



STAATSKOERANT

VAN DIE REPUBLIEK VAN SUID-AFRIKA

REPUBLIC OF SOUTH AFRICA

GOVERNMENT GAZETTE

As 'n Nuusblad by die Poskantoor Geregistreer

Registered at the Post Office as a Newspaper

PRYS (AVB ingesluit) 30c PRICE (GST included)
BUITELANDS 40c ABROAD
POSVRY · POST FREE

Vol. 201]

KAAPSTAD, 5 MAART 1982

CAPE TOWN, 5 MARCH 1982

[No. 8051

KANTOOR VAN DIE EERSTE MINISTER

OFFICE OF THE PRIME MINISTER

No. 342.

5 Maart 1982.

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

No. 19 van 1982: Wet op Veterinêre en Para-veterinêre Beroepe, 1982.

No. 342.

5 March 1982.

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

No. 19 of 1982: Veterinary and Para-Veterinary Professions Act, 1982.

Wet No. 19, 1982

WET OP VETERINÊRE EN PARA-VETERINÊRE BEROEPE,
1982

WET

Om voorsiening te maak vir die instelling, bevoegdhede en werksaamhede van die Suid-Afrikaanse Veterinêre Raad; vir die registrasie van persone wat veterinêre beroepe en para-veterinêre beroepe beoefen; vir beheer oor die beoefening van veterinêre beroepe en para-veterinêre beroepe; en vir aangeleenthede wat daarmee in verband staan.

(Engelse teks deur die Staatspresident geteken.)
(Goedgekeur op 16 Februarie 1982.)

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

Woordomskrywing.

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

- (i) „beampte” ’n beampte soos omskryf in artikel 1 van 5 die Staatsdienswet, 1957 (Wet No. 54 van 1957); (iv)
- (ii) „dier” enige werweldier, uitgesonderd die mens; (i)
- (iii) „hierdie Wet” ook die regulasies; (xi)
- (iv) „Minister” die Minister van Landbou en Visserye; (iii)
- (v) „para-veterinêre beroep” ’n beroep in ’n kennisgewing 10 kragtens artikel 21 bedoel; (v)
- (vi) „raad” die raad by artikel 2 ingestel; (ii)
- (vii) „reël” ’n reël wat kragtens artikel 30 deur die raad uitgevaardig is; (ix)
- (viii) „registrateur” die Registrateur ingevolge artikel 14 15 aangestel; (vii)
- (ix) „regulasie” ’n regulasie kragtens hierdie Wet uitgevaardig; (viii)
- (x) „student” iemand wat by ’n universiteit of ander opvoedkundige inrigting in die Republiek ingeskryf is 20 as ’n student vir ’n graad, diploma of sertifikaat wat kragtens artikel 20 voorgeskryf is; (x)
- (xi) „veearts” iemand wat ingevolge hierdie Wet geregistreer is of geag word aldus geregistreer te wees 25 om die veterinêre beroep van veearts te beoefen; (xii)
- (xii) „veterinêre beroep” die beroep van veearts of veterinêre spesialis; (xiii)
- (xiii) „veterinêre spesialis” iemand wat ingevolge hierdie Wet met ’n bepaalde spesialiteit geregistreer is om die veterinêre beroep van veterinêre spesialis te beoefen; 30 (xiv)
- (xiv) „voorskryf” by regulasie voorskryf. (vi)

Instelling
van
Suid-Afrikaanse
Veterinêre
Raad.

Doelstellings
van raad.

2. (1) Daar word hierby ’n raad ingestel wat die Suid-Afrikaanse Veterinêre Raad heet.

(2) Die raad is ’n regs persoon.

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3. Die doelstellings van die raad is—

- (a) om die beoefening van die veterinêre beroepe en

VETERINARY AND PARA-VETERINARY PROFESSIONS
ACT, 1982

Act No. 19, 1982

ACT

To provide for the establishment, powers and functions of the South African Veterinary Council; for the registration of persons practising veterinary professions and para-veterinary professions; for control over the practising of veterinary professions and para-veterinary professions; and for matters connected therewith.

(English text signed by the State President.)
(Assented to 16 February 1982.)

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

1. In this Act, unless the context otherwise indicates— Definitions.
 - (i) "animal" means any vertebrate other than man; (ii)
 - 5 (ii) "council" means the council established by section 2; (vi)
 - (iii) "Minister" means the Minister of Agriculture and Fisheries; (iv)
 - 10 (iv) "officer" means an officer as defined in section 1 of the Public Service Act, 1957 (Act No. 54 of 1957); (i)
 - (v) "para-veterinary profession" means a profession referred to in a notice under section 21; (v)
 - (vi) "prescribe" means prescribe by regulation; (xiv)
 - 15 (vii) "registrar" means the Registrar appointed in terms of section 14; (viii)
 - (viii) "regulation" means any regulation made under this Act; (ix)
 - (ix) "rule" means any rule made by the council under section 30; (vii)
 - 20 (x) "student" means a person who is enrolled at a university or other educational institution in the Republic as a student for a degree, diploma or certificate prescribed under section 20; (x)
 - (xi) "this Act" includes the regulations; (iii)
 - 25 (xii) "veterinarian" means any person who is registered or deemed to be registered in terms of this Act to practise the veterinary profession of veterinarian; (xi)
 - (xiii) "veterinary profession" means the profession of veterinarian or veterinary specialist; (xii)
 - 30 (xiv) "veterinary specialist" means any person who is registered with a particular speciality in terms of this Act to practise the veterinary profession of veterinary specialist. (xiii)
2. (1) There is hereby established a council to be known as the Establishment of South African Veterinary Council.
 - 35 South African Veterinary Council.
 - (2) The council shall be a juristic person.
3. The objects of the council shall be— Objects of council.
 - (a) to regulate the practising of the veterinary professions

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1982

para-veterinêre beroepe en die registrasie van persone wat sodanige beroepe beoefen, te reël;

- (b) om die minimum standarde van onderrig en opleiding te bepaal wat vereis word vir grade, diplomas en sertifikate wat aan die houeers daarvan die reg gee om geregistreer te word om die veterinêre beroepe en para-veterinêre beroepe te beoefen; 5
- (c) om doeltreffende beheer uit te oefen oor die professionele gedrag van persone wat die veterinêre beroepe en para-veterinêre beroepe beoefen; 10
- (d) om die standarde van professionele gedrag vir persone wat die veterinêre beroepe en para-veterinêre beroepe beoefen, te bepaal;
- (e) om doeltreffendheid in en verantwoordelikheid met betrekking tot die beoefening van die veterinêre beroepe en para-veterinêre beroepe aan te moedig en te bevorder; 15
- (f) om die belange van die veterinêre beroepe en para-veterinêre beroepe te beskerm en om met enige aangeleentheid wat op sodanige belange betrekking het, te handel; 20
- (g) om die prestige, status en waardigheid van die veterinêre beroepe en para-veterinêre beroepe en die integriteit van persone wat sodanige beroepe beoefen, te handhaaf en te verhoog; 25
- (h) om die Minister van advies te dien met betrekking tot enige aangeleentheid wat 'n veterinêre beroep of 'n para-veterinêre beroep raak.

Bevoegdhede
en
werksaamhede
van raad.

- 4. Die raad kan, ten einde sy doelstellings te verwesenlik— 30
 - (a) roerende of onroerende goed verkry of huur;
 - (b) roerende of onroerende goed van die raad ontwikkel, verhipotekeer, verhuur, verkoop of op 'n ander wyse van die hand sit of beswaar;
 - (c) verhandelbare dokumente aksepteer, trek, endosseer, uitgee, maak, betaal of 'n ander handeling ten opsigte daarvan verrig; 35
 - (d) geld van die raad bestee en belê;
 - (e) kontrakte aangaan;
 - (f) enige bevoegdheid of werksaamheid wat by of kragtens hierdie Wet of 'n ander wet aan hom verleen of opgedra word, uitoefen of verrig; 40
 - (g) in die algemeen die ander stappe doen en die ander handelinge verrig wat nodig of bevorderlik is vir die verwesenliking van die oogmerke van die raad.

Samestelling
van raad.

- 5. (1) Die raad bestaan uit— 45
 - (a) twee beamptes deur die Minister aangewys, van wie—
 - (i) een 'n beampte in die Departement van Landbou en Visserye is wat 'n veearts of 'n veterinêre spesialis is; en
 - (ii) een na oorlegpleging met die Minister van Justisie vanweë sy regskennis aangewys word; 50
 - (b) 'n verteenwoordiger van elke universiteit in die Republiek wat 'n fakulteit van veeartsenykunde het, welke verteenwoordiger 'n professor of lektor in die veeartsenykunde aan sodanige universiteit moet wees en aangewys moet word deur die rektor of prinsipaal van sodanige universiteit; 55
 - (c) een verteenwoordiger van die Suid-Afrikaanse Veterinêre Vereniging, welke verteenwoordiger 'n lid van daardie Vereniging moet wees en deur genoemde Vereniging aangewys moet word; en 60
 - (d) ses persone wat op die voorgeskrewe wyse verkies word;

Met dien verstande dat 'n persoon aangewys deur 'n vereniging van persone wat die persone wat 'n bepaalde para-veterinêre be- 65
roep beoefen, verteenwoordig, en wat vir dié doel deur die raad

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- and para-veterinary professions and the registration of persons practising such professions;
- (b) to determine the minimum standards of tuition and training required for degrees, diplomas and certificates entitling the holders thereof to be registered to practise the veterinary professions and para-veterinary professions;
- (c) to exercise effective control over the professional conduct of persons practising the veterinary professions and para-veterinary professions;
- (d) to determine the standards of professional conduct of persons practising the veterinary professions and para-veterinary professions;
- (e) to encourage and promote efficiency in and responsibility with regard to the practice of the veterinary professions and para-veterinary professions;
- (f) to protect the interests of the veterinary professions and para-veterinary professions and to deal with any matter relating to such interests;
- (g) to maintain and enhance the prestige, status and dignity of the veterinary professions and para-veterinary professions and the integrity of persons practising such professions;
- (h) to advise the Minister in relation to any matter affecting a veterinary profession or a para-veterinary profession.

4. The council may, in order to achieve its objects—
- (a) acquire or hire movable or immovable property;
- (b) develop, mortgage, let, sell or otherwise dispose of or burden movable or immovable property of the council;
- (c) accept, draw, endorse, issue, make, pay or perform any other act in respect of negotiable instruments;
- (d) spend and invest funds of the council;
- (e) enter into contracts;
- (f) exercise or perform any power or function conferred or imposed upon it by or under this Act or any other law;
- (g) generally take such other steps and perform such other acts as may be necessary for or conducive to the achievement of the objects of the council.

Powers and
functions of
council.

5. (1) The council shall consist of—
- (a) two officers designated by the Minister, of whom—
- (i) one shall be an officer of the Department of Agriculture and Fisheries who is a veterinarian or a veterinary specialist; and
- (ii) one is, after consultation with the Minister of Justice, designated on account of his knowledge of law;
- (b) a representative of each university in the Republic which has a faculty of veterinary science, which representative shall be a professor or lecturer in veterinary science at such university and shall be designated by the rector or principal of such university;
- (c) one representative of the South African Veterinary Association, which representative shall be a member of that Association and shall be designated by the said Association; and
- (d) six persons elected in the prescribed manner:
- Provided that a person designated by an association of persons representing the persons practising any particular para-veterin-

Constitution
of council.

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erken word, as 'n lid van die raad gekoöpteer kan word wanneer 'n aangeleentheid wat laasgenoemde persone raak, deur die raad behandel word.

(2) (a) Ondanks die bepalings van subartikel (1) maak die persone wat ten tyde van die inwerkingtreding van hierdie artikel lede van die Veeartsraad bedoel in artikel 1 van die Veeartswet, 1933 (Wet No. 16 van 1933), is, vir 'n tydperk van ses maande na sodanige inwerkingtreding die raad uit.

(b) Indien iemand in paragraaf (a) bedoel, sy amp ontruim voordat die tydperk in daardie paragraaf vermeld, verstryk het, bestaan die raad vir die onverstreke gedeelte van daardie tydperk uit die oorblywende lede.

(3) Wanneer 'n aanwysing ingevolge subartikel (1) (b) of (c) nodig word, moet die registrateur die betrokke rektor of prinsipaal of die Suid-Afrikaanse Veterinêre Vereniging, na gelang van die geval, skriftelik versoek om binne 'n vermelde tydperk die persoon aan te wys wat ingevolge daardie subartikel aangewys moet word.

(4) Indien die betrokke rektor of prinsipaal of genoemde Vereniging in gebreke bly om binne genoemde tydperk aan bedoelde versoek te voldoen, kan die Minister iemand wat die kwalifikasies nodig vir aanwysing besit en wat hy goedvind, aanwys om in die plek van die persoon wat ingevolge subartikel (1) (b) of (c) aangewys moet word, lid van die raad te wees.

(5) Indien dit te eniger tyd aan die Minister blyk dat die verkiesing van 'n lid van die raad nie in alle opsigte ooreenkomstig die voorgeskrewe wyse plaasgevind het nie of dat 'n onreëlmatigheid met betrekking tot sodanige verkiesing plaasgevind het, en indien hy van oordeel is dat die versuim om aan die voorgeskrewe vereistes te voldoen of bedoelde onreëlmatigheid nie die ongeldigverklaring van die verkiesing regverdig nie, kan hy na goeë duns sodanige versuim of onreëlmatigheid kondoneer en die verkiesing van 'n lid wat aldus verkies is, ondanks sodanige versuim of onreëlmatigheid geldig verklaar.

Kwalifikasies
van lede
van raad.

6. (1) Niemand word ingevolge artikel 5 (1) (b) of (c) as 'n lid van die raad aangewys of uit hoofde van artikel 5 (1) (d) as 'n lid van die raad verkies nie indien—

- (a) hy nie 'n veearts of 'n veterinêre spesialis is nie;
- (b) hy nie 'n Suid-Afrikaanse burger is nie;
- (c) hy nie permanent in die Republiek woonagtig is nie;
- (d) hy 'n pasiënt of 'n Presidentspasiënt is soos omskryf in artikel 1 van die Wet op Geestesgesondheid, 1973 (Wet No. 18 van 1973);
- (e) sy boedel gesekwestreer of oorgegee is of hy met sy skuldeisers 'n akkoord aangegaan het;
- (f) hy te eniger tyd skuldig bevind is weens 'n misdryf ten opsigte waarvan hy gevonnissen is tot gevangenisstraf sonder die keuse van 'n boete en sodanige vonnis nie opgeskort is nie; of
- (g) hy nie aan die voorgeskrewe vereistes met betrekking tot die verkiesing van lede van die raad voldoen nie.

(2) Niemand is bevoeg om lid van die raad te wees nie indien hy na 'n ondersoek kragtens artikel 14 van die Veeartswet, 1933 (Wet No. 16 van 1933), aan onbetaamlike of skandelijke gedrag, of na 'n ondersoek kragtens artikel 31 van hierdie Wet aan onprofessionele, onbehoorlike of skandelijke gedrag, skuldig bevind is.

Ampstermyn
van lede
van raad.

7. 'n Lid van die raad bekleë sy amp vir 'n tydperk van drie jaar en kan by die verstryking van sy ampstermyn deur tydsverloop heraangewys of herkies word.

Ampsontruiming
en vulling
van vakatures.

8. (1) 'n Lid van die raad ontruim sy amp indien—

- (a) hy ophou om aan die vereistes in artikel 6 bedoel, te voldoen;

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any profession and recognized by the council for this purpose, shall be co-opted as a member of the council whenever a matter affecting the latter persons is dealt with by the council.

(2) (a) Notwithstanding the provisions of subsection (1) the persons who at the commencement of this section are members of the Veterinary Board referred to in section 1 of the Veterinary Act, 1933 (Act No. 16 of 1933), shall constitute the council for a period of six months after such commencement.

(b) If any person referred to in paragraph (a) vacates his office before the period mentioned in the said paragraph has expired, the council shall consist of the remaining members for the unexpired portion of that period.

(3) Whenever any designation in terms of subsection (1) (b) or (c) becomes necessary, the registrar shall request the rector or principal concerned or the South African Veterinary Association, as the case may be, in writing to designate within a specified period the person required to be designated in terms of that subsection.

(4) If the rector or principal concerned or the said Association fails to comply with such request within the said period, the Minister may designate any person holding the qualifications necessary for designation and whom he deems fit, to be a member of the council in the place of the person required to be designated in terms of subsection (1) (b) or (c).

