

24 pp



SWAZILAND GOVERNMENT GAZETTE

VOL. XXXVII]

MBABANE, Friday, December 10th., 1999

[No. 534

CONTENTS

No.

Page

ADVERTISEMENTS 1002

CONTENTS OF THE SUPPLEMENT

PART A - BILLS

9. The Tourism Authority Bill, 1999 SI

PART C - LEGAL NOTICES

132. The Court of Appeal (Amendment) Rules, 1999 SI1

133. The Stock Disease (Rabies No. 7) Regulations, 1999 SI1

134. Revocation of Appointment of Authorised Persons (Aviation inspectors) SI3

PUBLISHED BY AUTHORITY

1002

NOTICE

Notice is hereby given that I, Sipho Dumsane Mabuza of Hhohho Region intend to apply to the Honourable Minister for Justice of the Kingdom of Swaziland for authorisation to assume the surname Mkhonta after the fourth publication of this notice in each of the four consecutive weeks in the Observer and Times of Swaziland newspapers, being two newspapers circulating in the Region where I reside and designated for this purpose by the Regional Secretary for the Hhohho Region and in the Government Gazette.

The reason I want to assume the surname is because Mkhonta is my natural surname.

Any person or persons likely to object to my assuming the surname Mkhonta should lodge their objections in writing with me at the address given below and with the Regional Secretary for Hhohho Region.

P.O. Box 1371
Manzini

A2009 4x17-12-99

NOTICE

Notice is hereby given that I, Mfanufikile Fortune Hlophe of Shiselweni Region intend to apply to the Honourable Minister for Justice of the Kingdom of Swaziland for authorisation to assume the surname Mavuso after the fourth publication of this notice in each of the four consecutive weeks in the Observer and Times of Swaziland newspapers, being two newspapers circulating in the Region where I reside and designated for this purpose by the Regional Secretary for the Shiselweni Region and in the Government Gazette.

The reason I want to assume the surname is because Mavuso is my natural surname.

Any person or persons likely to object to my assuming the surname Mavuso should lodge their objections in writing with me at the address given below and with the Regional Secretary for Shiselweni Region.

P.O. Box 8
Mhlosheni / Shiselweni

A2050 4x24-12-99

NOTICE

Notice is hereby given that I, Solomon Sibonokwakhe Mamba of Manzini Region intend to apply to the Honourable Minister for Justice of the Kingdom of Swaziland for authorisation to assume the surname Dlamini after the fourth publication of this notice in each of the four consecutive weeks in the Observer and Times of Swaziland newspapers, being two newspapers circulating in the Region where I reside and designated for this purpose by the Regional Secretary for the Manzini Region and in the Government Gazette.

The reason I want to assume the surname is because Dlamini is my natural surname.

Any person or persons likely to object to my assuming the surname Dlamini should lodge their objections in writing with me at the address given below and with the Regional Secretary for Manzini Region.

Phocweni Royal Guard
Private Bag Phocweni
Via Manzini

A2062 4x24-12-99

1003

NOTICE

Notice is hereby given that we intend applying for the cancellation of an entry in the Deeds Office register relating to: Mortgage Bond No. 256/1984 dated 5th November, 1984 for E50,000.00 (Fifty Thousand Emalangeni) passed by Eyethu Investments (Proprietary) Limited.

Any person having an objection to the cancellation of such entries in the Deeds Office Register is hereby requested to lodge such objection in writing with the Registrar of Deeds Office within three (3) weeks of the last publication of this notice.

DATED AT MBABANE ON THIS 29TH DAY OF NOVEMBER, 1999.

SAMUEL S. EARNSHAW & PARTNERS
Attorneys for Applicant
P.O. Box 1134
Mbabane

A2055 2x10-12-99

NOTICE

Notice is hereby given that we intend applying for a copy of Deed of Transfer No. 329/1995 dated 13th July 1995 in favour of **VUSUMUZI MUSA DLAMINI** (born on the 22nd day of April 1958), in respect of:

CERTAIN : Portion 466 (a portion of portion 459) of Farm 2, situate in the District of Hhohho, Swaziland.

MEASURING : 1613 (One Six One Three) square metres;

Any person having objection to the issue of such copy is hereby requested to lodge it in writing with the Registrar of Deeds within three (3) weeks of the last publication of this notice.

