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STATE PRESIDENT'S OFFICE

KANTOOR VAN DIE STAATSPRESIDENT

No. 668.

3 April 1991

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3 April 1991

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

No. 16 of 1991: Water Amendment Act, 1991.

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

No. 16 van 1991: Waterwysigingswet, 1991.

Act No. 16, 1991

WATER AMENDMENT ACT, 1991

GENERAL EXPLANATORY NOTE:

- []** Words in bold type in square brackets indicate omissions from existing enactments.
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- Words underlined with solid line indicate insertions in existing enactments.
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ACT

To amend the Water Act, 1956, so as to make further provision in connection with the subdivision of certain pieces of land; to further define the terms and conditions which may be imposed when certain powers in respect of a Government water work are delegated to an irrigation board; to extend the power of the Minister of Water Affairs to appoint members of an irrigation board; to make further provision in connection with the schedule of rateable areas of an irrigation board; to rectify certain references; to make further provision in connection with sinking funds; and to increase certain penalties; and to provide for matters incidental thereto.

*(Afrikaans text signed by the State President.)
(Assented to 18 March 1991.)*

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

Amendment of section 63 of Act 54 of 1956, as amended by section 12 of Act 56 of 1961, section 1 of Act 63 of 1963, section 6 of Act 77 of 1969, section 6 of Act 36 of 1971, section 12 of Act 42 of 1975, section 10 of Act 108 of 1977, section 12 of Act 73 of 1978, section 7 of Act 51 of 1979, section 8 of Act 92 of 1980, section 21 of Act 96 of 1984, section 25 of Act 68 of 1987 and section 9 of Act 68 of 1990

1. Section 63 of the Water Act, 1956 (hereinafter referred to as the principal Act), is hereby amended—

(a) by the substitution for paragraph (a) of subsection (6A) of the following paragraph:

“(a) If—

(i) a piece of land in respect of which water may be supplied from a Government water work in pursuance of a determination made by the Minister under this section was at any time subdivided before the Minister made the determination in respect of that piece of land and the ownership in any portion was or is transferred to any person; or

(ii) a piece of land scheduled under section 64 is subdivided and the ownership in any portion is transferred to any person, the Minister may in writing direct the owners of the respective portions—

(aa) to determine, in the case of a piece of land referred to in subparagraph

(i), by mutual agreement, to be entered into within a period determined by the Minister, that part of the area which is in respect of each such portion to be scheduled; or

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ALGEMENE VERDUIDELIKENDE NOTA:

- []** Woorde in vet druk tussen vierkantige hake dui skrappings uit bestaande verordenings aan.
- _____** Woorde met 'n volstreep daaronder, dui invoegings in bestaande verordenings aan.
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WET

Tot wysiging van die Waterwet, 1956, ten einde verdere voorsiening in verband met die onderverdeling van sekere stukke grond te maak; die bedinge en voorwaardes wat opgelê kan word wanneer sekere bevoegdhede ten opsigte van 'n Staatswaterwerk aan 'n besproeiingsraad opgedra word nader te omskryf; die bevoegdheid van die Minister van Waterwese om lede van 'n besproeiingsraad aan te stel, uit te brei; verdere voorsiening in verband met die lys van belasbare oppervlaktes van 'n besproeiingsraad te maak; sekere verwysings reg te stel; verdere voorsiening in verband met amortisasiefondse te maak; en sekere strawwe te verhoog; en om vir bykomstige aangeleenthede voorsiening te maak.

*(Afrikaanse teks deur die Staatspresident geteken.)
(Goedgekeur op 18 Maart 1991.)*

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

Wysiging van artikel 63 van Wet 54 van 1956, soos gewysig deur artikel 12 van Wet 56 van 1961, artikel 1 van Wet 63 van 1963, artikel 6 van Wet 77 van 1969, artikel 6 5 van Wet 36 van 1971, artikel 12 van Wet 42 van 1975, artikel 10 van Wet 108 van 1977, artikel 12 van Wet 73 van 1978, artikel 7 van Wet 51 van 1979, artikel 8 van Wet 92 van 1980, artikel 21 van Wet 96 van 1984, artikel 25 van Wet 68 van 1987 en artikel 9 van Wet 68 van 1990

1. Artikel 63 van die Waterwet, 1956 (hieronder die Hoofwet genoem), word 10 hierby gewysig—

(a) deur paragraaf (a) van subartikel (6A) deur die volgende paragraaf te vervang:

