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DEPARTMENT OF JUSTICE DEPARTEMENT VAN JUSTISIE

No. R. 2121

20 December 1996

PROMOTION OF NATIONAL UNITY AND RECONCILIATION ACT, 1995

AMENDMENT OF THE REGULATIONS PRESCRIBING THE REMUNERATION, ALLOWANCES AND OTHER BENEFITS OF THE CHAIRPERSON, VICE-CHAIRPERSON AND COMMISSIONERS OF THE TRUTH AND RECONCILIATION COMMISSION

The President has, under section 40 (1) (b) of the Promotion of National Unity and Reconciliation Act, 1995 (Act No. 34 of 1995), made the Regulations in the Schedule.

SCHEDULE

Definition

1. In these regulations, unless the context otherwise indicates, "the Regulations" means the regulations published under Government Notice No. R. 239 of 9 February 1996.

Insertion of regulation 14A in the Regulations

2. The Regulations are hereby amended by the insertion after regulation 14 of the following regulation:

"14A. If a commissioner is, in the interest of the Commission, compelled to resettle away from his or her home and if such a commissioner is not entitled to an allowance contemplated in regulation 14 or 15, an allowance equal to 75% of the reasonable actual accommodation expenditure incurred in such resettlement, up to a maximum monthly amount of R3 000, may be paid to such a commissioner."

No. R. 2122**20 December 1996****REGULATIONS IN TERMS OF SECTION 40 OF THE PROMOTION OF NATIONAL UNITY AND RECONCILIATION ACT, 1995 (ACT No. 34 OF 1995): LIMITED WITNESS PROTECTION PROGRAMME**

The President has under section 40, read with section 35, of the Promotion of National Unity and Reconciliation Act, 1995 (Act No. 34 of 1995), in consultation with the Minister of Justice and the Minister of Finance, made the regulations in the Schedule.

SCHEDULE**ARRANGEMENT OF MEASURES****CHAPTER I****GENERAL PROVISIONS****Regulations**

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11. Support services available to protected persons
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CHAPTER III**14. Offences and penalties****CHAPTER IV****15. Status of protected persons after dissolution of Commission****ANNEXURE****Form**

- A Application by witness or prospective witness for protection.
- B Authorisation by member of family or household or by dependant of witness or prospective witness for such member or dependant to be protected.
- C Waiver of protection.

CHAPTER I**GENERAL PROVISIONS****Definitions**

1. In these regulations any word or expression to which a meaning has been assigned in the Act shall bear that meaning and, unless the context otherwise indicates—

“**chief executive officer**” means the person appointed as such in terms of section 46 of the Act;

“**chief investigator**” means the person appointed as head of the investigating unit in terms of section 28 (3) of the Act;

“**place of safety**” means a place so designated by the witness protector;

“**programme**” means the witness protection programme contemplated in section 35 of the Act;

“**protected person**” means any person qualifying for protection as contemplated in sections 11 (e) and 35 (5) of the Act;

“**security officer**” means any person appointed by the witness protector in terms of regulation 7 (1) to perform functions specified in regulation 4;

“**the Act**” means the Promotion of National Unity and Reconciliation Act, 1995 (Act No. 34 of 1995); and

“**witness protector**” means the person appointed in terms of section 35 (3) (a) of the Act.

Application and authorisation for protection

2. (1) Any person referred to in sections 11 (e) and 35 (5) of the Act shall apply on a form in the form of Form A in the Annexure hereto for protection for himself, herself, any member of his or her family or household, or any dependant of his or hers or of any such member.

(2) Any member of the family or household of a person referred to in subregulation (1) or any dependant of such member or person on whose behalf an application for protection is made in terms of subregulation (1) or, where such member or dependant is a minor, his or her parent or guardian, shall give authorisation on a form in the form of Form B in the Annexure hereto for protection before he or she is protected.

Powers, duties and functions of the witness protector

3. (1) The witness protector shall exercise the powers and perform the functions and duties which are conferred upon, assigned to or imposed upon him or her by these regulations.

(2) The witness protector, acting in consultation with the chief executive officer—

- (a) shall select premises as places of safety for the accommodation of protected persons and shall, for this purpose, be entitled to enter into an agreement with any person, body or the State; and
- (b) may build or erect or cause to be built or erected on any such premises temporary structures to be used as places of safety.

(3) The witness protector may appoint one or more security officers for each place of safety where a protected person is accommodated: Provided that if more than three security officers are appointed for any one place of safety, the consent of the chief investigator shall be obtained.

(4) The witness protector may authorise the transfer of a protected person from one place of safety to another.

(5) The witness protector may, in consultation with the chief investigator, the Minister and the Minister of Foreign Affairs, have a protected person protected outside the borders of the Republic if he or she deems it necessary for the safety of the protected person concerned and he or she may for this purpose enter into negotiations with any foreign government.

(6) The witness protector may, for the purposes of protecting protected persons in terms of these regulations request assistance from any programme which affords protection to witnesses under any other Act and may render assistance to any such programme.

Security officers

4. Subject to the provisions of regulation 6, security officers shall ensure that—

- (a) a protected person is exposed to the public as little as possible;
- (b) all necessary measures are taken to ensure a protected person's safety;
- (c) all necessary measures are taken to protect a protected person against unlawful attacks and intimidation and the disclosure of his or her identity;
- (d) a protected person is visited daily and any complaint or request by him or her receives attention;
- (e) measures are taken for the safekeeping of all moneys, property and valuables in the possession of a protected person, if the latter so requests and if it is deemed necessary or desirable;
- (f) an ill or injured protected person is visited as often as is necessary by a medical officer designated by the Commission and that any protected person who alleges that he or she is ill or injured is examined and treated by such medical officer and that the orders of the medical officer in relation to such protected person are complied with;
- (g) a protected person is examined and treated in accordance with paragraph (f) by a private medical practitioner if so requested by the protected person and if he or she is able to pay the costs of such examination and treatment and accepts full liability for the payment of such costs;
- (h) a protected person is interviewed as close to his or her discharge as possible;
- (i) a protected person's physical and mental needs are satisfied as far as possible;
- (j) any matter which a protected person wishes to bring to the attention of the witness protector is conveyed to him or her forthwith; and
- (k) any legal process to be served on the protected person is received and that the witness protector is notified of any such process.

Prohibition of disclosure of certain information

5. No person shall furnish any person with any information having the effect that—

- (a) the identity of any person who applied for protection or who gave authorisation thereto or who is or was protected and of any person who is involved with the protection of a protected person; or
- (b) the place where a person is protected,

is disclosed, except with the permission of the witness protector or for the official purposes of the Commission.

