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GOVERNMENT NOTICE

DEPARTMENT OF SOCIAL DEVELOPMENT

No. R. 269

3 March 2012

SOCIAL ASSISTANCE ACT, 2004 AS AMENDED

AMENDMENT: REGULATIONS RELATING TO THE APPLICATION FOR AND PAYMENT OF SOCIAL ASSISTANCE AND THE REQUIREMENTS OR CONDITIONS IN RESPECT OF ELIGIBILITY FOR SOCIAL ASSISTANCE

The Minister of Social Development has, in terms of Section 32 of the Social Assistance Act, 2004 (Act No. 13 of 2004), as amended, and with the concurrence of the Minister of Finance made the regulations in the Schedule.

SCHEDULE

1. In these regulations "the Regulations" means the regulations published by Government Notice No. R. 898 of 22 August 2008, as amended by Government Notice No. R.67 of 28 January 2009, Government Notice No. R.208 of 26 February 2009, Government Notice No. R.591 of 29 May 2009, Government Notice No. R. 1252 of 31 December 2009, Government Notice No. R. 193 of 12 March 2010, Government Notice No. R. 232 of 15 March 2011, Government Notice No. R. 286 of 31 March 2011, Government Notice No. R 566 of 15 August 2011, Government Notice No. R 746 of 19 September 2011 and Government Notice No. 256 of 29 March 2012.

Amendment of Regulation 1 of the regulations**Definitions**

2. Regulation 1 of the Regulations is hereby amended by the substitution of the definition of refugees, after the definition of " permanent resident", of the following definition:

"refugee" means a person referred to in section 1 of the Refugee Act, 1998 (Act No. 130 of 1998)".

Amendment of regulation 2 of the Regulations

3. Regulation 2 of the Regulations is hereby amended by the substitution for paragraph (e) by the following paragraph:

"(e) is a South African citizen, permanent resident or a refugee".

Amendment of regulation 6(1) of the Regulations

4. Regulation 6 (1) of the Regulations is hereby amended by the substitution for paragraph (g) by the following paragraph:

"(g) he or she is a South African citizen, permanent resident or a refugee".

Amendment of regulation 28 of the Regulations

5. Regulation 28(2) of the Regulations is hereby substituted for the following regulation:

"2. A child support grant lapses on the last day of the month-

- (a) in which the child in respect of whom the child support grant is paid, dies;
- (b) in which the child in respect of whom the child support grant is paid, attains the age of 18 years;
- (c) in which the child is no longer in the custody of the primary care-giver; or
- (d) if a primary care giver, in respect of that child, ceases to be a refugee”.

6. Regulation 28 (3) (b) of the Regulations is hereby amended by substitution for the following paragraph:

“(b) on the last day of the month in which the last living foster parent dies or ceases to be a refugee”.

7. Regulation 28 (4) (a) of the Regulations is hereby amended by the addition of the following subparagraph:

“(iv) if a parent, primary care-giver or foster parent ceases to be a refugee”.

Commencement

8. These regulations will come into effect on the 01 April 2012.