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

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GOVERNMENT NOTICES

DEPARTMENT OF JUSTICE

No. R. 153

7 February 2002

DECLARATION OF PEACE OFFICERS IN TERMS OF SECTION 334 OF THE CRIMINAL PROCEDURE ACT, 1977 (ACT 51 OF 1977)

I, PENUELL MPAPA MADUNA, Minister for Justice and Constitutional Development -

- (1) acting under and by virtue of the powers vested in me by section 334(1)(a) of the Criminal Procedure Act, 1977 (Act No. 51 of 1977), hereby declare that every person who, by virtue of his/her office, falls within any category defined in column 1 of the Schedule of this notice, shall, within the area specified in column 2 of the Schedule, be a peace officer for the purpose of exercising, with reference to the offences specified in column 3 of the Schedule, the powers defined in column 4 of the Schedule;
- (2) acting under and by virtue of the powers vested in me by section 334(3)(a) of the Criminal Procedure Act, 1977, hereby prescribe that no certificate of appointment referred to in section 334(2)(a) of the Criminal Procedure Act, 1977, shall be issued to any person referred

to in column 1 of Parts 4, 5, 13, 14(b), 15, 16, 17 and 18 of the Schedule, unless the employer has been furnished with a certificate issued by an officer of the South African Police Service wherein it is stated that in the opinion of the said officer such person is competent to exercise the relevant powers defined in column 4 of the above-mentioned Parts of the Schedule: Provided that, for the purpose of the issuing of a certificate by a commissioned officer of the South African Police Service, the following criteria shall be considered:

- (i) previous criminal convictions;
 - (ii) declaration of unfitness to possess an arm or ammunition as defined in the Arms and Ammunition Act, 1969 (Act No. 75 of 1969); and
 - (iii) training with regard to the powers to be exercised;
- (3) acting under and by virtue of the powers vested in me by section 334(3)(b) of the Criminal Procedure Act, 1977, hereby prescribe that the following shall appear in or on the certificate of appointment referred to in section 334(2)(a) of the Criminal Procedure Act, 1997:
 - (i) The full name of the person appointed;
 - (ii) his/her identity number;
 - (iii) his/her signature;
 - (iv) his/her photograph;
 - (v) a description of the capacity in which he/she was appointed;

- (vi) the name of the employer who made the appointment; and
 - (vii) the signature and official stamp of the employer or responsible person; and
- (4) hereby withdraw all previous notices and repeal all regulations promulgated in terms of section 334 of the Criminal Procedure Act, 1977 (Act 51 of 1977).

Signed at Pretoria on this 20th day of August Two Thousand and One.



DR P M MADUNA, MP

MINISTER FOR JUSTICE AND CONSTITUTIONAL DEVELOPMENT

No. R. 154

7 February 2002

**DECLARATION OF PEACE OFFICERS UNDER SECTION 334 OF THE
CRIMINAL PROCEDURE ACT, 1977 (ACT No. 51 OF 1977)**

Under section 334(1)(a) of the Criminal Procedure Act, 1977 (Act No. 51 of 1977), I Penuell Mpapa Maduna, Minister of Justice and Constitutional Development, hereby amend Government Notice No. R. 159 of 2 February 1979, as amended by Government Notices Nos. R. 1749 of 12 August 1983, R. 500 of 8 March 1985, R. 685 of 29 March 1985, R. 1281 of 14 June 1985, R. 1845 of 23 August 1985, R. 2227 of 4 October 1985, R. 2597 of 22 November 1985, R. 4 of 3 January 1986, R. 950 of 23 May 1986, R. 1315 of 19 June 1987, R. 2697 of 4 December, R. 1860 of 16 September 1988, R. 550 of 31 March 1989, R. 1620 of 21 July 1989, R. 543 of 16 March 1990, R. 731 of 30 March 1990, R. 1853 of 10 August 1990, R. 2229 of 21 September 1990, R. 2483 of 26 October 1990, R. 2663 of 16 November 1990, R. 1966 and R. 1967 of 17 July 1992, R. 2270 of 14 August 1992, R. 2599 and R. 2600 of 18 September 1992, R. 2828 of 9 October 1992, R. 2912 of 23 October 1992, R. 3220 of 27 November 1992, R. 3247 of 4 December 1992, R. 1170 of 2 July 1993, R. 1890 of 8 October 1993, R. 2204 of 19 November 1993, R. 2285 of 3 December 1993, R. 2462 of 24 December 1993, R. 752 of 22 April 1994, R. 1128 of 1 July 1994, R. 841 of 15 June 1995, R. 1295 of 25 August 1995, R. 709 of 14 July 2000, R. 469 of 1 June 2001 and R. 1403 of 20 December 2001 by the addition to the Schedule of the following part:

PART 8

SCHEDULE TO GOVERNMENT NOTICE

COLUMN 1	COLUMN 2	COLUMN 3	COLUMN 4
<p style="text-align: center;">PART 8</p> <p>National road transport inspectors appointed under section 37 of the Cross-Border Road Transport Act, 1998 (Act No. 4 of 1998).</p>	<p>The Republic of South Africa.</p>	<ul style="list-style-type: none"> (i) Any offence in terms of the Cross-Border Road Transport Act, 1998 (Act No. 4 of 1998) and the regulations issued thereunder. (ii) Any offence in terms of the Road Transportation Act 1977 (Act No. 74 of 1977) and the regulations issued thereunder. (iii) Any offence in terms of the National Road Traffic Act 1996 (Act No. 93 of 1996) and any regulations issued thereunder. (iv) Any offence in terms of the Tourism Act, 1993 (Act No. 72 of 1993), and any regulations issued thereunder. 	<ul style="list-style-type: none"> (i) The issue of written notices in terms of section 56 of the Criminal Procedure Act, 1977. (ii) The issue of written notices in terms of section 341 of the Criminal Procedure Act, 1977. (iii) The arrest without warrant of any person in terms of section 40(1) of the Criminal Procedure Act, 1977. (iv) The powers conferred upon a peace officer under section 41(1) of the Criminal Procedure Act, 1977. (v) The execution of warrants of arrest in terms of section 44 of the Criminal Procedure Act, 1977.

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