



# STAATSKOERANT

VAN DIE REPUBLIEK VAN SUID-AFRIKA

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REPUBLIC OF SOUTH AFRICA

# GOVERNMENT GAZETTE

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KANTOOR VAN DIE STAATSPRESIDENT

STATE PRESIDENT'S OFFICE

No. 813.

30 April 1986

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

No. 43 van 1986: Wysigingswet op Nasionale Parke, 1986.

No. 813.

30 April 1986

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

No. 43 of 1986: National Parks Amendment Act, 1986.

Wet No. 43, 1986

WYSIGINGSWET OP NASIONALE PARKE, 1986

**ALGEMENE VERDUIDELIKENDE NOTA:**

**[ ]** Woorde in vet druk tussen vierkantige hake dui skappings uit bestaande verordenings aan.

Woorde met 'n volstreep daaronder, dui invoegings in bestaande verordenings aan.

**WET**

Tot wysiging van die Wet op Nasionale Parke, 1976, ten einde "Minister" opnuut te omskryf en die omskrywing van "park" en "die parke" uit te brei; die instelling van nasionale parke verder te reël; die werksaamhede en bevoegdhede van die Raad van Kuratore vir Nasionale Parke verder te reël; ander voorsiening te maak vir die betaling van geld uit die Nasionaleparke-grondverkrygingsfonds; die heffing van belasting op grond of 'n gebou in 'n nasionale park geleë, verder te reël; die verbod op prospekterdery en mynbou in 'n nasionale park verder te reël; en sekere regte van sekere eienaars van 'n nasionale park verder te reël; en om voorsiening te maak vir aangeleenthede wat daarmee in verband staan.

(Afrikaanse teks deur die Staatspresident geteken.)  
(Goedgekeur op 22 April 1986.)

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

Wysiging van artikel 1 van Wet 57 van 1976, soos gewysig deur artikel 1 van Wet 23 van 1983.

1. Artikel 1 van die Wet op Nasionale Parke, 1976 (hieronder die Hoofwet genoem), word hierby gewysig—
  - (a) deur die omskrywing van "Minister" deur die volgende omskrywing te vervang: 5  
"Minister" die Minister van Omgewingsake en **[Visserye] Toerisme**; en
  - (b) deur die omskrywing van "park" en "die parke" deur die volgende omskrywing te vervang: 10  
"park" of "die parke" 'n nasionale park of die nasionale parke by of kragtens artikel 2, 2A of 2B ingestel;".

Vervanging van artikel 2 van Wet 57 van 1976, soos gewysig deur artikel 2 van Wet 23 van 1983.

2. Artikel 2 van die Hoofwet word hierby deur die volgende artikel vervang:

- "Bestaande parke.
2. (1) Elke gebied in Bylae 1 omskryf, is 'n nasionale park met die naam in daardie Bylae daaraan toegeskryf. 15
  - (2) Die **[Staatspresident] Minister** kan by **[proklamasie]** kennisgewing in die *Staatskoerant*—
    - (a) enige ander gebied **[, met inbegrip van grond—** 20
      - (i) ten opsigte waarvan die Minister van Gemeenskapsontwikkeling, met instemming van die raad, besluit het om nie enige besondere of al die mineraalregte te verkry nie; of
      - (ii) wat deur die eienaar daarvan by ooreenkoms met die Minister vir die doeleindes van 'n nasionale park beskikbaar gestel is vir die 25

## NATIONAL PARKS AMENDMENT ACT, 1986

Act No. 43, 1986

## GENERAL EXPLANATORY NOTE:

**[** Words in bold type in square brackets indicate omissions from existing enactments.

       Words underlined with solid line indicate insertions in existing enactments.