DATED AT MBABANE ON THISTH DAY OF NOVEMBER 1999

SHILUBANE, NTIWANE & PARTNERS
Applicant's Attorneys
4th Floor Mbandzeni House
Smuts/Church Streets
Mbabane

A2053 2x10-12-99

NOTICE

ESTATE LATE: SIBUSISO PETROS DLAMINI ESTATE NO. EM324/99

Notice is hereby given in terms of Section 52 bis of the Administration of Estates Act No. 28/1902 that the First and Final Liquidation and Distribution Account will lie open at the office of the Master of the High Court of Swaziland Mbabane for a period of 21 days (twenty one days) from the date of publication of this notice.

Any person objecting to the account may lodge his/her objection in writing, in duplicate with the Master of the High Court at any time before expiry of the said period.

GABSILE DLAMINI
P.O. Box 1791
Manzini

A2087 10-12-99

1004

NOTICE

Notice is hereby given that we intend applying for a certified copy of : Deed of Transfer No. 268/1984 dated the 2nd November 1984 in favour of **GALENA TERESA DUNN (born MAMBA in the year 1896)** Widow in respect of :

1

CERTAIN : Remaining Extent of Portion U of No. 2 situate in Mbabane urban area, District of Hhohho Swaziland;

MEASURIG : as such 2,4210 (Two Comma Four Two One Zero) hectares; and

2

CERTAIN : Remaining Extent of Portion V of No. 2 situate in Mbabane urban area, District of Hhohho Swaziland;

MEASURING : as such 1,3057 (One Comma Three Zero Five Seven) hectares;

Any person having objections to the issue of such copy is hereby requested to lodge it in writing with the Registrar of Deeds within three (3) weeks of the last publication of this notice.

DATED AT MBABANE THIS 30TH DAY OF NOVEMBER 1999.

ROBINSON BERTRAM
Attorneys for Applicant
P. O. Box 24
Mbabane

A2085 2x17-12-99

NOTICE

Notice is hereby given that we intend applying for a certified copy of Deed of Donation Transfer No. 195/1995 dated the 28th April, 1995 made in favour of **MUSA MTHETHWA** (born on the 20th March, 1962), I. D. NO. 3219-01-4395614 over:

CERTAIN : Portion 78 of the Farm Sterkstroom No. 264, situate in the MANZINI DISTRICT, Swaziland;

MEASURIG : 2639 (Two Six Three Nine) square metres;

Any person having an objection to the issue of such copy by the Registrar is hereby requested to lodge such objection in writing with the Registrar of Deeds within three (3) weeks of the last publication of this notice.

DATED AT MBABANE ON THIS 7TH DAY OF DECEMBER, 1999.

SIGWANE, MANZINI AND PARTNERS
Attorneys for Applicant
P. O. Box A204
Swazi Plaza
Mbabane

A2096 2x17-12-99

1005

NOTICE

Notice is hereby given that we intend to apply for a certified copy of a lost Deed of Transfer No. 472/1992 dated the 15th October 1999 in the name of Alvit Zide Dlamini in respect of:

CERTAIN : Portion 3 of Farm No. 653, situate in the District of Hhohho, Swaziland.

MEASURIG : 45,0809 (Four Five Comma Zero Eight Zero Nine) Hectares.

and

CERTAIN : Portion 1 of Farm No. 653, situate in the District of Hhohho, Swaziland.

MEASURING : Fifteen Comma One Three Nought Four (15,1304) Hectares.

Any person having an objection to the issue of a certified copy of the lost Deed of Transfer is hereby requested to lodge such objection in writing with the Registrar of Deeds within three (3) weeks of the last publication of this Notice.

DATED AT MBABANE ON THIS 1ST DAY OF DECEMBER, 1999.

P. R. DUNSEITH
Lansdowne House
Post Street
P.O. Box 423
Mbabane

A2083 2x17-12-99

NOTICE

IN THE ESTATE OF THE LATE HESTER REGINA DAWSON

All creditors and persons interested ab intestato or otherwise in the abovementioned estate are hereby called upon within twenty one days from the date hereof, to lodge in writing with the Master of the High Court of Swaziland at MBABANE, Swaziland, the particulars of their claims against the said estate and their objections, if any, to the signing and sealing by him of the Letters of Administration granted by the Master of the Supreme Court of South Africa, Transvaal Provincial Division in Pretoria on the 7th day of October 1999 to

GIDEON FREDEROCK JOHANNES VAN TONDER

in his capacity as a nominee of the Standard Bank of South Africa Limited as executor/testamentary of the said estate.