Expenses in connection with witness protection programme

6. Any expense incurred in connection with the programme shall be authorized by the chief executive officer.

CHAPTER II

PLACING UNDER WITNESS PROTECTION

Placing under witness protection

7. (1) The witness protector may at each office of the Commission, appoint a person or persons to act as security officers in order to receive applications for protection from persons qualifying for protection in terms of the Act and these regulations.

(2) Upon receipt of an application referred to in subregulation (1) the security officer shall request the applicant to complete forms A or B, or both, as the case may be.

(3) The security officer may, for the purposes of a full evaluation and for a limited period, cause an applicant to be accommodated in a place of safety designated by the witness protector, subject to conditions prescribed by the witness protector and set out in an Annexure to form A or B.

(4) The security officer shall immediately inform the witness protector or the person designated by him or her of the fact that an applicant is being accommodated as contemplated in subregulation (3).

(5) The witness protector shall make arrangements for a full evaluation to be made of the veracity of the applicant's evidence, the nature of the threat and the applicant's personal circumstances: Provided that unless the circumstances demand otherwise, such evaluation shall only be made with the assistance of a department or institution of State.

(6) After an evaluation referred to in subregulation (5) the witness protector shall make a recommendation to the chief investigator regarding the continued protection of the applicant.

(7) Further protection may be granted to the applicant on such conditions as the witness protector in consultation with the chief investigator may determine.

(8) The witness protector shall enter into a written agreement with the protected person which shall embody the conditions and rights accorded to that person.

(9) Any person needing protection under the programme may be required to undergo a security screening and each such person shall be requested to furnish an undertaking to that effect.

(10) A protected person shall be required to answer fully all questions put to him or her concerning the security screening referred to in subregulation (9) and, if necessary, make available any documentation or any object which may be relevant to the screening.

(11) A protected person may be required to submit his or her fingerprints.

(12) The security screening referred to in subregulation (9) shall be arranged by the witness protector.

Duration of protection

8. (1) Protection may be granted to the protected person prior to, during and after giving evidence at any hearing of the Commission.

(2) In the event of protection being granted after the protected person has testified, such protection shall be for a period of fixed duration as determined by the witness protector in consultation with the chief investigator, which duration may be reviewed by them as the need arises.

(3) If the witness protector and the chief investigator are of the opinion that the permanent relocation of a protected person is necessary, they shall report such fact to the Minister or a person designated by him or her.

(4) The relocation contemplated in subregulation (3) shall be dealt with by the Department of Justice in accordance with the provisions governing the witness protection programme referred to in section 185A of the Criminal Procedure Act, 1977 (Act No. 51 of 1977), administered by that Department.

Search, seizure and orders

9. (1) A protected person may be searched if the security officer deems it necessary: Provided that any search of a protected person shall be conducted with strict regard to decency and order and that a man shall be searched by a man only and a woman shall be searched by a woman only.

(2) Any object in the possession of the protected person which, in the opinion of the security officer, is not in the interest of the protected person's safety or the safety of any other person or in the interest of good order in the place where the protected person is being protected, may be seized by such officer and, upon seizure, shall be noted in a register and taken into safe-keeping.

(3) A security officer may give such orders to a protected person as he or she may deem reasonable and necessary in the circumstances in order to achieve efficient security or such orders as may contribute to the safety of the security officer, the protected person or any other person.

(4) The protected person may make representations to the witness protector if he or she feels aggrieved at any actions taken in terms of this regulation by the security officer.

Access to protected person

10. (1) Subject to subregulations (3) and (5), no person except a judge of the Supreme Court, an officer in the service of the Commission or any other person who is authorised by the witness protector or a legal practitioner and a medical practitioner at the request of a protected person shall have access to such protected person.

(2) Service of any legal process on a protected person shall be effected on an official of the Commission and at an office of the Commission designated by the witness protector.

(3) A protected person's family shall have access to such person, except where the security officer has reason to believe that such access will endanger the life of the protected person or any other person connected with the programme.

(4) A protected person may appeal to the witness protector if he or she feels aggrieved at a security officer's decision in terms of subregulation (3).

(5) The security officer may, if a protected person wishes to receive a visit from a person other than a family member and unless the witness protector has in general or in a particular case ordered otherwise and subject to his or her instructions give permission to any such person to visit the protected person for any special or general purpose.

(6) A legal practitioner, private medical practitioner, family member or person contemplated in subregulation (5) shall prior to the visit furnish the security officer with a written undertaking not to disclose the identity of the protected person, his or her whereabouts and other details concerning the programme to any person other than someone referred to in subregulation (1).

(7) The witness protector or a security officer may require, if he or she deems it necessary, that any person contemplated in subregulation (6) undergo a security screening prior to the visit, that proof of identity be produced and that any object which is not in the interests of the safety of the protected person or any other person connected with the programme be handed over to the security officer for safekeeping during the visit.

Support services available to protected persons

11. (1) A protected person may, for the period during which he or she is under protection, be paid an allowance of R10,00 per day if he or she is unemployed: Provided that a minor shall not be entitled to such an allowance if his or her parent or guardian is also a protected person.

(2) Subject to the production of satisfactory proof that a protected person has forfeited income, including any bonus or medical aid or pension fund contribution, by reason of him or her being or having been under protection, the witness protector may—

(a) direct that an allowance equal to the actual amount of the income so forfeited, less any daily allowance paid to the protected person, be paid to him or her; and

(b) notwithstanding the provisions of paragraph (a), authorise the payment of an allowance for the payment of school fees, school uniforms and books for a protected person or his or her dependants.

(3) Any expenses incurred by the Commission in providing a witness with medical services or in the purchase of clothing in terms of subregulation (4) may be deducted from any allowance payable to the witness in terms of this regulation, other than the allowance referred to in subregulation (1).

(4) A protected person may be provided with suitable clothing and other necessary requirements up to a maximum amount of R400 if, in the opinion of the witness protector, he or she has unserviceable clothing or no clothing and is not able to purchase suitable clothing or other necessary requirements from his or her own funds, including the allowances referred to in subregulations (1) and (2): Provided that if the the witness protector is satisfied that the said amount is insufficient, he or she may obtain authorisation for the payment of a higher amount from the chief executive officer or the person appointed by him or her.

(5) The Commission shall not be liable for a protected person's debts incurred prior to his or her being granted protection.

(6) The witness protector may, in consultation with the chief executive officer or the person appointed by him or her, authorise the removal, transportation and storage of a protected person's furniture and other belongings and the payment of any reasonable costs in connection therewith, and such property shall be deemed to be under the control of the security officer of the place of safety where the protected person is accommodated.

