

NO.45

1962

AN ACT TO AMEND THE MONUMENTS AND RELICS ACT
(15th November, 1962.)

Cap.59.
Date of
commencement.

BE IT ENACTED by the Queen's Most Excellent Majesty by and with the advice and consent of the House of Representatives in this present Parliament assembled, and by the authority of the same, as follows:-

1. This Act may be cited as the Monuments and Relics (Amendment) Act, 1962. Short title.

2. Section 2 of the Monuments and Relics Act (hereinafter called the principal Act) is hereby amended by substituting for definition of "ethnographical article" therein the following ~~new~~ definition -

"ethnographical article" means-

- (a) any remains of early European settlement or colonisation, or
- (b) any work of art or craftwork, etc. including any statue, modelled clay figure, figure cast of working in metal, carving, housepost door, ancestral figure, religious mask, staff, drum, bowl, ornament, utensil, weapon, armour, regalia, manuscript or document, if such work of art or craftwork is of indigenous origin and-
 - (i) was made or fashioned before the year 1937; or
 - (ii) is of historical, artistic or scientific interest, and is or has been used at any time in the performance, and for the purpose of, any traditional African ceremony:

Provided that in the case of a dispute as to whether any particular article does or does not fall within the terms of this definition the decision of the Minister shall be final".

3. Section 9 of the principal Act is hereby repeated and replaced by the following new section-

9. The Minister may from time to time, on the recommendation of the Commission by notice published in the Gazette proclaim any shaft, cutting, tunnel or stope which was made for mining purposes to be ancient working

4. Section 17 of the principal Act is hereby amended-
(a) by the words "fine not exceeding" and

- (b) the insertion immediately after the words "imprisonment for" in the tenth line thereof of the words "a period not exceeding".

Revocation 5. The Proclamation made under paragraph (b) of section 9 of the of Proclama- principal Act on the 7th day of March, 1949 (which relates to "Nomoli") tion relating is hereby revoked. to Nomoli.
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p. 464.

Passed in the House of Representatives this day of August, in the year of our Lord one thousand nine hundred and sixty-two.

J.W.E. Davies.
Acting Clerk of the House of Representatives.

THIS PRINTED IMPRESSION has been carefully compared by me with the Bill which has passed the House of Representatives and found by me to be a true and connectly printed copy of the said Bill.

J.W.E. Davies.
Acting Clerk of the House of Representatives.

M.P.MR/1/2.