ROBINSON BERTRAM
Attorneys for Executor/Testamentary
P.O. Box 24
Mbabane

A2090 10-12-99

1006

NOTICE

IN THE HIGH COURT OF SWAZILAND

HELD AT MBABANE

CASE NO. 1044/99

In the matter between :

SWAZILAND DEVELOPMENT AND SAVINGS BANK

Plaintiff

and

ABNER MADODA DLAMINI

Defendant

NOTICE OF SALE

Notice is hereby given that pursuant to a Writ of Execution issued in the above matter, the undermentioned property will be sold by public auction by the Deputy Sheriff for the District of Shiselweni outside the Magistrates Court Building, Nhlangano at 2:30 p.m. on Friday 17th day of December 1999.

CERTAIN : Farm No. 981 situate in the District of Shiselweni, Swaziland.
MEASURING : 227,0938 (two two seven comma zero nine three eight) square metres.
RESERVE PRICE : E350 000.00 (Three Hundred and Fifty Thousand Emalangenani)
IMPROVEMENTS : Vacant Plot

The Conditions of sale are available for inspection at the offices of The Sheriff of Swaziland at the Magistrates Court in Nhlangano and at the offices of the Regional Administrator, Nhlangano as well as the offices of Bheki G. Simelane and Company, 1st Floor Sokhamlilo Building, Johnstone Street, Mbabane in the Hhohho District.

Further particulars may be obtained from the undersigned.

DATED AT MBABANE ON THE 30TH DAY OF NOVEMBER 1999.

S J GAMA
Sheriff of Swaziland
c/o The Registrar of the High Court
Mbabane

A2086 10-12-99

NOTICE

ESTATE LATE: THOKO ANNE NGOZO ESTATE NO. EM413/99

Debtors and Creditors in the abovementioned Estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this Notice.

HEZEKIEL NGOZO
P. O. Box 250
Luve

A2088 10-12-99

1007

NOTICE

ESTATE LATE: VIMBA JOSEPH SIHLONGONYANE ESTATE NO.EM381/99

Debtors and Creditors in the abovementioned Estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this Notice.

LOMASONTFO SIHLONGONYANE
P.O. Box 379
Manzini

A2076 10-12-99

NOTICE

ESTATE LATE: TIMOTHY M. KHUMALO ESTATE NO.EM415/99

Debtors and Creditors in the abovementioned Estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this Notice.

GIRLIE KHUMALO
P.O. Box 3146
Manzini

A2077 10-12-99

NOTICE

ESTATE LATE: NDOPI PETROS SIBANDZE ESTATE NO.ES240/99

Debtors and Creditors in the abovementioned Estate are hereby asked to lodge their claims and pay their debts with the undersigned within fourteen (14) days after the date of publication of this Notice.

ESTHER SIBANDZE
Tshaneni High School
P.O. Box
Hlathikhulu

A2078 10-12-99

NOTICE

ESTATE LATE: SOLOMON NGANGABANTU NKAMBULE ESTATE NO.EM451/99

Debtors and Creditors in the abovementioned Estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this Notice.

FLORA NKAMBULE
Private Bag
Encabaneni

A2079 10-12-99

1008

NOTICE

ESTATE LATE: JAMES ROY KUNENE ESTATE NO.EM446/99

Debtors and Creditors in the abovementioned estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this notice.

MRS SINDIE FIKELEPHI KUNENE
P. O. Box 308
Manzini

A2080 10-12-99

NOTICE

ESTATE LATE: ZACHARIA M. DLAMINI ESTATE NO.EM77/99

Debtors and Creditors in the abovementioned Estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this Notice.

MRS ELIZABETH DLAMINI
P. O. Box 2363
Manzini

A2081 10-12-99

NOTICE

ESTATE LATE: MGCIBELO NKABINDZE ESTATE NO.EP66/99

Debtors and Creditors in the abovementioned estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this notice.

MR JABULANE RICHARD NKABINDZE
P. O. Box 4225
Mbabane

A2082 10-12-99

NOTICE

ESTATE LATE: SYDNEY PHINDA DLAMINI ESTATE NO.EH182/99

Debtors and Creditors in the abovementioned estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this notice.

MRS LUCY LINDIWE DLAMINI
P. O. Box 80
Ezulwini

A2084 10-12-99

1009

NOTICE

ESTATE LATE: ZIBOVU HOLMAN MANANA ESTATE NO.E132/95

Debtors and Creditors in the abovementioned Estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this Notice.

TRYPHINAH MANANA
P. O. Box 151
Nyamazane

A2089 10-12-99

NOTICE

ESTATE LATE: DUMSILE REJOICE DLAMINI ESTATE NO.EM156/99

Debtors and Creditors in the abovementioned estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this notice.