(7) The witness protector may provide each security officer with a cash float in order to cover any incidental expenses which may be incurred in respect of a protected person during the performance of such security officer's duties, and receipts for any such expenses shall be retained.

(8) If the witness protector considers it in the interests of a protected person, he or she shall arrange for such protected person to receive psychological or psychiatric counselling and the services of a social worker, and the witness protector may enter into an agreement with any person or organisation to supply such services.

(9) In the event of a private person supplying any of the services referred to in subregulation (8) the chief executive officer or the person appointed by him or her shall determine the remuneration and allowance payable for such services.

(10) The witness protector may, in consultation with the chief executive officer, authorise the continuation of any service or financial allowance referred to in this regulation for a reasonable period after a protected person has been discharged from the programme.

(11) If the circumstances make it necessary for a protected person to be placed in a rehabilitation programme, the provisions of subregulations (8), (9) and (10) shall apply *mutatis mutandis* to such rehabilitation programme.

Discharge from protection

12. (1) A protected person shall remain under protection until—

- (a) he or she or, if he or she is a minor, his or her parent or guardian, has completed and signed a waiver of protection in the form of Form C in the Annexure hereto and has submitted it to the person in charge of the place of safety; or
- (b) the witness protector, in consultation with the chief investigator, is of the view that protection is no longer required and the protected person is advised in writing accordingly.

(2) The witness protector may take into account breaches of security, disruptive behaviour or anti-social behaviour of the protected person when taking a decision referred to in paragraph (b) of subregulation (1).

Disposal of private property of protected person

13. (1) The private property of a protected person which is in the possession of or under the control of the security officer in charge of the place of safety shall—

- (a) be handed to the protected person on discharge; or
- (b) be handed to the protected person's spouse, child or next-of-kin if the protected person has absconded and cannot be traced within 60 days or has died.

(2) If a protected person's spouse, child or next-of-kin cannot be traced within six months or is unwilling to take possession of the property referred to in subregulation (1), the property shall be sold by auction and the proceeds of the auction shall be paid into the account referred to in section 46 (4) of the Act.

(3) The chief executive officer may give permission for the amount which has been deposited in the account as contemplated in subregulation (2) or a part thereof to be paid to the protected person or his or her spouse, child or next-of-kin when such a person is traced.

CHAPTER III

OFFENCES AND PENALTIES

Offences and penalties

14. Any—

- (a) protected person who refuses or fails to comply with an order under these regulations;
- (b) person who contravenes any provision of these regulations; or
- (c) person who gains or causes access or attempts to gain or to cause access to a person under protection contrary to the provisions of these regulations,

shall be guilty of an offence and liable on conviction to a fine, or to imprisonment for a period not exceeding six months.

CHAPTER IV

Status of protected persons after dissolution of Commission

15. All protected persons still under protection upon the date of the dissolution of the Commission shall be further protected under the witness protection programme of the Department of Justice contemplated in section 185A of the Criminal Procedure Act, 1977 (Act No. 51 of 1977).

ANNEXURE**FORM A****APPLICATION FOR PROTECTION**

1. I, (a)

hereby make application that—

* (i) I

* and

* (ii) (b)

my (c)

..... be protected seeing that I have reason to believe that

* my safety/* and * the safety of the above-mentioned * person/persons * is/are being threatened by

(d)

..... in

that (e)

2. I—

* (i) gave or shall give evidence on (f)

at (g)

before the Truth and Reconciliation Commission;

or

* (ii) shall possibly give evidence on (f)

at (g) before

the Truth and Reconciliation Commission;

or

* (iii) have material information at my disposal and am willing to testify before the Truth and Reconciliation Commission.

3. The nature of the evidence that I *may/shall give is as follows:

.....

4. I have the following physical injuries:

(h)

5. I, (a),
 hereby declare that the above-mentioned information is, to the best of my knowledge, true, complete and correct and that I am aware of the fact that it is an offence if I intentionally furnish information or make a statement which is false or misleading.

6. I am aware of the fact that the security officer who has to protect me may give me such orders as he or she may deem reasonable and necessary in the circumstances in order to achieve efficient protection or which may contribute to my safety and his or her safety and that of any other person and that it is an offence if I refuse or fail to obey such orders.

.....
 (*Signature/mark/thumbprint of deponent)

*7. I,,
 *parent/guardian of the above-mentioned witness, hereby give permission for the above-mentioned person to be so protected.

.....
 (*Signature/mark/thumbprint of *parent/guardian)

*8. I,,
 hereby certify that I have interpreted truly and to the best of my abilities correctly in relation to the contents of this statement and any question put to the deponent by the official.

.....
 (Signature of interpreter)

.....
 (Full name)

.....
 [Designation (Rank)]

.....
 (Address of employment)

9. I,
 hereby certify that before the deponent affixed *his/her mark, thumbprint or signature to this form, I read the statement to *him/her and informed *him/her that it is an offence intentionally to furnish information or make a statement which is false or misleading.

.....
 (Signature of official)

.....
 (Full name)

.....
 [Designation (Rank)]

.....
 (Address of employment)

Remarks:

- (a) State name and surname of witness.
 - (b) State name and surname of a dependant of the witness, a member of the witness's household or family or a dependant of such member in respect of whom protection is required.
 - (c) State relationship.
 - (d) State particulars of the person/persons who threatens/threaten the safety of the person/persons in respect of whom protection is required (if known).
 - (e) State the circumstances as a result of which protection is required (e.g. death threat).
 - (f) State date of inquiry (if known).
 - (g) State place of inquiry (if known).
 - (h) Attach medical certificate (if available).
- * Delete whichever is not applicable.

FORM B

PERMISSION OF RELATIVE FOR PROTECTION

1. I, (a)
 a (b)
 of (c)
 hereby give permission for my protection.
2. I have the following physical injuries:
 (d)

3. I, (a)
 hereby declare that the above-mentioned information is, to the best of my knowledge, true, complete and correct and that I am aware of the fact that it is an offence if I intentionally furnish information or make a statement which is false or misleading.
4. I am aware of the fact that the security officer who has to protect me may give me such orders as he or she may deem reasonable and necessary in the circumstances in order to achieve efficient protection or which may contribute to my safety and his or her safety and that of any other person and that it is an offence if I refuse or fail to obey such orders.

.....
 (*Signature/mark/thumbprint of deponent)

5. I,,
*parent/guardian of the above-mentioned person hereby give permission for the above-mentioned person to be so protected.

.....
(*Signature/mark/thumbprint of *parent/guardian)

6. I,,
hereby certify that I have interpreted truly and to the best of my abilities correctly in relation to the contents of this statement and any question put to the deponent by the official.