"(a) Indien—

15 (i) 'n stuk grond ten opsigte waarvan water uit 'n Staatswaterwerk voorsien kan word uit hoofde van 'n bepaling deur die Minister kragtens hierdie artikel gemaak te eniger tyd onderverdeel is voordat die Minister die bepaling ten opsigte van daardie stuk grond gemaak het en die eiendomsreg in enige gedeelte aan 'n persoon oorgedra is of word; of

20 (ii) 'n stuk grond wat kragtens artikel 64 ingelys is, onderverdeel word en die eiendomsreg in enige gedeelte aan 'n persoon oorgedra word,

kan die Minister die eienaars van die onderskeie gedeeltes skriftelik gelas—

25 (aa) om, in die geval van 'n stuk grond in subparagraaf (i) bedoel, by wyse van onderlinge ooreenkoms, wat binne 'n tydperk deur die Minister bepaal, aangegaan moet word, daardie deel van die oppervlakte te bepaal wat ten opsigte van elke sodanige gedeelte ingelys moet word; of

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(bb) to divide, in the case of a piece of land referred to in subparagraph (ii), by mutual agreement, to be entered into within a period determined by [him] the Minister, the area for which that piece of land has been scheduled among those portions.”; and

(b) by the substitution for paragraph (c) of the said subsection (6A) of the following paragraph: 5

“(c) In—

(i) determining that part of the area which is in respect of each such portion to be scheduled, the arbitrator, court or water court concerned, as the case may be, shall take into consideration— 10

(aa) the intention of the owner who has subdivided the piece of land referred to in paragraph (a) (i) and the intention of any person to whom he has transferred the ownership in any such portion, relating to that part of the amount of public water which may in respect of any such portion be abstracted, impounded, stored or used by virtue of any provisional right, permission or allocation under section 62;

(bb) the relative areas of such portions which were under irrigation immediately before the subdivision of the said piece of land, or which may be irrigated efficiently and economically; 15

(cc) such other circumstances as he or it may consider necessary in order to arrive at a just decision in the matter; or

(ii) dividing the area for which the said piece of land has been scheduled, the arbitrator, court or water court concerned, as the case may be, shall take into consideration— 20

[(i)] (aa) the intention of the owner who has subdivided the said piece of land and the intention of any person to whom he has transferred the ownership in any portion thereof, relating to the division of the area for which the said piece of land has been scheduled; 25

[(ii)] (bb) the relative areas of the portions in question which were under irrigation immediately before the subdivision of the said piece of land, or which may be irrigated efficiently and economically; 30

[(iii)] (cc) such other circumstances as he or it may consider necessary in order to arrive at a just decision in the matter.”. 35

Amendment of section 69 of Act 54 of 1956, as amended by section 24 of Act 96 of 1984 and section 2 of Act 37 of 1988

2. Section 69 of the principal Act is hereby amended by the insertion after 40 subsection (1) of the following subsection:

“(1A) For the purposes of any delegation of all or any of the powers of control, operation, administration or maintenance of a Government water work to an irrigation board under paragraph (a) of subsection (1), the terms and conditions referred to in that paragraph may include terms and conditions relating to the rendering of financial assistance by the Minister to that irrigation board.”. 45

Amendment of section 80 of Act 54 of 1956, as substituted by section 7 of Act 77 of 1969 and amended by section 30 of Act 96 of 1984 and section 18 of Act 97 of 1986

3. Section 80 of the principal Act is hereby amended by the addition of the following paragraph to subsection (5), the existing subsection becoming paragraph (a): 50

“(b) The provisions of paragraph (a) shall not apply in the case where the irrigation board concerned—”.

