



Church Square Association of Advocates
Church Square Bar

Kerkplein Vereniging van Advokate
Kerkplein Balie

5 April 2018

NOTICE

PLEASE TAKE NOTE THAT:

GOVERNMENT NOTICE NO. 406, 407 AND 409 PROMULGATED IN GOVERNMENT GAZETTE NO. 41552, DATED 29 MARCH 2018, the Minister of Justice and Correctional Services, in terms of section 2(1)(a), (f), (h), (j), (k) and (l) of the **MAGISTRATE'S COURT ACT, 1944 (ACT NO. 32 of 1944)** read with section 6 of Schedule 6 to the Constitution of the Republic of South Africa 1996 intends to create magisterial districts and establish district courts in the Eastern Cape province, Kwazulu Natal province and in respect of the Northern Cape province as part of the rationalisation of the magisterial districts.

The maps which illustrate the magisterial districts and appointment of places for the holding of a court as reflected in the attached Schedules may be accessed on the website of the Department at the following address: www.justice.gov.za/maps.html

Comments regarding the proposed districts, sub-districts and appointment of courts and places for the holding of a court may be submitted in writing on/or before 15 May 2018 to the following address:

The Director General

Department of Justice and Constitutional Development

Tel (012) 324 2587 | *Fax* (012) 324 2589 | *Fax2E-mail* 0865 815 812 / *E-mail* info@churchsquarebar.co.za

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For the attention of Mr. M Moagi – E-mail: makmoagi@justice.gov.za

Same is available on our website at www.churchsquarebar.co.za under legal amendments.

Should you not have internet access, same is available at our Chambers, Suite 410, Standard Bank Chambers, Pretoria, for your perusal.

MEMBERS ARE URGED to take note thereof and to comply with the said amendments in order to avoid embarrassment.



**ADV. W F PIENAAR SC
CHAIRMAN**

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GOVERNMENT NOTICES • GOEWERMENTSKENNISGEWINGS

DEPARTMENT OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT

NO. 406

29 MARCH 2018

**MAGISTRATES' COURTS ACT, 1944 (ACT NO. 32 OF 1944): INTENTION TO
CREATE MAGISTERIAL DISTRICTS AND ESTABLISH DISTRICT COURTS IN THE
EASTERN CAPE PROVINCE AS PART OF THE RATIONALISATION OF
MAGISTERIAL DISTRICTS**

The Minister of Justice and Correctional Services Adv. Tshililo Michael Masutha, (MP) intends, in terms of section 2(1)(a), (f), (h), (j), (k) and (l) of the Magistrates' Courts Act, 1944 (Act No. 32 of 1944) read with section 6 of Schedule 6 to the Constitution of the Republic of South Africa, 1996 to:

- (a) create, in respect of the areas mentioned in Column "A" of Schedule 1, magisterial districts as reflected under Column "B" of Schedule 1 and declare that those magisterial districts be known by the names referred to in the said Column "B";
- (b) detach portions of the magisterial districts under column "B" of Schedule 1 to form areas of jurisdiction of detached courts for sub-districts as reflected under column "E" of Schedule 1 and declare that those sub-districts be known by the names referred to in the said Column "E";
- (c) establish, for the districts mentioned under Column "B" of Schedule 1 and sub-districts under Column "E" of Schedule 1, courts as reflected under Columns "C" and "F" of Schedule 1 for the purpose of—
 - (i) the trial of persons accused of committing any offences which shall have jurisdiction contemplated in section 89 and 92 of the Magistrates' Courts Act, 1944; and
 - (ii) adjudication of civil disputes contemplated in section 29(1) of the Magistrates' Courts Act, 1944;
- (d) specify, in respect of each district mentioned under Column "C" of Schedule 1, seats of the magistracy as reflected under Column "D" of Schedule 1;

