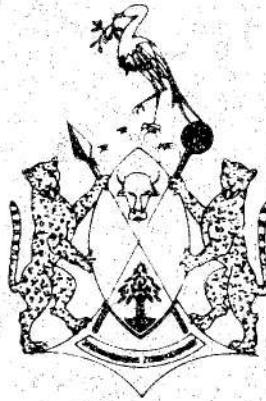


IRIPHABLIKI
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ISEBE LEZOTHUTHO ISAZISO SIKARHULUMENTE SAMA-61 NGOKWENJENJE KUYAZISWA UKUBA UMONGAMELI UWUVUMILE UMTHETHO OLANDELAYO NOBHENGE- ZWAYO APHA KUSAZISWA ULUNTU NGOKUBANZI:- UMTHETHO OSISIHLOMELO NOLUNGELELANISO LOHAMBO NGOMOYA - 1983 UMTHETHO NOMBOLO 27 WOVE-1983			DEPARTMENT OF TRANSPORT GOVERNMENT NOTICE NO. 61 IT IS HEREBY NOTIFIED THAT THE PRESIDENT HAS ASSENTED TO THE FOLLOWING ACT WHICH IS HEREBY PUBLISHED FOR GENERAL INFORMATION:- <u>AVIATION AMENDMENT AND ADAPTATION ACT,</u> 1983 ACT NO. 27 OF 1983		

UMTHETHO OSISIHLOMELO NOLUNGELELANISO WOHAMBO NGOMOYA, 1983

UMTHETHO

Ukuhlomela nokulungelelanisa uMthetho wezoHambo ngoMoya, 1962.

(Okubhalwe ngesiNgesi kusayinwe nguMongameli. Kwavunywa ngomhla we 4 Julayi 1983).

MAKWENZIWE UMTHETHO yeNdibano yeSizwe yeRiphabliki yeCiskei ngolu hlobo lulandelayo:—

Ukuhlonyelwa kwecandelo lo-1 loMthetho wama-74 we-1962, njengoko uhlonyelwe licandelo le-3 loMthetho we-12 we-1965 necandelo lo-1 loMthetho wama-83 we-1969.

1. Icandelo lo-1 loMthetho wezoHambo ngoMoya, 1962 (apha ngezantsi obizwa ngokuba nguMthetho oyintloko) ukwenjenje liyahlonyelwa -

(a) Ngokufakelwa, emva kwenkcazo yegama elithi "inqwelo-moya" kwezi nkcazo-magama zilandelayo;

"Ibhodi" ithetha iBhodi yoThutho eyongameleyo esekwe licandelo le-3 loMthetho woLawulo loThutho eziNdloleni, 1982 (Umthetho 15 we-1982) kwaye yakhiwe njengoko kubonelelwe kwicandelo-5 lalo Mthetho;

"Inqwelo-moya yeCiskei" ithetha inqwelo-moya ebhaliswe kwiRiphabliki.

(b) Ngokucinywa kwenkcazo yegama "ikhomishini";

(c) Ngokufakelwa emva kwenkcazo yegama "Inqwelo-moya yeCiskei" ezi nkcazo-magama zilandelayo:

"Isebe" lithetha iSebe lezoThutho;

"Umlawuli-Jikelele" uthetha uMlawuli-Jikelele weSebe elo;";

(d) Ngokufakelwa emva kwenkcazo yegama "Umgaqo wokubhabha" le nkcazo yegama ilandelayo:

"IGazethi" ithetha iGazethi yasebuRulumenteni yeRiphabliki yeCiskei;";

(e) Ngokuthi endaweni yenkcazo yegama "utywala obunxilisayo" kufakwe le nkcazo-gama ilandelayo:

"utywala obunxilisayo" buthetha utywala njengoko buchaziwe kwimithetho yutywala yeRiphabliki;";

(f) Ngokuthi endaweni yenkcazo yegama "umgaqo" kufakwe le nkcazo-gama ilandelayo:

"umgaqo" uthetha umgaqo owenziwe kwaye osebenzayo phantsi kwalo Mthetho;";

(g) Ngokufakwa endaweni yenkcazo-gama "IRiphabliki" le nkcazo-gama ilandelayo:

"IRiphabliki" ithetha iRiphabliki yeCiskei;";

(h) Nangokucinywa kwenkcazo-gama "Inqwelo-moya yoMzantsi Afrika".

