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THE PRESIDENCY

No. 439

1 April 2004

It is hereby notified that the President has assented to the following Act, which is hereby published for general information:–

No. 2 of 2004: Telecommunications Amendment Act, 2004.



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GENERAL EXPLANATORY NOTE:

Words underlined with a solid line indicate insertions in existing enactments.

*(English text signed by the President.)
(Assented to 30 March 2004.)*

ACT

To amend the Telecommunications Act, 1996, so as to give powers and assign duties to certain categories of operators for the purposes of interconnection and facilities leasing; and to provide for matters connected therewith.

BE IT ENACTED by the Parliament of the Republic of South Africa, as follows:—

Amendment of section 43 of Act 103 of 1996, as substituted by section 18 of Act 64 of 2001

1. Section 43 of the Telecommunications Act, 1996 (hereinafter referred to as the “principal Act”), is hereby amended by the insertion after subsection (3) of the following subsection:

“(3A) For the purposes of guidelines prescribed in terms of subsection (3) an operator licensed in terms of section 32B, 32C, 36, 37, 38, 39 and 40A has the powers and shall perform the duties of a public operator.”

Amendment of section 44 of Act 103 of 1996, as amended by section 19 of Act 64 of 2001

2. Section 44 of the principal Act is hereby amended by the insertion after subsection (5) of the following subsection:

“(5A) For the purposes of guidelines prescribed in terms of subsection (5) an operator licensed in terms of section 32B, 32C, 36, 37, 38, 39 and 40A has the powers and shall perform the duties of a public operator.”

Short title

3. This Act is called the Telecommunications Amendment Act, 2004.