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ZIQAKATHEKE KHULU  
KWAMAMBALA



the doj & cd

Department:  
Justice and Constitutional Development  
REPUBLIC OF SOUTH AFRICA



### NGUBANI IGCWETHA LEMINDENI?

IGcwetha lemiNdeni mumuntu oneziqo zomthetho begodu noqatjhe ngokomthetho muNyango wezobuLungiswa nokuThuthukiswa komThethosisekelo ukobana enyuse begodu avikele neenkareko ezihle zabantwana emibangweni yomphakathi ephathelene neembopho namalungelo wobubelethi.

IGcwetha lemiNdeni ngokuya komthetho, lingaqatjha uMeluleki wemiNdeni otloliswe njengonohlalukhle namkha usongqondo bona asize ngelemuko elithileko nakunephenyo.

### LENZANI IGCWETHA LEMINDENI?

IGcwetha lemiNdeni lisiza amahlangothi ehlukeneko ukufi nyelela esivumelwaneni emibangweni ephathelene nethogomelo begodu nokuthintana kwabantwana,ngendlela yokulamula. Nangabe ukulamula akuphumeleli, amahlangothi abangisanako angaragela phambili ayokurarulula umraro okhona phakathi kwawo ekhotho.

Ehlelweni lokulwa umlandu ekhotho iGcwetha lemiNdeni lenza iphenyo, lifayile imibiko yekhotho begodu lingavela ekhotho ukuqinisekisa ubufakazi begodu/namkha ukutjhumega abofakazi ngemibuzo.

Imisebenzi yeGcwetha lemiNdeni yelulwe yi-Children's Act, No.38 etja yomnyaka we-2005, begodu seyifaka hlangana okulandelako:

- Ukusiza abathintekako ukwenza iimbopho, iimvumelwano zamalungelo begodu nemitlamo yobubelethi ephathelene nababelethi.
- Ukutlolisa imitlamo yobubelethi, begodu neembopho ezikhambisana neemvumelwano zamalungelo.
- Ukutjhogulula namkha ukuphelisa iimbopho begodu neemvumelwano zamalungelo ezitloliswe liGcwetha lemiNdeni.
- Ukutjhogulula namkha ukuphelisa imitlamo yobubelethi etloliswe liGcwetha lemiNdeni.
- IGcwetha lemiNdeni libuye lisize ekulamuleni lapha kunombango khona kungaba yindaba ephathelene nobaba womntwana ongakatjhadi oneembopho zobubelethi begodu nonamalungelo namkha awa.
- Ukwenza iphenyo begodu nokwenza iimpakamiso ekhotho zokobana khuyini okuziinkareko ezihle zomntwana.

- Ukwenza amaphenyo wemilandu ephathelene nesondlo begodu nenturhu yangekhaya lawo atshwaywe yikhotho.
- UmThetho lo ubuye wafaka hlangana inNgqungquthela ye-Hague ephathelene neenTjhabatjhaba yokuHlukaniswa kwabantu nemindenabo ngekani begodu khonapho uyenze ingcenywe yomthetho weSewula Afrika. I-Ofisi leGcwetha eliKhulu lemiNdeni likhethwe njengalelo eliphethe umThetho omKhulu ekusetjenzisweni kweNgqungquthela le. *Tjheja: limbopho zobubelethi neemvumelwano zamalungelo ezikhambisana nemitlamo yobubelethi kwaphela nangabe atolisiwe neGcwetha lemiNdeni namkha enze umyalo wekhotho.*

### KHUYINI IIMBOPHO NAMALUNGELO WOBUBELETHI?

limbopho namalungelo wobubelethi kufaka hlangana, ukuthlogonyelwa komntwana, ukuthintana nomntwana, ukuba mumondli womntwana begodu nokondliwa komntwana.

### IGCWETHA LEMINDENI LIKWENZA NJANI LOKHU?

Ngesikhathi sokusetjenziswa nginanyana ngiliphi ihlangothi namkha isinqophiso sekhotho iGcwetha lemiNdeni libuza amahlangothi ajanyelweko imibuzo tjhatjhalazi namkha ngokwahlukana nangabe kunesidingo, ukuqinisekisa ubujamo babo ngamunye begodu nemininingwana yabo yesendlalelo manqophana omraro okukhulunywa ngayo.

IGcwetha lemiNdeni libuye godu libuze nomntwana imibuzo ngokulekelelwa nguMeluleki wemiNdeni ukwenzela bona likwazi ukufumana belidlulisele imibono yomntwana manqophana nomraro okuqalelwe nawo ekhotho, begodu nokuvikela umntwana ekubeni anikele ubufakazi endaweni enjengekhotho neyaziwa njengaleyo ebhodwe lilunya.

iGcwetha lemiNdeni linceda amahlangothi womabili ukobana aphi nyelele ezingeni lokurarululwa komraro ngendlela yokuzwana namkha ngesisombululo sokulamula ngepumelelo ngokusebenzisa amakhonofundwa welemuko lomthetho nelokurarulula umraro efana nale. Nangabe amahlangothi athintekako aphi nyelela esivumelwaneni iGcwetha lemiNdeni emva kwalokho lizabasiza bona bakwazi ukwenza umtamo wobubelethi namkha iimbopho neemvumelwano zamalungelo lawo angakwazi ukutloliswa ne- Ofi si leGcwetha lemiNdeni namkha lenze umyalo wekhotho.

Nangabe amahlangothi athintekako aphi nyelela esivumelwaneni, iGcwetha lemiNdeni emva kwalokho lizakwenza umbiko wekhotho begodu lenze nesiphakamiso esidzimelele ephenywenelo elenziweko.