(5) If at any time it appears to the Minister that the election of a member of the council did not in all respects take place in the prescribed manner, or that an irregularity occurred with regard to such election, and if he is of the opinion that the omission to comply with the prescribed requirements, or the said irregularity, does not justify the annulment of the election, he may, in his discretion, condone such omission or irregularity, and may, notwithstanding such omission or irregularity, declare the election of a member so elected, to be valid.

6. (1) No person shall be designated as a member of the council in terms of section 5 (1) (b) or (c) or elected as a member of the council by virtue of section 5 (1) (d) if—

Qualifications
of members
of council.

- (a) he is not a veterinarian or a veterinary specialist;
- (b) he is not a South African citizen;
- (c) he is not permanently resident in the Republic;
- (d) he is a patient or a President's patient as defined in section 1 of the Mental Health Act, 1973 (Act No. 18 of 1973);
- (e) his estate has been sequestrated or surrendered or he has entered into a composition with his creditors;
- (f) he has at any time been convicted of an offence in respect of which he was sentenced to imprisonment without the option of a fine and such sentence was not suspended; or
- (g) he does not satisfy the prescribed requirements with regard to the election of members of the council.

(2) No person shall be qualified to be a member of the council if he has been convicted of improper or disgraceful conduct after an inquiry under section 14 of the Veterinary Act, 1933 (Act No. 16 of 1933), or been found guilty of unprofessional, improper or disgraceful conduct after an inquiry under section 31 of this Act.

7. A member of the council shall hold office for a period of three years and shall at the expiration of his period of office by effluxion of time be eligible for redesignation or re-election.

Tenure of
office of
members of
council.

8. (1) A member of the council shall vacate his office if—

- (a) he ceases to comply with the requirements referred to in section 6;

Vacation of
office and
filling of
vacancies.

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- (b) hy sonder die toestemming van die raad van twee agtereenvolgende vergaderings van die raad afwesig is;
 - (c) hy in die geval van 'n lid wat ingevolge artikel 5 (1) (a) aangewys is—
 - (i) skriftelik sy bedanking by die Minister indien; of 5
 - (ii) ophou om 'n beamppte te wees;
 - (d) hy in die geval van 'n lid wat ingevolge artikel 5 (1) (b) aangewys is—
 - (i) skriftelik sy bedanking by die rektor of prinsipaal van die betrokke universiteit indien; of 10
 - (ii) ophou om 'n professor of lektor in die veeartsenykunde aan genoemde universiteit te wees;
 - (e) hy in die geval van 'n lid wat ingevolge artikel 5 (1) (c) aangewys is— 15
 - (i) skriftelik sy bedanking by die president van die raad indien; of
 - (ii) ophou om 'n lid van die Suid-Afrikaanse Veterinêre Vereniging te wees;
 - (f) hy in die geval van 'n lid wat uit hoofde van artikel 5 (1) (d) verkies is, skriftelik sy bedanking by die president van die raad indien; of 20
 - (g) die Minister op versoek van of na oorlegpleging met die raad, in die openbare belang sy lidmaatskap beëindig. 25
- (2) 'n Vakature in die raad wat ontstaan as gevolg van 'n omstandigheid in subartikel (1) bedoel, of wat veroorsaak word deur die dood van 'n lid, word gevul by wyse van aanwysing of verkiesing, na gelang van die geval, op dieselfde wyse waarop die lid wat sy amp ontruim of te sterwe kom, aangewys of verkies moes word, en enige lid wat aldus aangewys of verkies word, beklee sy amp vir die onverstreke gedeelte van die tydperk waarvoor die lid wat sy amp ontruim of te sterwe kom, aangewys of verkies was. 30

President
en
vise-president
van raad.

9. (1) Die persone wat by die inwerkingtreding van hierdie artikel die voorsitter en vise-voorsitter van die Veeartsraad bedoel in artikel 1 van die Veeartswet, 1933 (Wet No. 16 van 1933), is, is die president en vise-president van die raad totdat 'n president en vise-president ingevolge subartikel (2) verkies word. 40

(2) Die lede van die raad kies op die eerste vergadering van elke nuut saamgestelde raad 'n president en vise-president uit hul midde.

(3) Indien die amp van president of vise-president om 'n ander rede as tydsverloop vakant word, kies die lede van die raad op die eerste vergadering nadat die vakature ontstaan het of so spoedig daarna as wat gerieflik mag wees, uit hul midde 'n nuwe president of vise-president, na gelang van die geval, en die aldus verkose lid beklee sy amp vir die onverstreke gedeelte van die tydperk waarvoor sy voorganger verkies was. 50

(4) Geen lid van die raad mag die amp van president of vise-president langer as twee agtereenvolgende ampstermyne beklee nie.

(5) Indien die president om die een of ander rede nie kan optree nie, moet die vise-president al die pligte van die president verrig en al sy bevoegdhede uitoefen. 55

(6) Die president of vise-president van die raad kan sy amp ontruim sonder om sy lidmaatskap van die raad te beëindig.

Vergaderings
van raad.

10. (1) Die raad vergader minstens drie maal per jaar op die plekke wat die president bepaal, en hou daarbenewens enige spesiale vergadering in subartikel (2) bedoel. 60

(2) (a) 'n Spesiale vergadering van die raad moet deur die president belê word op skriftelike versoek van die Minister of van minstens drie lede van die raad.

(b) 'n Spesiale vergadering word binne 30 dae na die datum van ontvangs van sodanige versoek deur die president, gehou op die plek wat die president bepaal. 65

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- (b) he is absent from two consecutive meetings of the council without the permission of the council;
- (c) he, in the case of a member designated in terms of section 5 (1) (a)—
- 5 (i) tenders his resignation in writing to the Minister; or
- (ii) ceases to be an officer;
- (d) he, in the case of a member designated in terms of section 5 (1) (b)—
- 10 (i) tenders his resignation in writing to the rector or principal of the university in question; or
- (ii) ceases to be a professor or lecturer in veterinary science at the said university;
- (e) he, in the case of a member designated in terms of section 5 (1) (c)—
- 15 (i) tenders his resignation in writing to the president of the council; or
- (ii) ceases to be a member of the South African Veterinary Association;
- (f) he, in the case of a member elected by virtue of section 5 (1) (d), tenders his resignation in writing to the president of the council; or
- (g) the Minister, at the request of or after consultation with the council, in the public interest terminates his membership.
- 25 (2) Any vacancy on the council arising from a circumstance referred to in subsection (1) or any vacancy caused by the death of a member shall be filled by designation or election, as the case may be, in the manner in which the member who
- 30 vacates his office or dies was required to be designated or elected, and any member so designated or elected shall hold office for the unexpired portion of the period for which the member who vacates his office or dies was designated or elected.

- 35 9. (1) The persons who at the commencement of this section are the chairman and vice-chairman of the Veterinary Board referred to in section 1 of the Veterinary Act, 1933 (Act No. 16 of 1933), shall be the president and vice-president of the council until a president and vice-president are elected in terms of subsection (2). President and vice-president of council.
- 40 (2) At the first meeting of every newly constituted council the members of the council shall elect a president and a vice-president from their number.
- (3) If the office of president or vice-president becomes vacant for any reason other than effluxion of time, the members of the
- 45 council shall, at the first meeting after such vacancy occurred or as soon thereafter as may be convenient, elect from their number a new president or vice-president, as the case may be, and the member so elected shall hold office for the unexpired portion of the period for which his predecessor was elected.
- 50 (4) No member of the council shall hold the office of president or vice-president for longer than two consecutive terms of office.
- (5) If for any reason the president is not able to act, the vice-president shall perform all the duties and exercise all the powers of the president.
- 55 (6) The president or vice-president of the council may vacate his office without terminating his membership of the council.

10. (1) The council shall meet at least three times every year at such places as the president may determine, and shall in addition hold any special meeting referred to in subsection (2). Meetings of council.
- 60 (2) (a) A special meeting of the council shall be convened by the president at the written request of the Minister or of at least three members of the council.
- (b) A special meeting shall be held at such place as the president may determine, within 30 days after the date of receipt of such request by the president.
- 65

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(c) 'n Versoek in paragraaf (a) bedoel, moet die doel waarvoor die betrokke vergadering belê moet word, duidelik vermeld.

(3) Die meerderheid van die lede van die raad maak 'n kworum vir 'n vergadering van die raad uit. 5

(4) Die president, of in sy afwesigheid die vise-president, van die raad moet op alle vergaderings van die raad waarop hy teenwoordig is, voorsit, en indien sowel die president as die vise-president van 'n vergadering afwesig is, moet die aanwesige lede een uit hul midde kies om op daardie vergadering voor te sit, en die persoon aldus verkies, kan gedurende daardie vergadering al die werksaamhede van die president verrig en al sy bevoegdhede uitoefen. 10

(5) Die persoon wat op 'n vergadering van die raad voorsit, bepaal die prosedure op die vergadering. 15

(6) Die beslissing van 'n meerderheid van die lede van die raad wat op 'n vergadering van die raad aanwesig is, maak die besluit van die raad uit: Met dien verstande dat by staking van stemme die persoon wat op daardie vergadering voorsit benewens sy beraadslagende stem 'n beslissende stem het. 20

(7) Geen besluit deur die raad geneem of handeling op gesag van die raad verrig, is ongeldig bloot vanweë 'n tydelike vakature in die raad of vanweë die feit dat iemand wat nie geregtig is nie om as 'n lid van die raad sitting te neem, as 'n lid sitting geneem het op die tydstip waarop die besluit geneem of die handeling gemagtig is nie, indien die besluit geneem of die handeling gemagtig is deur die vereiste meerderheid van die lede van die raad wat toe aanwesig was en geregtig was om as lede sitting te neem. 25

Uitvoerende
komitee.

11. (1) Daar is 'n uitvoerende komitee van die raad wat 30 bestaan uit die president en twee ander lede van die raad deur die raad aangewys.

(2) Behoudens die bepalings van hierdie Wet en die opdragte van die raad, kan die uitvoerende komitee gedurende tydperke tussen vergaderings van die raad al die bevoegdhede van die raad uitoefen en al sy werksaamhede verrig. 35

(3) Die bepalings van subartikel (2) magtig nie die uitvoerende komitee om enige besluit van die raad tersyde te stel of te wysig nie.

(4) Enige besluit geneem of handeling verrig deur of op die gesag van die uitvoerende komitee is ten volle van krag, tensy dit deur die raad tersyde gestel of gewysig word op die eerste vergadering van die raad wat volg op die vergadering van die uitvoerende komitee waartydens sodanige besluit geneem of sodanige handeling gemagtig is. 40 45

(5) Die bepalings van artikel 10 (3), (5), (6) en (7) is *mutatis mutandis* van toepassing op die uitvoerende komitee.

Ander
komitees.

12. (1) Die raad kan van tyd tot tyd die ander komitees instel wat hy nodig ag om die bevoegdhede uit te oefen of die werksaamhede te verrig wat van tyd tot tyd deur die raad aan hulle verleen, opgedra of gedelegeer word. 50

(2) Elke sodanige komitee bestaan uit die getal persone, deur die raad aangestel, wat die raad bepaal.

(3) Die raad moet 'n lid van 'n komitee, wat ook 'n lid van die raad moet wees, as die voorsitter van daardie komitee aanwys. 55

(4) Die bepalings van artikels 10 (3), (5), (6) en (7) en 11 (4) is *mutatis mutandis* van toepassing op 'n komitee wat kragtens hierdie artikel ingestel is.

Toelaes van
lede van
raad en
komitees.

13. (1) Aan lede van die raad of van 'n komitee in artikel 11 of 12 bedoel, kan daar uit die fondse van die raad ten opsigte van hul dienste as sodanige lede die reis- en verblyftoelaes betaal word wat die raad bepaal. 60

(2) So 'n toelae wat aldus betaal word aan 'n lid wat 'n beampste is, moet in ooreenstemming wees met die wette wat sy diens by die Staat reël. 65

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- (c) A request referred to in paragraph (a) shall clearly state the purpose for which the meeting in question is to be convened.
- (3) The majority of the members of the council shall constitute a quorum for a meeting of the council.
- (4) The president, or in his absence the vice-president, of the council shall preside at all meetings of the council at which he is present, and if both the president and the vice-president are absent from any meeting, the members present shall elect one of their number to preside at that meeting, and the person so elected may during that meeting perform all the functions and exercise all the powers of the president.
- (5) The person presiding at a meeting of the council shall determine the procedure at the meeting.
- (6) The decision of a majority of the members of the council present at any meeting thereof shall constitute the decision of the council: Provided that in the event of an equality of votes the member presiding at that meeting shall have a casting vote in addition to his deliberative vote.
- (7) No decision taken by the council or act performed under authority of the council shall be invalid by reason only of an interim vacancy on the council or by reason of the fact that a person who is not entitled to sit as a member of the council sat as a member at the time when the decision was taken or the act was authorized, if the decision was taken or the act was authorized by the requisite majority of the members of the council who were present at the time and entitled to sit as members.
11. (1) There shall be an executive committee of the council consisting of the president and two other members of the council designated by the council. Executive committee.
- (2) Subject to the provisions of this Act and the directions of the council, the executive committee may during periods between meetings of the council exercise all the powers and perform all the functions of the council.
- (3) The provisions of subsection (2) do not empower the executive committee to set aside or amend any decision of the council.
- (4) Any decision taken or act performed by or on the authority of the executive committee shall be of full force and effect, unless it is set aside or amended by the council at its first meeting following the meeting of the executive committee at which such decision was taken or such action was authorized.
- (5) The provisions of section 10 (3), (5), (6) and (7) shall *mutatis mutandis* apply to the executive committee.
12. (1) The council may from time to time establish such other committees as it may deem necessary to exercise such powers and perform such functions as may from time to time be conferred or imposed upon or delegated to them by the council. Other committees.
- (2) Each such committee shall consist of such number of persons, appointed by the council, as may be determined by the council.
- (3) The council shall designate a member of a committee, who shall also be a member of the council, as the chairman of that committee.
- (4) The provisions of sections 10 (3), (5), (6) and (7) and 11 (4) shall *mutatis mutandis* apply to a committee established under this section.
13. (1) Members of the council or of any committee referred to in section 11 or 12 may be paid out of the funds of the council in respect of their services as such members such travelling and subsistence allowances as the council may determine. Allowances of members of council and committees.
- (2) Any such allowance so paid to any member who is an officer shall be in accordance with the laws governing his employment by the State.

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Aanstelling
van
registrateur
en personeel.

14. (1) Die raad stel 'n Registrateur vir die doeleindes van hierdie Wet aan.

(2) 'n Bevoegdheid verleen, werksaamheid toegewys of plig opgedra aan die registrateur by of kragtens hierdie Wet of 'n ander wet, kan deur die registrateur self, of deur iemand anders deur die registrateur met die goedkeuring van die raad aangestel, wat kragtens 'n delegasie of lasgewing of onder die beheer van die registrateur optree, uitgeoefen, verrig of uitgevoer word.

(3) Die besoldiging en ander diensvoorwaardes van die registrateur en iemand anders in subartikel (2) bedoel, word deur die raad bepaal.

(4) Iemand wat nie bedrewe is in albei amptelike tale nie, word nie ingevolge hierdie artikel aangestel nie.

(5) Die raad kan met die goedkeuring van die Minister die besoldiging van die registrateur of van iemand anders kragtens subartikel (2) aangestel, weens onbekwaamheid of pligsversuim verminder of hom skors of ontslaan.

(6) Ondanks die bepalinge van subartikel (1) word die amptenaar ingevolge artikel 7 (1) van die Veeartswet, 1933 (Wet No. 16 van 1933), aangestel wat by die inwerkingtreding van hierdie artikel die registrateur van veeartse is, vir 'n tydperk van ses maande na daardie inwerkingtreding geag die Registrateur ingevolge subartikel (1) van hierdie artikel aangestel, te wees en tree as sodanig op.

Fondse
van raad.

15. (1) Die fondse van die raad bestaan uit— 25

(a) boetes wat ingevolge hierdie Wet opgelê en ingevorder word;

(b) voorskotte in subartikel (2) bedoel;

(c) geld verkry by wyse van lenings wat die raad met die goedkeuring van die Minister aangaan; 30

(d) enige ander geld wat die raad ingevolge hierdie Wet ontvang; en

(e) geld wat die raad uit enige ander bron toeval.

(2) (a) Die Minister kan, met die instemming van die Minister van Finansies, uit geld deur die Parlement bewillig, die bedrae aan die raad voorskiet wat hy nodig ag om die raad in staat te stel om sy werksaamhede te verrig. 35

(b) So 'n voorskot word toegestaan op die voorwaardes en is terugbetaalbaar op die tye wat die Minister met die instemming van die Minister van Finansies bepaal. 40

(3) Die raad wend sy fondse aan ter bestryding van die uitgawes aangegaan ter bereiking van sy doelstellings en die uitoefening van sy bevoegdhede kragtens hierdie Wet.

