

**KHAYALETHU STREET CHILDREN PROJECT
PROJECT FOR YOUTH AT RISK**

Children's Amendment Bill 2006

Presentation to Public Hearing
Kwa Zulu Natal Welfare Portfolio Committee
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Profile of Khayaletu Street Children Project

Khayaletu is a project for children who live or work on the streets or beg for a living. It was established in 1985. The key mission is to hold families together.

Khayaletu services include

- (a) **street based outreach** with the intention of building trust, to encourage young people to return home or to temporary residential care;
- (b) a short term **residential programme** providing for basic needs, personal development and family intervention leading to reunification;
- (c) **after care services** to provide support and monitor young people's stability after reunification.
- (d) **prevention programmes** in communities where children are at high risk of moving onto the streets.

I have one recommendation about shelters and three on Drop-in Centres:

1. THE FIRST RECOMMENDATION IS THAT

- **Shelters should be relocated from Chapter 14 to Chapter 13 in the Children's Amendment Bill.**

They would then become a type of Child and Youth Care Centre offering special types of programmes, just as is the case with other residential facilities for children in need of care and protection.

This recommendation was discussed and agreed in 2005, by registered and accredited NGOs at the annual NASC conference.

Representatives from the SAPS, state departments and various other stakeholders, are always invited to this annual conference.

Quality NGOs

- do not get subsidies for child therapy and development programmes, family counselling and aftercare in the community,
- but they already carry out a range of the programmes listed in Chapter 13, section 191 (2).

This is especially the case in regard to reception, care and protection of children, counseling and development programmes and work towards family reintegration, all of which are listed in Chapter 13, section 191(2) (c) (d) (e) (f).

Members of the National Alliance for Street Children are united on the importance of relocating “shelters” to Chapter 13 where they will become a type of Child and Youth Care Centre, and will urge this at the public provincial hearings throughout the country.

At the discussion meeting on the Children’s Amendment Bill hosted the Department of Social Development in Pretoria on the 9th of May, the response to the Alliance’s proposed amendment, was that Chapter 14, section 214 (2), allowed for writing minimum norms and standards for shelters.

Alliance members have reported that this has also been a frequent response from various official forums.

Chapter 14, section 214 (2) states that:

“The Minister must determine national norms and standards... after consultation with the MECs for social development, the Financial and Fiscal Commission and the Minister of Finance.”

Although NGOs working with the children are not included in this important decision making, this is not the issue.

And although the minimum norms and standards set out in Chapter 14 section 220 are very basic whereas guidelines such as those in Chapter 13 section 191 (2) give the appearance of careful consideration, this is also not the issue.

The issue is rather, that residential services for so-called street children have been totally separated from those for all other South African children in need of care and protection.

To move shelters from Chapter 14 to Chapter 13 will not only be practical.

It will also be a significant step to end marginalisation of so-called street children in this country.

We urge you: let us take this opportunity and move shelters as residential programmes into Chapter 13, from Chapter 14.

The technical amendments to be made in Chapter 13 are very few.

In Chapter 14,

- the word shelter would have to be removed from a number of sections, and
- the definition of a shelter would have to be removed from section 213.

I have listed these technical changes at the end of this presentation.

2. REGARDING DROP-IN CENTRES

Firstly, we recommend that

- **The critical basic minimum norms and standards for drop-in centres should not be left for some future decision, as is the case in section 214 (2), Chapter 14.**

As basic minimum norms and standards are already listed in Chapter 14 in section 213 (1), we recommend that this section should be expanded.

It should include what is already being done in the NGO sector.

What I propose is that two new sets of agreed upon norms and standards should be inserted before the present norms and standards.

These were agreed by members of the National Alliance for Street Children:

In Chapter 14, Section 220,

Firstly, Drop-in centres must –

- assess the needs of the child
- work towards family re-unification
- keep a daily register of all children
- report monthly to the department of social services;
- have suitably qualified staff present when open.

Secondly, Drop-in centres must provide, according to prescribed standards, programmes for the children in its care.

These programmes must include –

- a development and treatment plan;
- a family reunification or other suitable placement programme;
- access to education and health services;
- access to social development services; and
- any other prescribed programme or service.