- (e) appoint, in respect of the sub-districts mentioned under Column "E" of Schedule 1, places for holding of the Detached Courts as reflected under Column "F" of Schedule 1;
- (f) define, in respect of each district mentioned under Column "B" of Schedule 1, local limits as reflected in the published maps ;
- (g) define, in respect of each detached court mentioned under Column "E" of Schedule 1, the area of jurisdiction of the sub-districts concerned as reflected under the published maps;
- (h) appoint, within the districts mentioned under Column "B" of Schedule 1 and sub-districts mentioned under Column "E" of Schedule 1, places for the holding of a court and periodical courts as reflected under Column "G" of Schedule 1;
- (i) declare that the periodical courts mentioned under Column "F" of Schedule 1, shall exercise jurisdiction over the same area of jurisdiction of the districts or sub-districts; and

The maps which illustrate the magisterial districts and appointment of places for the holding of a court as reflected in the attached Schedules may be accessed on the website of the Department at the following address:

<http://www.justice.gov.za/maps/maps.html>

Comments regarding the proposed districts, sub-districts and appointment of courts and places for the holding of a court may be submitted in writing on or before 15 May 2018 to the following address: The Director General, Department of Justice and Constitutional Development. Private Bag X81, Pretoria. 0001 for the attention of Mr. M Moagi; email. makmoagi@justice.gov.za.

SCHEDULE 1: (EASTERN CAPE PROVINCE)

COLUMN A	COLUMN B	COLUMN C	COLUMN D	COLUMN E	COLUMN F	COLUMN G
AREA	PROPOSED MAGISTERIAL DISTRICTS CREATED	PROPOSED COURTS TO BE ESTABLISHED	PROPOSED SEAT OF THE MAGISTRACY	PROPOSED SUB- DISTRICTS/ DETACHED COURTS	PROPOSED PLACES FOR THE HOLDING OF THE SUB-DISTRICTS/ DETACHED COURTS	PROPOSED PLACES FOR THE HOLDING OF A COURT AND PERIODICAL COURTS
Alfred Nzo	Alfred Nzo	KwaBhaca (Mount Frere)	KwaBhaca (Mount Frere)	Matatiele Mbizana Ntabankulu	Matatiele Mbizana Ntabankulu	Maluti (Place for the holding of a court (Matatiele) eMaXesibeni/ Mount Ayliff (Place for the holding of a court (Mbizana) Mzamba (Place for the holding of a periodical court (Mbizana) Cweraland (Place for the holding of a periodical court (Ntabankulu)
Amathole	Amathole	Butterworth	Butterworth	Amahlahi Mbashe Ngqushwa Raymond Mhlaba	Stutterheim Dutlwa Peddle Alice	Centane (Place for the holding of a court (Butterworth) Komga (Place for the holding of a court (Butterworth) Ngamakwe (Place for the holding of a court (Butterworth) Kei Mouth (Place for the holding of a periodical court (Komga) Cathcart (Place for the holding of a court (Amahlahi) Keiskammahoek (Place for the holding of a court (Amahlahi) Willowvale (Place for the holding of

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COLUMN A	COLUMN B	COLUMN C	COLUMN D	COLUMN E	COLUMN F	COLUMN G
AREA	PROPOSED MAGISTERIAL DISTRICTS CREATED	PROPOSED COURTS TO BE ESTABLISHED	PROPOSED SEAT OF THE MAGISTRACY	PROPOSED SUB- DISTRICTS/ DETACHED COURTS	PROPOSED PLACES FOR THE HOLDING OF THE SUB-DISTRICTS/ DETACHED COURTS	PROPOSED PLACES FOR THE HOLDING OF A COURT AND PERIODICAL COURTS
Buffalo City	Buffalo City	East London	East London	Buffalo City East Buffalo City West	Mdantsane King Williams Town	a court (Mbashe) Elliotdale (Place for the holding of a court (Mbashe) Adelaide (Place for the holding of a court (Raymond Mhlaba) Bedford (Place for the holding of a court (Raymond Mhlaba) Fort Beaufort (Place for the holding of a court (Raymond Mhlaba) Middeldrift (Place for the holding of a court (Raymond Mhlaba) Seymour (Place for the holding of a court (Raymond Mhlaba)
Chris Hani	Chris Hani	Komani	Komani	Emalaheni Engcobo Inxuba Yethemba	Cacadu (Lady Frere) Ngcobo Craddock	Dimbaza (Place for the holding of a court (Buffalo City West) Ezibeleni (Place for the holding of a court (Komani) Moltero (Place for the holding of a court (Komani) Ntabethemba (Place for the holding of a court (Komani) Slerkstroom (Place for the holding of a court (Komani) Tarkastad (Place for the holding of a court (Komani) Whittlesea (Place for the holding of