(4) Die raad kan enige onbestede gedeelte van sy fondse belê.

Boekhouding
en
ouditering.

16. Die raad laat behoorlike aantekeninge hou van alle geld deur hom ontvang of bestee, van al sy bates en laste en van alle finansiële transaksies deur hom aangegaan, en moet so spoedig doenlik na die einde van elke boekjaar rekeningstate en 'n balansstaat laat opmaak wat, met al die gepaste besonderhede, die geld deur hom ontvang en die uitgawes deur hom aangegaan gedurende, en sy bates en laste aan die einde van, daardie boekjaar aantoon. 50

(2) (a) Die aantekeninge, rekeningstate en balansstaat in subartikel (1) bedoel, word geouditeer deur iemand wat as rekenmeester en ouditeur geregistreer is kragtens die Wet op Openbare Rekenmeesters en Ouditeurs, 1951 (Wet No. 51 van 1951), en wat die raad aanstel. 55

(b) Afskrifte van sodanige stukke, aldus geouditeer, lê gedurende kantoorure by die kantoor van die raad ter insae van persone wat ingevolge hierdie Wet geregistreer is of geag word aldus geregistreer te wees. 60

Verslae
deur raad.

17. (1) Die raad lê binne ses maande na die afsluiting van 'n boekjaar 'n verslag oor sy werksaamhede gedurende bedoelde boekjaar aan die Minister voor. 65

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14. (1) The council shall appoint a Registrar for the purposes of this Act.

Appointment
of registrar
and staff.

(2) Any power conferred upon, function assigned to or duty imposed upon the registrar by or under this Act or any other law, may be exercised, performed or carried out by the registrar personally or by another person appointed by the registrar with the approval of the council, who acts under the delegation, control or direction of the registrar.

(3) The remuneration and other conditions of service of the registrar and any other person referred to in subsection (2) shall be determined by the council.

(4) A person who is not proficient in both official languages shall not be appointed in terms of this section.

(5) The council may with the approval of the Minister and on account of incapacity or neglect of duty reduce the remuneration of, suspend or dismiss the registrar or any other person appointed under subsection (2).

(6) Notwithstanding the provisions of subsection (1), the officer appointed in terms of section 7 (1) of the Veterinary Act, 1933 (Act No. 16 of 1933), who is at the commencement of this section the registrar of veterinarians shall for a period of six months after that commencement be deemed to be the Registrar appointed in terms of subsection (1) of this section, and shall act as such.

15. (1) The funds of the council shall consist of—

Funds of
council.

- (a) fines imposed and recovered in terms of this Act;
- (b) advances referred to in subsection (2);
- (c) moneys obtained by way of loans raised by the council with the approval of the Minister;
- (d) any other moneys received by the council in terms of this Act; and
- (e) any moneys accruing to the council from any other source.

(2) (a) The Minister may, with the concurrence of the Minister of Finance, advance to the council out of moneys appropriated by Parliament such amounts as he may deem necessary in order to enable the council to perform its functions.

(b) Any such advance shall be made on such conditions and shall be repayable at such times as the Minister may, with the concurrence of the Minister of Finance, determine.

(3) The council shall use its funds for defraying the expenditure incurred in the achievement of its objects and the performance of its functions under this Act.

(4) The council may invest any unexpended portion of its funds.

16. (1) The council shall cause proper records to be kept of all moneys received or expended by it, of all its assets and liabilities and of all financial transactions entered into by it, and shall as soon as possible after the end of each financial year cause statements of account and a balance sheet to be prepared showing, with all appropriate particulars, the moneys received and the expenditure incurred by it during, and its assets and liabilities at the end of, that financial year.

Bookkeeping
and auditing.

(2) (a) The records, statements of account and balance sheet referred to in subsection (1) shall be audited by a person registered as an accountant and auditor under the Public Accountants and Auditors Act, 1951 (Act No. 51 of 1951), and appointed by the council.

(b) Copies of such documents so audited shall be open for inspection at the office of the council during office hours by persons who are registered or deemed to be registered in terms of this Act.

17. (1) The council shall within six months after the close of a financial year submit a report to the Minister on its activities during that financial year.

Reports by
council.

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- (2) Afskrifte van sodanige verslag—
- (a) moet deur die Minister in die Volksraad ter Tafel gelê word binne veertien dae na ontvangs daarvan as die Volksraad dan in gewone sessie is of, as die Volksraad dan nie in gewone sessie is nie, binne veertien dae na die aanvang van sy eersvolgende gewone sessie;
 - (b) lê by die kantoor van die raad ter insae van die publiek gedurende kantoorure; en
 - (c) is verkrygbaar by die kantoor van die raad teen betaling van die bedrag wat die raad daarvoor bepaal.

Hou van
registers.

18. (1) (a) Die registrateur moet registers hou ten opsigte van alle persone wie se aansoeke om registrasie ingevolge hierdie Wet om veteriniere beroepe of para-veteriniere beroepe te beoefen deur die raad goedgekeur is.
- (b) 'n Afsonderlike register moet aldus gehou word ten opsigte van alle persone wat behoort tot 'n groep wie se aansoeke om registrasie ingevolge hierdie Wet om 'n bepaalde veteriniere beroep of para-veteriniere beroep te beoefen deur die raad goedgekeur is.
- (c) Die registrateur moet die voorgeskrewe besonderhede aangaande elke sodanige persoon in die toepaslike register inskrywe.
- (2) Die registers wat ingevolge artikel 7 (2) van die Veeartswet, 1933 (Wet No. 16 van 1933), gehou is, word ingelyf by en maak deel uit van die registers wat ingevolge subartikel (1) van hierdie artikel gehou moet word.
- (3) Die registrateur moet van tyd tot tyd, op las van die raad—
- (a) 'n lys publiseer wat die besonderhede deur die raad bepaal, aantoon van die inskrywings in elke register wat ingevolge subartikel (1) gehou moet word; en
 - (b) 'n aanvullende lys publiseer wat die besonderhede deur die raad bepaal, aantoon van die toevoegings, veranderings en skrappings in elke sodanige register ingeskryf sedert die publikasie van die voorafgaande lys ingevolge paragraaf (a), of die voorafgaande aanvullende lys ingevolge hierdie paragraaf.
- (4) Die jongste uitgawe van 'n lys wat ingevolge artikel 7 (3) van die Veeartswet, 1933, gedruk en uitgegee is, word, totdat dit deur 'n lys ingevolge subartikel (3) (a) vervang is, geag 'n lys te wees wat ingevolge laasgenoemde subartikel gepubliseer is.
- (5) Afskrifte van 'n lys of aanvullende lys wat ingevolge subartikel (3) gepubliseer is, is by die registrateur verkrygbaar teen betaling van die bedrag wat die raad daarvoor bepaal.
- (6) 'n Sertifikaat ten opsigte van besonderhede wat ten opsigte van iemand in 'n register ingevolge hierdie artikel ingeskrywe is, word slegs deur die registrateur uitgereik teen betaling van die bedrag wat die raad daarvoor bepaal.

Register
dien
as bewys.

19. (1) Enige stuk wat voorgee 'n uittreksel uit 'n register in artikel 18 (1) bedoel, te wees en deur die registrateur onderteken te wees, is by blote oorlegging daarvan by enige verrigtinge as getuienis toelaatbaar en *prima facie*-bewys van die feite daarin vermeld.
- (2) 'n Sertifikaat wat voorgee deur die registrateur onderteken te wees en waarin gesertifiseer word dat die naam van iemand daarin genoem, nie in so 'n register verskyn nie, is *prima facie*-bewys van die feit dat so 'n persoon nie ingevolge hierdie Wet geregistreer is of geag word aldus geregistreer te wees nie.

Kwalifikasies
vir registrasie
ingevolge Wet.

20. (1) (a) Die Minister kan van tyd tot tyd op aanbeveling van die raad die grade, diplomas en sertifikate deur 'n universiteit of ander opvoedkundige inrigting na afgelegde eksamen toegeken, voorskryf wat aan die besitters daarvan die reg gee op registrasie ingevolge hierdie Wet om veteriniere beroepe of para-veteriniere beroepe te beoefen.

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- (2) Copies of such report—
- (a) shall be laid upon the Table by the Minister in the House of Assembly within fourteen days after receipt thereof if the House of Assembly is then in ordinary session or, if the House of Assembly is not then in ordinary session, within fourteen days after the commencement of its next ensuing ordinary session;
 - (b) shall be open for inspection by the public at the office of the council during office hours; and
 - (c) shall be obtainable at the office of the council on payment of such amount as may be determined therefor by the council.
18. (1) (a) The registrar shall keep registers in respect of all persons whose applications for registration in terms of this Act to practise veterinary professions or para-veterinary professions have been approved by the council. Keeping of registers.
- (b) A separate register shall be kept in respect of all persons belonging to a group whose applications for registration in terms of this Act to practise a particular veterinary profession or para-veterinary profession have been approved by the council.
 - (c) The registrar shall enter in the appropriate register the prescribed particulars regarding every such person.
- (2) The registers kept in terms of section 7 (2) of the Veterinary Act, 1933 (Act No. 16 of 1933), shall be incorporated with and form part of the registers to be kept in terms of subsection (1) of this section.
- (3) The registrar shall from time to time, by order of the council—
- (a) publish a list showing the particulars determined by the council, of the entries in every register to be kept in terms of subsection (1); and
 - (b) publish a supplementary list showing the particulars determined by the council, of the additions, alterations and deletions entered in each such register since the publication of the preceding list in terms of paragraph (a) or the preceding supplementary list in terms of this paragraph.
- (4) The latest issue of a list which was printed and published in terms of section 7 (3) of the Veterinary Act, 1933, shall, until it is substituted by a list in terms of subsection (3) (a), be deemed to be a list published in terms of the latter subsection.
- (5) Copies of any list or supplementary list published in terms of subsection (3) shall be obtainable from the registrar on payment of such amount as may be determined therefor by the council.
- (6) Any certificate in respect of particulars entered in a register in respect of any person in terms of this section, shall only be issued by the registrar on payment of such amount as may be determined therefor by the council.
19. (1) Any document purporting to be an extract from any register referred to in section 18 (1) and signed by the registrar shall on production thereof in any proceedings be admissible as evidence and be *prima facie* proof of the facts recorded therein. Register to be proof.
- (2) A certificate purporting to be signed by the registrar and in which it is certified that the name of a person mentioned therein does not appear in any such register, shall be *prima facie* proof of the fact that such person is not registered or deemed to be registered in terms of this Act.
20. (1) (a) The Minister may from time to time on the recommendation of the council prescribe the degrees, diplomas and certificates, granted after examination by a university or other educational institution, which shall entitle the holders thereof to registration in terms of this Act to practise veterinary professions or para-veterinary professions. Qualifications for registration in terms of Act.

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- (b) Verskillende grade, diplomas of sertifikate kan aldus ten opsigte van verskillende veterinêre beroepe of para-veterinêre beroepe voorgeskryf word.
- (2) (a) Elke universiteit of ander opvoedkundige inrigting in die Republiek wat grade, diplomas of sertifikate toeken wat ingevolge subartikel (1) voorgeskryf is, moet die raad—
- (i) jaarliks op die voorgeskrewe tyd voorsien van die voorgeskrewe besonderhede met betrekking tot die studente wat aldaar vir sodanige grade, diploma's of sertifikate ingeskryf is;
 - (ii) op sy versoek voorsien van volledige besonderhede aangaande die minimum ouderdom en standaard van algemene onderwys wat van studente vereis word, die studiekursusse, opleiding en eksamens wat van studente vereis word voordat sodanige grade, diplomas of sertifikate toegeken word, die uitslae van sodanige eksamens deur hom afgeneem, en die ander besonderhede betreffende 'n aangeleentheid in hierdie subparagraaf vermeld wat die raad verlang.
- (b) Indien die raad dit dienstig ag, kan hy iemand aanwys om teenwoordig te wees wanneer die eksamens vir so 'n graad, diploma of sertifikaat afgeneem word.
- (c) Iemand wat aldus deur die raad aangewys is—
- (i) kan te alle redelike tye die perseel van 'n betrokke universiteit of ander opvoedkundige inrigting betree ten einde teenwoordig te wees wanneer die betrokke eksamens afgeneem word;
 - (ii) moet alle redelike hulp wat hy verlang, verleen word om hom in staat te stel om teenwoordig te wees wanneer die betrokke eksamens afgeneem word; en
 - (iii) moet aan die raad verslag doen van sy bevindinge.
- (d) Die voorskryf kragtens subartikel (1) van 'n graad, diploma of sertifikaat wat na afgelegde eksamen deur 'n universiteit of ander opvoedkundige inrigting in die Republiek toegeken is, kan op aanbeveling van die raad deur die Minister by regulasie ingetrek word indien—
- (i) die betrokke universiteit of ander opvoedkundige inrigting versuim of weier om enige besonderhede te verstrek wat ingevolge paragraaf (a) (ii) deur die raad versoek is; of
 - (ii) die raad van oordeel is dat die studiekursusse, opleiding of eksamens wat van studente vereis word voordat die betrokke graad, diploma of sertifikaat toegeken word, nie meer die voorskrywe van daardie graad, diploma of sertifikaat regverdig nie.
- (3) 'n Aanbeveling ingevolge subartikel (1) ten opsigte van 'n graad, diploma of sertifikaat wat na afgelegde eksamen deur 'n universiteit of ander opvoedkundige inrigting wat buite die Republiek geleë is, toegeken word, word slegs deur die raad verstrek indien—
- (a) so 'n graad, diploma of sertifikaat aan die besitter daarvan die reg verleen om 'n ooreenstemmende veterinêre beroep of para-veterinêre beroep, na gelang van die geval, te beoefen in die land waarin sodanige universiteit of ander opleidingsinrigting geleë is;
 - (b) die besitter van 'n ooreenstemmende graad, diploma of sertifikaat kragtens subartikel (1) voorgeskryf en na afgelegde eksamen deur 'n universiteit of ander opvoedkundige inrigting wat in die Republiek geleë is, toegeken, kragtens die wette van daardie land bevoeg is om sonder verdere eksamen 'n veterinêre beroep of 'n para-veterinêre beroep, na gelang van die geval, in daardie land te beoefen; en

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- (b) Different degrees, diplomas or certificates may be so prescribed in respect of different veterinary professions or para-veterinary professions.
- 5 (2) (a) Every university or other educational institution in the Republic granting degrees, diplomas or certificates which are prescribed in terms of subsection (1) shall furnish the council—
- 10 (i) annually at the prescribed time with the prescribed particulars relating to the students who are enrolled there for such degrees, diplomas or certificates;
- 15 (ii) at its request with full particulars as to the minimum age and standard of general education required of students, the courses of study, training and examinations required of students before such degrees, diplomas or certificates are granted, the results of such examinations conducted by it, and such other particulars regarding any matter mentioned in this subparagraph as the council may require.
- 20 (b) If the council deems it expedient, it may designate a person to be present when the examinations for such degree, diploma or certificate are conducted.
- 25 (c) A person so designated by the council—
- (i) may at all reasonable times enter upon the premises of a university or other educational institution concerned in order to be present when the examinations concerned are conducted;
- 30 (ii) shall be afforded all reasonable assistance required by him to enable him to be present when the examinations concerned are conducted; and
- (iii) shall report his findings to the council.
- 35 (d) The prescribing under subsection (1) of a degree, diploma or certificate granted after examination by a university or other educational institution in the Republic may be withdrawn by the Minister by regulation on the recommendation of the council if—
- 40 (i) the university or other educational institution concerned fails or refuses to furnish any particulars requested by the council in terms of paragraph (a) (ii); or
- 45 (ii) the council is of opinion that the courses of study, training or examinations required of students before the degree, diploma or certificate concerned is granted, no longer justify the prescribing of that degree, diploma or certificate.
- (3) A recommendation in terms of subsection (1) in respect of a degree, diploma or certificate granted after examination by a university or other educational institution situated outside the
- 50 Republic shall only be furnished by the council if—
- (a) any such degree, diploma or certificate entitles the holder thereof to practise a corresponding veterinary profession or para-veterinary profession, as the case may be, in the country in which such university or other educational institution is situated;
- 55 (b) by the laws of that country a person holding a corresponding degree, diploma or certificate prescribed under subsection (1) and granted after examination by a university or other educational institution situated in the Republic is qualified without further examination to practise a veterinary profession or a para-veterinary profession, as the case may be, in that country; and
- 60

