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GENERAL NOTICE ALGEMENE KENNISGEWING

NOTICE 1584 OF 2008

DEPARTMENT OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT

PUBLICATION OF EXPLANATORY SUMMARIES OF CRIMINAL LAW (FORENSIC PROCEDURES) AMENDMENT BILL, 2008

The Minister for Justice and Constitutional Development intends introducing the Criminal Law (Forensic Procedures) Amendment Bill, 2008, in the National Assembly shortly. The explanatory summary of the Bill is hereby published in accordance with Rule 241(c) of the Rules of the National Assembly.

The Criminal Law (Forensic Procedures) Amendment Bill, 2008, aims to amend the Criminal Procedure Act, 1977, so as to further regulate powers in respect of the ascertainment of bodily features of persons; to provide for the compulsory taking of finger-prints of certain categories of persons; to provide for the taking of prints and samples for investigative purposes; to provide for the taking of specified bodily substances from certain categories of persons for the purposes of DNA analysis; to provide that prints and samples taken under the Act are retained; to further regulate proof of certain facts by affidavit or certificate; to further regulate evidence of prints or bodily features of accused; to amend the South African Police Service Act, 1995, so as to regulate the storing and use of finger-prints, palm-prints, foot-prints and photographs of certain categories of persons; and to establish and regulate the administration and maintenance of a National DNA Database of South Africa; to amend the Firearms Control Act, 2000, so as to further regulate the powers in respect of bodyprints and bodily samples; to amend the Explosives Act, 2003, so as to further regulate the powers in respect of prints and samples for investigation purposes; and to provide for matters connected therewith.

A copy of the above Bill can be found on the website of the Parliamentary Monitoring Group at <http://www.pmg.org.za>, and may, after introduction, also be obtained from:

1. **Government Printers: Cape Town and Pretoria**
2. **Mr M V Pama
Parliament
P O Box 15
Cape Town 8000
Telephone (021) 403 2078**

KENNISGEWING 1584 VAN 2008**DEPARTEMENT VAN JUSTISIE EN STAATKUNDIGE ONTWIKKELING****PUBLIKASIE VAN VERDUIDELIKENDE OPSOMMING VAN DIE STRAFREG (FORENSIESE PROSEDURE) WYSIGINGSWETSONTWERP, 2008**

Die Minister vir Justisie en Staatkundige Ontwikkeling beoog om die Strafreë (Forensiese Prosedure) Wysigingswetsontwerp, 2008, eersdaags by die Nasionale Vergadering in te dien. Die verduidelikende opsomming van die Wetsontwerp word hierby ooreenkomstig Reël 241(c) van die Reëls van die Nasionale Vergadering gepubliseer.

Die **Strafreë (Forensiese Prosedure) Wysigingswetsontwerp, 2008**, beoog die wysiging van die Strafproseswet, 1977, ten einde die magte rakende die vasstelling van liggaamlike kenmerke van persone verder te reguleer; om voorsiening te maak vir die verpligte neem van vingerafdrukke van sekere kategorieë persone; om voorsiening te maak vir die neem van afdrukke en monsters vir ondersoekdoeleindes; om voorsiening te maak vir die neem van gespesifiseerde liggaamlike stowwe van sekere kategorieë van persone vir doeleindes van DNS-analise; om voorsiening te maak dat afdrukke en monsters wat kragtens die Wet geneem is, behou word; om die bewys van sekere feite deur beëdigde verklaring of sertifikaat verder te reguleer; om die bewys van afdrukke of liggaamlike kenmerke van beskuldigdes verder te reguleer; om die Suid-Afrikaanse Polisie dienswet, 1995, te wysig ten einde die bewaring en gebruik van vingerafdrukke, palmafdrukke, voetafdrukke en fotos van sekere kategorieë van persone te reguleer; en om die administrasie en regulering van 'n Nasionale DNS databasis van Suid-Afrika te vestig en te reguleer; om die Wet op Vuurwapenbeheer, 2000, te wysig ten einde die magte rakende liggaamsafdrukke en liggaamsmonsters verder te reguleer;

om die Wet op Plofstowwe, 2003, te wysig ten einde die magte rakende afdrukke en monsters vir ondersoekdoeleindes verder te reguleer; en om voorsiening te maak vir kwessies wat daarmee verband hou.

'n Afskrif van die Engels teks van die Wetsontwerp kan op die webtuiste van die Parlementêre Moniterings Groep by <http://www.pmg.org.za> gevind word en kan, na indiening, ook verkry word vanaf:

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 2. Mnr MV Pama
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