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DEPARTMENT OF THE PRIME MINISTER

DEPARTEMENT VAN DIE EERSTE MINISTER

No. 1005.

9 May 1979.

No. 1005.

9 Mei 1979.

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

No. 44 of 1979: Publications Amendment Act, 1979.

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

No. 44 van 1979: Wysigingswet op Publikasies, 1979.

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 provisions of the Publications Act, 1974, so as to lend finality to the decision of a committee regarding the undesirability of publications or objects; and to further define "film"; and to provide for incidental matters.

*(English text signed by the State President.)
(Assented to 1 May 1979.)*

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 8 of Act 42 of 1974, as amended by section 6 of Act 79 of 1977 and section 1 of Act 109 of 1978.

1. Section 8 of the Publications Act, 1974 (hereinafter referred to as the principal Act), is hereby amended by the substitution for paragraph (b) of subsection (4) of the following paragraph: 5

“(b) A notice published in the *Gazette* stating that a publication or object is in terms of a decision of a committee undesirable, shall for the purposes of this Act be **[sufficient]** conclusive proof of the undesirability of 10 that publication or object.”.

Amendment of section 47 of Act 42 of 1974.

2. Section 47 of the principal Act is hereby amended by the substitution in subsection (1) for the definition of "film" of the following definition:

“‘film’ means— 15

- (a) any sequence of visual images recorded on any substance, whether a film, magnetic tape or any other material, in such manner that by using such substance such images will be capable of being seen as a moving picture; 20
- (b) the sound track associated with and any exhibited illustration relating to a film as defined in paragraph (a);
- (c) any picture intended for exhibition through the medium of any mechanical, electronic or other 25 device,

but does not include any film, as defined in paragraph (a), (b) or (c), imported or made by the South African Broadcasting Corporation or any Department of State;”.

Short title.

3. This Act shall be called the Publications Amendment Act, 30 1979.

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 bepalings van die Wet op Publikasies, 1974, ten einde finaliteit te verleen aan die beslissing van 'n komitee aangaande die ongewensheid van publikasies of voorwerpe; en „rolprent” nader te omskryf; en om vir bykomstige aangeleenthede voorsiening te maak.

(Engelse teks deur die Staatspresident geteken.)
(Goedgekeur op 1 Mei 1979.)

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

1. Artikel 8 van die Wet op Publikasies, 1974 (hieronder die Wysiging van artikel 8 van Hoofwet genoem), word hierby gewysig deur in die Engelse teks Wet 42 van 1974, paragraaf (b) van subartikel (4) deur die volgende paragraaf te soos gewysig deur vervang: artikel 6 van
- 10 „(b) A notice published in the *Gazette* stating that a publication or object is in terms of a decision of a committee undesirable, shall for the purposes of this Act be **[sufficient]** conclusive proof of the undesirability of that publication or object.”. Wet 79 van 1977 en artikel 1 van Wet 109 van 1978.
2. Artikel 47 van die Hoofwet word hierby gewysig deur in Wysiging van subartikel (1) die omskrywing van „rolprent” deur die volgende artikel 47 van 15 omskrywing te vervang: Wet 42 van 1974.
- „rolprent”—
- 20 (a) enige reeks visuele beelde wat op enige stof, hetsy 'n film, magnetiese band of ander materiaal, opgeneem is op so 'n wyse dat daardie beelde deur gebruikmaking van daardie stof as 'n bewegende prent gesien kan word;
- (b) die klankbaan verbonde aan en 'n vertoonde illustrasie wat betrekking het op 'n rolprent soos in paragraaf (a) omskryf;
- 25 (c) 'n prent wat bestem is om deur middel van 'n meganiese, elektroniese of enige ander toestel vertoon te word,
- 30 maar nie ook 'n rolprent, soos omskryf in paragraaf (a), (b) of (c), wat deur die Suid-Afrikaanse Uitsaai-korporasie of 'n Staatsdepartement ingevoer of vervaardig word nie.”.

3. Hierdie Wet heet die Wysigingswet op Publikasies, 1979. Kort titel.