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- (c) die raad oortuig is dat die besit van so 'n graad, diploma of sertifikaat getuig van 'n peil van kennis wat nie laer is nie as dié wat vereis word ter verkryging van 'n ooreenstemmende graad, diploma of sertifikaat wat na afgelegde eksamen deur 'n universiteit of ander opvoedkundige inrigting wat in die Republiek geleë is, toegeken en kragtens subartikel (1) voorgeskryf is. 5
- (4) 'n Graad, diploma of sertifikaat wat deur 'n universiteit of ander opvoedkundige inrigting in die Republiek toegeken is, en wat ingevolge artikel 8 van die Veeartswet, 1933 (Wet No. 16 van 1933), aan die besitter daarvan die reg gee om kragtens daardie Wet geregistreer te word, word geag kragtens subartikel (1) van hierdie artikel voorgeskryf te wees. 10
- (5) (a) Ondanks die bepalinge van subartikel (1) kan die raad 'n graad, diploma of sertifikaat wat nie kragtens daardie subartikel voorgeskryf is nie, aanvaar vir die doeleindes van die registrasie van die besitter daarvan ingevolge hierdie Wet om 'n veterinêre beroep of 'n para-veterinêre beroep, na gelang van die geval, te beoefen. 20
- (b) 'n Graad, diploma of sertifikaat word slegs aldus aanvaar indien—
- (i) die raad oortuig is dat die betrokke persoon voldoende kennis en ondervinding het om hom in staat te stel om die betrokke beroep in die Republiek te beoefen, vir welke doel sodanige persoon, behalwe indien die raad uitdruklik anders bepaal, in 'n eksamen deur die raad bepaal, moet slaag;
- (ii) in die geval van die beoogde registrasie as veterinêre spesialis, dit 'n nagraadse kwalifikasie is wat in verband staan met die spesialiteit ten opsigte waarvan registrasie verlang word. 25
- (c) 'n Eksamen in paragraaf (b) (i) bedoel, word slegs afgeneem na betaling van die bedrag deur die raad bepaal. 35
- (d) Die aanvaarding van 'n graad, diploma of sertifikaat ingevolge paragraaf (a) ten opsigte van 'n bepaalde persoon—
- (i) impliseer nie noodwendig dat dit kragtens subartikel (1) voorgeskryf sou kon word nie of dat dit, indien deur iemand anders verwerf, ook aanvaar sou kan word vir die doeleindes van die registrasie ingevolge hierdie Wet van sodanige ander persoon nie; 40
- (ii) is onderworpe aan die voorwaardes wat die raad in elke geval bepaal. 45
- (e) Die raad moet jaarliks in die verslag bedoel in artikel 17 die grade, diplomas of sertifikate vermeld wat gedurende die betrokke jaar ingevolge hierdie subartikel aanvaar is, asook die voorwaardes onderworpe waaraan dit aldus aanvaar is. 50

Para-veterinêre
beroep.

21. (1) Die Minister kan op aanbeveling van die raad by kennisgewing in die *Staatskoerant* die bepalinge van hierdie Wet van toepassing verklaar op 'n beroep wat hom ten doel stel om dienste te lewer wat die dienste aanvul wat ingevolge die reëls geag word by uitstek by 'n veterinêre beroep tuis te hoort. 55

(2) Verskillende kennisgewings in subartikel (1) bedoel, kan ten opsigte van verskillende beroepe aldus in die *Staatskoerant* gepubliseer word. 60

Studente
moet
geregistreer
word.

22. Elke student, behalwe 'n student wat 'n veearts of 'n veterinêre spesialis is, moet ingevolge hierdie Wet geregistreer word.

Ongeregistreerde
persone
mag nie
veterinêre of
para-veterinêre
beroepe
beoefen nie.

23. (1) Niemand mag op enige wyse hoegenaamd 'n veterinêre beroep of 'n para-veterinêre beroep beoefen nie tensy— 65

(a) hy ingevolge hierdie Wet geregistreer is of geag word aldus geregistreer te wees om die betrokke beroep te beoefen;

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- (c) the council is satisfied that possession of any such degree, diploma or certificate indicates a standard of knowledge not lower than that required for the acquisition of a corresponding degree, diploma or certificate granted after examination by any university or other educational institution situated in the Republic and prescribed under subsection (1).
- (4) Any degree, diploma or certificate granted by a university or other educational institution in the Republic and which entitles, under section 8 of the Veterinary Act, 1933 (Act No. 16 of 1933), the holder thereof to be registered under that Act, shall be deemed to be prescribed under subsection (1) of this section.
- (5) (a) Notwithstanding the provisions of subsection (1), the council may accept a degree, diploma or certificate not prescribed under that subsection, for the purposes of the registration of the holder thereof in terms of this Act to practise a veterinary profession or a para-veterinary profession, as the case may be.
- (b) A degree, diploma or certificate shall only be so accepted if—
- (i) the council is satisfied that the person concerned has sufficient knowledge and experience to enable him to practise the profession concerned in the Republic, for which purpose such person, except if the council expressly determines otherwise, shall pass an examination determined by the council;
- (ii) in the case of the contemplated registration as a veterinary specialist, it is a post-graduate qualification connected with the speciality in respect of which registration is desired.
- (c) An examination referred to in paragraph (b) (i) shall only be conducted after payment of such amount as may be determined by the council.
- (d) The acceptance of a degree, diploma or certificate in terms of paragraph (a) in respect of a particular person—
- (i) shall not necessarily imply that it could be prescribed under subsection (1) or that, if obtained by any other person, it could also be accepted for the purposes of the registration in terms of this Act of such other person;
- (ii) shall be subject to such conditions as the council may in each case determine.
- (e) The council shall annually in the report referred to in section 17 specify the degrees, diplomas or certificates which during the year concerned were accepted in terms of this subsection, as well as the conditions subject to which they were so accepted.
21. (1) The Minister may on the recommendation of the council by notice in the *Gazette* declare the provisions of this Act applicable to any profession which has as its object the rendering of services supplementing the services which in terms of the rules are deemed to pertain specially to a veterinary profession.
- (2) Different notices referred to in subsection (1) may be so published in the *Gazette* in respect of different professions.
22. Every student, other than a student who is a veterinarian or a veterinary specialist, shall be registered in terms of this Act.
23. (1) No person shall in any manner whatsoever practise a veterinary profession or a para-veterinary profession unless—
- (a) he is registered or deemed to be registered in terms of this Act to practise the profession concerned;

Para-veterinary professions.

Students to be registered.

Unregistered persons shall not practise veterinary or para-veterinary professions.

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- (b) hy 'n student is wat ingevolge hierdie Wet geregistreer is en praktiese opleiding ondergaan onder die toesig van 'n persoon wat ingevolge hierdie Wet geregistreer is of geag word aldus geregistreer te wees om die betrokke beroep te beoefen; of 5
- (c) in die geval van iemand wat nie ingevolge hierdie Wet geregistreer is of geag word aldus geregistreer te wees nie, die raad na oorweging van 'n aansoek deur hom, hom skriftelik gemagtig het om 'n bepaalde diens te lewer wat ingevolge die reëls geag word by uitstek by 'n veterinêre beroep of 'n para-veterinêre beroep tuis te hoort. 10
- (2) By die toepassing van hierdie Wet beteken die beoefening van 'n veterinêre beroep—
- (a) vir wins, regstreeks of onregstreeks— 15
- (i) enige veterinêre medisyne soos omskryf in artikel 1 van die Wet op die Beheer van Medisyne en Verwante Stowwe, 1965 (Wet No. 101 van 1965), in verband met 'n dier verskaf of verkoop; of
- (ii) enige diens lewer wat ingevolge die reëls geag word by uitstek by 'n veterinêre beroep tuis te hoort; 20
- (b) die voordoen as iemand of die voorgee om iemand te wees wat 'n veterinêre beroep beoefen, of die voorgee om ingevolge hierdie Wet of die Veeartswet, 1933 (Wet No. 16 van 1933), geregistreer te wees om 'n veterinêre beroep te beoefen; 25
- (c) gebruik maak van 'n benaming wat ingevolge hierdie Wet voorbehou is vir toewysing aan persone wat ingevolge hierdie Wet geregistreer is of geag word aldus geregistreer te wees, of enige ander naam, titel, beskrywing, toevoeging of teken wat aandui of voorgee of die indruk wek of bereken is om die indruk te wek dat iemand 'n veterinêre beroep beoefen, of ingevolge hierdie Wet geregistreer is of geag word aldus geregistreer te wees, of andersins regtens geregtig is om 'n veterinêre beroep te beoefen; of 30
- (d) enige handeling wat die diagnosering, behandeling of voorkoming van enige patologiese toestand by 'n dier ten doel het of wat 'n chirurgiese operasie op 'n dier uitmaak en ingevolge die reëls geag word by uitstek by 'n veterinêre beroep tuis te hoort, verrig anders as ooreenkomstig diensvoorwaardes by 'n werkgewer deur die raad goedgekeur, uit hoofde waarvan enige voordeel, hetsy vir iemand self of iemand anders verkry kan word by wyse van wins uit die verkoop van enige medisyne of ander stof, of by wyse van 'n donasie of geskenk, of by wyse van die verskaffing van akkommodasie, of by wyse van enige ander wins hoegenaamd, hetsy regstreeks of onregstreeks. 45
- (3) By die toepassing van hierdie Wet beteken die beoefening van 'n para-veterinêre beroep enige handeling bedoel in subartikel (2) (a) (ii), (b) of (c), uitgelê asof enige verwysing daarin na 'n veterinêre beroep 'n verwysing na 'n para-veterinêre beroep was, asook enige handeling in subartikel (2) (d) bedoel. 50
- (4) Die bepalings van subartikel (2) belet nie 'n apteker wat kragtens die Wet op Aptekers, 1974 (Wet No. 53 van 1974), geregistreer is, om 'n handeling te verrig wat binne die omvang van sy beroep soos beoog in daardie Wet of die Wet op die Beheer van Medisyne en Verwante Stowwe, 1965, val nie. 55

Vereistes
vir
registrasie.

24. (1) Iemand kan ingevolge hierdie Wet geregistreer word om 'n veterinêre beroep of 'n para-veterinêre beroep te beoefen indien hy die besitter is van 'n toepaslike graad, diploma of sertifikaat wat kragtens artikel 20 voorgeskryf of aanvaar is.

(2) Ondanks andersluidende bepalings van hierdie Wet kan iemand wat nie die besitter is nie van 'n graad, diploma of sertifikaat wat kragtens artikel 20 voorgeskryf word, geregistreer word om die een of ander para-veterinêre beroep te beoefen indien— 60

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- (b) he is a student who is registered in terms of this Act and undergoes practical training under the supervision of a person who is registered or deemed to be registered in terms of this Act to practise the profession concerned; or
- (c) in the case of a person not registered or deemed to be registered in terms of this Act, the council has, after consideration of an application by him, authorized him in writing to render a particular service deemed in terms of the rules to pertain specially to a veterinary profession or a para-veterinary profession.
- (2) For the purposes of this Act the practising of a veterinary profession means—
- (a) for gain, directly or indirectly—
- (i) supplying or selling any veterinary medicine as defined in section 1 of the Medicines and Related Substances Control Act, 1965 (Act No. 101 of 1965), in connection with an animal; or
- (ii) rendering any service which in terms of the rules is deemed to pertain specially to a veterinary profession;
- (b) holding oneself out as or purporting to be a person practising a veterinary profession or purporting to be registered in terms of this Act or the Veterinary Act, 1933 (Act No. 16 of 1933), to practise a veterinary profession;
- (c) using a designation which is reserved in terms of this Act for allocation to persons who are registered or deemed to be registered in terms of this Act, or any other name, title, description, addition or symbol indicating or purporting or creating the impression, or calculated to create the impression, that a person practises a veterinary profession, or is registered or deemed to be registered in terms of this Act, or is otherwise lawfully entitled to practise a veterinary profession; or
- (d) performing any act which has as its purpose diagnosing, treating or preventing any pathological condition in any animal or which constitutes a surgical operation on any animal and is deemed in terms of the rules to pertain specially to a veterinary profession, otherwise than in accordance with conditions of service with an employer approved by the council, by virtue of which any advantage, whether for a person himself or any other person, can be obtained by means of profit out of the sale of medicine or other substance, or by means of a donation or gift, or by means of the provision of accommodation, or by means of any other profit whatsoever, whether direct or indirect.
- (3) For the purposes of this Act the practising of a para-veterinary profession means any act referred to in subsection (2) (a) (ii), (b) or (c), construed as if any reference therein to a veterinary profession were a reference to a para-veterinary profession, as well as any act referred to in subsection (2) (d).
- (4) The provisions of subsection (2) do not prohibit a pharmacist registered under the Pharmacy Act, 1974 (Act No. 53 of 1974), from performing any act falling within the scope of his profession as contemplated in that Act or the Medicines and Related Substances Control Act, 1965.

24. (1) A person may be registered in terms of this Act to practise a veterinary profession or a para-veterinary profession if he is the holder of an appropriate degree, diploma or certificate prescribed or accepted under section 20.

Requirements
for
registration.

(2) Notwithstanding anything to the contrary contained in this Act, a person who is not the holder of a degree, diploma or certificate prescribed under section 20, may be registered to practise any para-veterinary profession if—

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- (a) die betrokke persoon sy aansoek om sodanige registrasie op die voorgeskrewe wyse by die registrateur indien binne ses maande na die datum waarop 'n kennisgewing met betrekking tot die betrokke para-veterinêre beroep kragtens artikel 21 gepubliseer is; 5
 - (b) sodanige aansoek vergesel gaan van dokumentêre bewys wat die raad oortuig dat die betrokke persoon die betrokke para-veterinêre beroep vir 'n aaneenlopende tydperk van minstens vyf jaar voor die datum van publikasie van die betrokke kennisgewing beoefen 10 het, en uitsluitlik of hoofsaaklik van die beoefening daarvan afhanklik is vir sy lewensbestaan; en
 - (c) die betrokke persoon in 'n eksamen deur die raad bepaal, geslaag het.
- (3) Ondanks die bepalinge van subartikels (1) en (2) word 15 iemand nie ingevolge hierdie Wet geregistreer nie indien—
- (a) hy te eniger tyd weens onbehoorlike gedrag van 'n vertrouensamp onthef is;
 - (b) hy te eniger tyd aan afpersing, omkoperij, diefstal, bedrog, vervalsing of die uitgifte van 'n vervalste 20 dokument of meened skuldig bevind is, en ten opsigte daarvan tot gevangenisstraf sonder die keuse van 'n boete gevonnis is;
 - (c) hy 'n pasiënt of 'n Presidentspasiënt is soos omskryf in artikel 1 van die Wet op Geestesgesondheid, 1973 25 (Wet No. 18 van 1973); of
 - (d) sy registrasie kragtens artikel 33 (1) (d) ingetrek is, tensy die raad in 'n bepaalde geval anders gelas.

Registrasie
van persone.

25. (1) (a) Iemand wat registrasie ingevolge hierdie Wet 30 verlang—
- (i) op grond van sy inskrywing as student; of
 - (ii) ten einde vir wins, regstreeks of onregstreeks, op enige wyse hoegenaamd 'n veterinêre beroep of 'n para-veterinêre beroep te beoefen, 35
- moet by die raad op die voorgeskrewe wyse en tyd daarom aansoek doen, en bedoelde aansoek gaan vergesel van die aansoekgelde voorgeskryf vir die soort registrasie verlang, asook die stukke wat voorgeskryf is.
- (b) Die raad kan 'n aansoeker gelas om die verdere 40 skriftelike bewyse betreffende identiteit, goeie karakter, opleiding en ondervinding voor te lê wat hy nodig het ten einde sodanige aansoek te oorweeg.
- (2) Indien die raad na oorweging van 'n aansoek ingevolge subartikel (1) en na die ondersoek en navraag wat hy nodig 45 ag, oortuig is dat die betrokke aansoeker ingevolge hierdie Wet geregistreer kan word, moet hy die aansoek goedkeur, en die registrateur moet daarop die aansoeker registreer deur—
- (a) 'n toepaslike sertifikaat van registrasie aan hom uit te reik; en 50
 - (b) die voorgeskrewe besonderhede ten opsigte van hom in die toepaslike register in te skrywe.
- (3) (a) Genoemde registrasie van 'n persoon is onderworpe aan die bepalinge van hierdie Wet en die verdere 55 voorwaardes wat die raad in elke geval bepaal.
- (b) Sodanige voorwaardes kan—
 - (i) betrekking hê op die soort werk wat iemand kan verrig wat ingevolge hierdie Wet geregistreer is;
 - (ii) vereistes insluit wat nagekom moet word in die beoefening van die betrokke beroep. 60
- (4) Indien die raad weier om 'n aansoek goed te keur, moet die betrokke aansoeker skriftelik van sodanige beslissing en van die gronde waarop dit gebaseer is, in kennis gestel word.
- (5) Behalwe indien die raad in 'n bepaalde geval anders gelas, 65 word iemand nie ingevolge hierdie Wet geregistreer om gelyktydig meer as een veterinêre beroep of para-veterinêre beroep te beoefen nie of, in die geval van 'n veterinêre spesialis, met meer as een spesialisiteit nie.

