

PROCLAMATION*by the**President of the Republic of South Africa***No. R. 5, 2005****SPECIAL INVESTIGATING UNITS AND SPECIAL TRIBUNALS ACT, 1996 (ACT NO. 74 OF 1996): REFERRAL OF MATTERS TO EXISTING SPECIAL INVESTIGATING UNIT AND SPECIAL TRIBUNAL**

WHEREAS allegations as contemplated in section 2(2) of the Special Investigating Units and Special Tribunals Act, 1996 (Act No. 74 of 1996), have been made in respect of the affairs of the Institutions mentioned in Part I and Part II of Column A of the Schedule;

AND WHEREAS I deem it necessary that the said allegations should be investigated and justiciable civil disputes emanating from such investigation should be adjudicated upon;

NOW, THEREFORE, I hereby, under section 2(1) of the said Act, refer the matters mentioned in Column B of the Schedule in respect of the Institutions listed in Part I and Part II of Column A for investigation to the Special Investigating Unit established by Proclamation No. R. 118 of 31 July 2001 and determine that, for the purposes of the investigation of these matters, the terms of reference of the Special Investigating Unit are to investigate as contemplated in the said Act, any-

- (a) serious maladministration in connection with the affairs of the Institutions;

- (b) improper or unlawful conduct by officials of the Institutions;
- (c) corruption in connection with the affairs of the Institutions; or
- (d) unlawful or improper conduct by any person which has caused or may cause serious harm to the interests of the public or any category thereof,

which has taken place between 1 January 1994 and the date of publication of this Proclamation and to exercise or perform all the functions and powers assigned to or conferred upon the said Special Investigating Unit by the said Act in relation to the matters.

Given under my Hand and the Seal of the Republic of South Africa at Pretoria this Twenty-first day of January Two thousand and five.

T. M. MBEKI

President

By Order of the President-in-Cabinet:

B. S. MABANDLA

Minister of the Cabinet

SCHEDULE

COLUMN A	COLUMN B
<p><u>Part I</u></p> <p>(a) National Department of Transport</p> <p>(b) Provincial Departments of Transport</p> <p>(c) Municipal Structures</p>	<ol style="list-style-type: none"> 1. The conversion of forged driving licences, invalid driving licences and foreign driving licences to the credit card form driving licence issued in terms of applicable legislation, pursuant to applications submitted to Driving Licence Testing Centres. 2. The issuing of driving licences, including professional driving permits and learner's licences by examiners at driving licence testing centres without complying with the prescripts of applicable legislation for the issuing thereof. 3. The registration of stolen vehicles on the National Traffic Information System. 4. The failure to properly manage and control the activities of officials and the transactions executed by them and to ensure compliance with the prescripts of the relevant legislation regarding the issuing and/or conversion of driving licences.
<p><u>Part II</u></p> <p>South African Police Service</p>	<p>The registration of stolen vehicles on the National Traffic Information System.</p>