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- (bb) om, in die geval van 'n stuk grond in subparaaf (ii) bedoel, by wyse van onderlinge ooreenkoms, wat binne 'n tydperk deur **[hom]** die Minister bepaal, aangegaan moet word, die oppervlakte waarvoor daardie stuk grond ingelys is tussen daardie gedeeltes te verdeel.”; en
- 5 (b) deur paraaf (c) van genoemde subartikel (6A) deur die volgende paraaf te vervang:
- “(c) By—
- 10 (i) die bepaling van dié deel van die oppervlakte wat ten opsigte van elke sodanige gedeelte ingelys moet word, moet die betrokke arbiter, hof of waterhof, na gelang van die geval, in aanmerking neem—
- 15 (aa) die bedoeling van die eienaar wat die stuk grond bedoel in paraaf (a) (i) onderverdeel het en die bedoeling van iemand aan wie hy die eiendomsreg in enige sodanige gedeelte oorgedra het betreffende daardie deel van die hoeveelheid openbare water wat uit hoofde van 'n voorlopige reg, vergunning of toestemming kragtens artikel 62 ten opsigte van enige sodanige gedeelte uitgeneem, opgedam, opgegaard of gebruik kan word;
- 20 (bb) die betreklike oppervlaktes van sodanige gedeeltes wat onmiddellik voor die onderverdeling van bedoelde stuk grond onder besproeiing was, of wat op 'n doeltreffende en ekonomiese wyse besproei kan word;
- 25 (cc) die ander omstandighede wat hy nodig ag ten einde tot 'n regverdig beslissing in die aangeleentheid te kan geraak; of
- (ii) die verdeling van die oppervlakte waarvoor bedoelde stuk grond ingelys is, moet die betrokke arbiter, hof of waterhof, na gelang van die geval, in aanmerking neem—
- 30 **[i]** (aa) die bedoeling van die eienaar wat bedoelde stuk grond onderverdeel het en die bedoeling van iemand aan wie hy die eiendomsreg in 'n gedeelte daarvan oorgedra het betreffende die verdeling van die oppervlakte waarvoor bedoelde stuk grond ingelys is;
- 35 **[i]** (bb) die betreklike oppervlaktes van die betrokke gedeeltes wat onmiddellik voor die onderverdeling van bedoelde stuk grond onder besproeiing was, of wat op 'n doeltreffende en ekonomiese wyse besproei kan word;
- 40 **[i]** (cc) die ander omstandighede wat hy nodig ag ten einde tot 'n regverdig beslissing in die aangeleentheid te kan geraak.”.

Wysiging van artikel 69 van Wet 54 van 1956, soos gewysig deur artikel 24 van Wet 96 van 1984 en artikel 2 van Wet 37 van 1988

2. Artikel 69 van die Hoofwet word hierby gewysig deur na subartikel (1) die volgende subartikel in te voeg:

- 45 “(1A) Vir die doeleindes van 'n oordrag aan 'n besproeiingsraad van enigeen van of al die bevoegdhede in verband met die beheer, werking, bestuur of instandhouding van 'n Staatswaterwerk kragtens paraaf (a) van subartikel (1), kan die bedinge en voorwaardes in daardie paraaf bedoel bedinge en voorwaardes met betrekking tot die verlening van finansiële bystand deur die Minister aan daardie besproeiingsraad insluit.”.

Wysiging van artikel 80 van Wet 54 van 1956, soos vervang deur artikel 7 van Wet 77 van 1969 en gewysig deur artikel 30 van Wet 96 van 1984 en artikel 18 van Wet 97 van 1986

3. Artikel 80 van die Hoofwet word hierby gewysig deur die volgende paraaf by subartikel (5) te voeg, terwyl die bestaande subartikel paraaf (a) word:

- 55 “(b) Die bepaling van paraaf (a) is nie van toepassing nie in die geval waar die betrokke besproeiingsraad—

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- (i) controls, operates, administers or maintains a Government water work by virtue of a delegation under section 69 (1) (a); or
(ii) owes money in respect of—
(aa) any loan granted under section 157 or 157bis; or
(bb) any loan granted by the Land and Agricultural Bank of South Africa the redemption of which is guaranteed by the Government,

in which case the Minister may appoint persons who in his opinion possess the necessary qualifications or experience to make a substantial contribution towards the management of the affairs of the board.”.

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Amendment of section 88 of Act 54 of 1956, as amended by section 14 of Act 56 of 1961, section 5 of Act 71 of 1965, section 8 of Act 36 of 1971, section 14 of Act 108 of 1977, section 14 of Act 73 of 1978, section 9 of Act 51 of 1979 and section 10 of Act 68 of 1990

4. Section 88 of the principal Act is hereby amended by the substitution for the second proviso to subsection (3) of the following proviso:

“Provided further that if an irrigation board owes any money to the Government or the Land and Agricultural Bank of South Africa in connection with any loan or advance which it has received from the Government or the said Bank, no alteration shall be made to any of the particulars included in the said schedule 20 in terms of subparagraph (ii) of the said paragraph without the consent of the Minister.”.

