



Republic of Namibia
Annotated Statutes

REGULATIONS

REGULATIONS MADE IN TERMS OF

Aged Persons Act 81 of 1967
section 20

**Regulations governing the Registration
and Management of Homes for the Aged
[in respect of “Coloured persons”]**

RSA Government Notice R.1699 of 1971

[\(RSA GG 3270\)](#)

came into force with effect from 1 October 1971 (RSA GN R.1699/1971)

RSA GN R.1699/1971 states that the regulations are made in terms of section 20 of the Aged Persons Act 81 of 1967 “in respect of Coloured persons”.

ARRANGEMENT OF REGULATIONS

1. Application of Regulations
2. Definitions
3. Application for Registration of Homes for the Aged
4. Minimum Standards with which Homes for the Aged are to Comply
5. Registration of Homes for the Aged
6. Management of Registered Homes for the Aged
7. Books, Accounts and Registers to be Kept by the Managers of Registered Homes the Aged
8. Returns and Reports to be Furnished in connection with Registered Homes for the Aged

Schedule A - Registration Certificate for a Home for the Aged

Schedule B - Temporary Registration Certificate for a Home for the Aged

REGULATIONS
Aged Persons Act 81 of 1967

Regulations governing the Registration and Management of Homes for the Aged
[in respect of "Coloured persons"]

Application of Regulations

1. These regulations shall apply to every person classified as a member of the Cape Coloured, Malay, Griqua or the Other Coloured Group in terms of the Population Registration Act, 1950 (Act 30 of 1950).

Definitions

2. In these regulations, unless the context otherwise indicates

“aged person” bears the meaning assigned thereto in the Act;

“Commissioner” means the Commissioner of Coloured Affairs;

“debilitated person” bears the meaning assigned thereto in the Act;

“debilitated resident” means any resident who is a debilitated person as defined in section 1 of the Act;

“home for the aged” bears the meaning assigned thereto in the Act;

“local authority” means any institution or body referred to in section 84(1)(f) of the Republic of South Africa Constitution Act, 1961 (Act 32 of 1961);

“Minister” means the Minister of Coloured Affairs;

“regional representative”, in relation to a home for the aged, means the officer who is in charge of the regional office of the Administration of Coloured Affairs for the area in which such home is situated, or any person who acts on his behalf;

“resident” in relation to any home for the aged, means any aged person or debilitated person accommodated in such home;

“the Act” means the Aged Persons Act, 1967 (Act 81 of 1967);

Application for Registration of Homes for the Aged

3. (1) Any application for the registration of a home for the aged under section 3 of the Act or for the amendment of a registration certificate issued in terms of section 3 (3) (a) of the Act, shall be submitted to the regional representative in duplicate in the form approved by the Commissioner.

(2) Such application shall be accompanied by -

(a) a properly signed certificate of the local authority in whose area the home for the aged has been or is to be established, to the effect that such home, in the case of a home already established, complies with all the structural and health requirements of such local authority, or in the case of a home which is to be established, that the plans for the erection thereof have been approved by such local authority;

(b) a copy of the domestic rules of such home; and

REGULATIONS
Aged Persons Act 81 of 1967

Regulations governing the Registration and Management of Homes for the Aged
[in respect of "Coloured persons"]

- (c) full particulars of any fees which the residents of such home are charged or are to be charged by the manager thereof.

(3) On receipt of any such application, the regional representative shall cause the necessary investigation to be carried out and submit all documents together with his report and recommendation to the Commissioner.

Minimum Standards with which Homes for the Aged are to Comply

4. (1) Subject to the provisions of the Act and of these regulations, no home for the aged shall be registered under the Act unless -

- (a) the floor area of every bedroom is, in the case of a single bedroom, not less than 6,7 square metres and, in the case of a double bedroom, not less than 9,3 square metres;
- (b) every dormitory for three or more residents has a floor area, including the area taken up by cupboards (built-in or otherwise) of not less than 6 square metres per bed;
- (c) every dormitory for three or more residents is equipped with a wash-basin which on the outside is not less than 50,80 cm by 30,50 cm and is connected to a permanent supply of hot and cold water;
- (d) every resident is provided in the bedroom or dormitory in which he resides, with a wardrobe which is not less than 91,50 cm wide and 53,40 cm deep;
- (e) the floor area of each bed-space unit in every ward in which debilitated residents are cared for, is not less than 4,7 square metres and the number of bed-space units in every such ward does not exceed eight;
- (f) in the case of a home accommodating not less than 40 residents, a separate sick bay, comprising not less than two bed-space units occupying a floor area of not less than 5,6 square metres each, is provided for the male and female residents of such home;
- (g) the floor area of all lounges and sun porches is in the aggregate not less than a floor area calculated at 2 square metres per resident;
- (h) the floor area of all kitchens and dining-rooms is in the aggregate not less than a floor area calculated at 1,7 square metres per resident;
- (i) not less than one bathroom, comprising a floor area of not less than 2,8 square metres and equipped with a 152,40 cm bath which is connected to a permanent supply of hot and cold water, is provided for every 10 or part thereof of the male residents and for every 10 or part thereof of the female residents;
- (j) not less than one wash-basin which on the outside is not less than 50,80 cm by 30,50 cm and is connected to a permanent supply of hot and cold water, is provided for every 10 or part thereof of the male residents and for every 10 or part thereof of the female residents accommodated in a single or double bedroom, but not in dormitories;
- (k) not less than one water-closet is provided for every 10 or part thereof of the male residents and for every eight or part thereof of the female residents;

