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**GOVERNMENT NOTICES • GOEWERMENTSKENNISGEWINGS**

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**DEPARTMENT OF SOCIAL DEVELOPMENT**

NO. R. 517

09 MAY 2020

**AMENDMENT TO THE DIRECTIONS ISSUED IN TERMS OF REGULATION 4(5) OF THE REGULATIONS MADE UNDER SECTION 27(2) OF THE DISASTER MANAGEMENT ACT, 2002 (ACT NO. 57 OF 2002): MEASURES TO PREVENT AND COMBAT THE SPREAD OF COVID-19**

I, **Ms Lindiwe Zulu**, the Minister of Social Development, hereby, in terms of regulation 4(5) of the Regulations made under section 27(2) of the Disaster Management Act, 2002 (Act No. 57 of 2002), and published in Government Gazette No. 43258, Government Notice No. R480 of 29 April 2020, amend Government Notice No.430 published in Government Gazette No. 43182 of 30 March 2020 as amended by Government Gazette No. 43213, Government Notice No. R. 455 of 07 April 2020, as set out in the Schedule.

**MS LINDIWE ZULU, MP****MINISTER OF SOCIAL DEVELOPMENT****DATE:09/05/2020**

## Schedule

### Definitions

1. In this Schedule unless the context indicates otherwise–

**‘Directions’** means the Directions published in Government Notice No.430, Government Gazette No. 43182 of 30 March 2020 as amended by Government Notice No. R. 455 of 07 April 2020;

**‘the Regulations’** means the Regulations made in terms of section 27(2) of the Disaster Management Act, 2002 (Act No. 57 of 2002), and published in Government Gazette No. 43258, Government Notice No. R480 of 29 April 2020.

### **Insertion of paragraph 4A in the Directions**

2. Paragraph 4A is hereby inserted in the Directions after paragraph 4:

#### **“Release from facilities**

4A (a) Every person who is to be released from a facility must be screened before being released.

(b) A person released from a facility must be released to a household that is free of COVID -19.

(c) A social worker must be satisfied with regard to the state of readiness of the place to accommodate a person with a disability who is to be released.”

### **Amendment of paragraph 6 of the Directions**

3. Paragraph 6 of the Directions is hereby amended by–

(a) the substitution in subparagraph (a) for items (i) and (iii) of the following items:

“(i) Service users may be released and discharged from the facilities upon a Social Worker’s recommendation;

(iii) The family reunification and integration programme may be allowed upon a Social Worker’s recommendation;”;

(b) the addition in subparagraph (a) after item (iv) of the following item:

- “(v) Statutory services must be provided by social services practitioners supported by relevant staff.”;

(c) the substitution in subparagraph (b) for items (i) and (iii) of the following items:

- “(i) Children may be released and discharged from the facilities upon a Social Worker’s recommendation;
- (iii) The family reunification and integration programme may be allowed upon a Social Worker’s recommendation.”;

(d) the addition in subparagraph (b) after item (vi) of the following items:

- “(vii) Children awaiting trial at secure care facilities must be prioritised when required to attend court for further determination.
- (viii) Statutory services must be provided by social services practitioners supported by relevant staff.”;

(e) the substitution in subparagraph (c) for items (i) and (iii) of the following items:

- “(i) Victims may be released from the facilities upon a Social Worker’s recommendation.
- (iii) Family reunification and integration programmes are allowed upon a Social Worker’s recommendation.”;

(f) the addition in subparagraph (c) after item (v) of the following item:

- “(vi) Survivors of Gender Based Violence who are ready to be released may be referred for further support by related service providers including civil society organisations.”;

(g) the substitution in subparagraph (e) for items (i) and (iii) of the following items:

- “(i) Clients may be released from the facilities upon a Social Worker’s or relevant practitioner’s recommendation, taking into consideration disability needs for persons with severe disability.
- (iii) The family reunification and interaction programme is allowed upon a Social Worker’s recommendation.”;

(h) the addition in subparagraph (i) after item (ii) of the following item:

- “(iii) Psychosocial support services, including screening and referrals for substance abuse to already identified shelters, must be provided to homeless people.”;