GLORIOUS MKHWANAZI
University of Swaziland
Private Bag No. 4
Kwaluseni

A2095 10-12-99

NOTICE

ESTATE LATE: BOSCO THULANI MASHAYA ESTATE NO.ES237/99

Debtors and Creditors in the abovementioned Estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this Notice.

CATHRINE MASHAYA
P. O. Box 1006
Manzini

A2094 10-12-99

NOTICE

ESTATE LATE: PHINEAS NGCOMA DLAMINI ESTATE NO.EH167/99

Debtors and Creditors in the abovementioned Estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this Notice.

DANIEL G. DLAMINI
P. O. Box 19
Ezulwini

A2093 10-12-99

1010

NOTICE

ESTATE LATE: ALFRED MANDONGANE MAMBA ESTATE NO.EL131/99

Debtors and Creditors in the abovementioned Estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this Notice.

ESTHER MAMBA & GEZEPHI MAMBA
P. O. Box 7
Matata

A2097 10-12-99

NOTICE

Notice is hereby given that I, Sipho M. Ncongwane of Hhohho Region intend to apply to the Honourable Minister for Justice of the Kingdom of Swaziland for authorisation to assume the surname Masuku after the fourth publication of this notice in each of the four consecutive weeks in the Observer and Times of Swaziland newspapers, being two newspapers circulating in the Region where I reside and designated for this purpose by the Regional Secretary for the Hhohho Region and in the Government Gazette.

The reason I want to assume the surname is because Masuku is my natural surname.

Any person or persons likely to object to my assuming the surname Masuku should lodge their objections in writing with me at the address given below and with the Regional Secretary for Hhohho Region.

P. O. Box 4483
Mbabane

A2099 4x31-12-99

SUPPLEMENT TO
THE
SWAZILAND GOVERNMENT
GAZETTE

VOL. XXXVII]

MBABANE, Friday, December 10th., 1999

[No. 534

CONTENTS

No.	Page
PART A - BILLS	
9. The Tourism Authority Bill, 1999	SI
PART C - LEGAL NOTICES	
132. The Court of Appeal (Amendment) Rules, 1999	SI1
133. The Stock Disease (Rabies No. 7) Regulations, 1999	SI1
134. Revocation of Appointment of Authorised Persons (Aviation inspectors)	SI3

THE TOURISM AUTHORITY BILL, 1999

(Bill No. 9 of 1999)

(To be presented by the Minister for Tourism, Environment and Communications)

MEMORANDUM OF OBJECTS AND REASONS

The object of this Bill is to provide for the establishment of a body to be known as the Swaziland Tourism Authority which will be responsible, generally for -

- (a) the promotion of and marketing of Swaziland as a destination for tourists;
- (b) the co-ordination of domestic, regional and international tourism co-operation;
- (c) the promotion of awareness of tourism in Swaziland;
- (d) the promotion and facilitation of the development of tourism facilities;
- (e) advising on policy formulation directly or indirectly involving tourism;
- (f) the planning and implementation of policy objectives;
- (g) the establishment and promotion of standards in tourism through training and human resource development;
- (h) the promotion of investment in the tourism industry;
- (i) conducting market research;
- (j) the development of a tourism database;
- (k) the co-ordination of tourism projects;
- (l) the provision of consultancy and advisory services in relation to tourism; and
- (m) for matters incidental thereto.

P M DLAMINI
Attorney-General

A BILL
entitled

Act to make provision for the establishment of the Swaziland Tourism Authority.
ENACTED by the King and the Parliament of Swaziland.

Arrangement of sections

1. Short title and commencement.
2. Interpretation.
3. Establishment of the Swaziland Tourism Authority.
4. Objectives of the Authority.
5. Functions of the Authority.
6. Powers of the Authority.
7. Establishment and Composition of the Board of Directors.
8. Disqualification for appointment to the Board.
9. Vacation of Office.
10. Ordinary Meetings and Procedures of the Board.
11. Special Meetings of the Board.
12. Committees of the Board.
13. Appointment of Chief Executive Officer and Staff.
14. Termination of Appointment of Chief Executive Officer.
15. Duties of the Chief Executive Officer.
16. Appointment of Chief Financial Officer.
17. Duties of the Chief Financial Officer.
18. Termination of Appointed Chief Financial Officer.
19. Funds of the Authority.
20. Annual programmes and budget of the Authority.
21. Accounts of the Authority.
22. Audit of Authority's Accounts.
23. Financial Year.
24. Report on the activities of the Authority.
25. Establishment of Fund.
26. Designated Tourist Facility.
27. Regulations.

Short title and commencement.

1. This Act may be cited as the Swaziland Tourism Authority Act, 1999, and shall come into force on a date to be appointed by the Minister by Notice published in the Gazette.