.....
(Signature of interpreter)

.....
(Full name)

.....
[Designation (Rank)]

.....
.....
.....
.....
(Address of employment)

7. I,,
hereby certify that before the deponent affixed *his/her mark, thumbprint or signature to this form, I read the statement to *him/her and informed *him/her that it is an offence intentionally to furnish information or make a statement which is false or misleading.

.....
(Signature of official)

.....
(Full name)

.....
[Designation (Rank)]

.....
.....
.....
(Address of employment)

Remarks:

- (a) State name of dependant of the witness, a member of the witness's household or family or a dependant of such member, who requires protection.
 - (b) State relationship to witness.
 - (c) State name of witness.
 - (d) Attach medical certificate (if available).
- * Delete whichever is not applicable.

FORM C

WAIVER OF PROTECTION

Whereas I, (a).....
 *made application for protection/gave permission for *my protection/the protection of my (b)
 on (c)
 19 at (d), I hereby waive that protection.

(**Signature/mark/thumbprint*)

(**Signature/mark/thumbprint of *parent/guardian of
 above-mentioned person*)

Remarks:

- (a) State name and surname of protected person.
- (b) State relationship of protected person to parent or guardian.
- (c) State date of application for protection.
- (d) State place where the application was made.
- * Delete whichever is not applicable.

No. R. 2121

20 Desember 1996

WET OP DIE BEVORDERING VAN NASIONALE EENHEID EN VERSOENING, 1995

**WYSIGING VAN DIE REGULASIES WAT DIE BESOLDIGING, TOELAE EN ANDER DIENSVOORDELE VAN
 DIE VOORSITTER, ONDERVOORSITTER EN KOMMISSARISSE VAN DIE KOMMISSIE VIR WAARHEID EN
 VERSOENING VOORSKRYF**

Die President het kragtens artikel 40 (1) (b) van die Wet op die Bevordering van Nasionale Eenheid en Versoening, 1995 (Wet No. 34 van 1995), die regulasies in die Bylae uitgevaardig.

BYLAE**Woordomskrywing**

1. In hierdie regulasies, tensy uit die samehang anders blyk, beteken "die Regulasies" die regulasies afgekondig by Goewermentskennisgewing No. R. 239 van 9 Februarie 1996.

Invoeging van regulasie 14A in die Regulasies

2. Die Regulasies word hierby gewysig deur die invoeging na regulasie 14 van die volgende regulasie:

"14A. Indien 'n kommissaris in die belang van die Kommissie genoodsaak is om weg van sy of haar woning te hervestig en indien sodanige kommissaris nie geregtig is nie op 'n toelae beoog in regulasie 14 of 15, kan 'n toelae gelyk aan 75% van die redelike werklike uitgawes aan behuising aangegaan weens sodanige hervestiging, behoudens 'n maksimum maandelikse bedrag van R3 000, aan sodanige kommissaris betaal word."

No. R. 2122

20 Desember 1996

**REGULASIES KRAGTENS ARTIKEL 40 VAN DIE WET OP DIE BEVORDERING VAN NASIONALE EENHEID
 EN VERSOENING, 1995 (WET No. 34 VAN 1995): BEPERKTE GETUIEBESKERMINGSPROGRAM**

Die President het kragtens artikel 40, gelees met artikel 35, van die Wet op die Bevordering van Nasionale Eenheid en Versoening, 1995 (Wet No. 34 van 1995), in ooreenstemming met die Minister van Justisie en die Minister van Finansies, die regulasies in die Bylae uitgevaardig.

BYLAE

INDELING VAN MAATREËLS

HOOFSTUK I

ALGEMENE BEPALINGS

Regulasies

1. Woordomskrywing
2. Aansoek en magtiging vir beskerming
3. Bevoegdhede, pligte en werksaamhede van getuiebeskermer
4. Sekuriteitsbeamptes
5. Verbod op die openbaarmaking van sekere inligting
6. Uitgawes in verband met program

HOOFSTUK II

PLASING IN GETUIEBESKERMING

7. Plasing in getuiebeskerming
8. Duur van beskerming
9. Visentering, beslaglegging en opdragte
10. Toegang tot beskermde persoon
11. Ondersteuningsdienste beskikbaar aan beskermde persone
12. Ontslag uit beskerming
13. Beskikking oor private eiendom van beskermde persoon

HOOFSTUK III

14. Misdrywe en strawwe

HOOFSTUK IV

15. Status van beskermde persone na ontbinding van Kommissie

AANHANGSEL

Vorm

- A Aansoek deur getuie of voornemende getuie om beskerming.
- B Toestemming deur lid van familie of huishouding of van 'n afhanklike van 'n getuie of voornemende getuie tot beskerming van sodanige lid of afhanklike.
- C Afstanddoening van beskerming.

HOOFSTUK I

ALGEMENE BEPALINGS

Woordomskrywing

1. In hierdie Regulasies het elke woord of uitdrukking waaraan 'n betekenis in die Wet geheg is, daardie betekenis en, tensy uit die samehang anders blyk, beteken—

“beskermd persoon” 'n persoon wat kwalifiseer vir beskerming soos beoog in artikels 11 (e) en 35 (5) van die Wet;

“die Wet” die Wet op die Bevordering van Nasionale Eenheid en Versoening, 1995 (Wet No. 34 van 1995);

“getuiebeskermer” die persoon aangestel ingevolge artikel 35 (3) (a) van die Wet;

“hoof- uitvoerende beampte” die persoon as sodanig aangestel ingevolge artikel 46 van die Wet;

“hoof ondersoeker” die persoon as hoof van die ondersoekteenheid aangestel ingevolge artikel 28 (3) van die Wet;

“plek van veiligheid” 'n plek deur die getuiebeskermer as sodanig aangewys;

“program” die getuiebeskermingsprogram beoog in artikel 35 van die Wet; en

“sekuriteitsbeampte” 'n persoon ingevolge regulasie 7 (1) deur die getuiebeskermer aangestel om die werksaamhede in regulasie 4 uiteengesit, te verrig.

Aansoek om en toestemming tot beskerming

2. (1) Enige persoon bedoel in artikels 11 (e) en 35 (5) van die Wet moet op 'n vorm in die vorm van Vorm A in die Aanhangsel hierby aansoek doen om beskerming vir homself, haarself, enige lid van sy of haar familie of huishouding, of enige afhanklike van hom of haar of van enige sodanige lid.

(2) Enige lid van die familie of huishouding van 'n persoon bedoel in subregulasie (1) of enige afhanklike van sodanige lid of persoon namens wie ingevolge subregulasie (1) aansoek om beskerming gedoen word of, waar sodanige lid of afhanklike 'n minderjarige is, sy of haar ouer of voog, moet toestemming op 'n vorm in die vorm van Vorm B in die Aanhangsel hierby tot beskerming gee alvorens hy of sy beskerm word.

