

PARLIAMENT OF THE REPUBLIC OF SOUTH AFRICA

NOTICE 4212 OF 2026

MS DERELEEN JAMES, MP

**NOTICE OF INTENTION TO INTRODUCE A PRIVATE MEMBER'S BILL
AND INVITATION FOR COMMENT THEREON, NAMELY THE SOUTH
AFRICAN POLICE SERVICE AMENDMENT BILL, 2026**

Ms Dereleen James, MP, acting in accordance with section 73(2) of the Constitution of the Republic of South Africa, 1996, intends to introduce the South African Police Service Amendment Bill, 2026, ("the Bill") in Parliament. An explanatory summary of the Bill is hereby published in accordance with Rule 276(1)(c) of the Rules of the National Assembly (9th Edition).

BACKGROUND

Chapter 6A of the South African Police Service Act, 1995 (Act No. 68 of 1995), establishes the Directorate for Priority Crime Investigation within the South African Police Service.

The National Prosecuting Authority Act, 1998 (Act No. 32 of 1998), provides for the Investigating Directorate Against Corruption within the National Prosecuting Authority.

The principal object of the Bill is to consolidate the State's capacity to investigate serious corruption and other priority offences by transferring the functions presently performed by the Directorate for Priority Crime Investigation to the Investigating Directorate Against Corruption.

To achieve that object, the Bill seeks to repeal Chapter 6A of the South African Police Service Act, 1995; dissolve the Directorate for Priority Crime Investigation; transfer its functions, affected personnel, assets, liabilities, records and information systems to the National Prosecuting Authority; preserve the validity of prior acts; and ensure that pending investigations and related proceedings continue without interruption.

The Bill further provides for regulations governing transitional arrangements and for consequential legislative amendments.

Interested parties and institutions are invited to submit written representations on the proposed content of the draft Bill to the Speaker of the National Assembly within 30 days of the publication of this notice. Representations can be delivered to the Speaker, New Assembly Building, Parliament Street, Cape Town; mailed to the Speaker, PO Box 15, Cape Town, 8000; or emailed to SAPSAB@parliament.gov.za and copied to actionsa@parliament.org.za

Copies of the Bill may be accessed from ActionSA's website <https://www.actionsa.org.za/bills/>

REPUBLIC OF SOUTH AFRICA

SOUTH AFRICAN POLICE SERVICE AMENDMENT BILL, 2026

(As introduced in the National Assembly (proposed section 75);
explanatory summary of Bill published in *Government Gazette* No XXXX of XXXX 2016)
(The English text is the official text of the Bill)

(Ms DE James, MP)

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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 South African Police Service Act, 1995, so as to repeal Chapter 6A of the Act; to dissolve the Directorate for Priority Crime Investigation; to provide for the transfer of functions, personnel, assets, liabilities, records and investigations to the Investigating Directorate Against Corruption established under the National Prosecuting Authority Act, 1998; and to provide for matters connected therewith.

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

Repeal of Chapter 6A

1. Chapter 6A of the South African Police Service Act, 1995, including sections 17A to 17L, is repealed.

Dissolution of Directorate for Priority Crime Investigation

2. The Directorate for Priority Crime Investigation is dissolved with effect from a date determined by the President by proclamation.

Transfer of functions

3. All functions performed by the Directorate for Priority Crime Investigation immediately before commencement of this Act are transferred to the Investigating Directorate Against Corruption.

Transfer of members

4. (1) Every member employed in the Directorate for Priority Crime Investigation whose functions substantially relate to transferred matters shall become an employee of the National Prosecuting Authority.

- (2) Transferred employees retain—
- (a) rank equivalency;
 - (b) remuneration;
 - (c) pension rights;
 - (d) accumulated leave; and
 - (e) all other employment benefits.

Transfer of assets and liabilities

5. All movable and immovable property, records, information systems, contractual rights, obligations and liabilities utilised by the Directorate for Priority Crime Investigation vest in the National Prosecuting Authority insofar as necessary for transferred functions.

Continuation of investigations and proceedings

6. Any investigation, prosecution, application, warrant, subpoena, forfeiture process, appeal or related proceeding commenced by the Directorate for Priority Crime Investigation is deemed to have been commenced by Investigating Directorate against Corruption.

Preservation of validity

7. Anything lawfully done by the Directorate for Priority Crime Investigation before its dissolution remains valid and enforceable.

Consequential amendments

8. The Minister must, within 12 months of commencement, introduce consequential legislation amending references to the Directorate for Priority Crime Investigation in all applicable legislation.

Regulations

9. The Minister, in consultation with the Minister of Justice and Constitutional Development, may make regulations necessary for the implementation of transitional arrangements.

Short title

10. This Act is called the South African Police Service Amendment Act, 2026, and comes into operation on a date determined by the President by proclamation in the Gazette.

DRAFT FOR PUBLIC COMMENT