The Regulations for the Reserve Police Force were originally made in terms of section 33 of the Police Act 7 of 1958, which was repealed by the Police Act 19 of 1990. Pursuant to section 45(2) of the Police Act 19 of 1990, the Regulations for the Reserve Police Force are deemed to have been made under that Act.

as amended by

Government Notice 1285 of 1962 (OG 2438) came into force on date of publication: 23 November 1962
Government Notice 1543 of 1964 (OG 2588) came into force on date of publication: 16 November 1964
Government Notice 2353 of 1968 (OG 2956) came into force on date of publication: 15 January 1969

ARRANGEMENT OF REGULATIONS

1. Definitions
2. Delegation of Authority
3. Classification
4. Calling Up of Reserve Police Force
5. Enrolment of Members
6. Period of Service and Retirement
7. Training
8. Ranks and Promotion
10. Conditions of Service.
ANNEXURE A
OATH OF OFFICE (OR SOLEMN AFFIRMATION) ON APPOINTMENT AND ENROLMENT.

ANNEXURE B
DISTINCTIVE BADGES, BADGES OR RANK AND BADGES.

Definitions

1. In these regulations, unless the context otherwise indicates, any expression defined in the Act has the same meaning as in the Act and -

“calendar month” means a period extending from a day in one month to the day preceding the day corresponding numerically to that day in the following month, both days inclusive; provided that if the date in the following month is an impossible date, the period shall be calculated up to and including the last day of such month;

“full-time service” means a period or periods which the Commissioner may approve as full-time service and during which a reservist who has been called up in terms of sub-section (3) of section thirty-four of the Act, performs full-time police duties in general or all or any of the functions of the South African Police as defined in section five of the Act, and shall include such period or periods of training as the Commissioner may determine.

“prescribed” means prescribed by the Commissioner.

“Reserve” means a Reserve Police Force established in terms of sub-section (2) of section thirty-four of the Act;

“reservist” means a member of the Reserve Police Force;

“service” means full-time and part-time service in the Reserve.

Delegation of Authority

2. The Commissioner is the head of the Reserve, and if he deems it expedient, he may delegate any power conferred upon him in terms of these regulations to an officer appointed in terms of subsection (1) of section three of the Act.

Classification

3. The boundaries of areas and districts in respect of the Reserve and the various divisions, branches, groups and units of which the Reserve shall be composed, may be prescribed.

Calling Up of Reserve Police Force

4. A reservist who is called up in terms of subsection (3) of section thirty-four of the Act, may be ordered by the Commissioner to report at a place, date and time determined by the Commissioner. Such order may, in the discretion of the Commissioner, be conveyed either
in writing or verbally, and a reservist who fails to comply with such order shall, for the purposes of this regulation, be deemed to have disobeyed a lawful command given by his superior.

Enrolment of Members

5. (1) No person shall be appointed as a reservist unless -

(a) he is of good character;

(b) he is at least twenty-one and under seventy years of age;

(c) he is, in the opinion of the Commissioner, mentally and physically fit to perform police duties in general or all or any of the functions of the South African Police as described in section five of the Act;

(d) the head of his department, if he is an officer or employee in the Public Service as described in section three of the Public Service Act, 1957 (Act No. 54 of 1957), grants permission thereto; and

(e) the Commissioner approves of his appointment.

(2) Notwithstanding the provisions of paragraph (b) of sub-regulation (1), the commissioner may, in his discretion and in exceptional circumstances, waive the requirements mentioned therein.

(3) A reservist shall, on appointment, take the oath of office as prescribed in Annexure A.

(4) A reservist shall be issued with a certificate of appointment on the prescribed form.

[regulation 5 amended by GN 1543/1964]

Period of Service and Retirement

6. (1) A person who is appointed as a reservist shall serve a probationary period of six calendar months or such longer period as the Commissioner may determine, and after the expiry of such probationary period his appointment shall, subject to the provisions of sub-regulation (2), be regarded as permanent.

[The word “probationary” is misspelt in the RSA Government Gazette, as reproduced above.]

(2) A reservist shall be discharged on attaining the age of seventy years and he may, at any time before attaining the afore-mentioned age, be discharged or dismissed -

(a) on account of ill-health if, in the opinion of the Commissioner, he is mentally or physically unfit to perform police duty in general or all or any of the functions of the South African Police as described in section five of the Act;

(b) because of the abolition of his post or any reduction in or reorganisation or readjustment of the Reserve;
(c) if, for reasons other than his own unfitness or incapacity, his discharge will promote efficiency or economy in the Reserve;

(d) on account of his unfitness to carry out his duties or his incapacity to do so efficiently;

(e) if he is, without the permission of the Commissioner, absent from the Republic or the territory of South West Africa for a period exceeding six calendar months;

(f) on account of misconduct;

(g) after twenty-four hours’ notice, on either side, during the probationary period referred to in subregulation (1); and after thirty days at any time after the expiry of such probationary period: Provided that -

[The word probationary is misspelt in the RSA Government Gazette, as reproduced above.]

