die betrokke beampte verstrek.

D1 (12) (a) Die betrokke beampte kan binne 14 dae na die datum waarop hy 'n afskrif van die vertoë in sub-

regulation (2) and to cross-examine any person who has given evidence to rebut those allegations.

D1 (4) (a) At the inquiry the officer concerned shall have the right to be present and to be heard either personally or through a representative, to cross-examine any person called as a witness in support of the allegations referred to in subregulation (2), to inspect any documents produced in evidence, to give evidence himself and to call any other person as a witness.

(b) The officer or allocated officer holding the inquiry shall keep a record of the proceedings at the inquiry and of all evidence given thereat.

(c) The failure of the officer concerned to attend the inquiry, either personally or by a representative, shall not invalidate the proceedings.

D1 (5) At the conclusion of the inquiry the officer or allocated officer holding it shall find whether or not the officer concerned is unfit for his duties or incapable of carrying them out efficiently, shall inform the officer concerned of his finding and shall report the result of the inquiry to the Executive Council.

D1 (6) If the officer or allocated officer who held the inquiry has found that the officer concerned is unfit for his duties or incapable of carrying them out efficiently, the officer concerned may, within 14 days as from the date upon which he was informed of the finding, appeal therefrom to the Board by giving to the officer or allocated officer who held the inquiry a written notice of appeal wherein he shall set forth fully the grounds upon which the appeal is based.

D1 (7) If the officer or allocated officer who held the inquiry has found that the officer concerned is unfit for his duties or incapable of carrying them out efficiently, he shall forward to the Board the record of the proceedings at the inquiry and any documentary evidence admitted thereat, a written statement of his finding and his reasons therefor and any observations on the case which he may desire to make. If notice of appeal has been given in accordance with the provisions of subregulation (6), he shall forward with the record of notice and grounds of appeal, and shall furnish the officer concerned with a copy of the reasons for his finding.

D1 (8) If the officer concerned applies to the Board for a copy of the record of the proceedings at the inquiry within seven days as from the date upon which he received a copy of the reasons for the finding, the Board shall furnish him with such copy.

D1 (9) The officer concerned may within 14 days of the date upon which he received the copy of the record of the proceedings, or if he did not apply for a copy of the record, within 21 days of the date upon which he received the copy of the reasons for the finding, submit to the Board written representations, in quadruplicate, in support of his appeal.

D1 (10) The Board shall forward to the head of department a copy of the record and documents referred to in subregulation (7) and a copy of the representations referred to in subregulation (9).

D1 (11) The head of department may, within 14 days of the date upon which he received the copies referred to in subregulation (10), submit to the Board, in quadruplicate, any representations which he desires to make in support of the finding against which the appeal is brought; and the Board shall furnish a copy of such representations to the officer concerned.

D1 (12) (a) The officer concerned may within 14 days of the date upon which he received a copy of the repre-

regulasie (11) genoem, ontvang het, enige skriftelike repliek wat hy op sodanige versoë wil lewer, in viervoud aan die Raad voorlê.

(b) Die Raad verstrek 'n afskrif van genoemde repliek aan die departementshoof.

(c) Die departementshoof het nie die reg om verdere versoë in antwoord op genoemde repliek voor te lê nie, behalwe met verlof van die Raad.

D1 (13) Na oorweging van genoemde notule en dokumente kan die Raad die appèl in sy geheel of gedeeltelik handhaaf en die bevinding tersyde stel of wysig of die appèl afwys en die bevinding in sy geheel of gedeeltelik bekrachtig, of kan die Raad, voordat hy tot 'n finale beslissing oor die appèl geraak, enige vraag in verband met die ondersoek na die beampte of toegewese beampte wat dit ingestel het, terugverwys, en hom gelas om verslag daaroor te doen of om 'n verdere ondersoek in te stel en tot 'n bevinding daaroor te geraak.

D1 (14) As die Raad gelas dat 'n verdere ondersoek ingestel moet word, is die bepalings van subregulasies (3) en (4) van toepassing.

D1 (15) Wanneer die Raad tot 'n finale beslissing oor 'n appèl geraak het, deel hy daardie beslissing skriftelik aan die appellant en aan die Uitvoerende Raad mee.

D1 (16) As die beampte of toegewese beampte wat die ondersoek ingestel het, bevind het dat die beampte ongeskik is vir sy pligte of nie in staat is om hulle op bekwaame wyse uit te voer nie en die beampte nie teen die bevinding soos hierbo bepaal, geappelleer het nie, of as hy aldus geappelleer het en sy appèl afgewys is, stuur die Raad die notule en alle ander dokumente wat op die ondersoek betrekking het, aan die Uitvoerende Raad en beveel hy aan—

(a) dat geen verdere stappe in die saak gedoen word nie; of

(b) dat die betrokke beampte na 'n ander pos oorgeplaas of in diens gehou word bykomend by die vaste diensstaat; of

(c) dat sy salaris of graad of sy salaris sowel as sy graad verlaag word in die mate wat aanbeveel word; of

(d) dat hy uit die owerheidsdiens met ingang van 'n datum deur die Uitvoerende Raad bepaal, ontslaan word.

As die Raad 'n aanbeveling ingevolge paragraaf (b) doen, kan hy ook 'n aanbeveling ingevolge paragraaf (c) doen.

D1 (17) Die Uitvoerende Raad kan die gedragslyn volg wat die Raad aanbeveel het of, behoudens die bepalings van subregulasie (1) van regulasie B5, enige ander gedragslyn wat die Raad wettiglik ingevolge subregulasie (16) kon aanbeveel het.

Onbekwame Departementshoofde

D2 (1) As daar na die mening van die Uitvoerende Raad redelike gronde bestaan om te vermoed dat 'n departementshoof wat 'n beampte is, ongeskik is vir sy pligte of nie in staat is om hulle op bekwaame wyse uit te voer nie, kan hy 'n persoon of persone aanstel om ondersoek na die inhoud van 'n verslag wat deur die Uitvoerende Raad verstrek word, in te stel.

D2 (2) Die bepalings van subregulasies (2) tot en met (17) van regulasie D1 is *mutatis mutandis* van toepassing op 'n ondersoek ingevolge subregulasie (1) van hierdie regulasie, en vir die doeleindes van sodanige toepassing word die verwysing in subregulasie (17) na 'n departementshoof uitgelê as 'n verwysing na die Uitvoerende Raad en word elke verwysing na die beampte of toegewese beampte wat die ondersoek instel, uitgelê as ook 'n verwysing na die persoon of persone wat ingevolge subregulasie (1) van hierdie regulasie aangestel is.

representations referred to in subregulation (11), submit to the Board, in quadruplicate, any reply, in writing, he may wish to make to such representations.

(b) The Board shall furnish the head of department with a copy of such reply.

(c) The head of department shall have no right to submit further representations in answer to such reply, except with leave of the Board.

D1 (13) After consideration of the aforesaid record and documents, the Board may allow the appeal wholly or in part and set aside or alter the finding, or dismiss the appeal and confirm the finding wholly or in part, or the Board, may, before arriving at a final decision on the appeal, remit any question in connection with the inquiry to the officer or allocated officer who held it, and direct him to report thereon or to hold a further inquiry and arrive at a finding thereon.

D1 (14) If the Board directs the holding of a further inquiry, the provisions of subregulations (3) and (4) shall apply.

D1 (15) When the Board has arrived at a final decision on an appeal, it shall convey that decision, in writing, to the appellant and to the Executive Council.

D1 (16) If the officer or allocated officer who held the inquiry has found that the officer is unfit for his duties or incapable of carrying them out efficiently and the officer has not appealed against the finding as hereinbefore provided, or if he has so appealed and his appeal has been dismissed, the Board shall forward the record and all other documents relating to the inquiry to the Executive Council and recommend—

(a) that no further action be taken in the matter; or

(b) that the officer concerned be transferred to another post or be employed additional to the fixed establishment; or

(c) that his salary or grade or both his salary and grade be reduced to an extent recommended; or

(d) that he be discharged from the authority service from a date to be specified by the Executive Council.

If the Board makes a recommendation in terms of paragraph (b), it may also make a recommendation in terms of paragraph (c).

D1 (17) The Executive Council may adopt the course recommended by the Board, or subject to the provisions of subregulation (1) of regulation B5 any other course which the Board could lawfully have recommended under subregulation (16).

Inefficient Heads of Department

D2 (1) If in the opinion of the Executive Council there are reasonable grounds for believing that a head of department who is an officer is unfit for his duties or incapable of carrying them out efficiently it may appoint a person or persons to inquire into the subject matter of a report, furnished by the Executive Council.

D2 (2) The provisions of subregulation (2) to (17), both inclusive, of regulation D1 shall *mutatis mutandis* apply to any inquiry under subregulation (1) of this regulation; and for the purposes of such application the reference in subregulation (17) to a head of department shall be construed as a reference to the Executive Council and every reference to the officer or allocated officer holding the inquiry shall be construed as including a reference to the person or persons appointed under subregulation (1) of this regulation.

Omskrywing van Wangedrag

D3 'n Beamppte is skuldig aan wangedrag en daar kan ooreenkomstig die bepalings van regulasie D4 met hom gehandel word, as hy—

(a) 'n bepaling van hierdie regulasies oortree of versuim om te voldoen aan 'n bepaling daarvan waaraan dit sy plig is om te voldoen; of

(b) 'n daad wat nadelig vir die administrasie, dissipline of doeltreffendheid van 'n departement, kantoor of inrigting van die Zoeloegebiedsoowerheid is, doen, laat doen of toelaat of oogluikend toelaat dat dit gedoen word; of

(c) 'n wettige bevel wat aan hom gegee is deur 'n persoon wat die bevoegdheid het om dit te gee, nie gehoorsaam nie, dit verontagsaam of opsetlik versuim om dit uit te voer, of deur woord of gedrag insubordinasie aan die dag lê; of

(d) nalatig of traag is in die vervulling van sy pligte; of

(e) sonder die toestemming van die Uitvoerende Raad (verleen op aanbeveling van die Raad in die geval van 'n beamppte wat 'n voorgeskrewe pos op die vaste diensstaat beklee) enige private agentskap of private werk in enige aangeleentheid in verband met die verrigting van sy amptelike werksaamhede of die uitvoering van sy ampspligte onderneem; of

(f) hom in die openbaar uitlaat oor die administrasie van enige departement; of

(g) lid van 'n politieke organisasie word of aktief aan politieke aangeleenthede deelneem; of

(h) probeer om uit politieke of buitebronne ingryping in verband met sy posisie en diensvoorwaardes in die oowerheidsdiens te verkry: Met dien verstande dat niks in hierdie paragraaf vervat 'n beamppte verhinder om herstel van 'n grief deur bemiddeling van die Gebiedsoowerheid te probeer verkry nie; of

(i) hom op 'n skandelijke, onbehoorlike of onbetaamlike wyse gedra, of terwyl hy diens doen, hom uiters onbeleefd teenoor 'n persoon gedra; of

(j) buitensporig gebruik maak van sterk drank of bedwelvende middels; of

(k) insolvent word of 'n akkoord met sy skuldeisers aangaan of as 'n bevel tot siviele gyseling deur 'n geregs-hof teen hom gegee is, tensy daar bewys word dat sy insolvensie of akkoord of die gee van 'n bevel tot siviele gyseling teen hom deur onvermydelike teenspoed veroorsaak is; of

(l) in geldelike moeilikheid geraak, tensy daar bewys word dat sy geldelike moeilikheid nie die gevolg is van onversigtigheid of ander laakbare oorsaak nie en nie nadelig is vir die getroue uitvoering van sy pligte nie; of

(m) sonder dat hy eers die toestemming van sy departementshoof verkry het, inligting wat hy ingewin of waar-aan hy gekom het as gevolg van sy werk in die Zoeloe-oowerheidsdiens, openbaar maak anders as in die vervulling van sy ampspligte of sodanige inligting gebruik vir 'n ander doel as vir die vervulling van sy ampspligte, hetsy hy sodanige inligting openbaar maak of nie; of

(n) sonder die toestemming van die Uitvoerende Raad (verleen op aanbeveling van die Raad in die geval van 'n beamppte), enige kommissie, geld of beloning, geldelik of anders (wat nie die emolumente is wat ten opsigte van sy pligte aan hom betaalbaar is nie) aanneem of dit eis ten opsigte van die uitvoering van sy pligte of die versuim om sy pligte uit te voer, of versuim om aan sy departementshoof of, as hy die departementshoof is, wat 'n beamppte is, aan die Uitvoerende Raad die aanbod van sodanige kommissie, geld of beloning te rapporteer; of

Definition of Misconduct

D3 Any officer shall be guilty of misconduct and may be dealt with in accordance with the provisions of regulation D4 if he—

(a) contravenes any provision of these regulations or fails to comply with any provision thereof with which it is his duty to comply; or

(b) does, or causes or permits to be done or connives at, any act which is prejudicial to the administration, discipline or efficiency of any department, office or institution of the Zulu Territorial Authority; or

(c) disobeys, disregards, or makes wilful default in carrying out a lawful order given to him by a person having authority to give it, or by word or conduct displays insubordination; or

(d) is negligent or indolent in the discharge of his duties; or

(e) undertakes, without the permission of the Executive Council (granted on the recommendation of the Board in the case of an officer who holds a prescribed post on the fixed establishment), any private agency or private work in any matter connected with the performance of his official functions or the carrying out of his official duties; or

(f) publicly comments upon the administration of any department; or

(g) becomes a member of any political organisation or takes active part in political matters; or

(h) Attempts to secure intervention from political or outside sources in relation to his position and conditions of service in the authority service: Provided that nothing in this paragraph contained shall preclude any officer from endeavouring to obtain redress of any grievance through the Territorial Authority; or

(i) conducts himself in a disgraceful, improper or unbecoming manner, or whilst on duty is grossly discourteous to any person; or

(j) uses intoxicants or stupefying drugs excessively; or

(k) becomes insolvent or compromises with his creditors or has a decree of civil imprisonment made against him by any court of law, unless it is shown that his insolvency or composition or the making of a decree of civil imprisonment against him has been occasioned by unavoidable misfortune; or

(l) becomes pecuniarily embarrassed, unless it is shown that his pecuniary embarrassment has not been occasioned by imprudence or other reprehensible cause and is not prejudicial to the faithful performance of his duties; or

(m) without first having obtained the permission of his head of department discloses, otherwise than in the discharge of his official duties, information gained by or conveyed to him through his employment in the authority service, or uses such information for any purpose other than for the discharge of his official duties, whether or not he discloses such information; or

(n) accepts without the permission of the Executive Council or demands in respect of the carrying out of or the failure to carry out his duties any commission, fee, or reward, pecuniary or otherwise (not being the emoluments payable to him in respect of his duties), or fails to report to his head of department or if he is the head of a department who is an officer, to the Executive Council, the offer of any such commission, fee or reward; or

(o) hom eiendom van die Regering van die Republiek of die Zoeloegebiedsowerheid wederregtelik toeëien of onbehoorlike gebruik daarvan maak onder sodanige omstandighede dat sy daad nie 'n kriminele misdryf uitmaak nie; of

(p) 'n kriminele misdryf begaan; of

(q) sonder verlof of geldelike rede van sy kantoor of diens wegbly; of

(r) met die oog op die verkryging van enige voorreg of voordeel met betrekking tot sy amptelike posisie of sy pligte, of op die veroorsaking van enige nadeel of skade aan die Regering van die Republiek of die Zoeloegebiedsowerheid of 'n departement of die owerheidsdiens of 'n lid van die Owerheidsdiens, 'n valse of onjuiste verklaring doen, wetende dat dit vals of onjuis is.

Prosedure in Gevalle van Wangedrag

D4 (1) Wanneer 'n beampte (uitgesonderd 'n departementshoof) van wangedrag beskuldig word, kan sy departementshoof of 'n beampte of toegewese beampte in daardie departement wat deur die departementshoof daartoe gemagtig is, behoudens die bepalings van subregulasie (22), hom skriftelik onder sy handtekening van daardie wangedrag aankla.

D4 (2) Die beampte of toegewese beampte wat die aanklag onderteken het, moet dit aan die aangeklaagde beampte persoonlik laat beteken.

D4 (3) Die aanklag moet 'n aanseggings bevat of van 'n aanseggings vergesels gaan waarby die aangeklaagde beampte aangesê word om binne 'n redelike tydperk van minstens veertien werksdae wat in die aanseggings vermeld word, aan 'n persoon wat ook daarin vermeld word, 'n skriftelike erkenning of ontkenning van die aanklag en, as hy dit verlang, 'n skriftelike verklaring van die wangedrag waarvan hy aangekla word, te stuur of by hom af te lewer.

D4 (4) Die Uitvoerende Raad of die departementshoof of, indien daartoe gemagtig deur die departementshoof, enige ander beampte of toegewese beampte in die departement kan te eniger tyd voor of nadat daar met die beampte ooreenkomstig die bepalings van hierdie regulasie gehandel is, die beampte in sy diens skors.

D4 (5) 'n Beampte wat ingevolge subregulasie (4) in sy diens geskors is, is nie op enige emolumente vir die tydperk van sy skorsing geregtig nie: Met dien verstande dat die Uitvoerende Raad na goeddunke kan gelas dat die geheel of 'n gedeelte van sy emolumente aan sodanige beampte betaal word.

D4 (6) As geen aanklag van wangedrag teen 'n beampte wat in sy diens geskors is, ingebring word of hangende is nie, word hy toegelaat om weer diens te aanvaar en word sy volle emolumente vir die tydperk van sy skorsing aan hom betaal.

D4 (7) Die Uitvoerende Raad of die departementshoof of ander beampte of toegewese beampte wat die beampte geskors het, kan die skorsing te eniger tyd intrek, maar ondanks die intrekking van die skorsing kan die verrigtings in verband met die aanklag van wangedrag voortgesit word.

D4 (8) As die aangeklaagde beampte die aanklag ontken, kan die Uitvoerende Raad, indien daar na sy oordeel voldoende grond vir verdere stappe bestaan, 'n beampte of toegewese beampte aanstel om ondersoek na die aanklag in te stel.

D4 (9) Die beampte of toegewese beampte wat die ondersoek moet instel, moet in oorleg met die beampte of toegewese beampte wat die aanklag onderteken het, die tyd en plek van die ondersoek vasstel, en die beampte of toegewese beampte wat die aanklag onderteken het, moet aan die aangeklaagde beampte redelike skriftelike kennis gee van die tyd en plek aldus vasgestel.

(o) misappropriates or improperly uses any property of the Government of the Republic or the Zulu Territorial Authority under such circumstances that his act does not constitute a criminal offence; or

(p) commits a criminal offence; or

(q) absents himself from his office or duty without leave or valid cause; or

(r) with a view to obtaining any privilege or advantage in relation to his official position or his duties, or to causing prejudice or injury to the Government of the Republic or the Zulu Territorial Authority or a department of the authority service or a member of the authority service, makes a false or incorrect statement, knowing it to be false or incorrect.

Procedure in cases of Misconduct

D4 (1) When an officer (other than a head of department) is accused of misconduct, his head of department, or any officer or allocated officer in that department who has been authorised thereto by the head of department, may, subject to the provisions of subregulation (22), charge him, in writing, under his hand with that misconduct.

D4 (2) The officer or allocated officer who signed the charge shall cause it to be served personally upon the officer charged.

D4 (3) The charge shall contain or shall be accompanied by a direction calling upon the officer charged to transmit or deliver, within a reasonable period specified in the direction, which shall not be less than 14 working days, to a person likewise specified, a written admission or denial of the charge and, if he so desires, a written explanation of the misconduct with which he is charged.

D4 (4) The Executive Council or the head of department or if authorised thereto by the head of department, any other officer or allocated officer in the department, may, at any time before or after the officer has been dealt with under this regulation suspend him from duty.

D4 (5) An officer who has been suspended from duty in terms of subregulation (4) shall not be entitled to any emoluments for the period of his suspension: Provided that the Executive Council may, at his discretion, order payment to such officer of the whole or portion of his emoluments.

D4 (6) If no charge of misconduct is preferred or is pending against an officer who has been suspended from duty, he shall be allowed to resume duty and be paid his full emoluments for the period of his suspension.

D4 (7) The Executive Council or the head of department or other officer or allocated officer who suspended the officer may at any time cancel the suspension but, notwithstanding the cancellation of the suspension, the proceedings on the charge of misconduct may be continued.

D4 (8) If the officer charged denies the charge, the Executive Council may, if in his opinion there is sufficient cause for further proceedings, appoint an officer or allocated an officer to inquire into the charge.

D4 (9) The officer or allocated officer who is to hold the inquiry shall, in consultation with the officer or allocated officer who signed the charge, fix the time and place of the inquiry and the officer or allocated officer who signed the charge shall give the officer charged reasonable notice, in writing, of the time and place so fixed.

D4 (10) Die beampte of toegewese beampte wat die aanklag onderteken het, kan enige persoon magtig om by die ondersoek teenwoordig te wees en om getuienis en argumente ter staving van die aanklag aan te voer en om enige persoon wat as getuie vir die verweer opgeroep is, onder kruisverhoor te neem.

D4 (11) (a) By die ondersoek het die aangeklaagde beampte die reg om teenwoordig te wees en om aangehoor te word hetsy persoonlik of deur 'n verteenwoordiger, om enige persoon wat ter staving van die aanklag opgeroep is, onder kruisverhoor te neem, om alle dokumente wat as getuienis voorgelê is, in te dien, om self getuienis af te lê en ander persone as getuies op te roep.

(b) Die beampte of toegewese beampte wat die ondersoek instel, moet notule hou van die verrigtings by die ondersoek en van alle getuienis wat aldaar afgelê word.

(c) Die versuim van die aangeklaagde beampte om persoonlik of deur 'n verteenwoordiger by die ondersoek teenwoordig te wees, maak die verrigtings nie ongeldig nie.

D4 (12) Na afloop van die ondersoek moet die beampte of toegewese beampte wat dit instel, bevind of die aangeklaagde beampte skuldig is of nie skuldig is nie aan die wangedrag waarvan hy aangekla is en moet hy die aangeklaagde beampte van sy bevinding verwittig. Hy moet aan die Uitvoerende Raad verslag doen oor die uitslag van die ondersoek.

D4 (13) As die aangeklaagde beampte ingevolge subregulasie (4) in sy diens geskors is en die beampte of toegewese beampte wat die ondersoek instel, bevind dat hy nie skuldig is aan die wangedrag waarvan hy aangekla is nie, moet genoemde beampte toegelaat word om dadelik weer diens in sy pos te aanvaar en moet aan hom sy volle emolumente vir die tydperk van sy skorsing betaal word.

D4 (14) As die beampte of toegewese beampte wat die ondersoek instel, die aangeklaagde beampte skuldig bevind aan die wangedrag waarvan hy aangekla is, is die bepaling van subregulasie (6) van regulasie D1 *mutatis mutandis* van toepassing.

D4 (15) As die beampte of toegewese beampte wat die ondersoek ingestel het, die aangeklaagde beampte skuldig bevind het aan die wangedrag waarvan hy aangekla is, moet hy die notule van die verrigtings by die ondersoek en enige dokumentêre getuienis wat aldaar toegelaat is, 'n uiteensetting van sy bevinding en sy redes daarvoor, en enige opmerkings oor die saak wat hy wens te maak, aan die Raad stuur.

D4 (16) As die beampte wat aan wangedrag skuldig bevind is, kennis van appèl ooreenkomstig voormelde bepaling, soos aldus toegepas, gegee het, moet die beampte of toegewese beampte wat die ondersoek ingestel het, saam met die notule en ander dokumente genoem in subregulasie (15) die appellant se kennisgewing en gronde van appèl aan die Raad stuur en 'n afskrif van die redes vir die bevinding waarteen die appèl aangeteken is, aan die appellant verstrek.

D4 (17) As kennis van appèl ooreenkomstig voormelde bepaling, soos aldus toegepas, gegee is, is die bepaling van subregulasies (8) tot en met (15) van regulasie D1 *mutatis mutandis* van toepassing.

D4 (18) As die Raad die appèl van 'n appellant wat in sy diens geskors is, handhaaf moet die appellant dadelik toegelaat word om weer sy diens te aanvaar en moet aan hom sy volle emolumente vir die tydperk van sy skorsing betaal word.

D4 (19) As die notule en dokumente genoem in subregulasie (15) ingevolge daardie subregulasie aan die Raad gestuur is en geen appèl teen die bevinding aangeteken is nie, of as 'n appèl aldus aangeteken is en die Raad die appèl in sy geheel of gedeeltelik afgewys het, kan die Raad aanbeveel—

D4 (10) The officer or allocated officer who signed the charge may authorise any person to attend the inquiry and to adduce evidence and arguments in support of the charge and to cross-examine any person called as a witness for the defence.

D4 (11) (a) At the inquiry the officer charged shall have the right to be present and to be heard either personally or through a representative, to cross-examine any person called as a witness in support of the charge, to inspect any documents produced in evidence, to give evidence himself and call other persons as witnesses.

(b) The officer or allocated officer holding the inquiry, shall keep a record of the proceedings at the inquiry and of all evidence given thereat.

(c) The failure of the officer charged to attend the inquiry either personally or by a representative, shall not invalidate the proceedings.

D4 (12) At the conclusion of the inquiry the officer or allocated officer holding it shall find whether the officer charged is guilty or not guilty of the misconduct with which he has been charged and shall inform the officer charged of his finding. He shall report the result of the inquiry to the Executive Council.

D4 (13) If the officer charged is under suspension from duty under subregulation (4) and the officer or allocated officer holding the inquiry finds that he is not guilty of the misconduct with which he has been charged, the said officer shall be allowed forthwith to resume duty in his post and be paid his full emoluments for the period of his suspension.

D4 (14) If the officer or allocated officer holding the inquiry finds the officer charged guilty of the misconduct with which he has been charged, the provisions of subregulation (6) of regulation D1 shall *mutatis mutandis* apply.

D4 (15) If the officer or allocated officer who held the inquiry has found the officer charged guilty of the misconduct with which he has been charged, he shall forward to the Board the record of the proceedings at the inquiry and any documentary evidence admitted thereat, a statement of his finding and his reasons therefor and any observations on the case which he may desire to make.

D4 (16) If the officer found guilty of misconduct has given notice of appeal in accordance with the provisions aforesaid, as so applied, the officer or allocated officer who held the inquiry shall forward to the Board, with the record and other documents referred to in subregulation (15), the appellant's notice and grounds of appeal and shall furnish the appellant with a copy of the reasons for the finding against which the appeal is brought.

D4 (17) If notice of appeal has been given in accordance with the provisions aforesaid, as so applied, the provisions of subregulations (8) to (15), both inclusive, of regulation D1 shall *mutatis mutandis* apply.

D4 (18) If the Board allows the appeal of an appellant who was suspended from duty, he shall forthwith be allowed to resume his duties and be paid his full emoluments for the period of his suspension.

D4 (19) If the record and documents referred to in subregulation (15) have, in terms of that subregulation, been forwarded to the Board and no appeal was noted against the finding, or if an appeal was so noted and the Board has dismissed such appeal wholly or in part, the Board may recommend to the Executive Council—

(a) dat genoemde beampte gewaarsku of berispe word; of

(b) dat 'n boete van hoogstens vierhonderd rand hom opgelê word; en dié boete kan verhaal word deur aftrekking van sy emolumente in die paaiement wat deur die Uitvoerende Raad vasgestel word; of

(c) dat hy na 'n ander pos oorgeplaas of dat hy bykomend by die vaste diensstaat in diens gehou word; of

(d) dat sy salaris of graad of sy salaris sowel as sy graad verlaag word in die mate wat aanbeveel word; of

(e) dat hy ontslaan of aangesê word om uit die owerheidsdiens te bedank met ingang van 'n datum wat deur die Uitvoerende Raad bepaal word:

Met dien verstande dat—

(i) behalwe waar 'n aanbeveling kragtens paragraaf (e) gedoen word, die Raad nie belet word om 'n aanbeveling kragtens meer as een van die voorgaande paragrawe te doen nie;

(ii) die Raad die doen van 'n aanbeveling vir 'n tydperk van hoogstens 12 kalendermaande kan uitstel; en

(iii) as 'n beampte wat aangesê is om uit die owerheidsdiens te bedank, versuim om aldus te bedank, hy geag word daaruit ontslaan te gewees het met ingang van 'n datum wat deur die Uitvoerende Raad bepaal word.