And thirdly, the basic norms and standards that already appear in the Children's Amendment Bill in section 220 —

about place to play, space, drinking water, toilets, and food preparation, are also important.

They should follow the norms and standards already described.

Secondly, we believe that it is very important for

- **Drop-in centres to be run by properly trained persons.**

We recommend that the statement in section 215 of the Children’s Amendment Bill be changed.

It reads:

“Any person or organisation may establish or operate ...”

We believe it is very important to include “**professionally qualified**” person and “**accredited**” organisation.

There are people and organisations that do very little for the children, except keep them busy and happy and fed.

This is a waste of resources because Drop-in centres are supposed to set children on the path back into the community.

People who want to help, but who do not really know what to do, are important.

But they should rather act as volunteers for registered NGOs.

Lastly,

- **we recommend that more specific statements be given about how Drop-in Centres will be funded.**

Chapter 14 214(1) speaks about qualifying for funding, but it is not clear how, or what will be funded.

Child and Youth Care Workers are critically important in Drop-in Centres.

But we know that the Department of Social Welfare has only costed Child and Youth Care Workers for Chapter 13 and not for Chapter 14.¹

We are, therefore, concerned about this issue.

Recently the KwaZulu-Natal Alliance for Street Children heard *informally* that the Department of Social Welfare had funds for a number of Drop-in Centres.

But proposals had to be in within two weeks.

Alliance members were keen to apply, but they are registered organisations and they have Boards of Management.

Board members are not always available and major decisions need careful planning.

¹ Information from the National Association of Child Care Workers (NACCW).

Alliance members were, therefore, unable to apply.

The regional alliance has a permanent seat on its committee for a representative from the Department of Social Welfare, but someone seldom attends.

We understand that this is because of staffing problems.

The Alliance values having close links with the Department and looks forward to better communications in the future, when staffing problems have improved.

These points end my submission to this hearing.

We wish to thank

- the Chairlady warmly, for arranging the public hearings,
- and members of the panels who have heard submissions.

**This province has set the standard for other provinces
in regard to public hearings on the Children's Amendment Bill.**

ADDENDUM – Technical amendments to the Children’s Amendment Bill

Instruction for Amendments column:

Delete bold words and numerals, including square brackets.

Insert underlined words and numerals.

Original section and wording: Chapter 13	Amendments
<p>Child and youth care centre</p> <p>191. (1) A child and youth care centre is a facility for the provision of residential care to more than six children outside the child’s family environment in accordance with a residential care programme or programmes suited for the children in the facility, but excludes-</p> <p>(a) a partial care facility (b) a shelter or drop-in centre</p>	<p>Child and youth care centre</p> <p>(b) a [shelter or] drop-in centre</p>
<p>Existing registered children’s home</p> <p>197. As from the date on which section 196 takes effect an existing privately operated children’s home registered or deemed to be registered in terms of the Child Care Act must be regarded as having been registered in terms of section 196 as a child and youth care centre providing a residential care programme mentioned in section 191(2)(a).</p>	<p>Existing registered [children’s home] <u>private care facilities</u></p> <p>197. As from the date on which section 196 takes effect—</p> <p>(1) an existing privately operated children’s home registered or deemed to be registered in terms of the Child Care Act must be regarded as having been registered in terms of section 196 as a child and youth care centre providing a residential care programme mentioned in section 191(2)(a).</p> <p>(2) an existing privately operated [children’s home] <u>shelter for children living, working or begging on the streets</u> registered or deemed to be registered in terms of the Child Care Act must be regarded as having been registered in terms of section 196 as a child and youth care centre providing a residential care programme mentioned in section 191(2) [(a)] <u>(c) (d) (e) (f).</u></p>

Original section and wording: Chapter 14	Amendments
<p>SHELTERS AND DROP-IN CENTRES</p>	<p>[SHELTERS AND] DROP-IN CENTRES</p>
<p>Shelters and drop-in centres</p> <p>213. (1) A shelter is a facility located at a specific place which is managed for the purpose of providing basic services, including overnight accommodation and food, to children, including street children, who voluntarily attend the facility but who are free to leave.</p> <p>(2) A drop-in centre is a facility located at a specific place which is managed for the purpose of providing</p>	<p>[Shelters and] Drop-in centres</p> <p>213. [(1) A shelter is a facility located at a specific place which is managed for the purpose of providing basic services, including overnight accommodation and food, to children, including street children, who voluntarily attend the facility but who are free to leave.]</p> <p>[(2)] (1) A drop-in centre is a facility located [at a specific place] <u>in a place accessible to children</u></p>

