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GOVERNMENT NOTICE GOEWERMENTSKENNISGEWING

DEPARTMENT OF POLICE DEPARTEMENT VAN POLISIE

No. 1028

7 December 2012

DIRECTIONS BY THE NATIONAL HEAD OF THE DIRECTORATE FOR PRIORITY CRIME INVESTIGATION (DPCI) WITHIN THE SOUTH AFRICAN POLICE SERVICE IN TERMS OF SECTION 34 (3)(a) OF THE PREVENTION AND COMBATING OF CORRUPT ACTIVITIES ACT, 2004

I, Anwa Dramat, in my capacity as the National Head of the Directorate for Priority Crime Investigation (DPCI) within the South African Police Service hereby, in terms of section 34(3)(b) of the Prevention and Combating of Corrupt Activities Act, 2004 (Act No. 12 of 2004), publish the directions contemplated in section 34(3)(a) in the Schedule.

SCHEDULE

The manner in which a designated member of the Directorate for Priority Crime Investigation (DPCI) takes down a report contemplated in section 34(1) of the Prevention and Combating of Corrupt Activities Act, 2004 (Act No.12 of 2004), hereinafter referred to as "the Act", must be as follows:

- 1) Any designated member of the Directorate for Priority Crime Investigation (DPCI) who receives a report from a person as contemplated in section 34 (1) of the Act must —
 - a) take down the report in the format of the form contained in Annexure A;
 - b) as soon as possible register the report on the system as used by the Directorate for Priority Crime Investigation (DPCI); and
 - c) forthwith provide the person who made the report with an acknowledgement of receipt reflecting the relevant reference number, in the format of the form contained in Annexure B which will serve as a unique reference number for future enquiries and official purposes.
- 2) After the report has been taken down as contemplated in paragraph 1(a), it must without delay be submitted to a Central Reporting Office within the Directorate for Priority Crime Investigation (DPCI), Pretoria.
- 3) The responsibilities of the Central Reporting Office include the following:
 - a) To ensure that only members designated by the National Head of the Directorate for Priority Crime Investigation (DPCI), are responsible to deal with reports that have been taken down as contemplated in paragraph 1.
 - b) To promote the confidentiality and integrity of the reporting system.
- 4) The Central Reporting Office must ensure that a designated member of the Directorate

for Priority Crime Investigation (DPCI), contacts the person who made the report and takes down a complete affidavit, where appropriate, which could serve as a basis for a police investigation into the report.

- 5) A list of designated reporting points of the Directorate for Priority Crime Investigation (DPCI) national and provincial offices, with the related contact particulars and guidelines, will be published periodically on the SA Police Service website and communicated through other appropriate media.

NATIONAL HEAD: DIRECTORATE FOR PRIORITY CRIME INVESTIGATION (DPCI)

The report received entails the following:

Description of the alleged offence – Tick the applicable offence(s)			Tick
Part 1	Sec 3	General Offence of Corruption	
Part 2	Sec 4	Offences in respect of Corrupt Activities relating to Public Officers	
	Sec 5	Offences in respect of Corrupt Activities relating to Foreign Public Officials	
	Sec 6	Offences in respect of Corrupt Activities relating to Agents	
	Sec 7	Offences in respect of Corrupt Activities relating to members of Legislative Authority	
	Sec 8	Offences in respect of Corrupt Activities relating to Judicial Officers	
	Sec 9	Offences in respect of Corrupt Activities relating to members of Prosecuting Authority	
Part 3	Sec 10	Offences of receiving or offering of unauthorised gratification by or to party to an employment relationship	
Part 4	Sec 11	Offences in respect of Corrupt Activities relating to witnesses and evidential material during certain proceedings	
	Sec 12	Offences in respect of Corrupt Activities relating to Contracts	
	Sec 13	Offences in respect of Corrupt Activities relating to procuring and withdrawal of tenders	
	Sec 14	Offences in respect of Corrupt Activities relating to Auctions	
	Sec 15	Offences in respect of Corrupt Activities relating to Sporting Events	
	Sec 16	Offences in respect of Corrupt Activities relating to Gambling Games or Games of Chance	
Part 6	Sec 20	Other offences relating to corrupt activities - Accessory to or after offence as contemplated in Part 1, 2, 3 or 4. or section 21	
	Sec 21	Other offences relating to corrupt activities - Attempt, conspiracy and inducing another person to commit offence in terms of this Act	
Chap 7	Sec 34 (1)(b)	Theft, fraud, extortion, forgery or uttering of a forged document involving an amount of R 100,000-00 or more.	

