BUITENGEWONE

# FFISIËLE KOERANT

**VAN SUIDWES-AFRIKA** 

# L GAZETTE



AWE OP GESAG.

EXTRAORDINARY OF SOUTH WEST AFRICA

PUBLISHED BY AUTHORITY

0e Dinsdag 20 Junie 1972 WINDHOEK Tuesday 20 June 1972 No. 3260 CONTENTS Bladsy/Page INHOUD GOVERNMENT NOTICE: WERMENTSKENNISGEWING: Ordinance, 1972: Promulgation of . 620 102 Ordonnansie 1972: Uitvaardiging van Government Notice.

### Goewermentskennisgewing.

Die volgende Goewermentskennisgewing word vir mene inligting gepubliseer.

> J. J. KLOPPER. Sekretaris van Suidwes-Afrika

toor van die Administrateur, Windhoek.

The following Government Notice is published for general information.

> J. J. KLOPPER, Secretary for South West Africa

Administrator's Office. Windhoek.

102.7

Ю.

[20 Junie 1972 No. 102.]

[20 June 1972

ORDONNANSIE 1972: UITVAARDIGING VAN

Dit behaag die Administrateur om sy goedkeuring heg, ooreenkomstig artikel 27 van die Wet op die Konusie van Suidwes-Afrika 1968 (Wet 39 van 1968) aan g gepubliseer word ooreenkomstig artikel 29 van gelde Wet.

ORDINANCE, 1972: PROMULGATION OF

The Administrator has been pleased to assent, in terms of section 27 of the South West Africa Constitution Act, 1968 (Act 39 of 1968) to the following Ordinance which is hereby published for general information in terms of section 29 of the said Act.

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11	Ordonnansie op die Afskaffing van Ver		No.	11	Entertainment nance, 1972			622

No. 11 of 1972.]

#### ENTERTAINMENT TAX ABOLITION ORDINANCE, 1972.

(Assented to 19 June 1972.)

(Afrikaans text signed by the Administrator.)

(Date of commencement 1 July 1972.)

### ORDINANCE

To provide for the abolition of entertainment tax; and to provide for incidental matters.

BE IT ORDAINED by the Legislative Assembly for the Territory of South West Africa as follows: -

1. The laws specified in the Schedule are hereby Repeal of laws. repealed to the extent set out in the third column thereof.

2. The Advertising on Roads and Ribbon Development Ordinance, 1960 (Ordinance 30 of 1960) — hereinafter referred to as the principal Ordinance — is hereby amended by the substitution for the word "Administrator" wherever it appears of the expression "Executive Committee".

Amendment of Ordinance 30 of Ordinance so of 1960 to substitute "Executive Committee" for "Administrator".

3. Section 1 of the principal Ordinance is hereby amended by the insertion after the definition of "building restriction road" of the following definition:

Amendment of section 1 of Ordinance 30 of 1960, as amended by section 1 of Ordinance 8 of

""Executive Committee" means the Administrator-in-Executive Committee as referred to in section 6 of the South West Africa Constitution Act. 1968 (Act 39 of 1968);".

4. The following section is hereby inserted in the principal Ordinance after section 9:

Insertion of section 9A in Ordinance 30 of

"Regulation of the establishment of

9A. (1) Notwithstanding the provisions of any other law, no person shall establish or conduct the business of a drive-in cinema without the prior consent of the Executive Committee: Provided that application for such consent shall not be made before the applicant shall have published at least once a week for four consecutive weeks in one Afrikaans and one English newspaper circulating in the area in which the said business is proposed to be established or conducted a notice setting out the intention of the applicant to make the said application in which the situation and extent of the site on which it is intended to conduct the business, is sufficiently described for it to be easily identified and containing a statement that any person having a sufficient interest who objects to the grant-

#### ENTERTAINMENT TAX ABOLITION ORDINANCE, 11 OF 1972.

ing of the application may lodge his objection, together with the grounds thereof with the Executive Committee not later than one week after the fourth publication of the said notice: Provided further that such application shall be accompanied by a diagram showing clearly the lay-out of the surrounding within one kilometre around the said site as well as the parking and waiting spaces and the entrance and exit roads to and from the site, giving the distances.

- (2) The Executive Committee may, when granting his consent in terms of subsection (1), impose such conditions as he may deem fit, and he shall have power to amend, vary or revoke any such condition so imposed or to impose from time to time such new conditions as he may deem fit.
- (3) For the purpose of this section the expression "drive-in cinema" means a place of entertainment where any person may watch a cinematograph performance while sitting in a motor vehicle.
- (4) Any person who contravenes the provisions of subsection (1) or fails to comply with any condition imposed in terms of subsection (2) shall be guilty of an offence and liable on conviction to a fine not exceeding two hundred rand or in default of payment to imprisonment for a period not exceeding three months: Provided that in the case of a continuing offence an additional fine not exceeding fifty rand for each day upon which such contravention or failure continued may be imposed, but no such fine shall in any one prosecution or within any one month exceed two hundred rand.
- (5) The provisions of this section shall apply throughout the Territory of South West Africa.".
- 5. The following long title is hereby substituted for substitution of the long title of the principal Ordinance:

"To regulate the display of advertisements outside certain urban areas at places visible from proclaimed roads; and the erection of structures near certain proclaimed roads; and access to certain land from such roads; and the establishment of drive-in cinemas.".

long title of Ordinance 30 of 1960, as amended by section 6 of Ordinance 3 of 1967.

6. This Ordinance shall be called the Entertainment short title and Tax Abolition Ordinance, 1972, and shall come into ope- commencement. ration on the first day of July, 1972.

## ENTERTAINMENT TAX ABOLITION ORDINANCE, 11 OF 1972.

#### SCHEDULE.

	SCIEDULE.			
Number and year of law.	Short title.	Extent Repealed.		
Ordinance 11 of 1930.	Entertainments Tax Ordinance, 1930.	The whole.		
Ordinance 14 of 1953.	Entertainments Tax Amendment Ordinance, 1953.	The whole.		
Ordinance 4 of 1954.	Entertainment Tax Amendment Ordinance, 1954.	The whole.		
Ordinance 28 of 1960.	Entertainments Tax Amendment Ordinance, 1960.	The whole.		
Ordinance 2 of 1961.	Entertainments Tax Conversion of Rates Ordinance, 1961.	The whole.		
Ordinance 4 of 1965.	Entertainments Tax Amendment Ordinance, 1965.	The whole.		
Ordinance 4 of 1966.	Entertainments Tax Amendment Ordinance, 1966.	The whole.		
Ordinance 39 of 1967.	General Law Amendment Ordinance, 1967.	Section 1.		
Ordinance 16 of 1971.	Entertainment Tax Amendment Ordinance, 1971.	The whole.		
Government Notice 125 of 1930.		The whole.		
Government Notice 10 of 1954.		The whole.		
Government Notice 24 of 1968.		The whole.		
Government Notice 118 of 1971.		The whole.		