<p>basic services, excluding overnight accommodation, to children, including street children, who voluntarily attend the facility but who are free to leave.</p>	<p><u>at risk</u> which is managed for the purpose of providing basic services, excluding overnight accommodation, to children, [including street children], who voluntarily attend the facility [but who are free to leave].</p>
<p>Establishment of shelters and drop-in centres</p> <p>214. (1) Shelters and drop-in centres established by an organ of state, designated child protection organisation or non-governmental organisation only qualify for funding from money appropriated by a provincial legislature if it complies with the national norms and standards mentioned in subsection (2). (2) The Minister must determine the national norms and standards after consultation with the MECs for Social Development, the Financial and Fiscal Commission and the Minister of Finance.</p>	<p>Establishment of [shelters and] drop-in centres</p> <p>214. [(1) Shelters and drop-in centres established by an organ of state, designated child protection organisation or non-governmental organisation only qualify for funding from money appropriated by a provincial legislature if it complies with the national norms and standards mentioned in subsection (2). (2) The Minister must determine the national norms and standards after consultation with the MECs for Social Development, the Financial and Fiscal Commission and the Minister of Finance.]</p> <p><u>214. (1) The MEC for social development of a province must, from money appropriated by the relevant provincial legislature, ensure the provision of drop-in centres for that province.</u> <u>(2) Such drop-in centres—</u> <u>(a) must be managed and maintained in accordance with this Act; and</u> <u>(b) must comply with—</u> <u>(i) the minimum norms and standards for drop-in centres contemplated in section 220; and</u> <u>(ii) the structural, safety, health and other requirements of the municipality of the area in which the drop-in centre is or is to be situated.</u></p>
<p>Shelters and drop-in centres to be registered</p> <p>215. Any person or organisation may establish or operate a shelter or drop-in centre provided that the shelter or drop-in centre— (a) is registered with the provincial head of social development of the province where that shelter or drop-in centre is situated; (b) is managed and maintained in accordance with any conditions subject to which the shelter or drop-in centre is registered; and (c) complies with— (i) the minimum norms and standards for shelters and drop-in centres mentioned in section 220; and (ii) the structural, safety, health and other requirements of the municipality.</p>	<p>[Shelters and] Drop-in centres to be registered</p> <p>215. Any <u>professionally qualified</u> person or <u>accredited</u> organisation may establish or operate a [shelter or] drop-in centre provided that the [shelter or] drop-in centre— (a) is registered with the provincial head of social development of the province where that [shelter or] drop-in centre is situated; (b) is managed and maintained in accordance with any conditions subject to which the [shelter or] drop-in centre is registered; and (c) complies with— (i) the minimum norms and standards for [shelters and] drop-in centres mentioned in section 220; and (ii) the structural, safety, health and other requirements of the municipality.</p>
<p>Existing shelter</p> <p>216. As from the date on which section 215 takes effect an existing registered in terms of the Child Care Act must be regarded as having been registered as a shelter in terms of section 215.</p>	<p>Existing [shelter] Drop-in centre</p> <p>216. As from the date on which section 215 takes effect an existing [shelter] drop-in centre registered in terms of the Child Care Act must be regarded as having been registered as a</p>

