

REPUBLIC OF SOUTH AFRICA

**PORTFOLIO COMMITTEE AMENDMENTS
TO
SPECIAL INVESTIGATING UNITS
AND SPECIAL TRIBUNALS
AMENDMENT BILL**

[B 9—2001]

*(As agreed to by the Portfolio Committee on Justice and Constitutional Development
(National Assembly))*

[B 9A—2001]

REPUBLIEK VAN SUID-AFRIKA

**PORTEFEULJEKOMITEE-AMENDEMENTE
OP
WYSIGINGSWETSONTWERP OP
SPESIALE ONDERSOEKEENHEDE
EN SPESIALE TRIBUNALE**

[W 9—2001]

*(Soos goedgekeur deur die Portefeuljekomitee oor Justisie en Staatkundige Ontwikkeling
(Nasionale Vergadering))*

[W 9A—2001]

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AMENDMENTS AGREED TO

SPECIAL INVESTIGATING UNITS AND SPECIAL TRIBUNALS AMENDMENT BILL [B 9—2001]

CLAUSE 1

1. On page 2, in line 9, after “experience,” to insert “conscientiousness and integrity,”.
2. On page 2, in line 10, to omit “the office of” and to substitute “that office, as”.
3. On page 2, in line 13, to omit “becomes” and to substitute “is”.

NEW CLAUSE

1. That the following be a new Clause:

Amendment of section 6 of Act 74 of 1996

3. Section 6 of the principal Act is hereby amended by the substitution for paragraph (a) of subsection (5) of the following paragraph:

- “(a) Subject to subsection (6), the premises referred to in subsection (1) shall only be entered by virtue of an entry warrant issued by a member of a Special Tribunal, magistrate or judge of **[the Supreme Court, other than the Head of the Special Investigating Unit concerned]** a High Court, if it appears to such member, magistrate or judge from information on oath that there are reasonable grounds for believing that any book, document or object which may have a bearing on the investigation—
- (i) is in the possession or under the control of any person or on or in any premises within the area of jurisdiction of such Special Tribunal, magistrate or judge; and
 - (ii) cannot reasonably be obtained in any other manner.”.