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ADMINISTRASIE: RAAD VAN VERTEENWOORDIGERS

DEPARTEMENT VAN PLAASLIKE BESTUUR, BEHUISING EN LANDBOU

No. R. 1078

3 Junie 1988

REGULASIES KRAGTENS DIE WET OP LANDELIKE
GEBIEDE (RAAD VAN VERTEENWOORDIGERS),
1987 (WET 9 VAN 1987)

Die Bestuursraad van Leliefontein Landelike Gebied,
met goedkeuring van die Minister van Plaaslike Bestuur,
Behuising en Landbou—

- (a) herroep hierby kragtens artikel 30 van die Wet op Landelike Gebiede (Raad van Verteenwoordigers), 1987 (Wet 9 van 1987), die regulasies uiteengesit in die Bylae by Goewermenskennisgewing 433 dateer 20 Maart 1959, soos aangeneem en toegepas ingevolge Goewermenskennisgewing R. 1568 dateer 2 Oktober 1959, en gewysig deur Goewermenskennisgewing R. 371 dateer 18 Maart 1960 en waarvan die herroeping goedgekeur is ingevolge Goewermenskennisgewing R. 413 dateer 10 Maart 1987; en
- (b) herroep hierby kragtens artikel 27 van die Wet op Landelike Gebiede (Raad van Verteenwoordigers), 1987 (Wet 9 van 1987), die regulasies uiteengesit in die Bylae en Aanhangsel van Goewermenskennisgewing R. 2387 dateer 28 Oktober 1983; en
- (c) vaardig hierby kragtens artikel 27 van die Wet op Landelike Gebiede (Raad van Verteenwoordigers), 1987 (Wet 9 van 1987), die regulasies in die Bylae en Aanhangsel hiervan uit.

BYLAE

BESTUURSRAAD VAN LELIEFONTEIN LANDELIKE
GEBIED.—REGULASIES MET BETREKKING TOT
WEIDING

1. In hierdie regulasies, tensy uit die samehang anders blyk, beteken—

- (i) "die Wet" die Wet op Landelike Gebiede (Raad van Verteenwoordigers), 1987 (Wet 9 van 1987);

GOVERNMENT NOTICE

ADMINISTRATION: HOUSE OF REPRESENTATIVES

DEPARTMENT OF LOCAL GOVERNMENT, HOUSING AND AGRICULTURE

No. R. 1078

3 June 1988

REGULATIONS IN TERMS OF THE RURAL AREAS
ACT (HOUSE OF REPRESENTATIVES), 1987 (ACT 9
OF 1987)

The Board of Management of Leliefontein Rural Area,
with the approval of the Minister of Local Government,
Housing and Agriculture—

- (a) hereby, in terms of section 30 of the Rural Areas Act (House of Representatives), 1987 (Act 9 of 1987), repeals the regulations set out in the Schedule to Government Notice 433 dated 20 March 1959, as adopted and administered in terms of Government Notice R. 1568, dated 2 October 1959, and amended by Government Notice R. 371, dated 18 March 1960, and the repeal of which was approved in terms of Government Notice R. 413, dated 10 March 1978; and
- (b) hereby, in terms of section 27 of the Rural Areas Act (House of Representatives), 1987 (Act 9 of 1987), repeals the regulations set out in the Schedule and Annexure to Government Notice R. 2387, dated 28 October 1983; and
- (c) hereby, in terms of section 27 of the Rural Areas Act (House of Representatives), 1987 (Act 9 of 1987), makes the regulations set out in the Schedule and Annexure hereto.