<p>Notice of enforcement</p> <p>217. (1) The provincial head of social development may by way of a written notice instruct—</p> <p>(a) a person or organisation operating an unregistered shelter or drop-in centre—</p> <p>(i) to stop operating that shelter or drop-in centre ...</p> <p>(ii) to apply for registration...</p> <p>(b) a person or organisation operating a registered shelter or drop-in centre...</p> <p>(2) A person organisation operating an unregistered shelter or drop-in centre...</p>	<p>[shelter] drop-in centre in terms of section 215.</p> <p>Notice of enforcement</p> <p>217. (1) The provincial head of social development may by way of a written notice instruct—</p> <p>(a) a person or organisation operating an unregistered [shelter or] drop-in centre—</p> <p>(iii) to stop operating that [shelter or] drop-in centre ...</p> <p>(iv) to apply for registration...</p> <p>(b) a person or organisation operating a registered [shelter or] drop-in centre...</p> <p>(2) A person organisation operating an unregistered [shelter or] drop-in centre...</p>
<p>Application for registration and renewal of registration</p> <p>218. (1) An application for registration or conditional registration of a [shelter or] drop-in centre or for the renewal of a registration must-</p> <p>(a) be lodged, in accordance with a procedure prescribed by regulation, with the provincial head of social development in which the facility is or will be situated;</p> <p>(b) contain the particulars prescribed by regulation; and</p> <p>(c) be accompanied by –</p> <p>(i) any documents that may be prescribed by regulation; and</p> <p>(iii) such fee as may be prescribed by regulation...</p>	<p>Application for registration and renewal of registration</p> <p>218. (1) An application for registration or conditional registration of a [shelter or] drop-in centre or for the renewal of a registration must-</p> <p>(a) be lodged, in accordance with a procedure prescribed by regulation, with the provincial head of social development in which the facility is or will be situated;</p> <p>(b) contain the particulars prescribed by regulation; and</p> <p>(c) be accompanied by –</p> <p>(i) [any documents that may be prescribed by regulation; and] A certified copy of the constitution or founding document of the drop-in centre;</p> <p>(ii) [such fee as may be prescribed by regulation] .A certified issue by the municipality in which the drop-in centre is or is to be situated certifying that the premises in which the centre is or is to be accommodated complies with all structural, safety, health and other requirements of the municipality;</p> <p>(iii) any documents that may be prescribed by regulation....</p>
<p>Consideration of application</p> <p>219. (2) (a) the shelter or drop-in centre complies with—</p> <p>...</p> <p>(b) the applicant is a fit or proper person to operate a shelter or drop-in centre;</p> <p>(c) the applicant has the necessary skills, funds and resources available to operate the shelter or drop-in centre; and</p> <p>(d) each person engaged in the shelter or drop-in centre is a fit and proper person to assist in operating a shelter or drop-in centre.</p> <p>(3) A person unsuitable to work with children is not a fit and proper person to operate or assist in operating a shelter or drop-in centre.</p>	<p>Consideration of application</p> <p>219. (2) (a) the [shelter or] drop-in centre complies with—</p> <p>...</p> <p>(b) the applicant is a fit or proper person to operate a [shelter or] drop-in centre;</p> <p>(c) the applicant has the necessary skills, funds and resources available to operate the [shelter or] drop-in centre; and</p> <p>(d) each person engaged in the [shelter or] drop-in centre is a fit and proper person to assist in operating a shelter or drop-in centre.</p> <p>(3) A person unsuitable to work with children is not a fit and proper person to operate or assist in operating a [shelter or] drop-in centre.</p>

	<p>219. (5) <u>Management board</u></p> <p>(a) <u>Each drop-in centre must have a management board consisting of no fewer than six and no more than nine members.</u></p> <p>(b) <u>The members of a management board are appointed by—</u></p> <p style="padding-left: 40px;">(i) <u>the MEC for social development in the relevant province, in the case of a drop-in centre which is operated by the province; and</u></p> <p style="padding-left: 40px;">(ii) <u>the registration holder in accordance with a procedure prescribed by regulation, in the case of a privately operated drop-in centre.</u></p> <p>(c) <u>In appointing members of the management board, equitable representation by all stakeholders, including the community in which the drop-in centre is located, must be ensured.</u></p> <p>(d) <u>No person unsuitable to work with children may be appointed or continue to serve as a member of a management board.</u></p> <p><u>(6) Manager and staff of drop-in centre</u></p> <p>(a) <u>The person or organisation operating a drop-in centre must appoint or designate—</u></p> <p style="padding-left: 40px;">(i) <u>a person as the manager of the centre; and</u></p> <p style="padding-left: 40px;">(ii) <u>a sufficient number of staff or other appropriate persons to assist in operating the centre.</u></p> <p>(b) <u>A person may be appointed or designated in terms of subsection (1) only after following an interview process prescribed by regulation.</u></p> <p>(c) <u>No person unsuitable to work with children may be appointed or designated in terms of subsection (1) or continue to serve at a drop-in centre.</u></p> <p>(d) <u>The number of staff appointed or designated must be in accordance with any staff-to-children ratios that may be—</u></p> <p style="padding-left: 40px;">(i) <u>prescribed by regulation; or</u></p> <p style="padding-left: 40px;">(ii) <u>required in the conditions of registration of the centre</u></p>
<p>Minimum norms and standards for shelters and drop-in centres</p> <p>220 (1) Premises used as a shelter or drop-in centre must have—</p> <p>(a) a safe area for the children to play;</p> <p>(b) adequate space and ventilation;</p> <p>(c) safe drinking water;</p> <p>(d) hygienic and adequate toilet facilities;</p> <p>(e) access to disposal of refuse services or other adequate means of disposal of refuse</p>	<p>Minimum norms and standards for [shelters and] drop-in centres</p> <p>220 (1) Premises used as a [shelter or] drop-in centre must [have]—</p> <p>(a) <u>make an immediate assessment of the needs of the child and the possibility of family reunification;</u></p> <p>(b) <u>attend to referral of child to external developmental agencies;</u></p> <p>(c) <u>keep a daily register of all</u></p>

