

PROCLAMATIONS

by the

President of the Republic of South Africa

No. R. 71, 1998

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 State Attorney, Umtata and/or the Registrar, Umtata, as mentioned in 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 the Schedule for investigation to the Special Investigating Unit and for adjudication of justiciable civil disputes emanating from such investigation to the Special Tribunal established by Proclamation No. R. 24 of 14 March 1997 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 State Attorney, Umtata and/or the Registrar, Umtata;
- (b) improper or unlawful conduct by employees of the State Attorney, Umtata and/or the Registrar, Umtata;
- (c) unlawful appropriation or expenditure of public money or property;
- (d) unlawful, irregular or unapproved acquisitive act, transaction, measure or practice having a bearing upon State property;
- (e) intentional or negligent loss of public money or damage to public

property;

(f) corruption in connection with the affairs of the State Attorney, Umtata and/or the Registrar, Umtata; or

(g) 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 October 1994 and the date of publication of this Proclamation.

Given under my Hand and the Seal of the Republic of South Africa at Cape Town this Twenty-second day of July, One thousand Nine hundred and Ninety-eight.

T. M. MBEKI
Acting President

By Order of the President-in-Cabinet:

A. M. OMAR
Minister of the Cabinet

SCHEDULE

1. The unlawful, unauthorised and/or irregular contracting out of work to attorneys and/or the briefing of counsel on behalf of the State Attorney, Umtata.
2. The unlawful, improper and/or irregular submission of claims by attorneys and/or advocates to the State Attorney, Umtata and/or the Registrar of the High Court of South Africa, Umtata
3. The unlawful, unauthorised and/or irregular payments made by the State Attorney, Umtata and/or the Registrar of the High Court of South Africa, Umtata, to attorneys and/or advocates.