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OF
SOUTH AFRICA



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DESEMBER

No. 18583

GOVERNMENT NOTICE GOEWERMENTSKENNISGEWING

DEPARTMENT OF JUSTICE DEPARTEMENT VAN JUSTISIE

No. R. 1746

31 December 1997

ATTORNEYS ACT, 1979 (ACT No. 53 OF 1979)

AMENDMENT OF REGULATIONS

The Minister of Justice has, under section 81 (2) of the Attorneys Act, 1979 (Act No. 53 of 1979), with the concurrence of the Chief Justice of South Africa and after consultation with the presidents of the various law societies, made the regulations in the Schedule.

SCHEDULE

Definition

1. In this Schedule "the Regulations" means the regulations published under Government Notice No. 1581 of 7 November 1941, as amended by Government Notices Nos. 2691 of 31 December 1942, 2144 of 26 November 1943, 1476 of 16 July 1948, 1264 of 25 May 1951, 354 of 25 February 1955, 1785 of 9 September 1955, 731 of 24 May 1957, R. 508 of 30 March 1972, R. 1458 of 13 July 1984, R. 47 of 2 January 1987, R. 347 of 22 February 1991 and R. 1708 of 18 November 1994.

Substitution of Annexure A to the Regulations

2. The following Annexure is hereby substituted for Annexure A to the Regulations:

"ANNEXURE A

APPLICATION FOR A FIDELITY FUND CERTIFICATE IN TERMS OF THE ATTORNEYS ACT, 1979 (ACT No. 53 OF 1979), FOR THE YEAR ENDING 31 DECEMBER

1. Full name of applicant-----

2. Name under which practice will be carried on-----

3. Address at which practice will be carried on-----

4. (a) Any other address at which practice will be carried on-----

(b) Name of person in control at such place-----

5. Full names of partners, if any-----

6. Provincial Division in which applicant was admitted-----

7. (a) State whether fidelity fund certificate was obtained for current year-----

(b) If no fidelity fund certificate was obtained for current year, state date on which applicant began to practise on his own account or in partnership-----

8. If admitted or enrolled in more than one province, state provinces in which—
(a) admitted-----

- (b) enrolled in terms of section 20 of Act No. 53 of 1979-----
9. (a) Name of law society of which applicant is a member (section 57 of Act No. 53 of 1979)-----
- (b) Name of any other law society of which applicant is a member-----
10. If applicant ceased to practise and intends to resume practise, state—
- (a) address of former practice-----
- (b) when he ceased to practise-----
11. State—
- (a) whether applicant strictly complies with the provisions of section 78 of Act No. 53 of 1979-----
- (b) the amount (as per bank statement) standing to the credit of the firm's trust banking account and the amount of trust moneys invested by the applicant's firm in terms of section 78 (2)(a) and section 78(2A) of the said Act at the end of each of the twelve months prior to 30 September of this year:

	A	B	C
	<i>Balance on trust banking account</i>	<i>Trust moneys invested in terms of section 78(2)(a)</i>	<i>Trust moneys invested in terms of section 78(2A)</i>
31 October	R-----	R-----	R-----
30 November	R-----	R-----	R-----
31 December	R-----	R-----	R-----
31 January	R-----	R-----	R-----
28 February	R-----	R-----	R-----
31 March	R-----	R-----	R-----

30 April	R-----	R-----	R-----
31 May	R-----	R-----	R-----
30 June	R-----	R-----	R-----
31 July	R-----	R-----	R-----
31 August	R-----	R-----	R-----
30 September	R-----	R-----	R-----

NB: The interest earned up to the last day of February in each year on amounts invested mentioned in columns A & B in 11(b) above should be paid to the Law Society on or before 31 May of that year.

