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DEPARTMENT OF BASIC EDUCATION

NOTICE 2493 OF 2024

NATIONAL EDUCATION POLICY ACT, 1996 (ACT NO. 27 OF 1996)
THE CHILDREN'S ACT, 2005 (ACT NO. 38 OF 2005)

CALL FOR WRITTEN SUBMISSIONS ON AMENDMENT OF THE CHILDREN'S ACT, 1996 (ACT NO. 27 OF 1996) ON EARLY CHILDHOOD DEVELOPMENT IN ORDER TO STREAMLINE REGUILATIONS FOR THE ECD SECTOR.

I, Angelina Matsie Motshekga, Minister of Basic Education, acting under section *3(4)(l)* of the *National Education Policy Act, 1996 (Act No. 27 of 1996) and section 103 of the Children's Act, 2005 (Act No. 38 of 2005)*, and after consultation with the Council of Education Ministers, intend to amend Chapter 6 of the Children's Act, 1996 (Act No. 27 of 1996) on early childhood development in order to ensure that all children can access early learning and development opportunities as contained in the Schedule.

Interested persons are hereby invited to submit written comments on the draft Children's Amendment Bill using the attached comment template, within 30 days from the date of publication of this Notice in the Government Gazzette. Written comments can be forwarded for the attention of Dr Kotze.

(a) post to:

Department of Basic Education
Private Bag X895,
Pretoria,
0001;
Att: Dr J Kotze

(b) hand to:

Department of Basic Education
Sol Plaatje House,
222 Struben Street,
Pretoria;
Att: Dr J Kotze

(c) by email to:

CAB2023@dbe.gov.za

MRS AM MOTSHEKGA, MP
MINISTER OF BASIC EDUCATION
DATE: 29/04/2024

REPUBLIC OF SOUTH AFRICA

CHILDREN'S AMENDMENT BILL, 2023

(As introduced in the National Assembly (proposed section 76); explanatory summary of Bill published in Government Gazette No. of) (The English text is the official text of the Bill)

(MINISTER OF BASIC EDUCATION)

[B — 2023]

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.

BILL

To amend the Children's Act, 2005, so as to insert new provisions to further provide for the requirements of a strategy concerning early childhood development; to provide for the collection of data on early childhood development; to further provide for funding of early childhood development programmes; to further provide for the specification of norms and standards for early childhood development programmes; to provide for measures relating to registration and conditional registration; to provide for roles and responsibilities of organs of state and different spheres of government in the provision of early childhood development programmes, facilities and such other related matters; and to provide for matters connected therewith.

BE IT ENACTED by the Parliament of the Republic of South Africa as follows:—

Amendment of section 1 of Act 38 of 2005, as amended by section 3 of Act 41 of 2007, section 48 of Act 7 of 2013, section 1 of Act 17 of 2016 and section 1 of Act 18 of 2016

1. Section 1 of the Children's Act, 2005 (hereinafter referred to as the principal Act), is hereby amended—

(a) by the deletion of the definition of 'early childhood development services';

(b) by the insertion after the definition of "marriage" of the following definition:
" **'MEC for education'** means the member of the Executive Council of a province who is responsible for education in the province;";

(c) by the insertion after the definition of "prevention programme" of the following definition:
" '**provincial department of education'** means the department within a provincial administration responsible for education in the province;";

(d) by the insertion after the definition of "provincial department of social development" of the following definition:
" '**provincial head of education'** means the head of the provincial department of education;" and

(e) by the insertion after the definition of "school" of the following definition:
" 'school-going age' means the compulsory school-going age as contemplated in section 3 of the South African Schools Act 1996 (Act No. 84 of 1996);".

Amendment of section 76 of Act 38 of 2005, as inserted by section 4 of Act 41 of 2007

2. The following section is hereby substituted for section 76 of the principal Act—
"Partial care is provided when a person, whether for or without reward, takes care of more than six children on behalf of their parents, or care-givers during specific hours of the day or night, or for a temporary period, by agreement between the parents, or care-givers and the provider of the service, but excludes the care of a child—

(a) by a school as part of tuition, training and other activities provided by the

school;

(b) as a boarder in a school hostel or other residential facility managed as part of a school; **[or]**

(c) by a hospital or other medical facility as part of medical treatment provided to the child; or

(d) at an early childhood development programme as contemplated in section 91.".