D4 (20) Die Uitvoerende Raad kan die gedragsslyn volg wat die Raad aanbeveel of enige ander gedragsslyn wat die Raad wettiglik ingevolge subregulasie (19) kon aanbeveel het, maar altyd onderworpe aan die bepalings van subregulasie (1) van regulasie B5.

D4 (21) Die Raad stuur saam met die Raad se aanbeveling ingevolge subregulasie (19) die notule van die verrigtings by die ondersoek en alle dokumente in sy besit wat op die ondersoek of op die appèl betrekking het, aan die Uitvoerende Raad.

D4 (22) As die wangedrag neerkom op 'n misdryf waaraan die beampte deur 'n geregshof skuldig bevind is, is dit nie nodig om hom ingevolge subregulasie (1) aan te kla nie maar word afdoende geag dat hy skuldig is aan daardie wangedrag tensy die skuldigbevinding deur 'n hoër hof ter syde gestel of hy ten volle begenadig is.

D4 (23) Die vryspreking van 'n beampte deur 'n geregshof op 'n aanklag van 'n kriminele misdryf, belet nie dat stappe ingevolge hierdie regulasies op 'n aanklag van wangedrag teen hom ingestel word nie, ondanks die feit dat die feite uiteengesit in die aanklag van wangedrag, as dit bewys sou word, die misdryf sou uitmaak wat uiteengesit is in die kriminele aanklag waarop hy vrygespreek is of 'n ander misdryf waaraan hy, by sy verhoor op genoemde kriminele aanklag, skuldig bevind kon geword het.

D4 (24) As die beampte wat ingevolge hierdie regulasie aangekla is, die aanklag erken, word geag dat hy skuldig is aan die wangedrag waarvan hy aangekla is.

D4 (25) Die departementshoof stuur alle dokumente wat hy tot sy beskikking het en wat op die wangedrag van 'n beampte genoem in subregulasie (22) of (24) betrekking het en enige opmerkings daaroor wat hy wens te maak, aan die Raad en die Raad doen 'n aanbeveling ingevolge subregulasie (19) by die Uitvoerende Raad.

D4 (26) Die bepalings van subregulasie (20) is van toepassing ten opsigte van 'n aanbeveling ingevolge subregulasie (25) asof die aanbeveling ingevolge subregulasie (19) gedoen is.

D4 (27) As daar met 'n beampte wat ingevolge subregulasie (4) in sy diens geskors is, ooreenkomstig die bepalings van paragrawe (a), (b) of (d) van subregulasie (19) of van die tweede voorbehoudsbepaling van daardie

(a) that the said officer be cautioned or reprimanded; or

(b) that a fine not exceeding R400 be imposed upon him, which fine may be recovered by deduction from his emoluments in such instalments as may be determined by the Executive Council; or

(c) that he be transferred to another post or be employed additional to the fixed establishment; or

(d) that his salary or grade or both his salary and grade be reduced to an extent recommended; or

(e) that he be discharged or be called upon to resign from the authority service as from a date to be specified by the Executive Council;

Provided that—

(i) except where a recommendation is made under paragraph (e), the Board shall not be precluded from making a recommendation under more than one of the foregoing paragraphs;

(ii) the Board may postpone, for a period not exceeding 12 calendar months, the making of a recommendation; and

(iii) if an officer, who has been called upon to resign from the authority service, fails so to resign, he shall be deemed to have been discharged therefrom as from a date to be specified by the Executive Council.

D4 (20) The Executive Council may adopt the course recommended by the Board or any other course which it could lawfully have recommended under subregulation (19) but subject always to the provisions of subregulation (1) of regulation B5.

D4 (21) The Board shall forward to the Executive Council with its recommendation, in terms of subregulation (19), the record of the proceedings at the inquiry and all documents in its possession which relate to the inquiry or to the appeal.

D4 (22) If the misconduct amounts to an offence of which the officer has been convicted by a court of law, it shall not be necessary to charge him under subregulation (1), but he shall be deemed conclusively to be guilty of that misconduct unless the conviction has been set aside by a superior court or he has been granted a free pardon.

D4 (23) The acquittal of an officer by a court of law upon a charge of a criminal offence shall not be a bar to proceedings against him under these regulations on a charge of misconduct notwithstanding the fact that the facts set forth in the charge of misconduct would, if proved, constitute the offence set forth in the criminal charge on which he was acquitted or another offence of which he might have been convicted at his trial on the said criminal charge.

D4 (24) If the officer charged in terms of this regulation admits the charge, he shall be deemed to be guilty of the misconduct with which he has been charged.

D4 (25) The head of department shall forward to the Board all documents available to him which relate to the misconduct of an officer referred to in subregulation (22) or (24) and any observations thereon which he may desire to make, and the Board shall make a recommendation to the Executive Council in terms of subregulation (19).

D4 (26) The provisions of subregulation (20) shall apply in respect of a recommendation under subregulation (25) as if the recommendation had been made under subregulation (19).

D4 (27) If an officer who has been suspended from duty in terms of subregulation (4) is dealt with in accordance with the provisions of paragraph (a), (b) or (d) of subregulation (19) or of the second proviso to that subregulation

subregulasie gehandel word, moet hy onverwyld toegelaat word om weer diens te aanvaar, en as daar met hom ooreenkomstig die bepalings van paragraaf (c) van subregulasie (19) gehandel word, moet hy so gou doenlik toegelaat word om diens te aanvaar in die pos of pligte waarna hy oorgeplaas word en in sodanige geval moet sy volle emolumente vir die tydperk van sy skorsing aan hom betaal word: Met dien verstande dat as sy graad ingevolge genoemde paragraaf (d) verlaag word, hy so gou doenlik toegelaat moet word om diens in 'n pos van die verlaagde graad te aanvaar, en moet aan hom vir die tydperk van sy skorsing die emolumente van daardie pos betaal word, maar as hoër emolumente as die emolumente van daardie pos aan hom gedurende die tydperk van sy skorsing ingevolge subregulasie (5) betaal is, hy nie verplig is om die verskil terug te betaal nie.

D4 (28) 'n Beampte wat ingevolge subregulasie (4) in sy diens geskors is, of teen wie 'n aanklag ingevolge hierdie regulasie ingebring is, en wat uit die owerheidsdiens bedank of ander werk aanvaar voordat sodanige aanklag finaal ooreenkomstig die bepalings van hierdie regulasie afgehandel is, word geag weens wangedrag ontslaan te gewees het met ingang van 'n datum wat deur die Uitvoerende Raad bepaal word, tensy hy voor die ontvangs van sy kennisgewing van bedanking of die datum van sy aanvaarding van ander werk, in kennis gestel is dat geen aanklag teen hom ingebring sal word nie of dat die aanklag wat teen hom ingebring is, teruggetrek is.

Wangedrag van Departementshoofde

D5 (1) Wanneer 'n departementshoof wat 'n beampte is van wangedrag beskuldig word, kan die Uitvoerende Raad hom van daardie wangedrag aankla; en as 'n ondersoek ingevolge subregulasie (8) van regulasie D4 soos toegepas by subregulasie (2) van hierdie regulasie, nodig word, kan die Uitvoerende Raad 'n persoon of persone aanstel om die ondersoek in te stel.

D5 (2) Die bepalings van subregulasie (2) tot en met (28) van regulasie D4 is *mutatis mutandis* van toepassing op verrigtings wat op 'n lasgewing ingevolge subregulasie (1) van hierdie regulasie volg; en vir die doeleindes van sodanige toepassing word die verwysing in subregulasie (25) na die departementshoof uitgelê as 'n verwysing na die Uitvoerende Raad en word elke verwysing in genoemde subregulasie na die beampte of toegewese beampte wat die ondersoek instel, uitgelê asook 'n verwysing na 'n persoon of persone wat ingevolge subregulasie (1) van hierdie regulasie aangestel is.

Wyse waarop Kennis, ens., Gegee of Verstrekk kan word

D6 Waar daar by regulasie D1, D2, D4 of D5 bepaal word—

(a) dat enige kennis, verklaring of ander dokument aan 'n persoon gegee of verstrekk of beteken moet word of dat enige aangeleentheid skriftelik aan 'n persoon meegedeel moet of kan word, kan die kennisgewing, verklaring, dokument of geskrif per pos in 'n geregistreerde brief aan hom gestuur word of aan hom afgelewer of by sy laaste bekende woonplek gelaat word; of

(b) dat 'n persoon van 'n beslissing of bevinding verwittig moet word, kan hy mondeling of per geskrif wat per pos in 'n geregistreerde brief aan hom gestuur word of aan hom afgelewer of by sy laaste bekende woonplek gelaat word, daarvan verwittig word.

lation, he shall forthwith be allowed to resume duty and, if he is dealt with in accordance with the provisions of paragraph (c) of subregulation (19), he shall as soon as practicable be allowed to assume duty in the post or duties to which he is transferred and, in any such case, he shall be paid his full emoluments for the period of his suspension: Provided that, if his grade is reduced in terms of the said paragraph (d), he shall as soon as practicable be allowed to assume duty in a post of the reduced grade and be paid, for the period of suspension, the emoluments of the post but, if emoluments in excess of the emoluments of that post were, during the period of his suspension, paid to him under subregulation (5), he shall not be obliged to refund the excess.

D4 (28) An officer who has been suspended from duty in terms of subregulation (4) or against whom a charge has been preferred under this regulation and who resigns from the authority service or assumes other employment before such charge has been dealt with to finality in accordance with the provisions of this regulation, shall be deemed to have been discharged on account of misconduct with effect from a date to be specified by the Executive Council unless, prior to the receipt of his notification of resignation or the date of his assumption of other employment, he had been notified that no charge would be preferred against him or that the charge preferred against him had been withdrawn.

Misconduct of Heads of Departments

D5 (1) When a head of department who is an officer is accused of misconduct, the Executive Council may charge him with that misconduct; and if an inquiry becomes necessary under subregulation (8) of regulation D4 as applied by subregulation (2) of this regulation, the Executive Council may appoint a person or persons to hold the inquiry.

D5 (2) The provisions of subregulations (2) to (28), both inclusive, of regulation D4 shall *mutatis mutandis* apply to any proceedings following upon a direction under subregulation (1) of this regulation and for the purposes of such application the reference in subregulation (25) to the head of department shall be construed as a reference to the Executive Council and every reference in the said subregulation to the officer or allocated officer holding the inquiry shall be construed as including a reference to a person or persons appointed under subregulation (1) of this regulation.

Manner in which Notices, etc., may be Given or Furnished

D6 Whenever by regulation D1, D2, D4 or D5 it is provided—

(a) that any notice, statement or other document is to be given or furnished to or served upon any person or that any matter is to be or may be conveyed to any person in writing the notice, statement, document or writing may be sent by post in a registered letter or be delivered to him or left at his last known place of residence; or

(b) that any person is to be informed of any decision or finding, he may be informed thereof verbally or in writing sent by post in a registered letter or delivered to him or left at his last known place of residence.

DEEL E

ALGEMEEN

Besoldiging van Beampes en Werknemers

E1 (1) Behoudens die bepalings van regulasie B5, word aan beampes en werknemers salarisse, lone en toelaes betaal ooreenkomstig die skaal wat by hulle grade pas soos deur die Raad ingevolge paragraaf (g) van subregulasie (2) van regulasie B4 aanbeveel.

E1 (2) Op aanbeveling van die Raad, maar behoudens die bepalings van regulasie B5—

(a) kan aan beampes of werknemers of klasse beampes of werknemers by aanstelling, oorpasing of bevordering salarisse of lone teen hoër bedrae as die minimums van die toepaslike skale betaal word; en

(b) kan beampes of werknemers of klasse beampes of werknemers spesiaal verhoog word binne die skale wat op hulle van toepassing is; en

(c) kan 'n beampte of werknemer wat buitengewoon bekwaam is of wat spesiale kwalifikasies besit of wat verdienstelike diens gelewer het, en kan enige beampte of werknemer, as dit in die owerheidsdiens se belang is, spesiaal verhoog word binne die skaal wat op hom van toepassing is of kan aan hom 'n salaris of loon ooreenkomstig 'n hoër skaal betaal of enige ander geskikte beloning toegeken word.

E1 (3) Behoudens die bepalings van regulasie B5 mag aan geen beampte of werknemer ten opsigte van sy diens as sodanig enige besoldiging, toelae, honorarium, toekenning of bonus van watter aard ook al betaal word nie behalwe dié wat deur die Raad aanbeveel is.

Salarisse van Beampes mag nie Verlaag word nie, Behalwe soos Spesiaal Bepaal

E2 'n Beampte se salaris of salarisskaal mag nie sonder sy eie toestemming verlaag word nie, behalwe in ooreenstemming met die bepalings van Deel D.

Sessie van Emolumente Verbode

E3 Geen beampte of werknemer mag sonder die skriftelike goedkeuring van die rekenpligtige amptenaar (soos omskryf in die Finansiële Regulasies vir die Zoeloegebiedsowerheid in Proklamasie R.141 van 1970), die geheel of 'n gedeelte van enige salaris of toelae wat aan hom betaalbaar is, sedeer nie.

Beampes en Werknemers moet Al Hulle Tyd ter Beskikking van die Zoeloegebiedsowerheid stel

E4 (1) Tensy anders in sy diensvoorwaardes bepaal word—

(a) moet elke beampte en werknemer al sy tyd ter beskikking van die Zoeloegebiedsowerheid stel;

(b) mag geen beampte of werknemer besoldigde werk buite sy werk in die owerheidsdiens sonder die toestemming van die Uitvoerende Raad (of 'n beampte of toegewese beampte aan wie die bevoegdheid deur die Uitvoerende Raad gedelegeer is) verrig of hom verbind om dit te verrig nie, en die toestemming word in die geval van 'n beampte slegs op aanbeveling van die Raad verleen; en

(c) kan geen beampte of werknemer regtens aanspraak maak op addisionele besoldiging vir die verrigting van enige amptelike plig of werk wat 'n bevoegde owerheid van hom vereis nie.

PART E

GENERAL

Remuneration of Officers and Employees

E1 (1) Subject to the provisions of regulation B5, officers and employees shall be paid salaries, wages and allowances in accordance with the scales, appropriate to their grades, as recommended by the Board in terms of paragraph (g) of subregulation (2) of regulation B4.

E1 (2) On the recommendation of the Board but subject to the provisions of regulation B5—

(a) officers or employees or classes of officers or employees may, in appointment, transfer or promotion be paid salaries or wages at higher rates than the minima of the appropriate scales; and

(b) officers or employees, or classes of officers or employees may be specially advanced within the scales applicable to them; and

(c) an officer or employee of exceptional ability or possessing special qualifications or who has rendered meritorious service may, and any officer or employee may, if it is in the interests of the authority service, be specially advanced within the scale applicable to him or may be paid a salary or wage in accordance with a higher scale, or may be granted any other fitting reward.

E1 (3) Subject to the provisions of regulation B5, no officer or employee shall in respect of his employment as such be paid any remuneration, allowance, honorarium, award or bonus of any kind whatsoever other than such as has been recommended by the Board.

Salaries of Officers not to be Reduced except as Specially Provided

E2 An officer's salary or salary scale shall not be reduced without his own consent except in accordance with the provisions of Part D.

Cession of Emoluments Prohibited

E3 No officer or employee shall, without the written approval of the accounting officer (as defined in the Financial Regulations for the Zulu Territorial Authority contained in Proclamation R141 of 1970) cede the whole or any part of any salary or allowance payable to him.

Whole Title of Officers and Employees to be at the Disposal of the Zulu Territorial Authority

E4 (1) Unless it is otherwise provided in his conditions of service—

(a) every officer and employee shall place the whole of his time at the disposal of the Zulu Territorial Authority;

(b) no officer or employee shall perform or engage himself to perform remunerative work outside his employment in the authority service without the permission of the Executive Council (or of an officer or allocated officer to whom the power has been delegated by the Executive Council) which in the case of an officer shall only be granted on the recommendation of the Board; and

(c) no officer or employee may claim as of right additional remuneration in respect of any official duty or work which he is required by competent authority to perform.

E4 (2) Die Uitvoerende Raad of die hoof van 'n departement, tak, kantoor of inrigting is bevoeg om van 'n beampte of werknemer onder sy beheer te vereis dat hy tydelik ander pligte verrig as die wat gewoonlik aan sodanige beampte opgedra word of wat by die graad, benaming of indeling van sy pos pas.

E4 (3) Enige besoldiging of toelae van watter aard ook al wat 'n beampte of werknemer ontvang anders as ooreenkomstig die bepalings van hierdie regulasies of 'n aanbeveling wat deur die Raad kragtens enige ander wetsbepaling gedoen is, moet deur sodanige beampte of werknemer in die Tesourie gestort word en as hy dit nie doen nie moet dit deur die Uitvoerende Raad deur middel van geregtelike stappe of op so 'n ander wyse as wat die Uitvoerende Raad goeddink op die beampte of werknemer verhaal en in die Tesourie gestort word.

E4 (4) Alle gelde wat 'n beampte of werknemer in sy amptelike hoedanigheid ontvang, moet in die Tesourie gestort word, tensy die Raad aanbeveel het dat hy die geheel of 'n gedeelte van genoemde gelde as deel van sy besoldiging kan behou.

E4 (5) Waar die dienste van 'n beampte of werknemer weens sy vakkundige, tegniese of ander spesiale kwalifikasies tydelik ter beskikking van die Regering van die Republiek of van 'n inrigting of liggaam ingestel by of ingevolge 'n wet van die Zoeloegebiedsowerheid of van die Republiek geplaas word, moet enige salaris, toelae, geld, bonus of honorarium wat ten opsigte van sy dienste betaalbaar is, in die Tesourie gestort word: Met dien verstande dat onder spesiale omstandighede die Raad kan aanbeveel dat 'n bedrag wat gelyk is aan genoemde salaris, toelae, geld, bonus of honorarium, of 'n gedeelte daarvan, aan die beampte of werknemer betaal word.

Bepanking van Regsgedinge

E5 (1) Geen geregtelike stappe van watter aard ook al mag teen die Zoeloegebiedsowerheid of 'n liggaam of persoon ten opsigte van enigiets wat ingevolge hierdie regulasies gedoen of versium is, gedoen word nie, tensy die stappe gedoen word voor die verstryking van 'n tydperk van 12 kalendermaande na die datum waarop die eiser kennis van die beweerde daad of versium gehad het of na die datum waarop redelikerwyse verwag kan word dat die eiser kennis van genoemde daad of versium moes gehad het na gelang van watter datum die eerste is.

E5 (2) Geen sodanige stappe mag gedoen word voor die verstryking van minstens een kalendermaand nadat 'n skriftelike kennisgewing van die voorneme om sodanige stappe te doen aan die Zoeloegebiedsowerheid of die betrokke liggaam of persoon beteken is nie. In daardie kennisgewing moet besonderhede aangaande die beweerde daad of versium duidelik en uitdruklik verstrekkend word.

Voorbehoud

E6 Geen bepaling in hierdie Hoofstuk van hierdie regulasies word so uitgelê dat dit enige bestaande, aankomende of voorwaardelike reg, aanspreeklikheid of verpligting van enige persoon wat uit enige ander wetsbepaling voortvloei, ophef of afbreuk daaraan doen nie.

HOOFSTUK II

DEEL F

Woordomskrywing

F1 In hierdie hoofstuk, tensy uit die samehang anders blyk, het 'n uitdrukking wat in Hoofstuk I omskryf is, dieselfde betekenis en beteken—

„betaling” die salaris of loon wat gewoonlik aan 'n beampte of werknemer betaalbaar is wanneer hy in diens is en sluit in toelae wat nie deel uitmaak van salaris of

E4 (2) It shall be competent for the Executive Council or the head of a department, branch, office or institution to require any officer or employee under his control temporarily to perform duties other than those ordinarily assigned to such officer or appropriate to the grade, designation or classification of his post.

E4 (3) Any remuneration or allowance whatsoever received by an officer or employee otherwise than in accordance with the provisions of these regulations or a recommendation made by the Board under any other law shall be paid by such officer or employee into the Treasury, and if he does not do so, shall be recovered from him by the Executive Council by legal proceedings or in such other manner as the Executive Council may think fit and be paid into the Treasury.

E4 (4) All fees received by an officer or employee in his official capacity shall be paid into the Treasury unless the Board has recommended that he may retain the whole or a portion of the said fees as part of his remuneration.

E4 (5) Where on account of his professional, technical or other special qualifications the services of an officer or employee are placed temporarily at the disposal of the Government of the Republic or of an institution or body established by or under any law of the Zulu Territorial Authority or of the Republic, any salary, allowance, fee, bonus or honorarium which may be payable in respect of his services shall be paid into the Treasury: Provided that in special circumstances the Board may recommend the payment to the officer or employee of an amount equal to the said salary, allowance, fee, bonus or honorarium or a portion thereof.

Limitations of Actions

E5 (1) No legal proceedings of any nature shall be brought against the Zulu Territorial Authority or any body or person in respect of anything done or omitted under these regulations, unless the proceedings are brought before the expiry of a period of 12 calendar months after the date upon which the claimant had knowledge, or after the date upon which the claimant might reasonably have been expected to have knowledge, of the act or omission alleged, whichever is the earlier date.

E5 (2) No such proceedings shall be commenced before the expiry of one calendar month at least after written notice of the intention to bring such proceedings has been served on the Zulu Territorial Authority or the body or person concerned. In that notice particulars as to the alleged act or omission shall be clearly and explicitly given.

Savings

E6 No provision in this Chapter or these regulations shall be construed as in any way abrogating or derogating from any existing, accruing or contingent right, liability or obligation of any person flowing from any other law.

CHAPTER II

PART F

Definitions

F1 In this chapter, unless the context otherwise indicates, an expression defined in Chapter I bears the same meaning and—

“accommodation” means lodging, bedding, meals, liquid refreshment and laundering, excluding alcoholic liquor and dry cleaning, or any combination of these items;

loon nie, met behoorlike inagneming van regulasies met betrekking tot en opdragte deur die Raad of die Sekretaris van Bantoe-administrasie en -ontwikkeling of deur die Sekretaris van Bantoe-administrasie en -ontwikkeling op aanbeveling van die Raad uitgereik in verband met sulke toelaes;

„diens” enige ononderbroke voltydse regeringsdiens in enige hoedanigheid;

„herberg” slaapplek, beddegoed, etes, vloeibare verversings en was en stryk van wasgoed, uitgesonderd alkoholiese drank en droogskoonmaak, of enige kombinasie van hierdie items;

„hoofkwartier” die stad, dorp of plek waar die ver naamste werk van ’n beampte of werknemer verrig word of verrig moet word, of wat deur die departementshoof as sy hoofkwartier aangewys is;

„huishouding”—

(a) die vrou van ’n beampte of werknemer en/of ’n kind wat permanent by hom inwoon en noodsaaklikerwys van hom afhanklik is; en/of

(b) ’n familielid van ’n beampte of werknemer wat permanent by hom inwoon en noodsaaklikerwys van hom afhanklik is en wie se inkomste die toepaslike maksimum bedrag wat voorgeskryf is by regulasies uitgevaardig kragtens die Wet op Bejaarde Persone, 1967 (Wet 81 van 1967), soos gewysig, met uitsluiting van die toelae van ’n oppasser betaalbaar kragtens artikel 2 (c) van genoemde Wet nie te bowe gaan nie.

„kamptoeleae” betaling wat bedoel is om ’n beampte of werknemer te vergoed vir—

(a) redelike uitgawes wat hy, bo en behalwe sy normale bestaansuitgawes by sy tuiste, noodsaaklikerwys aangaan aan items wat by herberg ingesluit is en wat nie deel uitmaak van die kampuitrusting wat amptelik verskaf word terwyl hy in amptelike diens van sy hoofkwartier afwesig is;

(b) die ongerief verbonde aan kampslewe;

„nag” die ure tussen 8 nm. en 6 vm.;

„ongunstige opmerking” enige skriftelike opmerking deur ’n verslaggewende beampte of hoof van die kantoor wat, in sy volle verband gelees, ongunstig is en sluit ook enigiets anders in ’n verslag in wat die Raad as ongunstig mag aandui;

„oortyd diens” amptelike diens wat ’n beampte of werknemer—

(a) (i) op ’n Sondag of op ’n openbare feesdag verrig, in die geval van ’n beampte of werknemer wat nie gewoonlik op sodanige dag werk nie; of

(ii) wat gewoonlik op ’n Sondag of op ’n openbare feesdag werk en in plaas daarvan op ’n ander dag van diens vrygestel word, op sodanige ander dag verrig;

(b) bo en behalwe die werkweek wat vir hom in of kragtens die bepalings van Deel L voorgeskryf is, verrig op dae waarop hy gewoonlik werk;

„persoonlike besittings” die roerende goed van ’n beampte of werknemer en van sy huishouding, wat normaalweg vir persoonlike gebruik aangewend word met inbegrip van voertuie, maar nie lewende hawe, huis- of troeteldiere nie;

„rusdag”—

(a) ’n Sondag of ’n openbare feesdag in die geval van ’n beampte of werknemer wat nie gewoonlik op sodanige dag werk nie; of

(b) ’n ander dag wat hy gewoonlik in plaas daarvan van diens vrygestel is in die geval van ’n beampte of werknemer wat gewoonlik werk op ’n Sondag of ’n openbare feesdag; of

(c) ’n Saterdag in die geval van ’n beampte of werknemer wat ’n volskaalse vyfdagweek werk;

„adverse remark” means any written remark by a reporting officer or head of the office which, read in its full context, is adverse and also includes anything else in a report which the Board may indicate as adverse;

„camping allowance” means payment designed to compensate an officer or employee in respect of—

(a) reasonable expenses necessarily incurred by him on items which are included in accommodation and which are not part of the camping equipment provided officially while absent from his headquarters on official duty, over and above his normal living expenses at his home; and

(b) the inconvenience attached to camp life;

„cycle” means a period of three years reckoned from a date determined by the Board, and each succeeding period of three years;

„day of rest” means—

(a) a Sunday or a public holiday in the case of an officer or employee who normally does not work on such a day; or

(b) such other day as he is normally relieved from duty in lieu thereof in the case of an officer or employee who normally works on a Sunday or a public holiday; or

(c) a Saturday in the case of an officer or employee who observes a full scale five day working week;

„headquarters” means the city, town or place where the principal duties of an officer or employee are or have to be performed or which may be indicated as his headquarters by the head of department;

„household” means—

(a) the wife of an officer or employee and/or non-self-supporting child who is permanently resident with him; and/or

(b) a relative of an officer or employee who is permanently resident with and necessarily dependent on him and whose income does not exceed the appropriate maximum amount prescribed by regulations promulgated in terms of the Aged Persons Act, 1967 (Act 81 of 1967), as amended, excluding the attendant’s allowance payable in terms of section 2 (c) of the said Act;

„incremental month” means the month during which the salary of an officer or employee may be increased in accordance with the scale which is applicable to him;

„incremental period” means a period of 12 calendar months or another approved period which must elapse in regard to any officer or employee before his salary may be increased in accordance with the scale applicable to him;

„night” means the hours between 8 p.m. and 6 a.m.;

„overtime duty” means official duty performed by an officer or employee—

(a) (i) on a Sunday or on a public holiday in the case of an officer or employee who does not normally work on such a day; or

(ii) who normally works on a Sunday or on a public holiday and in lieu thereof is relieved from duty on another day, on such other day;

(b) over and above the working week prescribed for him in or in terms of Part L, on days on which he normally works;

„pay” means the salary or wage normally payable to an officer or employee when on duty and includes allowances which do not form part of salary or wage, due regard being had to regulations pertaining to and directions in connection with such allowances issued by the Board or the Secretary for Bantu Administration and Development or by the Secretary for Bantu Administration and Development on the recommendation of the Board.

