

DEPARTMENT OF SOCIAL DEVELOPMENT

No. R.

2009

**SOCIAL SERVICE PROFESSIONS ACT, 1978
(ACT NO. 110 OF 1978)**

REGULATIONS REGARDING THE REGISTRATION OF CHILD AND YOUTH CARE WORKERS

The Minister of Social Development has, in terms of section 28 of the Social Service Professions Act, 1978 (Act No. 110 of 1978), on the recommendation of the South African Council for Social Service Professions, made the Regulations set out in the Schedule hereto.

SCHEDULE

Definitions

1. In these regulations “the Act” means the Social Service Professions Act, 1978 (Act No. 110 of 1978), and any expression to which a meaning has been assigned in the Act shall have such meaning and, unless the context otherwise indicates, –

“annual fee” means the annual fee referred to in regulation 9;

“auxiliary category of registration” means the category of registration which allows a child and youth care worker to practise the acts referred to in regulation 6;

“behaviour management” means the prevention and correction by a child and youth care worker of inappropriate behaviour of a child, and includes the teaching of appropriate behaviour to a child;

“certified copy” means a copy or photocopy of a document concerned certified by a commissioner of oaths to be a true copy, as the case may be, of the original;

“certificate of registration” means a certificate of registration referred to in section 18A(6)(a) of the Act;

“child” means a person under the age of 18 years;

“child and youth care work” means the acts performed by a child and youth care worker which focus on children and youth within the context of the family, the community, and the life span of a person;

“child and youth care worker” means a person registered under section 18A of the Act;

“Council” means the South African Council for Social Service Professions;

“developmental assessment “ means the process of establishing a comprehensive profile of a child's behaviour and development as observed in the life-space of the child;

“direct care” means the use of physical, social and emotional care for the development and treatment of a child.

“interaction” means the mutual influences between people and the environment and their mediation by the child and youth care worker;

“life-space” means the environment in which the daily flow of activities take place;

“life span” means the entire process of development from cradle to grave;

“National Qualifications Framework” means the framework approved by the Minister of Education for the registration of national standards and qualifications;

“notional hours of learning” means the learning time that it would take an average learner to meet the outcomes defined in the registered qualifications;

“on-line supervision” means supervision which occurs when the child and youth care worker engages in activities, relationships and events with a child or another child and youth care worker;

“planned environments” means environments which are created with the purpose of optimising the development and healing of a child;

“president” means the president of the Council ;

“professional category of registration” means the category of registration which allows a child and youth care worker to practise the acts referred to in regulation 5;

“qualification” means a degree, diploma or certificate awarded after a person has been examined in a particular course;

“register” means a register referred to in section 19(1) of the Act;

“supervision” means support and guidance provided to a child and youth care worker to facilitate his or her development in the work environment; and

“youth” means a child between the ages of 13 and 18.

Requirements for registration as child and youth care worker in the professional category of registration

2. The following qualifications will entitle the holder thereof to apply for registration as a child and youth care worker within the professional category of registration:
 - (a) a professional degree in Child and Youth Care equivalent to an NQF Level 8 qualification registered with the South African Qualifications Authority; or
 - (b) B Tech Child and Youth Development NQF Level 8: Provided that the applicant submits a portfolio of evidence, which must include an assessment proving that the applicant meets the outcomes reflected in the professional degree referred to in paragraph (a); or

- (c) a degree in Human Sciences equivalent to an NQF Level 7 qualification from any of the human sciences obtained prior to 2014 and approved by the Council plus a combination of both theoretical and experiential learning in child and youth care equivalent to 24 calendar months: Provided that the applicant submits a portfolio of evidence, which must include an assessment proving that the applicant meets the outcomes reflected in the professional degree referred to in paragraph (a); or
- (d) a qualification in Child and Youth Care equivalent to an NQF Level 6 qualification and approved by the Council plus experiential learning in child and youth care equivalent to 12 calendar months subsequent to the completion of the qualification: Provided that the applicant submits a portfolio of evidence, which must include an assessment proving that the applicant meets the outcomes reflected in the professional degree referred to in paragraph (a).

