Government Gazette
Staatskoerant
REPUBLIC OF SOUTH AFRICA
REPUBLIEK VAN SUID-AFRIKA

Regulation Gazette No. 8576 *Regulasiekoerant*

Vol. 497 Pretoria, 3 November 2006 No. 29347

29347
9771682584003

AIDS HELPLINE: 0800-0123-22 Prevention is the cure

CONTENTS

No.		Page No.	Gazette No.
	GOVERNMENT NOTICE		
	Justice and Constitutional Development, Department of		
	Government Notice		
R. 1099	Maintenance Act (99/1998): Amendment: Regulations relating to maintenance.......	3	29347

INHOUD

No.		Bladsy No.	Koerant No.
	GOEWERMENTSKENNISGEWING		
	Justisie en Staatkundige Ontwikkeling, Departement van		
	Goewermentskennisgewing		
R. 1099	Wet op Onderhoud (99/1998): Wysiging: Regulasies betreffende onderhoud.........	5	29347

GOVERNMENT NOTICE
GOEWERMENTSKENNISGEWING

DEPARTMENT OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT
DEPARTEMENT VAN JUSTISIE EN STAATKUNDIGE ONTWIKKELING

No. R. 1099 3 November 2006

MAINTENANCE ACT, 1998

AMENDMENT OF REGULATIONS RELATING TO MAINTENANCE

The Minister for Justice and Constitutional Development has, under section 44 of the Maintenance Act, 1998 (Act No. 99 of 1998), made the regulations in the Schedule.

SCHEDULE

Definitions

1. In this Schedule "the Regulations" means the regulations published by Government Notice No. R. 1361 of 15 November 1999.

Amendment of Regulations

2. The Regulations are hereby amended by the insertion after Chapter 4 of the Regulations of the following chapter:

"CHAPTER 4A

POWERS OF MAINTENANCE INVESTIGATORS

Powers, duties and functions of maintenance investigator

23A. (1) A maintenance investigator must have his or her letter of appointment in his or her possession when exercising any power or performing any duty in terms of the Act or these regulations.

(2) A maintenance investigator may, for the purpose of performing his or her functions in terms of the Act –

(a) examine a person who is likely to give material or relevant information about any complaint relating to maintenance;

(b) direct a person to identify himself or herself to the satisfaction of the maintenance investigator; and

(c) request a person to sign for a document, relevant to a complaint relating to maintenance, received from the maintenance investigator.

(3) A maintenance investigator may, for the purpose of service of process of any maintenance court, or service of subpoenas or summonses in respect of criminal proceedings instituted for failure to comply with a maintenance order -

(a) call upon a member of the South African Police Service as defined in section 1 of the South African Police Act, 1995 (Act No. 68 of 1995), to render assistance to him or her where resistance to the service of the process of the maintenance order or the service of subpoenas and summonses have been met or reasonably anticipated;

(b) if a maintenance investigator encounters or reasonably anticipates resistance as described in sub paragraph (a), request assistance from the Station Commissioner of the nearest police station and must, upon making such request for assistance, furnish particulars of the complaint in which he or she met resistance or the reason why he or she anticipates resistance.".

No. R. 1099 **3 November 2006**

WET OP ONDERHOUD, 1998

WYSIGING VAN DIE REGULASIES BETREFFENDE ONDERHOUD

Die Minister vir Justisie en Staatkundige Ontwikkeling het ingevolge artikel 44 van die Wet op Onderhoud, 1998 (Wet No. 99 van 1998), die regulasies in die Bylae uitgevaardig.

BYLAE

Woordomskrywing

1. In hierdie regulasies beteken "die Regulasies" die Regulasies uitgevaardig by Goewermentskennisgewing No. R. 1361 van 15 November 1999.

Invoeging van Hoofstuk 4A in die Regulasies

2. Die volgende hoofstuk word hierby na Hoofstuk 4 van die Regulasies ingevoeg:

"HOOFSTUK 4A

BEVOEGDHEDE VAN ONDERHOUDSONDERSOEKERS

Bevoegdhede, pligte en werksaamhede van onderhoudsondersoeker

23A. (1) 'n Onderhoudsondersoeker moet sy of haar aanstellingsbrief in sy of haar besit hê wanneer enige bevoegdheid uitgeoefen of plig verrig word ingevolge die Wet of hierdie regulasies.

(2) 'n Onderhoudsondersoeker kan, vir die doel van die verrigting van sy of haar werksaamhede ingevolge die Wet –

(a) 'n persoon ondervra wat waarskynlik wesenlike of tersaaklike inligting oor enige klagte betreffende onderhoud kan verstrek;

(b) 'n persoon gelas om homself of haarself tot tevredenheid van die onderhoudsondersoeker te identifiseer; en

(c) 'n persoon versoek om te teken vir 'n dokument, tersaaklik by 'n klagte met betrekking tot onderhoud, wat van die onderhoudsondersoeker ontvang is.