# ACT

To amend the National Parks Act, 1976, so as to define "Minister" anew and to extend the definition of "park" and "the parks"; to further regulate the establishment of national parks; to further regulate the functions and powers of the National Parks Board of Trustees; to make other provision for the payment of money from the National Parks Land Acquisition Fund; to further regulate the levying of taxes on land or a building situated in a national park; to further regulate the prohibition of prospecting and mining in a national park; and to further regulate certain rights of certain owners of a national park; and to provide for matters connected therewith.

*(Afrikaans text signed by the State President.)*  
*(Assented to 22 April 1986.)*

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

1. Section 1 of the National Parks Act, 1976 (hereinafter referred to as the principal Act), is hereby amended—
  - 5 (a) by the substitution for the definition of "Minister" of the following definition:
 

"Minister" means the Minister of Environment Affairs and **[Fisheries]** Tourism"; and
  - 10 (b) by the substitution for the definition of "park" and "the parks" of the following definition:
 

"park" or "the parks" means a national park or the national parks established by or in terms of section 2, 2A or 2B;"
2. The following section is hereby substituted for section 2 of
 

15 the principal Act:

"Existing parks.

  2. (1) Each area defined in Schedule 1 shall be a national park under the name assigned to it in that Schedule.
  - (2) The **[State President]** Minister may by **[proclamation]** notice in the *Gazette*—
    - 20 (a) declare any other area **[, including land—**
      - (i) in respect of which the Minister of Community Development, with the concurrence of the board, has decided not to acquire any particular or all the mineral rights; or
      - 25 (ii) that has been made available by the owner thereof by agreement with the Minister for the purposes of a national park for such

Amendment of section 1 of Act 57 of 1976, as amended by section 1 of Act 23 of 1983.

Substitution of section 2 of Act 57 of 1976, as amended by section 2 of Act 23 of 1983.

**tydperk en onderworpe aan die voorwaardes wat die Minister, na oorlegpleging met die raad, goedkeur]**

tot 'n nasionale park verklaar onder 'n naam wat in daardie **[proklamasie]** kennisgewing daaraan toegeskryf moet word, en die genoemde Bylae wysig deur die naam en 'n gebiedsomskrywing van 'n aldus ingestelde park by te voeg;

(b) enige grond **[, met inbegrip van grond bedoel in paragraaf (a) (i) of (ii)]** tot deel van 'n park verklaar of, behoudens die bepalings van subartikel (3) **[en die bepalings van 'n ooreenkoms bedoel in paragraaf (a) (ii)]**, grond uit 'n park wegneem en die genoemde Bylae dienooreenkomstig wysig.

(3) Behalwe op gesag van 'n besluit van die **[Senaat en van die Volksraad]** Parlement word grond wat deel van 'n park in Bylae 1 omskryf, uitmaak, nie vervreem of daaruit weggeneem of daarvan afgesonder nie."

Invoeging van artikels 2A en 2B in Wet 57 van 1976.

**3. Die volgende artikels word hierby in die Hoofwet na artikel 2 ingevoeg:**

"Instelling van parke deur Minister.

**2A. (1) Die Minister kan by kennisgewing in die Staatskoerant—**

(a) met die instemming van die Minister van Mineraal- en Energiesake, Staatsgrond ten opsigte waarvan geen reg in verband met prospektering of mynbou kragtens die een of ander wet verleë is nie; en

(b) ondanks die bepalings van die Meergebiede-ontwikkelingswet, 1975 (Wet No. 39 van 1975), Staatsgrond geleë in 'n gebied wat ingevolge artikel 2 van daardie Wet tot 'n meergebied verklaar is,

tot 'n park verklaar onder 'n naam wat in daardie kennisgewing daaraan toegeskryf moet word en Bylae 1 wysig deur die naam en 'n beskrywing van die grond wat aldus tot 'n park verklaar word, by te voeg.

(2) Die Minister kan by kennisgewing in die *Staatskoerant* enige grond bedoel in subartikel (1) tot deel van 'n park verklaar of, behoudens subartikel (3) van artikel 2, grond uit 'n park wegneem en Bylae 1 dienooreenkomstig wysig.