- 1. Provide a brief description of the suspicion of or alleged offence(s) committed. (*What, when, where, why and how*). Is it still ongoing?**

2. How did the suspicion or knowledge of the alleged offence(s) come to your attention?

- 3. Full Names, Identity number or Date of Birth and contact details of person(s) allegedly involved in offence(s), as well as his/her/their position held and the role that he/she/they played in the commission of such offence(s)**

4. What is the real or potential impact, losses or consequences of such alleged offence(s)?

5. Does documentation or evidence in support of the allegations exist and where/from whom can such documentation or evidence be obtained? Indicate what information was provided with the report?

.....
.....
.....

6. Was the matter reported to any other person or authority and if so to whom, when and what reference number was provided?

7. What is the nature and extent of the gratification or benefit involved? Any information to the reporter's knowledge about the standard of living of the person(s) allegedly involved.

8. Name and contact details of possible witnesses to the alleged offence(s):

Signed _____ on _____ day _____
at _____ of _____ 20_____

**SIGNATURE OF THE DESIGNATED MEMBER
DIRECTORATE FOR PRIORITY CRIME INVESTIGATION (DPCI)**

**Unique reporting
reference number**

To be inserted by the designated DPCI members to whom the report is made. A corresponding number must appear on the acknowledgement of receipt (Annexure B).



Annexure B

Unique reference Number

**ACKNOWLEDGEMENT OF RECEIPT IN TERMS OF SECTION 34(3)(a) OF THE PREVENTION
AND COMBATING OF CORRUPT ACTIVITIES ACT, 2004 (ACT NO. 12 OF 2004)**

I, _____
(Full Names and Surname)

Rank **PERSAL
Number**

stationed at

Tel.No _____ **Cellular No** _____

Email Address

acknowledge receipt from

(Full Names and Surname of the person who made the report)

The following documentation was received with the report:

**SIGNATURE OF THE DESIGNATED MEMBER
DIRECTORATE FOR PRIORITY CRIME INVESTIGATION (DPCI)**

No. 1028**7 Desember 2012****BEVELE DEUR DIE NASIONALE HOOF VAN DIE DIREKTORAAT VIR PRIORITEITSMISDAADONDERSOEK (DPMO) IN DIE SUID-AFRIKAANSE POLISIEDIENS INGEVOLGE ARTIKEL 34 (3)(a) VAN DIE WET OP DIE VOORKOMING EN BESTRYDING VAN KORRUPTE BEDRYWIGHED, 2004**

Ek, Anwa Dramat, in my hoedanigheid as die Nasionale Hoof van die Direktoraat vir Prioriteitsmisdaadondersoek (DPMO) in die Suid-Afrikaanse Polisiediens, publiseer hiermee, ingevolge artikel 34(3)(b) van die Wet op die Voorkoming en Bestryding van Korrupte Bedrywighede, 2004 (Wet No. 12 van 2004), die bevele soos bedoel in artikel 34(3)(a) in die Bylae.

