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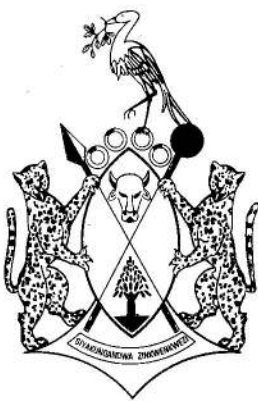
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**IRIPHABLIKI
YECISKEI**

**REPUBLIC OF
CISKEI**

**IGAZETHI
YOBURHULUMENTE**

**GOVERNMENT
GAZETTE**



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DEPARTMENT OF JUSTICE, POLICE AND PRISONS

GOVERNMENT NOTICE NO. 77

**IT IS HEREBY NOTIFIED THAT THE PRESIDENT HAS
ASSENTED TO THE FOLLOWING ACT WHICH IS HEREBY
PUBLISHED FOR GENERAL INFORMATION:-**

NATIONAL SECURITY AMENDMENT ACT, 1985

ACT NO. 24 OF 1985

NATIONAL SECURITY AMENDMENT ACT, 1985

ACT

To amend the National Security Act, 1982.

English text signed by the President. Assented to on 14 August 1985.

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

- Amendment of section 1 of Act 13 of 1982, as amended by section 1 of Act 35 of 1983.*
1. Section 1 of the National Security Act, 1982 (hereinafter in this Act referred to as the principal Act) is hereby amended —
- (a) by the substitution for the definition of "Chief" of the following definition:
" 'chief' means a chief as defined in Section 1 of the Administrative Authorities Act, 1984 (Act 37 of 1984) and includes a paramount chief as similarly defined;";
 - (b) by the substitution for the definition of "headman" of the following definition:
" 'Headman' means a headman as defined in Section 1 of the Administrative Authorities Act, 1984;";
 - (c) by the substitution for the definition of "Minister" of the following definition:
" 'Minister' means the Minister of Justice, Police and Prisons;".
- Amendment of section 9 of Act 13 of 1982, as amended by section 32 of Act 35 of 1983.*
2. Section 9 of the principal Act is hereby amended by the substitution for subparagraph (iv) of paragraph (a) of subsection (1) of the following subparagraph:
"(iv) In any way take part in any activity of the unlawful organization or carry on in the direct or indirect interest of the unlawful organization any activity in which it was or could have been engaged at the said date; or".
- Amendment of section 56 of Act 13 of 1982, as amended by sections 23 and 32 of Act 35 of 1983.*
3. Section 56 of the principal Act is hereby amended by the substitution in paragraph (d) of subsection (1) for the words "or the Minister", wherever they occur, of the words "any Deputy Minister or any member of the National Assembly".
- Amendment of section 60 of Act 13 of 1982.*
4. Section 60 of the principal Act is hereby amended by the substitution in subsection (1)(b)(i) for the words "in prohibited place" of the words "in a prohibited place".
- Amendment of section 73 of Act 13 of 1982.*
5. Section 73 of the principal Act is hereby amended by the substitution in subsection (3) for the words "in connect therewith" of the words "in connection therewith".
- Insertion in Act 13 of 1982 of section 85A.*
6. The following section is hereby inserted in the principal Act after section 85:
- 85A. (1) Any person who attempts to commit any offence against a statute or a statutory regulation shall be guilty of an offence and, if no punishment is expressly provided thereby for such an attempt, be liable on conviction to the punishment to which the person convicted of actually committing that offence would be liable.
- (2) any person who —
- (a) conspires with any other person to aid or procure the commission of or to commit, or
 - (b) incites, instigates, commands or procures any other person to commit, any offence, whether at common law or against a statute or statutory regulation, shall be guilty of an offence and liable on conviction to the punishment to which a person convicted of actually committing that offence would be liable."

Amendment of section 89 of Act 13 of 1982, as amended, by section 32 of Act 35 of 1983.

7. Section 89 of the principal Act is hereby amended —

 - (a) by the substitution for subsection (1) of the following subsection:
"(1) Any person who is not a citizen of the Republic and who is deemed by the Minister to be an undesirable inhabitant of the Republic because he is an enemy of the State within the meaning of Chapter 2 or has been convicted of any offence under section 2, 3, 4, 5, 18(a), (b), (c), (d), (e), (f) or (g), 25(a), (b) or (d), 52(1)(a), 53(1), 56, 58, 59, 60, 61 or 63 may be removed from the Republic by order in writing of the Minister and, pending removal, may be detained in custody in the manner provided for the detention, pending removal from the Republic, of persons who are prohibited immigrants within the meaning of the laws regulating the admission of persons to the Republic, and thereafter such person shall, for the purposes of such laws and while the order of the Minister remains in force, be deemed to be a prohibited person."; and

NATIONAL SECURITY AMENDMENT ACT, 1985

(b) by the addition thereto of the following subsection:

"(3) The Minister may at any time at his discretion and on good cause shown revoke any order made under subsection (1) or any like order made by the Minister under any law repealed by section 94."

*Amendment of Schedule 4
of Act 13 of 1982.*

8. Schedule 4 of the principal Act is hereby amended —

- (a) by the substitution in the third column, in the particulars relating to the extent of repeal of Act 17 of 1956, Riotous Assemblies Act, 1956, for the expression "The whole except section 17" of the expression "The whole"; and
- (b) by the substitution in the first and second columns for the expressions "Act No. 65 of 1956" and "Official Secrets Amendment Act, 1956" of the expressions "Act No. 65 of 1965" and "Official Secrets Amendment Act, 1985", respectively.

Short Title.

9. This Act shall be called the National Security Amendment Act, 1985.

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