**2B. (1) Die Minister kan by kennisgewing in die Staatskoerant—**

(a) met die instemming van en onderworpe aan die voorwaardes deur die Minister van Mineraal- en Energiesake en die Minister van Kommunikasie en van Openbare Werke bepaal en, na gelang van die geval, na oorlegpleging met enige ander Minister wat uit hoofde van die werksaamhede van sy departement 'n belang het, enige ander Staatsgrond; of

(b) na oorlegpleging met die Minister van Minerale- en Energiesake en onderworpe aan 'n ooreenkoms wat deur die raad en, na gelang van die geval, die Minister en enige ander Minister wat uit hoofde van die werksaamhede van sy departement by so 'n ooreenkoms 'n belang mag hê en die eienaar van enige grond aangegaan is, waarby daardie grond vir die doeleindes van 'n nasionale park beskikbaar gestel is, daardie grond,

onder 'n naam in die kennisgewing daaraan toegewys, tot 'n park verklaar of sodanige grond tot deel

## NATIONAL PARKS AMENDMENT ACT, 1986

Act No. 43, 1986

period and subject to such conditions as the Minister, after consultation with the board, may approve]

to be a national park under a name to be assigned to it in that **[proclamation]** notice, and amend the said Schedule by the addition of the name and a definition of the area of any park so established;

(b) include any land **[, including land contemplated in paragraph (a) (i) or (ii),]** in or, subject to the provisions of subsection (3) **[and the terms of an agreement contemplated in paragraph (a) (ii)],** exclude any land from any park and amend the said Schedule accordingly.

(3) Except under the authority of a resolution of **[the Senate and of the House of Assembly]** Parliament, no land included in a park described in Schedule 1 shall be alienated or excluded or detached from the park.”.

20 3. The following sections are hereby inserted in the principal Act after section 2:

Insertion of sections 2A and 2B in Act 57 of 1976.

“Establishment of parks by Minister.

2A. (1) The Minister may by notice in the *Gazette* declare—

(a) with the concurrence of the Minister of Mineral and Energy Affairs, State land in respect of which no right in connection with prospecting or mining has been granted in terms of any law; and

(b) notwithstanding the provisions of the Lake Areas Development Act, 1975 (Act No. 39 of 1975), State land situated in an area declared to be a lake area under section 2 of that Act,

to be a park under a name to be assigned to it in that notice, and amend Schedule 1 by the addition of the name and a description of the land thus declared to be a park.

(2) The Minister may by notice in the *Gazette* declare any land contemplated in subsection (1) to be part of a park or, subject to subsection (3) of section 2, exclude land from a park and amend Schedule 1 accordingly.

2B. (1) The Minister may by notice in the *Gazette* declare—

(a) with the concurrence of and subject to the conditions determined by the Minister of Mineral and Energy Affairs and the Minister of Communications and of Public Works and, as the case may be, after consultation with any other Minister who has an interest by virtue of the functions of his department, any other State land; or

(b) after consultation with the Minister of Mineral and Energy Affairs and subject to any agreement entered into between the board and, as the case may be, the Minister and any other Minister who may have an interest in such an agreement by virtue of the functions of his department, and the owner of any land, whereby that land is made available for the purposes of a national park, that land,

under a name assigned thereto in the notice, to be a park, or declare such land to be part of a park or

## Wet No. 43, 1986

## WYSIGINGSWET OP NASIONALE PARKE, 1986

van 'n park verklaar of met die instemming van die Minister van Mineraal- en Energiesake en, ten opsigte van grond in paragraaf (a) bedoel, die Minister van Kommunikasie en van Openbare Werke en, na gelang van die geval, enige ander Minister wat uit hoofde van die werksaamhede van sy departement 'n belang het of, na gelang van die geval, ooreenkomstig 'n ooreenkoms bedoel in paragraaf (b) grond uit 'n park wegneem. 5

(2) Die raad moet 'n register hou van grond wat kragtens subartikel (1) tot 'n park verklaar is of tot deel van 'n park verklaar is of uit 'n park weggeneem is, en sodanige register moet die volgende besonderhede bevat, naamlik— 10

- (a) 'n volledige omskrywing van die grond; 15
- (b) die naam van die grond; en
- (c) enige ander besonderhede wat die raad nodig of wenslik ag."