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- (a) the person concerned submits his application for such registration to the registrar in the prescribed manner within six months from the date on which a notice relating to the para-veterinary profession concerned was published under section 21;
- (b) such application is accompanied by documentary proof which satisfies the council that the person concerned practised the para-veterinary profession concerned for a continuous period of at least five years prior to the date of publication of the notice concerned, and is wholly or mainly dependent on the practice thereof for his livelihood; and
- (c) the person concerned has passed an examination determined by the council.
- (3) Notwithstanding the provisions of subsections (1) and (2) a person shall not be registered in terms of this Act if—
- (a) he has at any time been removed from an office of trust on account of improper conduct;
- (b) he has at any time been convicted of extortion, bribery, theft, fraud, forgery or uttering of a forged document or perjury, and was sentenced in respect thereof to imprisonment without the option of a fine;
- (c) he is a patient or a President's patient as defined in section 1 of the Mental Health Act, 1973 (Act No. 18 of 1973); or
- (d) his registration has been withdrawn under section 33 (1) (d), unless the council directs otherwise in a particular case.
25. (1) (a) A person desiring registration in terms of this Act—
- (i) on account of his enrolment as a student; or
- (ii) in order to practise for gain, directly or indirectly, in any way whatsoever, a veterinary profession or a para-veterinary profession,
- shall apply to the council therefor in the prescribed manner and at the prescribed time, and such application shall be accompanied by the application fee prescribed for the kind of registration required, as well as such documents as may be prescribed.
- (b) The council may direct an applicant to submit such further documentary evidence regarding identity, good character, education and experience as it may require in order to consider such application.
- (2) If the council, after consideration of an application in terms of subsection (1) and after such investigation and inquiry as it may deem necessary, is satisfied that the applicant concerned may be registered in terms of this Act, it shall approve such application, and the registrar shall thereupon register the applicant by—
- (a) issuing an appropriate certificate of registration to him; and
- (b) entering the prescribed particulars in respect of him in the appropriate register.
- (3) (a) The said registration of any person is subject to the provisions of this Act and such further conditions as the council may in each case determine.
- (b) Such conditions may—
- (i) relate to the kind of work which a person who is registered in terms of this Act may perform;
- (ii) include requirements which have to be complied with in the practice of the profession concerned.
- (4) If the council refuses to approve an application, the applicant concerned shall be notified in writing of such decision and of the grounds on which it is based.
- (5) Except if the council directs otherwise in a particular case, a person shall not be registered in terms of this Act to practise more than one veterinary profession or para-veterinary profession simultaneously or, in the case of a veterinary specialist, with more than one speciality.

Registration
of persons.

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- (6) (a) Indien 'n persoon uit hoofde van 'n graad, diploma of sertifikaat wat ingevolge artikel 20 (5) aanvaar is, geregistreer is en sodanige persoon in die Republiek woonagtig is maar nie 'n Suid-Afrikaanse burger is nie, verval sy registrasie sewe jaar, of die verdere tydperk 5
wat die raad in 'n bepaalde geval bepaal, na die datum waarop 'n sertifikaat van registrasie ingevolge subartikel (2) aan hom uitgereik is, tensy hy voor bedoelde vervaldatum 'n Suid-Afrikaanse burger word.
- (b) Iemand wie se registrasie verval het soos in paragraaf 10
(a) beoog, word nie weer ingevolge hierdie Wet geregistreer voordat hy 'n Suid-Afrikaanse burger is nie.
- (7) (a) Iemand wat op die datum van inwerkingtreding van hierdie artikel as veearts of veeartsenykundige verpleegster ingevolge die Veeartswet, 1933 (Wet No. 16 van 1933), geregistreer is, word geag ingevolge hierdie Wet geregistreer te wees om onderskeidelik die veterinerêre beroep van veearts of die para-veterinerêre beroep van veterinerêre verpleegster te beoefen. 20
- (b) Bedoelde voortgesette registrasie is onderworpe aan—
- (i) nakoming van die voorwaardes (as daar is) deur die Veeartsraad bedoel in die Veeartswet, 1933, kragtens artikel 13A (2) van daardie Wet opgelê; en 25
- (ii) betaling aan die raad van 'n bedrag van R50 binne 90 dae na die datum van inwerkingtreding van hierdie artikel.
- (8) Iemand wat ingevolge hierdie Wet geregistreer is of geag word aldus geregistreer te wees om 'n veterinerêre beroep of 'n 30
para-veterinerêre beroep te beoefen, mag in die beoefening van sy beroep slegs besonderhede van die grade, diplomas of sertifikate vermeld wat in die toepaslike register teenoor sy naam ingeskryf is.

Instandhouding
van
registrasie.

26. (1) Iemand wat ingevolge artikel 25 geregistreer is of geag 35
word aldus geregistreer te wees, kan bedoelde registrasie, behoudens die vroeëre beëindiging of intrekking daarvan kragtens hierdie Wet, in stand hou deur jaarliks op die voorgeskrewe tyd die betrokke voorgeskrewe instandhoudingsgelde aan die raad te betaal, ongeag of daardie registrasie vir 'n bepaalde 40
tydperk ingevolge hierdie Wet opgeskort is.

(2) Ondanks die bepaling van subartikel (1) kan die raad na goeëddunke en onderworpe aan die voorwaardes wat hy in elke geval bepaal, 'n persoon of kategorie persone vrystel van betaling van die geheel of 'n gedeelte van die betrokke 45
voorgeskrewe instandhoudingsgelde.

Verandering
van
registrasie.

27. (1) Iemand wat ingevolge hierdie Wet geregistreer is of geag word aldus geregistreer te wees om 'n bepaalde veterinerêre beroep of para-veterinerêre beroep te beoefen, of 'n veterinerêre spesialis wat aldus met 'n bepaalde spesialiteit geregistreer is, 50
kan op die voorgeskrewe wyse by die raad aansoek doen om die verandering van genoemde veterinerêre beroep of para-veterinerêre beroep of spesialiteit, na gelang van die geval.

(2) (a) So 'n aansoek gaan vergesel van die betrokke voorgeskrewe aansoekgelde vir die soort verandering 55
wat verlang word, asook van die stukke wat voorgeskrewe is.

(b) 'n Veearts wie se registrasie as sodanig ingevolge artikel 25 (7) in stand gehou word, is vrygestel van betaling van die betrokke voorgeskrewe aansoekgelde 60
indien 'n aansoek om die verandering van sy registrasie as sodanig tot dié van veterinerêre spesialis binne ses maande na die datum van inwerkingtreding van hierdie artikel by die raad ingedien word.

(3) Die bepaling van artikel 25 (1) (b), (2), (3) en (4) is 65
mutatis mutandis van toepassing ten opsigte van 'n aansoek in subartikel (1) van hierdie artikel bedoel.

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5 (6) (a) If a person is registered by virtue of a degree, diploma or certificate which is accepted in terms of section 20 (5), and such person is resident in the Republic but is not a South African citizen, his registration shall lapse seven years, or such further period as the council may in a particular case determine, after the date on which a certificate of registration was issued to him in terms of subsection (2), unless he becomes a South African citizen before the date on which his registration is so to lapse.

10 (b) A person whose registration has lapsed as contemplated in paragraph (a), shall not again be registered in terms of this Act before he is a South African citizen.

15 (7) (a) Any person registered as a veterinarian or a veterinary nurse in terms of the Veterinary Act, 1933 (Act No. 16 of 1933), on the date of commencement of this section, shall be deemed to be registered in terms of this Act to practise the veterinary profession of veterinarian or the para-veterinary profession of veterinary nurse, respectively.

20 (b) Such continued registration shall be subject to—
 (i) compliance with the conditions (if any) imposed by the Veterinary Board referred to in the Veterinary Act, 1933, in terms of section 13A (2) of that Act; and
 25 (ii) payment to the council of an amount of R50 within 90 days of the date of commencement of this section.

30 (8) A person who is registered or deemed to be registered in terms of this Act to practise a veterinary profession or a para-veterinary profession shall, in the practice of his profession, only state particulars of those degrees, diplomas or certificates entered opposite his name in the appropriate register.

35 26. (1) Any person who is registered or deemed to be registered in terms of section 25 may, subject to the earlier termination or withdrawal thereof under this Act, maintain such registration by paying annually to the council at the prescribed time the prescribed maintenance fee concerned, irrespective of whether that registration has been suspended under this Act for
 40 a particular period.

(2) Notwithstanding the provisions of subsection (1), the council may as it deems fit and subject to such conditions as it may in each case determine, exempt any person or category of persons from payment of the whole or a portion of the
 45 prescribed maintenance fee concerned.

50 27. (1) Any person who is registered or deemed to be registered in terms of this Act to practise a particular veterinary profession or para-veterinary profession, or a veterinary specialist so registered with a particular speciality, may apply to the council in the prescribed manner for the alteration of the said veterinary profession or para-veterinary profession or speciality, as the case may be.

55 (2) (a) Any such application shall be accompanied by the prescribed application fee concerned for the kind of alteration desired, as well as by such documents as may be prescribed.

60 (b) A veterinarian whose registration as such is maintained in terms of section 25 (7), shall be exempt from payment of the prescribed application fee concerned if an application for the alteration of his registration as such to that of veterinary specialist is submitted to the council within six months of the date of commencement of this section.

65 (3) The provisions of section 25 (1) (b), (2), (3) and (4) apply *mutatis mutandis* in respect of an application referred to in subsection (1) of this section.

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Beëindiging
van
registrasie.

28. (1) Die registrasie van 'n persoon wat ingevolge hierdie Wet geregistreer is of geag word aldus geregistreer te wees, word beëindig indien—

- (a) in die geval van 'n student, hy nie meer vir 'n graad, diploma of sertifikaat wat kragtens artikel 20 voorgeskryf word, ingeskryf is nie; 5
- (b) hy versuim het om binne drie maande na die datum van 'n skriftelike versoek deur die registrateur gerig aan sy permanente posadres soos in die toepaslike register aangeteken, die adres van sy permanente woonplek en sy permanente posadres aan die registrateur te verstrek; 10
- (c) hy versuim om die voorgeskrewe gelde vir die instandhouding van sy registrasie te betaal binne drie maande na die datum van 'n skriftelike versoek deur die registrateur gerig aan sy permanente posadres soos in die toepaslike register aangeteken; 15
- (d) hy vir 'n ononderbroke tydperk van meer as drie jaar uit die Republiek afwesig is sonder dat hy die raad skriftelik daarvan in kennis gestel het: Met dien verstande dat hierdie bepaling nie van toepassing is nie op iemand wat in 'n staat woonagtig is waarvan die gebied deel van die Republiek uitgemaak het en wat ingevolge 'n Wet van die Parlement 'n onafhanklike staat geword het; 20
- (e) hy 'n pasiënt of 'n Presidentspasiënt word soos omskryf in artikel 1 van die Wet op Geestesgesondheid, 1973 (Wet No. 18 van 1973); 25
- (f) in die geval van iemand in artikel 25 (6) bedoel, die tydperk in daardie artikel beoog, verstryk het voordat hy 'n Suid-Afrikaanse burger geword het; 30
- (g) hy skriftelik aldus versoek en geen stappe ingevolge artikel 31, 32 of 33 teen hom hangende is of beoog word of waarskynlik ingestel sal word nie; 35
- (h) hy sy registrasie deur bedrog verkry het; of
- (i) hy per abuis geregistreer is.

(2) Indien die registrasie van 'n persoon aldus beëindig word, moet die registrateur—

- (a) die betrokke persoon deur middel van 'n skriftelike kennisgewing, gerig aan sy permanente posadres soos 40 in die toepaslike register ingeskrywe, daarvan in kennis stel; en
- (b) die besonderhede wat ten opsigte van sodanige persoon in die toepaslike register ingeskrywe is, skrap.

(3) Iemand wie se registrasie aldus beëindig is, moet sy 45 sertifikaat van registrasie binne 30 dae na die datum van 'n kennisgewing in subartikel (2) (a) bedoel aan die registrateur terugstuur.

(4) Indien—

- (a) dit vir die regter bedoel in artikel 19 van die Wet op Geestesgesondheid, 1973, blyk uit die stukke wat ingevolge artikel 18 (3) van daardie Wet aan hom voorgelê is, of dit op enige ander wyse onder die aandag van daardie regter gebring word, dat die persoon op wie die stukke betrekking het iemand is wat ingevolge hierdie Wet geregistreer is of geag word aldus geregistreer te wees, en so iemand tot geestesongestelde persoon verklaar word soos beoog in artikel 19 (1) (b) van daardie Wet; of 55
- (b) dit tot die kennis van 'n hof gebring word dat 'n beskuldigde persoon wat voor hom verskyn, ingevolge hierdie Wet geregistreer is of geag word aldus geregistreer te wees, en die hof kragtens artikel 77 (6) of 78 (6) van die Strafproseswet, 1977 (Wet No. 51 van 1977), gelas dat die beskuldigde persoon aangehou word hangende die beskikking van die Staatspresident, 60

moet die regter of hof gelas dat 'n afskrif van die bevel wat die betrokke persoon tot geestesongestelde persoon verklaar of, na gelang van die geval, 'n afskrif van die lasgewing dat die 65

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28. (1) The registration of a person who is registered or deemed to be registered in terms of this Act, is terminated if—

Termination of registration.

- (a) in the case of a student, he is no longer enrolled for a degree, diploma or certificate which is prescribed under section 20;
- (b) he has failed to furnish the registrar with the address of his permanent residence and his permanent postal address within three months after the date of a written request by the registrar, addressed to his permanent postal address as entered in the appropriate register;
- (c) he fails to pay the prescribed fee for the maintenance of his registration within three months after the date of a written request by the registrar, addressed to his permanent postal address as entered in the appropriate register;
- (d) he has been absent from the Republic for a continuous period of more than three years without having notified the council thereof in writing: Provided that this provision does not apply to a person residing in a state the territory of which formed part of the Republic and which became an independent state in terms of an Act of Parliament;
- (e) he becomes a patient or a President's patient as defined in section 1 of the Mental Health Act, 1973 (Act No. 18 of 1973);
- (f) in the case of any person referred to in section 25 (6), the period contemplated in that section expired before he became a South African citizen;
- (g) he has so requested in writing and no steps in terms of section 31, 32 or 33 are pending or contemplated or will probably be instituted against him;
- (h) he has obtained his registration fraudulently; or
- (i) he has been registered in error.

(2) If the registration of any person is so terminated, the registrar shall—

- (a) inform the person concerned thereof by means of a written notice addressed to his permanent postal address as entered in the appropriate register; and
- (b) delete the particulars entered in respect of such person in the appropriate register.

(3) A person whose registration is so terminated shall return his certificate of registration to the registrar within 30 days of the date of a notice referred to in subsection (2) (a).

(4) If—

- (a) it appears to the judge referred to in section 19 of the Mental Health Act, 1973, from the documents submitted to him in terms of section 18 (3) of that Act, or it is brought to the notice of such judge in any other manner, that the person to whom the documents relate is a person registered or deemed to be registered in terms of this Act, and such person is declared a mentally ill person as contemplated in section 19 (1) (b) of that Act; or
- (b) it is brought to the notice of a court that an accused person appearing before it is registered or deemed to be registered in terms of this Act, and the court in terms of section 77 (6) or 78 (6) of the Criminal Procedure Act, 1977 (Act No. 51 of 1977), directs that the accused person be detained pending the signification of the decision of the State President,

the judge or court shall direct that a copy of the order declaring the person concerned a mentally ill person, or, as the case may be, a copy of the direction that the accused person be detained

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beskuldigde persoon aangehou word hangende die beskikking van die Staatspresident, aan die raad gestuur word.

(5) 'n Aansoek om herinstelling van registrasie word op die wyse in artikel 25 beoog, ingedien en verder mee gehandel.

Toewysing
van
benamings.