**REGULATIONS
Aged Persons Act 81 of 1967****Regulations governing the Registration and Management of Homes for the Aged
[in respect of "Coloured persons"]**

- (l) not less than one urinal is provided for the male residents;
- (m) provision is made for not less than one sluice-room comprising a floor area of not less than 1,9 square metres and equipped with a combination slop hopper and sink;
- (n) every lounge, dining-room, bedroom, ward and sick bay is equipped with not less than one electrical plug connection;
- (o) the width of every corridor is, in the case of that section of such home intended for the accommodation of debilitated residents, not less than 182,90 cm and, in other cases, not less than 137,20 cm;
- (p) adequate provision is made for the storage of linen, blankets, furniture and suitcases;
- (q) adequate provision is made for ordinary washing and ironing facilities in accordance with the needs and size of such home;
- (r) provision is made for an administrative office which will fulfill the needs of such home;
- (s) all corridors, stair cases and ramps are fitted with handrails;
- (t) such home is provided with an adequate number of emergency exits, fire-extinguishing appliances and, where appropriate, fire escape stairs, for use in case of an outbreak of fire;
- (u) such home, if it consists of more than two storeys, is equipped with an elevator.

(2) If the Minister, when considering an application for the registration of a home for the aged established prior to the commencement of these regulations, is of the opinion that such home does not comply with all the provisions of subregulation (1) and that the refusal of such application is likely to cause undue hardship to the residents of such home, he may in his discretion and subject to such conditions as he may determine, grant the application for the registration of such home.

(3) The provisions of (1) shall not apply to accommodation used or intended for use by the resident staff of a home for the aged.

Registration of Homes for the Aged

5. (1) When any application for the registration of a home for the aged is granted under section 3(3)(a) of the Act, the Commissioner shall issue to the applicant a registration certificate in the form of Schedule A and shall specify therein the conditions imposed in connection with the registration of such home.

(2) When authority is granted under section 3(3)(b) of the Act to any applicant for the registration of a home for the aged to manage such borne for a specified period, the Commissioner shall issue to such applicant a registration certificate in the form of Schedule B for the period specified therein and shall specify therein the conditions imposed in connection with such authority.

Management of Registered Homes for the Aged

**REGULATIONS
Aged Persons Act 81 of 1967****Regulations governing the Registration and Management of Homes for the Aged
[in respect of "Coloured persons"]**

6. The manager of a home for the aged registered in terms of section 3 of the Act shall -
- (a) allow the residents complete freedom of religion;
 - (b) allow every resident to conduct his personal affairs in the manner he deems fit, in so far as his mental faculties permit;
 - (c) take proper measures to ensure the safety of residents at all times;
 - (d) subject to such restrictions as may be necessary for their safety, the preservation of their health or the maintenance of the good order of such home, allow residents complete freedom of movement;
 - (e) allow residents to keep in touch with and to receive their relatives and friends in such home;
 - (f) encourage residents to keep themselves usefully occupied and provide the necessary amenities for that purpose;
 - (g) make suitable provision for the recreation of residents;
 - (h) make every reasonable endeavour to make residents feel at home;
 - (i) ensure that residents are always properly dressed;
 - (j) provide residents with not less than three meals per day in accordance with a ration scale which, in the opinion of the Commissioner, makes adequate provision for the proper nourishment of aged persons;
 - (k) provide adequate facilities and take the necessary precautionary measures to ensure the hygienic preparation and preservation of food and refreshments;
 - (l) if a physician has prescribed a diet for any resident suffering from diabetes or any other disease, provide such resident with meals in accordance with the diet so prescribed;
 - (m) make adequate provision for the medical examination and treatment of residents according to their individual requirements;
 - (n) keep all medicines and drugs in a locked cupboard and keep or cause to be kept proper record of all medicines or drugs received or dispensed;
 - (o) keep or cause every room in such home to be kept in a clean, neat and hygienic condition;
 - (p) ensure that every bed in such home is constantly provided with adequate and clean bedding;
 - (q) except in the case of debilitated residents accommodated in a ward or residents accommodated in a sick bay, not accommodate more than two residents in the same bedroom and accommodate residents as far as possible in single bedrooms;