<p>(f) generated at the shelter or drop-in centre; and a hygienic area for the preparation of food for the children.</p>	<p><u>children with monthly reporting to the department of social services;</u> <u>(d) have suitably qualified staff available during opening hours.</u></p> <p>220 (2) <u>A drop-in centre must provide, in accordance with the prescribed standards, programmes for the children in its care. These programmes must include:</u></p> <p><u>(a) a development and treatment plan;</u> <u>(b) a family reunification or other appropriate placement programme;</u> <u>(c) access to education;</u> <u>(d) access to health services;</u> <u>(e) access to social development services; and</u> <u>(f) any other prescribed programme or service.</u></p> <p><u>(3)</u> Premises used as [a shelter or] drop-in centre must have—</p> <p>(a) a safe area for the children to play; (b) adequate space and ventilation; (c) safe drinking water; (d) hygienic and adequate toilet facilities; (e) access to disposal of refuse services or other adequate means of disposal of refuse generated at the shelter or drop-in centre; and (f) a hygienic area for the preparation of food for the children.</p>
<p>Conditional registration</p> <p>221. The registration or renewal of registration of a shelter or drop-in centre...</p>	<p>Conditional registration</p> <p>221. The registration or renewal of registration of a [shelter or] drop-in centre...</p>
<p>Cancellation of registration</p> <p>222. (1). The provincial head of social development may cancel the registration or conditional registration of a shelter or drop-in centre by written notice to the registration holder if—</p> <p>(a) the shelter or drop-in centre is not maintained ... (b) ... (c) the registration holder or the management of the shelter or drop-in centre... (d) ... (e) a person who is not a fit and proper person to operate or assist in operating a shelter or drop-in centre is employed at or engaged in activities at the shelter or drop-in centre; </p>	<p>Cancellation of registration</p> <p>222. (1). The provincial head of social development may cancel the registration or conditional registration of a [shelter or] drop-in centre by written notice to the registration holder if—</p> <p>(a) the [shelter or] drop-in centre is not maintained ... (b) ... (c) the registration holder or the management of the [shelter or] drop-in centre... (d) ... (e) a person who is not a fit and proper person to operate or assist in operating a [shelter or] drop-in centre is employed at or engaged in activities at the [shelter or] drop-in centre; </p>
<p>Record, inspection and provision of shelters and drop-in centres</p> <p>224. (1) A provincial head of social development</p>	<p>Record, inspection and provision of [shelters and] drop-in centres</p> <p>224. (1) A provincial head of social development</p>

