



T. Victor and Associates

Family Law | Labour Law | Divorces | Human Rights Law | Civil Litigation | Deceased Estates

Director: Tamara. E. Victor BA LLB LLM (STELL) | Registration No: 2020/427790/21 | Tax No: 9028033281

URGENT

WITHOUT PREJUDICE

ACCEPTANCE OF LIABILITY OF EDUCATION AUTHORITY

Form for Students and tertiary learners / educators / staff / contractor's (collectively referred to as the **AFFECTED Individual**).

*Refer to ANNEXURE "A": Proofs to be supplied to **AFFECTED individual / parent / guardian** before the **AFFECTED Individual** may consider taking the covid-19 human experimental research injection.*

Date presented: _____

To: Education Authority - Attention: _____

From: The **AFFECTED Individual / Parent / Guardian:** _____

If applicable Parent / Guardian of: _____

Name & ID Number: _____

1. **TAKE NOTICE THAT:** there are various programs that are being implemented related to a covid-19 vaccination injections being carried out by Johnson & Johnson or Pfizer (or any other pharmaceutical companies) in South Africa; The Johnson & Johnson or Pfizer (or any other pharmaceutical companies) and investigative therapy has only received Emergency Use Approval and is therefore unapproved, unlicensed, and purely experimental and may therefore not be classified or referred to as a vaccine.
2. **FURTHERMORE:** the South African government, in the name of vaccination of the nation, against something referred to as covid-19, has agreed to offer up the people of South Africa, including the **AFFECTED Individual**, as potential "lab rats" in the covid-19 human experimental research project conducted by Johnson & Johnson or Pfizer (or any other pharmaceutical companies);
3. **WHEREAS** the Minister of Health announced to Parliament that the current so-called vaccination program by Johnson & Johnson or Pfizer (or any other pharmaceutical companies) is in actual fact a research project;
4. **WHEREAS** the President of South Africa has publicly announced to the nation that participation in the covid-19 human experimental research project is not mandatory but voluntary;



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5. **WHEREAS** the recovery rate of people supposedly testing positive for covid-19, in South Africa and around the world is more than 98%;
6. **WHEREAS** both the World Health Organisation and the United States of America Centre for Disease Control have declared, in their websites, that the pcr-tests, used for supposedly testing for covid-19, are inaccurate and therefore unreliable as they may give false results;
7. The National Health Act regulates the position between users and healthcare personnel and healthcare providers as regards the administration of medication and/or medical procedures and experiments;
8. **REGARDING** the education authority, if insisting on the AFFECTED Individual's participation in the said covid-19 human experimental research project, undertakes to provide the requisite information herein listed and accepts all liabilities that may occur as a result, in the event that the AFFECTED individual does so participate under duress and compulsion by the authority.
9. **WHEREAS** scientific and medical evidence support the position that children can get covid-19, but they seem to get it less often than adults and it's usually less serious.
10. **WHEREAS** evidence from contact-tracing studies suggest that children and teenagers are less susceptible to SARS-CoV-2 infection than adults.* Authority means any one of the following or more classes of entities:
 - a. Owner(s) of the education institute, if it is a private institution
 - b. Employer, as in entity responsible for employing members of permanent or temporary staff (including contractors) in an education setting.
 - c. Education head
 - d. Education Governing body



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A) The AFFECTED Individual - Staff & Teachers & Contractors

1. Should it be the case that I, the AFFECTED Individual, do finally agree to participate in the covid-19 human experimental research project, being touted as vaccination, as a result of pressure exerted by the education authorities, do the education authorities have the following in place and therefore undertake to provide the same:

1.1. A health insurance plan in place that provides complete coverage should I experience an adverse event, or even death from receiving the covid-19 human experimental research injection? If yes, please provide the details here of my personal cover:

1.2. A life insurance policy that provides all the necessary coverage in the event that I die from receiving a human experimental research covid-19 injection? If yes, please provide the details here of my personal cover:

