

TOURISM ACT 72 OF 1993

REGULATIONS PERTAINING TO TOURIST GUIDES

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The Minister for Tourism has in terms of section 26 of the Tourism Act, 1993 (Act No. 72 of 1993), after consultation with the South African Tourism Board, promulgated the Regulations contained in the Schedule hereto.

B. G. RANCHOD,
Minister for Tourism.

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SCHEDULE

1. Definition

In these regulations a word or term to which a meaning is attached in the Act, has that meaning which is thus attached to it, and unless the context indicates otherwise -

"the Act" means the Tourism Act, 1993 (Act No. 72 of 1993);

"class of tourist guides" means a class of tourist guides determined by the Board in terms of section 20 (3) of the Act;

"registrar" means the Registrar of Tourist Guides referred to in section 20 (1) of the Act;

"region" means a region referred to in regulation 7.

2. Register of tourist guides

Details of tourist guides to be recorded in the register referred to in section

20 (2) of the Act are the following:

- (a) Surname;
- (b) christian names;
- (c) sex;
- (d) marital status;
- (e) identity number (where applicable);
- (f) work permit (where applicable);
- (g) date of birth;
- (h) nationality;
- (i) postal address (both business and residential);
- (j) telephone number (both business and residential);
- (k) fax number (both business and residential);
- (l) first language;
- (m) other languages conversant with (also sign language);
- (n) academic qualifications;
- (o) special skills or knowledge;
- (p) class of tourist guide in which registered;
- (q) local area or areas, region or regions of specialised area or matters in respect of which guide is registered.

3. Requirements for registration as tourist guide

A person applying for registration as a tourist guide

- (a) must be fluent in English; and
- (b) must have successfully completed the stipulated training course or courses.

4. Training requirements

- (1) Training requirements for registration as tourist guide are -

- (a) in the case of a local tourist guide -
 - (i) the Module 1 course- "General introduction to tourist guiding"; and
 - (ii) the Module 2 course- "Theoretical and practical knowledge relating to tourist guiding in a specific area within a region"; and
 - (iii) Module 1 and 2 courses conducted by a training institution approved by the Board in the specific area or region;
 - (b) in the case of a regional tourist guide -
 - (i) the Module 4 course- "Theoretical and practical knowledge relating to tourist guiding in a specific region"; and
 - (ii) the Module 4 course conducted by a training institution approved by the Board in the specific region;
 - (c) in the case of a national tourist guide-the Module 4 course as applicable to all the regions in the Republic;
 - (d) in the case of a specialist tourist guide -
 - (i) the Module 3 course- "General introduction to tourist guiding for specialised tourist guides"; and
 - (ii) the Module 3 course conducted by a training institution approved by the Board: On condition that the Board may acknowledge another course of equal value as a training requirement.
- (2) The stipulations of subregulations (a), (b) and (d) are respectively applicable to -
- (i) a local tourist guide who wishes to be registered for an area in a region other than the area for which he is registered;
 - (ii) a regional tourist guide who wishes to register for a region other than the region for which he is registered; and
 - (iii) a specialised tourist guide who wishes to register for an area or subject other than the area or subject for which he is registered.

5. Application for registration as tourist guide

(1) On successful completion of the prescribed training course or courses the person shall apply to the registrar for registration as a tourist guide in one of the classes on the form which in essence is contained in the Annexure A;

(2) An application pertaining to subsection (1) must be accompanied by -

(a) the appropriate registration fee prescribed in section 12; and

(b) two recent, clear, unmounted and identical full face photographs of the applicant (showing only the head and shoulders) measuring 30 x 25 mm.

(3) On receipt of the application referred to in subsection (1) the registrar shall inform the applicant of a date and time when such applicant must appear before him as determined in terms of section 21 (3) of the Act.

6. Classes of tourist guides

(1) The Board has in terms of the Act determined the following classes of tourist guides:

(a) Local tourist guide- a guide who is registered in terms of a specific area in a region and who operates in that area on tours that do not last longer than one day and where no overnight stops are involved.

(b) Regional tourist guide- a guide who is registered for, and operates in a specific region.

(c) National tourist guide- a guide who is registered for, and operates in all the regions.

(d) Specialist tourist guide- a guide who is registered in terms of his specialised knowledge of any area or subject matter as reflects in section 20 (6) of the Act.

7. Regions

For the purposes of these regulations in the Republic is divided into the following regions (as prescribed in Schedule 1, Part 1, of the Constitution of the Republic of South Africa):

- (a) The Province of KwaZulu Natal.
- (b) The Province of Northern Cape.
- (c) The Province of Northern Transvaal.
- (d) The Province of North-West.
- (e) The Province of Eastern Cape.
- (f) The Province of Eastern Transvaal.
- (g) The Province of the Orange Free State.
- (h) The Province of Pretoria-Witwatersrand-Vereeniging.
- (i) The Province of Western Cape.

8. Certificate of registration

(1) The certificate of registration issued to tourist guides in terms of section 21 (5) of the Act, shall be similar to the form contained in Annexure B.

(2) The certificate of registration issued to tourist guides shall remain the property of the Board.

(3) When the registrar upon application in terms of section 20 (3) of the Act registers a tourist guide in a class other than that in which the guide is already registered, the registrar shall issue to such guide a certificate which indicates both the additional class and the existing class or classes.

(4) Upon receipt of the certificate referred to in subsection (3) such guide shall return the certificate of registration previously issued and any copy or duplicate thereof to the registrar forthwith.

9. Badge

(1) The badge to be issued to tourist guides in terms of section 21 (5) of the Act, shall be as depicted in Annexure C.

(2) When a tourist guide operates as such, the badge shall at all times be

displayed in a prominent position on the upper portion of the front of his body.

(3) In the event of the registration of a tourist guide being suspended in terms of section 21 (7) (b) of the Act, the guide shall return the badge issued to him to the registrar forthwith.

(4) When the registrar upon application in terms of section 20 (3) of the Act registers a tourist guide in a class other than that in which the guide is already registered, the registrar shall issue to such guide another badge.

10. Damaged, destroyed or lost badge or certificate of registration

(1) In the event of a badge or certificate of registration issued in terms of section 21 (5) of the Act being damaged, destroyed or lost, the tourist guide to whom it was issued, shall apply in writing to the registrar for the replacement thereof, whereupon the registrar shall issue a new badge or certificate of registration as the case may be.

(2) In the event of the replacement of a damaged badge or certificate of registration, the tourist guide concerned shall, on receipt of the new badge or certificate of registration, return the damaged badge or certificate, as the case may be, to the registrar forthwith.

11. Appeal to the Board

(1) A person who appeals in terms of section 21 (8) of the Act against a ruling of the Board or an action of the registrar, shall within 30 days from the date on which he is notified of the ruling or action against which he wishes to appeal, submit written notification of appeal in which the grounds for appeal are stipulated.

(2) As soon as possible after receipt of the notification of appeal referred to in subsection (1), the registrar shall submit to the Board said notification

of appeal together with a list of his reasons for the relevant decision or action and any other relevant documentation.

(3) The registrar shall notify the appellant in writing of the Board's decision.

12. Fees payable by tourist guides

The following fees (VAT included) are payable to the Board:

(a) application for registration as a tourist guide other than a specialised tourist guide: R160,00 per year.

(b) application for reregistration as a tourist guide other than a specialised tourist guide: R60,00 per year.

(c) application for registration as a specialised tourist guide: R60,00 per year.

(d) application for reregistration as a specialised tourist guide: R60,00 per year.

(e) application for registration as a tourist guide in another class: R60,00.