Ukuhlonyelwa kwecandelo le-2 loMthetho wama-74 we-1962.

2. Icandelo le-2 loMthetho oyintloko ukwenjenje liyahlonyelwa -

(a) ngokufakelwa kwicandelwana lo-1 endaweni yamagama athi "UMmi woMzantsi Afrika" igama elithi "umCiskei".

UMTHETHO OSISIHLOMELO NOLUNGELELANISO WOHAMBO NGOMOYA

(b) Ngokufakelwa endaweni yecandelwana (3) kwelicandelwana lilandelayo:

"(3) Amalungiselelo alo Mthetho nawekhonzenshini naweMvumelwano yokuNqumla iLizwe akayi kusebenza kwinqwelo-moya okanye amabala eenqwelo-moya zeSebe loKhuselo lweLizwe okanye okwelo xeshana ezisetyenziswa kuphela yimikhosi exhobileyo yeCiskei, okanye kuye nawuphina umntu oqeshwe kuyo okanye ngokunxulumene nenqwelo-moya elolo hlobo okanye amabala eenqwelo-moya, nokuba ngaba loo mntu uqeshwe kwisithuba somkhosi okanye soluntu:
Phantsi kwento ethi uMongameli unokuthi ngesihlokomiso kwiGazethi asebenzise kwinqwelo-moya enjalo, ibala leenqwelo-moya okanye umntu nawaphina kula malungiselelo axeliweyo enazo okanye engenazo izilungiso."

Ukuhlonyelwa
kwecandelo
le-3 loMthetho
wama-74
we-1962.

3. Icandelo le-3 loMthetho oyintloko ukwenjenje liyahlonyelwa -

(a) Ngokufakelwa kwicandelwana (1) endaweni yamaqama athi "UMongameli weLizwe" kweqama "UMongameli"; nokuthi

(b) kufakwe endaweni yecandelwana (3) eli candelwana lilandelayo:

"(3) Ikopi yaso nasiphina isihlokelo okanye isongezelelo esiphunyeziweyo saza sahlokonyiswa ngokwemiqazo yecandelwana (1) (b) iya kwandlalwa eTafileni yeNdibano yeSizwe nguMphathiswa zingedlulanga iintsuku ezilishumi elinesine emva kokupapashwa kwesihlokomiso eso sichaphazelekayo kwiGazethi ukuba ngaba iNdibano yeSizwe ikwiseshoni yesiqhelo okanye, ukuba iNdibano ayikho kwiseshoni yesiqhelo, zingedlulanga iintsuku ezilishumi elinesine emva kokugala iintsuku ezilishumi elinesine emva kokugala kweseshoni elandelayo eqhelekileyo."

Ukutshintshiswa
kwecandelo le-4
loMthetho
wama-74
we-1962.

4. Eli candelo lilandelayo ukwenjenje lifakwa endaweni yecandelo le-4 loMthetho oyintloko:

"Imisebenzi
neemfanelo
zeSebe
ngokunxulumene
namalungiselelo
alo Mthetho.

4. (1) Eli Sebe liyakuthi, phantsi kolawulo noyalelo loMphathiswa, lijongane nokuphumeza amalungiselelo alo Mthetho nawekhonzenshini naweMvumelwano yokuNqumla iLizwe.

(2) Wenke umntu onyulwe phantsi kwalo Mthetho okanye ojongene nokuphunyezwa kwamalungiselelo awo uya kuqhuba imisebenzi yakhe asebenzise nayiphina ingqiqo yakhe ngokwamandla awanikwe ngokuphandle okanye ngokungekho phandle elawulwa yimiyalelo nemvume yoMlawuli-Jikelele."

Ukutshintshiswa
kwecandelo le-5
loMthetho
wama-74
we-1962.

5. Eli candelo lilandelayo ukwenjenje kufakwa endaweni yecandelo le-5 loMthetho oyintloko:

"IBhodi eza
kuba yikomiti
ecebisayo
ngohambo
ngomoya
loluntu.