Bevoegdheid, pligte en werksaamhede van getuiebeskermer

3. (1) Die getuiebeskermer moet die bevoegdheid utoefen en die werksaamhede en pligte verrig wat aan hom of haar opgedra, toegewys of opgelê word by hierdie regulasies.

(2) Die getuiebeskermer, handelende in oorleg met die hoof-uitvoerende beampte—

(a) moet persele as plekke van veiligheid vir die huisvesting van beskermd persone uitkies en is, vir dié doel, daarop geregtig om 'n ooreenkoms met enige persoon, liggaam of die Staat aan te gaan; en

(b) kan tydelike strukture bou of oprig of laat bou of laat oprig om as plekke van veiligheid gebruik te word.

(3) Die getuiebeskermer kan een of meer sekuriteitsbeamptes aanstel vir elke plek van veiligheid waar 'n beskermd persoon gehuisves word: Met dien verstande dat indien meer as drie sekuriteitsbeamptes by enige enkele plek van veiligheid aangestel word, die instemming van die hoof ondersoeker bekom moet word.

(4) Die getuiebeskermer kan die oorplasing van 'n beskermd persoon van een plek van veiligheid na 'n ander magtig.

(5) Die getuiebeskermer kan, in oorleg met die hoof ondersoeker, die Minister en die Minister van Buitelandse Sake, 'n beskermd persoon buite die grense van die Republiek laat beskerm indien hy of sy dit nodig ag vir die veiligheid van die betrokke beskermd persoon en hy of sy kan vir hierdie doel onderhandelings aanknoop met enige buitelandse regering.

(6) Die getuiebeskermer kan vir doeleindes van die beskerming van beskermd persone ingevolge hierdie regulasies, hulp versoek van enige program wat beskerming bied aan getuies ingevolge 'n ander Wet en kan hulp verleen aan enige sodanige program.

Sekuriteitsbeamptes

4. Behoudens die bepalings van regulasie 6, moet sekuriteitsbeamptes toesien dat—

(a) 'n beskermd persoon so min moontlik aan die publiek blootgestel word;

(b) al die nodige maatreëls getref word om 'n beskermd persoon se veiligheid te verseker;

(c) al die nodige maatreëls getref word om 'n beskermd persoon teen onregmatige aanvalle en intimidasie en teen die openbaarmaking van sy of haar identiteit te beskerm;

- (d) 'n beskermde persoon daagliks besoek word en enige klagte of versoek deur hom of haar aandag geniet;
- (e) maatreëls getref word vir die veilige bewaring van alle geld, eiendom en waardevolle artikels in besit van 'n beskermde persoon indien laasgenoemde dit versoek en indien dit noodsaaklik of wenslik geag word;
- (f) 'n siek of beseerde beskermde persoon so gereeld as wat nodig is, deur 'n mediese beampte aangewys deur die Kommissie besoek word en dat enige beskermde persoon wat beweer dat hy of sy siek of beseer is, ondersoek en behandel word deur sodanige mediese beampte en dat daar aan die opdragte van die mediese beampte ten aansien van sodanig beskermde persoon voldoen word;
- (g) 'n beskermde persoon ooreenkomstig paragraaf (f) deur 'n privaat mediese praktisyn ondersoek en behandel word indien die beskermde persoon dit versoek en indien hy of sy in staat is om die koste van sodanige ondersoek en behandeling te betaal en volle aanspreeklikheid vir die betaling van sodanige koste aanvaar;
- (h) 'n onderhoud so na moontlik aan sy of haar ontslag met 'n beskermde persoon gevoer word;
- (i) daar sover moontlik aan 'n beskermde persoon se fisiese en geestelike behoeftes voldoen word;
- (j) enige aangeleentheid wat 'n beskermde persoon onder die aandag van die getuiebeskermer wil bring, onverwyld aan hom of haar oorgedra word; en
- (k) enige geregtelike prosesstukke wat aan 'n beskermde persoon beteken moet word, ontvang word, en dat die getuiebeskermer van sodanige prosesstukke in kennis gestel word.

Verbod op die openbaarmaking van sekere inligting

5. Niemand mag enige persoon van enige inligting voorsien wat die gevolg sal hê dat—

- (a) die identiteit van enige persoon wat om beskerming aansoek gedoen het of wat toestemming daartoe verleen het of wat beskerm is of word en van enige persoon wat betrokke is by die beskerming van 'n beskermde persoon; of
- (b) die plek waar 'n persoon beskerm word,

openbaar gemaak word nie, behalwe met die toestemming van die getuiebeskermer of vir amptelike doeleindes van die Kommissie.

Uitgawes in verband met program

6. Enige uitgawe in verband met die program aangegaan moet deur die hoof- uitvoerende beampte gemagtig word.

HOOFSTUK II

PLASING IN GETUIEBESKERMING

Plasing in getuiebeskerming

7. (1) Die getuiebeskermer kan by elke kantoor van die Kommissie 'n persoon of persone as sekuriteits-beamptes aanstel ten einde aansoeke om beskerming te ontvang van persone wat kwalifiseer vir beskerming ingevolge die Wet en hierdie regulasies.

(2) By ontvangs van 'n aansoek bedoel in subregulasie (1) moet die sekuriteitsbeamptes versoek dat die aansoeker vorm A of B of beide, na gelang van die geval, invul.

(3) Die sekuriteitsbeampte kan, vir doeleindes van 'n volle evaluering en vir 'n beperkte tydperk, die aansoeker in 'n plek van veiligheid deur die getuiebeskermer aangewys, laat huisves, onderworpe aan die voorwaardes voorgeskryf deur die getuiebeskermer en vervat in 'n Bylae by vorm A of B.

(4) Die sekuriteitsbeampte moet die getuiebeskermer of die persoon deur hom of haar aangewys, onverwyld in kennis stel van die feit dat 'n aansoeker gehuisves word soos beoog in subregulasie (3).

(5) Die getuiebeskermer moet reëlins tref dat 'n volle evaluering van die geloofwaardigheid van die aansoeker se getuienis, die aard van die bedreiging en die applikant se persoonlike omstandighede gedoen word: Met dien verstande dat, tensy die omstandighede anders vereis, sodanige evaluering slegs met die bystand van 'n Staatsdepartement of -instelling gedoen mag word.

(6) Na 'n evaluering bedoel in subregulasie (5) moet die getuiebeskermer 'n aanbeveling aangaande die voortgesette beskerming van die aansoeker aan die hoof ondersoeker doen.

