



REPUBLIC OF SOUTH AFRICA

# GOVERNMENT GAZETTE

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## STAATSKOERANT

VAN DIE REPUBLIEK VAN SUID-AFRIKA

*Registered at the Post Office as a Newspaper*

*As 'n Nuusblad by die Poskantoor Geregistreer*

Price 20c Prys  
Overseas 30c Oorsee  
POST FREE—POSVRY

Vol. 142]

CAPE TOWN, 27 APRIL 1977

KAAPSTAD, 27 APRIL 1977

[No. 5524

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### DEPARTMENT OF THE PRIME MINISTER

No. 679.

27 April 1977.

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

No. 52 of 1977: Educational Services Amendment Act, 1977.

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### DEPARTEMENT VAN DIE EERSTE MINISTER

No. 679.

27 April 1977.

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

No. 52 van 1977: Wysigingswet op Onderwysdienste, 1977.

Act No. 52, 1977

EDUCATIONAL SERVICES AMENDMENT ACT, 1977.

# ACT

**To amend the Educational Services Act, 1967, so as to regulate, with a view to the requirement of registration of teachers in terms of the South African Teachers' Council for Whites Act, 1976, the consequences of the striking off of the names of certain officers in the register referred to in that Act, or the refusal to register such officers; and to provide for incidental matters.**

*(English text signed by the State President.)  
(Assented to 14 April 1977.)*

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

Insertion of  
section 32A  
in Act 41 of 1967.

**1.** The following section is hereby inserted in the Educational Services Act, 1967, after section 32:

“Effect of  
striking off  
of names  
of certain  
officers in  
register  
referred to  
in Act 116  
of 1976.

**32A.** Any officer who is employed in a full-time permanent capacity at a school or subsidized school or that part of such school or subsidized school where full-time education, including pre-primary education, is provided up to a standard not higher than standard 10, to teach, and—

(a) who is registered or provisionally registered in terms of section 15 (1) (a) or 16 of the South African Teachers' Council for Whites Act, 1976 (Act No. 116 of 1976), and whose name is, after the date referred to in section 20 of the said Act, struck off the register, or

(b) in respect of whom registration was refused before the date referred to in paragraph (a),

shall be deemed to have resigned from his employment with effect from the date immediately succeeding the day on which his name was so struck off, or, in the case of the officer in respect of whom registration was refused, on the date referred to in section 20 of the said Act, as the case may be: Provided that if, on the date on which his name is struck off the register, or, in the case of the officer in respect of whom registration was refused, on the date referred to in the said section 20, any charge of misconduct in accordance with the provisions of section 29, is pending against the officer concerned, such officer shall not be so deemed to have resigned from his employment until the enquiry into such charge has been concluded and he has not in terms of the provisions of this Act been discharged, or is not deemed in terms thereof to have been discharged, on account of misconduct from his employment.”

Short title.

**2.** This Act shall be called the Educational Services Amendment Act, 1977.

# WET

Tot wysiging van die Wet op Onderwysdienste, 1967, ten einde, met die oog op die vereiste van registrasie van onderwysers ingevolge die Wet op die Suid-Afrikaanse Onderwysersraad vir Blankes, 1976, die gevolg van die skraping van sekere beamptes se name in die register in daardie Wet bedoel, of die weiering om sodanige beamptes te registreer, te reël; en om vir bykomstige aangeleenthede voorsiening te maak.

(Engelse teks deur die Staatspresident geteken.)  
(Goedgekeur op 14 April 1977.)

**DAAR WORD BEPAAL** deur die Staatspresident, die Senaat en die Volksraad van die Republiek van Suid-Afrika, soos volg:—

1. Die volgende artikel word hierby in die Wet op Onderwysdienste, 1967, na artikel 32 ingevoeg:

Invoeging van  
artikel 32A in  
Wet 41 van 1967.

„Uitwerking  
van skraping  
van name van  
sekere  
beamptes in  
die in Wet  
116 van 1976  
bedoelde  
register.

**32A.** 'n Beampte wat in 'n heeltidse permanente hoedanigheid by 'n skool of ondersteunde skool of daardie deel van so 'n skool of ondersteunde skool waar heeltidse onderwys, met inbegrip van pre-primêre onderwys, verskaf word tot 'n standerd wat nie hoër as standerd 10 is nie, in diens is om onderwys te gee, en—

(a) wat ingevolge artikel 15 (1) (a) of 16 van die Wet op die Suid-Afrikaanse Onderwysersraad vir Blankes, 1976 (Wet No. 116 van 1976), geregistreer of voorwaardelik geregistreer is en wie se naam na die datum in artikel 20 van die genoemde Wet bedoel, in die register geskrap word, of

(b) ten opsigte van wie voor die datum in paragraaf (a) bedoel, registrasie geweier is,

word geag uit sy diens te bedank het met ingang van die datum wat onmiddellik volg op die dag wat sy naam aldus geskrap is, of, in die geval van die beampte ten opsigte van wie registrasie geweier is, op die datum in artikel 20 van die genoemde Wet bedoel, na gelang van die geval: Met dien verstande dat indien op die datum waarop sy naam in die register geskrap word, of, in die geval van die beampte ten opsigte van wie registrasie geweier is, op die datum in die genoemde artikel 20 bedoel, 'n aanklag van wangedrag ooreenkomstig die bepalinge van artikel 29 teen die betrokke beampte hangende is, so 'n beampte nie aldus geag word uit sy diens te bedank het nie alvorens die ondersoek na sodanige aanklag afgehandel is en hy nie ingevolge die bepalinge van hierdie Wet weens wangedrag uit sy diens ontslaan is of geag word weens wangedrag aldus ontslaan te gewees het nie.”

2. Hierdie Wet heet die Wysigingswet op Onderwysdienste, Kort titel. 1977.

