

**NOTICE 385 OF 2008****DEPARTMENT OF SOCIAL DEVELOPMENT  
NOTICE OF INTRODUCTION OF BILL INTO PARLIAMENT**

The Minister of Social Development intends introducing the Bill set out below into Parliament during 2008:

**Social Assistance Amendment Bill**

Written comments must be received not later than 05 April 2008 and must be addressed to:

**The Director-General**  
**Attention: Mr. Puseletso Loselo**  
Department of Social Development  
Private Bag X 901  
PRETORIA  
0001

134 Pretorius Street  
HSRC Building, Room 619N  
PRETORIA  
0001

Telephone: 012 312 7106  
Fax: 086 513 1925  
E-mail: [Puseletsol@dsd.gov.za](mailto:Puseletsol@dsd.gov.za)

**GENERAL EXPLANATORY NOTE:**

[            ] Words in bold type in square brackets indicate omissions from existing enactments.

\_\_\_\_\_ Words underlined with a solid line indicate insertions in existing enactments.

## SOCIAL ASSISTANCE AMENDMENT BILL OF 2008

**To amend the Social Assistance Act 2004 (Act 13 of 2004), so as to provide for qualifications for disability grants; to provide for older persons' grant qualification age for men; and to provide for matters connected therewith.**

**B** E IT ENACTED by the Parliament of the Republic of South Africa, as follows:-

**Amendment of section 9 of Act 13 of 2004, hereafter called the Principal Act****Amendment of section 10 of Act 13 of 2004, hereafter called the Principal Act**

**1.** Section 10 of the Principal Act is hereby amended -

(a) by the substitution of paragraph (b) by the following paragraph:

“(b) in the case of a man, he has, attained the age of: **[65 years.]**

(1) 63 years or older, and qualifies with effect from the 1 April 2008;

(ii) 61 years or older, and qualifies with effect from the 1 April 2009; and

(iii) 60 years, and qualifies with effect from the 1 April 2010."

2. Section 18 of the Principal Act is hereby amended -

(a) by the substitution of subsection (2) by the following subsection:

"(2) The Minister may, upon receipt of the applicant's written appeal, [after considering] and the [appeal and the] Agency's reasons for the decision, confirm, vary or set aside that decision or make any other decision which is just."

3. Section 18 of the Principal Act is hereby amended -

(a) by the omission of paragraphs (a) and (b) of subsection (2).

4. Section 18 of the Principal Act is hereby amended -

(a) by the addition of the following subsections after subsection (2):

"(3). The Minister may, instead of considering the appeal as contemplated in subsection (2), appoint an independent tribunal to consider the appeal in accordance with such conditions as the Minister may prescribe by notice in the Gazette, and that tribunal may, after

consideration of the matter, confirm, vary or set aside that decision or make any other decision which is just.

(4) Where the Minister has appointed an independent tribunal as contemplated in subsection (3) all appeals referred to in subsection (1) shall be sent to such a tribunal for consideration."