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## GOVERNMENT NOTICE

### DEPARTMENT OF JUSTICE

No. R. 675

5 May 1995

ATTORNEYS ACT, 1979

AMENDMENT OF REGULATIONS

The Minister of Justice has under section 81 of the Attorneys Act, 1979 (Act No. 53 of 1979), after consultation with the Chief Justice of South Africa and after consultation with the presidents of the various societies, made the regulations in the Schedule.

### SCHEDULE

#### Definitions

1. In these regulations "the Regulations" means the regulations published under Government Notice No. 638 of 23 April 1937, as amended by Government Notices Nos. 830 of 23 May 1940, 1206 of 21 July 1944, 1613 of 30 July 1948, 1048 of 10 July 1959, 833 of 13 October 1961, 2113 of 28 December 1962, 2022 of 11 December 1964, 1726 of 5 November 1965, R. 1065 of 4 June 1982, R. 872 of 24 April 1987, R. 1708 of 7 August 1987, R. 1936 of 23 September 1988, R. 1350 of 30 June 1989, R. 346 of 22 February 1991, R. 588 of 2 April 1993, R. 1813 of 1 October 1993 and R. 2273 of 30 December 1994.

#### Insertion of Regulation 8A in the Regulations

2. The following regulation is hereby inserted after regulation 8 of the Regulations:

#### "APPROPRIATE LEGAL EXPERIENCE

8A. (1) The following service, separately or jointly, shall be recognised as appropriate legal experience for the purpose of section 2A (c) of the Attorneys Act, 1979 (Act No. 53 of 1979):

(a) Service as a practising advocate or advocate contemplated in section 6 of the Attorney-General Act, 1992 (Act No. 92 of 1992), by any person who

## GOEWERMENSKENNISGEWING

### DEPARTEMENT VAN JUSTISIE

No. R. 675

5 Mei 1995

WET OP PROKUREURS, 1979

WYSIGING VAN REGULASIES

Die Minister van Justisie het kragtens artikel 81 van die Wet op Prokureurs, 1979 (Wet No. 53 van 1979), na raadpleging met die Hoofregter van Suid-Afrika en na oorlegpleging met die presidente van die verskillende ordes, die regulasies in die Bylae uitgevaardig.

### BYLAE

#### Woordomskrywing

1. In hierdie regulasies beteken "die Regulasies" die regulasies afgekondig by Goewermenskennisgewing No. 638 van 23 April 1937, soos gewysig by Goewermenskennisgewings Nos. 830 van 23 Mei 1940, 1206 van 21 Julie 1944, 1613 van 30 Julie 1948, 1048 van 10 Julie 1959, 833 van 13 Oktober 1961, 2113 van 28 Desember 1962, 2022 van 11 Desember 1964, 1726 van 5 November 1965, R. 1065 van 4 Junie 1982, R. 872 van 24 April 1987, R. 1708 van 7 Augustus 1987, R. 1936 van 23 September 1988, R. 1350 van 30 Junie 1989, R. 346 van 22 Februarie 1991, R. 588 van 2 April 1993, R. 1813 van 1 Oktober 1993 en R. 2273 van 30 Desember 1994.

#### Invoeging van regulasie 8A in die Regulasies

2. Die volgende regulasie word hierby na regulasie 8 van die Regulasies ingevoeg:

#### "TOEPASLIKE REGSONDERVINDING

8A. (1) Die volgende diens, afsonderlik of gesamentlik, word vir doeleindes van artikel 2A (c) van die Wet op Prokureurs, 1979 (Wet No. 53 van 1979), as toepaslike regsondervinding erken:

(a) Diens as praktiserende advokaat of advokaat bedoel in artikel 6 van die Wet op die Prokureur-generaal, 1992 (Wet No. 92 van 1992), deur

has been admitted to practise as an advocate of the Supreme Court of South Africa under section 3 of the Admission of Advocates Act, 1964 (Act No. 74 of 1964).

(b) Service as a magistrate by any person who has been appointed as a magistrate under section 9 of the Magistrates' Courts Act, 1944 (Act No. 32 of 1944), read with section 10 of the Magistrates Act, 1993 (Act No. 90 of 1993).

(c) Service as a public prosecutor by any person who has been appointed as a public prosecutor under section 6 of the Attorney-General Act, 1992 (Act No. 92 of 1992), in a court of a regional division established under section 2 (1) (b) of the Magistrates' Courts Act, 1944 (Act No. 32 of 1944).

(d) Service as a Director-General or Deputy Director-General in the Department of Justice.

(2) A period of not more than ten years may elapse between the date on which such service has been completed and the date on which exemption from articles of clerkship may be granted."

iemand wat kragtens artikel 3 van die Wet op die Toelating van Advokate, 1964 (Wet No. 74 van 1964), toegelaat is om as advokaat van die Hooggeregshof van Suid-Afrika te praktiseer.

(b) Diens as landdroos deur iemand wat kragtens artikel 9 van die Wet op Landdroshowe, 1944 (Wet No. 32 van 1944), gelees met artikel 10 van die Wet op Landdroste, 1993 (Wet No. 90 van 1993), as landdroos aangestel is.

(c) Diens as staatsaanklaer deur iemand wat kragtens artikel 6 van die Wet op die Prokureur-generaal, 1992 (Wet No. 92 van 1992), as staatsaanklaer in 'n hof vir 'n streekafdeling, ingestel kragtens artikel 2 (1) (b) van die Wet op Landdroshowe, 1944 (Wet No. 32 van 1944), aangestel is.

(d) Diens as 'n Direkteur-generaal of Adjunk-direkteur-generaal in die Departement van Justisie.

(2) 'n Tydperk van hoogstens tien jaar kan verloop tussen die datum waarop sodanige diens voltooi is en die datum waarop vrystelling van leerkontrak verleen word."

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