

PROCLAMATION 5 OF 1939

5 of 1939.
Cap. 84.

SALE OF GAME

To prohibit the sale of game biltong, hides, skins and flesh.

[3rd March, 1939]

Short title. 1. This Proclamation may be cited as the Sale of Game Proclamation.

Definitions. 2. In this Proclamation, unless inconsistent with the context—
“game” includes any game mentioned in the Schedule to this Proclamation;
“game biltong” means the dried flesh of any game;
“sell” means to sell or barter or to hawk, offer or expose for sale.

Penalty for sale of biltong, flesh, hide or skin of game. 3. Any person who sells within the Territory or exports for sale outside the Territory any game biltong or the skin or hide or flesh of any game, whether such game has been killed or captured within or beyond the borders of the Territory shall be guilty of an offence and shall be liable on conviction to a fine not exceeding forty rands and in default of payment to imprisonment for a period not exceeding three months.

Onus of proof. 4. Whenever in any prosecution under this Proclamation—
(a) the question whether any flesh devoid of fat (whether dried or fresh) is or was the flesh of game is relevant to the issue, such flesh shall be deemed to be or to have been the flesh of game unless the contrary is proved;
(b) the question whether any hide or skin which has been rendered unidentifiable as the hide or skin of any particular species of animal is or was the hide or skin of any game is relevant to the issue, such hide or skin shall be deemed to be or to have been the hide or skin of game, unless the contrary is proved.

SCHEDULE

ANIMALS CLASSED AS GAME

<i>English Common Nomenclature</i>	<i>Scientific Nomenclature</i>
Antelope, Inyala	<i>Tragelaphus angasi.</i>
Antelope, roan	<i>Hippotragus equinus.</i>
Antelope, sable	<i>Hippotragus niger.</i>
Buffalo	<i>Buffelus caffer.</i>
Eland	<i>Taurotragus oryx.</i>
Elephant	<i>Elephas africanus.</i>
Gemsbok	<i>Oryx gazella.</i>
Giraffe	<i>Giraffa capensis.</i>
Hartebeest, red	<i>Bubalus caama.</i>
Hartebeest, Lichtenstein	<i>Bubalus lichsteini.</i>
Hippo	<i>Hippopotamus amphibius.</i>
Kudu	<i>Strepsicerus kudu.</i>
Impala or rooibuck	<i>Aepyceros melampus.</i>
Reedbuck	<i>Cervicapra arundinum.</i>
Rhinoceros	<i>Rhinocerus bicornus.</i>
Sessebe	<i>Damaliscus lunatus.</i>
Waterbuck	<i>Cobus ellipsiprymnus.</i>
Wildebeest, blue	<i>Connochoetus taurinus.</i>
Wildebeest, black	<i>Connochoetus gnu.</i>
Zebra	<i>Equus burchelli.</i>
Blesbuck	<i>Damaliscus albifrons.</i>
Bushbuck	<i>Tragelaphus sylvaticus.</i>
Duiker	<i>Cephalophus grimmi.</i>
Duiker, red	<i>Cephalophus natalensis.</i>
Klipspringer	<i>Oreotragus salfator.</i>
Oribi	<i>Ourebia scoparia.</i>
Rhebuck, rooi	<i>Cervicapra fulvorufula.</i>
Rhebuck, vaal	<i>Pelea capreola.</i>
Sharpe's steenbuck	<i>Rhaphicerus sharpei.</i>
Springbuck	<i>Antidorcas euchore.</i>
Steenbuck	<i>Rhaphicerus campestris.</i>
Warthog	<i>Phacochoerus aethiopicus.</i>