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PEOPLE AGAINST SUFFERING OPPRESSION AND POVERTY

Your Rights

The South African Constitution guarantees and ensures the rights of all people in the country. Any person that feels their rights have been infringed or violated has the right to approach a court (Article 38) to protect their rights and seek compensation for any infringement or state failure to fulfil the rights enshrined in the constitution.

Article 9.3 & .4: No person (or the state) may unfairly discriminate against anyone on one or more grounds (including race, gender, sex, sexual orientation, marital status)
Article 12.1: Everyone has the right to freedom and security of the person (including freedom from all forms of violence, the right not to be detained without trial and the freedom from cruel, inhuman or degrading punishment and torture
Article 13: No one may be subjected to slavery, servitude or forced labour
Article 23.1: Everyone has the right to fair labour practices
Article 27.1: Everyone has the right to have access to health care services, sufficient food and water and social security
Article 29.1 & .2: Everyone has the right to a basic education and to further education which the state must make progressively available and accessible
Article 34: Everyone has the right to have any dispute that can be resolved by the application of the law decided in a fair public hearing before a court
The state must take reasonable legislative and other measures to achieve the progressive realisation of these rights

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WHAT TO DO IF YOU ARE ARRESTED

You have the right to remain silent: Only answer questions if your lawyer is present. You must only provide your name, address and identification when asked

Searches: You may only be searched by an officer of the same sex as you

Deportation: If you are told you are being deported you must be given written confirmation by the police officer. You can challenge the deportation decision in court—Request form 29 'Notification for Deportation' which includes a section where you can ask for appeal

If you are told you will be deported, contact PASSOP right away

Legal Aid:

University of Cape Town Legal Aid Clinic: **021 650 3551**

PASSOP (for paralegal advice): **021 762 0322**

Labour Rights

CCMA, Cape Town: **021 469 0111**

Cape Town Labour Centre: **0121 478 5500 / 0121 468 5502**

Documentation

CARRY COPIES OF YOUR DOCUMENTATION AT ALL TMES!

Ensure all documentation is up to date: Visit Maitland Refugee Reception Centre

If your documentation has **expired**, you can visit; The Legal Resources Centre: **021 481 3000**

Skills Training

Scalabrini Centre: Provides refugee training and international teacher placements — **021 465 6433**

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