Amendment of section 91 of Act 38 of 2005, as amended by section 4 of Act 41 of 2007

3. Section 91 of the principal Act is hereby amended—

(a) by the deletion of subsection (2);

(b) by the substitution for subsection (3) of the following subsection:

"(3) An early childhood development programme **[means a programme structured within an early childhood development service to provide learning and support appropriate to the child's developmental age and stage]** is any type of programme, as prescribed, that provides one or more forms of care, development, early learning opportunities and support to children from birth to school going age."; and

(c) by the insertion after subsection (3) of the following subsections:

"(4) Different types of early childhood development programmes, include but are not limited to programmes provided at:

(a) Early childhood development centre;

(b) A parent support group;

(c) Outreach programmes;

(d) Play groups;

(e) Child-minders;

(f) Toy-libraries; and

(g) Mobile programmes.

(5) An early childhood development centre means an early childhood development programme provided to more than six children from birth to school going age, on behalf of their parents or caregivers, for more than 16

hours per week.

(6) Early childhood development programmes do not include-

(a) a partial care facility;

(b) a child and youth care centre;

(c) a drop-in centre;

(d) a hospital or other medical facility as part of medical treatment provided to the child;

(e) a homeless shelter;

(f) a women's refuge;

(g) care provided for children of up to two sets of parents or guardians by a family member of one of the children; and

(h) where children of up to two sets of parents or guardians are cared for completely or mainly in one or both sets of parents' home.".

Amendment of section 92 of Act 38 of 2005, as inserted by section 4 of Act 41 of 2007

4. Section 92 of the principal Act is hereby amended—

(a) by the substitution for subsection (1) of the following subsection:

"(1) The Minister of Basic Education, after consultation with interested persons and the Ministers responsible for **[of] [Education]**, **[F]**finance, **[H]**health, higher education and training, **[P]**provincial and **[L]**local **[G]**government, social development and **[T]** transport and any other Minister, must include in the departmental strategy a comprehensive national strategy aimed at **[securing a properly resourced, co-ordinated and managed early childhood development system]** ensuring an appropriate spread of early childhood development programmes throughout the Republic, giving due consideration to the powers provided for in section 97(5), and as provided in section 11, to children with disabilities or chronic illnesses.";

(b) by the substitution for subsection (2) of the following subsection:

"(2) The **[MEC for social development]** provincial head of education must–

(a) maintain a record of all early childhood development programmes **[registered]** in the province, which includes the number of each type of programme contemplated in section 91(4), the location of

the early childhood development programmes and any conditions attached to the registration or conditional registration of an early childhood development programme;

(b) within the national strategy referred to in subsection (1), provide for a provincial strategy aimed at a properly resourced, coordinated and managed early childhood development system, giving due consideration to children with disabilities or chronic illnesses.";

(c) by the insertion after subsection (2) of subsections (2A), (2B) and (2C) respectively:

"(2A) The provincial strategy must include measures –

(a) enabling the establishment and operation of sufficient early childhood development programmes in that province;

(b) prioritising those types of early childhood development programmes and places where early childhood development programmes are most urgently required; and

(c) monitoring the performance of municipalities within its jurisdiction to ensure compliance with section 92(2C) as well as with all applicable plans, policies and norms and standards for early childhood development programmes .

(2B) The provincial head of education must –

(a) compile a profile of the demographics of children from birth to school-going age in that province; and

(b) implement prescribed assessment and monitoring processes for early childhood development programmes in the province to support quality and to enable compliance with the provisions of this Act.

(2C) The following provisions are enacted in terms of Section 155(7) of the Constitution, and in terms of municipal responsibility for child care facilities in Section 156(1)(a) and Part B of Schedule 4 of the Constitution. A municipality must—

(a) develop an integrated municipal strategy to ensure the availability and maintenance of facilities for early childhood development centres in its area of jurisdiction, including private and public facilities, which is reviewed annually: Provided that in the case of a district municipality such strategy must take into account the strategies of local municipalities within the area of the district municipality; and

(b) ensure that the municipal strategy contemplated in paragraph (a) is integrated into the municipal integrated development plan and annual municipal budgets.".

