Dear Prof. Juan Nel

The Hon. Minister has now conceded in his Heads of Argument that he was neither properly apprised of the grounds on which the HPCSA “recommended” the promulgation of the 2011 amendment to the Regulations defining the Scopes of Practice of the Profession of Psychology, nor did he consult with the HPCSA in respect of the amendment and that his decision to promulgate such regulations was therefore unlawfully made.

In these circumstances the Minister does not oppose an order declaring the amendment invalid, subject to condonation being granted. Furthermore the Minister asks for an order suspending the declaration of invalidity for two years.

ReLPAG has responded in detail to the previous meeting, our understanding of the outcomes thereof, the issues we feel require further clarification, as well as an exposition of our view as to the way forward. We have received no feedback from the PBP in this regard.

The history of this matter to date has been that ReLPAG has repeated shown its willingness to negotiate and to attempt to resolve the matter amicably and constructively in the best interests of the public and the profession - the fact that we have discontinued the legal process on no less than three occasions in the past is evidence enough thereof.
With this as a background, we see little point to a follow up negotiation if the approach of the PBP will again be that we should all just "sit down, shut up and get back into your newly defined Scopes of Practice boxes".

We are however committed to discuss further details of an amicable settlement based on the proposals made in our previous communication (see attached: “Settlement proposal 23 April 2016”). We would also be happy to consider constructive proposals from the PBP that would allow competent, non-clinical psychologists to continue practicing in a competent, ethical and professional manner, as they always did in the past. We however see little point in further negotiations if the approach of the PBP is going to again boil down to “the rigid barriers between the Scopes of Practice boundaries are impermeable and non-negotiable”

We are willing to reorganise our diaries for the follow-up facilitation meeting on 18 October 2016 from 14.00 - 19.00 for this purpose.

As this would most probably be our last chance in this regard, we hope and pray an amicable settlement will be reached.

Thank you in advance.

Kind regards

\[JS\text{.\hspace{0.5em}SCHOLTEMEYER}\]

\[\text{DR KOBUS SCHOLTEMEYER (NO)}^1\]

\text{CHAIRPERSON - ReLPAG}

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^1 Nommino Officium: In this and every other document, this abbreviation indicate that this executive member of ReLPAG is acting in his capacity as executive member and are in total not responsible and therefore indemnified in his personal capacity.