5. (1) Ukulungiselela iinjongo zalo Mthetho, iBhodi, esekwe ngolu hlobo luchazwe ngaphantsi, iya kuba yikomiti ecebisayo kuzo zonke izinto ezichaphazela ezohambo ngomoya loluntu kwaye iyakucebisa uMphathiswa -

(a) ngemiqazo ekufuneka isekiwe phantsi kwaloMthetho.

UMTHETHO OSISIHLOMELO NOLUNGELELANISO WOHAMBO NGOMOYA,

- (b) ngezinto eziqhambuka ngenxa yoku-setyenziswa kwiRiphabliki kweKhomvenshini neMvumelwano yokuNqumla iLizwe naye nayiphina imvumelwano esebenzayo okanye eza kusetyenziswa kwiRiphabliki;
- (c) ngokukhuthazwa nokuphuhliswa kophapho kwiRiphabliki le.
- (d) ngenkqubela noophuhliso lwezohambo ngomoya zoluntu kwiRiphabliki nokunyusa umqanqatho wophando, nokuba kungaphakathi nokuba kungaphandle kwiRiphabliki, ngemiba enxulumene nezohambo ngomoya loluntu.

nakwenzinye izinto ezinxulumene okanye ezizalwa kukuphapha okanye ezenzululwazi yezohambo ngomoya njengoko zinokubhekiswa kwiBhodi nguMphathiswa.

- (2) Ukwenza ukuba iBhodi izifezekise iimfanelo zayo, uMongameli uya kunyulela kwiBhodi amalungu okongezelela ukulungiselela kuphela injongo zalo Mthetho -

- (a) Elo nani labantu, abakhethwe ngabantu ngokubanzi okanye imibutho eyunivweyo nquye njengommeli weminqweno evahlukeneyo yokuhamba ngomoya loluntu kwiRiphabliki liya kuqinisekisa ukuba imibutho enjalo okanye amaqumrhu imelwe ngokwanelelo kwiBhodi, nokuba
- (b) nawuphina umntu okanye abantu abakhululelwe ukukhonza kule Bhodi yiRiphabliki yoMzantsi Afrika phantsi kwemvumelwano ekubhekiselelwe kuvo kutshintshiselwano ngamaxwebhu phakathi koRhulumente weRiphabliki yoMzantsi Afrika noRhulumente weCiskei ngokunxulumene nemibandela yezohambo ngomoya loluntu.

- (3) Amalungu awongezelelweyo eBhodi ekusinqiselwe kuwo kwicandelwana (2) aya kunyulelwa loo mathuba (angekho ngaphantsi kweminyaka emibini) anokuthi uMongameli awaqingqe xa esenza naluphina unyulo nangaloo miqathango (kubandakanywa nemiqathango ebonelela ngentlawulo yezibonelelo, nokuba ngaba inlawula iindleko nokuba injani na) inokuthi iqingqwe nguMphathiswa ngokubonisana noMphathiswa wezeMali noPhuhliso lwezoQoqosho.

- (4) (a) Nokukhawuleza kangangoko kunokwenzeka emva kowa-31 kuDisemba kunyaka ngamnye iBhodi iya kulungisa inikezele kuMphathiswa inqxelo malunga neentshukumo zayo phantsi kwalo Mthetho kunyaka owandulelayo.

UMTHETHO OSISIHLOMELO NOLUNGELELANISO WOHAMBO NGOMOYA,

- (b) Zingedlulanga iintsuku ezingamashumi amabini ananye emva kokuba kufunyenwe loo ngxelo, uMphathiswa uya kwandlala ikopi yoko eTafileni yeNdibano yeSizwe ukuba ngaba iNdibano ikwiseshini yesiqhelo: Phantsi kwento ethi ukuba iNdibano ayikho kwiseshini yesiqhelo, uya kuyandlala etafileni ingxelo elolo hlobo zingandlulanga iintsuku ezingamashumi amabini ananye emva kokuqala kwendibano yayo yesiqhelo elandelayo".

