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**GOVERNMENT NOTICE
GOEWERMENTSKENNISGEWING**

**DEPARTMENT OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT
DEPARTEMENT VAN JUSTISIE EN STAATKUNDIGE ONTWIKKELING**

No. R. 93

4 February 2005

**COUNCIL FOR DEBT COLLECTORS
DEBT COLLECTORS ACT, 1998 (ACT NO. 114 OF 1998)
CODE OF CONDUCT: AMENDMENT**

The Council for Debt Collectors has, under section 14 of the Debt Collectors Act, 1998 (Act No. 114 of 1998), with the approval of the Minister for Justice and Constitutional Development, adopted the amendment to the code of conduct as set out in the Schedule.

SCHEDULE

Definition

1. In this Schedule "the code of conduct" means the code of conduct published by Government Notice No. R. 663 of 16 May 2003.

Insertion of paragraph 7A in the code of conduct

2. The code of conduct is hereby amended by the insertion after paragraph 7 of the following paragraph:

"7A. In terms of a debt collector's general duty to members of the public and other persons and bodies a debt collector—

(a) shall not, in conducting his or her business, do or omit to do any act that is or may be contrary to the integrity of debt collectors in general;

- (b) shall protect the interests of his or her client at all times to the best of his or her ability, with due respect to all other parties concerned; and
- (c) shall not wilfully or negligently fail to perform any work or duties with such degree of care and skill as might reasonably be expected of a debt collector.”.

No. R. 93

4 Februarie 2005

RAAD OP SKULDINVORDERAARS
WET OP SKULDINVORDERAARS, 1998 (WET NO. 114 VAN 1998)
GEDRAGSKODE: WYSIGING

Die Raad op Skuldinvorderaars het, kragtens artikel 14 van die Wet op Skuldinvorderaars, 1998 (Wet No. 114 van 1998), met die goedkeuring van die Minister vir Justisie en Staatkundige Ontwikkeling, die wysiging van die gedragskode soos in die Bylae uiteengesit, aangeneem.

BYLAE

Woordomskrywing

1. In hierdie Bylae beteken "die gedragskode" die gedragskode soos gepubliseer in Goermentkennisgewing Nr R. 663 van 16 Mei 2003.

Invoeging van paragraaf 7A in die gedragskode

2. Die gedragskode word hiermee gewysig deur die invoeging na paragraaf 7 van die volgende paragraaf:

"7A. Ooreenkomstig 'n skuldinvorderaar se algemene plig teenoor lede van die publiek en ander persone en liggame—

- (a) mag 'n skuldinvorderaar nie in die loop van sy of haar besigheid, enige handeling wat strydig met die integriteit van skuldinvorderaars in die algemeen is of mag wees, uitvoer of versuim om uit te voer nie;
 - (b) moet 'n skuldinvorderaar te alle tye die belange van sy of haar klient, met behoorlike inagneming van alle ander betrokke partye, na die beste van sy of haar vermoë beskerm;
 - (c) mag 'n skuldinvorderaar nie opsetlik of nalatig versuim om enige werk of pligte met so 'n graad van sorg en vaardigheid uit te voer, as wat redelikerwys van 'n skuldinvorderaar verwag kan word nie."
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