(c) trust banking account details (use annexures if there is more than one account):

(i) Bank:-----

(ii) Branch:-----

(iii) Branch code:-----

(iv) Account No:-----

(v) Credit interest rate on trust banking account as at:

(a) 31 March:-----

(b) 30 September:-----

(vi) Bank service fee rate:-----

I hereby give authority to the above bank to update the Fidelity Fund concerning changes in the above information, from time to time as requested by the Fund.

Signed on this ----- day of ----- at ----- in the presence of the undersigned witnesses.

AS WITNESSES:

1. -----

SIGNATURE OF APPLICANT

2. -----"

No. R. 1746

31 Desember 1997

WET OP PROKUREURS, 1979 (WET No. 53 VAN 1979)

WYSIGING VAN REGULASIES

Die Minister van Justisie het kragtens artikel 81 (2) van die Wet op Prokureurs, 1979 (Wet No. 53 van 1979), met die instemming van die Hoofregter van Suid-Afrika en na oorlegpleging met die presidente van die onderskeie prokureursordes, die regulasies in die Bylae uitgevaardig.

BYLAE

Woordomskrywing

1. In hierdie Bylae beteken "die Regulasies" die regulasies afgekondig by Goewermentskennisgewing No. 1581 van 7 November 1941, soos gewysig by Goewermentskennisgewings Nos. 2691 van 31 Desember 1942, 2144 van 26 November 1943, 1476 van 16 Julie 1948, 1264 van 25 Mei 1951, 354 van 25 Februarie 1955, 1785 van 9 September 1955, 731 van 24 Mei 1957, R. 508 van 30 Maart 1972, R. 1458 van 13 Julie 1984, R. 47 van 2 Januarie 1987, R. 347 van 22 Februarie 1991 en R. 1708 van 18 November 1994.

Vervanging van Bylae A by die Regulasies

2. Bylae A by die Regulasies word hierby deur die volgende Bylae vervang:

"BYLAE A**AANSOEK OM 'N GETROUHEIDSFONDSSERTIFIKAAT INGEVOLGE DIE
WET OP PROKUREURS, 1979 (WET No. 53 VAN 1979), VIR DIE JAAR****EINDIGENDE 31 DESEMBER**

1. Volle naam van applikant -----

2. Naam waaronder praktyk uitgeoefen sal word -----

3. Adres waar praktyk uitgeoefen sal word -----

4. (a) Enige ander adres waar praktyk uitgeoefen sal word -----

(b) Naam van persoon in beheer op sodanige plek -----

5. Volle name van vennote, as daar is -----

6. Provinsiale Afdeling waarin applikant toegelaat is -----

7. (a) Meld of getrouheidsfondssertifikaat vir huidige jaar verkry is -----
(b) Indien geen getrouheidsfondssertifikaat vir huidige jaar verkry is nie, meld
datum waarop applikant vir eie rekening of in vennootskap begin praktiseer
het -----

8. Indien in meer as een provinsie toegelaat of ingeskryf, meld provinsies waarin—
- (a) toegelaat-----
- (b) ingeskryf ingevolge artikel 20 van Wet No. 53 van 1979 -----
9. (a) Naam van prokureursorde waarvan applikant 'n lid is (artikel 57 van Wet No. 53 van 1979) -----
- (b) Naam van enige ander prokureursorde waarvan applikant 'n lid is-----
10. Indien applikant opgehou het om te praktiseer en van voorneme is om sy praktyk te hervat, meld—
- (a) adres van vorige praktyk -----
- (b) wanneer hy opgehou het om te praktiseer -----
11. Vermeld—
- (a) of applikant die bepalings van artikel 78 van Wet No. 53 van 1979 streng nakom-----
- (b) die bedrag (soos per bankstaat) wat in die krediet staan van die firma se trustbankrekening en die bedrag van trustgelde deur die applikant se firma ingevolge artikel 78(2)(a) en artikel 78(2A) van vermelde Wet belê aan die einde van elk van die twaalf maande wat 30 September van hierdie jaar voorafgaan:

