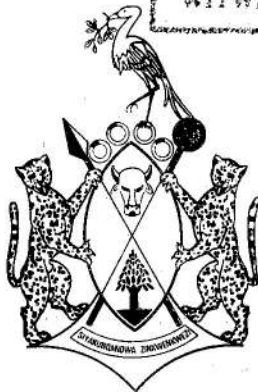


THE  
LIBRARY  
1993-10-15  
OF THE  
UNIVERSITY  
WITWATERSRAND

**IRIPHABLIKI  
YECISKEI**

**REPUBLIC OF  
CISKEI**



**IGAZETHI  
YOBURHULUMENTE**

**GOVERNMENT  
GAZETTE**

DIMBAZA PRINTERS — 44986

Price 30c

**Umq. 21**

**eBISHO  
01/10/93**

**No. 110**

**Vol. 21**

**BISHO  
01/10/93**

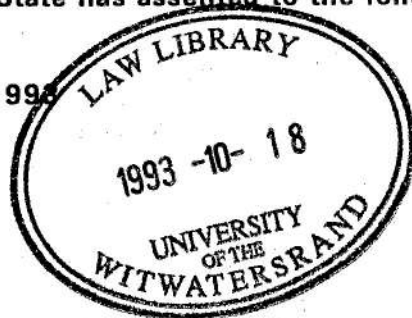
**No. 110**

**DEPARTMENT OF THE COUNCIL OF STATE**

**GOVERNMENT NOTICE No. 81 OF 1993**

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

**Stock Theft Amendment Decree, 1993  
Decree No. 22 of 1993**



# COUNCIL OF STATE — REPUBLIC OF CISKEI

## STOCK THEFT AMENDMENT DECREE, 1993

### DECREE

To amend the Stock Theft Act, 1989.

*[English text signed by the Deputy Chairman of the Council of State. Assented to on 15 September 1993.]*

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

**1. Amendment of section 1 of Act 6 of 1989.** — Section 1 of the Stock Theft Act, 1989 (hereinafter referred to as the principal Act) is hereby amended -

(a) by the insertion before the definition of "chief" of the following definition:

"'carcase' means the whole or any part of the carcase of stock, including the meat, skin, hide, head or horns:"

(b) by the substitution for the definition of "stock" of the following definition:

"'stock' means any ass, bull, calf, cow, goat, heifer, horse, mule, ox, pig, poultry, sheep, domesticated ostrich or domesticated game or the carcase of any of the same, and includes any wild animal owned by any person within the meaning of section 15 of the Nature Conservation Act, 1987 (Act 10 of 1987) or the carcase of any such wild animal:"

**2. Amendment of section 6 of Act 6 of 1989.** — Section 6 of the principal Act is hereby amended -

(a) by the addition to paragraph (a) of subsection (1) of the following subparagraphs:

"(iii) the full name and address of the person to whom the stock was sold, bartered, given or disposed of; and

(iv) the date on which the stock was sold, bartered, given or disposed of;" and

(b) by the substitution for subsections (3) and (4) of the following subsections:

"(3) Any person to whom a document of identification has been furnished in terms of subsection (1) shall retain it in his possession for a period of at least twelve months.

(4) Any person may at any time within the said twelve months demand an inspection of the document of identification and upon such demand the person having possession of such document shall produce it for inspection to the person making the demand."

**3. Amendment of section 7 of Act 6 of 1989.** — Section 7 of the principal Act is hereby amended by the substitution for subsections (2) and (3) of the following subsections:

"(2) Any person who has obtained such a certificate shall retain it in his possession for a period of at least twelve months.

(3) Any person may at any time within the said twelve months demand an inspection of such certificate and upon such demand the person having possession of such certificate shall produce it for inspection to the person making the demand."

**4. Amendment of section 8 of Act 6 of 1989.** — Section 8 of the principal Act is hereby amended -

(a) by the substitution in paragraph (a) of subsection (1) for the word "certificate" of the words "removal certificate";

STOCK THEFT AMENDMENT DECREE, 1993

- (b) by the deletion at the end of paragraph (e) of subsection (1) of the word "and";
- (c) by the substitution for paragraph (f) of subsection (1) of the following paragraph:  
"(f) the date of issue of the removal certificate; and";
- (d) by the insertion in subsection (1) immediately after paragraph (f) of the following paragraph:  
"(g) where applicable, the registration number, make and model of the vehicle with which the stock or produce is being conveyed or transported."; and
- (e) by the substitution for subsections (6) and (7) of the following subsections:  
"(6) Any person who has obtained such a document as is referred to in subsection (4) shall retain it in his possession for a period of at least twelve months.  
(7) Any police official or other peace officer or any owner, lessee or occupier of land may at any time within the said twelve months demand an inspection of such document and upon such demand the person having possession of such document shall produce it for inspection to the person making the demand."

5. **Amendment of section 13 of Act 6 of 1989.** — Section 13 of the principal Act is hereby amended by the substitution in subparagraph (iv) of paragraph (a) for the expression "R4 000" of the expression "R8 000".

