

REPUBLIC
OF
SOUTH AFRICA



REPUBLIEK
VAN
SUID-AFRIKA

Government Gazette Staatskoerant

Regulation Gazette

No. 6424

Regulasiekoerant

Vol. 404

PRETORIA, 3 FEBRUARY 1999
FEBRUARIE

No. 19730

GOVERNMENT NOTICE GOEWERMENTSKENNISGEWING

DEPARTMENT OF WELFARE
DEPARTEMENT VAN WELSYN

No. R. 119

3 February 1999

REGULATIONS UNDER THE CHILD CARE ACT, 1983 - AMENDMENT

The Minister for Welfare and Population Development has, in terms of section 60 of the Child Care Act, 1983 (Act No. 74 of 1983), made the regulations in the Schedule.

SCHEDULE

Definitions

1. In these regulations "the Regulations" means the regulations published by Government Notice No. R. 2612 of 12 December 1986, as amended by the regulations published by Government Notice No. R. 416 of 31 March 1998.

Amendment of regulation 6 of the Regulations

2. Regulation 6 of the Regulations is hereby amended by the substitution for subregulation (1) of the following subregulation:

"(1) Any written notice or a summons required to be served in terms of these regulations or in terms of any provision of the Act on any person in respect of which no special method of service is prescribed in the Act or these regulations may be served by a police officer or an authorized officer *mutatis mutandis* as if it is a summons to appear in order to give evidence in a criminal case in a magistrate's court, or, except in the case of a notice referred to in section 19A of the Act, by the clerk of the children's court concerned by posting a copy of the notice or summons by registered mail to the postal address of the person to whom the notice or summons is directed."

Insertion of regulation 18A in the Regulations

3. The following regulation is hereby inserted after regulation 18 of the Regulations:

"Parental duties

18A. A parent shall, for the purposes of section 19(b)(vii) of the Act, be deemed to have failed to discharge his or her parental duties with regard to the child if the parent has, without good cause, failed -

- (a) in the case of the father of the child, to contribute towards the reasonable prenatal and delivery medical expenses incurred in respect of the child or any other expenses directly connected with the medical care provided to the mother of the child in respect of the pregnancy or the birth of the child;
- (b) to maintain or to contribute towards the maintenance of the child; and
- (c) in the case of a parent having custody of the child, to care for the child."

Amendment of regulation 21 of the Regulations, as substituted by regulation 20 of the regulations published by Government Notice No. R. 416 of 31 March 1998

4. Regulation 21 of the Regulations, as substituted by regulation 20 of the regulations published by Government Notice No. R. 416 of 31 March 1998, is hereby amended by -

- (a) the addition in subregulation (1) of the following paragraph:

"(d) Notwithstanding the provisions of paragraph (b), the contents of a report referred to in subregulation (a) shall not disclose details relating to the identity or whereabouts of the proposed adoptive parents or of the child, if he or she is already in their custody, without their prior written approval, unless required by court."

(b) the insertion after subregulation (5) of the following subregulations:

- "(5A) An application to the children's court contemplated in section 19(A)(9) of the Act shall be made within a period of 14 days of the mother's refusal to grant consent in terms of section 11(4) of the Births and Deaths Registration Act, 1992 (Act No. 51 of 1992).
- (5B) A natural father of a child born out of wedlock contemplated in section 19A(9) of the Act shall, within a period of seven days of the granting of the order, cause an amendment to be effected to the registration of birth of the child, as contemplated in that section.
- (5C) A natural father of a child born out of wedlock contemplated in subregulation (5B) shall, within a period of seven days of making an application for the amendment of the registration of birth of the child, in writing, give notice of such application to the clerk of the children's court in which the application for the adoption of the child was made, providing details of the date and place where such application for the amendment of the registration of birth of the child was made.
- (5D) A natural father of a child born out of wedlock contemplated in section 19A(8) of the Act shall, within a period of seven days of making an application for the amendment of the registration of birth of the child, in writing, give notice of such application contemplated in section 19A(1) of the Act to the commissioner, providing details of the date and place where such application was made."

Commencement

5. These regulations shall come into effect on 4 February 1999.

REGULASIES KRAGTENS DIE WET OP KINDERSORG, 1983 - WYSIGING

Die Minister vir Welsyn en Bevolkingsontwikkeling het, kragtens artikel 60 van die Wet op Kindersorg, 1983 (Wet No. 74 van 1983), die regulasies in die Bylae uitgevaardig.

BYLAE**Woordomskrywing**

1. In hierdie regulasies beteken "die Regulasies" die regulasies afgekondig by Goewermentskennisgewing No. R. 2612 van 12 Desember 1986, soos gewysig deur die regulasies afgekondig by Goewermentskennisgewing No. R. 416 van 31 Maart 1998.

