

CHAPTER VI

[Inserted by sec. 5 of Ord. 26/1984]

PROFESSIONAL HUNTERS AND HUNTING-OUTFITTERSLICENSING OF PROFESSIONAL HUNTERS AND HUNTING-OUTFITTERS

93. (1) Subject to the provisions of this Ordinance no person shall act as -
- (a) a professional hunter, or
  - (b) a hunting-outfitter,
- unless he is the holder of a licence which authorises him to do so.
- (2) The Administrator may, by notice in the Provincial Gazette, exempt any group or class of professional hunters or hunting-outfitters from the provisions of subsection (1).
- (3) The requirements to be complied with by a professional hunter or hunting-outfitter to obtain a licence contemplated by subsection (1) shall be as the Board from time to time either generally or specially may determine.

TESTING-TEAM

94. (1) The Board may appoint such number of persons as it may deem expedient as a testing-team to advise it whether an applicant for a licence contemplated by section 93(1) complies with the requirements determined or prescribed in terms of or under section 93(3).
- (2) In order to advise the Board as contemplated by subsection (1), a testing-team shall, upon payment by the applicant of the prescribed fee to the Board, examine an applicant and inspect his premises or facilities.
- [Subsec. (2) substituted by para. 6 of Proc. 9/1988]

HUNTING OF GAME BY CLIENTS

95. (1) A client shall not hunt game unless -
- (a) the hunt has been organised by a hunting-outfitter, and
  - (b) he is escorted by a professional hunter.
- (2) A professional hunter shall take all steps necessary to ensure that his client does not hunt contrary to the provisions of this Ordinance and may for this purpose issue any lawful instruction to such client.
- (3) A client shall obey every instruction issued by a professional hunter in terms of subsection (2).
- (4) Notwithstanding anything to the contrary in the preceding subsections, the holder of a professional hunting licence may kill ordinary, protected or specially protected game while accompanying a client if such killing is necessary in defence of life or property or to terminate the suffering of any such game.
- [Subsec. (4) inserted by para. 7 of Proc. 9/1988  
and amended by PN 4942/93]

PRESENTATION OR ORGANISATION OF HUNT

96. (1) The owner of any land may in writing grant permission to a hunting-outfitter for the presentation or organisation of a hunt by such hunting-outfitter on such land.
- (2) Subject to the provisions of this Ordinance -
- (a) a hunting-outfitter shall not present or organise the hunting of game for a client, and

- (b) a professional hunter shall not escort a client,  
on any land unless -
- (i) such hunting-outfitter is -
- (aa) the owner of, or  
(bb) the holder of the written permission contemplated by subsection (1)  
in respect of,  
the land on which he will present or organise such hunting, and
- (ii) such client is the holder of such licences or permits or licences and permits  
as may be necessary to ensure that such hunting is carried out in accordance  
with the provisions of this Ordinance.
- (3) The Board may in writing grant to a hunting-outfitter or professional hunter, permission  
to organise and present a hunt on State land under the control of the Board which the  
Board has expressly set aside for the purpose of hunting.

[Inserted by PN 4942/1993]

PRODUCTION OF LICENCES

97. The holder of a professional hunter's licence or a hunting-outfitter's licence shall, whenever  
required by any magistrate or officer to do so -
- (i) produce such licence to such magistrate or officer, and  
(ii) sign his name for purposes of comparison with the signature on any licence produced  
by him.

REGULATIONS

98. (1) The Administrator may make regulations, not inconsistent with the provisions of this  
Ordinance, in respect of professional hunters and hunting-outfitters and, without  
prejudice to the generality of the foregoing -
- (a) testing-teams, and  
(b) the registers, records, books and documents required to be kept by a  
professional hunter or hunting-outfitter and the inspection thereof.
- (2) Regulations made in terms of subsection (1) may provide for penalties for a  
contravention thereof or failure to comply therewith but no such penalty shall exceed  
a fine of one thousand rands or imprisonment for a period of one year or both such  
fine and such imprisonment.

PENALTIES

99. Any person who contravenes or fails to comply with the provisions of section 93(1), 95, 96(2)  
or 97 shall be guilty of an offence and on conviction liable to a fine not exceeding two  
thousand rands or imprisonment for a period not exceeding two years or to both such fine and  
such imprisonment or to such imprisonment without the option of a fine.