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OFFICIAL GAZETTE
 EXTRAORDINARY
 OF SOUTH WEST AFRICA

UITGAWE OP GESAG

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GOVERNMENT NOTICE:

No. AG. 179 Amendment of the Regulations Made under the Mines, Works and Minerals Ordinance, 1968

1

Goewermentskennisgewing

Government Notice

Kantoor van die

Office of the

ADMINISTRATEUR-GENERAAL VIR DIE
GEBIED SUIDWES-AFRIKA

ADMINISTRATOR-GENERAL FOR THE
TERRITORY OF SOUTH WEST AFRICA

DEPARTEMENT VAN EKONOMIESE SAKE

DEPARTMENT OF ECONOMIC AFFAIRS

No. AG. 179 1980

No. AG. 179 1980

WYSIGING VAN DIE REGULASIES UITGE-
VAARDIG KRAGTENS DIE ORDONNANSIE OP
MYNE, BEDRYWE EN MINERALE, 1968

AMENDMENT OF THE REGULATIONS MADE
UNDER THE MINES, WORKS AND MINERALS
ORDINANCE, 1968

Die Administrateur-generaal het kragtens artikel 95 van die Ordonnansie op Myne, Bedrywe en Minerale, 1968 (Ordonnansie 20 van 1968), die regulasies vervat in die Bylae uitgevaardig.

The Administrator-General has, under section 95 of the Mines, Works and Minerals Ordinance, 1968 (Ordinance 20 of 1968), made the regulations set out in the Schedule.

BYLAE

SCHEDULE

Wysiging van regulasie 28 van die regulasies afgekondig by Goewermentskennisgewing 143 van 1968, soos gewysig deur Goewermentskennisgewing R.89 van 1969

Amendment of regulation 28 of the regulations published by Government Notice 143 of 1968, as amended by Government Notice R.89 of 1969

1. Regulasie 28 van die regulasies afgekondig by Goewermentskennisgewing 143 van 1 Oktober 1968 (hieronder die regulasies genoem) word hierby gewysig deur paragraaf (a) te skrap.

1. Regulation 28 of the regulations published by Government Notice 143 of 1 October 1968 (hereinafter referred to as the regulations) is hereby amended by the deletion of paragraph (a).

Herroeping van regulasie 29 van die regulasies afgekondig by Goewermentskennisgewing 143 van 1968

2. Regulasie 29 van die regulasies word hierby herroep.

Wysiging van regulasie 30 van die regulasies afgekondig by Goewermentskennisgewing 143 van 1968, soos gewysig deur Goewermentskennisgewing R.89 van 1969

3. Regulasie 30 van die regulasies word hierby gewysig deur subregulasie (4) te skrap.

Wysiging van regulasie 31 van die regulasies afgekondig by Goewermentskennisgewing 143 van 1968, soos gewysig deur Goewermentskennisgewing R.89 van 1969

4. Regulasie 31 van die regulasies word hierby gewysig —

(a) deur in paragraaf (d) van subregulasie (1) die woorde “vir blankes en nie-blankes afsonderlik” te skrap; en

(b) deur in subregulasie (20) die woord “nie-blanke” te skrap.

Wysiging van regulasie 32 van die regulasies afgekondig by Goewermentskennisgewing 143 van 1968, soos gewysig deur Goewermentskennisgewing R.89 van 1969

5. Regulasie 32 van die regulasies word hierby gewysig deur subregulasie (3) te skrap.

Wysiging van regulasie 33 van die regulasies afgekondig by Goewermentskennisgewing 143 van 1968, soos gewysig deur Goewermentskennisgewing R.89 van 1969

6. Regulasie 33 van die regulasies word hierby gewysig deur subregulasie (3) te skrap.

Wysiging van regulasie 35 van die regulasies afgekondig by Goewermentskennisgewing 143 van 1968, soos gewysig deur Goewermentskennisgewing R.89 van 1969

7. Regulasie 35 van die regulasies word hierby gewysig deur subregulasie (2) te skrap.

Wysiging van regulasie 37 van die regulasies afgekondig by Goewermentskennisgewing 143 van 1968, soos gewysig deur Goewermentskennisgewing R.89 van 1969

8. Regulasie 37 van die regulasies word hierby gewysig deur subregulasie (10) deur die volgende subregulasie te vervang:

Repeal of regulation 29 of the regulations published by Government Notice 143 of 1968

2. Regulation 29 of the regulations is hereby repealed.

Amendment of regulation 30 of the regulations published by Government Notice 143 of 1968, as amended by Government Notice R.89 of 1969

3. Regulation 30 of the regulations is hereby amended by the deletion of subregulation (4).

Amendment of regulation 31 of the regulations published by Government Notice 143 of 1968, as amended by Government Notice R.89 of 1969

4. Regulation 31 of the regulations is hereby amended —

(a) by the deletion in paragraph (d) of subregulation (1) of the words “for Europeans and non-Europeans separately”; and

(b) by the deletion in subregulation (20) of the word “non-European”.