(7) Verdere beskerming kan aan die aansoeker verleen word op sodanige voorwaardes as wat die getuiebeskermer in oorleg met die hoof ondersoeker bepaal.

(8) Die getuiebeskermer moet 'n skriftelike ooreenkoms met die beskermde persoon aangaan waarin die voorwaardes en regte wat aan die persoon verleen word, vervat is.

(9) Enige persoon wat beskerming kragtens die program verlang, kan aan 'n sekerheidskeuring onderwerp word en elke sodanige persoon moet versoek word om 'n onderneming in dié verband te verskaf.

(10) 'n Beskermde persoon moet alle vrae wat aan hom of haar gestel word betreffende die sekerheidskeuring bedoel in subregulasie (9), volledig beantwoord en, indien nodig, enige dokumentasie of enige voorwerp wat op die keuring betrekking het, beskikbaar stel.

(11) Daar kan van 'n beskermde persoon vereis word om sy of haar vingerafdrukke te verskaf.

(12) Die sekerheidskeuring bedoel in subregulasie (9) moet deur die getuiebeskermer gereël word.

Duur van beskerming

8. (1) Beskerming kan verleen word aan die beskermde persoon voor, tydens en na die aflê van getuienis by enige verhoor van die Kommissie.

(2) In die geval waar beskerming verleen word nadat die beskermde persoon getuig het, word sodanige beskerming vir 'n vasgestelde tydperk verleen soos bepaal deur die getuiebeskermer in oorleg met die hoof ondersoeker, en die duur van die tydperk kan deur hulle hersien word na gelang dit nodig is.

(3) Indien die getuiebeskermer en die hoof ondersoeker van mening is dat die permanente hervestiging van 'n beskermde persoon noodsaaklik is, moet hulle hierdie feit aan die Minister of 'n persoon deur hom of haar aangewys, rapporteer.

(4) Die hervestiging beoog in subregulasie (3) moet deur die Departement van Justisie behartig word ooreenkomstig die bepalings wat die getuiebeskermingsplan bedoel in artikel 185A van die Strafproseswet, 1977 (Wet No. 51 van 1977), wat deur daardie Departement geadministreer word, reël.

Visentering, beslaglegging en opdragte

9. (1) 'n Beskermde persoon kan gevisenteer word indien die sekuriteitsbeampte dit nodig ag: Met dien verstande dat enige visentering van 'n beskermde persoon met streng behoud van welvoeglikheid en orde uitgevoer word en dat 'n man slegs deur 'n man en 'n vrou slegs deur 'n vrou gevisenteer word.

(2) 'n Sekuriteitsbeampte kan op enige voorwerp in die besit van 'n beskermde persoon wat na die oordeel van daardie sekuriteitsbeampte nie in belang is van die beskermde persoon se veiligheid of die veiligheid van enige ander persoon of van die goeie orde in die plek waar die beskermde persoon beskerm word nie, beslag lê en moet by beslagneming 'n aantekening daarvan in 'n register maak en die voorwerp in veilige bewaring plaas.

(3) 'n Sekuriteitsbeampte kan aan 'n beskermde persoon, die opdragte gee wat hy of sy in die omstandighede redelik en nodig ag ten einde doeltreffende beveiliging te bewerkstellig of wat kan bydra tot die veiligheid van die sekuriteitsbeampte, die beskermde persoon of enige ander persoon.

(4) Die beskermde persoon kan verhoë tot die getuiebeskermer rig indien hy of sy veronreg voel weens enige handeling wat ingevolge hierdie regulasie deur die sekuriteitsbeampte verrig is.

Toegang tot beskermde persoon

10. (1) Behoudens subregulasies (3) en (5) mag geen persoon, behalwe 'n regter van die Hooggeregshof, 'n beampte in diens van die Kommissie of enige ander persoon wat deur die getuiebeskermer gemagtig is of 'n regspraktisyn en 'n mediese praktisyn op versoek van 'n beskermde persoon, toegang tot daardie beskermde persoon hê nie.

(2) Betekening van enige geregtelike prosesstuk aan 'n beskermde persoon moet geskied aan 'n beampte van die Kommissie en by 'n kantoor van die Kommissie deur die getuiebeskermer aangewys.

(3) 'n Beskermde persoon se familie het toegang tot so 'n persoon, tensy die sekuriteitsbeampte rede het om te glo dat sodanige besoek die lewe van die beskermde persoon of enige ander persoon verbonde aan die program in gevaar sal stel.

(4) 'n Beskermde persoon kan appelleer na die getuiebeskermer indien hy of sy veronreg voel deur die sekuriteitsbeampte se besluit bedoel in subregulasie (3).

(5) Die sekuriteitsbeampte kan, indien 'n beskermde persoon 'n besoek van 'n ander persoon as 'n familielid wil ontvang en tensy die getuiebeskermer in die algemeen of in 'n bepaalde geval anders gelas het en onderworpe aan sy of haar instruksies, toestemming verleen aan enige sodanige persoon om die beskermde persoon te besoek vir enige besondere of algemene rede.

(6) 'n Regspraktisyn, private mediese praktisyn, familielid of persoon beoog in subregulasie (5) moet die sekuriteitsbeampte voor die besoek voorsien van 'n skriftelike onderneming om nie die identiteit van die beskermde persoon, waar hy of sy hom of haar bevind en ander besonderhede aangaande die program aan enige ander persoon as iemand bedoel in subregulasie (1), te openbaar nie.

(7) Die getuiebeskermer of 'n sekuriteitsbeampte kan vereis, indien hy of sy dit nodig ag, dat enige persoon beoog in subregulasie (6) hom of haar onderwerp aan 'n sekerheidskeuring voor die besoek, dat bewys van identiteit gelewer word en dat enige voorwerp wat nie in belang is van die veiligheid van die beskermde persoon of enige ander persoon verbonde aan die program nie, aan die sekuriteitsbeampte oorhandig word vir veilige bewaring tydens die besoek.

Ondersteuningsdienste beskikbaar aan beskermde persone

11. (1) 'n Beskermde persoon kan vir die tydperk wat hy of sy onder beskerming is, 'n toelae van R10,00 per dag betaal word indien hy of sy werkloos is: Met dien verstande dat 'n minderjarige nie geregtig is op hierdie toelae nie indien sy of haar ouer of voog ook 'n beskermde persoon is.

(2) Behoudens die voorlegging van bevredigende bewys dat 'n beskermde persoon inkomste verbeur het, insluitende enige bonus of mediese fondse- of pensioenfondsebydrae, omrede hy of sy onder beskerming is of was, kan die getuiebeskermer—

- (a) gelas dat 'n toelae gelyk aan die werklike bedrag van inkomste aldus verbeur, minus enige daaglikse toelae wat aan 'n beskermde persoon betaal word, aan hom of haar betaal word; en
- (b) ondanks die bepalinge van paragraaf (a), betaling van 'n toelae vir die betaling van skoolgelde, skool-uniforms en -boeke vir 'n beskermde persoon of sy of haar afhanklikes magtig.