Wysiging van artikel 3 van Wet 57 van 1976, soos vervang deur artikel 1 van Wet 13 van 1982 en gewysig deur artikel 3 van Wet 23 van 1983.

## 4. Artikel 3 van die Hoofwet word hierby gewysig—

- (a) deur subartikel (1) deur die volgende subartikel te vervang: 20

"(1) Die Minister van **[Gemeenskapsontwikkeling]** Kommunikasie en van Openbare Werke kan, met die instemming van die Minister van Mineraal- en Energiesake, deur koop of op 'n ander wyse, met inbegrip van die in ruil gee van Staatsgrond buite 'n park geleë, of, as met die eienaar nie ooreengekom word nie, deur onteiening, grond of 'n mineraalreg oor grond vir die doeleindes van 'n park verkry."; en 25

- (b) deur subartikel (3) deur die volgende subartikel te vervang: 30

"(3) Grond deur die Minister van **[Gemeenskapsontwikkeling]** Kommunikasie en van Openbare Werke kragtens subartikel (1) vir die doeleindes van die een of ander park verkry en wat nie deel van daardie park uitmaak nie, word onverwyld deur die **[Staatspresident]** Minister kragtens artikel 2 **[(2)]** (2) tot deel van daardie park verklaar." 35

Wysiging van artikel 8 van Wet 57 van 1976.

## 5. Artikel 8 van die Hoofwet word hierby gewysig deur subartikels (1) en (2) onderskeidelik deur die volgende subartikels te vervang: 40

"(1) Die naam van elke persoon wat as lid van die raad aangestel is, word binne veertien dae na die aanstelling, as die Parlement dan in sitting is, of, as die Parlement dan nie in sitting is nie, binne veertien dae na die aanvang van sy eersvolgende sitting, in die **[Senaat en in die Volksraad]** Parlement ter Tafel gelê. 45

(2) Indien die **[Senaat en die Volksraad]** Parlement binne dertig dae nadat die naam van iemand ingevolge subartikel (1) ter Tafel gelê is, besluite neem waarby die aanstelling van daardie persoon as lid van die raad afgekeur word, word sy aanstelling ingetrek." 50

Wysiging van artikel 9 van Wet 57 van 1976.

## 6. Artikel 9 van die Hoofwet word hierby gewysig deur subartikels (2) en (3) onderskeidelik deur die volgende subartikels te vervang: 55

"(2) Waar 'n lid kragtens subartikel (1) geskors word, word 'n volledige verslag van die oorsaak van die skorsing binne veertien dae na die skorsing, as die Parlement dan in sitting is, of, as die Parlement dan nie in sitting is nie, binne veertien dae na die aanvang van sy eersvolgende sitting, in die **[Senaat en in die Volksraad]** Parlement ter Tafel gelê. 60

(3) Indien 'n adres waarin versoek word dat die betrokke lid in sy amp behou word, nie binne dertig dae nadat 'n ver-

## NATIONAL PARKS AMENDMENT ACT, 1986

Act No. 43, 1986

with the concurrence of the Minister of Mineral and Energy Affairs and, in respect of land referred to in paragraph (a), the Minister of Communications and of Public Works and, as the case may be, any other Minister who has an interest by virtue of the functions of his department or, as the case may be, according to an agreement referred to in paragraph (b), exclude land from a park.

(2) The board shall keep a register of land declared to be a park or declared to be a part of a park or excluded from a park under subsection (1), and such register shall contain the following particulars, namely—

- (a) a full description of the land;
- (b) the name of the land; and
- (c) any other particulars the board deems necessary or desirable.”.