Amendment of regulation 32 of the regulations published by Government Notice 143 of 1968, as amended by Government Notice R.89 of 1969

5. Regulation 32 of the regulations is hereby amended by the deletion of subregulation (3).

Amendment of regulation 33 of the regulations published by Government Notice 143 of 1968, as amended by Government Notice R.89 of 1969

6. Regulation 33 of the regulations is hereby amended by the deletion of subregulation (3).

Amendment of regulation 35 of the regulations published by Government Notice 143 of 1968, as amended by Government Notice R.89 of 1969

7. Regulation 35 of the regulations is hereby amended by the deletion of subregulation (2).

Amendment of regulation 37 of the regulations published by Government Notice 143 of 1968, as amended by Government Notice R.89 of 1969

8. Regulation 37 of the regulations is hereby amended by the substitution for subregulation (10) of the following subregulation:

“ (10) Die spanbaas moet enige geval van gasvergiftiging, hoe gering ook al, sonder versuim rapporteer aan die bestuurder, mynopsigter of skofbaas wat onmiddellik die gereelde geneesheer wat by die myn of bedryf aangestel is of, indien hy nie beskikbaar is nie, die naaste gekwalifiseerde geneesheer, of die betrokke hospitaal in kennis daarvan moet stel.”

Wysiging van regulasie 38 van die regulasies afgekondig by Goewermentskennisgewing 143 van 1968, soos gewysig deur Goewermentskennisgewing R.89 van 1969

9. Regulasie 38 van die regulasies word hierby gewysig —

- (a) deur subregulasie (3) te skrap; en
- (b) deur subregulasie (5) te skrap.

Wysiging van regulasie 39 van die regulasies afgekondig by Goewermentskennisgewing 143 van 1968, soos gewysig deur Goewermentskennisgewing R.89 van 1969

10. Regulasie 39 van die regulasies word hierby gewysig deur subregulasie (2) te skrap.

Wysiging van regulasie 40 van die regulasies afgekondig by Goewermentskennisgewing 143 van 1968, soos gewysig deur Goewermentskennisgewing R.89 van 1969

11. Regulasie 40 van die regulasies word hierby gewysig deur paragraaf (a) van subregulasie (2) te skrap.

Wysiging van regulasie 45 van die regulasies afgekondig by Goewermentskennisgewing 143 van 1968, soos gewysig deur Goewermentskennisgewing R.89 van 1969

12. Regulasie 45 van die regulasies word hierby gewysig deur subregulasie (1) deur die volgende subregulasie te vervang:

“ (1) Niemand mag seine gee vir die ophys of neerlaat van persone in 'n myn, of daartoe verplig of toegelaat word nie, tensy hy 'n bankwagter- of skagwagtersertifikaat het, wat deur die bestuurder van daardie myn onderteken is: Met dien verstande dat waar die bankwagter of skagwagter nie beskikbaar is nie, verantwoordelike persone aan wie die bestuurder skriftelike toestemming daartoe verleen het, seine kan gee vir hul eie vervoer en dié van persone wat saam met hulle ry: Met dien verstande voorts dat die mynwerker wat toesig hou in 'n skag wat gesink word, of iemand wat regstreeks onder sy toesig staan 'n sein kan gee om persone te hys.”

Herroeping van regulasie 46 van die regulasies afgekondig by Goewermentskennisgewing 143 van 1968

“ (10) The ganger shall report without delay any case of gassing, however slight, to the manager, mine overseer or shift boss, who shall immediately give notice to the regular medical practitioner appointed to the mine of works or, if he is not available, the nearest qualified medical practitioner, or the hospital concerned.”

Amendment of regulation 38 of the regulations published by Government Notice 143 of 1968, as amended by Government Notice R.89 of 1969

9. Regulation 38 of the regulations is hereby amended —

- (a) by the deletion of subregulation (3); and
- (b) by the deletion of subregulation (5).

