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**AIDS HELPLINE: 0800-0123-22 Prevention is the cure**

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**CONTENTS • INHOUD**

No.

Page  
No.      Gazette  
            No.    \_**GOVERNMENT NOTICE****Social Development, Department of***Government Notice*

R. 460	Social Assistance Act (59/1992): Amendment: Regulations regarding grants and financial awards to welfare organisations and to persons in need of social relief of distress.....	2	24630
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**GOVERNMENT NOTICE**


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**DEPARTMENT OF SOCIAL DEVELOPMENT****No. R. 460****31 March 2003**

**AMENDMENT: REGULATIONS REGARDING GRANTS AND FINANCIAL AWARDS TO WELFARE ORGANISATIONS AND TO PERSONS IN NEED OF SOCIAL RELIEF OF DISTRESS IN TERMS OF THE SOCIAL ASSISTANCE ACT, 1992 (ACT NO. 59 OF 1992)**

The Minister of Social Development has, in terms of section 19 of the Social Assistance Act, 1992 (Act No. 59 of 1992), made the regulations set out in the Schedule hereto.

**SCHEDULE**

1. In these regulations "the Regulations" means the regulations published by Government Notice No. R.418 of 31 March 1998, as amended by Government Notice No. R.813 of 25 June 1999 and Government Notice No. R.1233 of 23 November 2001.

**Substitution of regulation 3 of the Regulations**

2. Regulation 3 of the Regulations is hereby substituted by the following regulation:

**“Persons eligible for child support grants**

3.(1)(a) A primary care-giver shall be eligible for a child support grant in respect of a child who –

- (i) during the period 1 April 2003 to 31 March 2004, is under the age of 9 years;
- (ii) during the period 1 April 2004 to 31 March 2005, is under the age of 11 years; and
- (iii) after 1 April 2005 is under the age of 14 years.

(b) A person shall be eligible for a child support grant in respect of all his or her own children: Provided that if some or all of the children in respect of whom the application for the grant is made are not his or her biological or legally adopted children, he or she shall be entitled to such grant in respect of a maximum of six children.

(2) In addition to the requirements of subregulation (1), a person shall be eligible for a child support grant if –

(a) he or she is the primary care-giver of the child concerned: Provided that if more than one person claims to be the primary care-giver of the child, the Director-General shall, having taken all relevant factors into consideration, determine one of them to be the primary care-giver;

(b) he or she satisfies the financial criteria set out in regulation 16(2);

- (c) he or she does not receive remuneration for the care of the child concerned;
- (d) the child concerned is not in an institution referred to in the Child Care Act, 1983 (Act No. 74 of 1983), or a similar institution whether registered under any law or not;
- (e) he or she or any other person is not already in receipt of a grant in respect of the child concerned.”.

#### **Amendment of regulation 24 of the Regulations**

3. Regulation 24 of the Regulations is hereby amended by the substitution for paragraph (c) of subregulation (2) of the following paragraph:

“(c) subject to the provisions of regulation 3(1)(a) of the Regulations, on the last day of the month in which the child in respect of whom the grant is paid attains the age of 9 years, the age of 11 years or the age of 14 years, respectively.”.

#### **Amendment of regulation 8 of the Regulations**

4. Regulation 8 of the Regulations is hereby amended by the addition of the following subregulation:

“(6) In the case of a primary care giver who applies for a Child Support Grant in respect of a child whose grant has lapsed because he or she has attained the prescribed age and who may again qualify for a Child Support Grant, the Director General shall allow a shortened application process on a form approved for this purpose.”

#### **Commencement**

5. These regulations shall come into effect on 1 April 2003.

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