Interpretation.

2. In this Act, unless the context otherwise requires -

“Authority” means the Swaziland Tourism Authority constituted in terms of section 3;

“Board” means the Swaziland Tourism Authority Board constituted in terms of section 7;

“Committee” means a committee of the Board constituted in terms of section 12;

“domestic tourist” means any person normally resident in Swaziland, who travels within the borders of the country to any of the designated tourist facilities;

“financial year” means the financial year of the Authority as set out in terms of section 23;

“Fund” means the Fund referred to in section 25;

“member” means a member of the Board;

“Minister” means the Minister responsible for tourism;

“operator” means a person who conducts or operates a tourist facility;

“tourist” means a person who spends a night in Swaziland for any one or more of the following purposes -

- (a) holiday;
- (b) sports and recreation;
- (c) study;
- (d) religion;
- (e) business; or
- (f) meetings or conferences;

“tourism industry” means any business, enterprise or activity which provides tourist facilities or related services including cultural, environmental and local communities that are directly involved in tourism;

“visitor” means any person who travels to a place other than his or her usual place of residence or business for a period of less than a year and whose main purpose is other than the exercise of an activity remunerated from within that place.

Establishment of the Swaziland Tourism Authority.

3. (1) There is hereby established the Swaziland Tourism Authority (“the Authority”), which shall be a body corporate, having perpetual succession and a common seal, capable of suing and being sued in its name.

(2) The Authority shall be a category A public enterprise for purposes of the Public Enterprises (Control and Monitoring) Act, 1989.

Objectives of the Authority.

4. The Objectives of the Authority are to -

- (a) develop the tourism sector as a national priority in an environmentally sustainable and culturally acceptable manner;
- (b) co-ordinate and facilitate the implementation of Government policies and strategies on tourism;
- (c) market Swaziland as a tourism destination through the provision of a platform for industry stakeholders;
- (d) encourage, facilitate and promote local and foreign investment in the tourism industry; and
- (e) ensure the contribution of tourism to the socio-economic development and continued improvement of quality of life in the Kingdom of Swaziland.

Functions of the Authority.

5. (1) The functions of the Authority are to -

- (a) translate the general and specific objectives of the National Tourism policy into strategies and action plans, for effective and efficient implementation of the Policy;
- (b) advise government and stakeholders on tourism trends, activities and all matters relating to tourism development, thereby optimizing investment in the industry and facilitating the continuing evaluation of tourism policy and objectives;
- (c) establish Swaziland's image as a distinctive, friendly, peaceful, safe and very desirable country to visit, through specific marketing and public relations campaigns, including promotional activities and being a mouthpiece for the tourism industry both domestically and internationally;
- (d) develop and market the tourism industry through sound planning and consultation with stakeholders and to undertake promotional campaigns, either singularly or jointly with industry stakeholders, in local, region and international markets, in a manner most appropriate for applying the resources available for such activities;
- (e) raise development, promotional and administrative funding through, inter alia, the implementation of tourism levies and other charges, and to otherwise attract, facilitate and utilize whatever sources of finances that may be available to further the development in Swaziland;
- (f) research and advise Government on suitable funding strategies relating to the development and marketing of tourism;
- (g) co-ordinate information gathering for the tourism industry, through research and the development of tourism databases, are to be made available to the industry for planning and decision-making purposes;
- (h) facilitate the development of business management and marketing skills amongst emerging entrepreneurs through training and development initiatives;
- (i) promote and facilitate the development of tourism infrastructure, facilities and services in Swaziland, which are either specifically identified as of key importance to the development of the National Tourism product, or which comply with the guidelines and objectives of the National Tourism Policy;
- (j) define strategic zones for tourism development in order to focus developmental efforts for maximum long-term socio-economic benefit and to adequately motivate and ensure that potential tourism opportunities are not compromised by alien development;
- (k) liaise with Government Ministries and departments, local authorities, or other statutory bodies in order to achieve the objectives of the Tourism Policy;
- (l) provide advice and facilitate interaction with any bodies officially mandated with promoting local and foreign investment in Swaziland;
- (m) identify and encourage expansion and new investment by the existing tourism industry in Swaziland;
- (n) advise and assist Government in all matters pertaining to regional and international co-operation in the sphere of tourism development; and

- (o) do all such things as are necessary or incidental or conducive to the functions specified in this Act.

(2) In the performance of its functions, the Authority shall have regard to the environmental impact of the activities which constitute the tourism industry.

Powers of the Authority.