4. Section 3 of the principal Act is hereby amended—

- (a) by the substitution for subsection (1) of the following subsection:

“(1) The Minister of **[Community Development Communications and of Public Works]** may, with the concurrence of the Minister of Mineral and Energy Affairs, by purchase or otherwise, including the exchange for State land situated outside a park, or, failing agreement with the owner, by expropriation, acquire land or a mineral right to land for the purposes of a park.”; and

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

“(3) Land acquired by the Minister of **[Community Development Communications and of Public Works]** under subsection (1) for the purposes of any park and not included in that park, shall forthwith be included by the **[State President] Minister** under section 2 **[(2)]** in that park.”.

Amendment of section 3 of Act 57 of 1976, as substituted by section 1 of Act 13 of 1982 and amended by section 3 of Act 23 of 1983.

5. Section 8 of the principal Act is hereby amended by the substitution for subsections (1) and (2) of the following sections, respectively:

“(1) The name of every person appointed as a member of the board shall be **[laid on the Tables of the Senate and the House of Assembly]** tabled in Parliament within fourteen days after the appointment if Parliament is then in session or, if Parliament is not then in session, within fourteen days after the commencement of its next ensuing session.

(2) If, within thirty days after the name of any person has been **[laid on the Tables]** tabled under the provisions of subsection (1), **[the Senate and the House of Assembly pass]** Parliament passes resolutions disapproving of the appointment of that person as a member of the board, his appointment shall be cancelled.”.

Amendment of section 8 of Act 57 of 1976.

6. Section 9 of the principal Act is hereby amended by the substitution for subsections (2) and (3) of the following subsections, respectively:

“(2) Where a member is suspended in terms of subsection (1), a full statement of the cause of the suspension shall be **[laid on the Tables of the Senate and the House of Assembly]** tabled in Parliament within fourteen days after the suspension if Parliament is then in session or, if Parliament is not then in session, within fourteen days after the commencement of its next ensuing session.

(3) If, within thirty days after a statement has been **[laid on the Tables]** tabled in terms of subsection (2), an address

Amendment of section 9 of Act 57 of 1976.

## Wet No. 43, 1986

## WYSIGINGSWET OP NASIONALE PARKE, 1986

klaring ingevolge subartikel (2) ter Tafel gelê is, deur die **[Senaat en die Volksraad]** Parlement aan die Staatspresident gerig word nie, kan die Staatspresident die lid van sy amp onthef.”.

Wysiging van  
artikel 12 van  
Wet 57 van 1976.

