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**IFOMU 13**

**ISICELO sodluliselo lochaphazeleko ezimalini kwishishini elinelayisenisi NGOKWEMIQATHANGO YECANDELO 51(1)**

[Umgaqo 21(1)]

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IKOPI YANQANGI KUFUNEKA IFAKWE KWISIPHATHAMANDLA, ENYE IFAKWE KWIGOSA LOTYWALA ELIGUNYAZISIWEYO, AKWINGINGQI YOLAWULO YALO MASANGO

|  |  |
| --- | --- |
| Isitampu somhla seSiphathamandla xa kufunyanwa isicelo | Isitampu somhla segosa lezotywala eligunyazisiweyo xa kufunyanwa isicelo |

**INOMBOLO YESALATHISO SESIPHATHAMANDLA:** \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

**ISALATHISO**

| **Inkcazo yeempepha ezifanele ukuqhotyoshelwa** | **ISIHLOMELELO** |
| --- | --- |
| Isingqinisiso sentlawulo | A |
| Isingqinisiso sotshintsho kuchaphazeleko ezimalini kwisicelo esifakwe ngokwemiqathango yomgaqo 21(1)*(a)* | B |
| Ingcaciso ebhaliweyo exhasa esi sicelo | C |
| Ikopi eqinisekisiweyo yesazisi okanye yepasipoti nevisa okanye ipemethi yokuhlala isigxina yalo mntu lucetywa ukudluliselwa kuye uchaphazeleko ezimalini, ukuba ngaba ungumntu welinye ilizwe, kuze ke ukuba akangomntu uthile, iikopi zeempepha zobhaliso ezifanelekileyo ezibonisa izazisi zamalungu onke, nochaphazeleko lwawo ngokwasezimalini, abalawuli, amahlakani, abaxhamli okanye ootrasti kule layisenisi icelwayo | D |
| Inkcazo efungelweyo yalo mntu lucetywa ukudluliselwa kuye uchaphazeleko ezimalini ecacisa ukuba akangomntu ungafanelekanga ekubeni abe nealayisenisi, ngokwemiqathango yecandelo 35 | E |
| Isiqinisekiso sanqangi esisemthethweni sokuba lo uza kudluliselwa uchaphazeleko ezimalini akatyali kwirhafu esikhutshwe ziiNkonzo zeRhafu zoMzantsi Afrika (South African Revenue Services) esingadlulanga kwiinyanga ezintathu sikhutshiwe ukusuka kulo mhla wokufakwa kwesicelo | F |

Igama, umsayino neenkcukacha zoqhagamshelwano zomntu oqulunqe esi sicelo:

Igama : \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Umsayino : \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Iadresi yasekhaya : \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

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Ikhowudi yeposi : \_\_\_\_\_\_\_\_\_\_\_\_\_

Iadresi yaseposini : \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Ikhowudi yeposi : \_\_\_\_\_\_\_\_\_\_\_\_\_

Iinombolo zefowuni:

Eofisini : \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Iseli : \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Eyasekhaya okanye enye nje : \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Inombolo yefekisi : \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

I-imeyili : \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**ISIGABA A:IINKCUKACHA ZOMNINI-SICELO**

1. Inombolo yelayisenisi: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_
2. Igama elipheleleyo lomnini-layisenisi: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_
3. Nika igama, inombolo yesazisi neadresi nobungakanani bochaphazeleko emalini lomnini-sabelo ngamnye, ilungu, ihlakani, umxhamli okanye utrasti ngamnye oceba ukudlulisela uchaphazeleko ezimalini \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

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*(Sebenzisa iSihlomelelo ukuba kukho imfuneko.)*

4. (a) Igama neadresi yamasango anelayisenisi: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

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1. Chaza indawo akuyo amasango eliza kuqhutyelwa kuyo eli shishini linelayisenisi ngokwenombolo yesiza, isitalato, isakhiwo, iivenkile okanye ifama, oko kufanelekileyo \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

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1. La masango akhankanywe kumhlatana i(a) akweyiphi ingingqi kamasipala? \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

5. Igama nenombolo yefowuni yomntu ekuqhagamshelwana naye emini \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**ISIGABA B: IINKCUKACHA ZOMNTU OLUZA KUDLULISELWA KUYE UCHAPHAZELEKO EZIMALINI**

1. Igama elipheleleyo: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_
2. Inombolo yesazisi okanye ukuba yinkampani okanye inkampani encinane, inombolo yobhaliso yayo: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ (Qhoboshela ikopi yesazisi okanye uxwebhu okanye ubungqina bobhaliso.)
3. Iadresi yasekhaya okanye yeofisi ebhalisiweyo: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

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1. Iadresi yeshishini: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

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1. Iadresi yaseposini: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_
2. Inombolo yefowuni: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