6. For the better exercise of its functions, the Authority shall have the power to :

- (a) hold, manage, develop, let, hire, buy or subscribe for or otherwise acquire or sell or otherwise dispose of hypothecate or otherwise deal in immovable property of any sort; open and operate banking accounts and make, draw, accept or endorse negotiable instruments in the ordinary course of business;
- (b) make representations to any public official, person, body or Minister in pursuit of its functions;
- (c) instruct any public official or authority to decide and act promptly and in accordance with written law on any matter pertaining to the execution its functions under this Act;
- (d) investigate complaints made by tourists, inquire or cause to be inquired into the reasons for such a complaint and to report cases of laxity, inefficiency and ineptitude by any public official or tourist facility in the performance of his or its duties in connection with the National Tourism Policy.

Establishment and Composition of the Board of Directors.

7. (1) There is hereby established a Board of Directors of the Authority which shall be the governing body of the Authority and shall be responsible for carrying out the functions and exercising the powers conferred on the Authority.

(2) The Board shall consist of not more than nine members appointed in terms of section 6 of the Public Enterprise (Control and Monitoring) Act, 1989, made up as follows -

- (a) the Principal Secretary in the Ministry responsible for Tourism;
- (b) the Principal Secretary in the Ministry responsible for Finance;
- (c) a representative of the Swaziland National Trust Commission;
- (d) the Chief Executive Officer appointed in terms of Section 13 who shall be the secretary of the Board;
- (e) subject to section 8, at least five members from the private sector three of whom are directly involved in tourism,

all of whom shall be appointed by the Minister.

(2) The members of the Board shall be appointed for a period of three years on such terms and conditions as the Minister may determine.

(3) A member, other than a Principal Secretary, may be appointed for only two further terms after the expiry of the initial period of his appointment.

- (4) The Minister shall appoint the Chairperson from amongst the members of the Board.

Disqualification for appointment to the Board.

8. (1) A person shall not qualify for appointment as a member if -
- (a) he is not a citizen of Swaziland or ordinarily resident in Swaziland;
 - (b) he has been declared insolvent and has not been rehabilitated;
 - (c) within a period of five years preceding the date of appointment, he has been convicted in Swaziland, or in any other country, of an offence involving fraud or dishonesty;
 - (d) within a period of five years preceding the date of appointment, he has been convicted in Swaziland, or in any other country, of an offence and was sentenced to a period of imprisonment without the option of a fine; or
 - (e) if he of unsound mind.

Vacation of office.

9. (1) A member shall vacate office if he -
- (a) is absent from two consecutive meetings of the Board without leave of the Chairperson;
 - (b) tenders his resignation in writing addressed to the Minister; or
 - (c) he ceases to reside in Swaziland.

(2) If a member vacates office or is disqualified from being a member after his appointment, the Minister shall, subject to section 8, appoint a person to fill in the vacancy for the period left by that member.

Ordinary meetings and procedures of the Board.

10. (1) The Board shall hold its first meeting on a date and at a place fixed by the Minister, and shall thereafter, meet for the dispatch of business at such time and place as the Chairperson may determine.

(2) The Board shall hold no fewer than four meetings in each financial year.

(3) If the Chairperson is absent from any meeting of the Board, the members present may elect a member to preside over that meeting.

(4) Five members, one of whom shall be the Principal Secretary of Tourism or Finance, shall form a quorum at any meeting of the Board.

(5) Decisions taken shall be by a majority vote at any meeting for the Board.

(6) A member present at a meeting shall have one vote on any matter before the Board and in the event of any equality of votes, the Chairperson presiding over the meeting shall have a casting vote in addition to his deliberative vote.

(7) The Board shall regulate its procedure.

Special meetings of the Board.

11. (1) Upon the request of the Minister or Board Members forming a quorum the Chairperson shall convene a special meeting.

(2) Notice of a special meeting shall be sent to each member not later than 48 hours before the meeting and shall specify the business or agenda of the special meeting.

Committees of the Board.

12. (1) For the exercise of its functions, the Board may establish Committees in which the Board may vest such of its functions as it considers appropriate.

(2) On the establishment of a Committee, the Board shall appoint at least one of its members to be a member of the committee, and that member or one of those members, as the case may be, shall be Chairperson of the committee.

(3) Meetings of a Committee may be convened at any time and place determined by the Chairperson of the Committee.

Appointment of Chief Executive Officer and staff.

13. (1) The Minister shall appoint a person with extensive tourism experience as the Chief Executive Officer of the Authority in accordance with section 8 of the Public Enterprises (Control and Monitoring) Act, 1989, on such terms and conditions as the Minister may determine.