(3) Enige uitgawes deur die Kommissie aangegaan weens die verskaffing van mediese dienste aan 'n getuie of die koop van klerasie ingevolge subregulasie (4) kan afgetrek word van enige toelae betaalbaar aan die beskermde persoon ingevolge hierdie regulasie, uitgesonderd die toelae bedoel in subregulasie (1).

(4) 'n Beskermde persoon kan van geskikte klerasie en ander noodsaaklike benodighede voorsien word tot 'n maksimum bedrag van R400 indien hy of sy na die mening van die getuiebeskermer ondienlike of geen klerasie het nie en nie in staat is om geskikte klerasie of ander noodsaaklike benodighede uit sy of haar eie fondse, insluitende die toelaes bedoel in subregulasies (1) en (2), te koop nie: Met dien verstande dat indien die getuiebeskermer oortuig is dat genoemde bedrag onvoldoende is, hy of sy magtig van die hoof- uitvoerende beampte of die persoon deur hom of haar aangestel, kan kry vir die betaling van 'n hoër bedrag.

(5) Die Kommissie is nie aanspreeklik nie vir 'n beskermde persoon se skulde aangegaan voordat beskerming aan hom of haar verleen is.

(6) Die getuiebeskermer kan in oorleg met die hoof- uitvoerende beampte of die persoon deur hom of haar aangestel, die verwydering, vervoer en opberging van 'n beskermde persoon se meubels en ander besittings en die betaling van enige redelike koste verbonde daaraan, magtig en sodanige eiendom word geag onder die beheer te wees van die sekuriteitsbeampte van die plek van veiligheid waar die beskermde persoon gehuisves word.

(7) Die getuiebeskermer kan elke sekuriteitsbeampte van los kontant voorsien ten einde onvoorsiene uitgawes wat in die uitvoering van die sekuriteitsbeampte se pligte in verband met 'n beskermde persoon aangegaan word, te dek, en kwitansies van enige sodanige uitgawes moet gehou word.

(8) Indien die getuiebeskermer dit in belang van 'n beskermde persoon ag, moet hy of sy reël dat sodanige beskermde persoon sielkundige of psigiatrisiese berading en die dienste van 'n maatskaplike werker ontvang en die getuiebeskermer kan 'n ooreenkoms met enige persoon of organisasie aangaan om sodanige dienste te lewer.

(9) Indien 'n private persoon enige van die dienste bedoel in subregulasie (8) verskaf, moet die hoof- uitvoerende beampte of iemand deur hom of haar aangestel, die besoldiging en toelase betaalbaar vir sodanige dienste bepaal.

(10) Die getuiebeskermer kan, in oorleg met die hoof- uitvoerende beampte, die voortsetting magtig van enige diens of finansiële toelae bedoel in hierdie regulasie vir 'n redelike tydperk nadat 'n beskermde persoon uit die program ontslaan is.

(11) Indien die omstandighede dit noodsaak dat 'n beskermde persoon in 'n rehabilitasieprogram geplaas word, is die bepalings van subregulasies (8), (9) en (10) *mutatis mutandis* van toepassing op sodanige rehabilitasieprogram.

Ontslag uit beskerming

12. (1) 'n Beskermde persoon moet in beskerming bly totdat—

- (a) hy of sy of, indien hy of sy 'n minderjarige is, sy of haar ouer of voog, 'n afstanddoening van beskerming in die vorm van Vorm C in die Aanghangsel hierby ingevul en onderteken het en voorgelê het aan die persoon aan die hoof van die plek van veiligheid; of
- (b) die getuiebeskermer in oorleg met die kommissaris van mening is dat beskerming nie langer vereis word nie en die beskermde persoon skriftelik dienooreenkomstig in kennis gestel word.

(2) Die getuiebeskermer kan sekerheidsbreuke, ontwrigtende gedrag of antisosiale gedrag aan die kant van die beskermde persoon in ag neem by die neem van 'n besluit bedoel in paragraaf (b) van subregulasie (1).

Beskikking oor private eiendom van beskermde persoon

13. (1) Die private eiendom van 'n beskermde persoon wat in die besit of onder die beheer is van die sekuriteitsbeampte aan die hoof van die plek van veiligheid, moet—

- (a) by ontslag aan die beskermde persoon oorhandig word; of
- (b) aan die beskermde persoon se gade, kind of verwant oorhandig word indien die beskermde persoon gevlug het en nie binne 60 dae opgespoor kan word nie of oorlede is.

(2) Indien 'n beskermde persoon se gade, kind of verwant nie binne ses maande opgespoor kan word nie of onwillig is om besit te neem van die eiendom bedoel in subregulasie (1), moet die eiendom per veiling verkoop word en die opbrengs van die veiling moet in die rekening bedoel in artikel 46 (4) van die Wet gedeponeer word.

(3) Die hoof- uitvoerende beampte kan toestemming verleen dat die bedrag wat in die rekening gedeponeer is soos beoog in subregulasie (2), of 'n gedeelte daarvan, aan die beskermde persoon of sy of haar gade, kind of verwant betaal word wanneer sodanige persoon opgespoor word.

HOOFSTUK III

MISDRYWE EN STRAWWE

Misdrywe en strawwe

14. Enige—

- (a) beskermde persoon wat weier of versuim om te voldoen aan 'n opdrag kragtens hierdie regulasies;
- (b) persoon wat enige bepaling van hierdie regulasies oortree; of
- (c) persoon wat in stryd met die bepalings van hierdie regulasies toegang verkry, toelaat dat toegang verkry word of poog om toegang te verkry tot 'n persoon onder beskerming,

is skuldig aan 'n misdryf en by skuldigbevinding strafbaar met 'n boete of gevangenisstraf vir 'n tydperk van hoogstens ses maande.

HOOFSTUK IV

Status van beskermde persone na ontbinding van Kommissie

15. Alle beskermde persone wat steeds onder beskerming is op die datum van ontbinding van die Kommissie, moet verder beskerm word ooreenkomstig die getuiebeskermingsprogram van die Departement van Justisie beoog in artikel 185A van die Strafproseswet, 1977 (Wet No. 51 van 1977).

