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GOVERNMENT NOTICE

DEPARTMENT OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT

No. R. 210

19 February 2002

REQUIREMENTS AND CERTIFICATE FOR 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 acting under and by virtue of the powers vested in me

- (1) 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 issued to any person falling within a category declared under section 334 of the Criminal Procedure Act, 1997 to be peace officers:

- (i) The full name of the person appointed;
- (ii) his/her identity number;
- (iii) his/her signature;

- (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;

(2) 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, 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 powers entrusted to peace officers of that category under section 334 of the Criminal Procedure Act, 1977: 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.

Signed at Pretoria on this Eighteenth day of February Two Thousand and Two.

DR P M MADUNA, MP

MINISTER FOR JUSTICE AND CONSTITUTIONAL DEVELOPMENT

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