Requirements for registration as child and youth care worker in the auxiliary category of registration

3. The following qualifications will entitle the holder thereof to apply for registration as a child and youth care worker within the auxiliary category of registration:
 - (a) a Further Education and Training (FET) Certificate in Child and Youth Care equivalent to an NQF Level 4 qualification registered with the South African Qualifications Authority; or
 - (b) theoretical and experiential learning obtained prior to the commencement of compulsory registration approved by the Council equivalent to 1650 notional hours: Provided that the applicant submits a portfolio of evidence, which must include an assessment proving that the candidate meets the outcomes reflected in the FET Certificate in Child and Youth Care Work.

4. A person who, on the date of the commencement of these regulations, does not meet the requirements for registration as a child and youth care worker within the auxiliary category of registration, may apply for such registration if he or she meets the following requirements:
 - (a) provides documentary proof acceptable to the Council that he or she was practising and/or employed as a child and youth care worker on the date of commencement of these regulations; and
 - (b) provides a job description acceptable to the Council from the employer indicating that he or she meets the job profile of a child and youth care worker; and
 - (c) submits a declaration to the Council to the effect that the content of the job description and employment designation is a true reflection of his or her employment contract with the employer concerned.

Scope of practice for child and youth care work within the professional category of registration

5. The scope of practice of a child and youth care worker who has complied with the requirements for registration within the professional category of registration, may include the following acts:
 - (a) the developmental assessment of children and youth within their life-space;
 - (b) their behaviour management of an individual child or of groups of children;
 - (c) the designing and implementation of programmes for children and youth on the basis of their identified developmental needs;
 - (d) the care and development of children and youth where their physical, emotional, spiritual, cognitive and social survival and development needs are protected;

- (e) the provision of on-line supervision to children and child and youth care workers; and
- (f) the provision of training in child and youth care work.

Scope of practice for child and youth care work within the auxiliary category of registration

6. The scope of practice of a child and youth care worker who has complied with the requirements for registration within the auxiliary category of registration, may include the following acts practised under the supervision of a child and youth care worker in the professional category of registration:
- (a) the provision of basic and developmental care of children and youth where their physical, emotional, spiritual, cognitive and social needs are protected;
 - (b) the application of behaviour management and support techniques in routine child and youth care work;
 - (c) assistance with the implementation of programmes and activities for children and youth on the basis of their identified developmental needs;
 - (d) participation in the developmental assessment of children and youth;
 - (e) the undertaking of basic child and youth care work administration;
 - (f) participation in a multi-disciplinary team;
 - (g) the implementation of life-space work in the routine child and youth care work context; and
 - (h) the promotion of the rights of children and youth.

Application for registration

7. (1) An application for registration as a child and youth care worker must be made on a form obtainable from the registrar of the Council.
- (2) Such application form must be accompanied by –
- (a) a certified copy of documentary proof, acceptable to the Council, of the applicant's name, identity or residence permit number and date of birth or age;
 - (b) a certified copy of documentary proof of the qualification on the basis of which application is being made for registration;
 - (c) a certified copy of documentary proof of the training in which an indication is given of the duration of the course and the subjects passed or the competency of the applicant pertaining to the achievement of outcomes embedded in the qualification;
 - (d) in the case of the child and youth care worker practising within the auxiliary category, a confirmation by the employer that the child and youth care worker will function under the supervision of a child and youth care worker registered within the professional category;
 - (e) in the case of a qualification obtained outside the Republic of South Africa, also a certified copy of-
 - (i) documentary proof from the institution where the applicant received the education and training, of the content of the theoretical and experiential learning that were received;
 - (ii) documentary proof that the institution where the applicant received the education and training in child and youth care is accredited, specifying the body of accreditation, or if not accredited, proof of any other form of recognition that the institution has; and
 - (iii) in the case of the institution that is accredited, documentary proof from the accrediting body that the qualification is or was the accepted education and training for child and youth care in the country concerned;

- (f) the prescribed registration fee; and
- (g) the annual fee referred to in regulation 9.

