



BRIEFING TO THE PORTFOLIO COMMITTEE
**Joint meeting with Higher Education, P*S*iRA and SASSETA on
the University Security**

20 June 2017



DELEGATION

COUNCIL MEMBERS:

- Professor Fikile Mazibuko :Chairperson of Council
- Mr. Nhlanhla Ngubane : Deputy Chairperson of Council
- Major Gen: Cynthia Philison : Council Member

MANAGEMENT TEAM

- Mr Manabela(Sam) Chauke : Director
- Mr Stefan Badenhorst : Acting Deputy Director Law Enforcement
- Mrs. Mmatlou Sebogodi : Deputy Director Finance and Admin
- Ms Mpho Mofikoe : Deputy Director Communications, CRM and Training
- Ms Zanele Mthembu : Senior Manager Parliamentary and Stakeholder Liaison

PRESENTATION OVERVIEW

- **PSiRA**
- **Crowd Management**
- **Engagements between PSiRA, DHET
and SAPS**



PSiRA

LEGISLATIVE MANDATE

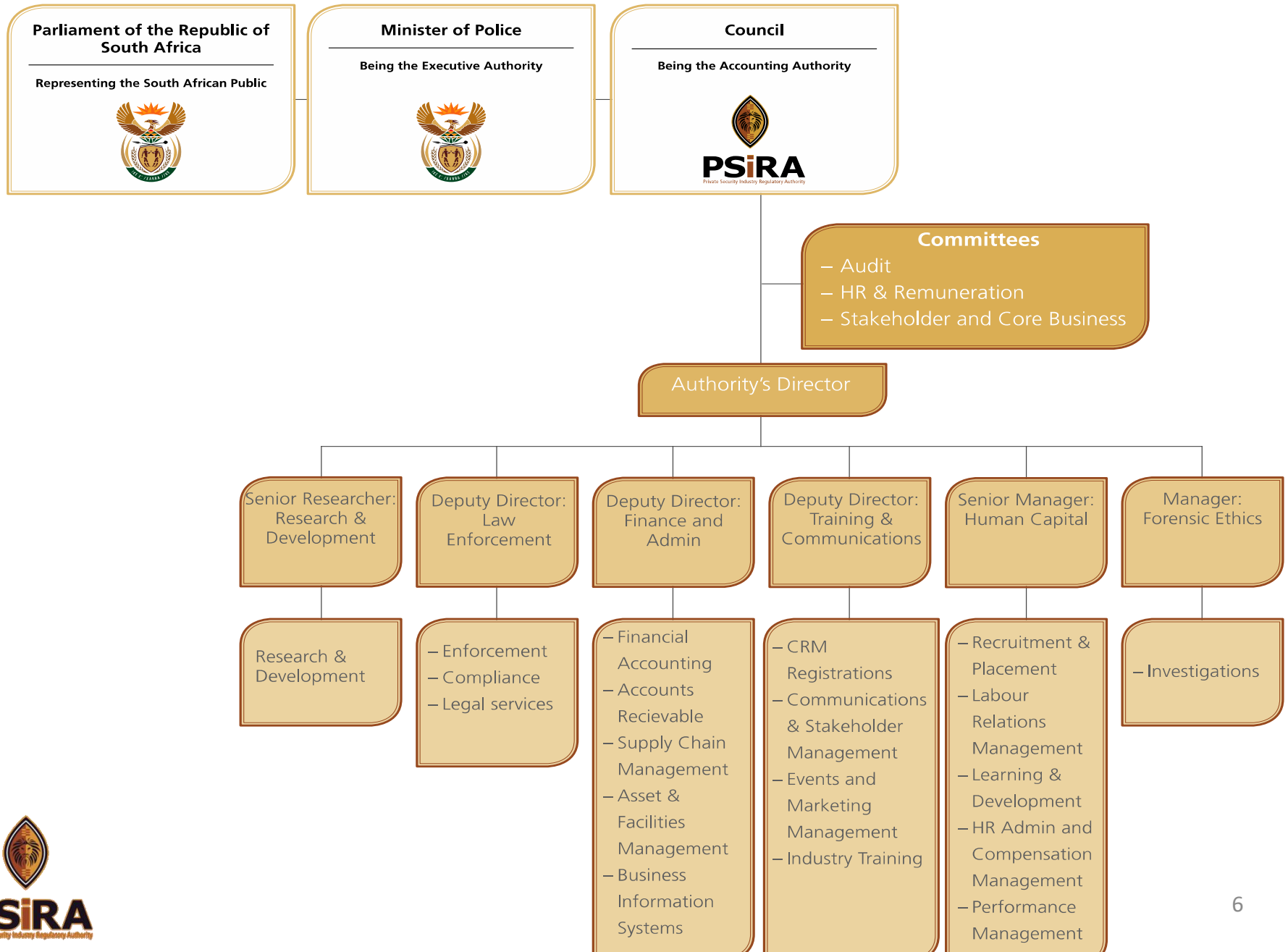
The primary objectives of P*Si*RA are to regulate the private security industry and to exercise effective control over the practice of the occupation of security service provider in the public and national interest and in the interest of the private security industry itself.