A

B

C

*Saldo per trust-
bankrekening*

*Trustgelde
belê ingevolge
artikel 78(2)(a)*

*Trustgelde belê
ingevolge artikel
78(2A)*

31 Oktober R -----

R -----

R -----

30 November	R-----	R-----	R-----
31 Desember	R-----	R-----	R-----
31 Januarie	R-----	R-----	R-----
28 Februarie	R-----	R-----	R-----
31 Maart	R-----	R-----	R-----
30 April	R-----	R-----	R-----
31 Mei	R-----	R-----	R-----
30 Junie	R-----	R-----	R-----
31 Julie	R-----	R-----	R-----
31 Augustus	R-----	R-----	R-----
30 September	R-----	R-----	R-----

NB: Die rente verdien tot en met die laaste dag van Februarie van elke jaar op bedrae belê vermeld in kolomme A & B in 11 (b) hierbo moet aan die Prokureursorde oorbetaal word voor of op 31 Mei van daardie jaar.

(c) trustbankrekening besonderhede (gebruik aanhangsels indien daar meer as een rekening is):

(i) Bank: -----

(ii) Tak: -----

(iii) Bankkode:-----

(iv) Rekeningno: -----

(v) Krediet rentekoers op trustbankrekening soos op:

(a) 31 Maart: -----

(b) 30 September: -----

(vi) Bankkoste koers: -----

Ek gee hiermee toestemming aan bogemelde bank om die Getrouheidsfonds op hoogte te hou van veranderings van bogemelde inligting, van tyd tot tyd, soos deur die Fonds versoek.

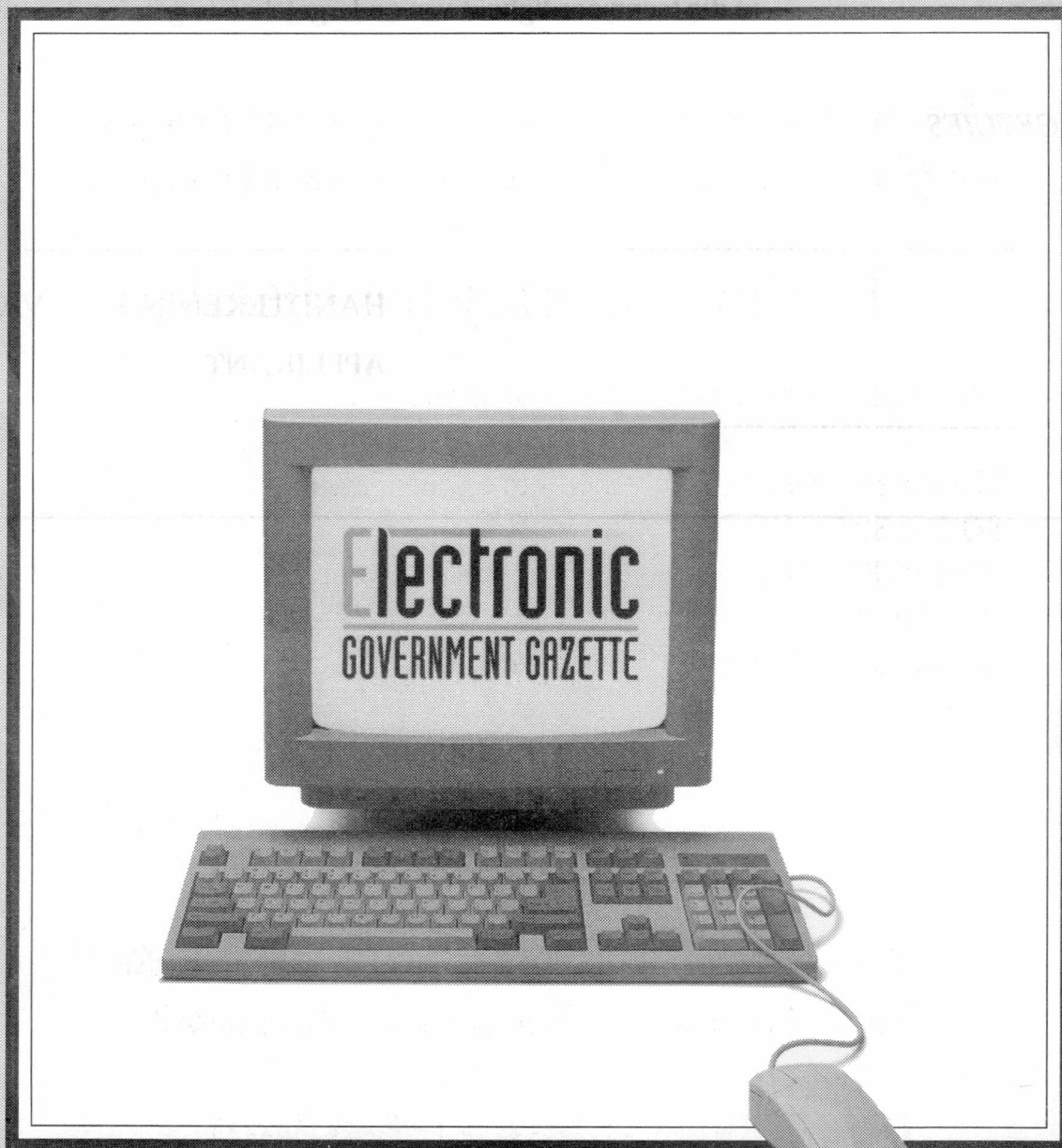
Onderteken op hede die ----- dag van -----
te ----- in die teenwoordigheid van ondergetekende getuies.