SCHEDULE

BOARD OF MANAGEMENT OF THE LELIEFONTEIN
RURAL AREA.—REGULATIONS REGARDING
GRAZING

1. In these regulations, unless the context otherwise indicates, the following words have the following meanings:

- (i) "board" means the Board of Management of the Leliefontein Rural Area;

- (ii) "geregisteerde okkupeerder" 'n persoon wie se naam in die voorgeskrewe register van geregisteerde okkupeerders in die raadsgebied van Leliefontein Landelike Gebied verskyn;
- (iii) "grootvee" 'n bees, donkie, perd of muil;
- (iv) "kleinvee" 'n skaap of bok;
- (v) "raad" die Bestuursraad van Leliefontein Landelike Gebied;
- (vi) "raadsgebied" die raadsgebied van die Bestuursraad van Leliefontein Landelike Gebied;
- (vii) "vee" grootvee en kleinvee;
- (viii) "weireg" die reg wat ingevolge hierdie regulasies aan 'n persoon verleen word om vee in die raadsgebied aan te hou en te laat wei;

en het 'n ander woord of uitdrukking die betekenis wat in die Wet daaraan geheg word.

2. Behalwe soos uiteengesit in hierdie regulasies is niemand daartoe geregtig om enige vee in die raadsgebied aan te hou of te laat wei nie.

3. Elke geregisteerde okkupeerder moet binne 30 dae na die datum van inwerkingtreding van hierdie regulasies en daarna voor 1 Oktober en 1 April van elke jaar, met spesifisering van die getal en soort vee waarvan hy die eienaar is en ten opsigte waarvan hy vanaf genoemde datums 'n weireg in die raadsgebied wil uitoefen, by die raad op die wyse deur die raad bepaal skriftelik aansoek doen om 'n weireg vir sodanige vee en die raad kan na goeddunke, maar onderworpe aan die voorskrifte vervat in die Wet op die Bewaring van Landbouhulpbronne, 1983 (Wet 43 van 1983), sodanige aansoek om weireg vir 'n aanvanklike tydperk bereken vanaf 'n datum 30 dae na die inwerkingtreding van hierdie regulasies tot en met 31 Oktober 1988 en daarna vir 'n tydperk van hoogstens ses maande bereken vanaf 31 Oktober of 30 April van elke jaar toestaan ingevolge hierdie regulasies, of sodanige aansoek sonder opgaaf van redes weier.

4. 'n Geregisteerde okkupeerder aan wie weireg kragtens regulasie 3 toegestaan is, kan op die gedeelte van die raadsgebied wat die raad van tyd tot tyd aanwys en teen vooruitbetaling van die weigelde waarvoor in die Aanhangsel van hierdie regulasies voorsiening gemaak word, die getal en soort vee aanhou en laat wei waarvoor weireg aan hom toegestaan is.

5. Die raad kan aan 'n slagter, melkboer of handelaar (hetsy sodanige persoon 'n geregisteerde okkupeerder is of nie) wat sy bedryf of nering in die raadsgebied beoefen en wie se bedryf of nering dit nodig maak, weireg toestaan om die getal en soort vee wat die raad goedkeur, in die raadsgebied aan te hou en te laat wei. Met dien verstande dat sodanige slagter, melkboer of handelaar sy vee moet aanhou en laat wei op die plek in die raadsgebied en gedurende die tydperk wat die raad aanwys en teen vooruitbetaling van weigelde waarvoor in die Aanhangsel van hierdie regulasies voorsiening gemaak word.

6. Wanneer omstandighede dit vereis, kan die raad na goeddunke die plek waar en die getal vee ten opsigte waarvan weireg ingevolge hierdie regulasies toegestaan is, wysig of verminder, of kan die raad sodanige weireg intrek, en die raad moet, in die geval van sodanige vermindering of intrekking, die geregisteerde okkupeerder, slagter, melkboer of handelaar skriftelik daarvan in kennis stel, en 'n *pro rata*-gedeelte van die vooruitbetaalde weigelde gelyktydig terugbetaal.

- (ii) "board area" means the board area of the Board of Management of the Leliefontein Rural Area;
- (iii) "grazing rights" means the rights granted to a person in terms of these regulations to keep stock in the board area and to allow such stock to graze;
- (iv) "large stock" means cattle, donkeys, horses or mules;
- (v) "registered occupier" means a person whose name appears in the prescribed register of registered occupiers in the board area of the Leliefontein Rural Area;
- (vi) "small stock" means sheep or goats;
- (vii) "stock" includes large stock and small stock;
- (viii) "the Act" means the Rural Areas Act (House of Representatives), 1987 (Act 9 of 1987);

and any other word or expression to which a meaning is assigned in the Act, has that meaning.