(2) The Chief Executive Officer shall, with the approval of the Board, appoint such staff of the Authority as may be necessary for the proper performance of the functions of the Authority.

(3) The salaries, wages or other remuneration of the staff shall be determined by the Board.

Termination of Appointment of Chief Executive Officer.

14. The appointment of the Chief Executive Officer shall be terminated in the manner provided for in the Public Enterprise (Control and Monitoring) Act, 1989 where he:

- (a) violates the terms and conditions of his appointment; or
- (b) fails to carry out any of his duties.

Duties of the Chief Executive Officer.

15. The Chief Executive Officer shall -

- (a) be responsible for the day to day administration of the Authority;
- (b) carry out or perform any duties which are expedient for the achievement of the purposes of this Act, subject to any specific or general directives of the Board;
- (c) prepare a budget including the staff complement for the Authority for approval by the Board.

Appointment of Chief Financial Officer.

16. There shall be appointed a Chief Financial Officer as provided in section 8 (2) of the Public Enterprises (Monitoring and Control) Act, 1989.

Duties of the Chief Financial Officer.

17. The Chief Financial Officer shall -

- (a) keep all proper books of account and other books and records in relation to the funds, undertakings, activities and property of the Authority;
- (b) prepare such statements of account as may be necessary to indicate the financial status of the Authority at the end of each financial year;
- (c) cause the accounts of the Authority to be examined, audited and reported on annually by auditors appointed by the Board;
- (d) carry out other duties assigned to him by the Chief Executive Officer;
- (e) be answerable to the Chief Executive Officer.

Termination of appointed Chief Financial Officer.

18. The appointment of the Chief Financial Officer shall be terminated in the manner provided in the Public Enterprises (Control and Monitoring) Act, 1989 where -

- (a) he violates the terms and conditions of his appointment; or
- (b) he fails to carry out his duties.

Funds of the Authority.

19. (1) The funds of the Authority shall consist of all monies -

- (i) received as remuneration for its services;
- (ii) appropriated by Parliament for purposes of this Act;
- (iii) donated to the Authority for purposes of this Act.

(2) The Authority shall, out of its funds:

- (i) pay to the members of the Board such remuneration and allowances as approved by the Minister;
- (ii) pay salaries, wages and allowances to the employees of the Authority;
- (iii) pay or authorize the payment of all such sums of money as may be legally due from the Authority.

Annual programmes and budget of the Authority.

20. (1) Before the beginning of each financial year, and, on or before such date as the Minister may direct, the Authority shall prepare and submit to the Minister for his approval:

- (a) a programme of the projects and activities which the Authority seeks to undertake during that financial year; and
- (b) a budget showing the income and expenditure which the Authority will incur in respect of that financial year.

(2) During the course of a financial year, the Authority may submit to the Minister a supplementary budget relating to anticipated income and expenditure which was not provided for in the annual budget.

(3) A supplementary budget shall form part of the annual budget of the Authority for the financial year to which it relates.

(4) The Authority shall furnish the Minister with such additional information in regard to any budget submitted as the Minister may require.

Accounts of the Authority.

21. (1) The Authority shall keep proper books of accounts and other records relating to such accounts in respect of all its activities, funds or assets.

(2) The Authority shall prepare and submit to the Minister an audited statement of accounts in respect of each financial year, within ninety days after the end of that financial year.

Audit of Authority's accounts.

22. (1) A reputable firm of auditors shall be appointed in the manner provided in the Public Enterprises (Control and Monitoring) Act, 1989, as auditors of the Authority for such period as the Minister shall determine.

(2) A person shall not be appointed an auditor if he -

- (a) is a member of the Board or an employee of the Authority;
- (b) is a partner of a member of the Board or a partner of an employee of the Authority;
- (c) is an employer or employee of a member of the Board or of the Authority; or
- (d) has any pecuniary interest in the Authority or in any of its activities.

Financial Year.

23. The Financial Year of the Authority shall be from the 1st April in a calendar year to the 31st March in the next calendar year, unless the Minister indicates otherwise by Notice published in the Gazette.

Report on the Activities of the Authority.

24. At the end of each financial year, the Authority shall present to the Minister an annual report on its activities in relation to that financial year and the Minister shall in turn present such report to Parliament.

Establishment of Fund.

(1) The Minister may, in consultation with the Minister for Finance, establish by Regulation, a Fund to be known as the Swaziland Tourism Authority Fund.

(2) In establishing the Fund, the Minister shall provide for its functions, composition and administration.

Designated Tourist Facility.

