

Immigration Act – Requirements for Accommodation Establishments

Bwelani Guest House is committed to adhering and complying with the **Republic of South Africa's** Laws. The Immigration Act requires all accommodation establishments to verify the identity of every person who uses the establishments.

Section 40 of the Act applicable on accommodation establishments requires the following:

Accommodation

40. (1)

Any business offering overnight accommodation shall make a good faith effort to identify its customers as citizens or status holders and shall report in the prescribed form to the Department any failure to effect such identification.

40. (2)

When subsection (1) is not complied with and an illegal foreigner is found on any premises referred to in that subsection, it shall be presumed that such illegal foreigner was harboured by the person who has control over such premises, unless prima facie evidence to the contrary is adduced.

Section 36 of the new Immigration Regulations -

Keeping of registers of lodgers by certain persons

36. (1)

The classes of premises contemplated in section 40(1) of the Act are-

- (a) hotels and motels;
- (b) boarding houses and lodges;
- (c) guest houses; and
- (d) apartment buildings.

36. (2)

The register contemplated in section 40(1) of the Act shall-

- (a) be safeguarded by a duly authorised person for a period of two years; and
- (b) in respect of a lodger, contain-
 - (i) his or her full names and surname;
 - (ii) a copy of his or her identification document or passport;
 - (iii) his or her residence status in the Republic;
 - (iv) his or her normal residential address; and
 - (v) his or her signature.

ALL GUESTS ARE THEREFORE REQUESTED TO PRODUCE THEIR ID/PASSPORT ON ARRIVAL AT BWELANI GUEST HOUSE.