



south african
human
rights
commission

Malunga
ne-SAHRC

IMBALI EMFUTSHANE



IKomishini yamaLungelo oLuntu yaseMzantsi Afrika (i-ne-SAHRC) yasungulwa ngomhla we-2 ku-Okthobha ka-1995 phantsi kwe-Human Rights Commission Act 54 of 1994 yangoko, eseyabhangiswa yaza yathathelwa indawo yi-South African Human Rights Commission Act 40 of 2013.

I-South African Human Rights Commission Act 40 of 2013 ibalula ukwakhiwa, amagunya nemisebenzi yeKomishini yamaLungelo oLuntu yaseMzantsi Afrika.

UMgaqo-siseko weRiphabliki yoMzantsi Afrika, 1996 wamkelwa yiNdlu yoWisomthetho yoMgaqo-siseko ngomhla we-8 kuMeyi ka-1996. UMgaqo-siseko ngowona mthetho uphezulu womhlaba kwaye wamkelwa ukupholisa ucalucalulo lwangaphambili kwaye wamisela uluntu ngokusekelwe kwimikhwa esesikweni yedemokhrasi, ubulungisa bezentlalo kunye namalungelo oluntu angundoqo.

UMgaqo-siseko ubalula ukumiselwa kwamaziko ukomeleza idemokhrasi yomgaqo-siseko nokukhuthaza amalungelo oluntu. Amaziko ngokuqhelekileyo abizwa ngokuba ngamaziko akwisahluko se-9 soMgaqo-siseko. I-ne-SAHRC lelinye laloo maziko amiselwe njengebhodi ezimeleyo ukukhuthaza, ukukhusela nokubeka iliso amalungelo oluntu aseMzantsi Afrika.

ISIGUNYAZISO SE-NE-SAHRC

I-ne-SAHRC liziko elizimeleyo kwaye ayilosebe likarhulumente, nangaphandle kokuba ifumana inkxaso-mali kurhulumente. I-ne-SAHRC ayiloqela lezopolitiko kwaye ayixhasi okanye ibeke phambili naluphi na uluvo lwalo naliphi na iqela lezopolitiko.

I-ne-SAHRC inoxanduva lokuphendula kuMgaqo-siseko kunye nomthetho kunye nakwiNdlu yoWiso-mthetho yeSizwe yePalamente yoMzantsi Afrika.

I-ne-SAHRC ifumana isigunyaziso sayo kuMgaqo-siseko apho iCandelo 184 loMgaqo-siseko libalula ukuba iKomishini kufuneka:

- Ikhuthaze ukhlonitshwa kwamalungelo oluntu kunye noxatyiso lwamalungelo oluntu
- Ikhuthaze ukhuselo, uphuhliso nokufunyanwa kwamalungelo oluntu kunye;
- Ibeke iliso kwaye ihlole ingqwalasela yamalungelo oluntu kwiRiphabliki.

Ipalamente imisele uwiso-mthetho lwesizwe ngendlela ye-South African Human Rights Commission Act 40 of 2013 ebalula amagunya afanelekileyo kwi-ne-SAHRC ukuyinceda ukuba iqhube imisebenzi yayo. Ngokwayamene noMthetho i-ne-SAHRC inamagunya afanelekileyo ukuqhuba umsebenzi wayo, ukuquka negunya loku-:



Phanda kwaye inike ingxelo ngengqwalasela yamalungelo oluntu;



Thatha amanyathelo kwaye ikhusele ukulungiswa kwakhona okufanelekileyo apho amalungelo oluntu enyhashiwe;



Qhuba uphando, uze



uFundise.

Kunyaka ngamnye i-ne-SAHRC ifuna amaqumrhu karhulumente afanelekileyo ukuba ayinike ulwazi ngamanyathelo athathwe ngamaqumrhu karhulumente ekuqondweni kwamalungelo aqulethwe nguSomqulu wamaLungelo ngokuphathelele kwizindlu, ukhathalelo lwempilo, ukutya, amanzi, isibonelelo, imfundo kunye nokusingqongileyo.