26. The Minister, after consultation with the Authority, may, by Notice in the Gazette, declare that:

- (a) any service provided for tourists;
- (b) any premises or place in or which any service referred to in paragraph (a); or
- (c) any premises, place or thing which in the Minister's opinion affords amenity to tourists,

be designated a tourist facility.

Regulations.

27. The Minister may, in consultation with the Authority, make Regulations in order to carry into effect the principles and purposes of this Act.

LEGAL NOTICE NO. 132 OF 1999

THE CONSTITUTION OF SWAZILAND, 1968
(Act No. 50 of 1968)

THE COURT OF APPEAL (AMENDMENT) RULES, 1999
(Under section 112)

In exercise of the powers conferred by section 112 of the Constitution of Swaziland, 1968 repealed with savings, the Judge President of the Court of Appeal hereby issues the following Notice -

Citation.

1. This Notice may be cited as the Court of Appeal (Amendment) Rules, 1999 and shall be read as one with the Court of Appeal Rules, 1971 (hereinafter referred to as the Principal Rules).

Amendment of Rule 40.

2. The Principal Rules are hereby amended by deleting Rule 40.

R. N. LEON
Judge President
Swaziland Court of Appeal

LEGAL NOTICE NO. 133 OF 1999

ANIMAL DISEASE ACT, 1965
(Act No. 7 of 1965)

THE STOCK DISEASE (RABIES NO. 7) REGULATIONS, 1999
(Under Section 3)

In exercise of the powers conferred by Section 3 of the Animal Diseases Act, 1965 the Minister for Agriculture and Cooperatives hereby makes the following Regulations:

Citation and Commencement:

1. These Regulations may be cited as the Stock Disease (Rabies No. 7) Regulation, 1999 and shall be deemed to have come into force on 6th December, 1999.

Declaration of Rabies Guard Areas:

2. The areas specified in the First Schedule are declared to be Rabies Guard Areas.

Isolation and Confinement of Dogs:

3. Every owner of a dog or cat in a guard area shall isolate and confine his dog or cat so as to prevent it from escaping from such guard areas and such confinement and isolation shall remain in force until further notice.

Presentation of Dogs and Cats for Vaccination:

4. A person who owns a dog or cat and lives within the area specified in the schedule to this Notice shall present his pets for inoculation at the designated vaccination centre and on the time specified in the Second Schedule.

Offence and Penalty:

5. An owner of a dog or cat who fails to comply with regulation 3 and 4 commits an offence and is liable on conviction, to a fine not exceeding E300.00 and in default of payment, to imprisonment for a period not exceeding 3 months.

Destruction of Dogs and Cats in Rabies Guard Areas:

6. (1) A Government Veterinary Officer may destroy a dog or cat in any of the Rabies guard areas if in his opinion, the dog or cat has not been confined so as to prevent it from escaping from such guard areas.

(2) In pursuance of sub-regulation (1) a Government Veterinary Officer may ask for the assistance of the Royal Swaziland Police in carrying out the provision of that sub-regulation.

C. T. NKWANYANA
Acting Principal Secretary

FIRST SCHEDULE

MANZINI T/A 449
MNTUMNYAMA T/A 194
NGWENYAMA T/A 267
MKHWAKHWENI T/A 441

SECOND SCHEDULE

<u>Name of Tank Area</u>	<u>Vaccination Centre</u>	<u>Time</u>	<u>Date</u>
Manzini t/a 449	Diptank	8 a.m. - 1 p.m.	06-12-99
Mntumnyama t/a 194	Diptank	8 a.m. - 1 p.m.	06-12-99
Ngwenyama t/a 267	Diptank	8 a.m. - 1 p.m.	07-12-99
Mkhwakhweni t/a 441	Diptank	8 a.m. - 1 p.m.	07-12-99

LEGAL NOTICE NO. 134 OF 1999

THE AVIATION ACT, 1968
(Act No. 31 of 1968)

REVOCATION OF APPOINTMENT OF AUTHORISED PERSONS
(AVIATION INSPECTORS) NOTICE, 1999
(Under Regulation 6)

In exercise of the powers conferred by Regulation 6 of the Aviation Regulations, 1969, the Minister for Public Works and Transport revoke the appointment of the following persons to be authorised persons (aviation Inspectors) with effect from the 1st December, 1999.

- | | |
|------------------------------|---------------------------|
| 1. Captain Renny T. Simelane | - Flight Safety Inspector |
| 2. Mr. Benedict T. Sibandze | - Inspector |
| 3. Mr. John D. Cokinogenis | - Inspector |
| 4. Mr. Petre Tokarev | - Inspector |

M. E. MADLOPHA
Principal Secretary