Certificate of registration

- 8. (1) A certificate of registration must be in a form determined by the Council and must be signed by the president and the registrar and must bear the official seal of the Council.
- (2) A certificate of registration referred to in sub regulation (1) will be deemed to have been withdrawn from the date on which the name of the holder thereof was removed under the Act from the register concerned.
- (3) If the registrar is satisfied that a certificate of registration has been destroyed or lost, he or she may upon application by the holder thereof and upon payment of the prescribed fee, issue a duplicate of the certificate of registration.

Annual fee

- 9. (1) The prescribed annual fee payable by each child and youth care worker must be paid before or on 1 January of every year.
- (2) The annual fee of a person who is registered after the start of any financial year, must be calculated *pro rata* from the first day of the month during which he or she is registered to the end of the financial year concerned and must be payable on the last day of the month in which such a person is registered.
- (3) In the case of a person who applies for registration in terms of section 22(4) of the Act or whose name is restored in terms of section 20(3) of the Act to a register contemplated in section 19(1) of the Act, the fee must be calculated *pro rata* for the period extending from the first day of the month during which the person's name is restored to the register to the end of the financial year concerned, and be payable on or before the last day of the month in which such a person's name is restored to the register.

Payment to Council

- 10. All payments to the Council must be in South African currency.

Keeping of register

- 11. (1) The registrar must record in the register the following details in respect of a child and youth care worker:
 - (a) Surname;
 - (b) Previous surname (if applicable);
 - (c) First names;
 - (d) Title;
 - (e) Sex;
 - (f) Identity or residence permit number;
 - (g) Home language;
 - (h) Date of birth;
 - (i) Residential address;
 - (j) Postal address;
 - (k) Qualifications, institution obtained and year of obtainment;
 - (l) Registration number;

- (m) Registration date;
 - (n) Disciplinary steps in terms of section 22 of the Act;
 - (o) Nationality/Race (for equity purposes);
 - (p) Country of origin;
 - (q) Current employer;
 - (r) Setting of practice (urban/rural);
 - (s) Physical or any other challenges; and
 - (t) Specialised fields of practise.
- (2) The registrar must, at the request of any child and youth care worker and upon submission of a certified copy of documentary proof, enter in the register opposite the name of such person –
- (a) any advanced (post-registration) qualification in child and youth care obtained by such person; and
 - (b) any academic qualification obtained by such person in another field of study.
- (3) The register must on payment of the prescribed fee be open to inspection during normal office hours to any member of the public who has a professional interest therein.
- (4) The registrar may, at the request of any person who in his or her opinion has a professional interest therein, and upon payment of the prescribed fee and subject to such conditions as the Council or the professional board for child and youth care may in general or in a particular case determine, issue to such person an extract from the register.

Application for reregistration or termination of suspension of registration

12. An application in terms of section 22(4) and (5) of the Act must be made on a form obtainable from the Council and must -
- (1) in the case of an application for reregistration, be accompanied by the prescribed annual fee and reregistration fee; and
 - (2) in the case of an application for the termination of suspension of registration, be accompanied by the prescribed annual fee for the current financial year if it has not yet been paid.

Application for restoration to the register

13. An application in terms of section 20(3) of the Act must be made on a form obtainable from the registrar and must be accompanied by the prescribed annual fee and restoration fee.

Change of name and change of residential and/ or postal address

14. (1) Within three months of any change of name, every child and youth care worker must notify the registrar in writing of such change of name and supply supporting evidence thereof.
- (2) Every child and youth care worker must notify the registrar in writing of any change in residential and postal address within six weeks of such change.

(3) Upon receipt of notice contemplated in sub regulations (1) and (2), the registrar must enter the details in the register referred to in section 19 of the Act

Commencement

15. These regulations must come into operation on the date of publication thereof.