Amendment of section 95 of Act 54 of 1956, as amended by section 36 of Act 96 of 1984

5. Section 95 of the principal Act is hereby amended—

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

“(3) The Minister shall, in respect of any period during which he assumes the functions of the board under [subparagraph (iii) of paragraph (a) or under paragraph (b) of] subsection (2) (aA), be vested with all the powers, rights, assets, liabilities and obligations of the board and may delegate the control thereof to any officer of the department, and shall for the purposes 30 of the levy and recovery of rates and the collection of dues under [subparagraph (ii) of paragraph (a) of] that subsection, have the same powers and rights as are in terms of this Act vested in the board concerned in connection with the levy and recovery of such rates or the collection of such dues by that board.”; and

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

“(4) The Minister may, by action in a competent court or in such other manner as he may deem fit, recover the costs of any action taken by him under [subparagraph (i), (ii) or (iii) of paragraph (a) of] subsection (2) (aA) from the board concerned.”.

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Amendment of section 121 of Act 54 of 1956, as amended by section 11 of Act 36 of 1971, section 4 of Act 27 of 1976, section 19 of Act 108 of 1977, section 3 of Act 21 of 1980, section 48 of Act 96 of 1984 and section 5 of Act 37 of 1988

6. Section 121 of the principal Act is hereby amended—

(a) by the substitution for paragraph (c) of subsection (2) of the following 45 paragraph:

“(c) If a water board establishes a sinking fund, it shall in every year pay into the sinking fund such amount as will, together with accrued interest, be sufficient to redeem every loan or advance to be redeemed out of the sinking fund within the period of the loan or advance, or within such further period as the Minister may determine.”; and

(b) by the substitution for paragraph (d) of the said subsection (2) of the following paragraph:

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- (i) 'n Staatswaterwerk uit hoofde van 'n oordrag kragtens artikel 69 (1)
 (a) beheer, bedryf, bestuur of in stand hou; of
 (ii) geld verskuldig is ten opsigte van—
 (aa) 'n lening wat kragtens artikel 157 of 157bis toegestaan is; of
 (bb) 'n lening wat deur die Land- en Landboubank van Suid-Afrika toegestaan is en waarvan die delging deur die Regering gewaarborg word,
 in watter geval die Minister persone kan aanstel wat na sy oordeel oor die nodige kwalifikasies of ervaring beskik om 'n wesenlike bydrae tot die bestuur van die sake van die raad te lewer.”.

Wysiging van artikel 88 van Wet 54 van 1956, soos gewysig deur artikel 14 van Wet 56 van 1961, artikel 5 van Wet 71 van 1965, artikel 8 van Wet 36 van 1971, artikel 14 van Wet 108 van 1977, artikel 14 van Wet 73 van 1978, artikel 9 van Wet 51 van 1979 en artikel 10 van Wet 68 van 1990

- 15 4. Artikel 88 van die Hoofwet word hierby gewysig deur die tweede voorbehoudsbepaling by subartikel (3) deur die volgende voorbehoudsbepaling te vervang:
 “Met dien verstande voorts dat, indien 'n besproeiingsraad aan die Regering of die Land- en Landboubank van Suid-Afrika geld skuld in verband met enige lening of voorskot wat die raad van die Regering of genoemde Bank verkry het, geen verandering aan die besonderhede volgens subparagraaf (ii) van daardie paragraaf in bedoelde lys opgeneem, aangebring mag word nie behalwe met die toestemming van die Minister.”.

Wysiging van artikel 95 van Wet 54 van 1956, soos gewysig deur artikel 36 van Wet 96 van 1984