7. Artikel 12 van die Hoofwet word hierby gewysig— 5
- (a) deur subartikel (2) deur die volgende subartikel te vervang:
- “(2) Die raad kan in ’n park—
- (a) behoudens enige voorwaardes wat deur die Minister van Mineraal- en Energiesake en die Minister van Kommunikasie en van Openbare Werke met betrekking tot grond wat kragtens artikel 2A (1) en artikel 2B (1) tot ’n park of tot deel van ’n park verklaar is, bepaal mag word; en 10
- (b) behoudens ’n ooreenkoms aangegaan met betrekking tot grond wat kragtens artikel 2B (1) (b) tot ’n park verklaar is— 15
- [(a)] (i) die paaie, brûe, geboue, damme, heinings, seewerings, strandmure, boothuise, aanlegsteiers, vasmeerplekke, swemdamme, osea- 20  
nariums en onderwatertonnels aanlê en oprig, en sulke ander werke uitvoer as wat hy vir die beheer, bestuur of instandhouding van die park nodig ag;
- [(b)] (ii) die stappe doen wat die veiligheid van die 25  
diere- en plantelewe in die park, en die bewaring van die park en die diere en plantegroei daarin in ’n natuurlike staat, sal verseker;
- [(c)] (iii) gebiede uithou as aanteelplekke vir diere of kwekerye vir bome, struie, plante en 30  
blomme;
- [(d)] (iv) herberg vir besoekers aan die park en geriewe in verband daarmee verskaf;
- [(e)] (v) maaltye en verversings vir besoekers aan die park verskaf; 35
- [(f)] (vi) besigheid of handel dryf vir die gerief van besoekers aan die park;
- [(g)] (vii) enige ander diens vir die gerief van besoekers aan die park lewer;
- [(h)] (viii) ’n gebou, struktuur, depot of perseel wat nodig is in verband met ’n in **[paragraaf (d), (e), (f) of (g)]** subparagraaf (iv), (v), (vi) of (vii) bedoelde aangeleentheid, instel, oprig, uitrus en in stand hou, of ’n perseel wat vir so ’n doel nodig is, verhuur; 40
- [(i)] (ix) die gelde hef wat hy bepaal in verband met ’n in **[paragraaf (d), (e), (f) of (g)]** subparagraaf (iv), (v), (vi) of (vii) bedoelde aangeleentheid, of wat betaal moet word ten opsigte van verlof kragtens artikel 23 om ’n park te betree of 45  
daarin te woon;
- [(j)] (x) enigiemand magtig om, onderworpe aan die voorwaardes en betaling van die gelde wat die raad goedvind, enige bedrywigheid, behalwe die verkoop van drank, voort te sit wat ingevolge **[paragraaf (e), (f) of (g)]** subparagraaf (v), (vi) of (vii) deur die raad voortgesit kan word; 50
- [(k)] (xi) in opdrag van ’n Staatsdepartement die werksaamhede verrig wat gewoonlik deur daardie departement verrig word.”; en 60
- (b) deur paragraaf (b) van subartikel (4) deur die volgende paragraaf te vervang:
- “(b) Waar ’n gebied of grond ten opsigte waarvan ’n ondersoek ingevolge paragraaf (a) uitgevoer is, 65  
daarna by **[proklamasie]** kennisgewing kragtens ar-

## NATIONAL PARKS AMENDMENT ACT, 1986

Act No. 43, 1986

is not presented to the State President by **[the Senate and the House of Assembly]** Parliament requesting the retention of the member concerned in his office, the State President may remove the member from his office.”.

5 7. Section 12 of the principal Act is hereby amended—

Amendment of  
section 12 of  
Act 57 of 1976.

(a) by the substitution for subsection (2) of the following subsection:

“(2) The board may within a park—

10 (a) subject to any conditions which may be determined by the Minister of Mineral and Energy Affairs and the Minister of Communications and of Public Works in respect of land declared to be a park or to be part of a park under section 2A (1) and section 2B (1); and

15 (b) subject to the provisions of any agreement entered into in respect of land declared to be a park under section 2B (1) (b)—

20 **[(a)]** (i) construct and erect such roads, bridges, buildings, dams, fences, breakwaters, seawalls, boathouses, landing stages, mooring places, swimming-pools, oceanariums and underwater tunnels and carry out such other works as it may consider necessary for the control, management or maintenance of the park;

25 **[(b)]** (ii) take such steps as will ensure the security of the animal and plant life in the park, and the preservation of the park and the animals and vegetation therein in a natural state;

30 **[(c)]** (iii) reserve areas as breeding places for animals or as nurseries for trees, shrubs, plants and flowers;

**[(d)]** (iv) provide accommodation for visitors to the park and facilities in connection therewith;

35 **[(e)]** (v) provide meals and refreshments for visitors to the park;

**[(f)]** (vi) carry on any business or trade for the convenience of visitors to the park;

**[(g)]** (vii) supply any other service for the convenience of visitors to the park;

40 **[(h)]** (viii) establish, erect, equip and maintain any building, structure, depot or premises required in connection with any matter referred to in **[paragraph (d), (e), (f) or (g)]** subparagraph (iv), (v), (vi) or (vii), or let any site required for such a purpose;