6. **Amendment of section 14 of Act 6 of 1989.** — Section 14 of the principal Act is hereby amended by the substitution for the expression "R2 000" of the expression "R4 000".

7. **Amendment of section 15 of Act 6 of 1989.** — Section 15 of the principal Act is hereby amended by the substitution in paragraph (b) for the expression "R10 000" of the expression "R20 000".

8. **Amendment of Act 10 of 1987.** — The Nature Conservation Act, 1987 is hereby amended in accordance with the Schedule.

9. **Short title.** — This decree shall be called the Stock Theft Amendment Decree, 1993.

**SCHEDULE**

**AMENDMENT OF NATURE CONSERVATION ACT, 1987 (ACT 10 OF 1987)**  
(section 8)

1. Section 9 amended by the substitution for subsection (2) of the following subsection:  
"(2) Nothing in subsection (1) contained shall be construed as affecting the acquisition and possession of any protected wild animal for commercial or conservation purposes by the owner of land which has been certified by the Department in terms of section 17 to be adequately enclosed in relation to such wild animal or species of wild animal."
2. The following section is hereby substituted for section 15:  
"**15. Possession or ownership of wild animal or carcass thereof.** — (1) (a) Notwithstanding anything in any law (including the common law) contained, a person who keeps or holds any specially protected wild animal, protected wild animal, or huntable wild animal, which he has lawfully acquired or otherwise lawfully possesses, for commercial or conservation purposes -
  - (i) in a pen or kraal or in or on any vehicle, or
  - (ii) on land which has been certified by the Department, as contemplated in section 17, to be adequately enclosed in relation to that wild animal or species of wild animal,

shall not lose ownership of that wild animal if it escapes from such pen, kraal, vehicle or land; and

STOCK THEFT AMENDMENT DECREE, 1993

- (b) Notwithstanding such law as aforesaid, the ownership of a wild animal or of its carcase shall not pass to any person who, in contravention of this Act or any other law, hunts, catches or takes possession of such wild animal, but shall remain vested in the owner contemplated in paragraph (a) or, as the case may be the owner of the land on which the animal was hunted or caught.
- (2) Subject to the provisions of sections 9(2) and 10(2)(a), any person found in possession of any huntable wild animal or its carcase shall be guilty of an offence unless -
  - (a) if such animal was hunted by him on private land, he is in possession of the permission in writing contemplated in section 10(5); or
  - (b) if such animal was hunted by him on State land, he is in possession of the permit referred to in section 10(1)(a)(ii); or
  - (c) if he has acquired such animal or its carcase from some other person, he is in possession of the document contemplated in section 14(2)."

| OKUQULATHIWEYO  |                |                 | CONTENTS  |             |                |
|---|----------------|-----------------|---|-------------|----------------|
| <i>ISaziso sika-</i>  | <i>Inani</i>   | <i>Inani le</i> | <i>Govt.</i>  | <i>Page</i> | <i>Gazette</i> |
| <i>Rhulumente No.</i>   | <i>leKhasi</i> | <i>Gazethi</i>  | <i>Notice No.</i>   | <i>No.</i>  | <i>No.</i>     |
| <b>81</b>   |                | <b>110</b>      | <b>81</b>   |             | <b>110</b>     |
| DEPARTMENT OF THE COUNCIL OF STATE                            |                |                 | DEPARTMENT OF THE COUNCIL OF STATE                            |             |                |
| GOVERNMENT NOTICE No. 81 OF 1993                              |                |                 | GOVERNMENT NOTICE No. 81 OF 1993                              |             |                |
| Stock Theft Amendment Decree, 1993<br>(Decree No. 22 of 1993) |                |                 | Stock Theft Amendment Decree, 1993<br>(Decree No. 22 of 1993) |             |                |

## NOTICE

The Ciskei Government Gazette Index provides quick and easy access to notices in the Government Gazettes. By means of a direct subject indexing the retrieval of information on any subject is facilitated. Subjects are arranged alphabetically and subdivisions within each subject range from the general to the specific. Thus the user may either be directed to an individual notice or obtain an overview of existing legislation on a particular subject.

The series of Indexes for the Ciskei Government Gazettes consists of a cumulative edition covering the period, 1972-1981, and annual volumes commencing in 1982.

*The index is available from:*

**Publication Section**  
**The State Library**  
**PO Box 397**  
**PRETORIA**  
**0001**

**Contact Person:**  
**Mrs C.M. Henning**  
**Tel. (012) 386-1661**

*The price of publication is:*

|                |        |
|----------------|--------|
| 1972-1981..... | R10,50 |
| 1982.....      | 7,50   |
| 1983.....      | 7,50   |
| 1984.....      | 7,50   |
| 1984/85.....   | 30,00  |
| 1986.....      | 25,00  |
| 1987.....      | 36,00  |

} plus G.S.T., postage and handling charges

It is issued in a hard cover and microfiche editions of the Index are available at the same price as the printed ones.