I-ne-SAHRC inamagunya awongezelelekileyo nemisebenzi ngokunjalo njengoko kubalulwe lolunye uwiso-mthetho lwesizwe, ukuquka i-Promotion of Equality and Prevention of Unfair Discrimination Act 2 of 2000 (PEPUDA) and the Promotion of Administrative Justice Act 3 of 2000 (PAJA).

AbaKomishinala

I-ne-SAHRC yenziwe ngabaKomishinala kunye nooNobhala bequmrhu elikhulu. Phantsi kobunkokeli bukasihlalo, abaNobhala banika oonobhala nequmrhu elikhulu amaqhinga obunkokeli kunye nesikhokelo ngokuqinisekisa ukuba imigaqo-nkqubo, iinkqubo nemithombo eyabelweyo iyangqinelana nombono wequmrhu.

Bonke abaNobhala bonyulwa nguMongameli ngesithuba seminyaka esixhenxe esinokuhlaziywa kube kanye.

I-ne-SAHRC inabaNobhala abasi-8. UmNobhala ngamnye wabelwa inkalo ekujoliswe kuyo yamalungelo oluntu ethile. INobhala ichonga iinkalo ekujoliswe kuzo ezizodwa zamalungelo oluntu ezinentsingiselo ethile kwaye ezinxulumene nemiba yamalungelo oluntu etshisa ibunzi elizweni.



U-Adv. Bongani Majola



U-Adv. Priscilla Jana



U-Adv. Mohamed Ammermia



U-Adv. André Gaum



Ms. Angie Makwetla



U-Adv. Bokankatla Malatji



Mnu. Chris Nissen



Mnu. Jonas Sibanyoni

1. U-Adv. Bongani Majola
Usihlalo



INkalo ekuJoliswe kuyo:
UKhathalelo lweMpilo
nokuFuduka

2. U-Adv. Priscilla Jana
USekela Sihlalo



INkalo ekuJoliswe
kuyo: Ubuhlanga
noMakulingwane

3. U-Adv. Mohamed Ammermia



INkalo ekuJoliswe kuyo:
Ukuba nokufikelela
kwiinkonzo zeziNdlu
nokufikelela kwiinkonzo
zobuLungisa

4. U-Adv. André Gaum



INkalo ekuJoliswe kuyo:
Ezemfundo

5. Ms. Angie Makwetla



INkalo ekuJoliswe kuyo:
AmaLungelo aBantwana

6. U-Adv. Bokankatla Malatji



INkalo ekuJoliswe kuyo:
UKhubazeko naBantu
abaDala

7. Mnu. Chris Nissen



INkalo ekuJoliswe kuyo:
UbuTyebi beNdalo,
UkuseTyenziswa
koMthetho kunye neNdalo

8. Mnu. Jonas Sibanyoni



INkalo ekuJoliswe kuyo:
UPhuhliso lwamaPhandle
kunye neLungelo loKutya

Oonobhala beQumrhu elikhulu

OoNobhala bequmrhu elikhulu basekwe ngamalungu
abasebenzi be-ne-SAHRC, ngaphandle kwabaKomishinala.

OoNobhala bequmrhu elikhulu banoxanduva lokuphuyezwa
kweqhinga lequmrhu nokuqhuba isigunyaziso se-ne-SAHRC

kwaye bakhokelwa liGosa lesiGqeba esiLawulayo, Adv. Tseliso
Thipanyane. I-ne-SAHRC inee-ofisi kuwo onke amaphondo ali-9.



Izikhhalazo ezinokuthi ziphandwe yi-ne-SAHC

I-ne-SAHC inegunya lokuqhuba okanye ibangele ukuba kuqhutywe naluphi na uphando:

- Kusakufumaneka isikhhalazo ngesityholo sokunyhashwa kwelungelo elibalulekileyo okanye,
- Ngokuzithandela kwayo ngesityholo sokunyhashwa okanye isoyikiso selungelo elingundoqo.

Izikhhalazo azijongwa yi-ne-SAHC

I-ne-SAHC ayinagunya lokujongana nezikhhalazo ngokuphathelele kwindlela yokuziphatha okanye nokushiyiweyo okwenzeka phambi komhla wama-27 ku-Epreli ka-1994.