(i) the substitution for subparagraph (k) of the following subparagraph:

“(k) **National Development Agency (NDA)**

The NDA must–

- (i) sponsor additional volunteers who will be allocated to the Community Nutrition and Development Centres according to the number of such centres per province;
- (ii) provide technical and financial support to civil society organisations dealing with Gender Based Violence issues; and
- (iii) continue to provide developmental work including recruitment of volunteers.”;

(j) the substitution in subparagraph (l) for item (i) of the following item:

- “(i) SASSA offices will be progressively opened for limited services in line with a risk adjusted approach.”;

(k) the addition in subparagraph (l) after item (vi) of the following items:

- “(vii) The COVID 19 additional form of Social Relief of Distress will be payable as follows:
- (aa) Temporary disability grants which lapsed in February and March 2020, must be reinstated and continue to be paid from the date they were suspended until end of October 2020;
- (bb) Temporary disability grants which did not lapse during April 2020, as contemplated in subparagraph (l)(v) must continue to be paid until end of October 2020;
- (cc) Temporary disability grants which are due to lapse in May 2020 and June 2020 must continue to be paid until end of October 2020;

- (dd) Care dependency and foster care grants which lapsed during the period beginning from February 2020 to April 2020 must be reinstated and continue to be paid until end of October 2020;
  - (ee) Care dependency and foster care grants which lapsed during May 2020 or are due to lapse when the care dependent child turns 18 years of age, will not lapse until the end of October 2020 and must continue to be paid until end of October 2020;
  - (ff) The top up amounts will be paid in accordance with the table in Annexure A to these Directions;
  - (gg) Payments will follow the usual grant payment mechanisms requiring no additional application processes; and
  - (hh) A special COVID-19 Social Relief of Distress for Caregivers of R500 per month per Child Support Grant caregiver will be provided. All existing caregivers will automatically qualify and receive this benefit along with their existing monthly benefit.
- (viii)
- (aa) An application for social relief of distress or a social grant may be lodged electronically over and above any other available means of lodging such applications.
  - (bb) Notification of the outcome of an application for social relief of distress or a social grant may be given by means of an email, an sms or any such other method.
  - (cc) A special COVID-19 Social Relief of Distress of R350 per month may be provided for the period indicated herein to distressed individuals who are—
    - i. South African Citizens, Permanent Residents or Refugees registered on the Home Affairs database;
    - ii. currently residing within the borders of the Republic of South Africa;
    - iii. above the age of 18;
    - iv. unemployed;
    - v. not receiving any form of income;
    - vi. not receiving any social grant;

- vii. not receiving an unemployment insurance benefit and do not qualify to receive an unemployment insurance benefit;
  - viii. not receiving a stipend from the National Student Financial Aid Scheme and other financial aid;
  - ix. not receiving any other government COVID-19 response support; and
  - x. not a resident in a government funded or subsidised institution.
- (dd) In order to access the benefit referred to in subitem (cc), through an application, an applicant must grant consent for SASSA to verify his or her identity, residency, sources of income or social security benefits with-
- i. the Department of Home Affairs;
  - ii. the Unemployment Insurance Fund;
  - iii. Banking institutions;
  - iv. NSFAS;
  - v. SARS; or
  - vi. any other government institution deemed necessary by SASSA.
- (ee) The benefit provided for in subitem (cc) will be paid to those who qualify for the period from the date of application, but not earlier than May 2020, up to the end of October 2020, provided the applicant continues to meet the qualifying criteria provided for in subitem (cc).
- (ff) SASSA may determine the most suitable method for disbursing the benefit provided for in subitem (cc) and may amend such method from time to time, as required.
- (gg) SASSA must limit disbursements to the budget made available for this benefit.



