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EXTRAORDINARY

OF SOUTH WEST AFRICA

BUITENGEWONE

OFFISIËLE KOERANT

VAN SUIDWES-AFRIKA

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PROCLAMATION

by the

ADMINISTRATOR-GENERAL FOR THE TERRITORY OF SOUTH WEST AFRICA

(Approved by the State President on 4 February 1985)

No. AG. 15 1985

AMENDMENT OF THE ARMS AND AMMUNITION ACT, 1969 (ACT 75 OF 1969)

Under the powers vested in me by Proclamation 181 of 19 August 1977, I hereby make the laws set out in the Schedule.

W.A. VAN NIEKERK
Administrator-General Windhoek, 20 March 1985

SCHEDULE

Amendment of section 1 of Act 75 of 1969, as amended by section 1 of Act 16 of 1978, Government Notice R.2407 of 1978 and section 1 of Act 7 of 1981

1. Section 1of the Arms and Ammunition Act, 1969 (hereinafter referred to as the Act), is hereby amended by the substitution for the definition of "arm" of the following definition:

PROKLAMASIE

van die

ADMINISTRATEUR-GENERAAL VIR DIE GEBIED SUIDWES-AFRIKA

(Deur die Staatspresident goedgekeur op 4 Februarie 1985)

Nr. AG. 15 1985

WYSIGING VAN DIE WET OP WAPENS EN AMMUNISIE, 1969 (WET 75 VAN 1969)

Kragtens die bevoegdheid my verleen by Proklamasie 181 van 19 Augustus 1977, maak ek hierby die wette in die Bylae vervat.

W.A. VAN NIEKERK
Administrateur-generaal Windhoek, 20 Maart 1985

BYLAE

Wysiging van artikel 1 van Wet 75 van 1969, soos gewysig deur artikel 1 van Wet 16 van 1978, Goewermentskennisgewing R.2407 van 1978 en artikel 1 van Wet 7 van 1981

1. Artikel 1 van die Wet op Wapens en Ammunisie, 1969 (hieronder die Wet genoem), word hierby gewysig deur die omskrywing van "wapen" deur die volgende omskrywing te vervang:

" 'arm' means any firearm other than a cannon or, except for the purposes of Part II and sections 37, 38 and 39(1)(i) and (j), other than a machine gun or machine rifle, and includes -

(a) subject to the provisions of subsections (2) and (3) -

(i) a gas rifle of .22 of an inch or larger calibre or a gas pistol or revolver;

(ii) an air rifle of .22 of an inch or larger calibre or an air pistol other than a toy pistol;

(iii) an alarm pistol or revolver;

(iv) a gas rifle or an air rifle of .177 of an inch or larger calibre;

(b) any barrel of an arm;".

Amendment of section 39 of Act 75 of 1969, as amended by section 6 of Act 16 of 1978 and section 5 of Act 7 of 1981

2. Section 39 of the Act is hereby amended -

(a) by the substitution for paragraph (i) of subsection (1) of the following paragraphs:

"(i) wilfully points any arm, air rifle other than any air rifle referred to in the definition of "arm" in section 1(1), or air revolver at any person; or

(j) by the negligent use, handling or placement of any arm, air rifle other than any air rifle referred to in the definition of "arm" in section 1(1), or air revolver, injures any other person or exposes the life or limb of such other person to danger, or damages or endangers any property,"; and

(b) by the substitution in subparagraph (iii) of paragraph (b) of subsection (2) for the expression "(1)(a), (b), (e) or (f)" of the expression "(1)(a), (b), (e), (f) or (j)".

Short title

3. This Proclamation shall be called the Arms and Ammunition Amendment Proclamation, 1985.

" 'wapen' 'n ander vuurwapen as 'n kanon of, behalwe by die toepassing van Deel II en artikels 37, 38 en 39(1)(i) en (j), as 'n masjiengeweer, en ook -

(a) behoudens die bepalings van subartikels (2) en (3) -

(i) 'n gasgeweer van .22 van 'n duim of groter kaliber of 'n gaspistool of -rewolwer;

(ii) 'n windgeweer van .22 van 'n duim of groter kaliber of 'n ander windpistool as 'n speelgoedpsitool;

(iii) 'n alarmpistool of -rewolwer;

(iv) 'n gasgeweer of 'n windgeweer van .177 van 'n duim of groter kaliber;

(b) die loop van 'n wapen;".

Wysiging van artikel 39 van Wet 75 van 1969, soos gewysig deur artikel 6 van Wet 16 van 1978 en artikel 5 van Wet 7 van 1981

2. Artikel 39 van die Wet word hierby gewysig-

(a) deur paragraaf (i) van subartikel (1) deur die volgende paragrawe te vervang:

"(i) opsetlik 'n wapen, 'n ander windgeweer as 'n windgeweer in die woordomskrywing van "wapen" in artikel 1(1) bedoel, of windrewolwer op iemand anders rig; of

(j) deur die nalatige gebruik, hantering of plasing van 'n wapen, 'n ander windgeweer as 'n windgeweer in die woordomskrywing van "wapen" in artikel 1(1) bedoel, of windrewolwer, iemand anders beseer of aan lewensgevaar of liggaamlike letsel blootstel, of eiendom beskadig of in gevaar stel,"; en

(b) deur in subparagraaf (iii) van paragraaf (b) van subartikel (2) die uitdrukking "(1)(a), (b), (e) of (f)" deur die uitdrukking "(1)(a, (b), (e), (f) of (j)" te vervang.

Kort titel

3. Hierdie Proklamasie heet die Wysigingsproklamasie op Wapens en Ammunisie, 1985.