(i) in exceptional circumstances, the Commissioner may, in his discretion, reduce such periods of notice; and

(ii) in time of war, during a disturbance of the public peace, riot or other state of emergency or in the case of an expected state of emergency, the Commissioner may refuse to accept the resignation of a reservist unless he produces evidence that he has enlisted for military service in a recognised unit of the Defence Force or the Reserve, as defined in sections five and six of the Defence Act, 1957 (Act No. 44 of 1957).

(3) Upon his discharge from the Reserve a certificate of discharge on the prescribed form shall be issued to a reservist.

Training

7. The Commissioner may, in his discretion, order a reservist to undergo such training as he may deem necessary or the performance of police duties in general or for the execution of any of the functions of the South African Police as described in section five of the Act.

Ranks and Promotion

8. (1) The ranks in the Reserve, in order of precedence, are as follows:

Whites - Warrant Officer, Sergeant, Constable.

(2) (a) Notwithstanding the provisions of subregulation (1) but with due regard to the provisions of section 34 (4) of the Act, the honorary rank of lieutenant or of captain may be conferred upon a Reservist by the State President and if such honorary rank has been conferred the directions in respect of badges of rank as set forth in Annexure C. III of Government Notice No. 203 of 14 February 1964, shall mutatis mutandis apply.

(b) Such honorary rank shall apply only for as long as the holder thereof is a member of the Reserve and shall immediately lapse upon his resignation, dismissal or discharge for whatever reason.
Promotion shall be subject to the approval of the Commissioner and he may, in his discretion, stipulate the requirements to which a reservist must comply before he may be promoted.

The precedence of members of the same rank shall depend on the respective dates of their appointment in that rank: Provided that a reservist appointed by the Commissioner as commander of an area, region, district, division, branch, group or unit shall have command over all other reservists in that particular area, region, district, division, branch, group or unit, irrespective of his date of appointment.

If two or more reservists of the same rank are appointed on the same date in such rank their precedence shall, with due regard to the proviso to the preceding subregulation, be determined according to the date of their appointment in the lower rank or ranks they held before their promotion to their present rank.

The functions of the various ranks shall be prescribed, and if the Commissioner deems it expedient, he may designate members of the Force to perform the functions connected with any particular rank.

[regulation 8 amended by GN 2353/1969]

Uniform, Equipment, Clothing, Etc.

9. (1) The distinctive badges, badges of rank and badges of the Reserve shall be as prescribed in Annexure B and may be worn only according to the directions of the Commissioner.

(2) Distinctive badges, badges of rank, badges, arms, ammunition, saddlery and other articles of equipment, which are the property of the State, may, with the approval of the Commissioner and subject to the instructions issued by him in connection with the care, safe custody and maintenance thereof, be issued to reservists for use in connection with their official duties.

(3) The Commissioner may, subject to the conditions which he may stipulate and with the approval of the Treasury, authorise the free issue, from standard stock, of any article of uniform or equipment to a reservist who performs duty or is undergoing training, and he may also order that such reservist shall pay for any such article which, in his opinion, had become unserviceable as a result of misuse or negligence or which, in consequence thereof, has been lost.

(4) The Commissioner may, with the approval of the Treasury, authorise the payment of full or partial compensation, from Public Funds, for the repair or replacement of the private property of a reservist which was unavoidably damaged, destroyed or lost in the execution of his duties as a reservist or which was exposed to extraordinary wear and tear during the performance of special duties.

(5) The Commissioner may order a reservist to produce for inspection all articles of uniform and equipment issued to him.

Conditions of Service
10. Conditions of service for which no provision is made in these regulations shall, subject to the provisions of subsection (2) of section thirty-four of the Act, be prescribed by the Commissioner on the recommendation of the Public Service Commission and with the approval of the Treasury.

ANNEXURE A

OATH OF OFFICE (OR SOLEMN AFFIRMATION) ON APPOINTMENT AND ENROLMENT

[Referred to in regulation 5(2)]

I, .................................................................................................................................

* swear/solemnly affirm and declare -

(a) that I shall be faithful to the Republic of South Africa and perform my duties as a member of the Reserve Police Force to the best of my ability; and

(b) that I shall abide by the provisions of the Police Act, 1958, and any regulations made thereunder and obey any orders or instructions issued in terms of the said Act and regulations.

So HELP ME GOD.

* I solemnly affirm and declare that I have conscientious objections to taking an oath.

.....................

Signature of witness.

.....................

Signature of Attestor.

* The attester has acknowledged that he knows and understands the contents of this affidavit.

* Sworn to/Affirmed before me on this......................day of.................................19...... and signed in my presence.

Service to date from......................

..............................................

Signature of Commissioner of Oaths/Justice of the Peace for

Place.................................

Date.................................
ANNEXURE B


DISTINCTIVE BADGES, BADGES OR RANK AND BADGES.

[Referred to in regulation 9(1)]

Badge

1. The official badge of the South African Police.

Distinctive Badge

2. As prescribed from time to time.

Badges of Rank

3. (a) Warrant Officer. - The coat of arms of the Republic of South Africa within a laurel wreath.

   (b) Sergeant. - A three-bar chevron below a castle.