Ukuhlonyelwa kwecandelo le-6 loMthetho wama-74 we-1962. 6. Icandelo le-6 loMthetho oyintloko ukwenjenje liyahlonyelwa ngokufakwa kwicandelwana (1) endaweni yamaqama andulela umhlathi (a) amagama athi "UMongameli unokuthi ngeemali ezinikezelwe yeNdibano yeSizwe ngaloo njongo".

Ukuhlonyelwa kwecandelo le-6 bis loMthetho wama-74 we-1962 njengoko ufakelwe licandelo le-4 loMthetho we-12 we-1965 waza wahlonyelwa ngecandelo le-2 loMthetho wama-83 we-1969. 7. Icandelo le-6 bis loMthetho oyintloko ukwenjenje liyahlonyelwa -

(a) ngokufakwa kumhlathi (a) wecandelwana (1) endaweni yentetho "icandelo 5 (3) loMthetho woTywala, 1928 (UMthetho No. 30 we-1928)" la maqama "imithetho yotywala";

(b) Ngokufakwa endaweni yomhlathi (b) wecandelwana (1) kwalo mhlathi ulandelayo:

"(b) anike imvume kuye nawuphina umntu okanye kubantu ababini okanye ngaphezulu bedibene okanye bahluka-hlukene yokuthengisa, phantsi kwemiqathango enokubekwa phantsi nguMphathiswa xa enika imvume enjalo okanye njengoko inokuqingqwa, kulo naliphina ibala leenqwelo-moya nayiphina enye okanye engaphezulu kwesinye sezi ndidi zilandelayo zeempahla, ukutsho utywala obunxilisayo ukuba buselwe kumasango ekubhekiselelwe kuwo kwicandelwana (3) leli candelo, ngokulawulwa ngamalungiselelo emithetho yotywala, ezinye izihlaziyi, iimfuno zabantu abatshayayo, izinto ezifundwayo nezinye iimphahla uMphathiswa anokuzibona zifanelekile, kuwo nawuphina ummandla wokunqumla ilizwe ophawulweyo phantsi kwecandelwana (4) leli candelo kulo naliphina ibala leenqwelo-moya elinjalo, utywala obunxilisayo obuzakuselwa ngaphandle kwiRiphabliki: Phantsi kwento ethi akukho mvume yokuthengisa utywala obunxilisayo iya kunikwa nawuphina umntu, phantsi kwemithetho yotywala, onqavumelekile ukuba abe nelayisensi yokuthengisa utywala obunxilisayo.";

(c) Ngokufakwa kwicandelwana (4) endaweni yentetho "icandelo lamashumi asixhenxe anesihlanu loMthetho wotywala, 1928 namaqama "icandelo elixeliweyo lamashumi asixhenxe anesihlanu" amagama "imithetho yotywala" nathi "imithetho yotywala exeliweyo", ngokulandelelana

(d) nangokucinywa kwecandelwana (5).

Ukuhlonyelwa kwecandelo le-7 loMthetho wama-74 we-1962. 8. Icandelo le-7 loMthetho oyintloko ukwenjenje liyahlonyelwa -

(a) ngokufaka kwicandelwana (1) endaweni yomhlathi owandulelayo (a) la maqama "UMongameli unokuthi ngeemali ezinikezelwe yeNdibano yeSizwe ngaloo njongo".

(b) nangokucinywa kwecandelwana (2).

UMTHETHO OSISIHLOMELO NOLUNGELELANISO WOHAMBO NGOMOYA,

- Ukuhlonyelwa kwecandelo le-8 loMthetho wama-74 we-1972.

9. Icandelo le-8 loMthetho oyintloko ukwenjenje liyahlonyelwa ngokufaka endaweni yamagama "Usibakhulu wezxoThutho" igama "UMlawuli-Jikelele".
- Ukuhlonyelwa kwecandelo le-9 loMthetho wama-74 we-1972.

10. Icandelo le-9 loMthetho oyintloko ukwenjenje liyahlonyelwa -

 - (a) Ngokufaka kumhlathi (a) endaweni yamagama "Injineli kaRhulumente yezeMigodi" le ntetho "UMphathiswa (esebenza ngokucebisana nayo nayiphina injineli eqqibeleleyo ekwinkonzo yoMbuso)";
 - (b) nangokufaka kumhlathi (b) endaweni yamagama "UMphathiswa wezeMigodi" la magama "UMphathiswa wezaNgaphakathi nengqesho Mhlaba".
- Ukutshitshiswa kwecandelo le-10 loMthetho wama-74 we-1972.