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COLUMN A	COLUMN B	COLUMN C	COLUMN D	COLUMN E	COLUMN F	COLUMN G
AREA	PROPOSED MAGISTERIAL DISTRICTS CREATED	PROPOSED COURTS TO BE ESTABLISHED	PROPOSED SEAT OF THE MAGISTRACY	PROPOSED SUB- DISTRICTS/ DETACHED COURTS	PROPOSED PLACES FOR THE HOLDING OF THE SUB-DISTRICTS/ DETACHED COURTS	PROPOSED PLACES FOR THE HOLDING OF A COURT AND PERIODICAL COURTS
Joe Gqabi	Joe Gqabi	Barkley East	Barkley East	Elundini Sterkspruit Walter Sisulu	Maclear Sterkspruit Aliwal North	a court (Komani) Bolothwa (Place for the holding of a periodical court (Komani)) Cala (Place for the holding of a court (Emalahleni)) Dordrecht (Place for the holding of a court (Emalahleni)) Elliot (Place for the holding of a court (Emalahleni)) Indwe (Place for the holding of a court (Emalahleni)) Tsono (Place for the holding of a court (Engcobo)) Cofimvaba (Place for the holding of a court (Engcobo)) Middelburg (Place for the holding of a court (Inxuba Yethemba)) Hofmeyr (Place for the holding of a court (Inxuba Yethemba)) Dalasile (Place for the holding of a periodical court (Engcobo)) Mt Fletcher (Place for the holding of a court (Elundini)) Ugie (Place for the holding of a periodical court (Elundini)) Herschel (Place for the holding of a periodical court (Sterkspruit)) Jamestown (Place for the holding of a periodical court (Sterkspruit))

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COLUMN A	COLUMN B	COLUMN C	COLUMN D	COLUMN E	COLUMN F	COLUMN G
AREA	PROPOSED MAGISTERIAL DISTRICTS CREATED	PROPOSED COURTS TO BE ESTABLISHED	PROPOSED SEAT OF THE MAGISTRACY	PROPOSED SUB- DISTRICTS/ DETACHED COURTS	PROPOSED PLACES FOR THE HOLDING OF THE SUB-DISTRICTS/ DETACHED COURTS	PROPOSED PLACES FOR THE HOLDING OF A COURT AND PERIODICAL COURTS
						Burgersdorp (Place for the holding of a court (Walter Sisulu) Steynsburg (Place for the holding of a court (Walter Sisulu) Venterstad (Place for the holding of a court (Walter Sisulu)
Nelson Mandela	Nelson Mandela	Port Elizabeth	Port Elizabeth	Uitenhage Motherwell New Brighton	Uitenhage Motherwell New Brighton	Gelvandale (Place for the holding of a periodical court: Port Elizabeth) Nerina One Stop Child Justice Centre (Place for the holding of a periodical court: Port Elizabeth) St Albans (Place for the holding of a periodical court: Port Elizabeth) KwaNobuhle (Place for the holding of a periodical court: Uitenhage)
OR Tambo	OR Tambo	Mthatha	Mthatha	Inquza Hill Mhlonlo	Lusikisiki Tsolo	Mqanduli (Place for the holding of a court (Mthata) Ngqeleni (Place for the holding of a court (Mthata) Bityi (Place for the holding of a periodical court (Mthata) Kwaaiman (Place for the holding of a periodical court (Mqanduli) Flagstaff (Place for the holding of a court (Inquza Hill) Port St Johns (Place for the holding of a court (Inquza Hill) Mtonsasa (Place for the holding of

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