„salarisverhoging” die goedgekeurde bedrag waarmee ’n salaris volgens die toepaslike skaal verhoog kan word;

„salarisverhogingstydperk” ’n tydperk van 12 kalendermaande of ’n ander goedgekeurde tydperk wat met betrekking tot enige beamppte of werknemer moet verstryk voordat sy salaris volgens die skaal wat op hom van toepassing is, verhoog kan word;

„skriftelike mededeling” ’n ander verslag as ’n verslag in die vorm deur die Raad voorgeskryf, wat ten opsigte van ’n bepaalde beamppte ingedien word of ’n verslag of opmerking in verband met ’n bepaalde gebeurtenis of voorval waarby ’n beamppte betrokke was;

„Sondag”—

(a) ook ’n openbare feesdag genoem in die Tweede Bylae van die Wet op Openbare Feesdae, 1952 (Wet 5 van 1952), in die geval van ’n beamppte of werknemer wat nie gewoonlik op sodanige dag werk nie; of

(b) ’n ander dag wat hy gewoonlik in plaas daarvan van diens vrygestel is, in die geval van ’n beamppte of werknemer wat gewoonlik werk op ’n Sondag of ’n eersgenoemde openbare feesdag;

„tydkring” ’n tydperk van drie jaar gereken vanaf ’n datum deur die Raad bepaal en elke daaropvolgende tydperk van drie jaar;

„verblyftoelae” betaling wat bedoel is om ’n beamppte of werknemer te vergoed vir redelike uitgawes wat hy benewens sy normale bestaansuitgawes by sy tuiste, noodwendig aan herberg moet aangaan wanneer hy in amptelike diens van sy hoofkwartier afwesig is;

„verhogingsmaand” die maand waarin die salaris van ’n beamppte of werknemer verhoog kan word volgens die skaal wat op hom van toepassing is;

„verslaggewende beamppte” enige beamppte of toegewese beamppte wat as eerste party, ’n verslag ten opsigte van ’n ander beamppte voltooi;

„werkweek” die amptelike dienstyd wat ’n beamppte of werknemer moet voltooi ten opsigte van ’n tydperk wat strek vanaf middernag tussen ’n Saterdag en Sondag tot middernag tussen die volgende Saterdag en Sondag.

DEEL G

AFWESIGHEIDSVARLOF

Toepaslikheid van Verlofregulasies

G1 (1) Die regulasies van hierdie deel is van toepassing op alle beampptes en werknemers van die owerheidsdiens, en in die geval van werknemers wie se diensvoorwaardes vasgestel is in ooreenstemming met die bepalings van nywerheids- of dergelike ooreenkomste enkel vir sover as wat daar in die regulasies uitdruklik bepaal word dat hulle op genoemde werknemers van toepassing is en die verlofvoorregte van daardie werknemers is origins dié wat die Raad aanbeveel.

G1 (2) Die regulasies van hierdie hoofstuk is nie van toepassing nie op—

- (a) verpleegpersoneel van hospitale en inrigtings; en
- (b) deeltydse mediese en deeltydse para-mediese personeel.

Afwesigheidsverlof ’n Vergunning

G2 (1) Afwesigheidsverlof waarvoor in hierdie regulasies voorsiening gemaak word, is ’n vergunning en word toegestaan slegs met behoorlike inagneming van die vereistes van die owerheidsdiens.

“personal effects” means the movable property of an officer or employee and of his household which is normally applied to personal use, including vehicles, but excluding livestock, domestic animals and pets;

“reporting officer” means any officer or allocated officer who, as first party, completes a report in respect of another officer;

“salary increment” means the approved amount by which a salary may be increased according to the appropriate scale;

“service” means any continuous full-time government service in any capacity;

“subsistence allowance” means payment designed to recompense an officer or employee in respect of reasonable expenses necessarily incurred by him on accommodation, whilst absent from his headquarters on official duty, over and above his normal living expenses at his home;

“Sunday” means—

(a) also a public holiday mentioned in the Second Schedule to the Public Holidays Act, 1952 (Act 5 of 1952), in the case of an officer or employee who does not normally work on such a day; or

(b) such other day as he is normally relieved from duty in lieu thereof, in the case of an officer or employee who normally works on a Sunday or on a first mentioned public holiday;

“working week” means the official period of service which an officer or employee is required to complete in respect of a period which extends from midnight between a Saturday and Sunday to midnight between the following Saturday and Sunday;

“written communication” means a report, other than a report in the form prescribed by the Board, which is submitted in respect of a particular officer or a report or remark in regard to a particular event or incident in which an officer was involved.

PART G

LEAVE OF ABSENCE

Applicability of Leave Regulations

G1 (1) The regulations of this Part shall apply to all officers and employees of the authority service and in the case of employees whose conditions of service have been determined in accordance with the provisions of industrial or similar agreements only in so far as these regulations specifically provide that they apply to the said employees, the leave privileges of those employees otherwise being such as may be recommended by the Board.

G1 (2) The regulations of this chapter shall not apply to—

- (a) nursing staff of hospitals and institutions; and
- (b) part-time medical and part-time paramedical staff.

Leave of Absence a Privilege

G2 (1) Leave of absence provided for in these regulations is a privilege and is granted only with due regard to the exigencies of the authority service.

G2 (2) Verlof kan nie as 'n reg geëis word nie en wanneer 'n beampte of werknemer die owerheidsdiens verlaat, om watter rede ook al, kan hy nie eis dat die geldwaarde van ongebruikte verlof aan hom uitbetaal word nie.

G2 (3) Die bepalinge van hierdie regulasie belet nie die betaling van verlofgratifikasies onder voorwaardes deur die Raad aanbeveel en deur die Sekretaris van Bantoe-administrasie en -ontwikkeling goedgekeur nie.

Verlofaansoekvorms, Toestaan en Intrekking van Verlof en Ongemagtigde Afwesighede van Diens

G3 (1) (a) Aansoek om verlof moet skriftelik gedoen word op 'n vorm wesenlik in die vorm uiteengesit in die Tweede Bylae van hierdie regulasies.

(b) Die vorm van die sertifikaat van ongesteldheid wat ter staving van 'n aansoek om siekteverlof moet dien, moet ook wesenlik in die vorm wees uiteengesit in die Tweede Bylae van hierdie regulasies.

G3 (2) (a) Die toestaan van alle afwesigheidsverlof is onderworpe aan die goedkeuring van die hoof van die departement waarin die betrokke beampte of werknemer ten tyde van sy aansoek om verlof dien: Met dien verstande dat die toestaan van afwesigheidsverlof aan 'n departementshoof wat 'n beampte is, onderworpe is aan die goedkeuring wat die Uitvoerende Raad bepaal.

(b) Verlof reeds toegestaan, kan te eniger tyd deur die departementshoof of, in die geval van 'n departementshoof wat 'n beampte is, die Uitvoerende Raad, ingetrek word.

G3 (3) Behalwe in die geval waar 'n beampte in sy diens geskors is of waar 'n beampte of werknemer weens sy skielike siekte of weens ander omstandighede wat vir die hoof van die departement aanneemlik is, verhinder word om in sy werk aan te bly of hom vir diens aan te meld, mag hy nie sy werk verlaat of van diens wegbly voordat hy skriftelik om verlof aansoek gedoen het en hy deur die hoof van sy kantoor in kennis gestel is dat die verlofaansoek goedgekeur is nie.

G3 (4) (a) Behalwe soos in regulasie G14 (1) (c) bepaal word, word alle ongemagtigde afwesighede van diens, ongeag enige tugmaatreëls wat teen 'n beampte of werknemer geneem mag word, geag vakansieverlof sonder betaling te wees, tensy die Raad anders aanbeveel.

(b) Die indiening van 'n skriftelike verlofaansoek wat in subregulasie (1) (a) genoem word, is nie 'n vereiste in die geval van ongemagtigde afwesighede nie.

Verlofstate

G4 (1) Die departement of departemente deur die Raad gelas, moet ten opsigte van elke beampte of werknemer 'n verlofstaat hou waarin alle afwesighede van diens aange-teken word volgens die indeling vervat in regulasie G5 (1).

G4 (2) Alle verlofaansoeke moet vir audit- en ander doeleindes bewaar word in die kantoor waar die verlofstaat gehou word, en wel vir dié tydperk wat die Raad gelas.

Indeling van Afwesigheidsverlof

G5 (1) Alle afwesighede van diens met verlof word onder een of meer van die volgende hoofde ingedeel:

- (a) Vakansieverlof (oplopend) met volle betaling.
- (b) Nie-oplopende verlof met volle betaling.
- (c) Vakansieverlof sonder betaling.
- (d) Siekteverlof met volle betaling.
- (e) Siekteverlof met halwe betaling.
- (f) Siekteverlof sonder betaling.
- (g) Spesiale siekteverlof met volle betaling.

G2 (2) Leave cannot be claimed as of right, and when an officer or employee leaves the authority service, for any reason whatsoever, he cannot claim payment in respect of the cash value of leave standing to his credit.

G2 (3) The provisions of this regulation shall not preclude the payment of leave gratuities on conditions recommended by the Board and approved by the Secretary for Bantu Administration and Development.

Leave Application Forms, Granting and Withdrawal of Leave and Unauthorised Absences from Duty

G3 (1) (a) Application for leave shall be made in writing substantially in the form set out in the Second Schedule to these regulations.

(b) The form of the certificate of indisposition, which is to serve in support of an application for sick leave, shall also be substantially in the form set out in the Second Schedule to these regulations.

G3 (2) (a) The granting of all leave of absence shall be subject to approval by the head of the department in which the officer or employee concerned is serving at the time he applies for leave: Provided that the granting of leave of absence to a head of a department who is an officer, shall be subject to such approval as the Executive Council may determine.

(b) Leave already granted, may at any time be withdrawn by the head of a department or, in the case of a head of a department who is an officer, by the Executive Council.

G3 (3) Except in the case where an officer is suspended from duty or where an officer or employee is prevented by his sudden illness, or by other circumstances which are acceptable to the head of department, from remaining on or reporting for duty, he shall not leave or stay away from work until he has applied, in writing, for leave and has been advised by the head of his office that the leave application has been approved.

G3 (4) (a) Except as provided for in regulation G14 (1) (c), all unauthorised absences from duty shall, apart from any disciplinary action which may be taken against an officer or employee, be regarded as vacation leave without pay, unless the Board recommends otherwise.

(b) The submission of a written application for leave, referred to in subregulation (1) (a), shall not be required in the case of unauthorised absences.

Leave Registers

G4 (1) The department or departments, directed by the Board shall keep a leave register in respect of each officer and employee in which all absences from duty shall be recorded in accordance with the classification contained in regulation C5 (1).

G4 (2) All applications for leave shall be filed for audit and other purposes in the office where the leave register is kept, for such period as the Board may direct.

Classification of Leave of Absence

G5 (1) All absences from duty on leave are classified under one or more of the following heads:—

- (a) Vacation leave (accumulative) with full pay.
- (b) Non-accumulative leave with full pay.
- (c) Vacation leave without pay.
- (d) Sick leave with full pay.
- (e) Sick leave with half pay.
- (f) Sick leave without pay.
- (g) Special sick leave with full pay.

- (h) Spesiale siekteverlof met halwe betaling.
- (i) Spesiale siekteverlof sonder betaling.
- (j) Spesiale verlof met volle betaling.
- (k) Spesiale verlof met betalingsvoorwaardes soos deur die Raad aanbeveel.

G5 (2) Die toestaan van verlof onder enigeen van die hoofde in subregulasie (1) genoem, beïnvloed nie die toestaan van verlof onder enige van die ander genoemde hoofde nie, behalwe soos elders in hierdie regulasies uitdruklik bepaal word.

Groepering van Beamptes en Werknemers vir Verlofdoeleindes en Verlofvoorsiening

G6 (1) Met behoorlike inagneming van die bepalings van regulasies G1, G7 (2) en G11 (2), word beamptes en werknemers vir die doeleindes van die toestaan van afwesigheidsverlof in groepe, wat deur die Raad aanbeveel word, ingedeel en kan verlof dienooreenkomstig aan hulle toegestaan word.

G6 (2) Aan 'n persoon wat onder kontrak dien, word, tensy sy dienskontrak anders bepaal, verlof toegestaan kragtens hierdie regulasies en sy groepering vir verlofdoeleindes word net so bepaal soos dié van 'n vergelykbare beampte of werknemer.

Algemene Bepalings: Vakansieverlof

G7 (1) Behoudens die bepalings van regulasie G18 (1), was oplopende vakansieverlof aan ten opsigte van elke voltooide maand van diens en wel teen een-twaalfde van die voorsiening wat kragtens regulasie G6 (1) op 'n beampte of werknemer van toepassing is.

G7 (2) As 'n beampte of werknemer van een betrekking na 'n ander betrekking oorgeplaas word en sy oorplasing 'n verandering van sy groepering vir verlofdoeleindes meebring of as hy om enige ander rede as sy oorplasing van die een na die ander vakansieverlofgroep oorgaan—

(a) behou hy die oplopende vakansieverlof wat gedurende sy dien tydperk in die vorige groep of groepe aangewas het; en

(b) word die nuwe groep se oplopende vakansieverlof op hom van toepassing vanaf die eerste dag van die maand waarin sodanige oorplasing of oorgang van krag word,

tensy die bepalings van regulasie G21 (2) op hom van toepassing is.

G7 (3) 'n Departementshoof kan te eniger tyd van 'n beampte of werknemer vereis, en die Uitvoerende Raad kan te eniger tyd van 'n departementshoof wat 'n beampte is vereis, dat hy 'n gedeelte of die geheel van die vakansieverlof en nie-oplopende verlof wat hom toekom, neem: Met dien verstande dat die maksimum tydperk van verlof wat in subregulasie (4) voorgeskryf word, nie oorskry word nie.

G7 (4) Behalwe op aanbeveling van die Raad mag nie aan 'n beampte of werknemer vakansie- en nie-oplopende verlof van altesaam meer as 184 dae in enige tydperk van 18 kalendermaande toegestaan word nie en enige afwesigheid van diens bo hierdie beperking word gedek deur die toestaan van vakansieverlof sonder betaling met behoorlike inagneming van die bepalings van regulasie G10 (1). Vir doeleindes van hierdie subregulasie word vakansieverlof wat kragtens regulasie G11 (7) (a) toegestaan word, buite rekening gelaat.

G7 (5) Die oplopende vakansieverlof wat 'n beampte of werknemer op 1 Januarie van elke jaar tot sy krediet het, word in die verlofstaat aangeteken, en by aantekening van sodanige krediet word enige gedeelte van 'n dag as een dag gereken.

- (h) Special sick leave with half pay.
- (i) Special sick leave without pay.
- (j) Special leave with full pay.
- (k) Special leave with conditions of pay as recommended by the Board.

G5 (2) The granting of leave under any one of the heads mentioned in subregulation (1) shall not affect the granting of leave under any of the other heads mentioned, except in so far as is specifically provided elsewhere in these regulations.

Grouping of Officers and Employees for Leave Purposes and Leave Provisions

G6 (1) With due regard to the provisions of regulations G1, G7 (2) and G11 (2), officers and employees shall, for the purpose of their being granted leave of absence, be classified in the group recommended by the Board and may be granted leave accordingly.

G6 (2) A person serving under contract shall, unless his service contract provides otherwise, be granted leave in accordance with these regulations, and his grouping for leave purposes shall be determined in the same manner as that of a comparable officer or employee.

General Provisions: Vacation Leave

G7 (1) Subject to the provisions of regulation G 18 (1), accumulative vacation leave, shall accrue in respect of each completed month of service at the rate of one-twelfth of the provision applicable to an officer or employee in terms of regulation G6 (1).

G7 (2) If an officer or employee is transferred from one post to another and his transfer results in a change in his classification for leave purposes or if, for any reason other than his transfer, he passes from one vacation leave group to another—

(a) he shall retain the accumulative vacation leave which accrued during his service in the previous group or groups; and

(b) the accumulative vacation leave of the new group shall become applicable to him from the first day of the month during which such transfer or passing becomes effective, unless the provisions of regulation G21 (2) apply to him.

G7 (3) A head of department may at any time require an officer or employee, and the Executive Council may at any time require a head of department who is an officer to take the whole or a portion of the vacation and non-accumulative leave due to him: Provided that the maximum period of leave prescribed in subregulation (4) shall not be exceeded.

G7 (4) Except on the recommendation of the Board an officer or employee shall not be granted vacation and non-accumulative leave in excess of 184 days in the aggregate in any period of 18 calendar months and any absence from duty for a longer period than this limit shall be covered by the granting of vacation leave without pay with due regard to the provisions of regulation G10 (1). For the purposes of this subregulation no account shall be taken of vacation leave granted in terms of regulation G11 (7) (a).

G7 (5) The accumulative vacation leave standing to the credit of an officer or employee on 1 January of each year shall be recorded in the leave register, and in the recording of such credit any portion of a day shall be regarded as one day.

Oortoekenning van Vakansieverlof

G8 As daar aan 'n beampte of werknemer meer vakansieverlof met volle betaling toegestaan is wat hy op daardie tydstop tot sy krediet gehad het, kan sodanige oortoekenning afgetrek word van vakansieverlof wat later aan hom toeval mits die departementshoof oortuig is dat die oortoekenning te goeder trou gedoen is: Met dien verstande dat as sodanige beampte of werknemer bedank of sy diens beëindig word voordat voldoende vakansieverlof vir die doel van sodanige aftrekking aan hom toegeval het, die gedeelte van die oortoekenning wat sy vakansieverlofkrediet op die laaste dag van sy diens oorskry, as 'n oorbetalings van salaris geag word wat of teruggevorder of met bevoegde magtiging afgeskryf moet word.

Vakansieverlof ten opsigte van Persone Oorgeplaas uit Ander Dienste

G9 (1) Die oorpasing van 'n beampte of werknemer uit die Staatsdiens van die Republiek na die owerheidsdiens raak in geen opsig die aaneenlopendheid van die oplopende vakansieverlofvoorregte van so 'n beampte of werknemer wat oorgeplaas was sonder 'n onderbreking in diens nie en opgelope vakansieverlof bly staan tot die krediet van sodanige beampte of werknemer.

G9 (2) Die Raad kan aanbeveel dat 'n persoon wat voltyds in diens is van 'n liggaam wat vir die doel van hierdie regulasies deur die Raad erken word en wat sonder 'n onderbreking van diens oorgeplaas word na of aangestel word in 'n pos of betrekking waarin hierdie regulasie op hom van toepassing word, die oplopende vakansieverlof wat tot sy krediet gestaan het op die dag voor sy aanstelling of oorpasing behou, behoudens die bepalings van subregulasie (3), en die vorige diens ten opsigte waarvan die verlofkrediet oorgedra word, tel as diens vir verlofdoeleindes: Met dien verstande dat as sy aanstelling of oorpasing op 'n ander dag as die eerste dag van 'n maand bewerkstellig word, hy die oplopende vakansieverlof behou wat tot sy krediet gestaan het op die laaste dag van die maand wat die maand voorafgaan waarin sy aanstelling of oorpasing bewerkstellig word, in werke geval hierdie regulasies op die eerste dag van die maand waarin sy aanstelling of oorpasing bewerkstellig word, op hom van toepassing word: Met dien verstande voorts dat as sodanige verlof eers na voltooiing van 'n vasgestelde diens tydperk vir benutting beskikbaar sou geword het, en sodanige diens tydperk op die datum waarop hierdie regulasies op die beampte of werknemer van toepassing word, nog nie voltooi is nie, die krediet in verhouding tot die gedeelte van die betrokke diens tydperk wat hy op laasgenoemde datum voltooi het, bereken kan word en die betrokke verlof onmiddellik toegestaan kan word.

G9 (3) By die toepassing van die bepalings van subregulasie (2) word enige gedeelte van 'n dag as een dag gereken wanneer die opgelope vakansieverlof tot 'n beampte of werknemer se krediet geplaas word op die datum waarop hierdie regulasies op hom van toepassing word.

Vakansieverlof sonder Betaling

G10 (1) As gegronde redes daarvoor bestaan, kan die departementshoof na goeë dunnke, maar behoudens die beperkings wat by regulasie G11 (5) (c) opgelê word, aan 'n beampte of werknemer wat geen vakansieverlof met betaling tot sy krediet het nie, vakansieverlof sonder betaling toestaan maar vir hoogstens altesaam 184 dae in enige tydperk van 18 kalendermaande. In uitsonderlike gevalle kan van die beperking opgelê by hierdie regulasie afgesien word op aanbeveling van die Raad.

Overgrant of Vacation Leave

G8 If an officer or employee has been granted vacation leave with full pay in excess of that which stood to his credit at the time, such overgrant may be deducted from vacation leave which subsequently accrues to him: Provided the head of a department is satisfied that the overgrant was made in good faith: Provided further that, if such officer or employee resigns or his services are terminated before sufficient vacation leave has accrued to him for the purpose of such deduction, that portion of the overgrant which exceeds his vacation leave credit on his last day of service shall be regarded as an overpayment of salary which must be recovered or written off under competent authority.

Vacation Leave in Respect of Persons Transferred from Other Services

G9 (1) The transfer of an officer or employee from the Public Service of the Republic to the authority service shall in no way affect the continuity of the accumulative vacation leave privileges of such an officer or employee who was transferred without a break in service and accumulated vacation leave shall remain to the credit of such officer or employee.

G9 (2) The Board may recommend that a person who is in full-time employment of an institution recognised by the Board for the purposes of this regulation and who is transferred or appointed, without a break in service, to a post or position in which these regulations become applicable to him, shall retain the accumulative vacation leave standing to his credit on the day before his appointment or transfer, subject to the provisions of subregulation (3), and the previous service in respect of which the leave credit is carried forward, shall count as service for leave purposes: Provided that if his appointment or transfer is effected on a day other than the first day of a month, he shall retain the accumulative vacation leave which stood to his credit on the last day of the month preceeding the month during which his appointment or transfer is effected, in which case these regulations shall become applicable to him on the first day of the month in which his appointment or transfer is effected: Provided further that if such leave would have become available for utilisation only after the completion of a specified period of service and such period of service is uncompleted on the date on which these regulations become applicable to the officer or employee, the credit may be calculated in proportion to the portion of the relative period of service which he has completed on the last-mentioned date, and the leave concerned may be granted forthwith.

G9 (3) In the application on the provision of subregulation (2) any portion of a day shall be regarded as one day when the accumulated vacation leave is placed to the credit of an officer or employee on the date on which these regulations become applicable to him.

Vacation Leave without Pay

G10 (1) If sound reasons exist, the head of department may, at his discretion, but subject to the limits imposed by regulation G11 (5) (c), grant an officer or employee who has no vacation leave with pay to his credit, vacation leave without pay but not exceeding 184 days in the aggregate in any period of 18 calendar months. In exceptional cases the limitation imposed by this regulation may be waived on the recommendation of the Board.

G10 (2) Tensy die bepalings van regulasie G3 (4), G7 (4) of G18 (2) toegepas moet word, moet alle vakansieverlof met volle betaling wat 'n beamppte of werknemer tot sy krediet het eers uitgeput wees voordat vakansieverlof sonder betaling aan hom toegestaan kan word.

Algemene Bepalings: Siekteverlof

G11 (1) Siekteverlof val toe aan 'n beamppte of werknemer op die eerste dag van 'n tydkring, en met ingang van daardie dag kan die volle voorsiening vir die betrokke tydkring aan hom toegestaan word, mits aan die ander bepalings van hierdie regulasies voldoen word: Met dien verstande dat aan geen beamppte of werknemer siekteverlof met volle of halwe betaling toegestaan mag word voordat hy 30 dae diens, gereken na die datum van sy aanstelling, voltooi het nie en dan slegs ten opsigte van afwesighede na die voltooiing van sodanige diens.

G11 (2) As 'n beamppte of werknemer gedurende 'n tydkring sonder onderbreking van diens—

(a) oorgaan na 'n groep waarin die siekteverlofvergunning minder gunstig is as dié wat voorheen op hom van toepassing was, behou hy vir die duur van die betrokke tydkring die siekteverlofvergunning wat voorheen op hom van toepassing was; of

(b) oorgaan na 'n groep waar die siekteverlofvergunning gunstiger is as voorheen, verwerf hy onmiddellik die siekteverlofvergunning van die nuwe groep min enige betaalde siekteverlof wat hy reeds gedurende die betrokke tydkring gebruik het tensy die bepalings van regulasie G21 (2) op hom van toepassing is.

G11 (3) Ongebruikte siekteverlof wat vir 'n bepaalde tydkring voorgeskryf is, verval aan die einde van daardie tydkring en mag nie na die volgende tydkring oorgedra word nie.

G11 (4) As aan 'n beamppte of werknemer, uitgesonderd 'n halfgeskikte gesubsidieerde arbeider, die maksimum hoeveelheid siekteverlof waarvoor in hierdie regulasies voorsiening gemaak is, toegestaan is, en hy weens gesondheidsredes nog nie in staat is om sy pligte te hervat nie, kan die departementshoof—

(a) by die voorlegging aan hom van 'n bevredigende sertifikaat van 'n geregistreerde geneesheer of 'n geregistreerde tandarts; en

(b) as hy oortuig is dat die beamppte of werknemer op die betrokke tydstop nie permanent ongeskik is vir die hervatting van sy normale pligte nie; en

(c) as die beamppte of werknemer geen vakansieverlof tot sy krediet het nie, uitgesonderd vakansieverlof in regulasie G18 (2) gemeld,

na goeëddunke verdere siekteverlof met halwe betaling aan sodanige beamppte of werknemer toeken vir altesaam hoogstens 92 dae in enige bepaalde tydkring. Sodanige toekenning kan gedoen word ten opsigte van afsonderlike tydperke van afwesigheid en ten opsigte van ongesteldhede van verskillende aard.

G11 (5) (a) Aan 'n beamppte of werknemer wat sy betaalde siekteverlof waarvoor in hierdie regulasies voorsiening gemaak is, opgebruik het, kan, ondanks die bepalings van subregulasie 7, siekteverlof sonder betaling toegestaan word vir altesaam 365 dae in enige bepaalde tydkring.

(b) Die toekenning kragtens paragraaf (a) kan gedoen word ongeag of addisionele siekteverlof met halwe betaling kragtens subregulasie (4) aan die beamppte of werknemer toegestaan is.

(c) As die siekteverlof sonder betaling waarvoor in hierdie subregulasie voorsiening gemaak word, aan 'n beamppte of werknemer toegestaan is, mag geen verdere verlof, van watter aard ook al, gedurende die bepaalde

G10 (2) Unless the provisions of regulation G3 (4), G7 (4) or G18 (2) are to be applied, all vacation leave with full pay standing to an officer's or employee's credit shall first be exhausted before vacation leave without pay may be granted to him.

General Provisions: Sick Leave

G11 (1) Sick leave shall accrue to an officer or employee on the first day of a cycle and with effect from that day the full provision of the relative cycle may be granted to him if the other provisions of these regulations are complied with: Provided that no officer or employee shall be granted sick leave with full or half pay until he has completed 30 days' service reckoned from the date of his appointment and then only in respect of absences subsequent to the completion of such service.

G11 (2) If an officer or employee, during a cycle and without a break in service—

(a) passes to a group in which the sick leave provision is less favourable than that formerly applicable to him, he shall, for the duration of the relative cycle, retain the sick leave provision formerly applicable to him; or

(b) passes to a group in which the sick leave provision is more favourable than previously, he shall immediately acquire the sick leave provision of the new group, less any paid sick leave already used by him during the relative cycle,

unless the provisions of regulation G21 (2) apply to him.

G11 (3) Unused sick leave prescribed for a particular cycle shall lapse at the end of that cycle and shall not be carried forward to the next cycle.

G11 (4) If an officer or employee excluding a semi-fit subsidised labourer, who has been granted the maximum amount of sick leave provided for in these regulations, is not yet able, for health reasons, to resume his duties, the head of department—

(a) on the submission to him of a satisfactory certificate by a registered medical practitioner or a registered dentist; and

(b) if he is satisfied that the officer or employee at that particular time is not permanently unfit to resume his normal duties; and

(c) if the officer or employee has no vacation leave to his credit, excluding vacation leave mentioned in regulation G18 (2)

may, at his discretion, grant such officer or employee further sick leave with half pay not exceeding 92 days in the aggregate in any one cycle. Such grant may be made in respect of separate periods of absence and in respect of different kinds of illnesses.

G11 (5) (a) If an officer or employee has used his paid sick leave provided for in these regulations, he may, notwithstanding the provisions of subregulation 7, be granted sick leave without pay not exceeding 365 days in the aggregate in any particular cycle.

(b) The grant in terms of paragraph (a) may be made irrespective of whether the officer or employee has been granted additional sick leave with half pay in terms of subregulation (4).