- 25 5. Artikel 95 van die Hoofwet word hierby gewysig—
 (a) deur subartikel (3) deur die volgende subartikel te vervang:
 “(3) Die Minister is ten opsigte van enige tydperk waarin hy ingevolge [subparagraaf (iii) van paragraaf (a) of ingevolge paragraaf (b) van] subartikel (2) (*aA*) die werksaamhede van die raad oorneem, met al die bevoegdhede, regte, bates, laste en verpligtings van die raad beklee en belas en kan die beheer daarvan aan 'n amptenaar van die departement opdra, en het vir die doeleindes van die heffing en verhaal van belastings en die invordering van verskuldigde bedrae kragtens [subparagraaf (ii) van paragraaf (a) van] daardie subartikel dieselfde regte en bevoegdhede as wat in verband met die heffing en verhaal van sodanige belastings of die vordering van sodanige bedrae deur die raad, ingevolge hierdie Wet in die betrokke raad gevvestig is.”; en
 (b) deur subartikel (4) deur die volgende subartikel te vervang:
 “(4) Die Minister kan deur aksie in 'n bevoegde hof of op [so 'n] die ander wyse [*as*] wat hy goedvind, die koste van enige optrede deur hom kragtens [subparagraaf (i), (ii) of (iii) van paragraaf (a) van] subartikel (2) (*aA*) op die betrokke raad verhaal.”

Wysiging van artikel 121 van Wet 54 van 1956, soos gewysig deur artikel 11 van Wet 36 van 1971, artikel 4 van Wet 27 van 1976, artikel 19 van Wet 108 van 1977, artikel 3 van Wet 21 van 1980, artikel 48 van Wet 96 van 1984 en artikel 5 van Wet 37 van 1988

6. Artikel 121 van die Hoofwet word hierby gewysig—
 (a) deur paragraaf (c) van subartikel (2) deur die volgende paragraaf te vervang:
 “(c) Indien 'n waterraad 'n amortisasiefonds instel, moet hy elke jaar in die amortisasiefonds 'n bedrag stort wat, tesame met opgelope rente, voldoende sal wees om elke lening of voorskot wat uit die amortisasiefonds gedelg moet word binne die tydperk van die lening of voorskot, of binne die verdere tydperk wat die Minister bepaal, te delg.”; en
 (b) deur paragraaf (d) van genoemde subartikel (2) deur die volgende paragraaf te vervang:

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(d) The first instalment in respect of moneys actually borrowed in any financial year shall be paid into the sinking fund on 31 December of the financial year next succeeding that in which such moneys were raised, and thereafter an instalment shall be paid on 31 December in each year until the moneys so borrowed shall have been repaid, or until the moneys in the sinking fund amount to a sum which, together with accrued interest, will be sufficient to redeem the relevant loan or loans on the due date.”.

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Amendment of section 170 of Act 54 of 1956, as amended by section 5 of Act 63 of 1963, section 7 of Act 79 of 1967, section 12 of Act 77 of 1969, section 22 of Act 108 of 1977, section 68 of Act 96 of 1984, section 35 of Act 68 of 1987 and section 24 of Act 68 of 1990

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7. Section 170 of the principal Act is hereby amended—

(a) by the substitution in subsection (1) for the words following upon paragraph (h) of the following words:

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“shall be guilty of an offence and liable, in the case of a first conviction, to a fine not exceeding [five hundred rand] R2 000 or to imprisonment for a period not exceeding [three] six months or to both such fine and such imprisonment, and, in the case of a second or subsequent conviction, to a fine not exceeding [one thousand rand] R4 000 or to 20 imprisonment for a period not exceeding [six] twelve months or to both such fine and such imprisonment.”;

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

“(2) Any person who is convicted of an offence under section 9A, 9C, 12, 12A, 12B, 20, 21, 22, 23, 24 or 166A shall be liable, in the case of a first conviction, to a fine not exceeding [R10 000] R50 000 or to imprisonment not exceeding [12 months] two years or to both such fine and such imprisonment, and, in the case of a second or subsequent conviction, to a fine not exceeding [R20 000] R100 000 or to imprisonment for a period not exceeding [12 months] four years or to both such fine and such imprisonment.”;

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

“(3) Any person who contravenes or fails to comply with any regulation or any by-law made under this Act by a subterranean water control board or an irrigation board or a water board, or commits any offence under the provisions of this Act for which no penalty is expressly provided, shall be liable on conviction to a fine not exceeding [one hundred rand] R1 000 or to imprisonment for a period not exceeding three months or to both such fine and such imprisonment.”; and

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(d) by the substitution for subsection (4) of the following subsection:

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“(4) Any person who has been convicted of any offence under this Act, and who after such conviction persists in the course of conduct which constituted the said offence, shall be guilty of a continuing offence and liable on conviction, in the case of an offence referred to in subsection (2), to a fine not exceeding [R200] R1 000, and, in the case of any other offence, to a fine not exceeding [R25] R100, in respect of every day that he so persists or has so persisted.”.