29. (1) Die Minister kan die benamings voorskryf wat 5
voorbeword word vir toewysing aan persone wat ingevolge hierdie
Wet geregistreer is of geag word aldus geregistreer te wees om
veterinêre beroepe of para-veterinêre beroepe te beoefen.

(2) Iemand wat aldus geregistreer is of geag word aldus
geregistreer te wees, mag slegs die toepaslike voorgeskrewe 10
benaming in die beoefening van sy beroep ten opsigte van
homself aanwend.

Reëls.

30. (1) Die raad kan reëls uitvaardig betreffende—

- (a) die dienste wat vir die doeleindes van hierdie Wet geag 15
word dienste te wees wat by uitstek by 'n veterinêre
beroep of 'n para-veterinêre beroep tuis behoort;
- (b) die gedragslyn wat studente moet navolg;
- (c) die gedragslyn wat nagevolg moet word deur persone
wat 'n veterinêre beroep of 'n para-veterinêre beroep 20
beoefen;
- (d) vereistes wat nagekom moet word in verband met die
adverteer van die praktyk van 'n persoon wat 'n
veterinêre beroep of 'n para-veterinêre beroep
beoefen, met inbegrip van vereistes betreffende naam- 25
plate en uithangborde, toesprake, lesings en
onderhoude, publikasies in die lekepers en drukwerk
op briefhoofde en voorskryf- en rekeningvorms;
- (e) die minimum standaarde vir spreekkamers, klinieke,
dierehospitale of ander plekke waar of waarvandaan 'n
veterinêre beroep of 'n para-veterinêre beroep beoefen 30
word;
- (f) werwing of lokking van kliënte, aanbied van dienste,
professionele aanstellings, konsultasies, verhelings, ver-
vanging en indringing, professionele geheimhouding en
ondermyning of benadeling van kollegas of die gesag 35
van die raad deur persone wat ingevolge hierdie Wet
geregistreer is of geag word aldus geregistreer te wees;
en
- (g) enige aangeleentheid wat die raad vir die bereiking of
bevordering van sy doelstellings of vir die uitoefening 40
van sy bevoegdhede of vir die verrigting van sy
werkzaamhede nodig of dienstig ag.

(2) Verskillende reëls kan ingevolge subartikel (1) ten opsigte
van verskillende veterinêre beroepe en para-veterinêre beroepe 45
uitgevaardig word.

(3) Geen reël uitgevaardig ingevolge subartikel (1) of enige
wysiging of intrekking daarvan is van krag nie totdat dit deur die
Minister goedgekeur en deur die registrateur in die *Staatskoerant*
gepubliseer is.

Ondersoek
deur raad.

31. (1) Die raad kan, hetsy na aanleiding van 'n klagte, 50
beskuldiging of bewering wat by hom ingedien is of uit eie
beweging, ondersoek instel na die gedrag van iemand wat
ingevolge hierdie Wet geregistreer is of geag word aldus
geregistreer te wees; of na 'n handeling of versuim of beweerde
handeling of versuim van sodanige persoon by die beoefening 55
van sy beroep, of na 'n oortreding of beweerde oortreding van
hierdie Wet of die reëls deur sodanige persoon.

(2) Indien sodanige gedrag, handeling, versuim of oortreding
of beweerde handeling, versuim of oortreding die onderwerp
van straf- of sivielregtelike verrigtinge in 'n geregshof uitmaak of 60
volgens die oordeel van die raad waarskynlik sal uitmaak, kan
die raad die ondersoek uitstel totdat sodanige verrigtinge
afgehandel is.

(3) Die vryspreking of die skuldigbevinding deur 'n geregshof
op 'n kriminele aanklag van iemand wat ingevolge hierdie Wet 65
geregistreer is of geag word aldus geregistreer te wees, belet nie
dat 'n ondersoek ingevolge hierdie artikel ten opsigte van hom

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pending the signification of the decision of the State President, be transmitted to the council:

(5) An application for reinstatement of registration shall be submitted and further dealt with in the manner contemplated in section 25.

29. (1) The Minister may prescribe the designations which are reserved for allocation to persons registered or deemed to be registered in terms of this Act to practise veterinary professions or para-veterinary professions. Allocation of designations.

10 (2) A person so registered or deemed to be so registered shall only employ the appropriate prescribed designation for himself in the practice of his profession.

30. (1) The council may make rules as to—

Rules.

- 15 (a) the services which shall for the purposes of this Act be deemed to be services pertaining specially to a veterinary profession or a para-veterinary profession;
- (b) the course of conduct to be followed by students;
- 20 (c) the course of conduct to be followed by persons practising a veterinary profession or a para-veterinary profession;
- (d) requirements to be complied with in connection with the advertising of the practice of a person practising a veterinary profession or a para-veterinary profession, including requirements relating to name-plates and signboards, speeches, lectures and interviews, publications in the lay press and printing on letterheads and prescription and account forms;
- 25 (e) the minimum standards for consulting rooms, clinics, animal hospitals or other places at or from which a veterinary profession or a para-veterinary profession is practised;
- 30 (f) canvassing or touting of clients, tendering of services, professional appointments, consultations, concealment, supersession and intrusion, professional secrecy and undermining or prejudicing colleagues or the authority of the council by persons who are registered or deemed to be registered in terms of this Act; and
- 35 (g) any matter which the council deems necessary or expedient for the achievement or promotion of its objects or for the exercise of its powers or for the performance of its functions.
- 40

(2) Different rules may be made in terms of subsection (1) in respect of different veterinary professions and para-veterinary professions.

45 (3) No rule made in terms of subsection (1) or any amendment or withdrawal thereof shall be of force and effect until approved by the Minister and published in the *Gazette* by the registrar.

31. (1) The council may, either as a result of a complaint or charge or allegation lodged with it or of its own accord, institute an inquiry into the conduct of a person who is registered or deemed to be registered in terms of this Act, or into an act or omission or alleged act or omission by such person in the practising of his profession, or into a contravention or alleged contravention of this Act or the rules by such person. Inquiry by council.

55 (2) If such conduct, act, omission or contravention or alleged act, omission or contravention forms or is in the opinion of the council likely to form the subject of criminal or civil proceedings in a court of law, the council may postpone the inquiry until such proceedings have been determined.

60 (3) The acquittal or the conviction by a court of law upon a criminal charge of a person who is registered or deemed to be registered in terms of this Act, shall not be a bar to an inquiry in respect of him in terms of this section, even if the facts being

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ingestel word nie, selfs al sou die feite wat ondersoek word, as hulle bewys sou word, die misdryf uitmaak wat uiteengesit is in die kriminele aanklag waarop hy aldus vrygespreek of skuldig bevind is, of 'n ander misdryf uitmaak waaraan hy by sy verhoor op bedoelde kriminale aanklag skuldig bevind kon gewees het. 5

(4) Wanneer in die loop van verrigtinge voor 'n geregshof dit vir die hof blyk dat daar *prima facie*-bewys bestaan van onprofessionele, onbehoorlike of skandelijke gedrag van die kant van 'n persoon wat ingevolge hierdie Wet geregistreer is of geag word aldus registreer te wees of van gedrag wat, indien 10 die persoon se beroep in aanmerking geneem word, onprofessioneel, onbehoorlik of skandelijk is, moet die hof gelas dat 'n afskrif van die oorkonde van die verrigtinge, of die gedeelte daarvan wat tersaaklik is, aan die raad gestuur word.

(5) Indien iemand se gedrag of 'n handeling, versuim of 15 oortreding of beweerde handeling, versuim of oortreding deur iemand waarskynlik ingevolge hierdie Wet ondersoek sal word, moet so iemand skriftelik deur die registrateur in kennis gestel word van die aangeleentheid wat ondersoek word, en so iemand kan die raad van 'n skriftelike verduideliking, in die vorm van 'n 20 beëdigde verklaring, daaromtrent voorsien.

Prosedure
by
ondersoek.

32. (1) So 'n ondersoek word gehou op die datum, tyd en plek wat die president van die raad bepaal, en die registrateur moet die betrokke persoon skriftelik daarvan in kennis stel.

(2) Die raad kan na goeddunke een of meer persone aanstel 25 om die raad by die ondersoek te adviseer oor aangeleenthede betreffende die reg, prosedure of bewyslewing, en die raad kan vergoeding na goeddunke aan enige sodanige persoon betaal.

(3) Die raad kan vir die doeleindes van die ondersoek— 30

(a) iemand wat na die oordeel van die raad in staat is om inligting te verstrek wat van wesenlike belang vir die ondersoek is, of wat die raad rede het om te glo enige boek, dokument of aantekening wat op die onderwerp van die ondersoek betrekking het, in sy 35 besit of bewaring of onder sy beheer het, op die voorgeskrewe wyse dagvaar om op 'n tyd en plek in die dagvaarding vermeld, te verskyn om ondervra te word of om bedoelde boek, dokument of aantekening oor te lê, en kan 'n boek, dokument of aantekening aldus 40 oorgelê, vir ondersoek behou; en

(b) deur die persoon wat by die ondersoek voorsit, iemand wat by die ondersoek teenwoordig is, 'n eed oplê of van hom 'n bevestiging aanneem, en hom ondervra of laat ondervra deur iemand wat deur die raad aangewys 45 is om die getuïenis by die ondersoek te lei, en hom aansê om enige boek, dokument of aantekening in sy besit of bewaring of onder sy beheer oor te lê.

(4) 'n Dagvaarding in subartikel (3) bedoel, bevat die voorgeskrewe inligting en word op die voorgeskrewe wyse 50 beteken, en die bepalings van artikel 51 (2) van die Wet op Landdroshowe, 1944 (Wet No. 32 van 1944), is *mutatis mutandis* van toepassing ten opsigte van iemand aan wie so 'n dagvaarding aldus beteken is.

(5) Die regsbepalings met betrekking tot privilegie, soos van 55 toepassing op 'n getuie wat gedagvaar is om in 'n siviele verhoor in 'n geregshof getuïenis af te lê of 'n boek, dokument of aantekening oor te lê, is *mutatis mutandis* van toepassing in verband met die ondervraging van of oorlegging van 'n boek, dokument of aantekening deur iemand wat ingevolge hierdie 60 artikel gedagvaar is.

(6) Indien die gedrag of 'n handeling, versuim of oortreding of beweerde handeling, versuim of oortreding van 'n persoon wat die onderwerp van 'n ondersoek ingevolge hierdie artikel uitmaak, neerkom op 'n misdryf waaraan hy deur 'n geregshof 65 skuldig bevind is, is 'n gesertifiseerde afskrif van die oorkonde van die uitspraak met betrekking tot sy verhoor en skuldigbevinding deur daardie hof, nadat die betrokke persoon geiden-

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inquired into would, if proved, constitute the offence set forth in the criminal charge on which he was so acquitted or convicted, or any other offence of which he might have been convicted at his trial on the said criminal charge.

- (4) Whenever in the course of any proceedings before any court of law it appears to the court that there is *prima facie* proof of unprofessional, improper or disgraceful conduct on the part of a person who is registered or deemed to be registered in terms of this Act, or of conduct which, when regard is had to the profession of such person, is unprofessional, improper or disgraceful, the court shall direct that a copy of the record of such proceedings, or such portion thereof as is material to the issue, be transmitted to the council.

- (5) If any person's conduct or any act, omission or contravention or alleged act, omission or contravention by any person is likely to be inquired into in terms of this Act, such person shall be notified in writing by the registrar of the matter to be inquired into, and such person may furnish the council with a written explanation, in the form of an affidavit, concerning it.

32. (1) Any such inquiry shall be held on such date and at such time and place as may be determined by the president of the council, and the registrar shall inform the person concerned in writing thereof. Procedure at inquiry.

- (2) The council may in its discretion appoint one or more persons to advise the council at such inquiry on matters pertaining to law, procedure or evidence, and the council may remunerate any such person as it may deem fit.

- (3) The council may for the purposes of such inquiry—
- (a) summon in the prescribed manner any person who, in the opinion of the council, is able to furnish information of material importance to the inquiry, or who the council has reason to believe has in his possession or custody or under his control any book, document or record relating to the subject of the inquiry, to appear at a time and place specified in the summons to be examined or to produce such book, document or record, and may retain for examination any book, document or record so produced; and
- (b) through the person presiding at the inquiry, administer an oath to, or accept an affirmation from, any person present at the inquiry, and examine him or cause him to be examined by a person designated by the council to lead the evidence at the inquiry, and instruct him to produce any book, document or record in his possession or custody or under his control.

- (4) A summons referred to in subsection (3) shall contain the prescribed information and shall be served in the prescribed manner, and the provisions of section 51 (2) of the Magistrates' Courts Act, 1944 (Act No. 32 of 1944), shall apply *mutatis mutandis* in respect of any person on whom such summons has been so served.

- (5) The law relating to privilege, as applicable to a witness summoned to give evidence or to produce a book, document or record in a civil trial before a court of law, shall *mutatis mutandis* apply in relation to the examination of or the production of any book, document or record by any person summoned in terms of this section.

- (6) If the conduct or an act, omission or contravention or alleged act, omission or contravention of a person which is the subject of an inquiry in terms of this section, amounts to an offence of which such person has been convicted by a court of law, a certified copy of the record of the judgment relating to his trial and conviction by that court shall, upon identification of the person concerned as the person referred to in the record, be

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tifiseer is as die persoon wat in die oorkonde genoem word, voldoende bewys dat hy bedoelde misdryf begaan het, tensy die skuldigbevinding deur 'n hoër hof tersyde gestel word.

(7) Iemand teen wie 'n ondersoek ingevolge hierdie artikel ingestel word, is geregtig om of persoonlik of deur sy regsvertegenwoordiger op die beskuldiging te antwoord en sy verdediging aan te voer.

(8) Iemand wat, nadat hy behoorlik beëdig is of 'n bevestiging gedoen het, by 'n ondersoek wat kragtens hierdie artikel gehou word, valse getuienis aflê met die wete dat daardie getuienis vals is, is aan 'n misdryf skuldig en by skuldigbevinding strafbaar met die strawwe wat regtens vir die misdryf van meened opgelê kan word.

Tugbevoegdhede
van raad.

33. (1) Indien die raad na 'n ondersoek kragtens artikel 32 gehou, iemand wat ingevolge hierdie Wet geregistreer is of geag word aldus geregistreer te wees, skuldig bevind aan onprofessionele, onbehoorlike of skandelijke gedrag, kan die raad—

- (a) hom berispe of waarsku;
- (b) voorwaardes en beperkings ople onderworpe waaraan die betrokke persoon vir 'n bepaalde tydperk die beroep mag beoefen ten opsigte waarvan hy geregistreer is;
- (c) sy registrasie opskort vir die tydperk en onderworpe aan die voorwaardes wat die raad in elke geval bepaal; of
- (d) sy registrasie intrek.

(2) Die raad kan—

- (a) die oplegging van 'n straf aan iemand wat aldus skuldig bevind is, uitstel; of
- (b) die tenuitvoerlegging van 'n straf in subartikel (1) (c) of (d) vermeld wat iemand aldus opgelê is, opskort, vir die tydperk en op die voorwaardes wat hy in elke geval bepaal.

(3) Die registrateur moet—

- (a) iemand wat aldus skuldig bevind is, skriftelik in kennis stel van sy skuldigbevinding en van die gronde waarop dit gebaseer is;
- (b) die besonderhede van enige straf wat iemand kragtens subartikel (1) (a), (b) of (c) opgelê is, teenoor sy naam in die toepaslike register inskrywe;
- (c) die naam van iemand wie se registrasie kragtens subartikel (1) (d) ingetrek is, uit die toepaslike register verwyder.

(4) (a) Iemand wie se registrasie kragtens subartikel (1) (c) van hierdie artikel opgeskort is, word, behalwe vir die doeleindes van artikel 26, vir die duur van sodanige opskorting geag nie aldus geregistreer te wees nie.

- (b) Die raad kan te eniger tyd voor die verstryking van die tydperk waarvoor 'n registrasie kragtens subartikel (1) (c) opgeskort is, sodanige opskorting op aansoek op die voorgeskrewe wyse en op die voorwaardes wat die raad in elke geval bepaal, beëindig.

(5) (a) Indien die raad na afloop van die tydperk waarvoor die oplegging van 'n straf kragtens subartikel (2) (a) uitgestel is, oortuig is dat die betrokke persoon al die toepaslike voorwaardes nagekom het, moet die registrateur die betrokke persoon meedeel dat geen straf hom opgelê gaan word nie.