(c) If an officer or employee has been granted the sick leave without pay provided for in this subregulation, he shall not, during the particular cycle, be granted any

tydkring aan hom toegestaan word om sy afwesigheid van diens weens siekte te dek nie, behalwe op aanbeveling van die Raad.

G11 (6) (a) Die toekenning aan 'n beamppte of werknemer van siekteverlof sonder betaling kragtens subregulasie (5) is onderworpe aan die voorlegging deur hom aan die departementshoof van 'n bevredigende sertifikaat van ongesteldheid ten opsigte van elke afwesigheid van langer as drie dae.

(b) Ten opsigte van afwesighede wat drie dae nie oorskry nie, is die bepalings van regulasies G12 (4) en G12 (5) van toepassing.

G11 (7) (a) Aan 'n beamppte of werknemer kan, op skriftelike aansoek, enige vakansieverlof wat hy tot sy krediet het, toegestaan word in plaas van siekteverlof met halwe betaling of siekteverlof sonder betaling: Met dien verstande dat—

(i) sodanige aansoek nie later nie as drie kalendermaande nadat hy diens hervat het, ingedien word;

(ii) die getal dae vakansieverlof wat aldus toegestaan word altesaam 365 dae in enige tydkring nie oorskry nie; en

(iii) die departementshoof oortuig moet wees dat die betrokke beamppte of werknemer op die betrokke tyd-stip nie permanent ongeskik is vir die hervatting van sy normale pligte nie.

(b) As genoemde vakansieverlof eenmaal aan 'n beamppte of werknemer toegestaan is en hy ten opsigte daarvan betaling ontvang het, mag sodanige verlof nie weer in siekteverlof met halwe betaling of sonder betaling omgesit word nie.

G11 (8) (a) As 'n beamppte of werknemer aan wie vakansieverlof toegestaan is, siek word nadat hy reeds sy diens verlaat het om met vakansieverlof te gaan, kan daardie gedeelte van genoemde vakansieverlof ten opsigte waarvan hy 'n sertifikaat van 'n geregistreerde geneesheer of 'n geregistreerde tandarts indien wat aan die vereistes voorgeskryf in regulasie G12 voldoen in siekteverlof omgeskep word mits die nodige siekteverlof kragtens hierdie regulasies beskikbaar is.

(b) Vakansieverlof sonder betaling mag nie in siekteverlof omskep word nie.

Toestaan van Siekteverlof

G12 (1) Siekteverlof word toegestaan slegs ten opsigte van 'n beamppte of werknemer se afwesigheid van diens weens siekte, ongesteldheid of besering wat nie te wyte is aan sy wangedrag of gebrek aan behoorlike voorsorg nie.

G12 (2) Ten opsigte van senuwee-aandoenings, slapeloosheid, swakte en dergelike minder goed omskrewe siektes of ongesteldhede word siekteverlof toegestaan slegs as die hoof van die departement oortuig is dat die applikant se gesondheidstoestand—

(a) hom ongeskik maak vir sy werk; en

(b) nie voortvloei uit sy versuim om van vakansieverlof gebruik te maak nie.

G12 (3) (a) Die departementshoof kan te eniger tyd eis dat 'n beamppte of werknemer hom onderwerp aan 'n ondersoek deur een of meer geregistreerde geneesheer of geregistreerde tandartse deur die departementshoof aangewys.

(b) Die onkoste verbonde aan sodanige ondersoek word uit fondse van die Zoeloegebiedsowerheid betaal.

G12 (4) (a) As 'n beamppte of werknemer weens siekte van diens afwesig is vir 'n aaneenlopende tydperk van langer as drie dae, kan siekteverlof aan hom toegestaan word slegs as hy 'n sertifikaat van 'n geregistreerde geneesheer of 'n geregistreerde tandarts wat duidelik die aard van die siekte omskryf, wat verklaar dat hy nie in

further leave, of whatever nature, to cover his absence from duty owing to illness, except on the recommendation of the Board.

G11 (6) (a) The granting of an officer or employee of sick leave without pay in terms of subregulation (5) shall be subject to the submission by him to the head of department of a satisfactory certificate of indisposition in respect of each absence which exceeds three days.

(b) The provisions of regulations G12 (4) and G12 (5) shall apply in respect of absences which do not exceed three days.

G11 (7) (a) An officer or employee may, on application in writing be granted any vacation leave which he may have to his credit, in lieu of sick leave with half pay or sick leave without pay: Provided that—

(i) such application is submitted not later than three calendar months after he has resumed duty;

(ii) the number of days vacation leave so granted shall not exceed 365 days in the aggregate in any cycle; and

(iii) the head of department shall be satisfied that the officer or employee concerned is not at that stage permanently unfit for the resumption of his normal duties.

(b) Once the vacation leave referred to has been granted to an officer or employee and he has received payment in respect thereof, such leave shall not be reconverted into sick leave with half pay or without pay.

G11 (8) (a) If an officer or employee to whom vacation leave has been granted, becomes ill after he has left his duties to proceed on vacation leave, that portion of the vacation leave referred to in respect of which he submits a certificate by a registered medical practitioner or a registered dentist which complies with the requirements prescribed in regulation G12, may be converted into sick leave, provided the necessary sick leave is available in terms of these regulations.

(b) Vacation leave without pay shall not be converted into sick leave.

Granting of Sick Leave

G12 (1) Sick leave shall be granted only in respect of the absence from duty of an officer or employee owing to an illness, indisposition or injury not due to his misconduct or failure to take reasonable precautions.

G12 (2) Sick leave may be granted in respect of nervous complaints, insomnia, debility and similar ill-defined illnesses or indispositions only if the head of department is satisfied that the applicant's state of health—

(a) incapacitates him for duty; and

(b) does not arise from his failure to take vacation leave.

G12 (3) (a) The head of department may at any time require an officer or employee to submit to an examination by one or more registered medical practitioners or registered dentists nominated by the head of department.

(b) The expenses in connection with such examination shall be met from funds of the Zulu Territorial Authority.

G12 (4) (a) If an officer or employee is absent from duty for a continuous period of more than three days owing to illness, he may be granted sick leave only if he furnishes the head of department with a certificate by a registered medical practitioner or a registered dentist which clearly describes the nature of the illness, which

staat is om sy ampspligte waar te neem nie en wat aantoon watter tydperk nodig is vir sy herstel, by sy departementshoof indien.

(b) Die departementshoof kan na sy goeddunke eis dat 'n dergelike sertifikaat ook ten opsigte van tydperke van drie dae of minder ingedien word.

(c) Indien die departementshoof daarvan oortuig is dat die beampte of werknemer se afwesigheid *bona fide* te wyte is aan siekte en dat daar goeie redes bestaan waarom 'n sertifikaat van ongesteldheid nie ingedien is nie, kan hy afsien van die indiening van sodanige sertifikaat deur die beampte of werknemer ten opsigte van 'n aanlopende tydperk van siekteverlof van hoogstens 14 dae. Sodanige vrystelling moet op die verlofaansoek geëndosser word.

G12 (5) Siekteverlof met of sonder betaling ten opsigte waarvan 'n sertifikaat in subregulasie (4) genoem nie ingedien is nie, kan toegestaan word slegs vir altesaam 10 dae gedurende enige jaar eindigende op 31 Desember en enige verdere afwesighede moet gedek word deur die bestaan van vakansieverlof met volle betaling, of as die beampte of werknemer geen vakansieverlof tot sy krediet het nie, van vakansieverlof sonder betaling. Die bepaling van hierdie subregulasie is nie van toepassing op tydperke van afwesigheid ten opsigte waarvan vrystelling kragtens subregulasie (4) (c) verleen is nie, en sodanige tydperke word ook nie ingereken by die vaststelling van die 10 dae nie.

G12 (6) Ondanks die indiening van 'n sertifikaat soos in subregulasie (4) omskryf, kan die departementshoof na goeddunke weier om siekteverlof met betaling toe te staan ten opsigte van enige afwesigheid van diens waarop die sertifikaat betrekking het, en in so 'n geval word die afwesigheid as ongemagtig beskou en is die bepaling van regulasie G3 (4) van toepassing.

Spesiale Siekteverlof

G13 (1) Aan 'n beampte of werknemer wat van diens afwesig is weens 'n besering wat opgedoen is in 'n ongeval wat in die loop van en as gevolg van sy diens ontstaan, kan spesiale siekteverlof met volle betaling toegestaan word vir die tydperk wat hy nie geskik is om sy gewone pligte uit te voer nie, of, indien die geval binne die bestek van die Ongevalwet, 1941, soos gewysig, val, spesiale siekteverlof met betaling gelykstaande met die verskil tussen volle betaling en die skadeloosstelling wat aan hom kragtens daardie Wet by wyse van periodieke uitkerings van sy maandelikse verdienste betaalbaar is.

G13 (2) Spesiale siekteverlof kragtens hierdie regulasie word nie toegestaan as die departementshoof van oordeel is dat die ongeval aan die ernstige en opsetlike wangedrag van die beampte of werknemer toe te skryf is nie.

G13 (3) Die bepaling van regulasies G12 (3), G12 (4) en G12 (5) is *mutatis mutandis* van toepassing op die bestaan van spesiale siekteverlof.

Spesiale Verlof met Volle Betaling

G14 (1) Spesiale verlof met volle betaling kan aan 'n beampte of werknemer toegestaan word—

(a) wanneer hy enige eksamen voorgeskryf by hierdie regulasies, 'n eksamen van 'n erkende universiteit binne die Republiek, enige regseksamen van die Staatsdiens en enige ander eksamen wat die Raad mag aanwys, aflê;

(b) wanneer hy van diens afwesig is as gevolg van afsondering of isolasie kragtens geneeskundige instruksies waar hy in aanraking was met 'n persoon wat 'n besmetlike of aansteeklike siekte opgedoen of vermoedelik opgedoen het. Die bestaan van spesiale verlof

states that he is not capable of performing his official duties, and in which is indicated the period necessary for his recuperation.

(b) The head of department may, at his discretion, require the submission of a similar certificate in respect of periods of three days or less.

(c) If the head of department is satisfied that the absence of the officer or employee is *bona fide* due to illness and that there are good reasons for the non-submission of a certificate of indisposition, he may waive the submission of such certificate by the officer or employee in respect of sick leave for a continuous period not exceeding 14 days. Such exemption shall be endorsed on the leave application.

G12 (5) Sick leave, with or without pay, in respect of which a certificate referred to in subregulation (4) is not submitted, may be granted only for an aggregate of 10 days during any year ending on 31 December and any further absences shall be covered by the granting of vacation leave with full pay or, if the officer or employee has no vacation leave to his credit, of vacation leave without pay. The provisions of this subregulation shall not apply to periods of absence in respect of which exemption in terms of subregulation (4) (c) has been granted and such periods shall not be taken into account in the determination of the 10 days.

G12 (6) Notwithstanding the submission of a certificate as defined in subregulation (4) the head of department may, at his discretion refuse to grant sick leave with pay in respect of any absence from duty to which the certificate relates, and in such case the absence shall be regarded as unauthorised and the provisions of regulation G3 (4) shall apply.

Special Sick Leave

G13 (1) An officer or employee who is absent from duty owing to an injury sustained in an accident arising out of and in the course of and as a result of his duties, may be granted special sick leave with full pay for the period he is incapacitated for his normal duties or, if the case falls within the scope of the Workmen's Compensation Act, 1941, as amended, special sick leave with pay equal to the difference between full pay and the compensation payable to him in terms of that Act in the form of periodical payments of his monthly earnings.

G13 (2) Special sick leave in terms of this regulation shall not be granted if the head of department is of opinion that the accident is attributable to the serious and wilful misconduct of the officer or employee.

G13 (3) The provisions of regulations G12 (3), G12 (4) and G12 (5) shall apply *mutatis mutandis* to the granting of special sick leave.

Special Leave with Full Pay

G14 (1) Special leave with full pay may be granted to an officer or employee—

(a) when he sits for any examination prescribed by these regulations, an examination of a recognised university within the Republic, any law examination of the Public Service and any other examination which the Board may indicate;

(b) when he is absent from duty as a result of segregation or isolation on medical instructions where he was in contact with a person who has contracted, or is suspected of having contracted, an infectious or contagious disease. The granting of special leave under

kragtens hierdie paragraaf is onderworpe aan die indiening van 'n sertifikaat van 'n geregistreerde geneesheer wat die tydperk en oorsaak van afsondering of isolasie aandui;

(c) wanneer hy gevange geneem is of voor die hof moet verskyn op 'n aanklag van misdaad en later vrygespreek of die aanklag teruggetrek word.

G14 (2) Spesiale verlof wat ooreenkomstig subregulasie (1) toegestaan word, kan enige tydperk werklik en noodsaaklikerwys deurgebring met reise vir doeleindes waarvoor die verlof toegestaan word, insluit.

Verlof vir Studiedoeleindes

G15 Verlof kan vir studiedoeleindes op dié grondslag en voorwaardes wat die Sekretaris van Bantoe-administrasie en -ontwikkeling op aanbeveling van die Raad goedkeur, aan 'n beampte of werknemer toegestaan word.

Rusdae

G16 (1) 'n Rusdag word nie geag verlof te wees nie en word nie in die verlofstaat as sodanig aangeteken nie: Met dien verstande dat 'n rusdag, of twee of meer opeenvolgende rusdae—

(a) wat binne 'n tydperk van verlof val, geag word verlof te wees wat onder dieselfde hoof volgens die indeling in regulasie G5 (1) val as die verlof wat sodanige rusdag of rusdae voorafgaan en daarop volg;

(b) wat tussen 'n tydperk van gemagtigde vakansie- of nie-oplopende verlof en 'n tydperk van siekteverlof (of omgekeerd) val, geag word vakansieverlof te wees, tensy die betrokke beampte of werknemer bewys lewer dat hy werklik op sodanige rusdag of rusdae siek was, in welke geval dit geag word siekteverlof te wees;

(c) wat tussen 'n tydperk van gemagtigde vakansie-, nie-oplopende of spesiale verlof en 'n tydperk van ongemagtigde vakansieverlof (of omgekeerd) val, geag word vakansieverlof met volle betaling, indien beskikbaar, of andersins vakansieverlof sonder betaling te wees; en

(d) wat tussen 'n tydperk van siekteverlof en 'n tydperk van ongemagtigde vakansieverlof (of omgekeerd) val, geag word vakansieverlof met volle betaling, indien beskikbaar, of andersins vakansieverlof sonder betaling te wees, tensy die betrokke beampte of werknemer bewys lewer dat hy werklik op sodanige rusdag of rusdae siek was, in welke geval dit geag word siekteverlof te wees.

G16 (2) As 'n beampte of werknemer aangesê word om hom op 'n rusdag vir diens aan te meld en hy in gebreke bly om dit te doen, word sodanige rusdag geag vakansieverlof sonder betaling te wees, tensy hy weens omstandighede wat vir die departementshoof aanneemlik is, verhinder word om hom vir diens aan te meld.

G16 (3) 'n Beampte of werknemer word nie salaris of loon ten opsigte van 'n rusdag betaal nie tensy hy kragtens sy diensvoorwaardes op betaling vir die dag geregtig is.

Betaling van Toelaes, ens., Tydens Verlof

G17 Die voortsetting of staking van die betaling aan 'n beampte of werknemer van toelaes of ander besoldiging as sy salaris of loon en die aanspreeklikheid van 'n beampte of werknemer vir die betaling aan die Zoeloegebiedsowerheid van gelde vir goedere of dienste deur die Zoeloegebiedsowerheid gelewer gedurende tydperke van verlof is onderworpe aan die bepaling van die regulasies wat daarop van toepassing is en opdragte wat deur die Raad of die Sekretaris van Bantoe-administrasie en -ontwikkeling of deur die Sekretaris van Bantoe-administrasie en -ontwikkeling op aanbeveling van die Raad, daaromtrent uitgereik is.

this paragraph shall be subject to the submission of a certificate by a registered medical practitioner indicating the period of and reason for segregation or isolation;

(c) when he is arrested or has to appear before court on a criminal charge and he is subsequently acquitted or the charge withdrawn.

G14 (2) Special leave granted in terms of subregulation (1) may include any period actually and necessarily occupied in travelling for the purpose for which the leave is granted.

Leave for Study Purposes

G15 Leave may be granted to an officer or employee for study purposes on the basis and conditions approved by the Secretary for Bantu Administration and Development on the recommendation of the Board.

Days of Rest

G16 (1) A day of rest shall not be regarded as leave and shall not be recorded as such in the leave register: Provided that a day of rest, or two or more consecutive days of rest—

(a) falling within a period of leave, shall be regarded as leave falling under the same heading, according to the classification in regulation G5 (1), as the leave which precedes and succeeds such day or days of rest;

(b) falling between a period of authorised vacation or non-accumulative leave and a period of sick leave (or vice versa) shall be regarded as vacation leave, unless the officer or employee concerned produces evidence that he was actually ill on such day or days of rest, in which case it shall be regarded as sick leave;

(c) falling between a period of authorised vacation, non-accumulative or special leave and a period of unauthorised vacation leave (or vice versa), shall be regarded as vacation leave with full pay, if available, or else vacation leave without pay; and

(d) falling between a period of sick leave and a period of unauthorised vacation leave (or vice versa), shall be regarded as vacation leave with full pay, if available, or else vacation leave without pay, unless the officer or employee concerned produces evidence that he was actually ill on such day or days of rest, in which case it shall be regarded as sick leave.

G16 (2) If an officer or employee who is called upon to report for duty on a day of rest fails to do so, such day of rest shall be regarded as vacation leave without pay, unless he is prevented from reporting for duty by circumstances which are acceptable to the head of department.

G16 (3) An officer or employee shall not be paid salary or wage in respect of a day of rest unless he is entitled to such payment for the day in terms of his conditions of service.

Payment of Allowances, etc. During Leave

G17 The continuance or cessation of the payment to an officer or employee of allowances or remuneration other than salary or wage and the liability of an officer or employee for payment due to the Zulu Territorial Authority in respect of goods supplied or services rendered by the Zulu Territorial Authority during periods of leave shall be subject to the provisions of the regulations applicable thereto and directions issued by the Board or Secretary for Bantu Administration and Development or by the Secretary for Bantu Administration and Development on the recommendation of the Board, in connection therewith.

Verlof wat vir Verlofdoeleindes Tel

G18 (1) Alle verlof, van watter aard ook al, met volle of gedeeltelike betaling, en vakansie- en siekteverlof sonder betaling van altesaam hoogstens 15 dae in 'n maand, tel vir die doel van verlofaanwas. As die verlof sonder betaling die hierin gemelde getal dae oorskry, word—

(a) die maand waarin sodanige oorskryding plaasvind, nie as diens vir die doeleindes van regulasie G7 (1) gereken nie; en

(b) die voorsiening ten opsigte van siekteverlof met volle betaling en siekteverlof met halwe betaling wat kragtens regulasie G6 op 'n beampte of werknemer van toepassing is, met een ses-en-dertigste ten opsigte van elke maand waarin sodanige oorskryding plaasvind, verminder en hierdie vermindering word afgetrek van die voorsiening vir die tydkring waarin die oorskryding voorkom, of, as die beskikbare siekteverlof van die betrokke tydkring reeds gebruik is, van die voorsiening vir die eersvolgende tydkring.

G18 (2) Vakansieverlof wat kragtens subregulasie (1) aanwas gedurende 'n tydperk van vakansieverlof sonder betaling of siekteverlof sonder betaling mag nie aan 'n beampte of werknemer toegestaan word voordat hy, na sy afwesigheid met vakansie- of siekteverlof sonder betaling, weer sy dienste hervat het nie en dan slegs ten opsigte van afwesighede na sodanige hervatting van diens.

G18 (3) Vakansieverlof sonder betaling en siekteverlof sonder betaling tel as diens vir die vasstelling van die indeling van 'n beampte of werknemer by 'n verlofgroep kragtens regulasie G6.

Verlof Tel vir Salarisverhogingsdoeleindes

G19 Alle verlof, van watter aard ook al, hetsy met of sonder betaling, tel vir salarisverhogingsdoeleindes, tensy die Raad anders gelas.

Verval van Toegestane Verlof by Beëindiging van Diens

G20 (1) Sodra 'n beampte of werknemer kennis gee van bedanking of sodra 'n vroulike beampte kennis gee van haar voorneme om in die huwelik te tree, verval enige verlof met betaling wat op daardie tydstop reeds toegestaan mag wees vir 'n tydperk of tydperke vanaf of na die datum van sodanige kennisgewing, of indien die kennisgewing nie gedateer is nie, vanaf of na die datum van ontvangs daarvan deur die hoof van die kantoor, en word alle afwesighede van diens op of na genoemde datum geag vakansieverlof sonder betaling te wees: Met dien verstande dat die bepalings van hierdie subregulasie—

(a) van toepassing is slegs ten opsigte van afwesighede gedurende die laaste 30 dae van 'n beampte of werknemer se diens; en

(b) nie van toepassing is nie op—

(i) siekteverlof;

(ii) spesiale verlof wat kragtens regulasie G14 (1) (b), of (c) toegestaan word;

(iii) vakansieverlof wat kragtens regulasie G11 (7) toegestaan word; en

(iv) 'n werknemer wie se dienskontrak of aanstellingsbrief 'n klousule bevat wat uitdruklik bepaal dat sy dienste met wedyersydse kennisgewing van 24 uur beëindig kan word, maar wat desnieteenstaande langer as 24 uur kennis van sy bedanking gee.

G20 (2) (a) As 'n beampte of werknemer se dienste om enige ander rede as dié in subregulasie (1) genoem, eindig, verval enige afwesigheidsverlof wat op daardie tydstop reeds aan hom toegestaan mag wees vir 'n tydperk of tydperke na die datum van sy diensbeëindiging.

Leave Which Counts for Leave Purposes

G18 (1) All leave, of whatever nature, with full or part pay, and vacation and sick leave without pay not exceeding 15 days in the aggregate in a month, shall count for the purpose of leave accrual. If the leave without pay exceeds the number of days mentioned herein—

(a) the month in which such excess occurs, shall not be regarded as service for the purpose of regulation G7 (1); and

(b) the provision in respect of sick leave with full pay and sick leave with half pay which applies to an officer or employee in terms of regulation G6 (1), shall be reduced by one thirty-sixth in respect of each month in which such excess occurs, which reduction shall be made from the provision of the cycle in which the excess occurs, or, if the available sick leave for the relative cycle has already been used, from the provision of the next succeeding cycle.

G18 (2) Vacation leave which, in terms of subregulation (1), accrues during a period of vacation leave without pay or sick leave without pay, shall not be granted to an officer or employee until he has resumed his duties after his absence on vacation or sick leave without pay, and then only in respect of absences after such resumption of duty.

G18 (3) Vacation leave without pay and sick leave without pay shall count as service for the purpose of determining an officer's or employee's leave group under regulation G6.

Leave Counts for the Purpose of Salary Increments

G19 All leave, of whatever nature, whether with or without pay, shall count for the purpose of salary increments, unless the Board directs otherwise.

Lapse of Granted Leave on Termination of Service

G20 (1) Immediately an officer or employee gives notice of resignation or a female officer gives notice of her contemplation of marriage, any leave with pay which at the time may already have been granted for a period or periods as from or after the date of such notice, or if the notice is undated, as from or after the date the notification is received by the head of the office, shall lapse and any absences from duty on or after the date referred to shall be regarded as vacation leave without pay: Provided that the provisions of this subregulation shall—

(a) apply only in respect of absences during an officer's or employee's last 30 days of service; and

(b) not apply to—

(i) sick leave;

(ii) special leave granted in terms of regulation G14 (1) (b) or (c);

(iii) vacation leave granted in terms of regulation G11 (7); and

(iv) an employee whose contract of service or letter of appointment contains a clause expressly providing that his service may be terminated on 24 hours notice on either side, but who nevertheless gives more than 24 hours' notice of resignation.

G20 (2) (a) If an officer's or employee's services terminate for any reason other than that mentioned in subregulation (1), any leave of absence which at that time may already have been granted to him for a period or periods after the date of termination of his services, shall lapse.

(b) 'n Beampte of werknemer se dienstydperk mag nie verleng word ten einde hom in staat te stel om gebruik te maak van verlof wat aan hom toegestaan mag gewees het nie.

Verval van Opgelope Verlof by Beëindiging van Diens

G21 (1) As—

(a) 'n beampte aftree uit 'n pos of 'n permanente betrekking neerlê of as sy permanente aanstelling beëindig word om watter rede ook al; of

(b) 'n werknemer 'n tydelike betrekking neerlê of as sy tydelike aanstelling beëindig word om watter rede ook al, uitgesonderd 'n werknemer wat sonder onderbreking van diens in 'n permanente hoedanigheid aangestel word,

verval enige opgelope verlof wat tot sy krediet staan op die datum waarop sy diens eindig, behoudens die bepalings van regulasie G2 (3).

G21 (2) As 'n—

(a) persoon in subregulasie 1 (a) genoem met of sonder onderbreking van diens in 'n permanente of tydelike hoedanigheid heraangestel word; of

(b) persoon in subregulasie 1 (b) genoem—

(i) met of sonder onderbreking van diens in 'n tydelike hoedanigheid heraangestel word; of

(ii) met onderbreking van diens in 'n permanente hoedanigheid heraangestel word, word sodanige heraanstelling vir alle doeleindes van hierdie regulasies as 'n nuwe aanstelling beskou, tel sy vorige diens nie as diens vir verlofdoeleindes nie, en opgelope verlof wat ingevolge subregulasie 1) verval het, word nie weer tot sy krediet geplaas nie.

Buitengewone Gevalle

G22 As daar omstandighede ontstaan wat 'n afwyking van die bepalings van hierdie deel regverdig, kan die departementshoof aan 'n beampte of werknemer of klasse beamptes of werknemers verlof toestaan op die voorwaardes wat die Raad aanbeveel. Die Raad kan ook na sy goeie dinge spesiale verlofvoorregte vir 'n beampte of werknemer of klasse beamptes of werknemers voorskryf, asook aanbevelings doen in verband met verlofaangeleenthede wat nie deur hierdie regulasies gedek word nie of wat 'n afwyking van die bepalings van hierdie regulasies meebring.

DEEL H

VERBLYF-, KAMP- EN SPESIALE TOELAES

Daaglikse Tariewe van Verblyftoelae

H1 (1) Behoudens die bepalings van regulasie H2 en uitgesonderd waar ander spesiale voorsiening in hierdie deel gemaak word, of tensy herberg of verblyftoelae van die Zoeloegedagsowerheid op 'n ander manier verskaf of betaal word, of waar 'n beampte of werknemer tydens sy afwesigheid van sy hoofkwartier by sy huis tuisgaan, kan die departementshoof aan 'n beampte of werknemer wat vir 'n tydperk van 24 uur of langer noodwendig van sy hoofkwartier in amptelike diens in die gebied van die Zoeloegedagsowerheid of in die Republiek, insluitende die reistyd, afwesig is, verblyftoelae teen die tariewe betaal wat deur die Raad aanbeveel is.

H1 (2) Behoudens waar ander spesiale voorsiening in hierdie deel gemaak word, of tensy herberg of verblyftoelae van die Zoeloegedagsowerheid op 'n ander manier verskaf of betaal word, kan die departementshoof aan 'n beampte of werknemer wat vir 'n tydperk van minder as

(b) The period of service of an officer or employee may not be extended in order to enable him to utilise leave which may have been granted to him.

Lapse of Accumulated Leave on Termination of Service

G21 (1) If—

(a) an officer retires from a post or relinquishes a permanent appointment or if his permanent appointment is terminated for any reason whatsoever; or

(b) an employee relinquishes a temporary appointment or if his temporary appointment is terminated for any reason whatsoever, excluding an employee appointed in a permanent capacity without a break in service,

any accumulated leave standing to his credit on the date on which his services terminate, shall lapse, subject to the provisions of regulation G2 (3).

G21 (2) If a person referred to in—

(a) subregulation (1) (a) is reappointed, with or without a break in service, in a permanent or temporary capacity; or

(b) subregulation (1) (b)—

(i) is reappointed, with or without a break in service, in a temporary capacity; or

(ii) is reappointed, with a break in service, in a permanent capacity,

such reappointment shall be regarded as a new appointment for all purposes of these regulations, his previous service shall not count as service for leave purposes, and accumulated leave which has lapsed in terms of subregulation (1), shall not be placed to his credit again.

