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## GENERAL NOTICE ALGEMENE KENNISGEWING

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### NOTICE 504 OF 2014

#### DEPARTMENT OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT PUBLICATION OF EXPLANATORY SUMMARY OF THE LEGAL AID BILL, 2014

1. Notice is hereby given in terms of Rule 241(1)(b) of the Rules of the National Assembly that the Minister of Justice and Correctional Services intends to introduce the Legal Aid Bill, 2014, in the National Assembly shortly.

2. The explanatory summary of the Bill is hereby published in accordance with Rule 241(1)(c) of the Rules of the National Assembly.

The Bill intends to ensure access to justice and the realisation of the right of a person to have legal representation as envisaged in the Constitution; for that purpose to establish an entity called Legal Aid South Africa with a Board of Directors and to define its objects, powers, functions, duties and composition; to provide for the independence and impartiality of Legal Aid South Africa; to provide for the appointment of the Board of Directors and qualification for membership thereof; to provide for the appointment of a chairperson and a deputy chairperson; to provide for the term of appointment of a member of the Board of Directors; to provide for the termination of membership of the Board of Directors; to provide for meetings of the Board of Directors, quorum and procedure; to provide for the establishment of committees by the Board of Directors; to provide for the delegation of powers and the assignment of duties or functions of the Board of Directors; to provide for the appointment of a chief executive officer and his or her functions; to provide for the appointment of employees and agents of Legal Aid South Africa and their terms and conditions of employment; to provide for the protection of client privilege in certain circumstances; to provide for the recovery of costs by Legal Aid South Africa; to provide for the finances of Legal Aid South Africa; to provide for the provision of legal aid by direction of courts in criminal matters; to provide for the compilation of a Legal Aid Manual; to provide for the making of regulations; to provide for the amendment or repeal of laws; to provide for transitional arrangements; and to provide for matters incidental thereto.

3. A copy of the Bill can be found on the websites of the Department and Parliamentary Monitoring Group at <http://www.doj.gov.za> and <http://www.pmg.org.za> and, after introduction, may also be obtained from: Government Printers: Cape Town (Telephone number: (021) 465-7531).

**KENNISGEWING 504 VAN 2014****DEPARTEMENT VAN JUSTISIE EN STAATKUNDIGE ONTWIKKELING  
PUBLIKASIE VAN VERDUIDELIKENDE OPSOMMING VAN DIE WETSONTWERP OP  
REGSHULP, 2014**

1. Kragtens Reël 241(1)(b) van die Reëls van die Nasionale Vergadering word hiermee kennis gegee dat die Minister van Justisie en Korrektiewe Dienste beoog om die Wetsontwerp op Regshulp, 2014, eersdaags in die Nasionale Vergadering in te dien.

2. Die verduidelikende opsomming van die Wetsontwerp word hierby ooreenkomstig Reël 241(c) van die Reëls van die Nasionale Vergadering gepubliseer.

Die Wetsontwerp het ten doel om toegang tot die regspleging te verseker en die reg van 'n persoon om regsvertegenwoordiging soos in die Grondwet voorsien, te verwesenlik; vir daardie doel om 'n entiteit genaamd Regshulp Suid-Afrika met 'n Raad van Direkteure te vestig en om sy oogmerke, bevoegdhede, werksaamhede, pligte en samestelling te omskryf; om vir die onafhanklikheid en onpartydigheid van Regshulp Suid-Afrika voorsiening te maak; om vir die aanstelling van die Raad van Direkteure en kwalifikasies vir lidmaatskap daarvan, voorsiening te maak; om vir die aanstelling van 'n voorsitter en 'n onder voorsitter voorsiening te maak; om vir die ampstermyn van 'n lid van die Raad van Direkteure voorsiening te maak; om vir die beeëindiging van lidmaatskap van die Raad van Direkteure voorsiening te maak; om vir vergaderings van die Raad van Direkteure, kworum en werkswyse voorsiening te maak; om vir die instelling van komitees deur die Raad van Direkteure voorsiening te maak; om vir die delegasie van bevoegdhede en die opdra van pligte of werksaamhede van die Raad van Direkteure voorsiening te maak; om vir die aanstelling van 'n hoofuitvoerende beampte en sy of haar werksaamhede voorsiening te maak; om vir die aanstelling van werknemers en agente van Regshulp Suid-Afrika en hulle diensvoorwaardes voorsiening te maak; om vir die beskerming van kliënt privilegie onder seker omstandighede voorsiening te maak; om vir die terugvordering van kostes deur Regshulp Suid-Afrika voorsiening te maak; om vir die finansies van Regshulp Suid-Afrika voorsiening te maak; om vir die verskaffing van regshulp deur lasgewing van howe in strafregtelike aangeleenthede voorsiening te maak; om vir die opstel van 'n Regshulphandleiding voorsiening te maak; om vir die maak van regulasies voorsiening te maak; om vir die wysiging en herroeping van wette voorsiening te maak; om vir oorgangsmatreëls voorsiening te maak, en om vir aangeleenthede wat daarmee verband hou, voorsiening te maak.

3. 'n Afskrif van die Wetsontwerp kan op die webtuistes van die Departement en Parlementêre Moniteringsgroep by <http://www.doj.gov.za> en <http://www.pmg.org.za> gevind word en kan, na indiening, ook verkry word van: Staatsdrukkers: Kaapstad (Telefoon nommer: (021) 465-7531).

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