1.3. Workers' Compensation, disability insurance, or other some such related resources for myself and/or my dependents, should I have an adverse event to the human experimental research covid-19 injection and am rendered incapacitated and unable to work or study for days, weeks, or months, or if I am disabled for life? If yes, please provide the details here of my personal cover:



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B) The AFFECTED Individual - Students

2. Should it be the case that I, the AFFECTED Individual, do finally agree to participate in the covid-19 human experimental research project, being touted as vaccination, as a result of pressure exerted by the education authorities, do the education authorities have the following in place and therefore undertake to provide the same:

2.1. A health insurance plan in place that provides complete coverage should I experience an adverse event, or even death from receiving the covid-19 human experimental research injection? If yes, please provide the details here of my personal cover:

2.2. A life insurance policy that provides all the necessary coverage in the event that I die from receiving a human experimental research covid-19 injection? If yes, please provide the details here of my personal cover:



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C) Parents/Guardians of the AFFECTED Individual**

3. Should it be the case that I, the parent/guardian of the AFFECTED Individual, do finally consent for my child under my care to participate in the covid-19 human experimental research project, being touted as vaccination, as a result of pressure exerted by the education authorities, do the education authorities have the following in place and therefore undertake to provide the same:

3.1. A health insurance plan in place that provides complete coverage should my child under my care*** experience an adverse event, or even death from receiving the covid-19 human experimental research injection? If yes, please provide the details here of my personal cover:

3.2. A life insurance policy that provides all the necessary coverage in the event that the child under my care dies from receiving a human experimental research covid-19 injection?

If yes, please provide the details here of my personal cover:

** Parent/Guardian means anyone who has the legal capacity and authority to take and make binding decisions on behalf of their biological child(ren) and/or child(ren) under their care, whether residing in the same household or not, including, but not limited to the following classes of people:

- a. Biological parents;
- b. Adoptive parents;
- c. Foster parents;



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d. Any class of relative looking after another relative's child,
whether they have legal paperwork to look after the child(ren) or not;

e. Homes officially providing residential care for children.

*** Child/children under my care – Where the parent/guardian is representing more than one child, a separate, individual Acceptance of Liability must be signed for each child.

DECLARATIONS AND DEMANDS in terms General Declarations and Demands in terms of the Children's Act 38 of 2005,

4. According to section 129 of the Act a child may consent to his or her own medical treatment provided that **he or she is over the age of 12 years and is of sufficient maturity and decisional capacity to understand the various implications of the treatment including the risks and benefits thereof.**
5. No definition is given for what qualifies as 'sufficient maturity' nor does it stipulate how health professionals ought to assess the decisional capacity of a child. In addition, South Africa is a culturally diverse country.
6. A child contemplated under the Children's Act must satisfy two requirements before accessing medical treatment on his or her own, that is, without parental, guardian, or care-giver's consent being required. The first requirement is that the child must have reached 12 years of age to consent. The second requirement is that the child must have 'sufficient maturity' and decisional capacity to understand the 'benefits, risks, social and other implications of the treatment.' However, there are a few deficiencies in this section of the Act with regard to definitions, regulations and sufficient descriptions. Firstly, the Act does not provide a definition regarding what ought to be considered medical treatment. Hence, for the purposes of this article, we define medical treatment as a non-invasive intervention usually in the form of a drug.
7. **The doctrine of informed consent holds that persons are their own sovereign and should thus be allowed to make the final decision on affairs concerning them providing that the**



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elements required for informed consent (or informed refusal) have been satisfied. These elements include:

- 7.1. Competence;
- 7.2. Disclosure of information;
- 7.3. Understanding and appreciation of information disclosed;
- 7.4. Voluntariness in decision-making;
- 7.5. Ability to express a choice.