Exceptional Cases

G22 In the event of circumstances arising which justify a departure from the provisions of this part, the head of department may grant leave to an officer or employee or classes of officers or employees on such conditions as the Board may recommend. The Board may also, at its discretion, prescribe special leave privileges for an officer or employee or classes of officers or employees and also make recommendations in connection with leave matters which are not covered by these regulations or which result in a departure from the provisions of these regulations.

PART H

SUBSISTENCE, CAMP AND SPECIAL ALLOWANCES

Daily Rates of Subsistence Allowance

H1 (1) Subject to the provisions of regulation H2 and save where other special provision is made in this part, or unless accommodation or subsistence allowance is otherwise provided or paid by the Zulu Territorial Authority or where an officer or employee during his absence from his headquarters stays at his home, the head of the department may pay to an officer or employee who is necessarily absent from his headquarters for a period of 24 hours or longer on official duty in the area of the Zulu Territorial Authority or the Republic, including the travelling time, subsistence allowances at the rates recommended by the Board.

H1 (2) Save where other special provision is made in this part or unless accommodation or subsistence allowance is otherwise provided or paid by the Zulu Territorial Authority, the head of the department may reimburse an officer or employee who is absent from his normal place

24 uur in die Republiek of die gebied van die Zoeloegebiedsowerheid van sy gewone werkplek en sy tuiste in amptelike diens afwesig is, redelike werklike uitgawes terugbetaal wat hy noodsaaklikerwys aan herberg aangegaan het.

Maksimum Tydperk Ten Opsigte Waarvan Verblyftoe-lae Betaalbaar is en Uurlikse Tariewe

H2 (1) Behoudens waar in hierdie deel ander spesiale voorsiening gemaak word, kan die verblyftoeleae in regulasie H1 genoem aan 'n beampte of werknemer betaal word gedurende tydperke van afwesigheid van sy hoofkwartier vir 'n aaneenlopende tydperk van hoogstens ses kalendermaande in dieselfde dorp of plek. Die tydsduur van 'n beampte of werknemer se reis na en van sy bestemming word nie by die berekening van die tydperk van ses kalendermaande in aanmerking geneem nie en vir doeleindes van hierdie subregulasie word daar nie beskou dat die aaneenlopendheid van 'n tydperk van verblyf in dieselfde dorp of plek deur 'n afwesigheid, om watter rede ook al, van minder as een kalendermaand onderbreek word nie.

H2 (2) Vir elke volle uur bo 24 uur, of bo 'n veelvoud van 24 uur, kan die departementshoof aan 'n beampte of werknemer die verblyftoeleae in subregulasie H1 (1) genoem, teen tariewe deur die Raad aanbeveel, betaal of die verblyf-, kamp of spesiale toelae wat in of kragtens die bepalinge van hierdie deel voorgeskryf is, uitgesonderd die verblyftoeleae in regulasie H1 (1) genoem, teen een vier-en-twintigste van die daaglikse tarief van sodanige toelae betaal.

Kamptoeleae

H3 Wanneer toereikende kamputrusting deur die Zoeloegebiedsowerheid aan 'n beampte of werknemer verskaf word, mag verblyftoeleae nie aan hom ten opsigte van 'n tydperk wat hy in 'n kamp bly, betaal word nie; in plaas daarvan kan die departementshoof kamptoeleae teen tariewe aanbeveel deur die Raad, betaal.

Verblyf by 'n Staatsinrigting

H4 (1) As 'n beampte of werknemer gedurende 'n tydperk van afwesigheid van sy hoofkwartier in amptelike diens by 'n inrigting van die Zoeloegebiedsowerheid of die Regering van die Republiek tuisgaan, mag verblyftoeleae nie ten opsigte van die tydsduur van sy verblyf aldaar aan hom betaal word nie; in plaas daarvan kan die departementshoof—

(a) die gelde wat normaalweg ten opsigte van besoekers deur die inrigting vir herberg gehef word—

(i) aan die beampte of werknemer terugbetaal indien hy sodanige gelde betaal het; of

(ii) aan die inrigting betaal indien die beampte of werknemer sodanige gelde nie betaal het nie; en

(b) aan die beampte of werknemer 'n spesiale toelae teen 'n tarief, aanbeveel deur die Raad, betaal om bykomstige uitgawes te dek:

Met dien verstande dat, indien herberg gedeeltelik deur 'n private persoon of 'n personeellid van die inrigting verskaf word, die gelde wat deur die gasheer gehef word, ook deur die departementshoof aan die beampte of werknemer terugbetaal kan word.

H4 (2) Die bepalinge van subregulasie (1)—

(a) is nie van toepassing nie op 'n beampte of werknemer wat—

of work and his home for a period of less than 24 hours, on official duty in the area of the Zulu Territorial Authority or the Republic reasonable actual expenditure necessarily incurred by him on accommodation.

Maximum Period in Respect of Which Subsistence Allowance is Payable and Hourly Rates

H2 (1) Save where other special provision is made in this part the subsistence allowances mentioned in regulation H1 may be paid to an officer or employee during periods of absence from his headquarters for a continuous period not exceeding six calendar months in the same town or place. The time occupied by an officer's or employee's journey to and from his destination shall be disregarded for the purpose of the calculation of the period of six calendar months and, for the purpose of this subregulation, the continuity of any period of sojourn at the same town or place shall not be regarded as having been interrupted by an absence, for any reason whatsoever, of less than one calendar month.

H2 (2) In respect of every full hour in excess of 24 hours, or in excess of a multiple of 24 hours, the head of the department may pay to an officer or employee the subsistence allowance mentioned in subregulation H1 (1) at the rates recommended by the Board, or the subsistence, camp or special allowance prescribed in or in terms of the provisions of this part excluding the subsistence allowance mentioned in regulation H1 (1) at the rate of one twenty-fourth of the daily rate of such allowance.

Camp Allowance

H3 When an officer or employee is provided with adequate camping equipment by the Zulu Territorial Authority, he shall not be paid subsistence allowance in respect of a period during which he stays in camp; in lieu thereof the head of the department may pay camp allowance at the rates recommended by the Board.

Sojourn at a State Institution or an Institution of the Zulu Territorial Authority

H4 (1) If an officer or employee stays at an institution of the Zulu Territorial Authority or the Government of the Republic during a period of absence from his headquarters on official duty, subsistence allowance shall not be paid to him in respect of the period of such sojourn; in lieu thereof the head of the department may—

(a) (i) refund the charges normally levied by the institution for accommodation in respect of visitors, to the officer or employee if he paid such charges; or

(ii) pay the charges referred to in (i) to the institution if the officer or employee did not pay such charges; and

(b) pay the officer or employee a special allowance at a rate recommended by the Board to cover incidental expenses:

Provided that if accommodation is partly provided by a private person or a member of the staff of the institution, the charges levied by the host may also be refunded to the officer or employee by the head of the department.

H4 (2) The provisions of subregulation (1)—

(a) shall not apply to an officer or employee who—

(i) by 'n inrigting van die Zoeloegheidsowerheid of die Regering van die Republiek tuisgaan maar vir 'n korter tydperk as 24 uur van sy hoofkwartier afwesig is; of

(ii) 'n inrigting van die Zoeloegheidsowerheid of die Regering van die Republiek besoek maar nie geherberg word nie of slegs gedeeltelik geherberg word deur die inrigting, in welke geval die bepalings van regulasie H1 van toepassing is; maar

(b) is van toepassing op 'n beampde of werknemer wat 'n inrigting van die Zoeloegheidsowerheid of die Regering van die Republiek besoek en—

(i) aan wie gedeeltelike herberg deur die inrigting en alle oorblywende items van herberg, soos in Deel F van hierdie hoofstuk omskryf, deur 'n private persoon by, of 'n personeelid van, die inrigting verskaf word; of

(ii) hoewel die inrigting ingerig is om alle items van herberg, soos in Deel F omskryf, te verskaf uit eie keuse nie van alle sodanige items gebruik maak nie.

Ontoereikende Verblyftoelae

H5 As die verblyf- of spesiale toelae wat deur die Raad aanbeveel is, ontoereikend is om die uitgawes te dek wat 'n beampde of werknemer benewens sy normale bestaans-uitgawes moet aangaan wanneer hy in amptelike diens van sy hoofkwartier afwesig is, kan die departementshoof die verskil tussen die bedrag wat aan verblyf- of spesiale toelae betaalbaar is ten opsigte van die hele aan-enlopende tydperk van sodanige beampde of werknemer se afwesigheid van sy hoofkwartier en die redelike uitgawes wat hy werklik en noodwendig aan herberg ten opsigte van sodanige tydperk aangegaan het, aan hom terugbetaal, op voorwaarde dat—

(a) die departementshoof oortuig is dat die herberg waarvan die beampde of werknemer gebruik gemaak het, by sy status as staatsampdenaar pas;

(b) die betrokke eis deur kwitansies of ander bewysstukke, of, in gevalle waar sodanige bewyse nie beskikbaar is nie, 'n skriftelike verklaring gestaaf word;

(c) items wat nie deur die omskrywing van „herberg” in Deel F gedek word nie, uitgesluit word by die berekening van die bedrag wat terugbetaal kan word;

(d) bedrae wat toegelaat word ten opsigte van die huur van beddegoed op 'n trein, beperk word tot die koste van 'n beddegoedkaartjie wat by kaartjies- en plekbeprekkingskantore verkrygbaar is—die koste van luukse-beddegoed en spesiale matras is nie toelaatbaar nie;

Met dien verstande dat die bepalings van hierdie subregulasie nie op kamp- of omgesette verblyftoelae van toepassing is nie.

Betaling van Verblyf- en Kamptoelae Gedurende Tydperke van Verlof

H6 (1) Behoudens die bepalings van subregulasie (2), mag die verblyf-, kamp- of spesiale toelae wat kragtens die bepalings van hierdie hoofstuk betaal kan word, nie aan 'n beampde of werknemer gedurende 'n tydperk van verlof betaal word nie, tensy die Sekretaris van Bantoe-administrasie en -ontwikkeling sodanige betaling, op aanbeveling van die Raad, goedkeur.

H6 (2) Ondanks die bepalings van subregulasie (1), kan—

(a) die verblyf-, kamp- of spesiale toelae in subregulasie (1) genoem aan 'n beampde of werknemer betaal word ten opsigte van 'n tydperk van siekteverlof, insluitende spesiale siekteverlof wat kragtens regulasie G13 toegestaan is: Met dien verstande dat—

(i) stays at an institution of the Zulu Territorial Authority or the Government of the Republic but is absent from his headquarters for a shorter period than 24 hours; or

(ii) visits an institution of the Zulu Territorial Authority or the Government of the Republic but is not accommodated or is only partly accommodated by the institution, in which case the provisions or regulation H1 shall apply; but

(b) shall apply to an officer or employee who visits an institution of the Zulu Territorial Authority or the Government of the Republic and—

(i) is provided with partial accommodation by the institution and all remaining items of accommodation as defined in Part F of this chapter by a private person at, or member of the staff of, the institution; or

(ii) while the institution is equipped to provide all items of accommodation as defined in Part F of his own free will does not make use of all such items.

Inadequate Subsistence Allowance

H5 If the subsistence or special allowance recommended by the Board, is inadequate to cover the expenses which an officer or employee incurs over and above his normal living expenses when he is absent from his headquarters on official duty, the head of the department may refund to the officer or employee the difference between the amount payable as subsistence or special allowance in respect of the whole continuous period of such officer's or employee's absence from his headquarters and the reasonable expenses actually and necessarily incurred by him on accommodation in respect of such period, on condition that—

(a) the head of the department is satisfied that the accommodation of which the officer or employee availed himself, is commensurate with his status as a public servant;

(b) the relative claim is supported by receipts or other vouchers, or where such evidence is not available, by a written statement;

(c) items not covered by the definition of “accommodation” in Part F, are excluded in calculating the amount which may be refunded;

(d) amounts allowed in respect of the hire of bedding on a train are limited to the cost of a bedding ticket obtainable at ticket and reservation offices—the cost of luxury bedding and special mattress shall not be allowed;

Provided that the provisions of this subregulation shall not apply to camp allowance or commuted subsistence allowance.

Payment of Subsistence and Camp Allowance During Periods of Leave

H6 (1) Subject to the provisions of subregulation (2), the subsistence, camp or special allowance payable in terms of the provisions of this chapter, shall not be paid to an officer or employee during a period of leave, unless the Secretary for Bantu Administration and Development approves such payment on the recommendation of the Board.

H6 (2) Notwithstanding the provisions of subregulation (1)—

(a) the subsistence, camp or special allowance mentioned in subregulation (1) may be paid to an officer or employee in respect of a period of sick leave, including special sick leave granted in terms of regulation G13: Provided that—

(i) die beampte of werknemer nie na sy hoofkwartier terugkeer nie en werklik en noodwendig herberguitgawes ten opsigte van homself gedurende sy tydperk van siekte aangaan; en

(ii) uitgawes aan hospitalisasie nie as herberguitgawes beskou word nie; en

(b) die omgesette verblyftoelae, in regulasie H8 genoem, betaal word ten opsigte van altesaam hoogstens 12 dae verlof, uitgesonderd siekteverlof, gedurende 'n jaar eindigende op 31 Desember.

Betaling van Verblyftoelae by Aanstelling

H7 Verblyftoelae word nie aan 'n persoon by sy eerste aanstelling in die owerheidsdiens ten opsigte van sy reis na die plek waar hy diens moet aanvaar, betaal nie.

Omgesette Verblyftoelae

H8 Ondanks andersluidende bepalings van hierdie deel kan die Sekretaris van Bantoe-administrasie en -ontwikkeling, op aanbeveling van die Raad, goedkeur dat die departementshoof 'n omgesette verblyftoelae aan 'n beampte of werknemer betaal.

Vorm vir die Indiening van Eise

H9 Aansoek om die betaling van die verblyf-, kamp- of spesiale toelae wat in of kragtens die bepalings van hierdie deel voorgeskryf is, uitgesonderd omgesette verblyftoelae, moet gedoen word in 'n vorm wesenlik in die vorm uiteengesit in die Derde Bylae van hierdie regulasies.

Buitengewone Gevalle

H10 As daar omstandighede ontstaan wat 'n afwyking van die bepalings van hierdie deel regverdig, kan die departementshoof aan 'n beampte of werknemer of klasse beamptes of werknemers sodanige verblyf-, kamp- of spesiale toelae betaal as wat die Sekretaris van Bantoe-administrasie en -ontwikkeling op aanbeveling van die Raad goedkeur.

DEEL J

AMPTELIKE REISE EN VERVOER

Besuiniging en Beheer

J1 (1) Alle amptelike reise moet deur die departementshoof goedgekeur word volgens die prosedure deur die Raad aanbeveel.

J1 (2) (a) 'n Beampte of werknemer moet met die mees ekonomiese middele, met so min versuim as wat omstandighede toelaat en, behoudens die bepalings van regulasie J3, langs die kortste roete reis.

(b) Die rede vir nie-nakoming van die bepalings van paragraaf (a) moet skriftelik deur die beampte of werknemer verstrek word en die verduideliking moet geheg word aan die vorm in regulasie J9 genoem.

(c) Indien 'n beampte of werknemer op 'n wyse gereis het wat groter vervoeruitgawes meegebring het as wat nodig was, moet die departementshoof die bedrag wat ter vereffening van sy reiskoste aan hom betaal kan word, beperk tot wat dit sou gekos het as hy die bepalings van paragraaf (a) nagekom het; as die beampte of werknemer aldus op 'n order van die Zoeloegheidsowerheid of met vervoer van die Zoeloegheidsowerheid gereis het, moet hy die uitgawes wat onnodig aangegaan is, terugbetaal.

(i) the officer or employee does not return to his headquarters and actually and necessarily incurs expenditure on accommodation for himself during the period of his illness; and

(ii) expenses in respect of hospitalisation shall not be regarded as expenditure on accommodation; and

(b) the commuted subsistence allowance mentioned in regulation H8 may be paid in respect of leave not exceeding 12 days in the aggregate, excluding sick leave, during a year ending 31 December.

Payment of Subsistence Allowance on Appointment

H7 Subsistence allowance shall not be paid to a person on his first appointment in the authority service in respect of his journey to the place where he is required to assume duty.

Commuted Subsistence Allowance

H8 Notwithstanding anything to the contrary contained in this part, the Secretary for Bantu Administration and Development may, on the recommendation of the Board, approve that the head of the department pay a commuted subsistence allowance to an officer or employee.

Form for the Submission of Claims

H9 Applications for the payment of the subsistence, camp or special allowance prescribed in or in terms of the provisions of this part, excluding commuted subsistence allowance, shall be made in a form substantially in the form set out in the Third Schedule to these regulations.

Exceptional Cases

H10 If circumstances arise which justify a departure from the provisions of this part, the head of the department may pay to an officer or employee or classes of officers or employees such subsistence, camp or special allowance as the Secretary for Bantu Administration and Development may approve on the recommendation of the Board.

PART J

OFFICIAL TRAVELLING AND TRANSPORT

Economy and Control

J1 (1) All official journeys shall be approved by the head of department, in accordance with the procedure recommended by the Board.

J1 (2) (a) An officer or employee shall travel by the most economical means, as expeditiously as circumstances permit, and, subject to the provisions of regulation J3, by the shortest route.

(b) The reason for the non-observance of the provisions of paragraph (a) shall be furnished by the officer or employee in writing, and the explanation attached to the form referred to in regulation J9.

(c) If an officer or employee has travelled in a manner involving greater expenditure in transport than was necessary, the head of department shall limit the amount payable to him in reimbursement of his travelling costs to what it would have cost had he observed the requirements of paragraph (a); if the officer or employee has so travelled on a warrant of the Zulu Territorial Authority or by means of transport owned by the Zulu Territorial Authority, he shall refund the expenditure unnecessarily incurred.

Vervoeruitgawes

J2 Behoudens die bepalings van hierdie deel, kan die departementshoof aan 'n beampte of werknemer van wie dit vereis word dat hy in amptelike diens moet reis, die onkoste verbonde aan die vervoer van hom en sy noodsaaklike persoonlike bagasie, asook redelike uitgawes wat in verband met huurmotors (as vervoer van die Zoeloegebiedsowerheid of kontrakvervoer nie beskikbaar is nie), kruiersloon, en ander bykomende dienste aangegaan is, terugbetaal.

Vervoermiddels wat Gebruik Moet Word

J3 (1) 'n Beampte of werknemer wat in die Republiek of in die gebied van die Zoeloegebiedsowerheid in amptelike diens moet reis, moet sy reis per trein of spoorwegbus aflê. Indien die reis nie per trein of spoorwegbus afgelê kan word nie, moet die beampte of werknemer met die goedkoopste beskikbare openbare vervoermiddel reis.

J3 (2) Indien 'n beampte of werknemer in amptelike diens moet reis en 'n openbare vervoermiddel nie beskikbaar is nie of die gebruik daarvan ondoenlik is, moet hy die vervoer gebruik wat deur die Raad aanbeveel word.

J3 (3) In 'n buitengewone geval kan die departementshoof 'n beampte of werknemer magtig om 'n amptelike reis met private vervoer af te lê as die departementshoof oortuig is dat die openbare belang beter daardeur bevorder sal word, ongeag of dit moontlik is om die reis met vervoer van die Zoeloegebiedsowerheid of openbare of kontrakvervoer af te lê: Met dien verstande dat waar dikwels en gereeld gereis moet word, 'n aanbeveling vooraf van die Raad verkry moet word.

J3 (4) Ondanks andersluidende bepalings van hierdie regulasies, kan 'n beampte of werknemer, na eie goeddunke, sy private motorvervoer gebruik om 'n amptelike reis af te lê: Met dien verstande dat hy met sodanige motorvervoer op sy eie risiko reis vir sover hierdie bepaling nie strydig met die bepalings van die Ongevalwet, 1941, soos gewysig, is nie.

Klas Waarin per Trein Gereis Moet Word

J4 'n Beampte of werknemer wat in amptelike diens per trein moet reis, kan in die klas reis wat deur die Raad aanbeveel word.

Gebiedsowerheidsvervoer

J5 (1) As 'n departementshoof oortuig is dat dit in die belang van die Zoeloegebiedsowerheid is, kan hy van 'n beampte of werknemer wie se dienste dit noodsaaklik maak dat hy dikwels of gereeld reis, vereis dat hy van sodanige motorvervoer van die Zoeloegebiedsowerheid as wat vir die doeltreffende verrigting van sy pligte nodig geag word, gebruik moet maak.

J5 (2) 'n Beampte of werknemer van wie daar kragtens die bepalings van subregulasie (1) vereis word dat hy van motorvervoer van die Zoeloegebiedsowerheid gebruik moet maak, is nie daarop geregtig om op koste van die Zoeloegebiedsowerheid van 'n motorbestuurder voorsien te word nie.

J5 (3) As 'n beampte of werknemer van wie daar kragtens subregulasie (1) vereis word dat hy motorvervoer van die Zoeloegebiedsowerheid moet bestuur, nie 'n gepaste bestuurderslisensie besit nie, kan die departementshoof hom op koste van die Zoeloegebiedsowerheid van die nodige onderrig voorsien en alle eksamen- of bestuurderslisensiegelde, die koste van portrette wat aan die lisensie geheg moet word en die gelde vir enige vereiste geneeskundige ondersoek, uit gelde van die Zoeloegebiedsowerheid betaal.

Transport Expenses

J2 Subject to the provisions of this part, the head of department may reimburse an officer or employee who is required to travel on official duty, the cost of conveying himself and his necessary personal luggage, as well as reasonable expenditure incurred in connection with taxi hire (if transport owned by the Zulu Territorial Authority or contract transport is not available), porterage fees and other incidental services.

Means of Transport to be Used

J3 (1) An officer or employee who is required to travel on official duty in the area of the Zulu Territorial Authority or the Republic, shall perform his journey by train or railway bus. If the journey cannot be performed by train or railway bus, the officer or employee shall travel by the cheapest public transport available.

J3 (2) If an officer or employee is required to travel on official duty and public transport is not available or its use impracticable, he shall use the means of transport recommended by the Board.

J3 (3) In an exceptional case a head of department may authorise an officer or employee to perform an official journey by means of privately owned transport if the head of department is satisfied that the public interest will be better served, whether or not it is possible to perform the journey by means of transport owned by the Zulu Territorial Authority or public or contract transport: Provided that in the case of frequent or regular travelling the prior recommendation of the Board shall be obtained.

J3 (4) Notwithstanding anything to the contrary contained in this regulation an officer or employee may, at his own discretion, use his privately owned motor transport to perform an official journey: Provided that he shall travel by such motor transport at his own risk in so far as this stipulation is not contrary to the provisions of the Workmen's Compensation Act, 1941, as amended.

Class of Travel by Train

J4 An officer or employee who is required to travel on official duty by train may travel in the class recommended by the Board.

Territorial Authority Transport

J5 (1) If a head of department is satisfied that the interest of the Zulu Territorial Authority will be best served thereby, he may require an officer or employee whose duties necessitate frequent or regular travelling to utilise such motor transport owned by the Zulu Territorial Authority as may be deemed necessary for the efficient performance of his duties.

J5 (2) An officer or employee who is required in terms of subregulation (1) to utilise motor transport owned by the Zulu Territorial Authority shall not be entitled to be provided with a driver at the expense of the Zulu Territorial Authority.

J5 (3) If an officer or employee who is required in terms of subregulation (1) to operate motor transport owned by the Zulu Territorial Authority, is not in possession of an appropriate driver's licence, the head of department may provide him with the necessary tuition at the expense of the Zulu Territorial Authority and may pay from funds of the Zulu Territorial Authority all examination and driver's licence fees, the cost of photographs which must be affixed to the licence and the fee for any medical examination required.

Toelaes vir die Gebruik van Private Vervoer

J6 Die departementshoof kan aan 'n beampte of werknemer wat private vervoer kragtens die bepalings van subregulasie (3) of (4) van regulasie J3 gebruik om 'n amptelike reis af te lê, sodanige myl- en passasierstoelaes betaal as wat deur die Sekretaris van Bantoe-administrasie en -ontwikkeling voorgeskryf word op aanbeveling van die Raad.

Vergoeding vir die Verlies van Private Dierevervoer

J7 Die departementshoof kan aan 'n beampte of werknemer wat sy private dierevervoer kragtens die bepalings van subregulasie (3) van regulasie J3 in amptelike diens gebruik, vergoeding vir die verlies van sodanige vervoer weens die dood daarvan, of as gevolg van siekte of besering wat dit permanent ongeskik maak vir gebruik as vervoermiddel op die grondslag en op voorwaardes voorgeskryf deur die Sekretaris van Bantoe-administrasie en -ontwikkeling op aanbeveling van die Raad, betaal.

Vervoer van Persoonlike Benodighede na 'n Kamp

J8 Die departementshoof kan aan 'n beampte of werknemer van wie dit vir die uitvoering van sy amptelike pligte vereis word dat hy in 'n kamp moet woon, kostelose vervoer heen-en-weer van die naaste spoorwegstasie of winkel na die kamp vir sy persoonlike benodighede, insluitende voedselvoorrade, toestaan, mits die goedkoopste vervoerreëlings getref word.

Vorm vir die Indiening van Eise

J9 Eise vir die terugbetaling van vervoeruitgawes wat kragtens die bepalings van hierdie deel betaal kan word, uitgesonderd omgesette vervoertoelaes, moet ingedien word in 'n vorm wesenlik in die vorm uiteengesit in die Derde Bylae van hierdie regulasies.

Buitengewone Gevalle

J10 As daar omstandighede ontstaan wat 'n afwyking van die bepalings van hierdie deel regverdig, kan die Sekretaris van Bantoe-administrasie en -ontwikkeling amptelike reise op dié wyse of met dié vervoermiddels of die betaling van dié vergoeding, uitgawes of toelaes wat die Raad aanbeveel, goedkeur.

DEEL K**OORPLASINGSKOSTE EN VERVOERVOORREGTE
BY EERSTE AANSTELLING, EN BY DIENSBE-
EINDIGING EN DIE DOOD***Oorplasing van Beamptes en Werknemers*

K1 (1) (a) Behoudens die bepalings van hierdie deel, kan 'n beampte of werknemer oorgeplaas en hy en sy huishouding en persoonlike besittings vervoer word op koste van die Zoeloegebiedsowerheid van die een hoofkwartier na 'n ander; of

(b) as 'n beampte of werknemer op eie versoek oorgeplaas word, mag geen uitgawe in verband daarmee uit fondse van die Zoeloegebiedsowerheid gedek word nie en enige afwesigheid van diens as gevolg van sodanige oorplasing moet deur die toestaan van verlof kragtens Deel G gedek word: Met dien verstande dat die bepalings van hierdie paragraaf nie op 'n beampte of werknemer van toepassing is nie as die departementshoof oortuig is dat sodanige oorplasing—

Allowances for the Use of Privately-owned Transport

J6 The head of department may pay to an officer or employee who, in terms of the provisions of subregulation (3) or (4) of regulation J3 uses privately owned transport for the performance of an official journey such mileage and passenger allowance as may be prescribed by the Secretary for Bantu Administration and Development and as recommended by the Board.

Compensation for the loss of Private Animal Transport

J7 The head of department may pay compensation to an officer or employee who uses his privately owned animal transport on official duty in terms of the provisions of subregulation (3) of regulation J3, for the loss of such transport through death or through disease or injury, which renders it permanently unfit as means of conveyance, on the basis and conditions prescribed by the Secretary for Bantu Administration and Development on recommendation of the Board.

Conveyance of Personal Requirements to a Camp

J8 The head of department may grant an officer or employee who, for the purpose of carrying out his official duties is required to live in a camp, free conveyance between the nearest railway station or trading store and the camp for his personal requirements, including provisions, provided the most economical transport arrangements are made.

Form for the Submission of Claims

J9 Claims for the reimbursement of transport expenses which may be paid in terms of the provisions of this part, excluding commuted transport allowance, shall be in a form made substantially in the form set out in the Third Schedule to these regulations.

Exceptional Cases

J10 If circumstances arise which justify a departure from the provisions of this part, the Secretary for Bantu Administration and Development may approve official travelling by such manner or means, or the payment of such compensation, expenses or allowances as the Board may recommend.