- (b) Indien die tenuitvoerlegging van 'n straf kragtens subartikel (2) (b) opgeskort is en die raad oortuig is dat die betrokke persoon gedurende die hele tydperk van die opskorting alle toepaslike voorwaardes nagekom het, moet die registrateur sodanige persoon meedeel dat sodanige straf nie ten uitvoer gelê gaan word nie.

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sufficient proof of the commission by him of such offence, unless the conviction has been set aside by a superior court.

(7) Any person against whom an inquiry is instituted in terms of this section, shall be entitled either in person or through his legal representative to answer the charge and to be heard in his defence.

(8) Any person who, having been duly sworn or having made an affirmation, tenders false evidence at an inquiry held under this section, knowing such evidence to be false, shall be guilty of an offence and liable on conviction to the penalties which may lawfully be imposed for the offence of perjury.

33. (1) If the council, after an inquiry held under section 32, finds a person who is registered or deemed to be registered in terms of this Act guilty of unprofessional, improper or disgraceful conduct, the council may—

Disciplinary powers of council.

- (a) reprimand or caution him;
- (b) impose conditions and restrictions subject to which the person concerned may, for a specified period, practise the profession in respect of which he is registered;
- (c) suspend his registration for such period and subject to such conditions as the council may in each case determine; or
- (d) withdraw his registration.

(2) The council may—

- (a) postpone the imposing of a penalty upon any person so convicted; or
- (b) suspend the execution of a penalty mentioned in subsection (1) (c) or (d) and so imposed upon a person, for such period and subject to such conditions as it may in each case determine.

(3) The registrar shall—

- (a) inform a person who is so found guilty, in writing of his conviction and of the grounds on which it is based;
- (b) enter the particulars of any penalty imposed upon a person under subsection (1) (a), (b) or (c), opposite his name in the appropriate register;
- (c) remove the name of a person whose registration is withdrawn under subsection (1) (d), from the appropriate register.

(4) (a) Any person whose registration is suspended under subsection (1) (c) of this section shall, except for the purposes of section 26, for the period of such suspension be deemed not to be so registered.

(b) The council may at any time before the expiration of the period for which any registration has been suspended under subsection (1) (c), on application in the prescribed manner terminate such suspension subject to such conditions as it may in each case determine.

(5) (a) If at the end of the period for which the imposition of a penalty has been postponed under subsection (2) (a), the council is satisfied that the person concerned has observed all the relevant conditions, the registrar shall inform the person concerned that no penalty will be imposed upon him.

(b) If the execution of a penalty has been suspended under subsection (2) (b) and the council is satisfied that the person concerned has observed all relevant conditions throughout the period of suspension, the registrar shall inform such person that such penalty will not be executed.

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(6) Indien iemand versuim om aan voorwaardes te voldoen wat ingevolge subartikel (2) bepaal is, moet die raad hom 'n straf ople of die straf wat hom opgelê is, ten uitvoer lê, tensy hy die raad oortuig dat die nie-nakoming van sodanige voorwaardes aan omstandighede buite sy beheer te wyte was. 5

(7) 'n Straf wat ingevolge hierdie artikel opgelê word deur 'n komitee wat ingevolge artikel 12 daartoe gemagtig is, tree slegs in werking nadat dit deur die raad bekragtig is.

(8) Vir die doeleindes van die oplegging van 'n straf ingevolge hierdie artikel op iemand wat ingevolge hierdie Wet geregistreer 10 is of geag word aldus geregistreer te wees, beteken „onprofessionele, onbehoorlike of skandelijke gedrag”, met betrekking tot so iemand—

- (a) die oortreding van 'n bepaling van hierdie Wet of die reëls of die versuim om daaraan te voldoen; 15
- (b) verstandelik of liggaamlik in so 'n mate onbekwaam raak dat dit nadelig vir die openbare belang sou wees om hom toe te laat om voort te gaan met die beoefening van sy beroep;
- (c) ongeskik word om 'n gelyste stof soos omskryf in die 20 Wet op die Beheer van Medisyne en Verwante Stowwe, 1965 (Wet No. 101 van 1965), te koop, te verkry, aan te hou, te gebruik, toe te dien, voor te skryf, te bestel, te verskaf of te besit, of so 'n gelyste stof vir ander doeleindes as 'n geneesmiddel soos 25 omskryf in genoemde Wet, gebruik, besit, voorskryf, toedien of verskaf, of aan die gebruik van so 'n gelyste stof verslaaf raak; of
- (d) deur enige ander handeling of versuim hom na die oordeel van die raad onprofessioneel, onbehoorlik of 30 skandelijk gedra, indien sy beroep in aanmerking geneem word.

Toebereiding
van medisyne.

34. (1) Iemand wat ingevolge hierdie Wet geregistreer is of geag word aldus geregistreer te wees om 'n veterinêre beroep te beoefen, kan persoonlik enige medisyne aanmaak of berei wat 35 deur homself of iemand anders met wie hy in vennootskap is of tot wie hy as prinsipaal of assistent of plaasvervanger in betrekking staan, voorgeskryf is vir gebruik by die behandeling van 'n dier wat onder sy professionele sorg is: Met dien verstande dat hy nie 'n ope winkel of apteek mag aanhou nie. 40

(2) Iemand in subartikel (1) bedoel, mag nie kommissie of ander beloning van 'n apteker of ander verskaffer aanvaar of verkry nie in verband met medisyne wat uit hoofde van 'n voorskrif aangemaak of berei is.

Vorderings
vir die
lewering
van dienste.

35. (1) Geen vergoeding kan ten opsigte van die lewering van 45 'n diens wat ingevolge die reëls geag word by uitstek by 'n veterinêre beroep of 'n para-veterinêre beroep tuis te hoort, ingevorder word nie indien dit gelewer word deur iemand wat nie ingevolge hierdie Wet geregistreer is of geag word aldus geregi- 50 streer te wees om die betrokke beroep te beoefen nie.

(2) Tensy die omstandighede dit vir hom onmoontlik maak, moet iemand wat ingevolge hierdie Wet geregistreer is of geag word aldus geregistreer te wees, die persoon in beheer van 'n dier ten opsigte waarvan 'n diens gelewer gaan word, vooraf in kennis stel van die geskatte gelde wat hy van voorneme is om vir 55 sodanige diens te vorder—

- (a) wanneer daartoe deur die persoon in beheer van die dier versoek;
- (b) wanneer daardie gelde meer is as die gelde wat gewoonlik vir daardie diens gevorder word; of 60
- (c) wanneer hy van oordeel is dat daardie gelde meer is as die ekonomiese, funksionele of sentimentele vervangingswaarde van die betrokke dier,

en moet hy in 'n geval waar paragraaf (b) geld, die persoon in beheer van die dier ook van die gewone gelde verwittig. 65

(3) Iemand wat ingevolge hierdie Wet geregistreer is of geag word aldus geregistreer te wees en wat ten opsigte van 'n diens in subartikel (1) beoog wat deur hom gelewer is, betaling van

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(6) If a person fails to comply with any conditions determined in terms of subsection (2), the council shall impose a penalty upon him or execute the penalty imposed upon him, unless he satisfies the council that the non-compliance with such conditions was due to circumstances beyond his control.

(7) A penalty imposed in terms of this section by a committee authorized thereto in terms of section 12, shall only come into effect after it has been confirmed by the council.

(8) For the purposes of imposing a penalty under this section upon a person who is registered or deemed to be registered in terms of this Act, "unprofessional, improper or disgraceful conduct", in relation to such person, means—

- (a) the contravention of or the failure to comply with any provision of this Act or the rules;
- (b) becoming mentally or physically disabled to such extent that it would be detrimental to the public interest to allow him to continue practising his profession;
- (c) becoming unfit to purchase, acquire, keep, use, administer, prescribe, order, supply or possess any Scheduled substance as defined in the Medicines and Related Substances Control Act, 1965 (Act No. 101 of 1965), or using, possessing, prescribing, administering or supplying any such Scheduled substance for purposes other than a medicinal purpose as defined in the said Act, or becoming addicted to the use of any such Scheduled substance; or
- (d) conducting himself, through any other act or omission, in the opinion of the council unprofessionally, improperly or disgracefully, when regard is had to his profession.

34. (1) A person who is registered or deemed to be registered in terms of this Act to practise a veterinary profession, may personally compound or dispense any medicine which is prescribed by himself or by any other person with whom he is in partnership or with whom he is associated as a principal or an assistant or a *locum tenens*, for use in the treatment of an animal which is under his professional care: Provided that he shall not be entitled to keep an open shop or pharmacy.

Dispensing
of medicine.

(2) A person referred to in subsection (1) shall not accept or obtain any commission or other reward from a pharmacist or other supplier in connection with medicine which is compounded or dispensed by virtue of a prescription.

35. (1) No remuneration shall be recoverable in respect of the rendering of any service which in terms of the rules is deemed to pertain specially to a veterinary profession or a para-veterinary profession when rendered by a person who is not registered or deemed to be registered in terms of this Act to practise the profession concerned.

Charges for
the rendering
of services.

(2) Unless the circumstances render it impossible for him to do so, any person registered or deemed to be registered in terms of this Act shall inform the person in charge of an animal in respect of which a service is to be rendered beforehand of the approximate fee which he intends to charge for such service—

- (a) when so requested by the person in charge of the animal;
- (b) when such fee exceeds the fee usually charged for such service; or
- (c) when he is of the opinion that such fee exceeds the economic, functional or sentimental replacement value of the animal concerned,

and shall in a case to which paragraph (b) relates, also inform the person in charge of the animal of the usual fee.

(3) Any person registered or deemed to be registered in terms of this Act who in respect of any service contemplated in subsection (1) which was rendered by him, claims payment

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iemand vorder, moet binne 30 dae nadat hy daartoe deur so iemand versoek is, aan hom 'n gespesifiseerde rekening verstrek.

- (4) (a) Iemand aan wie so 'n gespesifiseerde rekening verstrek is, kan binne 30 dae na die datum waarop dit uitgereik is, skriftelik by die raad aansoek doen om die bedrag te bepaal wat volgens die raad se oordeel gevorder behoort te geword het ten opsigte van die diens waarop die rekening betrekking het, en die raad moet bedoelde bedrag so gou doenlik na ontvangs van die aansoek bepaal en so iemand en die persoon wat die rekening verstrek het, skriftelik van die aldus bepaalde bedrag in kennis stel: Met dien verstande dat alvorens die raad die bedrag bepaal, hy die persoon wat die rekening verstrek het 'n geleentheid moet bied om sy saak ter ondersteuning van die gevorderde bedrag skriftelik aan hom voor te lê.
- (b) 'n Bepaling deur die raad kragtens hierdie artikel is afdoende.

Verpligting
van
werkgewers.

36. (1) 'n Persoon wat iemand in diens het wat ingevolge hierdie Wet geregistreer is of geag word aldus geregistreer te wees om 'n veterinêre beroep of 'n para-veterinêre beroep te beoefen, laat so iemand geen werk verrig wat hy ingevolge die reëls nie mag verrig nie.

(2) Die raad kan vereis dat 'n werkgewer van iemand wat ingevolge hierdie Wet geregistreer is of geag word aldus geregistreer te wees, 'n afskrif van die dienskontrak wat met sodanige persoon aangegaan is, aan hom moet voorlê.

Geheimhouding.

37. Niemand mag, behalwe vir die doeleindes van die uitvoering van sy werksaamhede of die verrigting van sy pligte kragtens hierdie Wet of vir die doeleindes van geregtelike 30 verrigtinge kragtens hierdie Wet of wanneer dit deur 'n hof of kragtens 'n wet van hom vereis word, inligting wat deur hom by die uitvoering van sy werksaamhede of die verrigting van sy pligte ingevolge hierdie Wet verkry is en wat op die besigheid of sake van iemand wat ingevolge hierdie Wet geregistreer is of geag word aldus geregistreer te wees betrekking het, aan iemand anders openbaar nie.

Verbetering
van foute.

38. (1) Die registrateur kan magtiging verleen vir—

- (a) die verbetering van 'n klerklike fout of vertaalfout wat in enige dokument wat ingevolge hierdie Wet ingedien 40 of uitgereik is, of in 'n register wat ingevolge hierdie Wet gehou word, voorkom;
- (b) die wysiging van enige dokument vir die wysiging waarvan in hierdie Wet geen uitdruklike voorsiening gemaak is nie;
- (c) die kondonasië of verbetering van 'n onreëlmatigheid in die prosedure in verrigtinge voor hom, indien sodanige kondonasië of verbetering nie vir iemand se belange nadelig is nie.

(2) Die registrateur kan die bevoegdheid kragtens subartikel 50 (1) uit eie beweging of op skriftelike versoek uitoefen.

(3) Waar die registrateur van voorneme is om sy bevoegdheid kragtens subartikel (1) uit eie beweging uit te oefen, moet hy van sy voorneme kennis gee aan enigiemand wat na sy oordeel belang by die aangeleentheid het, en moet hy aan so 'n persoon 55 die geleentheid gee om aangehoor te word voordat hy sy bevoegdheid uitoefen.

Vormgebrek
maak dokumente
nie ongeldig nie.

39. 'n Vormgebrek in 'n dokument wat ingevolge die een of ander wet op 'n besondere wyse verly moet word, of in 'n kennisgewing kragtens hierdie Wet uitgereik, maak nie 'n 60 administratiewe handeling wat ingevolge hierdie Wet verrig word ten opsigte van die aangeleentheid waarop sodanige dokument of kennisgewing betrekking het, ongeldig nie en is nie 'n grond vir eksepsie teen enige regsprosedure wat ten opsigte van so 'n aangeleentheid ingestel word nie, indien die vereistes 65 en betekenis daarvan wesenlik en verstaanbaar uiteengesit is.

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from any person, shall furnish such person with a detailed account within 30 days after being so requested by that person.

- (4) (a) A person who has been furnished with any such detailed account may within 30 days of the date of issue thereof apply in writing to the council to determine the amount which in the opinion of the council should have been charged in respect of the service to which the account relates, and the council shall, as soon as possible after receipt of the application, determine the said amount and notify such person, and the person who furnished the account, in writing of the amount so determined: Provided that before the council determines the said amount, it shall afford the person who furnished the account an opportunity to submit to it in writing his case in support of the amount charged.
- (b) A determination by the council under this section shall be final.

36. (1) Any person who employs a person who is registered or deemed to be registered in terms of this Act to practise a veterinary profession or a para-veterinary profession, shall not cause such person to perform any work which he may not perform in terms of the rules. Obligation of employers.

(2) The council may require an employer of a person who is registered or deemed to be registered in terms of this Act to submit to it a copy of the service contract which has been concluded with such person.

37. No person shall, except for the purposes of carrying out his functions or performing his duties under this Act or for the purpose of legal proceedings under this Act or when required to do so by any court or under any law, disclose to any other person any information acquired by him in the carrying out of his functions or the performance of his duties under this Act and relating to the business or affairs of any person registered or deemed to be registered in terms of this Act. Secrecy.

38. (1) The registrar may authorize— Correction of errors.
- (a) the correction of any clerical error or error in translation appearing in any document submitted or issued in terms of this Act, or in a register kept in terms of this Act;
- (b) the amendment of any document for the amendment of which no express provision is made in this Act;
- (c) the condonation or correction of any irregularity in procedure in any proceedings before him, if such condonation or correction is not detrimental to the interests of any person.
- (2) The registrar may exercise the authority under subsection (1) of his own accord or upon request in writing.
- (3) Where the registrar intends exercising his authority under subsection (1) of his own accord, he shall give notice of his intention to any person who in his opinion has an interest in the matter, and shall give such person an opportunity of being heard before exercising his authority.

39. A defect in the form of any document which is in terms of any law required to be executed in a particular manner, or in a notice issued in terms of this Act, shall not render unlawful any administrative act performed in terms of this Act in respect of the matter to which such document or notice relates, and shall not be a ground for exception to any legal procedure which may be taken in respect of such matter, if the requirements and meaning thereof are set forth substantially and intelligibly. Defect in form not to invalidate documents.

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Beperking
van
aanspreeklik-
heid.

40. Niemand, met inbegrip van die Staat, is aanspreeklik nie ten opsigte van enigiets wat te goeder trou gedoen is by die uitoefening of verrigting van 'n bevoegdheid of plig wat by of kragtens hierdie Wet verleen of opgedra word.

Misdrywe
en strawwe.