<p>must—</p> <ul style="list-style-type: none"> (a) maintain a record of all shelters and drop-in centres in its area; and (b) conduct regular inspections of all shelters and drop-in centres in the province in collaboration with the municipality where the shelters and drop-in centres are situated; <p>(2) A province must determine strategies for the provision of shelters and drop-in centres in the province, which must include measures—</p> <ul style="list-style-type: none"> (a) facilitating the establishment of sufficient shelters and drop-in centres in the province; (d) prioritising those types of shelters and drop-in centres most urgently required; ... 	<p>must—</p> <ul style="list-style-type: none"> (a) maintain a record of all [shelters and] drop-in centres in its area; and (b) conduct regular inspections of all [shelters and] drop-in centres in the province in collaboration with the municipality where the [shelters and] drop-in centres are situated; <p>(2) A province must determine strategies for the provision of [shelters and] drop-in centres in the province, which must include measures—</p> <ul style="list-style-type: none"> (a) facilitating the establishment of sufficient [shelters and] drop-in centres in the province; (d) prioritising those types of [shelters and] drop-in centres most urgently required; ...
<p>Assignment of functions to municipality</p> <p>225. (1) The provincial head of social development may, by agreement with a municipality, assign the performance of some or all of the functions contemplated in sections 215, 217, 218, 219, 221 and 222 to the most senior official responsible for social welfare services in the municipality if the provincial head of social development is satisfied that the municipality has the capacity to perform the functions concerned.</p> <p>(2) The senior official referred to in subsection (1) may delegate any power or duty assigned to him or her in terms of this section to an official in the employ of the municipality.</p> <p>(3) A delegation in terms of subsection (2)—</p> <ul style="list-style-type: none"> (a) is subject to any limitations, conditions and directions which the delegating official may impose; (b) must be in writing; and (c) does not divest the delegating official of the responsibility concerning the exercise of the power or the performance of the duty. <p>(4) The delegating official may—</p> <ul style="list-style-type: none"> (a) confirm, vary or revoke any decision taken in consequence of a delegation in terms of this section, subject to any rights that may have accrued to a person as a result of the decision; and (b) at any time withdraw a delegation. <p>(5) An applicant aggrieved by a decision of an official in the employ of a municipality with regard to the consideration of an application for registration, conditional registration or renewal of registration in terms of section 219, or the conditions on which registration was granted in terms of section 221, or a registration holder aggrieved by a decision of a provincial head of social development to cancel the registration of a shelter or drop-in centre in terms of section 222 may—</p> <ul style="list-style-type: none"> (a) lodge an appeal with the municipal council against that decision; or 	<p>Assignment of functions to municipality</p> <p>[225. (1) The provincial head of social development may, by agreement with a municipality, assign the performance of some or all of the functions contemplated in sections 215, 217, 218, 219, 221 and 222 to the most senior official responsible for social welfare services in the municipality if the provincial head of social development is satisfied that the municipality has the capacity to perform the functions concerned. (2) The senior official referred to in subsection (1) may delegate any power or duty assigned to him or her in terms of this section to an official in the employ of the municipality. (3) A delegation in terms of subsection (2)— (a) is subject to any limitations, conditions and directions which the delegating official may impose; (b) must be in writing; and (c) does not divest the delegating official of the responsibility concerning the exercise of the power or the performance of the duty. (4) The delegating official may— (a) confirm, vary or revoke any decision taken in consequence of a delegation in terms of this section, subject to any rights that may have accrued to a person as a result of the decision; and (b) at any time withdraw a delegation. (5) An applicant aggrieved by a decision of an official in the employ of a municipality with regard to the consideration of an application for registration, conditional registration or renewal of registration in terms of section 219, or the conditions on which registration was granted in terms of</p>

