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REPUBLIC OF SOUTH AFRICA

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**SPECIAL INVESTIGATING UNITS  
AND SPECIAL TRIBUNALS  
AMENDMENT ACT**

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REPUBLIEK VAN SUID-AFRIKA

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SPESIALE TRIBUNALE**

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**No           , 2001**



her functions in terms of this Act, as the Minister of Justice in consultation with the Minister of Finance may determine.

(b) A member of a Special Investigating Unit [**who is a judge or**] whose remuneration is defrayed from public money, may be paid such allowances in respect of his or her service as such member, including allowances for subsistence and travelling expenses incurred by him or her in the performance of his or her functions in terms of this Act, as the Minister of Justice in consultation with the Minister of Finance may determine.”. 5

**Amendment of section 5 of Act 74 of 1996** 10

2. Section 5 of the principal Act is hereby amended by the deletion of subsection (8).

**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— 15

- (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.”.

**Short title and commencement**

4. This Act is called the Special Investigating Units and Special Tribunals Amendment Act, 2001, and comes into operation on a date fixed by the President by proclamation in the *Gazette*.