AS GETUIES:

1. -----

HANDTEKENING VAN
APPLIKANT

2. -----"



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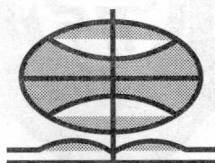
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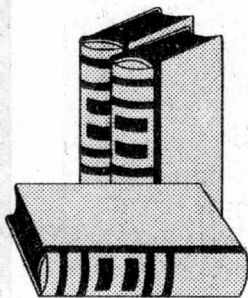
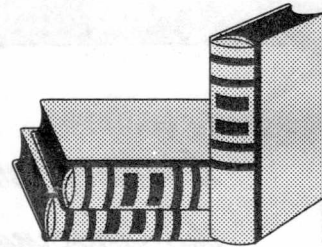
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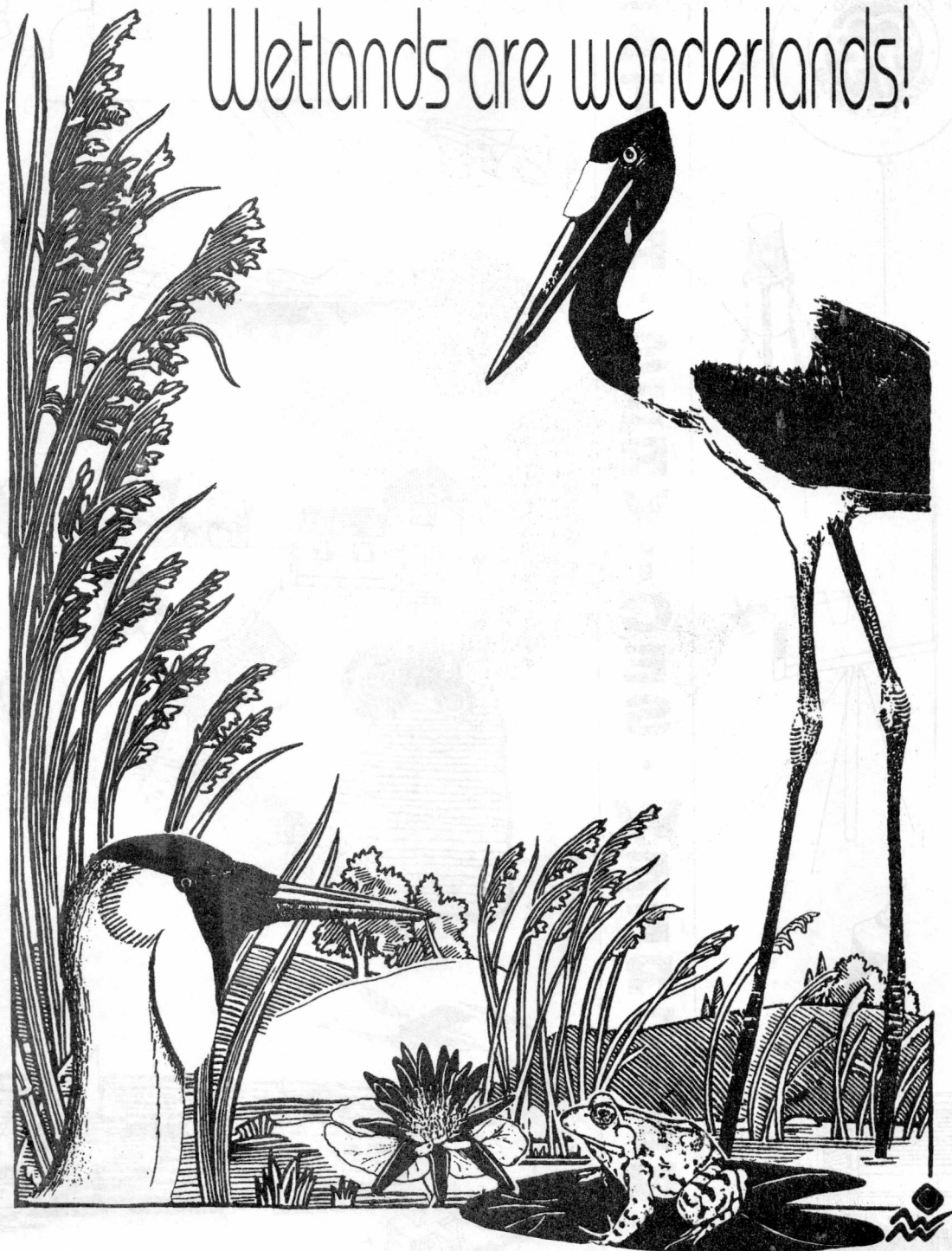