<p>(b) apply to the competent division of the High Court to review that decision.</p>	<p>section 221, or a registration holder aggrieved by a decision of a provincial head of social development to cancel the registration of a shelter or drop-in centre in terms of section 222 may— (a) lodge an appeal with the municipal council against that decision; or (b) apply to the competent division of the High Court to review that decision.]</p>
<p>Death of a child in shelter or drop-in centre</p> <p>226. (1) if a child dies on the premises of a shelter or shelter or drop-in centre or following an occurrence at the shelter or drop-in centre the person operating the shelter or drop-in centre must immediately after the child's death report such death to a police official and the Director-General. (2) The police official must investigate the circumstances of the death of such child.</p>	<p>Death, <u>serious injury or abuse</u> of a child in [shelter or] drop-in centre</p> <p>226. (1) if a child dies on the premises of a [shelter or] drop-in centre or following an occurrence at the [shelter or] drop-in centre the person operating the [shelter or] drop-in centre must immediately after the child's death report such death to (a) a police official; <u>(b) the provincial head of social development</u> <u>(e) the department of home affairs.</u></p> <p><u>(2) The police official and the department of social development must inquire into the circumstances of the death of such child and, unless such police official or person within the department of social development is satisfied that the child has died of natural causes he/she must cause an investigation into the circumstances surrounding the death of the child to be conducted by the South African Police Service.</u></p> <p><u>(3) if a child in a drop-in centre is abused or seriously injured, the person operating the drop-in centre must immediately report the matter to the provincial head of social development, who must cause an investigation into the circumstances of the abuse or serious injury to be conducted.</u></p>
<p>Regulations</p> <p>227. The Minister, after consultation with the Minister for Justice and Constitutional Development where review of decisions by the courts are regulated; may make regulations in terms of section 306 concerning— (a) the procedure to be followed in connection with the lodging and consideration of applications for registration in terms of this Chapter and for the renewal of registration; (b) the different services that may be provided in terms of such registrations; (c) the procedure to be followed and the fees to be paid in connection with the lodging and consideration of appeals in terms of this Chapter; (d) the management of shelters and drop-in</p>	<p>Regulations</p> <p>227. The Minister, after consultation with the <u>Minister of Education, the Minister of Health; and</u> the Minister for Justice and Constitutional Development where review of decisions by the courts are regulated; may make regulations in terms of section 306 <u>prescribing [concerning]—</u> (a) the procedure to be followed [and the fees to be paid] in connection with the lodging and consideration of applications for registration in terms of this Chapter and for the renewal of registration; (b) the different services that may be provided in terms of such registrations; (c) the procedure to be followed [and the fees to be paid] in connection with the lodging and consideration of appeals in</p>

<p>(e) centres; any other matter that may be necessary to facilitate the implementation of this Chapter.</p>	<p>terms of this Chapter;</p> <p>(d) the management of [shelters and] drop-in centres;</p> <p>(e) the formats and contents of registration certificates;</p> <p>(f) methods and procedures to enforce compliance with registration conditions;</p> <p>(g) matters in connection with the physical attributes, operation and management of drop-in centres; including the setting of minimum norms and standards in this regard</p> <p>(h) the provision of programmes at drop-in centres to meet the developmental, therapeutic and recreational needs of children;</p> <p>(i) an assessment of and the formulation of an individual developmental and permanency plan for each child;</p> <p>(j) the powers and duties of the management boards of drop-in centres;</p> <p>(k) the composition of management boards, which may include representation for staff and residents;</p> <p>(l) matters relating to members of management boards, including—</p> <p>(i) appointment procedures;</p> <p>(ii) qualifications for membership;</p> <p>(iii) term of office;</p> <p>(iv) filling of vacancies; and</p> <p>(v) suspension or termination of membership;</p> <p>(m) matters relating to the functioning of management boards, including—</p> <p>(i) designation and functions of presiding members;</p> <p>(ii) the convening and conduct of meetings;</p> <p>(iii) quorums; and</p> <p>(iv) the appointment and functioning of committees of a board;</p> <p>(n) matters relating to training, minimum qualifications and experience of staff of drop-in centres;</p> <p>(o) matters relating to the responsibilities of and interaction between the management board and the staff and residents of a drop-in centre;</p> <p>(p) the reporting responsibilities of management boards and staff to the department, person or organisation operating the drop-in centre;</p> <p>(q) the format of the constitution or founding document of a drop-in centre and the matters to be regulated in such constitution or founding document;</p> <p>(r) management, disciplinary and other practices in drop-in centres;</p> <p>(s) matters in connection with quality assurance processes and organisational</p>
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	<p><u>development plans established in terms of such processes for drop-in centres, including—</u></p> <p>(t) <u>the composition of teams to conduct internal and independent assessments;</u></p> <p>(ii) <u>the qualifications of team members and the remuneration payable to members of independent teams;</u></p> <p>(iii) <u>the manner in which internal and independent assessments must be conducted;</u></p> <p>(iv) <u>the core components of organisational development plans;</u></p> <p>(v) <u>the implementation, revision and amendment of such plans;</u></p> <p>(vi) <u>the monitoring of implementation and reporting of violations of such plans; and</u></p> <p>(vii) <u>the qualifications, functions and remuneration of mentors appointed to oversee the implementation of such plans; and</u></p> <p>(u) <u>any other matter that may be necessary to facilitate the implementation of this Chapter.</u></p>
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