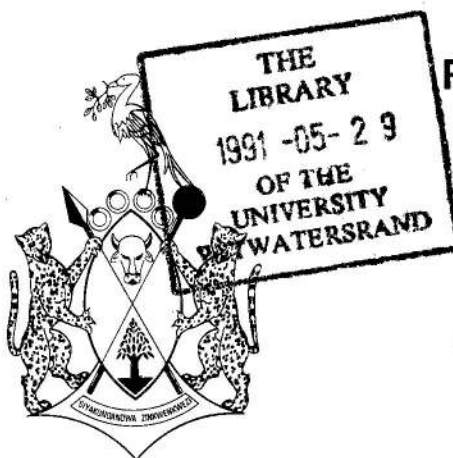


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DEPARTMENT OF THE COUNCIL OF STATE

GOVERNMENT NOTICE No. 17

It is hereby notified that the Chairman of the Council of State has assented to the following decree which is hereby published for general information: -

NATIONAL SECURITY AMENDMENT DECREE, 1991
Decree No. 4 of 1991

COUNCIL OF STATE — REPUBLIC OF CISKEI

NATIONAL SECURITY AMENDMENT DECREE, 1991

DECREE

To amend the National Security Act, 1982.

[English text signed by the Chairman of the Council of State. Assented to on 25 April 1991.]

BE IT DECREED by the Council of State of the Republic of Ciskei, as follows: -

1. Amendment of section 1 of Act No. 13 of 1982, as amended. - Section 1 of the National Security Act, 1982, (hereinafter in this Decree referred to as the principal Act) is hereby amended by the substitution for the definition of "Minister" of the following -

" "Minister" means the Minister of Police and Prisons;".

2. Insertion of Section 41A. - The principal Act is hereby amended by the insertion after Section 41 of the following Section 41A:

"41A Declaration of area to be affected area. -

- (1) Whenever the Minister is of the opinion that intimidation, public disturbance, disorder, unrest, riot or public violence is occurring or threatening in any area and that measures additional to the ordinary law of the land are required to enable the government or any governmental institution to ensure the safety of the public or the maintenance of public order or to combat or prevent any such intimidation, public disturbance, disorder, unrest, riot or public violence, he may, acting on the advice of the Council of State and by notice in the *Gazette*, declare such an area to be an affected area.
- (2) The declaration of an area to be an affected area shall remain in force for a period of three months, unless the Minister withdraws that declaration by notice in the *Gazette* before the expiry of such period: Provided that the Minister may, acting on the advice of the Council of State, from time to time by like notice extend that declaration before the expiry of such period or any extension thereof.
- (3) The Minister may, in relation to an affected area, acting on the advice of the Council of State and by notice in the *Gazette*, make such regulations as to him appear necessary or expedient for ensuring the safety of the public or the maintenance or restoration of public order or for the combating or prevention of intimidation, public disturbance, disorder, unrest, riot or public violence, and for making due provision for terminating such intimidation, public disturbance, disorder, unrest, riot or public violence, or for dealing with any circumstances which have arisen or are, in his opinion, likely to arise as a result of such intimidation, public disturbance, disorder, unrest, riot, or public violence.
- (4) Any regulation made under sub-section (3) may, to such extent and subject to such modifications as may be specified in the relevant notice or in any subsequent notice by the Minister in the *Gazette*, be declared to apply also outside the said affected area in so far as he may deem it necessary in order to act in relation to that affected area.
- (5) Without prejudice to the generality of the powers conferred by this section -
 - (a) such regulations may provide for -
 - (i) the empowering of such persons or bodies as may be specified therein to make orders, rules and by-laws for any of the purposes for which the Minister is by this section authorised to make regulations, and to prescribe penalties for any contravention of or failure to comply with the provisions of such orders, rules or by-laws;
 - (ii) the imposition of penalties specified therein for any contravention of or failure to comply with any provisions of the regulations or any directions issued or conditions prescribed by or under the regulations, which penalties may include the confiscation of goods, property or instruments by means of which or in connection with which the offence has been committed;
 - (b) different regulations may be made for different affected areas in the Republic and for different classes of persons in the Republic.

NATIONAL SECURITY AMENDMENT DECREE, 1991

- (6) (a) A regulation referred to in subsection (3) or any provision thereof or any order, rule or by-law made in terms of such regulation may be annulled by the Council of State by resolution, and if the regulation or provision thereof or order, rule or by-law made in terms thereof has been so annulled, that regulation or provision thereof or order, rule or by-law shall cease to be of force and effect from the date on which it was annulled by the Council of State.
- (b) The provisions of paragraph (a) shall operate without prejudice to the validity of any action taken in terms of such regulation or provision thereof, or order, rule or by-law up to the date upon which it so ceased to be of force and effect, or to any right, privilege, obligation or liability acquired, accrued or incurred as at the said date under and by virtue of such regulation or provision thereof or order, rule or by-law.

3. Short title. - This Decree shall be called the National Security Amendment Decree, 1991.

NATIONAL SECURITY AMENDMENT DECREE, 1991

GOVERNMENT NOTICE No. 18

By virtue of the powers vested in me by the provisions of Section 41A(1) of the National Security Act, No. 13 of 1982, as amended I, the undersigned, ZEBELON MAKUZENI, hereby declare the areas mentioned in the schedule printed hereunder to be affected areas with effect from twelve noon on 27th April, 1991.

ZEBELON MAKUZENI
Minister of Police and Prisons

SCHEDULE

- (a) The residential areas of Shiloh, Ekuphumeleni, Sada and Whittlesea, all in the magisterial district of Whittlesea.
- (b) The industrial area of Sada, in the magisterial district of Whittlesea.

GOVERNMENT NOTICE No. 19

By virtue of the powers vested in me by the provisions of Section 41A(3) of the National Security Act, No. 13 of 1982, as amended I, the undersigned, ZEBELON MAKUZENI, have made the regulations set out hereunder in relation to the affected areas proclaimed in Government Notice No. 18, 1991.

ZEBELON MAKUZENI
Minister of Police and Prisons

REGULATIONS IN TERMS OF SECTION 41A(3) OF THE NATIONAL SECURITY ACT, 1982

1. **Curfew.** - No person shall, between the hours of 21h00 and 05h00 be out of doors without the written permission of the Station Commander, Ciskeian Police, Whittlesea, or his duly appointed deputy.
2. **Prohibition of gatherings.** - No gatherings of more than twelve persons shall take place under any circumstances, save and except for bona fide church services or funerals, or at places of employment during normal working hours or at schools during normal school hours.
3. **Offences.** - Any person who contravenes any provision of these regulations shall be guilty of an offence.
4. **Penalties.** - Any person convicted of an offence under these regulations shall be liable to a fine not exceeding R2 000 or to imprisonment not exceeding six months.

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