AANHANGSEL**VORM A****AANSOEK OM BESKERMING**

1. Ek, (a)

doen hiermee aansoek dat—

* (i) ek

* en

* (ii) (b)

my (c)

beskerm word aangesien ek rede het om te vermoed dat *my veiligheid/*en *die veiligheid van
bovermelde *persoon/personne bedreig word deur (d)

deurdat (e)

2. Ek—

* (i) het of gaan op (f)voor
te (g)voor
die Kommissie vir Waarheid en Versoening getuig;

of

* (ii) sal moontlik op (f)voor die
te (g)voor die
Kommissie vir Waarheid en Versoening getuig;

of

* (iii) beskik oor wesenlike inligting en is bereid om voor die Kommissie vir Waarheid en Versoening te
getuig.

3. Die aard van die getuienis wat ek *kan/gaan aflê, is soos volg:

.....
.....
.....
.....
.....

4. Ek het die volgende liggaamlike beserings:

(h)
.....
.....
.....

5. Ek, (a),
verklaar hiermee dat bostaande inligting na my beste wete waar, volledig en korrek is en dat ek bewus is
daarvan dat dit 'n misdryf is indien ek opsetlik inligting verstrek of 'n verklaring doen wat vals of misleidend
is.

6. Ek neem kennis daarvan dat die sekuriteitsbeampte wat my moet beskerm, sodanige opdragte as wat hy
of sy in die omstandighede redelik en nodig ag, aan my kan gee ten einde doeltreffende beskerming na
streef of wat kan bydra tot my veiligheid asook sy of haar veiligheid en dié van enige ander persoon en dat
dit 'n misdryf is indien ek weier of versuim of sodanige opdragte te gehoorsaam.

.....
(*Handtekening/merk/duimafdruk van verklaarder)

- *7. Ek,,
*ouer/voog van bovermelde getuie, verleen hiermee toestemming dat bovermelde persoon aldus beskerm
kan word.

.....
(*Handtekening/merk/duimafdruk van *ouer/voog)

- *8. Ek,,
sertifiseer hiermee dat ek getrou en na my beste vermoë korrek getolk het met betrekking tot die inhoud
van hierdie verklaring asook enige vraag deur die beampte aan die verklaarder gestel.

.....
(Handtekening van tolk)

.....
(Volle naam)

.....
[Amp (Rang)]

.....
(Werksadres)

9. Ek,,
sertifiseer hiemee dat voordat die verklaarder *sy/haar merk, duimafdruk of handtekening op hierdie vorm
aangebring het, ek die verklaring aan *hom/haar voorgelees het en *hom/haar ingelig het dat dit 'n
misdryf is om opsetlik inligting te verstrek of 'n verklaring te doen wat vals of misleidend is.

.....
(Handtekening van beampte)

.....
(Volle naam)

.....
[Amp (Rang)]

.....
(Werksadres)

Opmerkings:

- (a) Meld naam en van van getuie.
 - (b) Meld naam en van van die afhanklike van getuie, 'n lid van getuie se huishouding of familie of 'n afhanklike van so 'n lid ten opsigte van wie beskerming verlang word.
 - (c) Dui verwantskap aan.
 - (d) Meld besonderhede van die persoon/persone wat die veiligheid bedreig van die persoon/persone ten opsigte van wie beskerming verlang word (indien bekend).
 - (e) Meld die omstandighede as gevolg waarvan beskerming verlang word (bv. gedreig met die dood).
 - (f) Meld datum van ondersoek (indien bekend).
 - (g) Meld plek van ondersoek (indien bekend).
 - (h) Heg mediese sertifikate aan (indien beskikbaar).
- * Skrap wat nie van toepassing is nie.

VORM B

TOESTEMMING VAN VERWANT TOT BESKERMING

1. Ek, (a),
'n (b),
van (c),
verleen hiermee toestemming vir my beskerming.
2. Ek het die volgende liggaamlike beserings:
(d)
.....
.....
3. Ek, (a),
verklaar hiermee dat bostaande inligting na my beste wete waar, volledig en korrek is en dat ek bewus is
daarvan dat dit 'n misdryf is indien ek opsetlik inligting verstrek of 'n verklaring doen wat vals of misleidend
is.
4. Ek neem kennis daarvan dat die sekuriteitsbeampte wat my moet beskerm, sodanige opdragte as wat hy
of sy in die omstandighede redelik en nodig ag, aan my kan gee ten einde doeltreffende beskerming na te
streef of wat kan bydra tot my veiligheid asook sy veiligheid en dié van enige ander persoon en dat dit 'n
misdryf is indien ek weier of versuim om sodanige opdragte te gehoorsaam.

.....
(*Handtekening/merk/duimafdruk van verklaarder)

5. Ek,,
 *ouer/voog van bovermelde persoon, verleen hiermee toestemming dat bovermelde persoon aldus beskerm kan word.

.....
 (*Handtekening/merk/duimafdruk van *ouer/voog)

6. Ek,,
 sertifiseer hiermee dat ek getrou en na my beste vermoë korrek getolk het met betrekking tot die inhoud van hierdie verklaring asook enige vraag deur die beampte aan die verklaarder gestel.

.....
 (Handtekening van tolk)

.....
 (Volle naam)

.....
 [Amp (Rang)]

.....
 (Werksadres)

7. Ek,,
 sertifiseer hiermee dat voordat die verklaarder *sy/haar merk, duimafdruk of handtekening op hierdie vorm aangebring het, ek die verklaring aan *hom/haar voorgelees het en *hom/haar ingelig het dat dit 'n misdryf is om opsetlik inligting te verstrek of 'n verklaring te doen wat vals of misleidend is.

.....
 (Handtekening van beampte)

.....
 (Volle naam)

.....
 [Amp (Rang)]

.....
 (Werksadres)

Opmerkings:

- Meld naam en van van die afhanklike van getuie, 'n lid van getuie se huishouding of familie of 'n afhanklike van so 'n lid wat beskerming verlang.
- Meld verwantskap tot getuie.
- Meld naam van getuie.
- Heg mediese sertifikate aan (indien beskikbaar).

* Skrap wat nie van toepassing is nie.

VORM C

AFSTANDDOENING VAN BESKERMING

Nademaal ek, (a)

op (b)

19 en te (c)

*om beskerming aansoek gedoen het/toestemming verleen het tot *my beskerming/my (d)

se beskerming, doen ek hiermee afstand van daardie beskerming.

.....
(*Handtekening/merk/duimafdruk)

.....
(*Handtekening/merk/duimafdruk van *ouer/voog van
bovermelde persoon)

Opmerkings:

- (a) Meld naam en van van beskermdde persoon.
- (b) Meld datum waarop aansoek gedoen is om beskerming.
- (c) Meld plek waar die aansoek gedoen is.
- (d) Meld verwantskap van beskermdde persoon tot ouer of voog.
- * Skeep wat nie van toepassing is nie.

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