PART K**TRANSFER EXPENDITURE AND TRANSPORT
FACILITIES ON FIRST APPOINTMENT, AND ON
TERMINATION OF SERVICE AND DEATH***Transfer of Officers and Employees*

K1 (1) (a) Subject to the provisions of this part, an officer or employee may be transferred and he and his household and personal effects moved at expense of the Zulu Territorial Authority from one headquarters to another; or

(b) If an officer or employee is transferred at his own request no expenditure in connection therewith shall be met from funds of the Zulu Territorial Authority, and any absence from duty as a result of such transfer shall be covered by the granting of leave in terms of Part G: Provided that the provisions of this paragraph shall not apply to an officer or employee if the head of department is satisfied that such transfer—

(i) in die belang van die departement is; of

(ii) noodsaaklik is in die belang van die gesondheid van die beamppte of werknemer of van sy vrou of kind, insluitende 'n aangenome kind, in welke geval die departementshoof, na sy goeddunke, kan vereis dat 'n stawende geneeskundige sertifikaat ingedien word.

K1 (2) As 'n beamppte of werknemer kragtens die bepalings van paragraaf (a) van subregulasie (1) oorgeplaas word, word geag dat hy in amptelike diens reis en kan aan hom—

(a) die voorregte voorgeskryf in hierdie deel en in Deel J toegestaan word: Met dien verstande dat lede van sodanige beamppte of werknemer se huishouding geag kan word amptelike passasiers te wees vir die doeleindes van regulasie J6;

(b) verblyftoelae kragtens die bepalings van Deel H betaal word.

K1 (3) Onderstaande voorwaardes is van toepassing op die vervoer van die een hoofkwartier na 'n ander van die huishouding en persoonlike besittings van 'n beamppte of werknemer wat kragtens die bepalings van paragraaf (a) van subregulasie (1) oorgeplaas word:

(a) Die departementshoof kan aan die beamppte of werknemer verblyftoelae teen die volle tarief wat op hom van toepassing is, betaal ten opsigte van elke lid van sy huishouding wat 12 jaar oud of ouer is, en teen die helfte van sodanige tarief ten opsigte van elke ander lid, vir die tydperke wat die reis van die een hoofkwartier na 'n ander noodwendig in beslag neem.

(b) 'n Lid van die huishouding kan in dieselfde klas op die spoorweë reis as dié waarin die beamppte of werknemer reis.

(c) (i) Oorgewigbagasie wat nie die gewig oorskry wat deur die Raad aanbeveel is nie, kan per passasiers-trein vervoer word.

(ii) Persoonlike besittings wat nie die gewig oorskry wat deur die Raad aanbeveel is nie, kan met 'n goederetrein of die padmotordiens van die Suid-Afrikaanse Spoorweë of 'n ander openbare vervoermiddel of vervoer van die Zoeloegebiedsowerheid, van die een hoofkwartier na 'n ander en van die woning na die spoorwegstasie, en omgekeerd, en na en van 'n pak-huis, as opberging van die persoonlike besittings kragtens die bepalings van paragraaf (e) gemagtig is, vervoer word: Met dien verstande dat as vervoer met een van gemelde vervoermiddels nie moontlik of doenlik is nie, of duurder is, die departementshoof na goeddunke kan goedkeur dat 'n ander vervoermiddel gebruik word. Die voorgeskrewe gewig sluit die gewig van voertuie in maar nie die gewig van 'n dier wat vir amptelike doeleindes aangehou word nie; so 'n dier kan op koste van die Zoeloegebiedsowerheid vervoer word, benewens die voorsiening wat vir persoonlike besittings gemaak word.

(d) Die verpakkingskoste (insluitende die koste van verpakkingsmateriaal) en uitpakkoste van persoonlike besittings binne die voorgeskrewe gewigsbeperking kan uit fondse van die Zoeloegebiedsowerheid bestry word.

(e) In 'n uitsonderlike geval kan die departementshoof goedkeur dat 'n beamppte of werknemer se persoonlike besittings binne die voorgeskrewe gewigsbeperking vir 'n tydperk van hoogstens ses kalendermaande of by sy ou of sy nuwe hoofkwartier op koste van die Zoeloegebiedsowerheid opgeberg word.

(f) Behoudens sodanige beperkings en voorwaardes as wat deur die Sekretaris van Bantoe-administrasie en -ontwikkeling op aanbeveling van die Raad goedgekeur word, kan die volgende uitgawes uit fondse van die Zoeloegebiedsowerheid bestry word:

(i) is in die interest of the Department; or

(ii) is necessary in the interest of the officer's or employee's health or that of his wife or child, including an adopted child, in which case the head of department may, at his discretion, require the submission of a supporting medical certificate.

K1 (2) If an officer or employee is transferred in terms of the provisions of paragraph (a) of subregulation (1), he shall be regarded as travelling on official duty and he may be—

(a) granted the privileges prescribed in this part and in Part J: Provided that members of such officer's or employee's household may be deemed to be official passengers for the purpose of regulation J6;

(b) paid subsistence allowance in terms of the provisions of Part H.

K1 (3) The following conditions shall be applicable to the removal from one headquarters to another of the household and personal effects of an officer or employee transferred in terms of the provisions of paragraph (a) of subregulation (1):—

(a) The head of department may pay to the officer or employee subsistence allowance at the full rate applicable to himself, in respect of each member of his household who is 12 years old or older, and at half such rate in respect of each other member, for the periods necessarily spent in travelling from one headquarters to another.

(b) A member of the household may travel in the same class on the railways as that in which the officer or employee travels.

(c) (i) Excess luggage not exceeding the weight recommended by the Board may be transported by passenger train.

(ii) Personal effects not exceeding the weight recommended by the Board may be transported by goods train or the road motor service of the South African Railways or other public conveyance or transport owned by the Zulu Territorial Authority from one headquarters to another and from the dwelling to the railway station, and vice versa, and to and from a warehouse if the storage of the personal effects is authorised in terms of the provisions of paragraph (e): Provided that if conveyance by one of the said means of transport is impossible or impracticable or is more expensive, the head of department may, at his discretion, approve the use of another means of transport. The prescribed weight includes the weight of vehicles but not the weight of an animal maintained for official purposes; such animal may be transported at expense of the Zulu Territorial Authority over and above the provision made for personal effects.

(d) The cost of packing (including the cost of packing material) and unpacking of personal effects within the prescribed weight limit may be met from funds of the Zulu Territorial Authority.

(e) In an exceptional case the head of department may approve that an officer's or employee's personal effects, within the prescribed weight limit, be warehoused at expense of the Zulu Territorial Authority for a period not exceeding six calendar months at either his old or his new headquarters.

(f) Subject to such limitations and conditions as may be approved by the Secretary for Bantu Administration and Development on the recommendation of the Board, the following expenses may be met from funds of the Zulu Territorial Authority:

(i) Die koste van herstel of vervanging van persoonlike besittings wat in transito beskadig is.

(ii) Die koste van afsluiting en aansluiting en verandering van elektriese huishoudelike toestelle.

(iii) Die koste verbonde aan die aankoop van noodsaaklike skoolboeke vir 'n kind of ander afhanklike.

(g) As 'n beamppte of werknemer wat 'n huis of woonstel wat hy self ten volle of gedeeltelik gemeubileer het, by of in die omgewing van die hoofkwartier waarvandaan hy oorgeplaas word, bewoon het, sy persoonlike besittings, insluitende sy meubels, opberg of na 'n huis of woonstel by of in die omgewing van die hoofkwartier waarheen hy oorgeplaas word, verskuif, kan die departementshoof aan hom 'n bedrag, aanbeveel deur die Raad, betaal ten opsigte van waardevermindering van persoonlike besittings en ter dekking van uitgawes wat uit sy oorpasing voortspruit, uitgesonderd dié waarvoor elders in hierdie regulasies voorsiening gemaak word: Met dien verstande dat die departementshoof, na sy goëddunke, 'n kleiner bedrag kan betaal indien die omstandighede na sy mening nie die betaling van die bedrag aanbeveel deur die Raad regverdig nie.

K1 (4) (a) Skriftelike tenders moet verkry word vir die verpakking en uitpak en laai en aflaai van persoonlike besittings, en die laagste tender moet aangeneem word: Met dien verstande dat die departementshoof die aanname van 'n hoër tender kan magtig as hy oortuig is dat daar voldoende redes vir die verwerping van die laagste tender is.

(b) Die vervoer van 'n motorvoertuig op koste van die Zoeloëgebiedsowerheid is onderworpe aan die voorwaardes dat—

(i) die Zoeloëgebiedsowerheid geen aanspreeklikheid aanvaar vir die verlies van of skade aan die motorvoertuig tydens die vervoer daarvan nie; en

(ii) dit per goederetrein vervoer word teen 'n tarief wat deur die Sekretaris van Bantoe-administrasie en -ontwikkeling op aanbeveling van die Raad goedgekeur is.

K1 (5) Die voorregte voorgeskryf in subregulasies (3) en (4) is slegs van toepassing as die beamppte of werknemer sy huishouding en persoonlike besittings binne twee kalendermaande vanaf die datum waarop sy oorpasing van krag word, oorplass, tensy hy toestemming vir die uitstel van oorpasing van sy huishouding of persoonlike besittings verkry het, welke toestemming deur die departementshoof verleen kan word.

Vervoer by Eerste Aanstelling

K2 (1) Op voorwaardes betreffende vervoermiddels en reisklasse soortgelyk aan dié wat vir beamptes en werknemers in Deel J voorgeskryf is, kan die departementshoof goedkeur dat aan 'n persoon wat in die Republiek of in die gebied van die Zoeloëgebiedsowerheid woonagtig is en wat in 'n voorgeskrewe pos aangestel word, kostelose vervoer vir homself toegestaan word vanaf die plek waar hy gewerf is tot by die plek waar hy aangesê is om diens te aanvaar. Vir die doeleindes van hierdie subregulasie sluit vervoer in vervoer met vervoer van die Zoeloëgebiedsowerheid of kontrakvervoermiddels by sowel die plek van werwing as die plek van aanstelling, of, as sodanige vervoer nie beskikbaar is nie, vervoer per huurmotor tussen die woning en die op- of afklimpunt van die openbare vervoermiddel waarmee die reis onderneem word.

K2 (2) (a) Behoudens die bepalinge van paragraaf (b) kan die huishouding en persoonlike besittings van 'n persoon in subregulasie (1) genoem, met die goedkeuring van die departementshoof, op koste van die Zoeloëge-

(i) The cost of repairs to or replacement of personal effects damaged in transit.

(ii) The cost of disconnecting and connecting and altering electrical domestic appliances.

(iii) The cost involved in purchasing essential school books for a child or other dependant.

(g) If an officer or employee who occupied a house or flat, wholly or partly furnished by himself, at or in the vicinity of the headquarters from where he is transferred, stores his personal effects, including his furniture, or removes such effects to a house or flat at or in the vicinity of the headquarters to which he is transferred, the head of department may pay to him an amount recommended by the Board in respect of depreciation of personal effects and to meet expenses arising from his transfer, other than those for which provision is made elsewhere in these regulations: Provided that the head of department may, at his discretion, pay a lesser amount if he considers that the circumstances do not justify payment of the amount recommended by the Board.

K1 (4) (a) Written tenders shall be obtained for the packing and unpacking and loading and unloading of personal effects and the lowest tender shall be accepted: Provided that the head of department may authorise the acceptance of a higher tender if he is satisfied that there are adequate reasons for the rejection of the lowest tender.

(b) The conveyance of a motor vehicle at expense of the Zulu Territorial Authority is subject to the conditions that—

(i) the Zulu Territorial Authority accepts no liability for loss of or damage to a motor vehicle while it is being conveyed; and

(ii) it is transported by goods train at a tariff approved by the Secretary for Bantu Administration and Development on recommendation of the Board.

K1 (5) The benefits prescribed in subregulation (3) and (4) shall apply only if the officer or employee transfers his household and personal effects within two calendar months from the date on which his transfer takes effect, unless he shall have obtained permission to defer the removal of his household and personal effects, which permission may be granted by the head of department.

Transport on First Appointment

K2 (1) On conditions relating to means of transport and classes of travel similar to those prescribed in Part J for officers and employees, the head of department may approve that a person residing in the Republic or in the area of the Zulu Territorial Authority who is appointed in a prescribed post, be granted free transport for himself from the place at which he is recruited to the place where he is instructed to assume duty. For the purposes of this subregulation transport includes conveyance by transport owned by the Zulu Territorial Authority or contract transport at the place of recruitment as well as the place of appointment, or, if such transport is not available, conveyance by taxi between the residence and boarding or alighting point of the public means of transport with which the journey is undertaken.

K2 (2) (a) Subject to the provisions of paragraph (b), the household and personal effects of a person mentioned of department, be conveyed at expense of the Zulu Territorial Authority from the place where the person is recruited in subregulation (1) may, with the approval of the head of department, be conveyed to the place where he is instructed to assume duty.

biedsowerheid vervoer word vanaf die plek waar die persoon gewerf is tot by die plek waar hy aangesê is om diens te aanvaar op die grondslag vir 'n oorgeplaaste beampte of werknemer, voorgeskryf in paragraaf (a) van subregulasie (1), paragraaf (b), (c) en (d) van subregulasie (3) en subregulasies (4) en (5) van regulasie K1.

(b) As 'n persoon wie se huishouding en persoonlike besittings kragtens die bepalings van paragraaf (a) vervoer is, bedank of as sy dienste as gevolg van onbevredigende diens beëindig word binne ses kalendermaande vanaf die datum van sy diensaanvaarding moet hy die koste wat ten opsigte van sy huishouding en persoonlike besittings aangegaan is, terugbetaal.

Vervoervoorregte by Diensbeëindiging en die Dood

K3 (1) (a) Behoudens die bepalings van subregulasie (2) kan die departementshoof goedkeur dat—

(i) aan 'n beampte wat weens bereiking van die pensioenleeftyd afgedank word; en

(ii) aan 'n beampte of werknemer wie se dienste eindig op gronde wat vir die doeleindes van hierdie regulasie deur die Sekretaris van Bantoe-administrasie en -ontwikkeling op aanbeveling van die Raad goedgekeur is,

en wat minstens 10 jaar diens voltooi het, vervoer vir hom, sy huishouding en persoonlike besittings na 'n plek in die gebied van die Zoeloegedebiedsowerheid waar hy begerig is om te woon, op koste van die Zoeloegedebiedsowerheid toegestaan word, behoudens die beperkings en voorwaardes wat die Sekretaris van Bantoe-administrasie en -ontwikkeling op aanbeveling van die Raad goedkeur.

(b) In die geval van 'n beampte of werknemer wat te sterwe kom terwyl hy in diens is van die Zoeloegedebiedsowerheid, of uit die owerheidsdiens ontslaan word weens voortdurende swak gesondheid wat nie aan sy eie toedoen te wyte is nie, kan die voordele waarvoor in paragraaf (a) voorsiening gemaak word, toegestaan word mits die beampte of werknemer minstens 10 jaar diens by bereiking van die leeftyd van 60 jaar sou voltooi het indien hy nie te sterwe gekom het of aldus ontslaan is nie.

K3 (2) Die bepalings van subregulasie (4) van regulasie J3 is *mutatis mutandis* van toepassing op 'n beampte of werknemer genoem in subregulasie (1) of sy huishouding: Met dien verstande dat lede van die huishouding van sodanige beampte of werknemer geag kan word amptelike passasiers te wees vir die doeleindes van regulasie J6.

Buitengewone Gevalle

K4 As daar omstandighede ontstaan wat 'n afwyking van die bepalings van hierdie deel regverdig, kan die Sekretaris van Bantoe-administrasie en -ontwikkeling dié voorwaardes betreffende oorplasingskoste en vervoervoorregte by eerste aanstelling en by diensbeëindiging en die dood goedkeur wat die Raad aanbeveel.

DEEL L

AMPTELIKE DIENSURE, BYWONINGSREGISTERS, WERKWEKE EN OORTYDBESOLDIGING

Amptelike Diensure

L1 (1) Ondanks andersluidende bepalings in hierdie deel vervat, kan die hoof van die kantoor van 'n beampte of werknemer vereis dat hy op enige dag van die week of enige tyd van die dag of die nag amptelike diens verrig of dat hy by sy normale werkplek of elders aanwesig moet wees vir sodanige diens.

on the basis laid down for a transferred officer or employee in paragraph (a) of subregulation (1), paragraphs (b), (c) and (d) of subregulation (3) and subregulation (4) and (5) of regulation K1.

(b) If a person whose household and personal effects have been conveyed in terms of the provisions of paragraph (a), resigns or his services are terminated as a result of unsatisfactory service within six calendar months from the date of his assumption of duty, he shall refund the expenditure incurred in respect of his household and personal effects.

Transport Facilities on Termination of Services and Death

K3 (1) (a) Subject to the provisions of subregulation (2), the head of department may approve that—

(i) an officer who is retired owing to the attainment of the pensionable age; and

(ii) an officer or employee whose service terminate on grounds approved for the purpose of this regulation by the Secretary for Bantu Administration and Development on the recommendation of the Board.

and who has completed not less than 10 years' service, be granted conveyance at expense of the Zulu Territorial Authority for himself, his household and personal effects to a place in the area of the Zulu Territorial Authority where he wishes to reside, subject to such limitations and conditions as the Secretary for Bantu Administration and Development may approve on the recommendation of the Board.

(b) In the case of an officer or employee who dies whilst in employment of the Zulu Territorial Authority or is discharged from the authority service owing to continued ill-health occasioned without his own default, the benefits for which provision is made in paragraph (a) may be granted, provided that the officer or employee would have completed not less than 10 years' service on attainment of the age of 60 years, had he not died or been so discharged.

K3 (2) The provisions of subregulation (4) of regulation J3 shall apply *mutatis mutandis* to an officer or employee referred to in subregulation (1) or his household: Provided that members of the household of such officer or employee may be regarded as official passengers for the purposes of regulation J6.

Exceptional Cases

K4 If circumstances arise which justify a departure from the provisions of this part the Secretary for Bantu Administration and Development may approve such conditions relating to transfer expenses and transport facilities on first appointment and on termination of services and death as the Board may recommend.

PART L

OFFICIAL HOURS OF ATTENDANCE, ATTENDANCE REGISTERS, WORKING WEEKS AND OVERTIME REMUNERATION

Official Hours of attendance

L1 (1) Notwithstanding any provisions to the contrary contained in this part, the head of the office may require an officer or employee to perform official duty on any day of the week or at any time during the day or night or to attend at his normal place of work or elsewhere for such duty.

L1 (2) Behoudens die bepalings van subregulasie (1) en van regulasie L3, moet 'n beampte of werknemer by sy werkplek vir diens aanwesig wees soos aanbeveel deur die Raad.

L1 (3) Die departementshoof bepaal die etenspouse van 'n beampte of werknemer of klasse beamptes of werknemers: Met dien verstande dat 'n etenspouse wat binne die amptelike diensure val wat kragtens die bepalings van hierdie deel voorgeskryf is, nie as amptelike dienstryd vir die voltooiing van die werkweek gereken word nie.

L1 (4) Die departementshoof bepaal gedurende welke tye, binne die amptelike diensure kragtens die bepalings van hierdie hoofstuk voorgeskryf, die publiek vir amptelike besigheidsdoeleindes toegang sal hê tot die kantore van die Zoeloegebiedsowerheidsdiens of werkplekke onder sy beheer.

L1 (5) 'n Beampte of werknemer—

(a) moet gedurende sy amptelike diensure sy volle aandag wy aan die pligte wat aan hom toevertrou is; en

(b) mag nie van sy kantoor of werkplek gedurende sy amptelike diensure sonder toestemming van die hoof van sy kantoor afwesig wees nie.

Bywoningsregisters

L2 (1) Die hoof van elke kantoor is verantwoordelik vir die nakoming deur die personeel onder sy beheer van die voorgeskrewe amptelike diensure.

L2 (2) 'n Bywoningsregister moet gehou word waarin 'n beampte of 'n werknemer persoonlik die tyd van sy aankoms by en vertrek van sy werkplek moet aantekene: Met dien verstande dat die voorskrifte van hierdie subregulasie nie van toepassing is nie op—

(a) 'n beampte of werknemer wat besoldig word volgens 'n salarisskaal waarvan die maksimum kerf hoër is as die maksimum kerf van die salarisskaal aanbeveel deur die Raad; en

(b) 'n beampte of werknemer wat onder omstandighede dien wat, na die departementshoof se mening die hou van 'n register van sy bywoning ondoenlik of onwenslik maak; in sodanige geval moet die departementshoof dié ander reëlins tref wat hy geskik ag ten einde te verseker dat die voorgeskrewe amptelike diensure nagekom word.

L2 (3) Die bywoningsregister moet deur die hoof van die kantoor toevertrou word aan die persoonlike sorg van 'n beampte of werknemer wie se plig dit is om—

(a) toe te sien dat die bywoningsregister beskikbaar is vir lede van die personeel vir die doel in subregulasie (2) genoem en dan slegs gedurende sodanige beperkte tye aan die begin en aan die einde van die dagtaak as wat deur die hoof van die kantoor aangedui mag word;

(b) toe te sien dat slegs outentieke aantekenings van aankoms en vertrek gemaak word deur die beamptes en werknemers in subregulasie (2) genoem;

(c) die aantekenings in die bywoningsregister na te gaan en die register daagliks vir inspeksiedoeleindes voor te lê aan die hoof van die kantoor of aan 'n beampte wat vir daardie doel aangewys is;

(d) enige onreëlmatigheid te rapporteer aan die beampte wie se plig dit kragtens paragraaf (c) is om die bywoningsregister te inspekteer; en

(e) toe te sien dat aangetekende gevalle van afwesigheid deur verlof gedek word.

L1 (2) Subject to the provisions of subregulation (1) and of regulation L3, an officer or employee shall be present for duty at his place of work as recommended by the Board.

L1 (3) The head of a department shall determine the meal break of an officer or employee or classes of officers or employees: Provided that a meal break falling within the official hours of attendance prescribed in terms of the provisions of this part shall not be reckoned as official duty time for the completion of the working week.

L1 (4) The head of a department shall determine the times, within the official hours of attendance prescribed in terms of the provisions of this chapter, during which the public shall have access to the offices of the authority service or places of work under his control for the purpose of official business.

L1 (5) An officer or employee—

(a) shall, during his official hours of attendance, give his full attention to the duties entrusted to him; and

(b) shall not without the consent of the head of his office be absent from his office or place of work during his official hours of attendance.

Attendance Registers

L2 (1) The head of each office shall be responsible for the observance by the staff under his control of the prescribed hours of attendance.

L2 (2) An attendance register shall be kept in which an officer or an employee shall personally record the time of his arrival at and departure from his place of work: Provided that the provisions of this subregulation shall not be applicable to—

(a) an officer or employee who is remunerated in accordance with a salary scale the maximum notch of which exceeds the maximum notch of the salary scale recommended by the Board; and

(b) an officer or employee who serves under circumstances which, in the opinion of the head of a department, render the keeping of a record of his attendance impracticable or undesirable; in such event the head of a department shall make such other arrangements as he may consider adequate to ensure that the prescribed hours of attendance are observed.

L2 (3) The attendance register shall be entrusted by the head of the office to the personal custody of an officer or employee whose duty it shall be to—

(a) ensure that the attendance register is accessible to members of the staff for the purpose mentioned in subregulation (2) and then only during such limited periods at the commencement and conclusion of the day's duties as may be indicated by the head of the office;

(b) ensure that only authentic recordings of arrival and departure are made by the officers and employees mentioned in subregulation (2);

(c) examine the entries made in the attendance register and submit it daily for inspection by the head of the office or by an officer delegated for that purpose;

(d) report any irregularity to the officer whose duty it is to inspect the record of attendance in terms of paragraph (c); and

(e) ensure that recorded absences are covered by leave.

Werkweke

L3 (1) Behoudens die bepalings van regulasie L1 en die goedkeuring van die Uitvoerende Raad besluit die departementshoof met behoorlike inagneming van die openbare belang, watter beampte en werknemers, of klasse of groepe beamptes of werknemers, afdelings, takke of kantore 'n vyfdaagse werkweek of andersins moet nakom, en hy kan verskillende werkweke vir verskillende klasse of groepe beamptes of werknemers, of vir individue binne sodanige klasse of groepe, of vir afdelings, takke of kantore voorskryf.

L3 (2) Die minimum ure van diens vir 'n beampte of werknemer moet deur die Raad aanbeveel word.

L3 (3) Waar die amptelike diensure wat vir 'n beampte of werknemer kragtens regulasie L1 (2) voorgeskryf is, in die geheel of gedeeltelik gedurende die nag val, moet sodanige beampte of werknemer se werkweek vir doeleindes van die berekening van oortyd diens verminder word met een-sesde van daardie gedeelte van genoemde diensure wat gedurende die nag val: Met dien verstande dat die bepalings van daardie subregulasie nie van toepassing is nie op 'n lid van die verpleegpersoneel van 'n hospitaal of inrigting of op 'n beampte of werknemer wat in 'n klas val wie se diensvoorwaardes vereis dat hy nagdiens moet verrig.

L3 (4) (a) As 'n beampte of werknemer gedurende die amptelike diensure wat in of kragtens die bepalings van hierdie deel vir hom voorgeskryf is, van diens afwesig is as gevolg van verlof toegestaan of weens ander omstandighede wat vir die departementshoof aanneemlik is, moet hy, vir doeleindes van die voltooiing van sy werkweek, geag word op diens te gewees het gedurende sodanige afwesigheid.

(b) Die amptelike diensure wat ten opsigte van 'n bepaalde dag in of kragtens die bepalings van hierdie deel vir 'n beampte of werknemer voorgeskryf is en wat—

(i) in 'n openbare feesdag val, in die geval van 'n beampte of werknemer wat nie normaalweg op sodanige dag werk nie; of

(ii) in sodanige ander dag val as wat hy normaalweg in plaas daarvan van diens vrygestel mag wees, in die geval van 'n beampte of werknemer wat normaalweg op 'n openbare feesdag werk,

moet ingereken word vir doeleindes van die voltooiing van sy werkweek.

Oortyd diens en Oortyd besoldiging

L4 (1) As die hoof van 'n beampte of werknemer se kantoor dit kragtens regulasie L1 (1) van hom vereis dat hy oortyd diens verrig wat 'n oorskryding meebring van die beampte of werknemer se amptelike diensure soos in of kragtens die bepalings van hierdie deel voorgeskryf, mag oortyd besoldiging ten opsigte van sodanige oortyd diens nie as 'n reg geëis word nie: Met dien verstande dat die Sekretaris van Bantoe-administrasie en -ontwikkeling, op aanbeveling van die Raad, kan goedkeur dat die departementshoof nie-pensioendraende oortyd besoldiging aan 'n beampte of werknemer ten opsigte van oortyd diens betaal op voorwaardes deur die Raad aanbeveel.

L4 (2) Ondanks die bepalings van subregulasie (1) kan 'n departementshoof aan beamptes en werknemers wat onvermydelike oortyd diens verrig in afdelings, takke of kantore deur die Raad aangedui en deur die Sekretaris van Bantoe-administrasie en -ontwikkeling goedgekeur, nie-pensioendraende oortyd besoldiging betaal.

Working Weeks

L3 (1) Subject to the provisions of regulation L1 and the approval of the Executive Council, the head of a department shall decide, with due regard to the public interest, which officers and employees, or classes or groups of officers or employees, sections, branches or offices shall observe a five-day working week or otherwise, and he may prescribe different working weeks for different classes or groups of officers and employees, or for individuals within such classes or groups or for sections, branches or offices.

L3 (2) The minimum hours of service for an officer or employee shall be recommended by the Board.

L3 (3) Where the official hours of attendance prescribed for an officer or employee in terms of regulation L1 (2) fall wholly or partially during the night, the working week of such officer or employee shall, for the purpose of calculating overtime duty, be reduced by one-sixth of that portion of the said hours of attendance falling during the night: Provided that the provisions of this subregulation shall not apply to a member of the nursing staff of a hospital or institution or to an officer or employee falling in a class whose conditions of service require him to perform night duty.

L3 (4) (a) If an officer or employee, during the official hours of attendance prescribed for him in or in terms of the provisions of this part, is absent from duty as a result of leave granted or as a result of other circumstances which are acceptable to the head of a department, he shall be regarded as having been on duty during such absence for the purpose of the completion of his working week.