(l) the substitution for the heading to subparagraph (m) of the following heading:

**“(m) Movement of children”**

(m) the substitution in subparagraph (m) for items (i), (ii), (iii) and (iv) of the following items:

- “(i) The movement of children between co-holders of parental responsibilities and rights or a caregiver, as defined in section 1(1) of the Children's Act, 2005 (Act No. 38 of 2005), in the same metropolitan area or district municipality is allowed if the co-holders of parental responsibilities and rights or a caregiver is or are in possession of-
- (aa) a court order;
  - (bb) a parental responsibilities and rights agreement or parenting plan, registered with the family advocate; or
  - (cc) a permit issued by a magistrate which corresponds to Form 3 of Annexure A to the Regulations if the documentation in paragraphs (a) and (b) is not available.
- (ii) The movement of children between co-holders of parental responsibilities and rights or a caregiver between different metropolitan areas, district municipalities or provinces is allowed if the co-holders of parental responsibilities and rights or a caregiver is or are in possession of a permit issued by a magistrate which corresponds to Form 3 of Annexure A to the Regulations.
- (iii) The household to which the child has to move must be free of COVID -19.
- (iv) (aa) Before a magistrate issues a permit referred to in item (i)(cc), he or she must be provided with-
- i. a birth certificate or certified copy of a birth certificate of the child or children to prove a legitimate relationship between the co-holders of parental responsibilities and rights; and
  - ii. written reasons why the movement of the child is necessary.
- (bb) Before a magistrate issues a permit referred to in item (ii), he or she must be provided with-

- i. A court order;
- ii. a parental responsibilities and rights agreement or parenting plan registered with the family advocate;
- iii. a birth certificate or certified copy of a birth certificate of the child or children to prove a legitimate relationship between the co-holders of parental responsibilities and rights; and
- iv. written reasons why the movement of the child is necessary.

**(m)** the addition after subparagraph (n) of the following subparagraphs:

**“(o) Early Childhood Development**

The Department must continue to subsidise the early childhood development centres during the state of national disaster.

**(p) Inter-country adoptions**

Inter-country adoptions are suspended during the state of national disaster.

**Commencement**

4. These Directions come into effect on the date of publication in the *Government Gazette*.

**ANNEXURE A**

(6(k)(vii)(ff))

**The monthly top-up amounts are as indicated in the following tables:**

Type of Grant	May	June	July	August	September	October
Older Persons	R 250	R 250	R 250	R 250	R 250	R 250
War Veterans'	R 250	R 250	R 250	R 250	R 250	R 250
Disability Grant (permanent and temporary)	R 250	R 250	R 250	R 250	R 250	R 250
Care Dependency Grant	R 250	R 250	R 250	R 250	R 250	R 250
Foster Child Grant	R 250	R 250	R 250	R 250	R 250	R 250
Child Support Grant	R300	0	0	0	0	0

**Furthermore, an additional form of Social Relief of Distress will be provided for the period until end of October 2020.**

Type of Grant	May	June	July	August	September	October
CSG Care Givers Allowance		R500	R500	R500	R500	R500
COVID-19	R350	R350	R350	R350	R350	R350

**The top-up allowances and the additional form of Social Relief of Distress will only be payable for the period May until end of October 2020.**

**FORM 3**  
**PERMIT FOR THE MOVEMENT OF CHILDREN TO TRAVEL TO ANOTHER**  
**PROVINCE/METROPOLITAN AREA/DISTRICT**  
 Regulation 17(1)(c)

*Note: This permit and any form of identification must be in the possession of the person to whom this permit is issued*

IN THE MAGISTRATES COURT FOR THE DISTRICT OF \_\_\_\_\_ HELD  
 AT \_\_\_\_\_ ON THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2020.

BEFORE ME \_\_\_\_\_ MAGISTRATE FOR THE  
 AFOREMENTIONED DISTRICT IN CHAMBERS

I hereby issue this permit for travel to the following person:

Full names:			
Surname:			
Identity number:			
Address of place of residence:			
Province of residence:			
Contact details:	Cell nr	Tel No (h)	E-mail address
Metropolitan area/district travelling to:			
Province travelling to:			
Date of travel to:			
Date of return travel:			
Name of child concerned (must correspond with the birth certificate):			
Reason for movement of children:			

I also declare that the above-mentioned person presented the documentation as required by regulation 17(5).

Signed at \_\_\_\_\_ this \_\_\_\_\_ day of \_\_\_\_\_ 2020.

Magistrate issuing \_\_\_\_\_









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