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Short title

8. This Act shall be called the Water Amendment Act, 1991.

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- 5 “(d) Die eerste paaiement ten opsigte van geld werklik in enige boekjaar geleen, word op 31 Desember van die eersvolgende boekjaar na die boekjaar waarin sodanige geld opgeneem is in die amortisasiefonds gestort, en daarna word ‘n paaiement gestort op 31 Desember in elke jaar totdat die aldus geleende geld terugbetaal is, of totdat die geld in die amortisasiefonds gelyk is aan ‘n bedrag wat, tesame met opgelope rente, voldoende sal wees om die betrokke lening of lenings op die vervaldag terug te betaal.”.

Wysiging van artikel 170 van Wet 54 van 1956, soos gewysig deur artikel 5 van Wet 10 63 van 1963, artikel 7 van Wet 79 van 1967, artikel 12 van Wet 77 van 1969, artikel 22 van Wet 108 van 1977, artikel 68 van Wet 96 van 1984, artikel 35 van Wet 68 van 1987 en artikel 24 van Wet 68 van 1990

7. Artikel 170 van die Hoofwet word hierby gewysig—

- 15 (a) deur in subartikel (1) die woorde wat op paragraaf (h) volg deur die volgende woorde te vervang:
“is aan ‘n misdryf skuldig en strafbaar, in die geval van ‘n eerste skuldigbevinding, met ‘n boete van hoogstens **[vyfhonderd rand]** R2 000 of met gevengenisstraf vir ‘n tydperk van hoogstens **[drie]** ses maande of met daardie boete sowel as daardie gevengenisstraf, en, in die geval van ‘n tweede of latere skuldigbevinding, met ‘n boete van hoogstens **[eenduisend rand]** R4 000 of met gevengenisstraf vir ‘n tydperk van hoogstens **[ses]** twaalf maande of met daardie boete sowel as daardie gevengenisstraf.”;
- 20 (b) deur subartikel (2) deur die volgende subartikel te vervang:
“(2) Iemand wat skuldig bevind word weens ‘n misdryf ingevolge artikel 9A, 9C, 12, 12A, 12B, 20, 21, 22, 23, 24 of 166A is strafbaar, in die geval van ‘n eerste skuldigbevinding, met ‘n boete van hoogstens **[R10 000]** R50 000 of met gevengenisstraf vir ‘n tydperk van hoogstens **[12 maande]** twee jaar of met daardie boete sowel as daardie gevengenisstraf, en, in die geval van ‘n tweede of latere skuldigbevinding, met ‘n boete van hoogstens **[R20 000]** R100 000 of met gevengenisstraf vir ‘n tydperk van hoogstens **[12 maande]** vier jaar of met daardie boete sowel as daardie gevengenisstraf.”;
- 25 (c) deur subartikel (3) deur die volgende subartikel te vervang:
“(3) Iemand wat ‘n regulasie of ‘n verordening kragtens hierdie Wet deur ‘n ondergrondse waterbeheerraad of ‘n besproeiingsraad of ‘n waterraad uitgevaardig, oortree of versuim om daaraan te voldoen, of ‘n misdryf ingevolge die bepalings van hierdie Wet begaan waarvoor geen **[boete]** straf uitdruklik voorgeskryf is nie, is by skuldigbevinding strafbaar met ‘n boete van hoogstens **[eenhonderd rand]** R1 000 of met gevengenisstraf vir ‘n tydperk van hoogstens drie maande of met daardie boete sowel as daardie gevengenisstraf.”; en
- 30 (d) deur subartikel (4) deur die volgende subartikel te vervang:
“(4) Iemand wat weens ‘n misdryf ingevolge hierdie Wet skuldig bevind is, en wat na die skuldigbevinding voortgaan met die gedragslyn wat daardie misdryf uitgemaak het, is aan ‘n voortdurende misdryf skuldig en by skuldigbevinding strafbaar, in die geval van ‘n in subartikel (2) bedoelde misdryf, met ‘n boete van hoogstens **[R200]** R1 000, en, in die geval van enige ander misdryf, met ‘n boete van hoogstens **[R25]** R100, ten opsigte van elke dag waarop hy aldus daarmee voortgaan of voortgegaan het.”.

Kort titel

8. Hierdie Wet heet die Waterwysigingswet, 1991.

