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GENERAL NOTICE

NOTICE 290 OF 2001

DEPARTMENT OF JUSTICE

SPECIAL INVESTIGATING UNITS AND SPECIAL TRIBUNALS ACT, 1996 (ACT No. 74 OF 1996)

AMENDMENT OF RULES TO REGULATE THE CONDUCT OF PROCEEDINGS IN A SPECIAL TRIBUNAL

I, Benjamin de Villiers Pickard, in my capacity as Tribunal President of the Special Tribunal established by Proclamation No. R. 24 of 14 March 1997 and by virtue of the powers vested in me in terms of section 9 (1) of the Special Investigating Units and Special Tribunals Act, 1996 (Act No. 74 of 1996), hereby repeal the Rules as promulgated under General Notice No. 565 of 1998 published in *Government Gazette* No. 18805 of 9 April 1998 in their entirety and substitute same with the Rules contained in the Schedule hereto to Regulate the future proceedings in the Special Tribunal.

SCHEDULE

1. Definitions

In these Rules, unless the context otherwise indicates—

- (i) "member" shall mean a member of a Special Investigating Unit as provided for in section 3 of the Special Investigating Units and Special Tribunals Act, 1996 (Act No. 74 of 1996);
- (ii) "Tribunal" shall mean the Special Tribunal established by Proclamation No. R. 24 of 1997;
- (iii) "Unit" shall mean a Special Investigating Unit established by Proclamation No. R. 24 of 1997.

2. Rules

- (1) All proceedings in the Tribunal shall be regulated and conducted, *mutatis mutandis*, according to the provisions of the Rules Regulating the Conduct of the Several Provincial and Local Divisions of the Supreme Court of South Africa (now the High Court) as promulgated in Government Notice No. R. 48 of 12 January 1965 and as subsequently amended from time to time to the extent that they may be practicable, appropriate and applicable.
- (2) Any reference in the said Rules of the Supreme Court (High Court), referred to hereinbefore, to the Registrar or the Taxing Master shall be deemed to be a reference to the Secretary of the Tribunal as provided for in section 7 (7) (b) of the Special Investigating Units and Special Tribunals Act, 1996 (Act No. 74 of 1996), provided that the Tribunal may, when it deems it appropriate, designate any other suitably qualified person to act as Taxing Master in any particular proceeding.
- (3) Any reference in the said Rules of the Supreme Court (High Court), referred to hereinbefore, to the Court or to the Supreme Court or High Court shall be deemed, unless clearly inconsistent therewith, to be a reference to the Special Tribunal established as aforementioned.

3. Representation of Unit

Any member of a Unit who, in any proceedings before the Tribunal, represents a Unit in those proceedings, shall be required to be authorised to do so, in writing, by the Head of the Unit, with specific reference to those particular proceedings.

4. Coming into operation

These Rules shall come into operation on date of publication thereof in the *Government Gazette*.

5. Transitional provision

Anything done in terms of the Rules hereby repealed prior to the coming into operation of the New Rules contained in the schedule hereto shall be deemed to have been done in terms of the New Rules hereby promulgated.

Signed at East London on this Thirty-first day of January 2001.

B. DE V. PICKARD

Tribunal President

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