THE MANDATE: The Authority must Promote

- legitimate private security industry
- professionalism, transparency, accountability, equity and accessibility;
- Stability of the Industry
- encourage trustworthiness
- efficiency and responsibility
- protection and enforcement of the rights
- responsive to the needs of users
- empowerment and advancement of persons
- maintain and protect the status
- high standards in the training



ORGANISATIONAL STRUCTURE





CROWD MANAGEMENT

LEGISLATION RELEVANT TO CROWD CONTROL AND MANAGING PROTEST AND GATHERINGS

➤ **REGULATION OF GATHERINGS ACT (Act 205 of 1993)**

- Enabling Legislation – takes precedence
- Crowd control / management in respect of protests, contest or criticism in public space
- Section 9 empowers the Police to deal with such activities
- SAPS Act 68 of 1995 – establishment of public order unit

➤ **PRIVATE SECURITY INDUSTRY REGULATION ACT (Act 56 of 2001)**

- Security services limited to protecting and safeguarding persons or property



OTHER LEGISLATION / PRESCRIPTS / NOTICES

- Criminal Procedure Act, 1977
- Draft NEDLAC Accord and Code of Good Practice on industrial action and picketing
- SAPS National Instruction 4 of 2014 on Public Order Police : Crowd Management during Public Gatherings and Demonstrations
- SAPS SOP's

OBLIGATIONS OF PRIVATE SECURITY INDUSTRY (PSI) IN PROTEST ENVIRONMENT

- Respect Constitution (Bill of Rights) – right to assemble peacefully to demonstrate, picket and present petitions
- Contract / agreement with client – limited to protection and safeguarding
- Where possible, identify and diffuse possible conflict before it escalates into violence
- Report demonstrations or protest to SAPS – function of SAPS
- Hand over operational control and command to SAPS – provide reasonable assistance to SAPS
- Risk assessment – Pro active role in protecting and safeguarding persons or property through defensive measures (static barriers, etc)



OBLIGATIONS OF PRIVATE SECURITY INDUSTRY (PSI) IN PROTEST ENVIRONMENT (...Cont'd)

- Dispersal of crowds – function of SAPS only
- Ensure security officers deployed are complying –
- Registered / trained
- PSIRA ID cards
- Uniforms and insignia – clearly visible and complying
- Labour law obligations – protective gear and equipment necessary for self-defence
- Security service providers must receive training in the manner to protect persons and property in an environment where demonstrations and protest action is taking place



OBLIGATIONS OF PRIVATE SECURITY INDUSTRY (PSI) IN PROTEST ENVIRONMENT (...Cont'd)

- Only permitted to use less lethal equipment and prohibited to use equipment that have propensity of placing own lives and / or those of others at risk (firearms, paintball guns, canes, whips, flammables substances, etc.)
- Equipment only to be used in the extent to protect and safeguard property and / or self-defense
- Use of force – degree proportional to seriousness of situation and threat posed – reasonable
- Any use of force – report to SAPS



STAKEHOLDER ENGAGEMENTS



STAKEHOLDER ENGAGEMENTS – PSiRA, DHET AND SAPS

- PSiRA / SAPS (Public Order Police) consultation on crowd management and role of PSI versus SAPS.
- Role of private security industry and Public Order Police clarified and defined.
- PSiRA directive compiled for the industry on role and obligations in protest environment.
- SAPS to develop SOP's in their interaction with PSI.

STAKEHOLDER ENGAGEMENTS – PSiRA, DHET AND SAPS (...Cont'd)

- Meetings held with Universities South Africa Forum (USAF) and TVET Colleges Governors' Council on role of PSiRA and with particular focus on compliance – liaison ongoing.
- PSiRA attended Campus Protection Society of South Africa's (CAMPROSA) conference in 2016, will also be part of the September 2017 as a key stakeholder.
- Continuous monitoring and interaction with Institutions of Higher Learning on compliance with PSiR Act – compliance levels high.



THANK YOU



PSIRA
Private Security Industry Regulatory Authority