(b) The official hours of attendance which have been prescribed for an officer or employee in respect of a particular day in or in terms of the provisions of this part and which—

(i) fall in a public holiday, in the case of an officer or employee who does not normally work on such day; or

(ii) in the case of an officer or employee who normally works on a public holiday, fall in such other day on which he may be relieved from duty in lieu thereof,

shall be reckoned for the purpose of the completion of his working week.

Overtime Duty and Overtime Remuneration

L4 (1) If the head of an officer's or employee's office requires him, in terms of regulation L1 (1), to perform overtime duty which entails exceeding the officer's or employee's official hours of attendance prescribed in or in terms of the provisions of this part, no overtime, remuneration shall of right be claimable in respect of such overtime duty: Provided that the Secretary for Bantu Administration and Development may, on the recommendation of the Board, approve that the head of a department pay to an officer or employee non-pensionable overtime remuneration in respect of overtime duty on conditions recommended by the Board.

L4 (2) Notwithstanding the provisions of subregulation (1) the head of a department may pay non-pensionable overtime remuneration to officers and employees who perform unavoidable overtime duty in sections, branches or offices indicated by the Board and approved by the Secretary for Bantu Administration and Development.

L4 (3) Behoudens die bepalings van subregulasie (4) en (7) word oortydbesoldiging wat in of kragtens die bepalings van hierdie deel gemagtig is teen die volgende tariewe betaal:

(a) Ten opsigte van oortyddiens op 'n Sondag.—Die uurlikse ekwivalent van die betrokke beampte of werknemer se basiese salaris plus 30 persent daarvan.

(b) Ten opsigte van oortyddiens op 'n ander dag as 'n Sondag.—Die uurlikse ekwivalent van die betrokke beampte of werknemer se basiese salaris plus 15 persent daarvan.

L4 (4) Oortydbesoldiging word nie betaal teen 'n tarief wat hoër is as dié wat op die maksimum kerf van die salarisskaal soos gelas deur die Raad, bereken is nie.

L4 (5) By die berekening van oortyddiens deur 'n beampte of werknemer verrig, moet—

(a) 'n tydperk van oortyddiens van korter as 'n kwartier wat aaneenlopend is met die amptelike diensure wat vir die betrokke beampte of werknemer in of kragtens die bepalings van hierdie deel voorgeskryf is, buite rekening gelaat word;

(b) 'n tydperk van oortyddiens van korter as 'n uur wat nie aaneenlopend is nie met die amptelike diensure wat vir die betrokke beampte of werknemer in of kragtens die bepalings van hierdie deel voorgeskryf is, as een uur gereken word;

(c) een uur by die tydperk van oortyddiens gereken word ten opsigte van elke geval waar 'n beampte of werknemer later as 6 nm. op die vorige dag of na afsluiting van die dienstdag wat die oortyddiens onmiddellik voorafgaan, naamlik die laaste van die twee tye—

(i) vir oortyddiens aangesê word; of

(ii) kennis gegee word dat oortyddiens waarvoor hy aangesê is maar waarvoor hy hom nog nie aangemeld het nie, gekanselleer is; en

(d) die volle tydperk van oortyddiens waarvoor 'n beampte of werknemer aangesê is, tot 'n maksimum van twee uur, by die ekstra diens gereken word ten opsigte van oortyddiens wat gekanselleer is, maar waarvoor sodanige beampte of werknemer hom aangemeld het omdat hy nie vooraf van die kansellering in kennis gestel is nie.

L4 (6) By die berekening van die oortyddiens wat 'n beampte of werknemer oor 'n tydperk wat deur 'n werkweek gedek word, verrig het, en behoudens die bepalings van paragraaf (b) van subregulasie (5) moet gedeeltes van 'n uur in elke totaal wat teen 'n afsonderlike tarief bereken word—

(a) buite rekening gelaat word as dit korter as 'n halfuur is;

(b) as een uur gereken word as dit 'n halfuur of langer is.

L4 (7) Oortydbesoldiging ten opsigte van oortyddiens wat gedurende die nag verrig is, moet bereken word teen die tariewe wat vir oortyddiens op 'n Sondag ooreenkomstig die bepalings van regulasie L4 (3) voorgeskryf is: Met dien verstande dat die bepalings van hierdie subregulasie nie van toepassing is nie op 'n lid van die verpleegpersoneel in 'n hospitaal of inrigting of op 'n beampte of werknemer wat in 'n klas val wat as 'n diensvoorwaarde nagdiens moet verrig.

L4 (8) 'n Beampte of werknemer moet gedurende tydperke van oortyddiens sy volle aandag wy aan die pligte wat aan hom toevertrou is en mag nie van sy kantoor of werkplek sonder die toestemming van sy toesighouer gedurende sodanige tydperke afwesig wees nie.

L4 (3) Subject to the provisions of subregulations (4) and (7) overtime remuneration which is authorised in or in terms of the provisions of this part shall be paid at the following rates:

(a) In respect of overtime duty on a Sunday.—The hourly equivalent of the basic salary of the officer or employee concerned plus 30 per cent thereof.

(b) In respect of overtime duty on a day other than a Sunday.—The hourly equivalent of the basic salary of the officer or employee concerned plus 15 per cent thereof.

L4 (4) Overtime remuneration shall not be paid at a rate higher than the rate calculated on the maximum notch of the salary scale directed by the Board.

L4 (5) In the calculation of the overtime duty performed by an officer or employee—

(a) a period of overtime duty of shorter duration than quarter of an hour, which is continuous with the official hours of attendance prescribed for the officer or employee concerned in or in terms of the provisions of this part, shall be ignored;

(b) a period of overtime duty of shorter duration than an hour, which is not continuous with the official hours of attendance prescribed for the officer or employee concerned in or in terms of the provisions of this part, shall be reckoned as one hour;

(c) one hour shall be added to the period of overtime duty in respect of each case where an officer or employee is—

(i) notified of overtime duty; or

(ii) informed that overtime duty of which he has been notified but for which he has not yet reported, has been cancelled,

later than 6 p.m. on the previous day or after the close of the period of service immediately preceding the period of overtime duty, whichever may be the later; and

(d) the full period of overtime duty of which an officer or employee has been notified, to a maximum of two hours, shall be added to the extra duty in respect of overtime duty which has been cancelled but for which such officer or employee reported because he was not notified beforehand of the cancellation.

L4 (6) In the calculation of the overtime duty performed by an officer or employee during a period covered by a working week, and subject to the provisions of paragraph (b) of subregulation (5), portions of an hour in each total which is calculated at a separate tariff shall be—

(a) ignored if less than half an hour;

(b) reckoned as one hour if half an hour or longer.

L4 (7) Overtime remuneration in respect of overtime duty performed during the night shall be calculated at the rates which have been prescribed for overtime duty on a Sunday in accordance with the provisions of regulation L4 (3): Provided that the provisions of this subregulation shall not apply to a member of the nursing staff in a hospital or institution or to an officer or employee falling in a class performing night duty as a condition of service.

L4 (8) An officer or employee shall give his full attention to the duties entrusted to him during periods of overtime duty and shall not without the consent of his supervisor be absent from his office or place of work during such periods.

Omgesette Oortydtoelae

L5 Ondanks andersluidende bepalings van hierdie deel kan die Sekretaris van Bantoe-administrasie en -ontwikkeling op aanbeveling van die Raad goedkeur dat die departementshoof in gevalle waar die betaling van oortydbesoldiging volgens uurtariere ondoenlik of onwenslik is, aan 'n beampde of werknemer wat vir oortydbesoldiging in aanmerking kom, oortydbesoldiging op 'n omgesette grondslag ten opsigte van oortyddeens betaal.

Buitengewone Gevalle

L6 As daar omstandighede ontstaan wat 'n afwyking van die bepalings van hierdie deel regverdig, kan die departementshoof van 'n beampde of werknemer of klasse beamptes of werknemers vereis om dié amptelike diensure of werkweke na te kom wat die Raad aanbeveel of kan die Sekretaris van Bantoe-administrasie en -ontwikkeling goedkeur dat die departementshoof oortydbesoldiging ten opsigte van oortyddeens aan 'n beampde of werknemer of klasse beamptes of werknemers betaal teen 'n tarief en op voorwaardes deur die Raad aanbeveel. Die Raad kan ook na sy goeddunke spesiale voorwaardes en uitsonderings aanbeveel met betrekking tot die hou van bywoningsregisters en die aantekening van 'n beampde of werknemer se tyd van aankoms by en vertrek van sy werkplek.

DEEL M

ALGEMEEN

Afwykinge in Tyd van Oorlog of Landsnood

M1 As daar 'n toestand van oorlog of landsnood ontstaan, kan die Raad 'n afwyking van die bepalings van hierdie regulasies aanbeveel, hetsy in die algemeen of ten opsigte van 'n bepaalde beampde, werknemer of persoon of klasse beamptes, werknemers of persone, maar behoudens die bepalings van subregulasie (2) van regulasie B5 van hierdie regulasies.

Pligte van Departementshoofde en Hoofde van Kantore

M2 (1) Benewens enige werksaamhede of pligte wat wettiglik aan hom opgedra of opgelê is, is die departementshoof verantwoordelik vir die handhawing van dissipline, doeltreffende administrasie en die behoorlike gebruik en versorging van eiendom van die Zoeloegebiedsowerheid in sy departement.

M2 (2) Die hoof van die kantoor is aan die beampde of werknemer wat oor hom die gesag voer, verantwoordelik vir die handhawing van dissipline, doeltreffende administrasie en die behoorlike gebruik en versorging van eiendom van die Zoeloegebiedsowerheid in sy kantoor, tak, inrigting, afdeling of werkplek.

Delegasie van Departementshoof se Bevoegdhede

M3 (1) As hy dit dienstig ag vir die doeltreffende administrasie van sy departement, kan 'n departementshoof enige bevoegdheid wat kragtens die bepalings van hierdie regulasies aan hom verleen is, aan 'n ander beampde of toegewese beampde of werknemer of toegewese werknemer deleger op dié voorwaardes wat hy bepaal.

M3 (2) 'n Departementshoof kan 'n delegasie wat kragtens hierdie regulasie verleen is, te eniger tyd intrek.

Amptelike Kommunikasiekanale

M4 (1) 'n Versoek of mededeling van 'n beampde of werknemer wat nie 'n departementshoof is nie, oor enige aangeleentheid wat binne die bestek van die Raad se bevoegdhede, werksaamhede of pligte val, moet deur bemed-

Commuted Overtime Allowance

L5 Notwithstanding anything to the contrary contained in this part, the Secretary for Bantu Administration and Development, may in cases where the payment of overtime remuneration according to hourly rates is impracticable or undesirable, approve, on the recommendation of the Board, that the head of a department pay to an officer or employee who is eligible for overtime remuneration, overtime remuneration on a commuted basis in respect of overtime duty.

Exceptional Cases

L6 If circumstances arise which justify a departure from the provisions of this part, the head of a department may require an officer or employee or classes of officers or employees to observe such official hours of attendance or working weeks as may be recommended by the Board, or the Secretary for Bantu Administration and Development may approve that the head of a department pay overtime remuneration in respect of overtime duty to an officer or employee or classes of officers or employees at a rate and on conditions recommended by the Board. The Board may also, at its discretion, recommend special conditions and exceptions in regard to the keeping of attendance registers and the recording of an officer's or employee's time of arrival at and departure from his place of work.

PART M

GENERAL

Departures in Time of War or National Emergency

M1 If a state of war or national emergency arises the Board may recommend a departure from the provisions of these regulations, either in general or in respect of a particular officer, employee or persons or classes of officers, employees or persons; but subject to the provisions of subregulation (2) or regulation B5 of these regulations.

Duties of Heads of Departments and Heads of Offices

M2 (1) In addition to any functions or duties lawfully assigned to or imposed upon him, the head of department shall be responsible for maintaining discipline, efficient administration and the proper use and care of property of the Zulu Territorial Authority in his department.

M2 (2) The head of the office is responsible to the officer or employee who exercises authority over him, for maintaining discipline, efficient administration and the proper use and care of property of the Zulu Territorial Authority in his office, branch, institution, division or place of work.

Delegation of the Powers of a Head of Department

M3 (1) If he deems it expedient for the efficient administration of his department, a head of department may delegate any power conferred upon him in terms of the provisions of these regulations to another officer or allocated officer or employee or allocated employee on such conditions as he may determine.

M3 (2) A head of department may at any time revoke a delegation made in terms of this regulation.

Official Channels of Communication

M4 (1) A request or communication from an officer or employee who is not a head of department, in connection with any matter falling within the scope of the Board's powers, functions or duties, shall be addressed

deling van die hoof van die kantoor aan die departementshoof gerig word: Met dien verstande dat 'n beamppte of werknemer kan eis dat sodanige versoek of mededeling aan die Raad voorgelê word, behoudens die bepalings van subregulasie (2).

M4 (2) 'n Versoek of mededeling aan die Raad hetsy skriftelik of andersins, van 'n departement of departementshoof oor enige aangeleentheid wat binne die bestek van die Raad se bevoegdhede, werksaamhede of pligte val, of wat kragtens die voorbehoudsbepaling van subregulasie (1) aan die Raad voorgelê moet word, moet deur of namens die departementshoof aan die Sekretaris van die Raad gerig word. Sodanige versoek of mededeling mag nie regstreeks aan die Raad, of 'n lid van die Raad, gerig word nie.

M4 (3) As daar omstandighede ontstaan wat 'n afwyking van die bepalings van hierdie regulasie regverdig, kan die Uitvoerende Raad, op aanbeveling van die Raad, goedkeur dat die hoof van 'n afdeling, tak, inrigting of kantoor geag word 'n departementshoof te wees vir die doeleindes van subregulasie (1) en (2).

Gehoorsaamheid

M5 (1) Behoudens die bepalings van subregulasie (2), moet 'n beamppte of werknemer 'n wettige bevel wat aan hom gegee is deur 'n persoon wat die bevoegdheid het om dit te gee, onvoorwaardelik gehoorsaam.

M5 (2) 'n Beamppte of werknemer kan eis dat 'n bevel in subregulasie (1) genoem skriftelik herhaal word nadat hy dit uitgevoer het en hy kan enige klagte wat hy in verband daarmee het vir beslissing voorlê, maar behoudens die bepalings van regulasie M4.

Woonadresse en Telefoonnommers

M6 'n Beamppte of werknemer moet die hoof van die kantoor in kennis stel van sy woonadres en van sy telefoonnommer tuis, as hy 'n telefoon het, en verandering daarvan, en die hoof van die kantoor moet daarvan aantekening maak in 'n register wat vir die doel gehou word.

Private Geldelike Transaksies

M7 (1) Vir skikkingsdoeleindes mag 'n beamppte of werknemer nie 'n party wees by enige vorm van skuldbewys nie: Met dien verstande dat die departementshoof skriftelike toestemming daartoe kan verleen dat daar van die bepalings van hierdie subregulasie afgewyk word as hy hom deur ondersoek vergewis het dat die voorgename transaksie aangegaan word om aanneemlike redes wat nie verband hou nie met spekulasie, dobbelary of enige onbehoorlike handeling wat die betrokke beamppte of werknemer in geldelike moeilikheid kan laat kom: Met dien verstande voorts dat sodanige toestemming nie ten opsigte van 'n transaksie tussen twee beamptes, 'n beamppte en werknemer of twee werknemers verleen mag word nie.

M7 (2) Onder geen omstandighede mag 'n beamppte of werknemer geld van 'n ondergeskikte leen wat in dieselfde departement dien nie.

M7 (3) As dit blyk dat 'n beamppte of werknemer in 'n onredelike mate in die skuld is, as hy insolvent raak of sy bedoel afstaan ten behoeve van sy skuldeisers of as 'n vonnis weens skuld of 'n gyselingsbevel teen hom in 'n gereghof verkry is, moet hy, as die departementshoof dit vereis, 'n uitvoerige en volledige staat van sy skulde aan die departementshoof voorlê tesame met 'n verklaring van hoe die skulde aangegaan is en hoe hy van voorneme is om sodanige skulde te vereffen.

to the head of department through the medium of the head of the office: Provided that an officer or employee may demand that such request or communication be submitted to the Board, subject to the provisions of subregulation (2).

M4 (2) A request or communication to the Board whether written or otherwise, from a department or a head of department in connection with any matter falling within the scope of the Board's powers, functions or duties, or which is to be submitted to the Board in terms of the proviso to subregulation (1), shall be addressed to the Secretary of the Board by or on behalf of the head of department. Such request or communication shall not be addressed direct to the Board or a member of the Board.

M4 (3) If circumstances arise which justify a departure from the provisions of this regulation, the Executive Council may, on the recommendation of the Board, approve that the head of a division, branch, institution or office be regarded as a head of department for the purpose of subregulation (1) and (2).

Obedience

M5 (1) Subject to the provisions of subregulation (2), an officer or employee shall obey unconditionally a lawful instruction given to him by a person who is competent to do so.

M5 (2) An officer or employee may, after having carried it out, demand that an instruction referred to in subregulation (1) be repeated in writing and he may submit for decision any complaint he may have in connection therewith, but subject to the provisions of regulation M4.

Residential Addresses and Telephone Numbers

M6 An officer or employee shall notify the head of the office of his residential address and of his telephone number at home, if he has a telephone, and any change thereof, and the head of the office shall make a record thereof in a register which shall be kept for this purpose.

Private Financial Transactions

M7 (1) An officer or employee shall not become a party to any form of promissory note for compromising purposes: Provided that the head of department may give his written consent to a departure from the provisions of this subregulation if he has satisfied himself by investigation that the proposed transaction is being entered into for acceptable reasons not connected with speculation, gambling or any other improper dealing which may lead to the pecuniary embarrassment of the officer or employee concerned: Provided further that such consent shall not be given in respect of a transaction between two officers, an officer and an employee or two employees.

M7 (2) An officer or employee shall under no circumstances borrow money from a subordinate serving in the same department.

M7 (3) If it is evident that an officer or employee is in debt to an unreasonable extent, if he becomes insolvent or assigns his estate for the benefit of his creditors or if a judgment for debt or a decree of civil imprisonment has been obtained against him in a court of law, he shall, if the head of department so requires, furnish the head of department with a detailed and complete statement of his liabilities together with an explanation as to how the liabilities were incurred and how he proposes to liquidate them.

Regsvordering weens Skuld

M8 Die uitreiking van 'n prosesstuk weens skuld, gyseling, vonnis of insolvensiegedinge waarby 'n beampte of werknemer die verweerder is, moet dadelik en tesame met volledige besonderhede van die omstandighede wat tot die uitreiking van sodanige prosesstuk gelei het, aan die betrokke beampte of werknemer se departementshoof gerapporteer word deur—

(a) die griffier of meester van die hoër geregshof, landdros of magistraat of spesiale vrederegter, na gelang van die geval; en

(b) die beampte of werknemer wat die verweerder is.

Aanneem van Geskenke, Kommissie, Geld, of Beloning

M9 (1) 'n Beampte of werknemer mag nie sonder die toestemming van die departementshoof, of, in die geval van die departementshoof wat 'n beampte is sonder die toestemming van die Uitvoerende Raad, 'n geskenk, geldelik of anders, aanneem wat hom deur 'n lid van die publiek aangebied word uit hoofde daarvan dat hy 'n bepaalde amp of pos in die owerheidsdiens beklee of beklee het nie.

M9 (2) 'n Werknemer mag nie sonder die toestemming van die departementshoof enige kommissie, geld of beloning, geldelik of anders (wat nie die emolumente is wat ten opsigte van sy pligte aan hom betaalbaar is nie) aanneem of dit eis ten opsigte van die uitvoering van sy pligte of die versuim om sy pligte uit te voer, of mag nie versuim om aan die departementshoof die aanbod van sodanige kommissie, geld of beloning te rapporteer nie.

Beantwoording van Vrae

M10 'n Beampte of werknemer moet uitdruklik antwoord op 'n wettige vraag wat aan hom gestel is deur 'n persoon wat die bevoegdheid het om so 'n vraag aan hom te stel: Met dien verstande dat 'n beampte of werknemer nie verplig is om 'n antwoord wat hom sal inkrimineer op 'n vraag te verstrek nie.

Aanneem van Nominasie vir Gebiedsowerheid, ens.

M11 As 'n beampte of werknemer 'n nominasie of rekwisisie aanvaar as kandidaat vir verkiesing tot lid van die Zoeloegebiedsowerheid of 'n streeks-, gemeenskaps- of stamowerheid word hy geag vrywillig uit die Zoeloegebiedsowerheidsdiens te getree het met ingang van die datum waarop hy sodanige nominasie of rekwisisie aanvaar het: Met dien verstande dat 'n beampte of werknemer die nominasie of rekwisisie mag aanvaar met die toestemming van die Minister op die voorwaardes wat die Sekretaris van Bantoe-administrasie en -ontwikkeling goedkeur op die aanbeveling van die Raad.

Kennisgewing van Huwelik: Vroulike Beamptes

M12 Voor haar huwelik moet 'n vroulike beampte aan die departementshoof skriftelik kennis gee van die datum waarop sy voornemens is om te trou.

Sekondering van 'n Beampte of Werknemer van die Een Departement aan 'n Ander

M13 'n Departementshoof kan, op aanbeveling van die Raad en op sulke voorwaardes as wat die Raad in oorleg met die Sekretaris van Bantoe-administrasie en -ontwikkeling aanbeveel, 'n beampte of werknemer aan die diens van 'n ander departement sekondeer, hetsy vir 'n bepaalde diens of vir 'n tydperk.

Legal Proceedings for Debt

M8 The issue of a process for debt, civil imprisonment, judgment or insolvency proceedings in which an officer or employee is the defendant, shall forthwith and together with full particulars of the circumstances which led to the issue of such process, be reported to the head of the department of the officer or employee concerned, by—

(a) the registrar or master of the superior court, magistrate or special justice of the peace as the case may be; and

(b) the officer or employee who is the defendant.

Acceptance of Gifts, Commission, Money or Reward

M9 (1) An officer or employee shall not accept without the permission of the head of department, or, in the case of the head of department who is an officer without the permission of the Executive Council, a gift, pecuniary or otherwise, offered to him by a member of the public by reason of his occupying or having occupied a particular office or post in the authority service.

M9 (2) An employee shall not, without the permission of the head of department, accept or demand in respect of the carrying out of or the failure to carry out his duties, any commission, fee or reward, pecuniary or otherwise (not being the emoluments payable to him in respect of his duties) or shall not fail to report to the head of department the offer of such commission, fee or reward.

Replying to Questions

M10 An officer or employee shall reply explicitly to a lawful question put to him by a person who is competent to put such question to him: Provided that an officer or employee is not compelled to furnish to a question a reply which may incriminate him.

Acceptance of Nomination for Territorial Authority, etc.

M11 If an officer or employee accepts a nomination or requisition as candidate for election as member of the Zulu Territorial Authority, or a regional, community or tribal authority he shall be deemed to have voluntarily retired from the authority service with effect from the date on which he accepted such nomination or requisition: Provided that an officer or employee may accept the nomination or requisition with the permission of the Minister on such conditions as the Secretary for Bantu Administration and Development may approve on the recommendation of the Board.

Giving Notice of Marriage: Female Officers

M12 A female officer shall, before her marriage, give the head of department notice, in writing, of the date on which she proposes to marry.

Secondment of an Officer or Employee from One Department to Another

M13 A head of department may, on the recommendation of the Board and on such conditions as may be recommended by it in consultation with the Secretary for Bantu Administration and Development, second an officer or employee to the service of another department either for a particular service or for a period of time.

Vertroulike Aard van Dokumente Rakende Beampptes en Werknemers

M14 Alle dokumente, lêers en korrespondensie met betrekking tot enigiets wat kragtens hierdie regulasies gedoen kan word en wat die eiendom van die Zoeloegebiedsowerheid is, is vertroulik van aard en beampptes en werknemers, of hul regsverteenwoordigers by enige ondersoek wat deur die Raad gelas is kragtens hierdie regulasies, het nie die reg op toegang daartoe of insae daarin nie: Met dien verstande dat beampptes en werknemers toegelaat kan word om dié toegang tot en insae in genoemde dokumente, lêers en korrespondensie te hê wat vir die verrigting van hul amptelike pligte nodig is: Met dien verstande voorts dat in die geval waar die Raad kragtens subregulasie (4) van regulasie B3 van hierdie regulasies 'n ondersoek na die grief van 'n beamppte gelas, die bepalings van paragraaf (a) van subregulasie (11) van regulasie D4 van hierdie regulasie *mutatis mutandis* van toepassing is.

Verslae oor Personeel en Ongunstige Opmerkings

M15 (1) 'n Verslag in 'n vorm deur die Raad voorgeskryf, moet so dikwels as wat die vereistes van die Zoeloegebiedsowerheidsdiens dit verg, ten opsigte van enige beamppte deur die verslaggewende beamppte ingevul en ingedien word.

M15 (2) Behoudens die bepalings van subregulasie (3) het 'n beamppte ten opsigte van wie 'n verslag ingevolge subregulasie (1) voltooi is, nie die reg om insae daarin te hê nie.

M15 (3) Enige ongunstige opmerking in 'n verslag vervat, moet deur die beamppte deur wie dit gemaak is, skriftelik en in sy volledige samehang onder die aandag gebring word van die beamppte oor wie gerapporteer word. Laasgenoemde beamppte moet die skriftelike mededeling onderteken en dit tesame met enige skriftelike verhoë wat hy wil voorlê aan eersgenoemde beamppte terugbesorg. Die voorafgaande bepalings is ook van toepassing op ongunstige opmerkings wat ten opsigte van 'n beamppte gemaak word in 'n skriftelike mededeling, behalwe dat sodanige opmerkings deur die hoof van die kantoor onder die beamppte se aandag gebring moet word: Met dien verstande dat 'n ongunstige opmerking wat in die notule van 'n vergadering van 'n merietekomitee vervat is, nie onder die aandag van die beamppte oor wie gerapporteer word, gebring mag word nie.

M15 (4) Ondanks die bepalings van subregulasie (3) kan die departementshoof of 'n beamppte deur hom daartoe gemagtig, goedkeur dat ongunstige opmerkings nie onder die aandag van 'n beamppte gebring word nie indien hy van oordeel is dat dit nie in die belang van die owerheidsdiens of die betrokke beamppte is nie: Met dien verstande dat die Raad kan gelas dat enige ongunstige opmerkings of skriftelik of mondeling onder 'n beamppte se aandag gebring word.

M15 (5) Indien daar deur 'n persoon of liggaam wat 'n verslag ten opsigte van 'n beamppte moet mede-onderteken of moet oorweeg, bevind word dat daar geen regverdiging bestaan vir 'n ongunstige opmerking wat daarin voorkom nie, word daardie ongunstige opmerking uit die verslag geskrap en die betrokke beamppte skriftelik van die skraping verwittig indien die ongunstige opmerking reeds onder sy aandag gebring was. Sodanige verwittiging van skraping moet dan 'n deel van die verslag uitmaak.

M15 (6) Nadat 'n verslaggewende beamppte 'n verslag voltooi het of nadat 'n voorsitter van 'n merietekomitee sy opmerkings daarop aangebring het, na gelang van die geval, word dit aan die departementshoof besorg wat dit aan die Raad moet deurstuur tesame met enige kommentaar of opmerkings wat hy daaromtrent wil maak, indien die betrokke beamppte in 'n voorgeskrewe pos in diens is.

Confidential Nature of Documents Concerning Officers and Employees

M14 All documents, files and correspondence concerning anything which may be done in terms of these regulations and which are the property of the Zulu Territorial Authority, are of a confidential nature and officers and employees, or their legal representatives at any enquiry directed by the Board in terms of these regulations, shall not have the right of access thereto or inspection thereof: Provided that officers and employees may be permitted to have such access to and inspection of the documents, files and correspondence mentioned as may be necessary for the performance of their official duties: Provided further that, in the case where the Board directs an enquiry into the grievance of an officer in terms of subregulation (4) of regulation B3 of these regulations the provisions of paragraph (a) of subregulation (11) of regulation D4 of these regulations shall apply *mutatis mutandis*.

Reports on Staff and Adverse Remarks

M15 (1) A report in a form prescribed by the Board shall, as frequently as the exigencies of the authority service so demand, be completed and submitted by the reporting officer in respect of any officer.