In view of the above it may safely be declared that informed consent has occurred when a competent person has received a thorough disclosure, understands and appreciates the disclosure, acts voluntarily, and consents to the intervention. We briefly elaborate on these in the following accounts. Competence simply refers to the ability to perform a task. It is task and context-specific and changes over time. By convention, age and decisional capacity are thought to be the chief elements that constitute competence. Albeit several competence assessment tools for children have been devised by various authors e.g. Hopkin's Competency Test, Competency Questionnaire-Child Psychiatric and the Competency Questionnaire-Paediatric Outpatient Modified Version, there currently exists no standard objective tool to assess a child's competence to consent to medical treatment

8. This inclines assessors of competence (health practitioners) to make judgements based on subjective assessments. A patient's competence is influenced by their experience with a medical condition, hospitalisation, family relationships and social roles and development
9. Furthermore, It is a legal obligation for health practitioners to disclose relevant information to their patients regarding:
 - 9.1. The patient's health condition ¹(except when disclosure of information would be contrary to the patient's best interest)
 - 9.2. Available diagnostic and treatment options
 - 9.3. Risks, benefits, costs and consequences attached with each option

¹: Ganya et al. BMC Medical Ethics (2016) 17:66 Page 4 of 8



T. Victor and Associates

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- 9.4. The option of non-treatment, that is, informed refusal and its implications.’
 - 9.5. The patient should also attach significance to the information disclosed. ‘The process of consent should also be conducted in a language that the patient understands and in a manner that considers the patient’s level of literacy. This is especially so with children.’
 - 9.6. In addition, for informed consent to be valid it must be voluntary, that is, the patient must not be influenced by other individuals either by coercion, persuasion or manipulation
 - 9.7. Lastly the patient’s choice to treatment or nontreatment may be expressed orally, in writing or may be implied, that is, tacit consent ²
10. **A child considered in this view is not regarded as a full person.** This implies that decisions concerning the child, including consent to medical treatment are discussed and determined by the community to which the child belongs. Lastly, in this article, we draw on the notion of capacity for responsibility to produce a pragmatic definition of sufficient maturity. Conclusion: It seems reasonable to suggest a move away from a general legal age of consent for medical treatment toward more individualised, context-specific approaches in determining the maturity of a child patient to consent to medical treatment. Perhaps, decision-making with respect to consent to the medical treatment of a child belonging to a traditional African community where the notion of a person is embedded in communitarianism ought to involve the child’s parents / guardians / caregivers where possible provided that the best interests of the child are awarded priority.
 11. In terms Section 12(2) of the Constitution of the Republic of South Africa, Act 108 of 1996, everyone has the right to bodily and psychological integrity, which includes the right not to be subjected to medical or scientific experiments without their informed consent.
 12. Section 6 of The National Health Act 61 of 2003, in keeping with the Constitution, requires that I be provided with the following, which has so far not been provided to me. If you insist that I participate in this covid-19 human experimental research project please provide detailed information on the following, so that I may make an educated decision and hence be able to apply informed consent:



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- 12.1. the range of diagnostic procedures and treatment options available to me;
 - 12.2. the benefits, risks, costs and consequences associated with each option;
 - 12.3. my rights to refuse and an explanation of the implications, risks, obligations of such refusal;
 - 12.4. my rights to use the available options and an explanation of the implications, risks, obligations of such usage of alternatives;
 - 12.5. my rights to have this information communicated to me in a language that I understand.
13. Section 12(2) of the Constitution of South Africa and Section 6 of the National Health Act, in insisting on the non-violability of informed consent, is in keeping with the 1st Code of the Nuremberg Code, the foundation of ethical medicine, in that no one may be coerced to participate in a medical experiment.
14. Further, to be able to make an informed consent on the Johnson & Johnson or Pfizer (or any other pharmaceutical companies) covid-19 human experimental research injection, please confirm the following research project specific information:
- 14.1. That you have read and understood all the relevant fact sheets on the injections and have provided me with the same;
 - 14.2. Fact sheets that provide the most current and up-to-date information on the injections, including the ingredients and have provided me with the same;
 - 14.3. Fact sheets about possible side effects and adverse events and have provided me with the same;
 - 14.4. That you have reviewed the available databases of potential material adverse events reported to date for people who have received the human experimental research covid-19 injections in general and Johnson & Johnson or Pfizer (or any other pharmaceutical companies) in particular where such reported adverse events include death, anaphylaxis, neurological disorders, autoimmune disorders, other long-term chronic diseases, blindness and deafness, infertility, fetal damage, miscarriage, and stillbirth and have provided me with the same;



