Government Gazette 15163

STATE PRESIDENT'S OFFICE

No. 1855.
6 October 1993

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

No. 136 of 1993: Police Second Amendment Act, 1993

GENERAL EXPLANATORY NOTE:

Words in italics indicate insertions in existing enactments.

ACT

To amend the Police Act, 1958, so as to provide that matters concerning labour relations in the South African Police Force be regulated by regulation; and to provide for matters connected therewith.

(Afrikaans text signed by the Acting State President.)
(Assented to 24 September 1993.)

BE IT ENACTED by the State President and the Parliament of the Republic of South Africa, as follows:-

Amendment of section 1 of Act 7 of 1958, as amended by section 1 of Act 53 of 1961, section 1 of Act 64 of 1964, section 1 of Act 74 of 1967, section 1 of Act 94 of 1972, section 1 of Act 34 of 1973, section 1 of Act 64 of 1979, section 1 of Act 68 of 1984, section 1 of Act 36 of 1989, section 1 of Act 75 of 1989, section 1 of Act 76 of 1989, section 1 of Act 110 of 1990, section 1 of Act 55 of 1991, section 1 of Act 87 of 1991 and section 1 of Act 23 of 1992

1. Section 1 of the Police Act, 1958 (hereinafter referred to as the principal Act), is hereby amended by the substitution in subsection (1) for paragraph (b) of the definition of "member of the Force" of the following paragraph:

"(b) for the purposes of sections 4(3), *8A*, 9, 10, 10A, 10B, 10C, 10D, 10E, 10F, 11, 12, 14, 15, 16, 17, 17B, 18, 20, 21, 22, 25, 26, 26A, 27, 28, 31, 32bis, 33 (excluding paragraphs (eA) and (v) of subsection (1), and subsection (2) thereof), 34D, 34E and 35, a member of a municipal police unit;".

Insertion of section 8A in Act 7 of 1958

2. The following section is hereby inserted in the principal Act after section 8:

"Labour matters

8A. An member of the Force shall exercise his rights with respect to labour matters in terms of the regulations, and the State as his employer shall deal with and administer all such matters, including the resolution of disputes, in accordance with the regulations.".

Amendment of section 33 of Act 7 of 1958, as amended by section 8 of Act 53 of 1961, section 19 of Act 64 of 1964, section 1 of Act 80 of 1970, section 5 of Act 94 of 1972, section 1 of Act 47 of 1981, section 46 of Act 97 of 1986, section 6 of Act 8 of 1988, section 3 of Act 75 of 1989, section 3 of Act 76 of 1989, section 13 of Act 87 of 1991 and section 1 of Act 16 of 1993

3. Section 33 of the principal Act is hereby amended by the insertion in subsection (1) after paragraph (m) of the following paragraph:

"(mA) the rights of members of the Force in connection with all matters concerning labour relations between them and the State as their employer (including conditions of service, salaries and other benefits) and the administration and management of such matters, including the settlement of disputes and the establishment of mechanisms for such purpose;".

Short title and commencement

4. This Act shall be called the Police Second Amendment Act, 1993, and shall come into operation on a date fixed by the State President by proclamation in the Gazette.