REGULATIONS
Aged Persons Act 81 of 1967

Regulations governing the Registration and Management of Homes for the Aged
[in respect of "Coloured persons"]

- (r) manage such home in a manner conducive to the welfare and interests of the residents;
- (s) ensure that sufficient staff shall at all times be available in such home to ensure the proper care of the residents thereof.

Books, Accounts and Registers to be Kept by the Managers of Registered Homes the Aged

7. The manager of a home for the aged registered in terms of section 3 of the Act shall -

- (a) keep a register in which shall be recorded in respect of every resident -
 - (i) the date of his admission to such home;
 - (ii) his full names, population group and sex;
 - (iii) the identity number assigned to him in terms of section 6 of the Population Registration Act, 1950 (Act 30 of 1950);
 - [Identity numbers are now covered by the Identification Act 21 of 1996.]
 - (iv) the amount and source of his weekly, monthly or annual income;
 - (v) the names, addresses and telephone numbers of his next of kin;
 - (vi) the date of his departure from such home and his destination or, in the case of his death, the date of his death and the cause thereof;
 - (vii) any period exceeding one day during which he is absent from such home, whether by leave or otherwise;
- (b) maintain a separate file in respect of each inmate in which shall be kept -
 - (i) a record containing the name, address and telephone number of his personal physician, if any;
 - (ii) a record relating to his medical history;
 - (iii) a record of the arrangements, if any, made or to be made for his funeral in the event of his death;
 - (iv) a record of the name and address of the person having the custody of his will;
 - (v) a record of his personal effects kept in such home;
 - (vi) a written agreement between the resident or any person acting on his behalf and the management of such home in which the conditions regulating his residence in such home are fully set out;
- (c) keep a proper account of all moneys received and administered by him or any member of the staff of such home on behalf or for the benefit of any resident;
- (d) keep proper accounts of the financial transactions of such home.

REGULATIONS
Aged Persons Act 81 of 1967

Regulations governing the Registration and Management of Homes for the Aged
[in respect of "Coloured persons"]

Returns and Reports to be Furnished in connection with Registered Homes for the Aged

8. The manager of a home for the aged registered in terms of section 3 of the Act shall, at the request of the Commissioner, furnish the Commissioner as soon as possible with -

- (a) audited statements of account, including a balance sheet and a statement of receipts and expenditure, in respect of such home for any financial year specified by the Commissioner;
 - (b) such statistics and other particulars relating to such home or the residents or staff thereof as may be specified by the Commissioner from time to time.
-

SCHEDULES

To view content without printing, scroll down.

To print at full scale (A4), double-click the icon below.



Schedules A-B

REGULATIONS
Aged Persons Act 81 of 1967

Regulations governing the Registration and Management of Homes for the Aged
[in respect of "Coloured persons"]

SCHEDULE A

Number.....

ADMINISTRATION OF COLOURED AFFAIRS
(Republic of South Africa)

REGISTRATION CERTIFICATE FOR A HOME FOR THE AGED

Issued to.....

This is to certify that the home for the aged known under the name of.....
and situated at.....
has, under the said name and subject to the conditions specified hereunder, this day been registered in terms of section 3 (3) (a) of the Aged Persons Act, 1967 (Act 81 of 1967).

Conditions:.....
.....
.....

Given under my hand at....., this
day of..... 19.....

Commissioner of Coloured Affairs

This certificate is not transferable without the prior approval of the Minister of Coloured Affairs.

SCHEDULE B

Number.....

ADMINISTRATION OF COLOURED AFFAIRS
(Republic of South Africa)

TEMPORARY REGISTRATION CERTIFICATE FOR A HOME
FOR THE AGED

Issued to.....

This is to certify that the home for the aged known under the name of.....
and situated at.....
has, under the said name and subject to the conditions specified hereunder, this day been registered in terms of section 3 (3) (b) of the Aged Persons Act, 1967 (Act 81 of 1967), for the period ending on the.....
day of..... 19.....

Conditions:.....
.....
.....

Given under my hand at....., this
day of..... 19.....

Commissioner of Coloured Affairs

This certificate is not transferable without the prior approval of the Minister of Coloured Affairs.