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| 7.1 | Lo mntu luza kudluliselwa kuye uchaphazeleko ezimalini ngumntu— | Makisha u “ewe” okanye u “hayi” | |
| (a) | owakhe, kwesi sithuba seminyaka emihlanu (5) edlulileyo phambi kokufakwa kwesi sicelo, wanikwa isigwebo sokuvalelwa entolongweni kungekho fayini | Ewe | Hayi |
| (b) | owakhe, kwesi sithuba seminyaka emihlanu (5) phambi kokufakwa kwesi sicelo, wafunyaniswa engakufanelanga ukuba angabhaliswa nguGunyaziwe woTywala weSizwe (National Liquor UGunyaziwe) okanye ukuba abe nelayisenisi nguye nawuphi na ugunyaziwe wotywala wephondo? | Ewe | Hayi |
| (c) | utshone ematyaleni akavela nangonwele? | Ewe | Hayi |
| (d) | ungaphantsi kweminyaka yomntu omdala? | Ewe | Hayi |
| (e) | owakhe wanelayisenisi eyathi yatshitshiswa ngokwemiqathango yalo Mthetho okanye yoMthetho olawula iilayisenisi zotywala kulo naliphi na iphondo kwesi sithuba seenyanga ezilishumi elinesibini (12) phambi kokungeniswa kwesi sicelo? | Ewe | Hayi |
| (f) | onowakwakhe ololu hlobo lomntu luchazwe ku-(a), (b) okanye (c) ngentla apha? | Ewe | Hayi |
| (g) | ongaphilanga ngokwasengqondweni njengoko echazwa kuMthetho oyiMental Health Care Act, 2002 (uMthetho 17 ka-2002)? | Ewe | Hayi |
| 7.2 | Ukuba ngaba lo mntu luza kudluliselwa kuye uchaphazeleko ezimalini akayonkampani—  Ngaba likhona naliphi na ilungu, umnini-sabelo, utrasti, umxhamli okanye ihlakani lomfaki-sicelo elilolu hlobo lomntu luchazwe kumhlathi 7.1 (a), (b) okanye (e)? | Ewe | Hayi |

7.3 Ukuba impendulo yawo nawuphi na kule mibuzo ikwimihlathi 7.1 okanye 7.2 ithi “ewe”, nika iinkcukacha ezipheleleyo:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

*(Sebenzisa iSihlomelelo ukuba kukho imfuneko.)*

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| --- | --- | --- | --- |
| 7.4. | Ukuba ngaba lo mntu luza kudluliselwa kuye uchaphazeleko ngokwasezimalini yinkampani, inkampani encinane, ubuhlakani okanye itrasti, xela ukuba ngaba lo mntu ukhankanywe kumhlathi 7.1 ngentla apha— | Makisha u“ewe” okanye u “hayi” | |
| (a) | unochaphazeleko kulawulo lwale nkampani, nkampani incinane okanye le trasti? | Ewe | Hayi |
| (b) | ulihlakani kobu buhlakani? | Ewe | Hayi |
| (c) | ungumxhamli ophambili kule trasti? | Ewe | Hayi |

7.5 Ukuba impendulo kuwo nawuphi na kule mibuzo ikumhlathi 7.4(a) ukuya ku-(c) ngentla pha ithi “ewe” nika iinkcukacha ezipheleleyo: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

*(Sebenzisa iSihlomelelo ukuba kukho imfuneko.)*

* 1. Nika igama, inombolo yesazisi neadresi yomntu ngamnye—
  2. Onalo naluphi na uchaphazeleko ezimalini kweli shishini lale layisenisi, kubandakanya nomnini-layisenisi; kunye
  3. Nalowo uya kuthi abe nalo olo chaphazeleko ukuba sithe samkelwa esi sicelo, uhlobo nobungakanani bolo chaphazeleko ezimalini, kubandakanya nalo mntu luza kudluliselwa kuye olo chaphazeleko ezimalini.

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*(Sebenzisa iSihlomelelo ukuba kukho imfuneko.)*

**Umhla:** \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**Umsayino womfaki-sicelo okanye womntu ogunyaziswe ngumfaki-sicelo**

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**Bhala igama**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**Ngokuphathelele kwisicelo, isichaso okanye ingcaciso phantsi kwemiqathango yoMthetho woTywala weNtshona Koloni, 2008, umntu:**

**Ongenisa okanye onika iinkcukacha esazi ukuba zibubuxoki okanye ziyalahlekisa, okanye angaziyo nokuba ziyinyaniso na okanye ongenisa uxwebhu olububuqhetseba okanye olungathi yikopi yanqangi eyinyani kodwa lungeyiyo, unobutyala ngokwemiqathango yecandelo 77*(a)* lalo Mthetho.**

**Loo mntu uthe wafunyaniswa enobo butyala usenokuwiselwa isigwebo esiyifayini engadlulanga kuma-R50 000,00 okanye sokuvalelwa entolongweni isithuba esingadlulanga kwiinyanga ezintathu, okanye zozibini ezi zigwebo: ifayini nezi nyanga zintathu zokuvalelwa entolongweni.**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**