Wysiging van regulasie 6 van die Regulasies

2. Regulasie 6 van die Regulasies word hierby gewysig deur subregulasie (1) deur die volgende subregulasie te vervang:

"(1) 'n Skriftelike kennisgewing of 'n dagvaarding wat ingevolge hierdie regulasies of ingevolge 'n bepaling van die Wet aan iemand beteken moet word, ten opsigte waarvan geen spesiale metode van betekening in die Wet of hierdie regulasies voorgeskryf word nie, kan beteken word deur 'n polisiebeampte of 'n gemagtigde beampte *mutatis mutandis* asof dit 'n dagvaarding is om as getuie te verskyn by 'n strafsak in 'n landdroshof, of, behalwe in die geval van 'n kennisgewing in artikel 19A van die Wet bedoel, deur die klerk van die betrokke kindersorg deur 'n afskrif van die kennisgewing of dagvaarding per geregistreerde pos te stuur na die posadres van die persoon aan wie die kennisgewing of dagvaarding gerig is."

Invoeging van regulasie 18A in die Regulasies

3. Die volgende regulasie word hierby ingevoeg na regulasie 18 van die Regulasies:

"Ouerlike verantwoordelikhede

18A. 'n Ouer word, vir die doeleindes van artikel 19(b)(vii) van die Wet, geag in gebreke te gebly het om sy of haar ouerlike pligte ten opsigte van die kind na te kom as die ouer sonder goeie rede in gebreke gebly het om -

- (a) in die geval van die vader van die kind, by te dra tot redelike mediese onkoste aangegaan betreffende die kind, voorgeboortelik en vir die bevalling, of enige ander onkoste wat direk verband hou met die mediese versorging wat aan die moeder van die kind voorsien was betreffende die swangerskap of geboorte van die kind;
- (b) die kind te onderhou en by te dra tot die kind se onderhoud; en
- (c) in die geval van 'n ouer wat beheer oor die kind het, die kind te versorg."

Wysiging van regulasie 21 van die Regulasies soos vervang deur regulasie 20 van die regulasies afgekondig by Goewermentskennisgewing No. R. 416 van 31 Maart 1998

4. Regulasie 21 van die Regulasies, soos vervang deur regulasie 20 van die regulasies afgekondig by Goewermentskennisgewing No. R. 416 van 31 Maart 1998, word hierby gewysig deur -

(a) die byvoeging in subregulasie (1) van die volgende paragraaf:

- (d) Ondanks die bepalings van paragraaf (b), mag die inhoud van die verslag in subregulasie (a) bedoel, wat verband hou met die name en adresse van die voornemende aannemende ouers of van die kind, indien die kind reeds in hul bewaring is, nie geopenbaar word sonder hul voorafgaande skriftelike toestemming nie, tensy deur die hof vereis.”

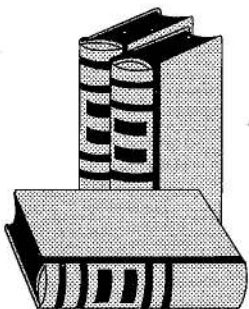
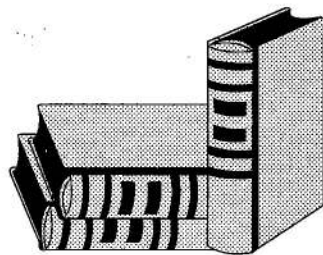
(b) die byvoeging na subregulasie (5), van die volgende subregulasies:

- (5A) 'n Aansoek na die kinderhof soos in artikel 19A(9) van die Wet bedoel, moet gedoen word binne 'n tydperk van 14 dae nadat die moeder toestemming geweier het ingevolge artikel 11(4) van die Wet op die Registrasie van Geboortes en Sterftes, 1992 (Wet No. 51 van 1992).
- (5B) 'n Natuurlike vader van 'n kind wat buite die eg gebore is soos in artikel 19A(9) van die Wet bedoel, moet, binne 'n tydperk van sewe dae na die uitreiking van die bevel, 'n wysiging tot gevolg bring rakende die registrasie van die geboorte van die kind, soos in daardie artikel bedoel.
- (5C) 'n Natuurlike vader van 'n kind wat buite die eg gebore is soos in subregulasie (5B) bedoel, moet, binne 'n tydperk van sewe dae nadat die aansoek gedoen is om die wysiging van die registrasie van die geboorte van die kind, skriftelik, sodanige aansoek onder die aandag van die klerk van die kinderhof bring waar die aansoek om die aanneming van die kind gedoen is, en van inligting voorsien van die datum en plek waar so 'n aansoek om die wysiging van die registrasie van geboorte van die kind gedoen is.
- (5D) 'n Natuurlike vader van 'n kind wat buite die eg gebore is soos in artikel 19A(8) van die Wet bedoel, moet, binne 'n tydperk van sewe dae nadat aansoek gedoen is om die wysiging van die registrasie van die geboorte van die kind, skriftelik sodanige aansoek in artikel 19A(1) van die Wet bedoel, onder die aandag van die kommissaris bring en besonderhede verskaf van die datum en plek waar sodanige aansoek gedoen is.”