### KHUYINI INZUZO YOKUSEBENZISA IGCWETHA LEMINDENI?

- Nangabe amahlangothi anombango afikelela esivumelwaneni ngezinto ezibanga inturhu indaba leyo ayidluliselwa ekhotho, bese kondleka iindleko zomthetho nesikhathi.
- limbopho zobubelethi begodu neemvumelwano zamalungelo zitloliswe neGcwetha lemiNdeni anesithintela somthetho esifanako nesalawo enziwe umyalo wekhotho. Imitlamo yobubelethi nayo ingatloliswa neGcwetha lemiNdeni.
- IGcwetha lemiNdeni lingatjhogulula begodu liphelise iimbopho zobubelethi begodu neemvumelwano zamalungelo atolisiwe li-Ofisi leGcwetha lemiNdeni. Lokhu kutjho bona amahlangothi athintekako akunasidingo sokobana aye ekhotho nangabe afuna ukutjhogulula isivumelwano nakungenzeka bona ukube nesidingo.
- IGcwetha lemiNdeni lisebenzisa ilemuko lomthetho begodu namakhonofundwa wokurarululwa kwemiraro ukusiza ababelethi bona bakwazi ukufinyelela eensombululweni zemiraro yabo ngendlela leyo eyamukelekako ekhotho.
- Amakhotho kunethhogakalo bona kumele ngokomthetho atjheje umbiko begodu/namkha iimpakamiso zeGcwetha lemiNdeni nakenza isiqunto ngalokho okuseenkarekweni ezihle zomntwana.
- Umraro ungararululwa ngokumekeza kwelihlo ngaphandle kukofaka umntwana ehlelweni elihlukumezako lokumusa ekhotho.
- IGcwetha lemiNdeni lisebenzisa indlela engathathi ihlangothi ngaphandle kokutjheja bona ngubani ofake isibawo begodu livikele neenkareko ezihle zomntwana.

### ULIBONA NINI IGCWETHA LEMINDENI?

Amahlangothi athintekako angabonisa neGcwetha lemiNdeni nangabe kunomraro ophathelene neenkareko zomntwana isib,-

- ✓ Nangabe kunomraro ophathelene nokuthlogonyelwa, ukuthintana namkha ukutjhejwa komntwana
- ✓ Nangabe bafuna ukutlola iimbopho zobubelethi begodu neemvumelwano zamalungelo namkha imitlamo yobubelethi
- ✓ Nangabe bafuna ukutlolisa iimbopho zobubelethi begodu neemvumelwano zamalungelo namkha imitlamo yobubelethi babo

- ✓ Nangabe bafuna ukutjhogulula namkha ukuphelisa iimbopho zobubelethi begodu neemvumelwano zamalungelo namkha imitlamo yobubelethi etloliswe neGcwetha lemiNdeni
- ✓ Nangabe kukhona irarano manqophana nokobana ubaba ongakathathi womntwana otholakele ngaphandle komtjhadho unazo yini iimfanalo ezimenza bona abe nelungelo lokuzuza iimbopho zobubelethi begodu namalungelo ngokupheleleko ngokuya komThetho lo
- ✓ Ngehlangothini leentjhabatjhaba lokuhlukanisa abentwana nababelethi babo namkha neenarha lezo ezinamagontraga neSewula Afrika ngaphansi kweNgqungquthela ye-Hague ephathelene neziNto zeZakhamuzi zeenTjhabatjhaba zokuHlukaniswa kwabaNtwana nemindenabo
- ✓ Amakhotho abuye enze imiyalo leyo enqophisa iGcwetha lemiNdeni bona lenze iphenyo begodu lenze neemphakamiso zokobana khuyini lokho okuziinkareko zomntwana.

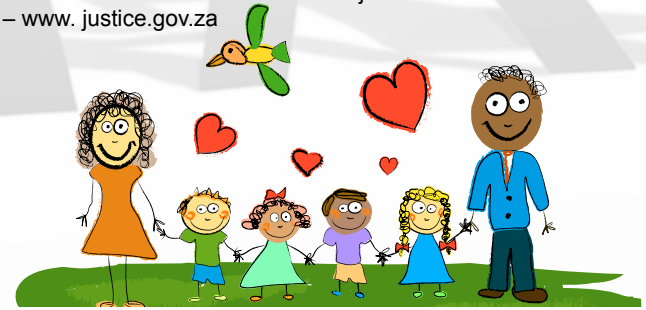
### NGUBANI OBHADELA IGCWETHA LEMINDENI?

IGcwetha lemiNdeni lisebenza ngaphasi komNyango wezobuLungiswa nokuThuthukiswa komThethosisekelo begodu lisiza umphakathi simahla ngeendleko zomBuso. Labo abathinteka embangweni osemthethweni kungathogakala bona babhadele imibiko yelemuko engezelelweko isib. efana neyokuhlungwa ngokwengqondo, begodu nokhunye ukuhlahlutjwa ngokwesayensi kokuphenywa komlandu, ngesikhathi lokho okuqakatheke khulu kukufumana iinkareko zomntwana ezihle.

### LITHOLAKALA KUPHI IGCWETHA LEMINDENI?

Sikhuluma-nje qobe siFunda sine-Ofi si likaGcwetha wemiNdeni. Tjheja naso imininingwana yokuthintana yananyana ngiliphi i-Ofi si eliseduze kwakho ngemuva kwephamfi ede le.

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**IINKAREKO EZIHLE ZOMNTWANA ZIQAKATHEKE KHULU KWAMAMBALA**