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**GOVERNMENT NOTICES • GOEWERMENTSKENNISGEWINGS**

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**DEPARTMENT OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT**

NO. 1025

02 OCTOBER 2018

**PUBLICATION OF EXPLANATORY SUMMARY OF THE CHILD JUSTICE AMENDMENT  
BILL, 2018**

1. Notice is hereby given in terms of Rule 276(1)(b) of the Rules of the National Assembly that the Minister of Justice and Correctional Services intends introducing the Child Justice Amendment Bill, 2018, in the National Assembly shortly.
2. The explanatory summary of the Bill is hereby published in accordance with Rule 276(1)(c) of the Rules of the National Assembly.

The purpose of the Bill is to amend the Child Justice Act, 2008 (Act No. 75 of 2008) so as to amend a definition; to further regulate the minimum age of criminal capacity; to further regulate the provisions relating to the decision to prosecute a child who is 12 years or older but under the age of 14 years; to further regulate the proof of criminal capacity; to further regulate the assessment report by the probation officer; to further regulate the factors to be considered by a prosecutor when diverting a matter before a preliminary inquiry; to further regulate the factors to be considered by an inquiry magistrate when diverting a matter at a preliminary inquiry; to further regulate the orders that may be made at the preliminary inquiry; to amend wording in order to facilitate the interpretation of a phrase; and to further regulate the factors to be considered by a judicial officer when diverting a matter in a child justice court; and to provide for matters connected therewith.

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

**KITSISO YA PUSO****KITSISO YA BO****YA 2018****LEFAPHA LA BOSIAMISI LE TLHABOLOLO YA MOLAOTHEO****PHATLALATSO YA TSHOBOKANYO YA TLHALOSO YA MOLAOTLHOMO WA PHETOLO  
YA MOLAO WA BOSIAMISI WA NGWANA YA 2018**

1. Go neelwa fano kitsiso ka fa tlase ga Molawana 276(1)(b) ya Melawana ya Kokoano Bosetšhaba gore Tona ya Bosiamisi le Ditirelo tsa Kgopololo o ikaelela go neela Kokoano Bosetšhaba Molaotlhomo wa Phetolo ya Molao wa Bosiamisi wa Ngwana wa 2018 mo bogaufing.
2. Tshobokanyo ya Tlhaloso ya Molaotlhomo e phatlaladiwa fano ka fa tlase ga Molawana 276(1)(c) ya Melawana ya Kokoano Bosetšhaba.

Maitlhomo a Molaotlhomo ke go fetola Molao wa Bosiamisi wa Ngwana wa 2008 (Molao wabo 75 wa 2008) ka go fetola Tlhaloso; laola gape bonnye jwa dingwaga tsa go nna le kitso ya bosenyi; go laola gape ditlamelo tse di amanang le tshwetso ya go sekisa ngwana wa di ngwaga tse 12 kgotsa go feta mme a le kwa tlase ga dingwaga tse 14; go laola gape ga bosupi jwa kitso ya bosenyi; go laola gape pegelo ya tshekatsheko ya motlhankedi wa peoleitlho; go laola gape mabaka a a tshwanetseng go lebelelwa ke mosekisi fa a faposa tsheko pele ga potsisiso ya pele; go laola gape mabaka a a tshwanetseng go lebelelwa ke magiseterata wa potsisiso fa a faposa tsheko pele kwa potsisisong ya pele; go laola gape ditaello tse di ka dirwang kwa potsisisong ya pele; go fetola mafoko gore go thusiwe thanolo ya puo; go laola gape mabaka a a tshwanetseng go lebelelwa ke moatlhodi fa a faposa kgetse mo kgotlatshekelo ya ngwana ya bosiamisi; le go tlamelela mabaka a a tshwanang le gona.

3. Khopi ya Molaotlhomo e ka bonwa mo diwebosateng tsa Lefapha mo <http://www.justice.gov.za> le Parliamentary Monitoring Group mo <http://www.pmg.org.za>, gape fa morago ga neelo e ka bonwa gape go tswa go Government Printers kwa Cape Town (nomore ya mogala ke: 021– 465 7531).