M15 (2) Subject to the provisions of subregulation (3), an officer in respect of whom a report has been completed in terms of subregulation (1), shall not have the right of access thereto.

M15 (3) Any adverse remark contained in a report shall, by the officer who made the remark, be brought to the notice of the officer reported upon in writing and in its full context. The officer reported upon must sign the written communication and return it, together with any representations, in writing, he desires to submit, to the officer who made the remark. The foregoing provisions also apply to adverse remarks made in respect of an officer in a written communication, except that such remarks shall be brought to the notice of the officer by the head of his office: Provided that an adverse remark contained in the minutes of a meeting of a merit committee shall not be brought to the notice of an officer reported upon.

M15 (4) Notwithstanding the provisions of subregulation (3) the head of department or an officer authorised thereto by him, may approve that adverse remarks not be brought to the notice of an officer if he is of opinion that it is not in the interest of the authority service or the officer concerned: Provided that the Board may direct that any adverse remarks be brought to the notice of an officer, either in writing or verbally.

M15 (5) If it is found by a person or body who has to countersign or consider a report in respect of an officer that no justification exists for an adverse remark appearing therein, the adverse remark shall be expunged therefrom and the officer concerned be advised in writing of the expunction if the adverse remark had already been brought to his notice. Such advice of expunction shall then form part of the report.

M15 (6) After a reporting officer has completed a report or after the comments of a chairman of a merit committee have been recorded thereon, as the case may be, it shall be submitted to the head of department who shall send it to the Board together with any comments or remarks he wishes to furnish, if the officer is employed in

Hierdie bepalings moet ook deur 'n departementshoof nagekom word ten opsigte van ongunstige opmerkings in 'n skriftelike mededeling vervat.

Geneeskundige Ondersoeke en Immunisering

M16 (1) (a) 'n Departementshoof kan, in oorleg met die Sekretaris van Gesondheid van die Republiek of 'n beamppte deur hom daartoe gemagtig, gelas dat 'n beamppte of werknemer of die beamptes of werknemers van 'n departementale tak of kantoor onderwerp word aan 'n geneeskundige ondersoek om vas te stel of enige besmetting met besmetlike of aansteeklike siektes plaasgevind het, of dat 'n beamppte of werknemer geïmmuniseer word teen 'n besmetlike of aansteeklike siekte om—

- (i) 'n epidemie te voorkom;
- (ii) aan internasionale standaarde te voldoen; of
- (iii) hom/hulle te beskerm teen besmetting met besmetlike of aansteeklike siektes:

Met dien verstande dat sover moontlik gebruik gemaak word van die dienste wat gelewer word deur die Departement van Gesondheid van die Republiek of 'n administrasie of 'n plaaslike owerheid en dat 'n beamppte of werknemer wat vanweë geloofs- of gewetensbesware nie van geneeskundige dienste gebruik maak nie, op aansoek van sodanige ondersoek of immunisering vrygestel kan word.

(b) Die koste verbonde aan sodanige ondersoek of immunisering word uit fondse van die Zoeloegebiedsowerheid betaal.

M16 (2) (a) Die Raad of 'n hoof van 'n departement kan te eniger tyd vereis dat 'n beamppte of werknemer hom onderwerp aan 'n ondersoek deur 'n geregistreerde geneesheer, aangewys, of 'n geneeskundige raad saamgestel deur die Sekretaris van Gesondheid van die Republiek, of 'n beamppte deur hom daartoe gemagtig. Die koste verbonde aan die ondersoek word uit fondse van die Zoeloegebiedsowerheid betaal: Met dien verstande dat die beamppte of werknemer wat ondersoek moet word, indien hy dit verlang, op eie koste kan reël dat sy private geneesheer by die verrigtinge van die geneeskundige raad teenwoordig kan wees.

(b) Die verslag van die geneeskundige raad moet in die vorm wees wesenlik in die vorm uiteengesit in die Vierde Bylae van hierdie regulasies.

Salarisverhogings

M17 (1) Behoudens die bepalings van regulasie E1 en van subregulasie (2), word die salaris van 'n beamppte of werknemer verhoog met een salarisverhoging binne die perke van die skaal wat op hom van toepassing is, na die voltooiing van elke salarisverhogingstydperk en wel met ingang van die eerste dag van sodanige beamppte of werknemer se verhogingsmaand.

M17 (2) As die hoof van die kantoor 'n sertifikaat uitreik waarin verklaar word dat 'n beamppte of werknemer se gedrag met betrekking tot ywer, dissipline, stiptheid of matigheid gedurende 'n salarisverhogingstydperk nie deurgaans bevredigend was nie of dat hy sy werk gedurende sodanige salarisverhogingstydperk nie deurgaans op 'n bevredigende wyse verrig het nie, word die salaris van sodanige beamppte of werknemer nie kragtens die bepalings van subregulasie (1) verhoog nie: Met dien verstande dat 'n departementshoof na goeë dunde kan goedkeur dat die salaris van 'n beamppte of werknemer kragtens die bepalings van subregulasie (1) verhoog word nieteenstaande dat 'n sertifikaat soos in hierdie subregulasie genoem, uitgereik is.

M17 (3) Indien die salaris van 'n beamppte of werknemer nie kragtens die bepaling van subregulasie (2) ver-

a prescribed post. These provisions must also be complied with by a head of department in respect of adverse remarks contained in a written communication.

Medical Examination and Immunisation

M16 (1) (a) A head of department may, in consultation with the Secretary for Health of the Republic or an officer authorised by him, direct that an officer or employee or the officers or employees of a departmental branch or office be subjected to a medical examination to determine whether any infection with infectious or contagious diseases has occurred, or that an officer or employee be immunised against an infectious or a contagious disease, to—

- (i) prevent an epidemic;
- (ii) comply with international standards; or
- (iii) protect him/them against infection with infectious or contagious disease:

Provided that the services rendered by the Department of Health of the Republic or an administration or a local authority be made use of as far as possible and that an officer or employee who does not make use of medical services on grounds of religious or conscientious objections may, on application, be exempted from such examination or immunisation.

(b) The expenditure connected with such an examination or immunisation shall be met from funds of the Zulu Territorial Authority.

M16 (2) (a) The Board or a head of department may at any time require that an officer or employee submit himself to an examination by a registered medical practitioner designated or a medical board constituted by the Secretary for Health of the Republic or an officer authorised thereto by him. The expenditure incurred shall be met from funds of the Zulu Territorial Authority: Provided that the officer or employee who is to be examined, may, if he so desires, arrange at his own expense for his private medical practitioner to be present at the proceedings of the medical board.

(b) The report of the medical board shall be submitted in a form substantially in the form set out in the Fourth Schedule to these regulations.

Salary Increments

M17 (1) Subject to the provisions of regulation E1 and of subregulation (2) the salary of an officer or employee shall be increased by one salary increment within the limits of the scale applicable to him, after completion of each incremental period and with effect from the first day of such officer's or employee's incremental month.

M17 (2) If the head of the office issues a certificate in which it is declared that the officer's or employee's conduct as to industry, discipline, punctuality or sobriety was not uniformly satisfactory during an incremental period or that he did not perform his work uniformly satisfactorily during such incremental period, the salary of such officer or employee shall not be increased in terms of the provisions of subregulation (1): Provided that a head of department may, at his discretion, approve that the salary of an officer or employee be increased in terms of the provisions of subregulation (1) notwithstanding that a certificate mentioned in this subregulation has been issued.

M17 (3) If the salary of an officer or employee is not increased in terms of the provisions of subregulation (1)

hoog word nie vanweë die uitreiking van 'n sertifikaat in subregulasie (2) genoem, word—

(a) sodanige beamppte of werknemer deur die departementshoof skriftelik verwittig van die redes daarvoor, asook dat by verstryking van 'n aaneenlopende tydperk wat aangedui moet word en wat nie langer as 'n salarisverhogingstydperk moet wees nie, 'n salarisverhoging deur die departementshoof toegeken kan word op voorwaarde dat 'n sertifikaat deur die hoof van die kantoor uitgereik word waarin verklaar word dat die beamppte of werknemer se werkverrigting en gedrag met betrekking tot die eienskappe in subregulasie (2) genoem gedurende sodanige tydperk bevredigend was; en

(b) die saak aan die Raad gerapporteer in die geval van 'n beamppte in 'n voorgeskrewe pos.

M17 (4) (a) Indien die tydperk in paragraaf (a) van subregulasie (3) genoem korter is as 'n salarisverhogingstydperk, word een salarisverhoging deur die departementshoof aan die beamppte of werknemer toegestaan met ingang van die eerste dag van die maand wat volg op die datum waarop genoemde tydperk verstryk: Met dien verstande dat sodanige salarisverhoging slegs toegestaan kan word as die hoof van die kantoor 'n sertifikaat uitreik waarin verklaar word dat die beamppte of werknemer se werkverrigting en gedrag met betrekking tot die eienskappe in subregulasie (2) genoem gedurende sodanige tydperk bevredigend was.

(b) Indien 'n salarisverhoging kragtens paragraaf (a) aan 'n beamppte of werknemer toegestaan is, word 'n verdere salarisverhoging deur die departementshoof aan hom toegestaan na verstryking van 'n salarisverhogingstydperk gereken vanaf die datum waarop sy salaris kragtens subregulasie (1) verhoog sou gewees het as sodanige verhoging nie kragtens die bepalings van subregulasie (2) weerhou was nie: Met dien verstande dat sodanige salarisverhoging slegs toegestaan kan word as die hoof van die kantoor 'n sertifikaat uitreik waarin verklaar word dat die beamppte of werknemer se werkverrigting en gedrag met betrekking tot die eienskappe in subregulasie (2) genoem steeds bevredigend was vanaf die datum van die toestaan van die salarisverhoging in paragraaf (a) genoem tot die datum voor dié waarop 'n salarisverhoging kragtens hierdie paragraaf toegestaan kan word: Met dien verstande voorts dat die bepalings van hierdie paragraaf nie op 'n beamppte of werknemer van toepassing is nie as sy salaris reeds gelyk is aan die maksimum kerf van die toepaslike skaal.

M17 (5) Indien 'n salarisverhoging kragtens paragraaf (a) van subregulasie (4) nie aan 'n beamppte of werknemer toegestaan word nie—

(a) word sodanige beamppte of werknemer weereens deur die departementshoof skriftelik verwittig van die redes daarvoor, asook dat by verstryking van 'n aaneenlopende tydperk wat aangedui moet word en wat gelykstaande moet wees met die verskil tussen die tydperk in paragraaf (a) van subregulasie (3) genoem en 'n salarisverhogingstydperk, 'n salarisverhoging deur die departementshoof toegestaan kan word op voorwaarde dat 'n sertifikaat deur die hoof van die kantoor uitgereik word waarin verklaar word dat die beamppte of werknemer se werkverrigting en gedrag met betrekking tot die eienskappe in subregulasie (2) genoem bevredigend was gedurende genoemde aaneenlopende tydperk;

(b) is die bepalings van paragraaf (b) van subregulasie (3) *mutatis mutandis* van toepassing; en

(c) word twee salarisverhogings deur die departementshoof aan sodanige beamppte of werknemer toegestaan na verstryking van 'n salarisverhogingstydperk gereken vanaf die datum waarop sy salaris kragtens subregulasie (1) verhoog sou gewees het as sodanige verhoging nie kragtens die bepalings van subregulasie (2) weerhou was nie:

or of the proviso to subregulation (2) on account of the issue of a certificate mentioned in subregulation (2)—

(a) the head of department shall notify such officer or employee in writing of the reasons therefor and also that at the expiry of a continuous period to be indicated and which shall not be longer than an incremental period, a salary increment may be granted by the head of department on condition that a certificate is issued by the head of the office in which it is declared that the officer's or employee's work performance and his conduct in regard to the qualities mentioned in subregulation (2) were satisfactory during such period; and

(b) the case shall be reported to the Board in the case of an officer in a prescribed post.

M17 (4) (a) If the period mentioned in paragraph (a) of subregulation (3) is shorter than an incremental period, the head of department shall grant the officer or employee one salary increment with effect from the first day of the month following the date on which such period expired: Provided that such salary increment may be granted only if the head of the office issues a certificate in which it is declared that the officer's or employee's work performance and his conduct in regard to the qualities mentioned in subregulation (2) were satisfactory during such period.

(b) If an officer or employee has been granted a salary increment in terms of paragraph (a), the head of department shall grant him a further salary increment after the expiry of an incremental period reckoned from the date on which his salary would have been increased in terms of subregulation (1) had such increase not been withheld in terms of subregulation (2): Provided that such salary increment may be granted only if the head of the office issues a certificate in which it is declared that the officer's or employee's work performance and his conduct in regard to the qualities mentioned in subregulation (2) continued to be satisfactory from the date of the granting of the salary increment mentioned in paragraph (a) to the date preceding that on which a salary increment may be granted in terms of this paragraph: Provided further that the provisions of this paragraph shall not apply to an officer or employee if his salary is already equal to the maximum notch of the appropriate scale.

M17 (5) If an officer or employee is not granted a salary increment in terms of paragraph (a) of subregulation (4)—

(a) such officer or employee shall again be notified in writing by the head of department of the reasons therefor as well as that at the expiry of a continuous period which must be indicated and which must be equal to the difference between the period mentioned in paragraph (a) of subregulation (3) and an incremental period, a salary increment may be granted by the head of department on condition that the head of the office issues a certificate in which it is declared that the officer's or employee's work performance and his conduct in regard to the qualities mentioned in subregulation (2) were satisfactory during the continuous period mentioned.

(b) the provisions of paragraph (b) of subregulation (3) shall apply *mutatis mutandis*; and

(c) the head of department shall grant the officer or employee two salary increments after the expiry of an incremental period reckoned from the date on which his salary would have been increased in terms of subregulation (1) if such increase had not been withheld in terms of the provisions of subregulation (2):

Met dien verstande dat sodanige salarisverhoging slegs toegestaan kan word as die hoof van die kantoor 'n sertifikaat uitreik waarin verklaar word dat die beampte of werknemer se werkverrigting en gedrag met betrekking tot die eienskappe in subregulasie (2) genoem bevredigend was gedurende die aaneenlopende tydperk in paragraaf (a) genoem: Met dien verstande voorts dat slegs een salarisverhoging aan sodanige beampte of werknemer toegestaan kan word as sy salaris reeds gelyk is aan die voorlaaste kerf van die toepaslike skaal.

M17 (6) Indien die tydperk in paragraaf (a) van subregulasie (3) genoem gelyk is aan 'n salarisverhogingstydperk, word twee salarisverhogings deur die departementshoof aan sodanige beampte of werknemer toegestaan na verstryking van sodanige tydperk: Met dien verstande dat sodanige salarisverhogings slegs toegestaan kan word as die hoof van die kantoor 'n sertifikaat uitreik waarin verklaar word dat die beampte of werknemer se werkverrigting en gedrag met betrekking tot die eienskappe in subregulasie (2) genoem gedurende sodanige tydperk bevredigend was: Met dien verstande voorts dat slegs een salarisverhoging aan sodanige beampte of werknemer toegestaan kan word as sy salaris reeds gelyk is aan die voorlaaste kerf van die toepaslike skaal.

M17 (7) Indien 'n salarisverhoging nie kragtens paragraaf (b) van subregulasie (4), paragraaf (c) van subregulasie (5) of subregulasie (6) aan 'n beampte of werknemer toegestaan word nie, tree die bepaling van subregulasies (2), (3), (4), (5) en (6) *mutatis mutandis* opnuut in werking.

M17 (8) Behoudens die bepaling van hierdie regulasie, word die salaris van 'n beampte of werknemer aan wie 'n salarisverhoging kragtens paragraaf (b) van subregulasie (4), paragraaf (c) van subregulasie (5) of subregulasie (6) toegestaan is, by die verstryking van elke verdere salarisverhogingstydperk verhoog met een salarisverhoging binne die perke van die skaal wat op hom van toepassing is.

Delegasie van Bevoegdthede van die Sekretaris van Bantoe-administrasie en -ontwikkeling

M18 As hy dit raadsaam ag vir doeltreffende administrasie, kan die Sekretaris van Bantoe-administrasie en -ontwikkeling enige bevoegdheid aan hom verleen ingevolge hierdie regulasies, aan 'n beampte of werknemer in die Departement van Bantoe-administrasie en -ontwikkeling van die Republiek deleger op sulke voorwaardes as wat hy bepaal, en kan hy te enige tyd 'n delegasie, ingevolge hierdie regulasie gemaak, herroep.

HOOFSTUK III

DEEL N

KORT TITEL EN INWERKINGTREDING

Inwerkingtreding

N1 (1) Hierdie regulasies tree in werking op 'n datum deur die Minister by Goewermentskennisgewing in die *Staatskoerant* bepaal.

N1 (2) Verskillende datums kan bepaal word ingevolge subregulasie (1) vir verskillende regulasies.

Kort Titel

N2 Vir alle doeleindes heet hierdie regulasies die Zoeloepersoneelregulasies, 1971.

Provided that such salary increments may be granted only if the head of the office issues a certificate in which it is declared that the officer's or employee's work performance and his conduct in regard to the qualities mentioned in subregulation (2) were satisfactory during the continuous period mentioned in paragraph (a): Provided further that only one salary increment may be granted to such officer or employee if his salary is already equal to the penultimate notch of the appropriate scale.

M17 (6) If the period mentioned in paragraph (a) of subregulation (3) is equal to an incremental period, the head of department shall grant such officer or employee two salary increments after the expiry of such period: Provided that such salary increment may be granted only if the head of the office issues a certificate in which it is declared that the officer's or employee's work performance and his conduct in regard to the qualities mentioned in subregulation (2) were satisfactory during such period: Provided further that such officer or employee may be granted one salary increment only if his salary is already equal to the penultimate notch of the appropriate scale.

M17 (7) If an officer or employee is not granted a salary increment in terms of paragraph (b) of subregulation (4), paragraph (c) of subregulation (5) or subregulation (6), the provisions of subregulations (2), (3), (4), (5) and (6) shall *mutatis mutandis* become operative afresh.

M17 (8) Subject to the provisions of this regulation, the salary of an officer or employee to whom a salary increment has been granted in terms of paragraph (b) of subregulation (4), paragraph (c) of subregulation (5) or subregulation (6), shall, at the expiry of each further incremental period, be increased by one salary increment within the limits of the scale applicable to him.

Delegation of Powers of Secretary for Bantu Administration and Development

M18 If he deems it expedient for efficient administration, the Secretary for Bantu Administration and Development may delegate any power conferred upon him in terms of these regulations to an officer or employee in the Department of Bantu Administration and Development of the Republic on such conditions as he may determine and may at any time revoke a delegation made in terms of this regulation.

CHAPTER III

PART N

SHORT TITLE AND COMMENCEMENT

Commencement

N1 (1) These regulations shall come into operation on a date to be fixed by the Minister by notice in the *Government Gazette*.

N1 (2) Different dates may be fixed under subregulation (1) for different regulations.

Short Title

N2 These regulations may be cited for all purposes as the Zulu Staff Regulations, 1971.

TWEEDE BYLAE
AANSOEK OM VERLOF

Van (blokletters)	Datum van aanstelling:
Voorname	
Rang	Kantoor of Afdeling

Soort verlof	Tydperk		Getal dae	Voorwaardes betreffende besoldiging
	Van	Tot		
Vakansie				Adres gedurende verloftyd
Siekte				
Spesiale				

OPMERKINGS	Handtekening van applikant (wanneer verkrygbaar)
Aflosreëlings	Plek
.....	Datum
Ander	In Verlofregister aangeteken
.....	Verlofregisterklerk Datum

Aan (Hoof)	Verlof goedgekeur
Aangestuur en aanbeveel	Plek
Ampstitel	Datum
	Ampstitel
	Datum

SERTIFIKAAT VAN ONGESTELDHEID

Naam van geneeskeer/tandarts	
Kwalifikasies	Adres

Ek verklaar hiermee dat..... deur my behandel is vanaf
(Naam van aanvrer)

.....19....., tot.....19....., en dat hy/sy ly aan—(Vermeld sover moontlik in
nie-tegniese bewoording die aard van die ongesteldheid, siekte of letsels met byvoeging van beknopte besonderhede oor die verloop, kentekens,
hewigheid en, vir sover bepaal kan word oorsaak daarvan.)

Verder sertifiseer ek dat hy/sy gevolglik nie in staat is om sy/haar ampspligte waar te neem nie, en ek ag dit vir sy/haar herstel nodig
dat aan hom/haar verlof toegestaan word vanaf.....19....., tot.....19.....,
ten einde.....

Geneesheer of tandarts

Datum

**SECOND SCHEDULE
APPLICATION FOR LEAVE**

Surname (block letters)			Date of appointment		
Christian Names					
Rank			Office or Division		
Kind of leave	Period		No. of days	Conditions as to pay	
	From	To		Address during leave	
Vacation					
Sick					
Special					
REMARKS Substitute arrangements..... Other.....				Signature of applicant (when obtainable)	
				Place	
				Date	
				Noted in Leave Register	
				Clerk in charge of leave register	Date
To (Head)			Leave approved		
Forwarded and recommended		Place			
Official designation		Date	Official designation		
			Date		

CERTIFICATE OF INDISPOSITION

Name of medical practitioner/dentist	
Qualification	Address

I hereby certify that..... (Name of applicant)..... has been under my treatment from..... 19....., to..... 19....., that he/she is suffering from—(The nature of the illness, disease or injury to be stated as far as possible in non-technical terms with concise particulars as to history, symptoms and severity and ascertainable cause.)

I further certify that he/she is in consequence unable to perform his/her official duties and I consider it essential for the recovery of his/her health that he/she should have leave from the..... 19....., to..... 19....., for the purpose of.....

Medical Practitioner or Dentist

Date

*Kwitansie moet ook ingevul word vir die volle bedrag van die eis, indien die bedrag betaalbaar in sy geheel of gedeeltelik ter vereffening van 'n voorskot aangewend word.

THIRD SCHEDULE

CLAIM FOR SUBSISTENCE ALLOWANCE

TRANSPORT- AND INCIDENTAL EXPENSES

1. Receipts, where obtainable, must be attached to this claim.
2. An explanation of any detour or detention must accompany this claim when submitted for payment.

Claimed by (in block letters)	FOR USE BY FINANCIAL DIVISION ONLY				
Bank and/or number	Divisional code				
Annual salary	Claim number				
Address (To which warrant voucher must be sent)	Allocation	Code	Dt. Kt.	Amount	
				R	c
			Total		
I certify that I was actually and necessarily travelling or detained on public service during the period(s) stated below, that the charges are in accordance with the authorised rate and that the incidental expenses charged have been actually and necessarily disbursed.					
Signature of Claimant.		Date			

[illegible]

VERTROULIK

VIERDE BYLAE

MEDIËSE RAPPORT OOR BEAMPTES IN DIE
GEBIEDSOWERHEIDSDIENS(Moet ingevul word in Hoofkantoor en aan ondersoekende mediese
beamptes gestuur word.)

1. Naam.....
2. Datum van geboorte.....
3. Adres.....
4. Besonderhede (met datums) van eerste en latere betrekkings, plekke waar gestasioneer en aard van werk op elke plek.....
5. Siekteverlof geneem, met datums van elke tydperk. Afskrifte van mediese en laboratorium-rapporte (as daar is) moet aangeheg word.....
6. Vakansieverlof geneem, met datums van elke tydperk.....
7. Vakansieverlof verskuldig.....
8. Enige ander besonderhede beskikbaar in offisiële dokumente, met betrekking tot gesondheid of gewoontes van persoon wat ondersoek moet word.....

3

MEDIËSE RAPPORT

Sorgvuldige, duidelike en besliste bewoording is noodsaaklik. Terme soos „mag”, „waarskynlik”, „dis moontlik” moet vermy word.

(1) Gee kortliks die essensiële feite van die geskiedenis van die gebrek soos verkry van die persoon wat ondersoek word.

(2) Mediese ondersoek.—Moet besonderhede van 'n kliniese ondersoek, ens., onder die volgende hoofde insluit:

- (a) Hart- en bloedvatestelsel.....
- (b) Asemhalingstelsel.....
- (c) Spysverteringstelsel.....
- (d) Urinêre stelsel.....
- (e) Senustelsel.....
- (f) Rapport van enige laboratorium- of ander spesiale ondersoek wat die mediese beamptes nodig geag het om te doen, soos ondersoek van oë, bloed, urine, sputum, ens.....
- (g) Dui presies die aard van die gebrek wat aangetref is, aan.....

(3) Mening omtrent oorsaak van ongesteldheid of letsel.....

CONFIDENTIAL

FOURTH SCHEDULE

MEDICAL REPORT ON OFFICER IN THE
TERRITORIAL AUTHORITY SERVICE(To be completed at Head Office and forwarded for information of
Examining Medical Officers.)

1. Name.....
2. Date of Birth.....
3. Address.....
4. Particulars (with dates) of first and subsequent appointments, mentioning places where stationed and nature of duties at each station.....
5. Sick leave taken, with dates of each period. Copies of Medical and Laboratory reports (if any) to be attached.....
6. Vacation leave taken, with dates of each period.....
7. Vacation leave due.....
8. Any other facts available in official papers relative to the health or habits of the person to be examined.....

3

MEDICAL REPORT

Careful, clear and decisive wording is necessary. Terms such as “may”, “might”, “probable”, should be avoided.

(1) Give concisely the essential facts of the history of the disability as elicited from the examinee.....

(2) Medical Examination.—This should include the details of a clinical examination, etc., under the following headings:

- (a) Cardio-Vascular System.....
- (b) Respiratory System.....
- (c) Alimentary System.....
- (d) Urinary System.....
- (e) Nervous System.....
- (f) Report of any Laboratory or other special examinations which the Examining Medical Officers may consider necessary to have made such as sight tests, examination of blood, urine, sputum, etc.....
- (g) Indicate in precise terms the nature of the disability found to exist.....

(3) Opinion as to cause of illness or injury.....

- (4) Mening omtrent teenswoordige graad van ongeskiktheid (moet persentsgewyse aangedui word):
 (a) In teenswoordige werkkring.....
 (b) In die arbeidsmark oor die algemeen.....
- (5) Mening of teenswoordige graad van ongeskiktheid—
 (a) tydelik is (so ja, vir hoe lank).....
 (b) permanent is.....
- (6) Mening of ongeskiktheid sal—
 (a) toeneem.....
 (b) verminder.....
- (7) Mening of enige apparaat, operasie of ander behandeling, of toekenning van verlengde verlof die persoon geskik sou maak om sy (haar) pligte behoorlik te vervul.....
- (8) Mening of ongeskiktheid veroorsaak is—
 (a) sonder eie toedoen.....
 (b) in die loop van sy (haar) amptelike pligte.....
 (c) deur omstandighede wat uit die uitvoer van sy (haar) amptelike pligte ontstaan.....
- (9) Mening of die persoon permanent ongeskik is vir verdere diens.....
- (10) Mening of die gebrek 'n nadelige uitwerking op lewensduur of normale lewensverwagting het.....

Handtekening
 van
 Onderzoekende
 Mediese
 Beampies

Plek..... Datum.....

(11) Opmerkings deur die Sekretaris van Gesondheid.....

Datum.....

Sekretaris van Gesondheid

- (4) Opinion as to present degree of incapacity (to be stated in percentages):
 (a) In present employment.....
 (b) In the open labour market.....
- (5) Opinion as to whether present degree of incapacity is—
 (a) temporary (if so, for what period).....
 (b) permanent.....
- (6) Opinion as to whether incapacity will—
 (a) increase.....
 (b) decrease.....
- (7) Opinion as to whether any appliance, operative or other treatment, or grant of extended leave would render the person fit for the efficient discharge of his (her) duties.....
- (8) Opinion as to whether incapacity was occasioned—
 (a) without his (her) default.....
 (b) in the course of his (her) official duties.....
 (c) by circumstances arising out of the performance of his (her) official duties.....
- (9) Opinion as to whether the person is permanently unfit for further service.....
- (10) Opinion as to whether disability involves any impairment of longevity or normal expectation of life.....

Signatures
 of
 Examining
 Medical
 Officers

Place..... Date.....

(11) Remarks by the Secretary for Health.....

Date.....

Secretary for Health

INHOUD.

Departement van Bantoeadministrasie en -ontwikkeling.

GOEWERMENSKENNISGEWING.

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