Reproduced by Sabinet Online in terms of Government Printer's Copyright Authority No. 10505 dated 02 February 1998

REPUBLIC OF SOUTH AFRICA

GOVERNMENT GAZETTE

STAATSKOERANT

VAN DIE REPUBLIEK VAN SUID-AFRIKA

Registered at the Post Office as a Newspaper — *As 'n Nuusblad by die Poskantoor Geregistreer*

Price 20c Prys
Overseas 30c Oorsee
POST FREE—POSVRY

CAPE TOWN, 17 MAY 1978
KAAPSTAD, 17 MEI 1978

VOL. 155] [No. 6017

DEPARTMENT OF THE PRIME MINISTER

No. 961. 17 May 1978.

It is hereby notified that the State President has assented to the following Act which is hereby published for general information:—

No. 62 of 1978: Merchant Shipping Amendment Act, 1978.

DEPARTEMENT VAN DIE EERSTE MINISTER

No. 961. 17 Mei 1978.

Hierby word bekend gemaak dat die Staatspresident sy goedkeuring geheg het aan die onderstaande Wet wat hierby ter algemene inligting gepubliseer word:—

No. 62 van 1978: Wysigingswet op Handelskeepvaart, 1978.

Reproduced by Sabinet Online in terms of Government Printer's Copyright Authority No. 10505 dated 02 February 1998

ALGEMENE VERDUIDELIKENDE NOTA:

[ ] Woorde in vet druk tussen vierkantige hake dui skrappings uit bestaande verordenings aan.

________ Woorde met 'n volstreep daaronder, dui invoegings in bestaande verordenings aan.

WET

Tot wysiging van die Handelskeepvaartwet, 1951, ten einde die bevoegdheid van die Minister met betrekking tot die beskikking oor wrakke of skepe wat skipbreuk gely of gestrand het of verlaat is, uit te brei.

(Afrikaanse teks deur die Staatspresident geteken.)
(Goedgekeur op 2 Mei 1978.)

DAAR WORD BEPAAL deur die Staatspresident, die Senaat en die Volksraad van die Republiek van Suid-Afrika, soos volg:—

Wysiging van artikel 304A van Wet 57 van 1951, soos ingevoeg deur artikel 9 van Wet 5 van 1976.

1. Artikel 304A van die Handelskeepvaartwet, 1951, word hierby gewysig deur subartikel (2) deur die volgende subartikel te vervang:

„(2) **[Indien]** Die Minister **[van oordeel is dat 'n wrak of 'n skip wat skipbreuk gely of gestrand het of verlaat is, 'n gevaar of potensiële gevaar vir navigasie binne die territoriale waters van die Republiek uitmaak]** kan, **[hy]** ondanks die bepalings van subartikel (1), **[daardie]** 'n wrak of 'n skip wat skipbreuk gely of gestrand het of verlaat is of enige gedeelte daarvan laat uithaal, verwyder of vernietig of op die wyse wat hy goedvind mee laat handel.".

Kort titel.

2. Hierdie Wet heet die Wysigingswet op Handelskeepvaart, 1978.

Reproduced by Sabinet Online in terms of Government Printer's Copyright Authority No. 10505 dated 02 February 1998

GENERAL EXPLANATORY NOTE:

[ ] Words in bold type in square brackets indicate omissions from existing enactments.

______ Words underlined with solid line indicate insertions in existing enactments.

ACT

To amend the Merchant Shipping Act, 1951, in order to extend the powers of the Minister in respect of the disposal of wrecks or ships that have been wrecked, stranded or abandoned.

(Afrikaans text signed by the State President.)
(Assented to 2 May 1978.)

BE IT ENACTED by the State President, the Senate and the House of Assembly of the Republic of South Africa, as follows:—

Amendment of section 304A of Act 57 of 1951, as inserted by section 9 of Act 5 of 1976.

1. Section 304A of the Merchant Shipping Act, 1951, is hereby amended by the substitution for subsection (2) of the following subsection:

"(2) **[If]** The Minister **[is of the opinion that any wreck or any wrecked, stranded or abandoned ship constitutes a danger or potential danger to navigation in the territorial waters of the Republic, he]** may, notwithstanding the provisions of subsection (1), cause **[such]** any wreck or any wrecked, stranded or abandoned ship or any part thereof to be raised, removed or destroyed or dealt with in such manner as he may deem fit.".

Short title.

2. This Act shall be called the Merchant Shipping Amendment Act, 1978.