Amendment of section 93 of Act 38 of 2005, as inserted by section 4 of Act 41 of 2007

5. Section 93 of the principal Act is hereby amended—

(a) by the substitution for subsection (1) of the followingsubsection:
"The MEC for **[social development]** education may, from money appropriated by the relevant provincial legislature provide and fund early childhood development programmes for that province.";

(b) by the substitution in subsection (2) for the words preceding paragraph (a) of the following words:
"(2) An early childhood development programme referred to in subsection (1) must-";

(c) by the substitution in subsection (2) for paragraph (a) of the following paragraph:
"(a) be provided, managed and maintained in accordance with this Act; and";

(d) by the insertion after subsection (b) of the following subsection:
"(c) comply with the structural safety, environmental health and other requirements of the municipality in the area where the early childhood development programme is offered.";

(e) by the insertion after subsection (3) of the following subsection:
"(3A) A conditionally registered early childhood development programme may qualify for funding contemplated in subsection (1) notwithstanding only partial compliance with the prescribed national norms and standards for

early childhood development programmes.";

(f) by the substitution in subsection (4) for paragraph (a) of the following paragraph:

"(a) in communities where families lack the means of providing proper shelter, food and other basic necessities of life to their children; **[and]**";

"(aA) in rural areas; and";

(g) by the deletion of subsection (5);

(h) by the substitution for subsection (6) of the following subsection:

"(6) Any **[other]** person, **[or]** organisation, department, provincial department of education or municipality not disqualified in terms of section 97(3) may provide early childhood development programmes, provided that those programmes comply with the prescribed national norms and standards contemplated in section 94 and such other requirements as may be prescribed.".

Amendment of section 94 of Act 38 of 2005, as inserted by section 4 of Act 41 of 2007

6. Section 94 of the principal Act is hereby amended—

(a) by the substitution for subsection (1) of the following subsection:

"(1) The Minister of Basic Education must determine national norms and standards for different types of early childhood development programmes by regulation after consultation with interested persons and the Ministers responsible for **[of] [Education]**, **[F]**finance, **[H]**health, higher education and training, **[P]**provincial and **[L]**local **[G]**government, social development and **[T]**transport and any other Minister.";

(b) by the substitution for subsection (2) of the following subsection:

"(2) The prescribed national norms and standards contemplated in subsection (1) must relate**,** amongst others, to the following:

(a) **[The provision of appropriate developmental opportunities]** Nurturing environments that provide protection, support and security;

(b) **[programmes aimed at helping children to realise their full potential]** appropriate and adequately resourced environments for play and learning;

(c) **[caring for children in a constructive manner and providing support and security]** group size and adult-child ratios;

(d) **[ensuring development of positive social behaviour]** support for children with disabilities;

(e) **[respect for and nurturing of the culture, spirit, dignity, individuality, language and development of each child; and]** child protection;

(f) **[meeting the emotional, cognitive, sensory, spiritual, moral, physical, social and communication development needs of children.]** support and information for parents and caregivers;

(g) record-keeping;

(h) qualifications, skills and training; and

(i) minimum health and safety requirements."; and

(c) by the insertion after subsection (2) of the following subsection:

"(2A) An early childhood development centre must provide structured early learning and development opportunities in line with a national curriculum framework as approved by the Minister of Basic Education.".

Amendment of section 95 of Act 38 of 2005, as inserted by section 4 of Act 41 of 2007

7. Section 95 of the principal Act is hereby amended—

(a) by the substitution for subsection (1) of the following subsection:

"(1) A person or organisation providing an early childhood development programme that is attended by four or more children must—";

(b) by the substitution in subsection (1) for paragraph (a) of the following paragraph:

"(a) register the programme with the provincial head of **[social development]** education of the province where that programme is provided;";

(c) by the insertion in subsection (1) after paragraph (c), of the following paragraph:

"(d) comply with the structural safety, environmental health and other requirements of the municipality of the area where the early childhood development programme is situated."; and

(d) by the substitution for subsection (2) of the following subsection:

"(2) The Minister of Basic Education may by regulation exempt any person or organisation or any category of person or organisation from the requirement to register on such conditions as may be prescribed.".

Amendment of section 96 of Act 38 of 2005, as inserted by section 4 of Act 41 of 2007

8. Section 96 of the principal Act is hereby amended—

(a) by the substitution in subsection (1) for the words preceding paragraph (a) of the following words:

"(1) An application for registration **[or conditional registration]** of an early childhood development programme or for the renewal of registration must-";

(b) by the substitution for subsection (3) of the following subsection:

"(3) An application for the renewal of registration **[or conditional registration]** must be made at least **[90 days]** six months before the registration is due to expire, but the provincial head of**[social development]** education may allow a late application on good cause shown."; and

(c) by the substitution for subsection (4) of the following subsection:

"(4) The provincial head of [**social development]** education must renew the registration of an early childhood development programme before the expiration thereof if the application for renewal was lodged at least **[90 days]** six months before the registration was due to expire as contemplated in subsection (3).".