11. Icandelo le-10 loMthetho oyintloko ukwenjenje liyatshitshiswa.
- Ukuhlonyelwa kwecandelo le-12 loMthetho wama-74 we-1962.

12. Icandelo le-12 loMthetho oyintloko ukwenjenje liyahlonyelwa -

 - (a) Ngokufakwa kwicandelwana (1) endaweni yamagama "UMmi woMzantsi Afrika" eli gama "UmCiskei";
 - (b) nangokufakwa kwicandelwana (4) endaweni yegama "UMmi woMzantsi Afrika" eli gama "UmCiskei".
- Ukuhlonyelwa kwecandelo le-13 loMthetho wama-74 we-1962.

13. Icandelo le-13 loMthetho oyintloko ukwenjenje liyahlonyelwa ngokufakwa kwicandelwana (1) endaweni yamagama

"Naliphina icandelo lophondo okanye ledolophu leNkundla ePhakamileyo enamagunya omthetho" amagama "iNkundla ePhakamileyo".
- Ukuhlonyelwa kwecandelo le-14 loMthetho wama-74 we-1962.

14. Icandelo le-14 loMthetho oyintloko ukwenjenje liyahlonyelwa ngokufakwa kwicandelwana (3) endaweni yamagama "UMongameli weLizwe", naphina apho akhoyo, eli gama "UMongameli".
- Ukuhlonyelwa kwecandelo le-15 loMthetho wama-74 we-1962.

15. Icandelo le-15 loMthetho oyintloko ukwenjenje liyahlonyelwa ngokutshitshiswa kwicandelwana (1) kwamagama "UMmi woMzantsi Afrika", naphina apho akhoyo.
- Ukuhlonyelwa kwecandelo le-18 loMthetho wama-74 we-1962.

16. Icandelo le-18 loMthetho oyintloko ukwenjenje liyahlonyelwa ngokufakwa endaweni yamagama "uMmi woMzantsi Afrika" eli gama "UMCiskei".
- Ukuhlonyelwa kwecandelo le-19 loMthetho wama-74 we-1962.

17. Icandelo le-19 loMthetho oyintloko ukwenjenje liyahlonyelwa ngokufakwa kwicandelwana (3) endaweni yentetho "UMthetho weNkonzo yezoMoya, 1949 (UMthetho nombolo 51 we-1949) "le ntetho "UMthetho oLawula iinkonzo zoMoya, 1983".

UMTHETHO OSISIHLOMELO NOLUNGELELANISO WOHAMBO NGOMOYA,

Ukuhlonyelwa
kwecandelo
lama-21
loMthetho
wama-74
we-1962.

18. Icandelo lama-21 loMthetho oyintloko ukwenjenje liyahlonyelwa -

- (a) ngokufakwa kwicandelwana (1) endaweni yegama "iPalamente" amagama "iNdibano yeSizwe";
- (b) nangokufakwa kwicandelwana (2) endaweni yegama "eZinzisiweyo" iqama "yeCiskei".

Ukuhlonyelwa
kwecandelo
lama-21
loMthetho
wama-74
we-1962,
njengoko
uhlonyelwe
licandelo 5
loMthetho
we-12 we-1965
icandelo 3
loMthetho
wama-83
we-1969
necandelo
lama-25
loMthetho
wama-62
we-1973.

19. Icandelo lama-22 loMthetho oyintloko ukwenjenje liyahlonyelwa -

- (a) ngokutshitshiswa komhlathana (vi) ter womhlathi (e) wecandelwana (1); kunye
- (b) nangokufakwa kumhlathi (h) wecandelwana (1) endaweni yamagama "UMmi woMzantsi Afrika" amagama "UMCiskei".

Ukusetyenziswa
koMthetho
wama-74
we-1962.