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- 14.5. That you have shared with me, in writing, websites and/or video footage, all the relevant fact sheets and databases related to the injections and the potential benefits and adverse events and supplied me with copies of the same, to keep;
- 14.6. That you have provided all the proofs requested in terms of Annexure "A" of this Acceptance of Liability;
- 14.7. That you are aware that I / the AFFECTED individual under my charge have a constitutional right not to be experimented upon and will only consider being injected after getting legal advice and you making an unequivocal written undertaking to my / the AFFECTED individual's lawyers regarding your liability;
- 14.8. That you are aware that there is no law that has been gazetted in South Africa, to mandate you to compel or exert pressure on me / the AFFECTED individual under my charge to participate in the covid-19 human experimental research project;
- 14.9. Further that you are aware that only state legislation would allow authorities to mandate the covid-19 injections, whether experimental or approved.

UNDERTAKING BY EDUCATION AUTHORITY REPRESENTATIVE

I, _____, in my capacity as _____, within my area of responsibility in employment of (Education Authority Name) _____ and also in my personal capacity, do hereby undertake the following:

1. I have read and understood the Preamble to this Acceptance of Liability by Authorities;
2. I have read and understood the Declarations and Demands by the AFFECTED individual (parent / guardian), including all relevant legislation.
3. I have read and understood the list of items, as contained in Annexure "A", requiring to be proved to the AFFECTED individual (parent / guardian) and confirm that he / she is entitled to such information and that I have provided all the information requested, failure to provide any of the



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4. information renders me not legally empowered to compel the AFFECTED individual to get the covid-19 human experimental research injection.
5. Regardless of there being no law that mandates me or the employing establishment to coerce, force or exert pressure on the AFFECTED individual to participate in the project, I am hereby confirming that I am directly or indirectly forcing the AFFECTED individual to participate in the program;
6. In the event that the AFFECTED individual (parent/guardian) still opts to exercise his / her right not to participate I have no authority to subject the AFFECTED individual (parent/guardian) to any disciplinary processes (not limited to psychological, eviction, refusal for/of medicine) as the AFFECTED individual is protected by South African and International legal instruments;
7. In the event that the AFFECTED Individual (parent/guardian) succumbs to the pressure exerted by myself, I take full responsibility and liability to him/her and his/her dependents for any adverse events as captured in the AFFECTED Individuals declaration or any other, not captured by the AFFECTED individual's declarations and demands;
8. Should anything go wrong, in as far as adverse events are concerned, as a result of my decision to compel the AFFECTED Individual to get injected against his/her will, I am personally responsible and fully liable, financially and otherwise for all expenses that may flow therefrom.



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**THUS SIGNED AND DATED ON THIS _____ DAY OF _____ IN THE YEAR _____
BY THE AFFECTED INDIVIDUAL / PARENT / GUARDIAN & THREE WITNESSES.**

Full Name

ID Number

Signature

Address

Telephone Number

WITNESS 1:

Full Name

ID Number

Signature

Address

Telephone Number

WITNESS 2:

Full Name

ID Number

Signature

Address

Telephone Number



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WITNESS 3:

Full Name

ID Number

Signature

Address

Telephone Number

THUS SIGNED AND DATED ON THIS _____ DAY OF _____ IN THE YEAR _____ BY THE
AUTHORITY/FACILITY & THREE WITNESSES. Indicate the relevant option thus signed below by means
of a "tick" ACCEPTANCE OF LIABILITY BY AUTHORITY OR ACKNOWLEDGEMENT OF RECEIPT OF
DOCUMENT, BUT NOT ACCEPTANCE OF LIABILITY BY AUTHORITY.

