



STAATSKOERANT

VAN DIE REPUBLIEK VAN SUID-AFRIKA



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GOVERNMENT GAZETTE

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DEPARTEMENT VAN DIE EERSTE MINISTER

DEPARTMENT OF THE PRIME MINISTER

No 1173 7 Julie 1971

No 1173 7th July, 1971

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

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

No 73 van 1971 Wysigingswet op Atoomkrag, 1971

No 73 of 1971 Atomic Energy Amendment Act, 1971

Act No 73, 1971

ATOMIC ENERGY AMENDMENT ACT 1971

ACT

To amend the Atomic Energy Act, 1967, in order to regulate the granting of patents for the enrichment of source material or special nuclear material, and to provide for incidental matters

*(English text signed by the State President)
(Assented to 15th June, 1971)*

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 21 of Act 90 of 1967, as amended by section 7 of Act 34 of 1970

1 Section 21 of the Atomic Energy Act, 1967 (hereinafter referred to as the principal Act), is hereby amended by the deletion in subsection (1) of the word "enrichment"

Insertion of section 21A in Act 90 of 1967

2 The following section is hereby inserted in the principal Act after section 21

Patents relating to enrichment of source material or special nuclear material

21A (1) Notwithstanding anything to the contrary in any law contained, no person, other than the board, shall be granted any patent which relates to or can be applied in connection with the enrichment of source material or special nuclear material

(2) If any person, other than the board, lodges with the registrar an application for a patent in respect of an invention relating to the enrichment of source material or special nuclear material, the registrar shall refer such application to the board

(3) If the board is of the opinion that the application referred to in subsection (2) is one for a patent which relates to or can be applied in connection with the enrichment of source material or special nuclear material, it shall notify the registrar of its decision and the registrar shall thereupon refuse such application

(4) The decision of the board under subsection (3) shall be final

(5) The grant of any patent contrary to the provisions of subsection (1), shall be of no force and effect "

Amendment of section 22 of Act 90 of 1967

3 Section 22 of the principal Act is hereby amended by the deletion in subsection (1) of the words "or enrichment"

Amendment of section 23 of Act 90 of 1967

4 Section 23 of the principal Act is hereby amended by the deletion in subsection (1) of the words "or enrichment"

WET

Tot wysiging van die Wet op Atoomkrag, 1967, ten einde die verlening van patente vir die verryking van bronmateriaal of spesiale kernmateriaal te reel, en om vir bykomstige aangeleenthede voorsiening te maak

*(Engelse teks deur die Staatspresident geteken)
(Goedgekeur op 15 Junie 1971)*

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

1 Artikel 21 van die Wet op Atoomkrag, 1967 (hieronder die Hoofwet genoem), word hierby gewysig deur in subartikel (1) die woord „verryking” te skrap

Wysiging van artikel 21 van Wet 90 van 1967 soos gewysig deur artikel 7 van Wet 34 van 1970

2 Die volgende artikel word hierby in die Hoofwet na artikel 21 ingevoeg

Invoeging van artikel 21A in Wet 90 van 1967

„Patente met betrekking tot verryking van bronmateriaal of spesiale kernmateriaal

21A (1) Ondanks andersluidende wetsbepalings, word aan niemand, behalwe die raad, 'n patent verleen nie wat betrekking het op of aangewend kan word in verband met die verryking van bronmateriaal of spesiale kernmateriaal

(2) Wanneer iemand anders as die raad by die registrateur aansoek doen om 'n patent ten opsigte van 'n uitvinding met betrekking tot die verryking van bronmateriaal of spesiale kernmateriaal, verwys die registrateur die aansoek na die raad

(3) Indien die raad van oordeel is dat die in subartikel (2) bedoelde aansoek 'n aansoek is om 'n patent wat betrekking het op of aangewend kan word in verband met die verryking van bronmateriaal of spesiale kernmateriaal, verwittig hy die registrateur van sy beslissing en die registrateur moet daarna sodanige aansoek van die hand wys

(4) Die beslissing van die raad ingevolge subartikel (3) is afdoende

(5) Die verlening van 'n patent in stryd met die bepalinge van subartikel (1), is nietig ”

3 Artikel 22 van die Hoofwet word hierby gewysig deur in subartikel (1) die woorde „of verryking” te skrap

Wysiging van artikel 22 van Wet 90 van 1967

4 Artikel 23 van die Hoofwet word hierby gewysig deur in subartikel (1) die woorde „of verryking” te skrap

Wysiging van artikel 23 van Wet 90 van 1967

Act No 73, 1971

ATOMIC ENERGY AMENDMENT ACT 1971

Amendment of
section 28 of
Act 90 of 1967

5 Section 28 of the principal Act is hereby amended by the addition to subsection (2) of the following proviso

“Provided that the rights in any discovery, invention or improvement which in the opinion of the board relates to or can be applied in connection with the enrichment of source material or special nuclear material, shall vest in the board solely, whose decision whether or not the said discovery, invention or improvement so relates or can be so applied, shall be final ”

Short title

6 This Act shall be called the Atomic Energy Amendment Act, 1971

WYSIGINGSWET OP ATOOMKRAAG, 1971

Wet No 73, 1971

5 Artikel 28 van die Hoofwet word hierby gewysig deur die volgende voorbehoudsbepaling by subartikel (2) te voeg

Wysiging van
artikel 28 van
Wet 90 van 1967

„Met dien verstande dat die regte op 'n ontdekking, uitvinding of verbetering wat na die oordeel van die raad betrekking het op of aangewend kan word in verband met die verryking van bronmateriaal of spesiale kernmateriaal net in die raad sal vestig, wie se beslissing of bedoelde ontdekking, uitvinding of verbetering aldus betrekking het of aangewend kan word, afdoende is”

6 Hierdie Wet heet die Wysigingswet op Atoomkrag, 1971 Kort titel