20. Ngokulawulwa ngamalungiselelo awandulelayo alo Mthetho namalungiselelo ecandelo 72 (2) loMthetho enqumgaqo-siseko weRiphabliki yeCiskei, 1981 (UMthetho wama-20 we-1981), uMthetho oyintloko nemigaqo eyenziweyo nesebenza phantsi kwawo ziya kuqhuba ukusebenza eCiskei okanye ngokubhekiselele eCiskei nakwiinqwelo-moya zaseCiskei: Phantsi kwento ethi ngokweenjongo zokusetyenziswa kwemigaqo enjalo nakuphina ukubhekiselela -

- (a) Ku "Sibakhulu wezoThutho", kuya kuthathwa njengokubhekiselela kuMlawuli-Jikelele njengoko echazise kwicandelo lo-1 lalo Mthetho;
- (b) Kwi "Khomishini" okanye "Ikhomishini yezoThutho yeSizwe", kuya kuthathwa njengokubhekiselela kwiSebe lezoThutho;
- (c) nakwiinqwelo-moya zoMzantsi Afrika kuya kuthathwa njengokubhekiselela kwiinqwelo-moya yaseCiskei njengoko ichaziwe kwicandelo lo-1 lalo Mthetho.

Intloko
emfutshane.

21. Lo Mthetho uya kubizwa ngokuba nguMthetho osiSihlomelo nolungelelaniso woHambo ngoMoya, 1983.

AVIATION AMENDMENT AND ADAPTATION ACT, 1983

ACT

To amend and adapt the Aviation Act, 1962.

(English text signed by the President. Assented to on 4 July 1983).

BE IT ENACTED by the National Assembly of the Republic of Ciskei, as follows:-

Amendment of section 1 of Act 74 of 1962, as amended by section 3 of Act 12 of 1965 and section 1 of Act 83 of 1969.

1. Section 1 of the Aviation Act, 1962 (hereinafter referred to as the principal Act) is hereby amended -

(a) by the insertion, after the definition of "aircraft" of the following definitions:

"'Board' means the Central Transport Board established by section 3 of the Road Transportation Control Act, 1982 (Act 15 of 1982) and constituted as provided in section 5 of this Act;

'Ciskeian aircraft' means an aircraft registered in the Republic;";

(b) by the deletion of the definition of "Commission";

(c) by the insertion after the definition of "Ciskeian aircraft" of the following definitions:

"'Department' means the Department of Transport;

'Director-General' means the Director-General of the Department;";

(d) by the insertion after the definition of "flight path" of the following definition:

"'Gazette' means the Government Gazette of the Republic of Ciskei;";

(e) by the substitution for the definition of "intoxicating liquor" of the following definition:

"'intoxicating liquor' means liquor as defined in the liquor laws of the Republic;";

(f) by the substitution for the definition of "regulation" of the following definition:

"'regulation' means a regulation made and in force under this Act;";

(g) by the substitution for the definition of "Republic" of the following definition:

"'Republic' means the Republic of Ciskei;"; and

(h) by the deletion of the definition of "South African aircraft".

Amendment of section 2 of Act 74 of 1962.

2. Section 2 of the principal Act is hereby amended -

(a) by the substitution in subsection 1 for the words "South African" of the word "Ciskeian"; and

(b) by the substitution for subsection 3 of the following subsection:

AVIATION AMENDMENT AND ADAPTATION ACT, 1983

(3) The provisions of this Act and of the Convention and of the Transit Agreement shall not apply to aircraft of aerodromes belonging to the Department of State Security or for the time being in use exclusively by the armed forces of Ciskei, or to any person employed on or in connection with such aircraft or aerodromes, irrespective of whether such person is so employed in a military or civil capacity: Provided that the President may by proclamation in the Gazette apply to any such aircraft, aerodrome or person any of the said provisions with or without modification."

Amendment of
section 3 of
Act 74 of 1962.

3. Section 3 of the principal Act is hereby amended -

- (a) by the substitution in subsection (1) for the words "State President" of the word "President"; and
- (b) by the substitution for subsection (3) of the following subsection:

"(3) A copy of any amendment or addition ratified and proclaimed in terms of subsection (1)(b) shall be laid upon the Table of the National Assembly by the Minister within fourteen days after the publication of the relative proclamation in the Gazette if the National Assembly is in ordinary session or, if the Assembly is not in ordinary session, within fourteen days after the commencement of its next ensuing ordinary session."