45 **[(i)]** (ix) make such charges as it may determine in connection with any matter referred to in **[paragraph (d), (e), (f) or (g)]** subparagraph (iv), (v), (vi) or (vii), or which are to be paid in respect of permission under section 23 to enter or reside in a park;

50 **[(j)]** (x) authorize any person to carry on, subject to such conditions and the payment of such charges as it may think fit, any activity, other than the sale of liquor, which may in terms of **[paragraph (e), (f) or (g)]** subparagraph (v), (vi) or (vii) be carried on by the board;

55 **[(k)]** (xi) on the instruction of a department of State, perform such functions as are usually performed by that department.”; and

60 (b) by the substitution for paragraph (b) of subsection (4) of the following paragraph:

65 “(b) Where any area or land in respect of which an investigation has been carried out in terms of paragraph (a) is thereafter by **[proclamation]** notice

## Wet No. 43, 1986

## WYSIGINGSWET OP NASIONALE PARKE, 1986

tikel 2 (2), 2A of 2B tot 'n [nasionale] park of tot 'n deel van 'n park verklaar word, word enigiets wat voor die [uitvaardiging] datum van die [proklamasie] kennisgewing met die goedkeuring van die Minister deur die raad gedoen is in verband met die beheer, bestuur of instandhouding van sodanige gebied of grond asof dit 'n [nasionale] park of deel van 'n park was, geag na die [uitvaardiging] datum van die [proklamasie] kennisgewing gedoen te gewees het." 10

Wysiging van artikel 12A van Wet 57 van 1976, soos ingevoeg deur artikel 1 van Wet 60 van 1979 en gewysig deur artikel 4 van Wet 23 van 1983.

8. Artikel 12A van die Hoofwet word hierby gewysig—  
 (a) deur paragraaf (a) van subartikel (4) deur die volgende paragraaf te vervang:  
 “(a) grond of 'n mineraalreg oor grond vir die doeleindes van 'n park [aan te koop] op 'n wyse bedoel in artikel 3 te verkry;” en  
 (b) deur subartikel (5) deur die volgende subartikel te vervang:  
 “(5) Wanneer geld vir die doeleindes in subartikel (4) (a) vermeld, aangewend gaan word, word dit deur die raad oorbetaal aan die [Sekretaris van Landboukrediet en Grondbesit, wat daardie geld in die Staatsinkomstefonds stort] Direkteur-generaal: Openbare Werke en Grondsake, wat daardie geld, ondanks die bepalings van enige ander Wet, aanwend ter bestryding van uitgawes aangegaan in verband met die verkryging van grond of 'n mineraalreg ooreenkomstig artikel 3.” 15 20 25

Wysiging van artikel 17 van Wet 57 van 1976.

9. Artikel 17 van die Hoofwet word hierby gewysig deur subartikel (2) deur die volgende subartikel te vervang:  
 “(2) Die in subartikel (1) bedoelde verslag en staat word in die [Senaat en in die Volksraad] Parlement ter Tafel gelê.” 30

Wysiging van artikel 18 van Wet 57 van 1976.

10. Artikel 18 van die Hoofwet word hierby gewysig deur subartikel (1) deur die volgende subartikel te vervang:  
 “(1) Geen belasting van enige aard word op grond of 'n gebou wat in 'n park geleë is, en by die Staat berus, of wat kragtens artikel 2B (1) (b) vir 'n park beskikbaar gestel is en nie deur die eienaar daarvan benut word nie, en deur die raad of 'n beampte of werknemer geokkupeer word, gehef nie.” 35 40

Vervanging van artikel 20 van Wet 57 van 1976, soos vervang deur artikel 5 van Wet 23 van 1983.

11. Artikel 20 van die Hoofwet word hierby deur die volgende artikel vervang:  
 “Verbod op 20. Geen prospektering of mynbou van enige aard word op grond wat deel uitmaak van 'n park in Bylae 1 omskryf, onderneem nie.” 45

Wysiging van artikel 21 van Wet 57 van 1976.

