



Plumstead Neighbourhood Watch

Indemnity and Non - Disclosure

I _____ with ID Number: _____ or

Passport Number: _____ Residing / Working at: _____

(residential address and/or business address)

do hereby:

- acknowledge that Plumstead Neighbourhood Watch (**PNW**) is not a legal person or entity and functions within the guidelines as provided and set out in the Western Cape Provincial Governments Constitution and Code of Conduct for Neighbourhood Watch structures;
- acknowledge further that PNW is a non-profit voluntary association, not a corporate entity established by or under any law and that it does not have a juristic personality and as such does not have powers of whatsoever the nature might be in law to act or to be acted upon;
- acknowledge that I have read the Constitution of Plumstead Neighborhood Watch and that I fully understand the terms thereof and will abide by them;
- acknowledge that I have read the Code of Conduct of **PNW**, that I fully understand the terms there of and accept that the Code of Conduct of **PNW** may be amended from time to time and such updates will become binding on myself as a member of PNW when updated;
- acknowledge that I have voluntarily chosen to be a member of PNW;
- acknowledge that I have voluntarily chosen to be a patroller and as a patroller I do not acquire any special legal powers or rights beyond that of a normal citizen of South Africa;
- acknowledge that PNW will not be responsible for civil and or criminal actions that are perpetrated by me as a member of the neighbourhood watch, nor responsible for defending civil and or criminal actions brought against me as a member of **PNW** whether they are intentional acts, omission, negligence on or for any other reasons;
- acknowledge that any and all criminal and civil actions that are instituted against a member of PNW will be against the member concerned and not the Neighbourhood Watch;
- acknowledge that as a member of PNW I act in my own capacity as an individual in all my decisions and actions and that liability will be in that capacity and therefore indemnify PNW against any actions committed or omitted by me as a member of PNW, I explicitly indemnify the aforesaid, being PNW, its committee and all other PNW members and related parties and associations that PNW is affiliated with, in respect of any criminal or civil liability, against any costs, claims, suits or damages howsoever arising directly or indirectly from any intentional act, omission or any negligence of for any other reason on my part;
- acknowledge that as a PNW member I may not divulge any confidential or privileged information that I may have acquired as a result of my membership of PNW, this includes photo's, documents, messages and conversations had or overheard. Disclosure of such information could result in my immediate suspension as a member of PNW, pending a full investigation and final decision on the matter by the EXCO, who's decision will be final and binding on me and could lead to my permanent expulsion from PNW and possible criminal charges;



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- acknowledge that PNW has no insurance that covers me in anyway what so ever;

The following extracts of the Constitution & Code of Conduct are brought to your attention:

- The Code of Conduct and Constitution of PNW shall be binding on all members of PNW.
- No member of PNW shall intimidate, display racism, sexism or any other form of discrimination towards any other person or PNW member in whatever form and must at all times act in a manner that will uphold and promote the aims, values and objective of PNW.
- Members of PNW must at all times act in a non-violent manner. No member may take the law into his or her own hands irrespective of circumstances.
- When on patrol a PNW member may only use “minimum force”, as described in the Criminal Procedure Act No. 51 of 1977, to secure a citizen’s arrest of a perpetrator.
- No member of PNW member may when patrolling carry any weapon(s) perceived to be dangerous that could inflict serious bodily harm and or damage to property; this shall include dangerous weapon as defined in the **Constitution of PNW**. Only weapons for the sole purpose of self-defence as **approved by the Provincial Commissioner South African Police Services** – Western Cape may be carried by a patroller. All weapons must be concealed at all times explicitly firearms, as per the current Fire Arms Act.
- Any PNW member who intends taking a firearm on patrol must declare such to the local South African Police Services before taking such firearm on patrol.
- Any member of PNW found to be making public statements and or addressing the media as a spokesperson for PNW without the explicit authority from the EXCO of PNW shall be guilty of a serious offence, resulting in the immediate suspension of the member pending expulsion subject to full investigation and decision on the matter by the EXCO. that will be final and binding on the member.
- No member of PNW may accept any payment, commission or gratuity in connection with his or her membership of PNW or exploit his or her membership of PNW for personal advantage or benefit wither it is money or favour.
- No person under the age of 18 years may participate in any patrol.

Signed at: _____ on this _____ day of _____ 20____

Member: _____
Signature

Print Name

Witness: _____
Signature

Print Name