I-ne-SAHC ingalela nasiphi na isikhhalazo:

- Esisekelwe kumingimingi, kumarhe okanye kwingxelo ezingeyonyani ezisasazwe ngamajelo eendaba. I-ne-SAHC ingaqhuba uphando ukuqinisekisa nasiphi na isityholo sokunyhashwa kwelungelo elibalulekileyo elixeliweyo kumajelo eendaba okanye elifumaneke nakuwuphi na umthombo; kwaye kusakuqinisekiswa ezo zityholo kufuneka kujongwane nazo ngokwayamene noMthetho we-ne-SAHC.
- Esibhalwe ngolwimi lokuxhaphaza, oluthukayo, olukrwada okanye olukwenza ikheswa. I-ne-SAHC ingathathela kwakhona ingqalelo yesikhhalazo ukuba oloo lwimi lususiwe.

- Ngumcimbi wembambano phambi kwenkundla yomthetho, itrayibhunali, kunye nayiphi na ibhodi ebekwe ngokomthetho ngezixhobo zesisombululo sembambano yangaphakathi okanye ukuba ilungiswe phakathi kwamaqela okanye apho kukho isigwebo kwimiba ekwisikhalazo okanye iziphumo zaloo nkundla yomthetho, itrayibhunali, ibhodi ebekwe ngokomthetho okanye enye ibhodi.
- Ukuba sisikhalazo esingaziwayo ukuba sesikabani. I-ne-SAHRC ingathi ngokuthanda kwayo yenze uphando ukufumanisa isityholo sokunyhashwa kwelungelo elingundoqo kwaye kusakube kuqinisekisiwe i-ne-SAHRC ingajongana nesikhalazo ngokwayamene noMthetho we-ne-SAHRC.
- Ibonakala iyimfeketho, ithatyathwa kakubi, ayinakuqinisekiswa, ayinakuqondwa, ayidibani ngokucacileyo namalungelo angundoqo okanye aliwathobeli amagatya oMthetho we-ne-SAHRC.
- Ingeniswe emva kokuphelelwa lixesha leminyaka emithathu ukusukela kumhla apho kwenzeka khona isityholo sokunyhashwa kwelungelo elingundoqo.



Apho zinokungeniswa khona izikhalazo

Isikhalazo singeniswa nakweyiphi na i-ofisi yephondo ye-ne-SAHRC apho kwenzeke khona isityholo sokunyhashwa kwelungelo elingundoqo. Isikhalazo singangeniswa ngobuqu, ngomnxeba, ngokubhala okanye ngokugcwalisa ifomu yesikhalazo ekwi-intanethi efumaneka apha: www.sahrc.org.za

Ngubani onokungenisa isikhalazo

- Nabani na oqhuba egameni lomnye umntu ongenakuqhuba ngegama lakhe;
- Nabani na oqhuba njengelungu okanye ngokwentando yeqela okanye iqela labantu;
- Nawuphi na umntu oqhuba njengelungu okanye ngokwentando yeqela okanye iqela labantu;
- Nawuphi na umbutho okanye iqumrhu eliqhuba ngokwentando yamalungu alo.



Iziphumezo ze-ne-SAHRC

Ukusukela ekumiselweni kwayo i-ne-SAHRC ibe negalelo ekuqondweni nasekufunyanweni kwamalungelo oluntu eMzantsi Afrika:

- Ngokuphanda izikhalazo, nokuqhuba uphando loluntu lokunyhashwa okunabileyo kwamalungelo abantu;
- Ukubeka iliso kumatyala abalaseleyo okunyhashwa kwamalungelo oluntu nenkqubela phambili zawo ngeenkundla;
- Ukubeka iliso nokunika ingxelo ePalamente ngenkqubela phambili karhulumente ekuqondeni amalungelo ezoqoqosho nezentlalo kubo bonke abemi baseMzantsi Afrika;
- Ukuqhuba amacweyo, iinkqubo zoqoqosho, imfundo yoluntu kunye namaphulo okusa iinkonzo kubahlali, iisemina, iiseshini zokwazisa kunye neentetho ezicwangcisiweyo;

- Ukuphuhlisa nokuhambisa imathiriyeli yokufundisa nokupapashiweyo kwamalungelo oluntu;
- Ukubeka iliso nokuxhasa ukuphunyezwa kwe-Promotion of Access to Ulwazi Act (PAIA) kunye ne-Promotion of Equality and the Prevention Unfair Discrimination Act (PEPUDA);
- Ukubeka iliso kumajelo eendaba ukulandelela imiba yamalungelo oluntu;
- Ukuthabatha inxaxheba nokwenza igalelo kulwabelwano ngolwazi lwamalungelo oluntu kwinqanaba lommandla, lesizwe nelamazwe ngamazwe.