Inwerkingtreding

5. Hierdie regulasies tree in werking op 4 Februarie 1999.

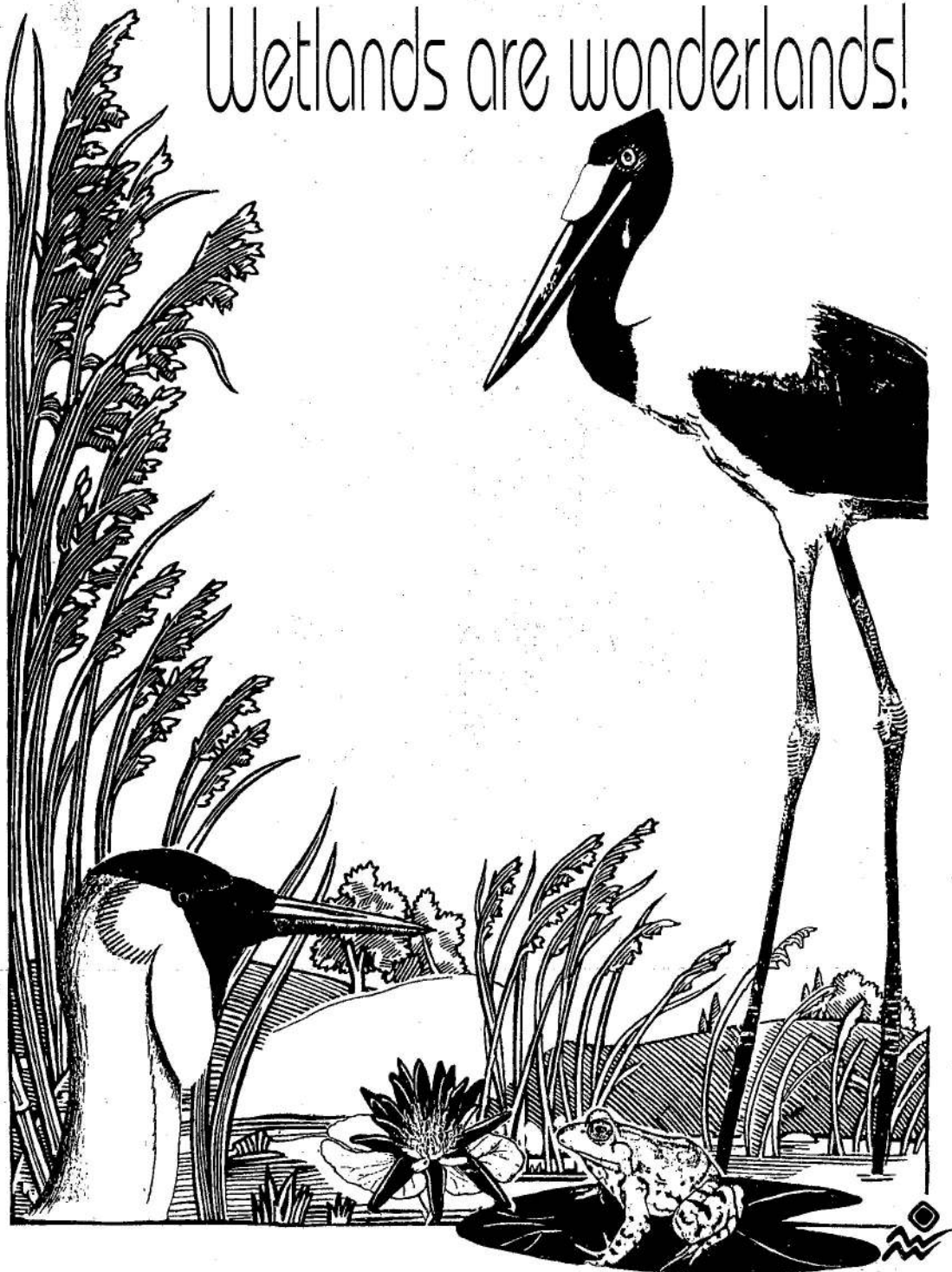
Where is the largest amount of meteorological information in the whole of South Africa available?



Waar is die meeste weerkundige inligting in die hele Suid-Afrika beskikbaar?

Department of Environmental Affairs and Tourism
Departement van Omgewingsake en Toerisme

Wetlands are wonderlands!



Department of Environmental Affairs and Tourism

CONTENTS

No.		Page No.	Gazette No.
GOVERNMENT NOTICE			
Welfare, Department of			
<i>Government Notice</i>			
R. 119	Child Care Act (74/1983): Regulations: Amendment.....	1	19730

INHOUD

No.		Bladsy No.	Koerant No.
GOEWERMENTSKENNISGEWING			
Welsyn, Departement van			
<i>Goewermentskennisgewing</i>			
R. 119	Wet op Kindersorg: Regulasies: Wys- ging	4	19730