12. Artikel 21 van die Hoofwet word hierby gewysig deur in subartikel (1) die woorde wat paragraaf (a) voorafgaan deur die volgende woorde te vervang:  
 “Behoudens die bepalings van subartikels (2) en (3) [en], artikels 22 en 23, en 'n ooreenkoms kragtens artikel 2B (1) (b), kan niemand behalwe 'n beampte of werknemer wat op gesag van die raad handel—” 50

Wysiging van artikel 22 van Wet 57 van 1976.

13. Artikel 22 van die Hoofwet word hierby gewysig deur subartikel (1) te skrap, terwyl subartikels (2) en (3) onderskeidelik subartikels (1) en (2) word. 55

Kort titel.

14. Hierdie Wet heet die Wysigingswet op Nasionale Parke, 1986.

## NATIONAL PARKS AMENDMENT ACT, 1986

Act No. 43, 1986

under section 2 (2), 2A or 2B declared to be a **[national]** park or **[included in any park]** to be a part of a park, anything done before the **[issue]** date of the **[proclamation]** notice by the board with the approval of the Minister in connection with the control, management or maintenance of such area or land as if it were a **[national]** park or part of a park, shall be deemed to have been done after the **[issue thereof]** date of the notice.”

## 10 8. Section 12A of the principal Act is hereby amended—

(a) by the substitution for paragraph (a) of subsection (4) of the following paragraph:

“(a) **[purchase]** acquire land or a mineral right to land for the purposes of a park in a manner referred to in section 3;” and

(b) by the substitution for subsection (5) of the following subsection:

“(5) When money is to be applied for the purposes referred to in subsection (4) (a), it shall be paid over to the **[Secretary for Agricultural Credit and Land Tenure, who shall pay that money into the State Revenue Fund]** Director-General: Public Works and Land Affairs, who shall apply that money, notwithstanding the provisions of any other Act, for the defrayal of expenses incurred in connection with the acquisition of land or a mineral right in accordance with section 3.”

Amendment of section 12A of Act 57 of 1976, as inserted by section 1 of Act 60 of 1979 and amended by section 4 of Act 23 of 1983.

## 9. Section 17 of the principal Act is hereby amended by the substitution for subsection (2) of the following subsection:

“(2) The report and statement referred to in subsection (1) shall be **[laid on the Tables of the Senate and the House of Assembly]** tabled in Parliament.”

Amendment of section 17 of Act 57 of 1976.

## 10. Section 18 of the principal Act is hereby amended by the substitution for subsection (1) of the following subsection:

“(1) No rates or taxes of any kind shall be levied on any land or building situate within a park which is vested in the State, or which is made available for a park under section 2B (1) (b) and which is not utilized by the owner thereof, and occupied by the board or by an officer or employee.”

Amendment of section 18 of Act 57 of 1976.

## 11. The following section is hereby substituted for section 20 of the principal Act:

“Prohibition of prospecting and mining in certain parks.

**20. No prospecting or mining of any nature shall be undertaken on land included in a park described in Schedule 1.”**

Substitution of section 20 of Act 57 of 1976, as substituted by section 5 of Act 23 of 1983.

## 12. Section 21 of the principal Act is hereby amended by the substitution in subsection (1) for the words preceding paragraph (a) of the following words:

“Subject to the provisions of subsections (2) and (3), **[and]**, sections 22 and 23, and any agreement in terms of section 2B (1) (b), no person other than an officer or employee acting under the authority of the board, shall—”

Amendment of section 21 of Act 57 of 1976.

## 13. Section 22 of the principal Act is hereby amended by the deletion of subsection (1), subsections (2) and (3) becoming subsections (1) and (2), respectively.

Amendment of section 22 of Act 57 of 1976.

## 14. This Act shall be called the National Parks Amendment Act, 1986.

Short title.

