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GOVERNMENT NOTICES GOEWERMENTSKENNISGEWINGS

DEPARTMENT OF JUSTICE
DEPARTEMENT VAN JUSTISIE

No. R. 1668

18 December 1998

SHERIFFS ACT, 1986

AMENDMENT OF THE REGULATIONS RELATING TO SHERIFFS, 1990

The Minister of Justice has, under section 62 of the Sheriffs Act, 1986 (Act No. 90 of 1986), after consultation with the Board for Sheriffs, made the regulations in the Schedule.

SCHEDULE

Definitions

1. In this Schedule "the Regulations" means the regulations published by Government Notice No. R. 411 of 12 March 1990, as amended by Government Notices Nos. R. 2207 of 14 September 1990, R. 3440 of 31 December 1992, R. 1836 of 1 October 1993, R. 1566 of 16 September 1994, R. 1218 of 11 August 1995 and R. 1193 of 25 September 1998.

Amendment of regulation 2 of the Regulations

2. Regulation 2 of the Regulations is hereby amended by -

(a) the substitution for paragraph (c) of subregulation (6) of the following paragraph:

"(c) The advisory committee referred to in paragraph (b) shall consist of -

- (i) the magistrate of the district in which the vacancy occurred, who is the chairperson of the committee;
- (ii) an attorney nominated by the attorneys' association of the district or in the absence of such an association, the attorneys' circle in which the district is situated or the law society of the province in which the vacancy occurred;
- (iii) a sheriff nominated by the South African Institute for Sheriffs;
- (iv) the Regional Head of the Department of Justice, of the province in which the district where the vacancy occurred, is situated or the person appointed by him or her; and
- (v) a fit and proper member of the local community, nominated by the local government of the district in which the vacancy occurred.", and

(b) the insertion of the following paragraph after paragraph (c) of subregulation (6):

"(cA) The nomination of a person on an advisory committee in terms of paragraph (c) must, where feasible, be based on the principle of representativity in respect of race and gender."

No. R. 1668

18 Desember 1998

WET OP BALJU'S, 1986**WYSIGING VAN DIE REGULASIES BETREFFENDE
BALJU'S, 1990**

Die Minister van Justisie het kragtens artikel 62 van die Wet op Balju's, 1986 (Wet No. 90 van 1986), na oorleg met die Raad vir Balju's, die regulasies in die Bylae uitgevaardig.

BYLAE***Woordomskrywing***

1. In hierdie Bylae beteken "die Regulasies" die regulasies afgekondig by Goewermentskennisgewing No. R. 411 van 12 Maart 1990, soos gewysig by Goewermentskennisgewings Nos. R. 2207 van 14 September 1990, R. 3440 van 31 Desember 1992, R. 1836 van 1 Oktober 1993, R. 1566 van 16 September 1994, R. 1218 van 11 Augustus 1995 en R. 1193 van 25 September 1998.

Wysiging van regulasie 2 van die Regulasies**2. Regulasie 2 van die Regulasies word hierby gewysig deur -**

(a) paragraaf (c) van subregulasie (6) deur die volgende paragraaf te vervang:

"(c) Die advieskomitee vermeld in paragraaf (b) moet bestaan uit -

- (i) die landdros van die distrik waarin die vakature ontstaan het, wat die voorsitter van die komitee is;
- (ii) 'n prokureur benoem deur die prokureursvereniging van die distrik of, by afwesigheid van sodanige vereniging, die prokureursirkel waarbinne die distrik geleë is of die prokureursorde van die provinsie waarin die vakature ontstaan het;
- (iii) 'n balju benoem deur die Suid-Afrikaanse Instituut vir Balju's;
- (iv) die Streekhoof van die Departement van Justisie van die provinsie waarbinne die distrik waarin die vakature ontstaan het, geleë is of 'n persoon benoem deur hom of haar; en
- (v) 'n geskikte en gepaste lid van die plaaslike gemeenskap, benoem deur die plaaslike regering van die distrik waarin die vakature ontstaan het.", en

(b) die volgende paragraaf na paragraaf (c) van subregulasie (6) in te voeg:

"(cA) Die benoeming van 'n persoon op die advieskomitee ingevolge paragraaf (c) moet, waar doenlik, gegrond wees op die beginsel van verteenwoordiging ten opsigte van ras en geslag."

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