BYLAE

Die wyse waarop 'n aangewese lid van die Direktoraat vir Prioriteitsmisdaadondersoek (DPMO) 'n rapportering soos bedoel in artikel 34(1) van die Wet op die Voorkoming en Bestryding van Korrupte Bedrywighede , 2004 (Wet No. 12 van 2004), hierna na verwys as "die Wet", afneem, moet as volg wees:

- 1) Enige aangewese lid van die Direktoraat vir Prioriteitsmisdaadondersoek (DMPO) wat 'n rapport van 'n persoon soos bedoel in artikel 34(1) van die Wet ontvang, moet—
 - a) die rapport afneem in die formaat van die vorm soos vervat in Aanhanga; A;
 - b) so gou as moontlik die rapport op die sisteem soos gebruik deur die Direktoraat vir Prioriteitsmisdaadondersoek (DMPO) registreer; en
 - c) die persoon wat die rapport gemaak het, onverwyld van n ontvangserkenning, wat die betrokke verwysingsnommer vervat, voorsien in die formaat van die vorm vervat in Aanhanga B wat as 'n unieke verwysingsnommer sal dien vir toekomstige navrae en amptelike doeleinades.
- 2) Die rapport moet, nadat dit afgeneem is op die wyse soos bedoel in paragraaf 1(a), onverwyld aangestuur word na 'n Sentrale Aanmeldingskantoor binne die Direktoraat vir Prioriteitsmisdaadondersoek (DMPO), Pretoria.
- 3) Die verantwoordelikhede van die Sentrale Aanmeldingskantoor sluit die volgende in:
 - a) Om te verseker dat slegs lede, deur die Nasionale Hoof van die Direktoraat vir Prioriteitsmisdaadondersoek (DMPO) aangewys, verantwoordelik is om met rapporte wat afgeneem is soos bedoel in paragraaf 1, te handel.
 - b) Om die vertroulikheid en integriteit van die rapporteringsysteem te bevorder.
- 4) Die Sentrale Aanmeldingskantoor moet toesien dat 'n aangewese lid van die Direktoraat vir Prioriteitsmisdaadondersoek (DMPO) met die persoon wat die rapport gemaak het in verbinding tree en n volledige beedigde verklaring, waar toepaslik, afneem wat as die grondslag vir polisie ondersoek met betrekking tot die rapport kan dien.

- 5) 'n Lys van aangewese aanmeldingspunte van die Direktoraat vir Prioriteitsmisdaadondersoek (DMPO) se nasionale en provinsiale kantore, tesame met die verbandhoudende kontakbesonderhede en riglyne, sal periodiek op die Suid-Afrikaanse Polisiediens se webwerf gepubliseer, en, deur middel van ander toepaslike media, gekommunikeer word.

NASIONALE HOOF: DIREKTORAAT VIR PRIORITEITS MISDAADONDERSOEK (DMPO)

Die Rapport ontvang het betrekking op die volgende:

Beskrywing van beweerde misdryf – Merk toepaslike misdryf/misdrywe			merk
Deel 1	Art. 3	Algemene misdryf van korruksie	
Deel 2	Art 4	Misdrywe ten opsigte van korrupte bedrywighede met betrekking tot openbare beampetes	
	Art 5	Misdrywe ten opsigte van korrupte bedrywighede met betrekking tot buitelandse openbare amptenare	
	Art 6	Misdrywe ten opsigte van korrupte bedrywighede met betrekking tot agente	
	Art 7	Misdrywe ten opsigte van korrupte bedrywighede met betrekking tot lede van die wetgewende gesag	
	Art 8	Misdrywe ten opsigte van korrupte bedrywighede met betrekking tot regterlike beampetes	
	Art 9	Misdrywe ten opsigte van korrupte bedrywighede met betrekking tot lede van die vervolgingsgesag	
Deel 3	Art 10	Misdrywe van ontvangs of aanbied van n ongemagtigde belangstelling deur of aan partye by werksverhouding	
Deel 4	Art 11	Misdrywe ten opsigte van korrupte bedrywighede met betrekking tot getuies en bewysmateriaal tydens sekere verrigtinge	
	Art 12	Misdrywe ten opsigte van korrupte bedrywighede met betrekking tot kontrakte	
	Art 13	Misdrywe ten opsigte van korrupte bedrywighede met betrekking tot verkryging en terugtrekking van tenders	
	Art 14	Misdrywe ten opsigte van korrupte bedrywighede met betrekking tot veilings	
	Art 15	Misdrywe ten opsigte van korrupte bedrywighede met betrekking tot sportgebeurtenisse	
	Art 16	Misdrywe ten opsigte van korrupte bedrywighede met betrekking tot dobbel of gelukspiele	
Deel 6	Art 20	Ander misdrywe ten opsigte van korrupte bedrywighede – Medepligtige by of begunstiger van misdryf soos bedoel in Deel 1, 2, 3 of 4. of article 21	
	Art 21	Ander misdrywe ten opsigte van korrupte bedrywighede – Poging, sameswering en oorreding van n ander persoon om n misdryf ingevolge die wet te pleeg	
Hoofstuk 7	Art 34 (1)(b)	Die misdryf diefstal, bedrog, afpersing, vervalsing of uitgifte van n vervalste document waarby n bedrag van R 100 000 of meer betrokke is	