(3) 'n Onderhoudsondersoeker kan, vir die doel van die betekening van prosesstukke van 'n onderhoudshof, of die betekening van getuiedagvaardings of dagvaardings ten opsigte van strafregtelike verrigtinge ingestel vir versuim om aan 'n onderhoudsbevel te voldoen -

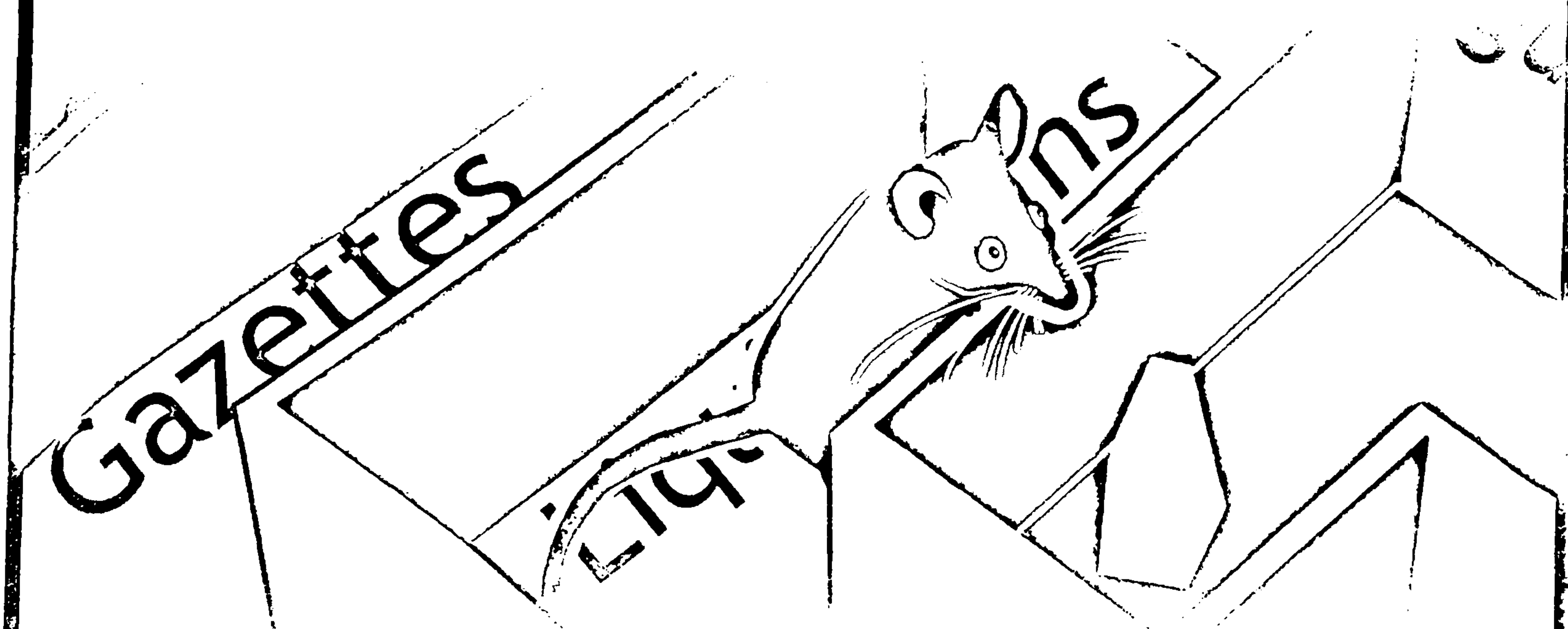
(a) 'n beroep doen op 'n lid van die Suid-Afrikaanse Polisiediens, soos omskryf in artikel 1 van die Wet op die Suid-Afrikaanse Polisiediens, 1995 (Wet No. 68 van 1995), om hulp aan hom of haar te verleen waar teenstand teen die betekening van prosesstukke van die onderhoudsbevel of die betekening van getuiedagvaardings en dagvaardings ondervind word of redelikerwys verwag word;

(b) indien 'n onderhoudsondersoeker teenstand ondervind of redelikerwys teenstand verwag soos in subparagraaf (a) beskryf, bystand versoek van die Stasiekommissaris van die naaste polisiestasie en moet, by die rig van sodanige versoek om bystand, besonderhede verskaf van die klagte waarin hy of sy teenstand ondervind het of die rede waarom hy of sy teenstand verwag.".

Sabinet Online

Sabinet Online Ltd has established itself, for more than a decade, as a leader in facilitating electronic access to gazetted information.

Are you looking for information published in Gazettes such as changes to Acts, Regulations of Acts, Notices, Liquidation & distribution accounts on deceased estates?



Search no more.

Sabinet Online's SA Gazettes provides immediate access to full-text databases of Government and Provincial Gazettes, the Government Gazette Index and Parliamentary Bills. Updated daily.

The SA Gazettes is considered in all industry sectors as the most comprehensive collection of searchable gazette data on the Internet. With SA Gazettes you have access to the electronic full-text of the Government Gazette and all Provincial Gazettes.

- The Government Gazette - from January 1994
- All Provincial Gazettes - from September 1995
- Indexes pertaining to the past week's Government and all Provincial Gazettes.
- Parliamentary Bills - from January 1999

We facilitate access to information

www.sabinet.co.za

Tel: [illegible] Fax: +27 12 663 3543, E-mail: info@sabinet.co.za