41. (1) Iemand wat— 5
- (a) deur middel van 'n valse of misleidende verklaring, hetsy mondeling of skriftelik, sy eie of iemand anders se registrasie ingevolge hierdie Wet, of 'n sertifikaat, kwitansie, goedkeuring of ander dokument kragtens hierdie Wet uitgereik, verkry; 10
 - (b) 'n ongemagtigde inskrywing of byvoeging of verandering in of skraping uit 'n register ingevolge hierdie Wet gehou, of 'n uittreksel daaruit, of 'n sertifikaat, kwitansie, goedkeuring of ander dokument kragtens hierdie Wet uitgereik, maak; 15
 - (c) 'n inskrywing in 'n register ingevolge hierdie Wet gehou of, sonder die toestemming van die besitter daarvan, 'n sertifikaat, kwitansie, goedkeuring of ander dokument kragtens hierdie Wet uitgereik, opsetlik vernietig of beskadig of onleesbaar maak; 20
 - (d) 'n dokument wat heet 'n sertifikaat, kwitansie, goedkeuring of ander dokument te wees wat kragtens hierdie Wet uitgereik is, vervals of, wetende dat dit vervals is, uitgee; 25
 - (e) iemand wat ingevolge hierdie Wet geregistreer is of geag word aldus geregistreer te wees, personeer; 30
 - (f) die bepalinge van artikel 23 (1), 29 (2) of 36 (1) oortree of versuim om daaraan te voldoen, of versuim om aan 'n vereiste kragtens artikel 36 (2) te voldoen; 35
 - (g) nadat hy as getuie by 'n ondersoek ingevolge artikel 32 verskyn het, sonder wettige rede weier of versuim om beëdig te word of 'n bevestiging te doen of 'n vraag te beantwoord of enige boek, dokument of aantekening oor te lê wat hy regtens aangesê kan word om te beantwoord of oor te lê; 40
 - (h) nadat hy behoorlik gedagvaar is om by 'n ondersoek ingevolge artikel 32 te verskyn, sonder wettige rede weier of versuim om aldus te verskyn; 45
 - (i) weier of versuim om aan enige voorwaarde of beperking te voldoen wat ingevolge artikel 33 (1) (b) of (c) deur die raad opgelê is; 50
 - (j) sonder wettige rede weier of versuim om 'n verklaring te doen of 'n verduideliking te verstrek wat in die toepassing van hierdie Wet regtens van hom vereis kan word, of 'n valse verklaring of verduideliking doen of verstrek wetende dat dit vals is; 55
 - (k) 'n lid van die raad of van die uitvoerende komitee of van 'n ander komitee van die raad of die registrateur in die uitoefening van sy bevoegdhede of die verrigting van sy werksaamhede kragtens hierdie Wet belemmer of hinder; 60
 - (l) versuim of weier om besonderhede ingevolge artikel 20 (2) (a) aan die raad te verstrek; 65
 - (m) iemand ingevolge artikel 20 (2) (b) aangewys, verhinder om die perseel van 'n universiteit of ander opvoedkundige inrigting te betree, of versuim of weier om so 'n persoon aldaar die redelike hulp te verleen wat hy verlang; 70
 - (n) 'n student is sonder dat hy ingevolge hierdie Wet geregistreer is; 75
 - (o) weier of versuim om aan 'n voorwaarde te voldoen wat kragtens artikel 25 (3) deur die raad bepaal is; 80
 - (p) weier of versuim om aan 'n voorwaarde in artikel 25 (7) (b) bedoel, te voldoen; 85
 - (q) die bepalinge van artikel 25 (8), 28 (3) of 35 oortree of versuim om daaraan te voldoen; 90
 - (r) 'n instrument of toestel wat hoofsaaklik gebruik kan word vir dienste wat ingevolge die reëls geag word by uitsteking by 'n veteriner beroep of 'n para-veteriner 95

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40. No person, including the State, shall be liable in respect of anything done in good faith in the exercise or performance of a power or duty conferred or imposed by or under this Act.

Limitation
of liability.

41. (1) Any person who—
- 5 (a) by means of a false or misleading statement, whether verbally or in writing, procures for himself or any other person registration in terms of this Act, or any certificate, receipt, approval or other document issued under this Act;
- 10 (b) makes any unauthorized entry or addition or alteration in or removal from a register which is kept in terms of this Act, or an extract therefrom, or any certificate, receipt, approval or other document issued under this Act;
- 15 (c) wilfully destroys or damages or renders illegible any entry in a register kept in terms of this Act or, without the permission of the holder thereof, a certificate, receipt, approval or other document issued under this Act;
- 20 (d) forges or, knowing it to be forged, utters any document purporting to be a certificate, receipt, approval or other document issued in terms of this Act;
- (e) impersonates any person registered or deemed to be registered in terms of this Act;
- 25 (f) contravenes or fails to comply with the provisions of section 23 (1), 29 (2) or 36 (1), or fails to comply with any requirement under section 36 (2);
- (g) having appeared as a witness at an inquiry in terms of section 32, refuses or fails without lawful cause to be sworn or to make an affirmation or to answer any question or to produce any book, document or record which he may lawfully be required to answer or to produce;
- 30 (h) having been duly summoned to appear at an inquiry in terms of section 32, refuses or fails without lawful cause so to appear;
- 35 (i) refuses or fails to comply with any condition or restriction imposed by the council in terms of section 33 (1) (b) or (c);
- 40 (j) refuses or fails without lawful cause to make any statement or give any explanation which may lawfully be demanded from him in the application of this Act, or makes or gives a false statement or explanation knowing it to be false;
- 45 (k) obstructs or hinders a member of the council or of the executive committee or of any other committee of the council or the registrar, in the exercise of his powers or the performance of his functions under this Act;
- 50 (l) fails or refuses to furnish particulars to the council in terms of section 20 (2) (a);
- (m) prevents a person designated in terms of section 20 (2) (b) from entering the premises of a university or other educational institution, or fails or refuses to afford the reasonable assistance required there by such person;
- 55 (n) is a student without having been registered in terms of this Act;
- (o) refuses or fails to comply with any condition determined by the council under section 25 (3);
- 60 (p) refuses or fails to comply with any condition referred to in section 25 (7) (b);
- (q) contravenes or fails to comply with the provisions of section 25 (8), 28 (3) or 35;
- 65 (r) supplies or offers to supply to any person who is not registered or deemed to be registered in terms of this Act, any instrument or appliance which can primarily

Offences and
penalties.

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beroep tuis te hoort, aan iemand wat nie ingevolge hierdie Wet geregistreer is of geag word aldus geregistreer te wees nie, verskaf of die verskaffing daarvan aanbied in die wete dat die betrokke instrument of toestel deur sodanige ongeregistreerde persoon gebruik sal word vir die lewering vir wins van dienste van 'n aard wat hy ingevolge hierdie Wet verbied word om vir wins te verrig,

is aan 'n misdryf skuldig en—

- (i) by eerste skuldigbevinding aan 'n oortreding in paragraaf (a), (b), (c), (d), (e), (f), (g), (h), (i), (j) of (k) bedoel, strafbaar met 'n boete van hoogstens R2 000 of met gevangenisstraf vir 'n tydperk van hoogstens een jaar, of met daardie boete sowel as daardie gevangenisstraf;
- (ii) by 'n tweede of daaropvolgende skuldigbevinding aan 'n oortreding in subparagraaf (i) bedoel, hetsy dieselfde of enige ander oortreding in daardie subparagraaf bedoel, strafbaar met 'n boete van hoogstens R10 000 of met gevangenisstraf vir 'n tydperk van hoogstens vyf jaar, of met daardie boete sowel as daardie gevangenisstraf;
- (iii) by eerste skuldigbevinding aan 'n oortreding in paragraaf (l), (m), (n), (o), (p), (q) of (r) bedoel, strafbaar met 'n boete van hoogstens R500 of met gevangenisstraf vir 'n tydperk van hoogstens drie maande, of met daardie boete sowel as daardie gevangenisstraf;
- (iv) by 'n tweede of daaropvolgende skuldigbevinding aan 'n oortreding in subparagraaf (iii) bedoel, hetsy dieselfde of enige ander oortreding in daardie subparagraaf bedoel, strafbaar met 'n boete van hoogstens R2 000 of met gevangenisstraf vir 'n tydperk van hoogstens een jaar, of met daardie boete sowel as daardie gevangenisstraf.

(2) 'n Boete betaal of ingevorder ten opsigte van 'n misdryf kragtens hierdie Wet word aan die raad oorbetaal.

(3) 'n Landdroshof is bevoeg om 'n straf op te lê waarvoor daar in hierdie artikel voorsiening gemaak word.

Vermoedens.

42. (1) By 'n vervolging weens 'n oortreding van artikel 23 (1), saamgelees met die een of ander bepaling van artikel 23 (2), word die beskuldigde geag, tensy die teendeel bewys word, nie ten tyde van die pleging van die beweerde misdryf ingevolge hierdie Wet of die Veeartswet, 1933 (Wet No. 16 van 1933), geregistreer te gewees het nie.

(2) By 'n vervolging weens 'n oortreding van artikel 23 (1), saamgelees met artikel 23 (2) (a), word die beskuldigde geag, tensy die teendeel bewys word, die handeling ten opsigte waarvan die vervolging ingestel word, vir wins te verrig het.

Regulasies.

43. (1) Die Minister kan na oorweging en goedkeuring van 'n ter sake dienende aanbeveling deur die raad, regulasies uitvaardig betreffende—

- (a) die verkiesing van lede van die raad;
- (b) die inskrywing van besonderhede in enige register wat ingevolge hierdie Wet gehou word;
- (c) die grade, diplomas en sertifikate wat as 'n voorvereiste vir die registrasie van die besitters daarvan ingevolge hierdie Wet dien;
- (d) die verstrekking van besonderhede met betrekking tot studente wat by universiteite of ander opvoedkundige inrigtings in die Republiek ingeskryf is vir grade, diplomas en sertifikate wat ingevolge artikel 20 voorgeskryf is;
- (e) aangeleenthede rakende para-veterinêre beroepe;
- (f) die registrasie van studente ingevolge hierdie Wet, die voorwaardes onderworpe waaraan hulle geregistreer word, en die instandhouding van sodanige registrasie;
- (g) die registrasie van persone ingevolge hierdie Wet om veterinêre beroepe en para-veterinêre beroepe te

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5 be used for services which in terms of the rules are deemed to pertain specially to a veterinary profession or a para-veterinary profession, knowing that the instrument or appliance concerned will be used by such unregistered person for the rendering for gain of services of a kind of which he is in terms of this Act prohibited to perform for gain,

shall be guilty of an offence and—

- 10 (i) on a first conviction of a contravention referred to in paragraph (a), (b), (c), (d), (e), (f), (g), (h), (i), (j) or (k), be liable to a fine not exceeding R2 000 or to imprisonment for a period not exceeding one year, or to both such fine and such imprisonment;
- 15 (ii) on a second or subsequent conviction of any contravention referred to in subparagraph (i), whether the same or any other contravention referred to in that subparagraph, to a fine not exceeding R10 000 or to imprisonment for a period not exceeding five years, or to both such fine and such imprisonment;
- 20 (iii) on a first conviction of an offence referred to in paragraph (l), (m), (n), (o), (p), (q) or (r), be liable to a fine not exceeding R500 or to imprisonment for a period not exceeding three months, or to both such fine and such imprisonment;
- 25 (iv) on a second or subsequent conviction of any contravention referred to in subparagraph (iii), whether the same or any other contravention referred to in that subparagraph, to a fine not exceeding R2 000 or to imprisonment for a period not exceeding one year, or to both such fine and such imprisonment.
- 30

(2) Any fine paid or recovered in respect of an offence under this Act shall be paid over to the council.

(3) A magistrate's court shall have jurisdiction to impose any penalty provided for by this section.

35 42. (1) In any prosecution for a contravention of section 23 Presumptions.
(1), read with any provision of section 23 (2), the accused shall, unless the contrary is proved, be deemed not to have been registered in terms of this Act or the Veterinary Act, 1933 (Act No. 16 of 1933), at the time of the commission of the alleged
40 offence.

(2) In any prosecution for a contravention of section 23 (1), read with section 23 (2) (a), the accused shall, unless the contrary is proved, be deemed to have performed the act in respect of which the prosecution is instituted, for gain.

45 43. (1) The Minister may, after consideration and approval of Regulations.
any relevant recommendation by the council, make regulations regarding—

- 50 (a) the election of members of the council;
- (b) the entry of particulars in any register kept in terms of this Act;
- (c) the degrees, diplomas and certificates which serve as a prerequisite for the registration of the holders thereof in terms of this Act;
- 55 (d) the furnishing of particulars relating to students enrolled at universities or other educational institutions in the Republic for degrees, diplomas and certificates prescribed in terms of section 20;
- (e) matters concerning para-veterinary professions;
- 60 (f) the registration of students in terms of this Act, the conditions subject to which they are registered, and the maintenance of such registration;
- (g) the registration of persons in terms of this Act to practise veterinary professions and para-veterinary

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beoefen, die voorwaardes onderworpe waaraan hulle geregistreer word, en die instandhouding en verandering van sodanige registrasie;

- (h) die betaling van gelde;
- (i) die registrasie van spreekkamers, klinieke, dierehospitale en ander plekke waar of waarvandaan 'n veteriniêre beroep of 'n para-veteriniêre beroep beoefen word;
- (j) enige aangeleentheid wat ingevolge hierdie Wet by regulasie voorgeskryf moet of kan word,

en, in die algemeen, met betrekking tot enige aangeleentheid wat hy nodig of dienstig ag om voor te skryf ten einde die oogmerke van hierdie Wet te bereik of te bevorder, en die algemeenheid van hierdie bepaling word nie deur die voorafgaande paragrawe van hierdie subartikel beperk nie.

(2) Verskillende regulasies kan kragtens hierdie artikel uitgevaardig word ten opsigte van verskillende veteriniêre beroepe of para-veteriniêre beroepe of in die ander opsigte wat die Minister bepaal.

(3) 'n Regulasie kan vir 'n oortreding van die bepaling 20 daarvan of 'n versuim om aan die bepaling daarvan te voldoen, strawwe voorskryf wat nie 'n boete van R500 of gevangenisstraf vir 'n tydperk van drie maande of sowel daardie boete as daardie gevangenisstraf oorskry nie.

Herroeping
van wette.

44. Behoudens die bepalinge van artikels 5 (2), 6 (2), 9 (1), 14 25 (6), 18 (2) en (4), 20 (4) en 25 (7) word die wette in die Bylae vermeld, hierby herroep.

Kort titel
en
inwerkingtreding.

45. (1) Hierdie Wet heet die Wet op Veteriniêre en Para-veteriniêre Beroepe, 1982, en tree in werking op 'n datum wat die Staatspresident by proklamasie in die *Staatskoerant* bepaal.

(2) Verskillende datums kan kragtens subartikel (1) ten opsigte van verskillende bepalinge van hierdie Wet bepaal word.

Bylae

WETTE HERROEP

Nommer en jaar van wet	Kort titel
Wet No. 16 van 1933	Veeartswet, 1933
Wet No. 49 van 1963	Veeartswysigingswet, 1963
Wet No. 19 van 1972	Veeartswysigingswet, 1972
Wet No. 20 van 1974	Veeartswysigingswet, 1974

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- professions, the conditions subject to which they are registered, and the maintenance and alteration of such registration;
5. (h) the payment of fees;
- (i) the registration of consulting rooms, clinics, animal hospitals and other places at or from which a veterinary profession or a para-veterinary profession is practised;
10. (j) any matter which in terms of this Act is required or permitted to be prescribed by regulation, and, in general, in relation to any matter which he may consider necessary or expedient to prescribe in order to attain or promote the objects of this Act, and the generality of this provision shall not be limited by the preceding paragraphs of this subsection.
15. (2) Different regulations may be made under this section in respect of different veterinary professions or para-veterinary professions or in such other respects as the Minister may determine.
- (3) A regulation may prescribe penalties not exceeding a fine 20 of R500 or not exceeding imprisonment for a period of three months, or both such fine and such imprisonment, for any contravention of or failure to comply with its provisions.
44. Subject to the provisions of sections 5 (2), 6 (2), 9 (1), 14 (6), 18 (2) and (4) and 25 (7), the laws specified in the Schedule 25 are hereby repealed. Repeal of laws.
45. (1) This Act shall be called the Veterinary and Para-Veterinary Professions Act, 1982, and shall come into operation on a date fixed by the State President by proclamation in the *Gazette*. Short title and commencement.
30. (2) Different dates may be fixed under subsection (1) in respect of different provisions of this Act.

Schedule

LAWS REPEALED

Number and year of law	Short title
Act No. 16 of 1933	Veterinary Act, 1933
Act No. 49 of 1963	Veterinary Amendment Act, 1963
Act No. 19 of 1972	Veterinary Amendment Act, 1972
Act No. 20 of 1974	Veterinary Amendment Act, 1974