1. Voorsien 'n kort beskrywing van die vermoede of beweerde misdryf/ misdrywe wat gepleeg is. (*Wat, wanneer, waar, hoekom en hoe*). Word die misdryf nog steeds gepleeg?

- 2. Hoe het die vermoede by u ontstaan of hoe het die beweerde misdryf/misdrywe onder u aandag gekom?**

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3. Volle name, Identitetsnommer of geboortedatum en kontak besonderhede van die persoon/ persone wat na bewering in die misdryf/misdrywe betrokke is asook posisie wat die persoon / persone beklee en die rol wat hy/sy/hulle vervul het in die pleeg van die misdryf/misdrywe.

.....

4. Wat is die ware of potensiele impak, verliese of gevolge van die beweerde misdryf / misdrywe?

5. Bestaan daar enige dokumentere of ander getuienis wat die bewerings steun en indien wel waar en van wie kan sodanige dokumentasie en/ of ander getuienes bekom word? Dui aan welke inligting tesame met die rapport versaf is?

.....

6. Is die aangeleentheid aan enige ander persoon of owerheid gerapporteer en, indien wel, aan wie, wanneer en vermeld enige verwysingsnommer wat verskaf is?

7. Wat is die aard en omvang van die beloning of voordeel betrokke? Enige inligting wat die rapporteerder het wat betrekking het op die lewenstandaard van die persone wat na bewering betrokke is moet ook vermeld word.

8. Name en kontak besonderhede van moontlike getuies tot die beweerde misdryf/misdrywe :

Geteken _____ op _____ dag
te hierdie van _____ 20_____

**HANDTEKENING VAN AANGEWESE LID
DIREKTORAAT VIR PRIORITEITSMISDAADONDERSOEK (DPMO)**

**Unieke rapportering
verwysingsnommer**

Om ingeval te word deur die aangewese DPMO lid aan wie dir rapport gemaak is. n ooreenstemmende nommer moet op die ontvangsterkennung verskyn. (Aanhangsel B)



Aanhangsel B

Unieke verwysingsnommer

**ONTVANGSERKENNING INGEVOLGE ARTIKEL 34(3)(a) VAN DIE WET OP DIE VOORKOMING
EN BESTRYDING VAN KORRUPE BEDRYWIGHDE, 2004**

Ek

(volle naam en van)

Rang

PERSAL
Nommer



gestationeर

Tel.No

Selfoon No

Epos Adres

Erken ontvangst vanaf

(volle name en van van die persoon wat rapporteer)

Die volgende dokumentasie is tesame met die rapport ontvang:

Geteken op dag
te hierdie van 20

HANDTEKENING VAN AANGEWESE LID DIREKTORAAT VIR PRIORITEITSMISDAADONDERSOEK (DPMO)

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