Substitution
of section 4
of Act 74 of
1962.

4. The following section is hereby substituted for section 4 of the principal Act:

"Functions
and duties of
Department in
connection with
provisions of
this Act.

4. (1) The Department shall, under the control and direction of the Minister, be responsible for the carrying out of the provisions of this Act and of the Convention and of the Transit Agreement.

(2) Every person appointed under this Act or concerned with the carrying out of the provisions thereof shall perform his functions and exercise any discretion expressly or impliedly vested in him subject to the directions and approval of the Director-General."

Substitution
of section 5
of Act 74 of
1962.

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

"Board to be
advisory
committee on
civil aviation.

5. (1) For the purposes of this Act, the Board, constituted as hereinafter provided, shall be an advisory committee in all matters affecting civil aviation and shall advise the Minister as to -

- (a) the regulations to be made under this Act;
- (b) matters arising out of the application in the Republic of the Convention and the Transit Agreement and any other convention which applies or is to be applied in the Republic;
- (c) the encouragement and development of flying in the Republic;
- (d) the progress and development of civil aviation in the Republic and the promotion of research, whether within or outside the Republic, into matters pertaining to civil aviation,

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and as to such other matters connected with or incidental to flying or aeronautics as may be referred to the Board by the minister.

(2) To enable the Board to fulfil its functions, the President shall appoint to the Board as additional members but solely for the purposes to this Act -

- (a) such number of persons, nominated by public bodies or associations recognized by him as representative of the different civil aviation interests in the Republic as will ensure that such bodies or associations are adequately represented on the Board; and
- (b) any person or persons made available for service on the Board by the Republic of South Africa under the agreement referred to in the exchange of notes between the Government of the Republic of South Africa and the Government of Ciskei in relation to civil aviation matters.

(3) The additional members of the Board referred to in subsection (2) shall be appointed for such periods (of not less than two years) as the President may determine when making any such appointment and on such conditions (including conditions providing for the payment of allowances, whether reimbursive or otherwise) as may be determined by the Minister in consultation with the Minister of Finance and Economic Development.

(4) (a) As soon as practicable after 31 December in each year the Board shall prepare and present to the Minister a report on its activities under this Act during the preceding year.

(b) Not later than twenty-one days after the receipt of such report, the Minister shall lay a copy thereof on the Table of the National Assembly if the Assembly is then in ordinary session: Provided that, if the Assembly is then not in ordinary session, he shall table such report not later than twenty-one days after the commencement of its next ensuing ordinary session."

Amendment of
section 6 of
Act 74 of 1962.

6. Section 6 of the principal Act is hereby amended by the substitution in subsection (1) for the words preceding paragraph (a) of the words "The President may out of moneys appropriated by the National Assembly for the purpose".

Amendment of
section 6 bis
of Act 74 of
1962, as
inserted by
section 4 of
Act 12 of 1965
and amended by
section 2 of
Act 83 of 1969.

7. Section 6 bis of the principal Act is hereby amended -

- (a) by the substitution in paragraph (a) of subsection (1) for the expression "section 5(3) of the Liquor Act, 1928 (Act No. 30 of 1928)" of the words "the liquor laws";
- (b) by the substitution for paragraph (b) of subsection (1) of the following paragraph:

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"(b) grant permission to any person or to two or more persons jointly or separately to sell, subject to such conditions as the Minister may impose when granting such permission or as may be prescribed, at any such aerodrome any one or more of the following classes of goods, namely intoxicating liquor for consumption in or on the premises referred to in subsection (3) of this section, subject to the provisions of the liquor laws, other refreshments, smokers' requisites, reading-matter and such other goods as the Minister may deem fit and, in any transit area designated under subsection (4) of this section at any such aerodrome, intoxicating liquor for consumption outside the Republic: Provided that no such permission to sell intoxicating liquor shall be granted to any person who, under the liquor laws, is disqualified from holding a licence to sell intoxicating liquor.";

(c) by the substitution in subsection (4) for the expression "section seventy-five of the Liquor Act, 1928" and the words "the said section seventy-five" of the words "the liquor laws" and "the said liquor laws", respectively; and

(d) by the deletion of subsection (5).