Amendment of section 97 of Act 38 of 2005, as inserted by section 4 of Act 41 of 2007

9. Section 97 of the principal Act is hereby amended –

(a) by the substitution of subsection (4) of the following subsection:

"(4) Before deciding an application for registration, conditional registration or renewal of registration, the provincial head of education must consider–

(a) the assessment referred to in subsection (6); and

(b) the outcome of an environmental health inspection of the early childhood development programme conducted by a registered

environmental health practitioner of the relevant municipality.”; and

(b) by the substitution of subsection (5) of the following subsection:

“(5) Notwithstanding the provisions of section 93(3) and 93(3A), a provincial head of **[social development]** education may assist a person providing an early childhood development programme to comply with the prescribed national norms and standards contemplated in section 94 and such other requirements as may be prescribed.”.

Amendment of section 98 of Act 38 of 2005, as inserted by section 4 of Act 41 of 2007

10. Section 98 of the principal Act is hereby amended by the substitution for section 98 of the following section—

"**98. Conditions relating to registration of early childhood development programmes**

(1) The registration or renewal of registration of an early childhood development programme may be granted on such conditions as the provincial head of **[social development]** education may determine, including conditions—

(a) specifying the type of early childhood development programmes that may or must be provided in terms of the registration;

(b) stating the period for which the registration will remain valid; and

(c) providing for any other matters that may be prescribed.

(2) The provincial head of education may grant conditional registration to an early childhood development programme that does not fulfil the requirements for registration contemplated in section 95(1)(c) and 95(1)(d) and must:

(a) specify which requirements have not been complied with; and

(b) state the period for which the conditional registration will remain valid.

(3) The Minister of Basic Education, after consultation with the Minister of Health, MECs for local government and organised local government, may publish a framework concerning conditional registration.”.

Amendment of section 99 of Act 38 of 2005, as inserted by section 4 of Act 41 of

2007

11. Section 99 of the principal Act is hereby amended—

(a) by the substitution in subsection (1) for the words preceding paragraph (a) of the following words:

"(1) A provincial head of **[social development]** education may cancel the registration or conditional registration of an early childhood development programme by written notice to the registration holder if-"

(b) by the substitution in subsection (2) for the words preceding paragraph (a) of the following words:

"(2) The provincial head of **[social development]** education may in the case of the cancellation of a registration in terms of subsection (1) (a), (b), (c) or (e)-"

(c) by the substitution for subsection (3) of the following subsection:

"(3) A provincial head of **[social development]** education may assist a registration holder to comply with the prescribed national norms and standards contemplated in section 94 and such other requirements as may be prescribed or any provisions of this Act where the cancellation was due to non-compliance with those national norms and standards, requirements, conditions or provisions."

(d) by the deletion of subsection (4).

Amendment of section 100 of Act 38 of 2005, as inserted by section 4 of Act 41 of 2007

12. Section 100 of the principal Act is hereby amended by the substitution for section 100 of the following section—

"Notice of enforcement

100. A provincial head of **[social development]** education may by way of a written notice of enforcement instruct-

[(a) a person operating or managing a partial care facility or a child and youth care centre which does not provide an early childhood development programme, to comply with section 93 (5) within a period specified in the notice;]

[(b) a person operating or managing a partial care facility or a child and youth care centre which does provide an early childhood development programme but of a standard that does not comply with the prescribed

national norms and standards contemplated in section 94 and such other requirements as may be prescribed, to comply with those national norms and standards and other requirements within a period specified in the notice; or]

[(b)] a person **[who provides]** operating or managing an early childhood development programme which does not comply with the prescribed national norms and standards contemplated in section 94 and such other requirements as may be prescribed-

(**[i]**a) to stop the provision of that programme and immediately notify the parents or caregivers of all the affected children; or

(**[ii]**b) to comply with those national norms and standards and other requirements within a period specified in the notice."

