



Specialised
Security Services



PROJECT:
WOMEN'S MONTH
AUGUST 2023
FAILURE TO PAY
MAINTENANCE
(PART 3)

During Women's Month, our focus is on the violent crimes committed against women, and against children and the elderly. It is also important for women, especially mothers, to know their rights regarding maintenance payable by the fathers of their children. The following project focuses on this specific aspect and the laws regulating the payment of maintenance.

- Children have a right to be maintained, and failure to pay maintenance undermines this right. It also has a negative impact on the child's best interest.
- Parents co-share the obligation to maintain their children according to their financial position.

- It is alarming to see how many respondents fail to pay maintenance even though a maintenance order was granted against them.
 - The Maintenance Act 99 of 1998 makes provision for various remedies pertaining to the noncompliance of a Maintenance Order.
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FAILING TO PAY MAINTENANCE:

- A court can issue a warrant of execution against the movable property of the Respondent.
 - The Sheriff of the court will then attach the movable property and it will be sold at an auction.
 - If the proceeds of the sale do not satisfy the amount of the warrant, the immovable property (house) may also be attached and sold.
 - The court can authorise a Garnishee order against the Respondent's salary.
 - In terms of this order, the Employer will be instructed to deduct the maintenance amount directly from the Respondent and pay it over to the Complainant.
 - Currently, the Respondent's personal details may also be forwarded to a credit bureau, which will result in the Respondent being blacklisted.
 - The consequence of being blacklisted has a far-reaching effect on a person's financial position and credit profile.
 - Failure to pay maintenance in terms of a Court order also constitutes a criminal offence, and if convicted, a person can be sentenced to a fine or imprisonment. of a period not exceeding 1 year.
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FACTORS WHY WOMEN DO NOT APPLY FOR MAINTENANCE:

Unique perspectives on why some South African women do not apply for maintenance are rooted in a complex interplay of cultural norms, socio-economic factors, legal considerations, and personal circumstances.

- **Cultural Stigma:** In certain South African communities, there is a cultural stigma associated with seeking financial support from an ex-partner or father of a child. This stems from notions of pride, self-reliance, or concerns about damaging reputation.
- **Economic Independence:** Women who are economically independent might choose not to apply for maintenance due to a desire to assert their autonomy and avoid any perception of financial dependence. They feel that relying on maintenance could hinder their personal growth and progress.
- **Lack of Awareness:** Some women might not be aware of their rights or the legal avenues available for obtaining maintenance. A lack of education about legal processes and entitlements could lead to women preceding maintenance to which they are legally entitled.

- **Complex Legal Processes:** The legal process for obtaining maintenance can be complex and time-consuming. Women might hesitate to navigate this process due to fears of confrontation, lengthy court battles, or potential emotional distress.
- **Fear of Retaliation:** In some cases, women fear retaliation or negative repercussions from their ex-partners if they pursue maintenance claims. This fear is grounded in concerns about strained relationships, harassment, or other forms of intimidation.
- **Custody and Visitation Issues:** Women who share custody of their children with their ex-partners might avoid seeking maintenance to maintain smoother co-parenting arrangements or to avoid potential conflicts.
- **Lack of Resources:** Financial constraints may hinder women from pursuing maintenance claims. The costs associated with legal proceedings, including lawyer fees and court expenses, might outweigh the potential benefits of obtaining maintenance.
- **Social Support Networks:** Some women have strong social support networks that provide them with alternative means of financial assistance, reducing their immediate need to seek maintenance.
- **Time and Energy Constraints:** Juggling work, childcare, and other responsibilities leave little time and energy for women to engage in legal battles for maintenance.
- **Personal Beliefs and Priorities:** Each woman's decision is influenced by her personal beliefs, values, and priorities. Some prioritize emotional well-being and a peaceful life over pursuing maintenance.

*During Women's Month, we urge all mothers who are battling to maintain their children on their own because of ex-partners defaulting on court orders -
to seek help as the Maintenance Act protects you and is there to assist you.*

It is important to reclaim your power and not to be lied to or manipulated by a partner who is not willing to pay his dues.

Read our previous projects for
Women's Month 2023, here:

- <https://mikebh.link/6MsuZE>
- <https://mikebh.link/rLAICp>

**We encourage all women and children
who find themselves in abusive
situations to reach out to family, friends,
and colleagues or call the
National GBV Helpline on 0800 150 150.**



**VIEW OUR OFFICIAL FACEBOOK PAGE OR WEBSITE
FOR MANY SIMILAR WARNINGS REGARDING THESE
ATROCIOUS INCIDENTS AND THE TRAUMATIC
EFFECTS IT HAS ON THE VICTIMS.**

**CONTACT MR MIKE BOLHUIS FOR ADVICE,
RECOMMENDATIONS, SECURITY, PROTECTION,
OR AN INVESTIGATION IF NEEDED.**

**ALL INFORMATION WILL BE TREATED WITH THE
UTMOST PRIVACY AND CONFIDENTIALITY.**

***You may forward this document and
share it with as many people as possible.***

Regards,

Mike Bolhuis.
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EXTREMELY IMPORTANT: All potential clients need to be aware that owing to the nature of our work as specialist investigators there are people who have been caught on the wrong side of the law - who are trying to discredit me - Mike Bolhuis and my organisation Specialised Security Services - to get themselves off the hook.

This retaliation happens on social media and creates doubt about our integrity and ability. Doubt created on social media platforms is both unwarranted and untrue.

We strongly recommend that you make up your minds concerning me and our organisation only after considering all the factual information - to the exclusion of hearsay and assumptions.

Furthermore, you are welcome to address your concerns directly with me should you still be unsatisfied with your conclusions. While the internet provides a lot of valuable information, it is also a platform that distributes a lot of false information. The distribution of false information, fake news, slander and hate speech constitutes a crime that can be prosecuted by law. Your own research discretion and discernment are imperative when choosing what and what not to believe.

STANDARD RULES APPLY: Upon appointment, we require a formal mandate with detailed instructions. Please take note that should you not make use of our services – you may not under any circumstance use my name or the name of my organisation as a means to achieve whatever end.

POPI ACT 4 of 2013 South Africa: Mike Bolhuis' "Specialised Security Services" falls under Section 6 of the act. Read more here: <https://mikebolhuis.co.za/popi-act-4-of-2013-section-6-mike-bolhuis/>

SSS TASK TEAM:
<https://mikebh.link/Task-Team-2023>



Specialised Security Services



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You are receiving this email to inform and keep you updated with violent and/or economic crimes. So that you can inform and protect your loved ones and everyone you know.

Our mailing address is:

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