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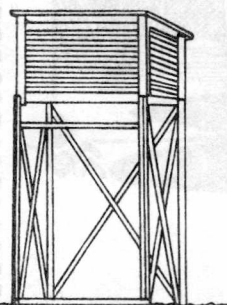
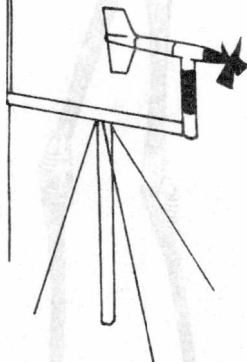
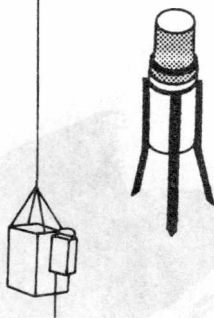
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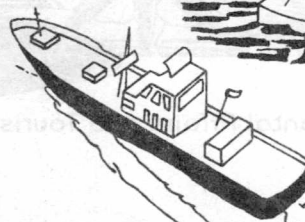
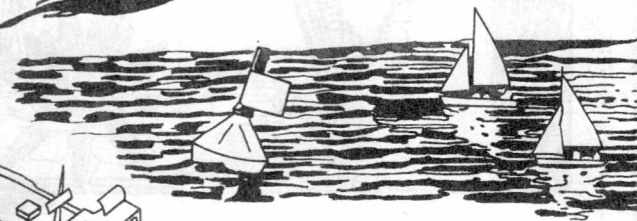


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