Amendment of section 102 of Act 38 of 2005, as inserted by section 4 of Act 41 of 2007

13. Section 102 of the principal Act is hereby amended—

(a) by the substitution for subsection (1) of the following subsection:

"(1) The **[provincial head of social development]** MEC for education may, by written agreement with a municipality and after consultation with the municipal council, assign the performance of some or all of the functions contemplated in sections 95, 96, 97, 98, 99 and 100 to the municipality, if the **[provincial head of social development]** MEC for education is satisfied that the municipality complies with the prescribed requirements with regards to the capacity of that municipality to perform the functions concerned;";

(b) by the substitution for subsection (3) of the following subsection:

"(3) The municipal manager referred to in subsection (1) may delegate any power or duty assigned to him or her in terms of this section to a **[social service professional in the employ of]** person designated by the municipality."; and

(c) by the substitution in subsection (8) for paragraph (a) of the following paragraph:

"(a) The provincial head of [**social development]** education must monitor and evaluate the performance of the functions assigned in terms of this

section.".

Amendment of section 103 of Act 38 of 2005, as inserted by section 4 of Act 41 of 2007

14. Section 103 of the principal Act is hereby amended—

(a) by the insertion in subsection (1) for the words preceding paragraph (a) of the following:

"(1) The Minister of Basic Education may make regulations in terms of section 306 concerning-"

(b) by the substitution for paragraph (c) of the following paragraph:

"(c) the procedure to be followed in connection with the lodging and consideration of applications for registration in terms of this Chapter and for the suspension, cancellation or renewal of such registrations;";

(c) by the deletion of the word "and" at the end of paragraph (d);

(d) by the insertion after paragraph (d) of the following paragraphs:

"(dA) different types of early childhood development programmes that may be provided and the period for which registration is valid;

(dB) the manner in which early childhood development programmes must be managed;

(dC) procedure to be followed with regard to children in early childhood development programmes when such programme is terminated; and

(dD) the procedure to be followed when lodging an appeal in terms of this Chapter."; and

(e) by the insertion after paragraph (e) of the following subsections:

"(1A) The Minister responsible for local government, in collaboration with the Minister of Health and the Minister of Basic Education, may make a standard draft by-law as contemplated in section 14 of the Local Government Municipal Systems Act, 2000 (Act No. 32 of 2000), with the objectives of:

(a) securing a safe and healthy environment in early childhood development programmes;

(b) promoting consistent approaches by municipalities to the regulation of ECD programmes.

"(1B) A standard draft by-law contemplated in subsection (1A) must—

(a) be consistent with the Norms and Standard for ECD Programmes as contemplated in Section 94(2); and

(b) secure a developmental approach which takes into account the socio-economic contexts of all communities in South Africa.".

Insertion of section 103A in Act 38 of 2005

15. The following section is hereby inserted in the principal Act after section 103:

"103A Serious injury, abuse or death of child in early childhood development programmes

(1) If a child is seriously injured or abused while in an early childhood development programme or following an occurrence at an early childhood development programme, the person operating the early childhood development programme or a person employed at the early childhood development programme must immediately upon becoming aware of such injury or abuse report it to the parent, guardian or caregiver of the child and the district director, who must cause an investigation to be conducted into the circumstances of the serious injury and in the case of abuse must act in accordance with the provisions of section 110(5).

(2) If a child dies while in an early childhood development programme or following an occurrence at an early childhood development programme, the person operating the early childhood development programme must immediately after the child's death report such death to the-

(a) parent, guardian or care-giver of the child;

(b) South African Police Service; and

(c) provincial head of social development.".

Amendment of section 110 of Act 38 of 2005, as inserted by section 5(a) of Act 41 of 2007

16. Section 110 of the principal Act is hereby amended by the substitution for subsection (1) of the following subsection:

"(1) Any correctional official, dentist, homeopath, immigration official, labour inspector, legal practitioner, medical practitioner, midwife, minister of religion,

nurse, occupational therapist, physiotherapist, psychologist, religious leader, social service professional, social worker, speech therapist, teacher, traditional health practitioner, traditional leader or member of staff or volunteer worker at a partial care facility, early childhood development programme, drop-in centre or child and youth care centre who on reasonable grounds concludes that a child has been abused in a manner causing physical injury, sexually abused or deliberately neglected, must report that conclusion in the prescribed form to a designated child protection organisation, the provincial department of social development or a police official."

