CONFISCATION OF POSSIBLE ILLEGAL/SUSPECTED STOLEN GOODS FROM SECOND-HAND GOODS DEALERS’ PREMISES

National Instruction 2 of 2016: Second-Hand Goods Dealers and Recyclers
National Instruction 2 of 2002: Search and Seizure

STEP 1
IDENTIFICATION OF SAPS MEMBER(S)
The SAPS member identifies him/herself to the second-hand goods dealer by means of producing his/her appointment certificate and stating the purpose of the visit.

STEP 2
CONDUCT COMPLIANCE INSPECTION/OPERATION/INVESTIGATION
The SAPS member conducting the compliance inspection/operation必须:
- Inspect the following:
  - Registration certificate, dealer stock registers, records, books or other documents relating to the goods in or on the premises
  - Compare the goods with the entries in the stock registers
  - Obtain a search and seizure warrant (J51) when conducting an operation.
  - Conduct any investigation in terms of a registered CAS number.

STEP 3
PROVIDE INFORMATION REGARDING ANY SEIZURE
The SAPS member provides the necessary information to the second-hand goods dealer in respect of the alleged suspected stolen/illegal goods found at the premises and seize the goods, if required.

The SAPS member must provide the CAS number of the registered case to the second-hand goods dealer prior to the confiscation, if available.

STEP 4
SEIZE GOODS AND ISSUE A SAPS 13(b)
The SAPS member must issue a SAPS 13(b) to the second-hand goods dealer upon the confiscation of the illegal/suspected stolen goods.

STEP 5
DISPOSAL OF CONFISCATED GOODS
Stolen property/suspected stolen property may be handed to the person from whom it was stolen, with the consent of the person from whom it was confiscated, by means of a SAPS 299.

In all cases where goods, already entered into the SAPS 13 Property Register, is returned to the lawful owner a SAPS 136 indemnity form must be completed, except where a SAPS 299 was completed and filed.

STEP 6
COMPLETE THE SAPS 607 VISITATION REGISTER
The SAPS member completes the SAPS 607 Visitation Register maintained at the second-hand goods dealer premises and at the office of the Designated Second-Hand Goods Officer at police station level.

STEP 7
UPDATE THE DEALER STOCK REGISTER
The second-hand goods dealer as well as the SAPS member updates and signs the Second-Hand Goods Dealer Stock Register and refer to the entry made in the SAPS 607 Visitation Register.

STEP 8
REPORT PROGRESS
The SAPS member regularly follows up and reports progress to the second-hand goods dealer regarding the applicable investigations and disposal of the alleged illegal/suspected stolen goods.

SAPS CRIME STOP/TIP OFF 08600 10111
AND NATIONAL ANTI-CORRUPTION HOTLINE 0800 701 701