Amendment of regulation 39 of the regulations published by Government Notice 143 of 1968, as amended by Government Notice R.89 of 1969

10. Regulation 39 of the regulations is hereby amended by the deletion of subregulation (2).

Amendment of regulation 40 of the regulations published by Government Notice 143 of 1968, as amended by Government Notice R.89 of 1969

11. Regulation 40 of the regulations is hereby amended by the deletion of paragraph (a) of subregulation (2).

Amendment of regulation 45 of the regulations published by Government Notice 143 of 1968, as amended by Government Notice R.89 of 1969

12. Regulation 45 of the regulations is hereby amended by the substitution for subregulation (1) of the following subregulation:

“ (1) No person shall give or cause or permit any signals to be given for the raising or lowering of persons in a mine unless he is the holder of a banksman's or onsetter's certificate signed by the manager of that mine: Provided that, when the banksman or onsetter is not available responsible persons to whom the manager has given written permission to do so may give signals for their own conveyance and that of persons travelling with them: Provided further that the miner in charge in a shaft in the course of sinking, or a person under his immediate superintendence may give a signal to raise persons.”

Repeal of regulation 46 of the regulations published by Government Notice 143 of 1968

13. Regulasie 46 van die regulasies word hierby herroep.

Wysiging van regulasie 117 van die regulasies afgekondig by Goewermentskennisgewing 143 van 1968, soos gewysig deur Goewermentskennisgewing R.89 van 1969

14. Regulasie 117 van die regulasies word hierby gewysig deur in paragraaf (e) van subregulasie (5) die woord "blanke" deur die woord "persoon" te vervang.

Wysiging van regulasie 138 van die regulasies afgekondig by Goewermentskennisgewing 143 van 1968, soos gewysig deur Goewermentskennisgewing R.89 van 1969

15. (1) Regulasie 138 van die regulasies word hierby gewysig deur in subregulasie (1) die woord "blanke", oral waar dit voorkom, te skrap.

(2) Subregulasie (1) tree in werking by die verstryking van 'n tydperk van ses maande na die datum van afkondiging daarvan in die *Offisiële Koerant*.

Wysiging van regulasie 139 van die regulasies afgekondig by Goewermentskennisgewing 143 van 1968

16. Regulasie 139 van die regulasies word hierby gewysig deur in subregulasie (2) die woorde "Elke blanke" deur die woord "Elkeen" te vervang.

Wysiging van regulasie 142 van die regulasies afgekondig by Goewermentskennisgewing 143 van 1968

17. Regulasie 142 van die regulasies word hierby gewysig deur in subregulasie (2) die woord "nie-blankes," deur die woorde "persone wat onder toesig van 'n spanbaas werk en" te vervang.

Wysiging van regulasie 158 van die regulasies afgekondig by Goewermentskennisgewing 143 van 1968

18. Regulasie 158 van die regulasies word hierby gewysig deur die woorde "veral 'n nie-blanke" te skrap.

Wysiging van regulasie 246 van die regulasies afgekondig by Goewermentskennisgewing 143 van 1968, soos gewysig deur Goewermentskennisgewing R.89 van 1969

19. Regulasie 246 van die regulasies word hierby gewysig —

(a) deur in subregulasie (2) die woord "blanke" te skrap; en

(b) deur in subregulasie (3) die woord "nie-blanke" te skrap en die woord "voorjongens" deur die woord "spanbase" te vervang.

13. Regulation 46 of the regulations is hereby repealed.

Amendment of regulation 117 of the regulations published by Government Notice 143 of 1968, as amended by Government Notice R.89 of 1969

14. Regulation 117 of the regulations is hereby amended by the substitution in paragraph (e) of subregulation (5) for the word "European" of the word "person".

Amendment of regulation 138 of the regulations published by Government Notice 143 of 1968, as amended by Government Notice R.89 of 1969

15. (1) Regulation 138 of the regulations is hereby amended by the deletion of the word "European", wherever it occurs.

(2) Subregulation (1) shall come into operation on the expiration of a period of six months after the date on which it is published in the *Official Gazette*.

Amendment of regulation 139 of the regulations published by Government Notice 143 of 1968

16. Regulation 139 of the regulations is hereby amended by the deletion in subregulation (2) of the word "European".

Amendment of regulation 142 of the regulations published by Government Notice 143 of 1968

17. Regulation 142 of the regulations is hereby amended by the substitution in subregulation (2) for the words "non-European persons" of the words "persons who work under the supervision of a ganger and are".

Amendment of regulation 158 of the regulations published by Government Notice 143 of 1968

18. Regulation 158 of the regulations is hereby amended by the deletion of the words "especially a non-European person".

Amendment of regulation 246 of the regulations published by Government Notice 143 of 1968, as amended by Government Notice R.89 of 1969

19. Regulation 246 of the regulations is hereby amended —

(a) by the deletion in subregulation (2) of the word "European"; and

(b) by the deletion in subregulation (3) of the word "non-European" and the substitution for the word "boss-boys" of the word "gangers".