2. Except as set out in these regulations, no person shall be entitled to keep any stock in the board area or to allow such stock to graze there.

3. Each registered occupier shall within 30 days after the date of commencement of these regulations and thereafter before 1 October and 1 April of each year apply to the board in writing for grazing rights for stock in the manner prescribed by the board, specifying the number and breed of stock of which he is the owner and in respect of which he wishes to exercise grazing rights in the board area from the above-mentioned dates, and the board may in its discretion, but subject to the provisions of the Conservation of Agricultural Resources Act of 1983, Act 43 of 1983, grant such application for grazing rights in terms of these regulations for an initial period calculated from a date 30 days after the commencement of these regulations up to and including 31 October 1988 and thereafter for a period of not more than six months calculated from 31 October or 30 April of each year, or it may refuse such application without stating reasons.

4. A registered occupier to whom grazing rights have been granted in terms of regulation 3 may keep the number and breed of stock for which grazing rights have been granted to him and may allow them to graze on that portion of the board area allocated by the board from time to time upon payment in advance of the grazing fees provided for in the Annexure to these regulations.

5. The board may grant grazing right to a butcher, dairy farmer or dealer (irrespective of whether such person is a registered occupier or not) who plies his trade or occupation in the board area and whose trade or occupation necessitates it to keep such number and breed of stock as approved by the board in the board area and to allow such stock to graze: Provided that such butcher, dairy farmer or dealer must keep his stock and allow them to graze on the part of the board area and during the period determined by the board upon payment in advance of the grazing fees provided for in the Annexure to these regulations.

6. When circumstances so require the board may in its discretion change or reduce the area where and the number of stock in respect of which grazing rights have been granted in terms of these regulations or the board may cancel such grazing rights, and the board shall, in the case of such reduction or cancellation, inform the registered occupier, butcher, dairy farmer or dealer in writing thereof, and shall simultaneously repay a *pro rata* portion of the grazing fees paid in advance.

7. Weireg wat kragtens hierdie regulasies toegestaan is, is nie oordraagbaar nie, en die houer moet te alle tersaaklike tye 'n natuurlike persoon met 'n vaste woonadres in die raadsgebied benoem as die persoon aan wie enige opdrag of kennisgewing ingevolge hierdie regulasies gerig moet word.

8. Niemand mag 'n perdehings, donkiehings of bul bo die ouderdom van een jaar in die raadsgebied aanhou sonder die skriftelike toestemming van die raad nie en dan slegs op die plek wat die raad bepaal.

9. Niemand mag 'n ram bo die ouderdom van drie maande in die raadsgebied aanhou sonder die skriftelike toestemming van die raad nie en dan slegs op die plek wat die raad bepaal.

10. Die skriftelike goedkeuring van die raad in regulasies 8 en 9 hierbo vermeld, word slegs verleen nadat die betrokke perdehings, donkiehings, bul of ram deur die Departementele Landbouvoortligtingstegnikus as geskik vir teel-doeleindes gesertifiseer is.

11. 'n Geregistreerde okkupeerder aan wie weireg kragtens regulasie 3 toegestaan is, moet met sy merk soos vir registrasie deur die raad goedgekeur, nie later nie as 14 dae na die toestaan van sodanige weireg oorskry, sy vee brandmerk of merk op 'n wyse deur die raad aangedui ten einde sodanige vee van die vee van 'n ander geregistreerde okkupeerder te onderskei.

12. Die raad kan te enige tyd vee wat in die raadsgebied wei of loop, bymekaar laat maak ten einde vas te stel of enige geregistreerde okkupeerder of enige slagter, melkboer of handelaar, aan wie weireg kragtens hierdie regulasies toegestaan is sodanige weireg oorskry, en geen sodanige okkupeerder, slagter, melkboer of handelaar mag 'n gevolg-magtigde van die raad dwarsboom of verhinder om sodanige vee bymekaar te maak, te inspekteer of te tel nie.