Amendment of section 123 of Act 38 of 2005

17. Section 123 of the principal Act is hereby amended—

(a) by the substitution in subsection 1 for paragraph (a) of the following paragraph:
"(a) manage or operate, or participate or assist in managing or operating, an institution providing welfare services to children, including a child and youth care centre, a partial care facility, an early childhood development programme, a shelter or drop-in centre, a cluster foster care scheme, a school, club or association providing services to children;";

(b) by the substitution in subsection 1 for paragraph (b) of the following paragraph:
"(b) work with or have access to children at an institution providing welfare services to children, including a child and youth care centre, a partial care facility, an early childhood development programme, a shelter or drop-in centre, a school, club or association providing services to children, or in implementing a cluster foster care scheme, either as an employee, volunteer or in any other capacity;"; and

(c) by the substitution for subsection (2) of the following subsection:
"(2) No person managing or operating or who participates or assists in managing or operating an institution providing welfare services to children, including a child and youth care centre, a partial care facility, an early childhood development programme, a shelter or drop-in centre or a school may allow a person whose name appears in Part B of the Register to work with or have access to children at the centre, facility, shelter or school, either as an employee, volunteer or in any other capacity.".

Amendment of section 124 of Act 38 of 2005

18. Section 124 of the principal Act is hereby amended by the substitution in subsection (1) for paragraph (a) of the following paragraph:

"(a) works with or has access to children at an institution providing welfare services to children, including a child and youth care centre, a partial care facility, an early childhood development programme, a shelter or drop-in centre or a school either as an employee, volunteer or in any other capacity, that person must disclose that fact to the person who manages or operates the institution, centre, facility, shelter or school;".

Amendment of section 126 of Act 38 of 2005

19. Section 126 of the principal Act is hereby amended by the substitution in subsection (1) for paragraph (a) of the following paragraph:

"(a) to work with or have access to children at an institution providing welfare services to children, including a child and youth care centre, a partial care facility, an early childhood development programme, a shelter or drop-in centre or school, the person managing or operating the institution, centre, facility, shelter or school must establish whether or not that person's name appears in Part B of the Register;".

Amendment of section 304 of Act 38 of 2005, as amended by section 12 of Act No 41 of 2007

20. Section 304 of the principal Act is hereby amended by—

(a) the substitution for subsection (1) of the following paragraph:

"(1)(a) A person authorised by the Director-General, a provincial head of social development, or a municipality may enter any child and youth care centre, partial care facility, early childhood development programme, shelter or drop-in centre or any place which on reasonable suspicion is being used as an unregistered child and youth care centre, partial care facility, early childhood development programme, shelter or drop-in centre, in order-

(**[a]**i) to inspect that centre, facility, shelter or place and its management; or

(**[b]**ii) to observe or interview any child, or cause a child to be examined or assessed by a medical officer, social worker, psychologist or psychiatrist.";

(b) the insertion after paragraph (a) in subsection (1) of the following paragraph:

"(1)(b) A person authorised by the provincial head of education, or a municipality may enter any early childhood development programme, which on reasonable suspicion is being used as an unregistered early childhood development programme, in order to inspect that early childhood development programme and its management.";

(c) the substitution in paragraph (3)(a) for paragraph (i) of the following paragraph:
"(i) the prescribed national norms and standards referred to in section 79, 94, 194 or 216 applicable to it;"; and

(d) the substitution for subsection (5) of the following subsection:
"A person authorised in terms of subsection (1) must submit a report to the Director-General, the provincial head of social development, the provincial head of education, or a municipality, as may be appropriate, on any inspection carried out by that person in terms of this section.".

Amendment of section 305 of Act 38 of 2005, as amended by section 13 of Act 41 of 2007 and section 48 of Act 7 of 2013

21. Section 305 of the principal Act is hereby amended by the substitution in subsection (2) for paragraph (a) of the following paragraph:
"(a) operates or assists in any way in operating a partial care facility, early childhood development programme, child and youth care centre, shelter or drop-in centre;".

Short title and commencement

22. This Act is called the Children's Amendment Act, 2022 and comes into force on a date to be fixed by Proclamation by the President of the Republic of South Africa in the Gazette.

Children's Amendment Bill 2023 *(Department of Basic Education)*

Template for public submissions

Please use this template for your submission, and send to CAB2023@dbe.gov.za.

Name _____

Organisation _____

Type of organisation _____

Contact number _____

Contact email _____

Clause number	**Proposal**	**Motivation**

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