

BUITENGEWONE
OFFISIËLE KOERANT
 VAN SUIDWES-AFRIKA
OFFICIAL GAZETTE
EXTRAORDINARY
 OF SOUTH WEST AFRICA

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Goewermentskennisgewing

Government Notice

DEPARTEMENT VAN OWERHEIDSAKE

**DEPARTMENT OF
GOVERNMENTAL AFFAIRS**

No. 71 1988 No. 71 1988

**AFKONDIGING VAN WET VAN
NASIONALE VERGADERING**

**PROMULGATION OF ACT OF
NATIONAL ASSEMBLY**

Die volgende Wet, wat ingevolge die Proklamasie op die Instelling van Wetgewende en Uitvoerende Gesag vir Suidwes-Afrika, 1985 (Proklamasie R.101 van 1985), deur die Nasionale Vergadering aangeneem en deur die Administrateur-generaal onderteken is, word hierby afgekondig ingevolge artikel 18 van daardie Proklamasie: —

The following Act, which has been adopted by the National Assembly and signed by the Administrator-General in terms of the South West Africa Legislative and Executive Authority Establishment Proclamation, 1985 (Proclamation R.101 of 1985), is hereby published in terms of section 18 of that Proclamation: —

No. 1 van 1988: Wysigingswet op Wapens en Ammunisie, 1988.

No. 1 of 1988: Arms and Ammunition Amendment Act, 1988.

ARMS AND AMMUNITION AMENDMENT ACT, Act No. 1, 1988
1988**EXPLANATORY NOTE:**

_____ Words underlined with solid line indicate insertions proposed.

[] Words in bold type in square brackets indicate omissions proposed.

ACT

To amend the Arms and Ammunition Act, 1969, so as to provide for a further ground upon which a person may be declared unfit to possess any arm; to create additional offences concerning safe-keeping and loss of any arm; and to provide for matters incidental thereto.

*(English text signed by the Administrator-General
on 24 March 1988)*

BE IT ENACTED by the National Assembly, as follows:-

1. Section 11 of the Arms and Ammunition Act, 1969 (hereinafter referred to as the principal Act), is hereby amended:

Amendment of section
11 of Act 75 of 1969.

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

“(d) who while in lawful possession of an arm, has lost such arm through **[gross]** negligence; or”;

(b) by the addition in subsection (1) of the following paragraph:

“(e) who while in lawful possession of an arm, failed to take all reasonable steps for the safe-keeping of such arm,”;

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1988

- (c) by the substitution in subsection (4) for the expression "paragraph (a), (b), (c) or (d)" of the expression "paragraph (a), (b), (c), (d) or (e)";
- (d) by the substitution in subsection (5) for the word "Minister" of the word "Cabinet" and the substitution for the expression "section 1(d)" of the expression "section (1)(d) or (e)".

2. Section 39 of the principal Act is hereby amended:

- (a) by the substitution for paragraph (j) of subsection (1) of the following paragraph:

"(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; or";

- (b) by the addition in subsection (1) of the following paragraphs:

"(k) fails to safeguard or to take reasonable steps to safeguard an arm in his lawful possession when such arm is not carried on his person or is not under his direct control; or

(l) while in lawful possession of an arm, loses such arm through negligence,".

Amendment of section 39 of Act 75 of 1969 as amended by section 6 of Act 16 of 1978, section 5 of Act 7 of 1981 and section 2 of Proclamation AG. 15 of 1985.

3. This Act shall be called the Arms and Ammunition Amendment Act, 1988.

Short title.