
GOVERNMENT NOTICES • GOEWERMENTSKENNISGEWINGS

DEPARTMENT OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT

NO. R. 663

14 JULY 2017

DETERMINATION OF PERSONS OR CATEGORY OR CLASS OF PERSONS WHO ARE COMPETENT TO BE APPOINTED AS INTERMEDIARIES: SECTION 170A(4) OF THE CRIMINAL PROCEDURE ACT, 1977

I, Tshililo Michael Masutha, Minister of Justice and Correctional Services, hereby:

- (a) In terms of section 170A(4)(a) of the Criminal Procedure Act, 1977 (Act No. 51 of 1977), determine the following categories or classes of persons to be competent to be appointed as intermediaries:
- (i) Medical practitioners who are registered in terms of section 17 of the Health Professions Act, 1974 (Act No. 56 of 1974), and against whose names the speciality of—
 - (aa) paediatrics; or
 - (bb) psychiatry,are registered.
 - (ii) Clinical, counselling or educational psychologists who are registered in terms of section 17 of the Health Professions Act, 1974 (Act No. 56 of 1974).
 - (iii) Family counsellors who are appointed under section 3(1) of the Mediation in Certain Divorce Matters Act, 1987 (Act No. 24 of 1987), and who are or were—
 - (aa) clinical, counselling or educational psychologists as determined in item (ii);
 - (bb) social workers as determined in item (iv);
 - (cc) educators as determined in item (v); or
 - (dd) child and youth care workers as determined in item (vi).
 - (iv) Social workers who are registered in terms of section 17 of the Social Service Professions Act, 1978 (Act No. 110 of 1978), and who have at least two years' experience in social work.
 - (v) Educators as defined in section 1 of the South African Schools Act, 1996 (Act No. 84 of 1996), who—
 - (aa) have obtained a minimum post Matriculation teacher's education qualification of three years at a recognised tertiary educational institution;
 - (bb) have at least three years' experience in teaching; and
 - (cc) are registered in terms of section 21 of the South African Council for Educators Act, 2000 (Act No. 31 of 2000),

and include former or retired educators, who comply with paragraphs (aa) and (bb), and whose names have not been removed from the register in terms of section 23(1) of the South African Council for Educators Act, 2000.

- (vi) Child and youth care workers who have—
 - (aa) obtained a minimum post Matriculation education qualification of three years at a recognised tertiary educational institution in child and youth care; and
 - (bb) at least three years' experience in child or youth care.
- (b) Determine 1 September 2017 as the date on which this determination shall come into operation.
- (c) Repeal Government Notice No. R. 1374 of 30 July 1993, as amended by Government Notices No. R. 360 of 28 February 1997 and No. R. 597 of 2 July 2001, with effect from 1 September 2017.

T M MASUTHA
MINISTER OF JUSTICE AND CORRECTIONAL SERVICES

DEPARTEMENT VAN JUSTISIE EN STAATKUNDIGE ONTWIKKELING

NO. R. 663

14 JULIE 2017

BEPALING VAN PERSONE OF KATEGORIE OF KLAS PERSONE WAT BEVOEG IS OM AS TUSSENGANGERS AANGESTEL TE WORD: ARTIKEL 170A(4) VAN DIE STRAFPROSESWET, 1977

Ek, Tshililo Michael Masutha, Minister van Justisie en Korrektiewe Dienste:

- (a) Bepaal hiermee ingevolge artikel 170A(4)(a) van die Strafproseswet, 1977 (Wet No. 51 of 1977), dat die volgende kategorieë of klasse persone bevoeg is om as tussengangers aangestel te word:
- (i) Geneeshere wat ingevolge artikel 17 van die Wet op Gesondheidsberoepes, 1974 (Wet No. 56 van 1974), geregistreer is en teenoor wie se name die spesialiteit—
 - (aa) pediatrie; of
 - (bb) psigiatrie, geregistreer is.
 - (ii) Kliniese, voorligting of opvoedkundige sielkundiges wie geregistreer is ingevolge artikel 17 van die Wet op Gesondheidsberoepes, 1974 (Wet No. 56 van 1974).
 - (iii) Gesinsraadgewers wat kragtens artikel 3(1) van die Wet op Bemiddeling in Sekere Egskeidingsaangeleenthede, 1987 (Wet No. 24 van 1987), aangestel is en wie—
 - (aa) kliniese, voorligting of opvoedkundige sielkundiges soos bepaal in item (ii);
 - (bb) maatskaplike werkers soos bepaal in item (iv);
 - (cc) opvoeders soos bepaal in item (v); of
 - (dd) kinder-en jeugsorgwerkers soos bepaal in item (vi), is of was.
 - (iv) Maatskaplike werkers wat ingevolge artikel 17 van die Wet op Maatskaplike Diensberoepes, 1978 (Wet No. 110 van 1978), geregistreer is en wie ten minste twee jaar ondervinding in maatskaplike werk het.
 - (v) Opvoeders soos omskryf in artikel 1 van die Suid-Afrikaanse Skolewet, 1996 (Wet No. 84 van 1996), wie—
 - (aa) 'n minimum na-matrikulasie opvoederskwalifikasie van drie jaar by 'n erkende tersiêre opvoedkundige instelling verwerf het;
 - (bb) ten minste drie jaar ondervinding in onderwys het; en
 - (cc) geregistreer is ingevolge artikel 21 van die Wet op die Suid-Afrikaanse Raad vir Opvoeders, 2000 (Wet No. 31 van 2000),

en sluit voormalige of afgetrede opvoeders in, wie aan die vereistes gemeld in paragrawe (aa) en (bb) voldoen en wie se name nie, ingevolge artikel 23(1) van die Wet op die Suid-Afrikaanse Raad vir Opvoeders, 2000, van die register verwyder is nie.

- (vi) Kinder-en jeugsorgwerkers wie—
 - (aa) 'n minimum na-matrikulasie opvoedkundige kwalifikasie van drie jaar by 'n erkende tersiêre opvoedkundige instelling in kinder- en jeugversorging verwerf het; en
 - (bb) ten minste drie jaar ondervinding in kinder-en jeugversorging het.
- (b) Bepaal hiermee 1 September 2017 as die datum waarop hierdie bepaling in werking sal tree.
- (c) Goewermentskennisgewing No. R. 1374 van 30 Julie 1993, soos gewysig deur Goewermentskennisgewings No. R. 360 van 28 Februarie 1997 en No. R. 597 van 2 Julie 2001, met ingang van 1 September 2017 word hiermee ingetrek.

T M MASUTHA
MINISTER VAN JUSTISIE EN KORREKTIEWE DIENSTE