Ingxelo ifumaneka kwiwebhusayithi www.sahrc.org.za

IiNkcukacha zoQhagamshelwano

II-OFISI ZAMAPHONDO

IMpuma Koloni

Idilesi: 4th Floor Oxford House,
86 Oxford Street, East London, 5200
Umnxeba: 043 722 7828/21/25 |
Ifeksi: 043 722 7830

UMphathi wePhondo **Mnu Abongile Sipondo**

Uqhagamshelwano: Yolokazi Mvovo
I-imeyili: ymvovo@sahrc.org.za

Free State

18 Keller Street, Bloemfontein
Umnxeba: 051 447 1130 | Ifeksi: 051 447 1128

UMphathi wePhondo **Mr. Thabang Kheswa**

Uqhagamshelwano: Alinah Khompeli
I-imeyili: akhompeli@sahrc.org.za

Limpopo

First Floor, Office 102, Library Garden Square,
Corner of Schoeman and
Grobler Streets, Polokwane
Umnxeba: 015 291 3500 | Ifeksi: 015 291 3505

UMphathi wePhondo **Mr Victor Mavhidula**

Uqhagamshelwano: Mahlatse Ngobeni
I-imeyili: mngobeni@sahrc.org.za

Northern Cape

45 Mark and Scot Road,
Ancorley Building, Upington
Umnxeba: 054 332 3993/4 |
Ifeksi: 054 332 7750

UMphathi wePhondo **Ms Chantelle Williams**

Uqhagamshelwano: Zukiswa Louw
I-imeyili: zlow@sahrc.org.za

Western Cape

7th Floor ABSA building,
132 Adderley Street, Cape Town
Umnxeba: 021 426 2277 | Ifeksi: 021 426 2875

UMphathi wePhondo **Adv Lloyd Lotz**

Uqhagamshelwano: Shafeeqah Salie
I-imeyili: ssalie@sahrc.org.za

I-Ofisi yaseGauteng

2nd Floor, Braampark Forum 3,
33 Hoofd Street, Braamfontein
Umnxeba: 011 877 3750 | Ifeksi 011 403 0668

UMphathi wePhondo **Mnu Buang Jones**

Uqhagamshelwano: Nthabiseng Kwaza
I-imeyili: nvkwaza@sahrc.org.za

KwaZulu-Natal

First Floor, 136 Margaret Mncadi, Durban
Umnxeba: 031 304 7323/4/5 |
Ifeksi: 031 304 7323

UMphathi wePhondo **Ms Tanuja Munnoo**

Uqhagamshelwano: Kathleen Boyce
I-imeyili: kathleenboyce@sahrc.org.za

Mpumalanga

4th Floor Carltext Building,
32 Bell Street, Nelspruit
Umnxeba: 013 752 8292 |
Ifeksi: 013 752 6890

UMphathi wePhondo **Mr Eric Mokonyama**

Uqhagamshelwano: Carol Ngwenyama
I-imeyili: cngwenyama@sahrc.org.za

North West

25 Heystek Street, Rustenburg
Umnxeba: 014 592 0694 |
Ifeksi: 014 594 1069

UMphathi wePhondo **Ms Mpho Boikanyo**

Uqhagamshelwano: Poppy Mochadibane
I-imeyili: pmochadibane@sahrc.org.za

Indlela yokuQhagamshelana ne-ne-SAHRC

Forum 3, Braampark Office Park, Braamfontein
Johannesburg

Umnxeba: 011 877 3600

www.sahrc.org.za

I-imeyili: info@sahrc.org.za

complaints@sahrc.org.za

UTwitter: @SAHRCommission

Facebook: SA Human Rights Commission

