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GOVERNMENT NOTICES • GOEWERMENTSKENNISGEWINGS

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## DEPARTMENT OF POLICE

NO. 2292

15 July 2022

Annexure A

## INVITATION FOR PUBLIC COMMENTS:

**DRAFT STANDARD OPERATING PROCEDURES FOR THE INVESTIGATION, SEARCH,  
ACCESS OR SEIZURE OF ARTICLES IN TERMS OF SECTION 26 OF THE CYBERCRIMES  
ACT, NO 19 OF 2020**

1. Notice is hereby given that the Draft Standard Operating Procedures for the Investigation, Search, Access or Seizure of articles are made available for public comments. The Standard Operating Procedures are posted on the website of the South African Police Service at: [https://www.saps.gov.za/resource\\_centre/notices/notices.php](https://www.saps.gov.za/resource_centre/notices/notices.php).

2. Section 26 of the Act provides as follows:

*“(1) The Cabinet member responsible for policing in consultation with the National Commissioner, the National Head of the Directorate, the National Director of Public Prosecutions and the Cabinet member responsible for the administration of justice must, after following a process of public consultation, within 12 months of the commencements of this Chapter issue Standard Operating Procedures which must be observed by-*

- (a) the South African Police Service; or*
- (b) any other person or agency who or which is authorised in terms of the provisions of any other law to investigate any offence in terms of any law,*

*in the investigation of any offence or suspected offence in terms of Part 1 or Part II of Chapter 2 or any other offence or suspected offence which may be committed by means of, or facilitated through the use of, an article.*

*(2) The Draft Standard Operating Procedures referred to in subsection (1) and any amendment thereto must be published in the Gazette”*

3. All interested persons and organisations are invited to submit written comments on the Draft Standard Operating Procedures no later than **15 August 2022**, by

- (i) e-mail to [joosteme@saps.gov.za](mailto:joosteme@saps.gov.za)

- (ii) Posting comments to:

The National Commissioner, for attention of Maj Gen L Magson at:

South African Police Service

Private Bag x 302

**PRETORIA**

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(iii) Hand delivery at:

The South African Police Service, Head Office,  
Wachthuis Building, Polley's Arcade  
231 Francis Baard Street

**PRETORIA**

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4. Kindly ensure that the name, postal, e-mail address and telephone number of the person or organisation submitting the comments, are included.
5. Any enquiries in respect of the Draft Standard Operating Procedures may be made to Captain Marelize Jooste at 012 393 1186 or e-mail at [joosteme@saps.gov.za](mailto:joosteme@saps.gov.za) .



**MINISTER OF POLICE**  
**GENERAL BH CELE, (MP)**

Date:

13/07/2022







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