13. Die vee van enige geregistreerde okkupeerder, slagter, melkboer of handelaar waarvoor weireg kragtens hierdie regulasies toegestaan is en ten opsigte waarvan gemelde geregistreerde okkupeerder, slagter, melkboer of handelaar versuim om die weigelde waarvoor in die Aanhangel van hierdie regulasies voorsiening gemaak word, vooruit te betaal, of ten opsigte waarvan sodanige geregistreerde okkupeerder, slagter, melkboer of handelaar versuim om aan enige van die ander bepalings van hierdie regulasies te voldoen, word deur die raad geskut.

14. Die vee van enige persoon wat geen weireg kragtens hierdie regulasies het nie en wat in die raadsgebied gevind word, word deur die raad geskut.

15. Iemand wat—

- versuim om enige weigeld waarvoor hy ingevolge hierdie regulasies aanspreeklik is, te betaal; of
- enige ander bepalings van hierdie regulasies oortree of versuim om daaraan te voldoen; of
- weier of versuim om te voldoen aan enige voorwaarde of versoek wettiglik ingevolge hierdie regulasies deur die raad opgelê of gerig, of so 'n voorwaarde oortree,

is aan 'n misdryf skuldig en by skuldigbevinding strafbaar met 'n boete van hoogstens R50 of gevangenisstraf vir 'n tydperk van hoogstens drie maande.

7. Grazing rights granted in terms of these regulations shall not be transferable and the holder shall at all relevant times nominate a natural person with a fixed residential address in the board area as the person to whom any order or notice in terms of these regulations is to be sent.

8. No person shall keep a stallion, jackass or bull above the age of one year in the board area without the written consent of the board and then only at a place designated by the board.

9. No person shall keep a ram above the age of three months in the board area without the written consent of the board, and then only at a place designated by the board.

10. The written consent of the board, referred to in regulations 8 and 9 above, shall be given only after the relevant stallion, jackass, bull or ram has been certified as suitable for breeding purposes by the Departmental Agricultural Extension Technician.

11. A registered occupier to whom grazing rights have been granted in terms of regulation 3 shall, no later than 14 days after the granting of such grazing rights, brand or mark his stock with his mark, as approved by the board for registration, in a manner indicated by the board, in order to distinguish such stock from the stock of other registered occupiers.

12. The board may at any time have stock, grazing or being in the board area, rounded up in order to ascertain whether any registered occupier or any butcher, dairy farmer or dealer to whom grazing rights have been granted in terms of these regulations has infringed such grazing rights and no such occupier, butcher, dairy farmer or dealer shall obstruct or prevent a person empowered by the board from rounding up, inspecting or counting such stock.

13. The stock of any registered occupier, butcher, dairy farmer or dealer for which grazing rights have been granted in terms of these regulations and in respect of which such registered occupier, butcher, dairy farmer or dealer fails to pay in advance the grazing fees provided for in the Annexure to these Regulations or in respect of which such registered occupier, butcher, dairy farmer or dealer fails to comply with any of the other provisions of these regulations shall be impounded by the board.

14. Stock found in the board area and owned by any person who does not hold any grazing rights in terms of these regulations, shall be impounded by the board.

15. Any person who—

- fails to pay any grazing fees for which he is liable in terms of these regulations; or
- contravenes or fails to comply with any other provision of these regulations; or
- refuses or fails to comply with any condition or request legally imposed or made by the board or contravenes such a condition,

shall be guilty of an offence and liable upon conviction to a fine not exceeding R50 or imprisonment for a period not exceeding three months.

AANHANGSEL

WEIGELDE

Kleinvee, per kop per maand	R0,20
Grootvee, per kop per maand	R2,00

ANNEXURE

GRAZING FEES

Small stock, per head per month	R0,20
Large stock, per head per month	R2,00

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