- Acceptance of liability
- Acknowledgement of receipt of document and not acceptance of liability

Full Name

ID Number

Signature

Address

Telephone Number

WITNESS 1:

Full Name

ID Number

Signature

Address

Telephone Number



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Family Law | Labour Law | Divorces | Human Rights Law | Civil Litigation | Deceased Estates

Director: Tamara. E. Victor BA LLB LLM (STELL) | Registration No: 2020/427790/21 | Tax No: 9028033281

WITNESS 2:

Full Name

ID Number

Signature

Address

Telephone Number

WITNESS 3:

Full Name

ID Number

Signature

Address

Telephone Number

TO CONCLUDE:

Please provide that:

1. Ensure all pages are initialled at the bottom right by both parties.
2. Ensure the AFFECTED Individual is supplied with the original of this document signed as acceptance or acknowledgment hereof.
3. Email signed copies to: tammy@victorlegal.co.za WITHIN 72 HOURS UPON RECEIPT OF THIS NOTICE AND PROVIDE PROOF HEREOF TO THE AFFECTED INDIVIDUAL



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ANNEXURE A

THE PROOFS TO BE SUPPLIED BY THE EDUCATIONAL FACILITY TO THE AFFECTED BEFORE HE/SHE OR GUARDIAN TO BE CONSIDERED BEFORE TAKING THE COVID 19 EXPERIMENTAL VACCINE THESE ARE THE FOLLOWING BUT ARE NOT LIMITED TO:

1. Proof that covid-19 human experimental research injections are 100% safe;
2. Proof that covid-19 human experimental research injections do not have any detrimental health effects;
3. Proof that covid-19 human experimental research injections do not produce neurological, physical impairment, paralysis, long lasting and detrimental side effects and/or death;
4. Proof that covid-19 human experimental research injections have been thoroughly tested according to the full rigours of historic testing procedures (usually lasting years) and do not fall short in any respect, of these essential processes;
5. Proof that covid-19 human experimental research injections are premised upon an attenuated SARS Cov 2 virus;
6. Proof that covid-19 human experimental research injections have been able to halt/prevent the conditions they are allegedly created for;
7. Proof that covid-19 exists as a pathogen and not as a direct result of exposure to EMF radiation or any other condition;
8. Proof that the covid-19 human experimental research injections are effective in preventing the spread of covid-19;
9. Proof that the government has not relied upon inaccurate and/or fraudulent data to frighten the population into fearful compliance with its legally unenforceable dictates;
10. Proof that the results of tests based on the pcr-tests are accurate and should be relied upon to detect SARS Cov 2;
11. Medically and lawfully endorsed explanation as to why the creators of said covid-19 human experimental research injections, are offered 100% immunity against prosecution in the case their covid-19 manufactured "vaccines" are found to be unsafe;
12. Proof that any forced coercion or demand in any form, whatsoever, howsoever, whensoever and wheresoever, by you, in your personal and/or representative capacity, against me, to be subjected to the covid-19 human experimental injection is not directly contrary to any or all of the ten points of the Nuremberg Code of Ethics, which violation is so serious that in some countries, it carries a death penalty; - would leave this out... but its up to you.
13. Proof that by offering me up for this experimental covid-19 human experimental injection, you, in your personal and/or representative capacity, are not acting in contravention of the prohibition under Article 32 of the 1949 Geneva Convention IV stating that "mutilation and medical or scientific experiments not necessitated by the medical treatment of a protected person" are prohibited.



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14. Proof that by offering me up for this covid-19 human experimental injection, you, in your personal and/or representative capacity, are not in breach of Article 147 of the 1949 Geneva Convention IV which states that “conducting biological experiments on protected persons is a grave breach of the Convention.”
15. Proof that autopsies have been conducted to confirm that indeed people said to have succumbed to covid-19 actually died of covid-19 and not any other health condition.

KIND REGARDS



DIRECTOR: T VICTOR AND ASSOCIATES

RECEIVED ON THIS..... DAY OF 2021

SIGNATURE