Amendment of
section 7 of
Act 74 of 1962.

8. Section 7 of the principal Act is hereby amended -

(a) by the substitution in subsection (1) for the words preceding paragraph (a) of the words "The President may out of moneys appropriated by the National Assembly for the purpose"; and

(b) by the deletion of subsection (2).

Amendment of
section 8 of
Act 74 of 1972.

9. Section 8 of the principal Act is hereby amended by the substitution for the words "Secretary for Transport" of the word "Director-General".

Amendment of
section 9 of
Act 74 of 1972.

10. Section 9 of the principal Act is hereby amended -

(a) by the substitution in paragraph (a) for the words "Government Mining Engineer" of the expression "Minister (acting in consultation with any professional engineer in the service of the State)"; and

(b) by the substitution in paragraph (b) for the words "Minister of Mines" of the words "Minister of Internal Affairs and Land Tenure".

Repeal of
section 10 of
Act 74 of 1972.

11. Section 10 of the principal Act is hereby repealed.

Amendment of
section 12 of
Act 74 of 1962.

12. Section 12 of the principal Act is hereby amended -

(a) by the substitution in subsection (1) for the words "South African" of the word "Ciskeian"; and

(b) by the substitution in subsection (4) for the word "South African" of the word "Ciskeian".

Amendment of
section 13 of
Act 74 of 1962.

13. Section 13 of the principal Act is hereby amended by the substitution in subsection (1) for the words "any provincial or local division of the Supreme Court having jurisdiction" or the words "the Supreme Court".

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| Amendment of section 14 of Act 74 of 1962. | 14. Section 14 of the principal Act is hereby amended by the substitution in subsection (3) for the words "State President", wherever they occur, of the word "President". |
| Amendment of section 15 of Act 74 of 1962. | 15. Section 15 of the principal Act is hereby amended by the deletion in subsection (1) of the words "South African", wherever they occur. |
| Amendment of section 18 of Act 74 of 1962. | 16. Section 18 of the principal Act is hereby amended by the substitution for the words "South African" of the word "Ciskeian". |
| Amendment of section 19 of Act 74 of 1962. | 17. Section 19 of the principal Act is hereby amended by the substitution in subsection (3) for the expression "Air Services Act, 1949 (Act No. 51 of 1949)" of the expression "Air Services Control Act, 1983". |
| Amendment of section 21 of Act 74 of 1962. | 18. Section 21 of the principal Act is hereby amended -
<ul style="list-style-type: none">(a) by the substitution in subsection (1) for the word "Parliament" of the words "National Assembly"; and(b) by the substitution in subsection (2) for the word "Consolidated" of the word "Ciskeian". |
| Amendment of section 21 of Act 74 of 1962, as amended by section 5 of Act 12 of 1965, section 3 of Act 83 of 1969 and section 25 of Act 62 of 1973. | 19. Section 22 of the principal Act is hereby amended -
<ul style="list-style-type: none">(a) by the deletion of subparagraph (vi) <u>ter</u> of paragraph (e) of subsection (1); and(b) by the substitution in paragraph (h) of subsection (1) for the words "South African" of the word "Ciskeian". |
| Application of Act 74 of 1962. | 20. Subject to the foregoing provisions of this Act and the provisions of section 72(2) of the Republic of Ciskei Constitution Act, 1981 (Act 20 of 1981), the principal Act and the regulations made and in force thereunder shall continue to apply in or in relation to Ciskei and Ciskeian aircraft: Provided that, for the purposes of the application of such regulations, any reference -
<ul style="list-style-type: none">(a) to the "Secretary for Transport", shall be construed as a reference to the Director-General as defined in section 1 of this Act;(b) to the "Commission" or the "National Transport Commission", shall be construed as a reference to the Department of Transport; and(c) to a "South African aircraft" shall be construed as a reference to a Ciskeian aircraft as defined in section 1 of this Act. |
| Short title. | 21. This Act shall be called the Aviation Amendment and Adaptation Act, 1983. |

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