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THE LAW SOCIETY OF THE ORANGE FREE STATE DIE PROKUREURSORDE VAN DIE ORANJE-VRYSTAAT

NEW RULES AND AMENDMENTS TO EXISTING RULES

The undermentioned new rules and amendments to the existing rules of the Law Society of the Orange Free State have been made by the Society after consultation of the Council with the Judge-president of the Orange Free State Provincial Division of the Supreme Court of South Africa, and have been approved by the Chief Justice of South Africa in terms of section 74 of the Attorneys Act, 1979 (Act No. 53 of 1979), as amended:

1.

The amendment of the existing rule 1 by—

- 1.1 Inserting the following new rule 1.5A immediately after the existing rule 1.5:
"BLA", the attorney members of the Society who are members of the Black Lawyers Association.
- 1.2 Inserting the following new rule 1.20A immediately after the existing rule 1.20:
"NADEL" the attorney members of the Society who are members of the National Association of Democratic Lawyers.

2.

2.1 The amendment of the existing rule 6 by—

2.1.1 Substituting the word "eight" in rule 6 (a) (i) with the word "twelve".

2.1.2 Renumbering rule 6 (a) (ii), (iii) and (iv) to 6 (a) (iii), (iv) and (v).

2.1.3 Inserting the following new rule 6 (a) (ii):

"6 (a) (ii) The composition of the Council shall be—

25 per cent representing BLA

25 per cent representing NADEL

50 per cent representing the non-BLA and non-NADEL members of the Society.

The above composition of the Council will remain in force for a period as short as possible after the promulgation of a new Attorneys Act or any act which will regulate the attorneys' profession".

2.1.4 Inserting the words "non-BLA and non-NADEL" after the words "One quarter of the". In rule 6 (b) (i).

2.1.5 Renumbering rule 6 (c), (d), (e) and (f) to rule 6 (d), (e), (f) and (g).

2.1.6 Inserting the following new rule 6 (c) after rule 6 (b):

"6 (c) (i) One-third of the BLA and NADEL members of the Council respectively shall retire annually at the conclusion of the proceedings of the annual general meeting. The retiring members shall be eligible for re-election;

(ii) The longest serving BLA and NADEL members of the Council shall retire first."

3.

3.1 The amendment of the existing rule 18.6.8 by:

3.2 Re-numbering rule 18.6.8 to 18.6.8.1

3.3 Inserting the following new rule 18.6.8.2:

"18.6.8.2 A firm may state on its letterheads and its other publications in which branch of the law it specialises."

NUWE REËLS EN WYSIGINGS VAN BESTAANDE REËLS

Onderstaande nuwe reëls en wysigings tot die bestaande reëls van die Prokureursorde van die Oranje-Vrystaat, is deur die Prokureursorde aangeneem en na oorlegpleging van die Raad met die Regter-president van die Oranje-Vrystaatse Provinsiale Afdeling van die Hooggeregshof van Suid-Afrika, deur die Hoofregter van Suid-Afrika kragtens die bepalings van artikel 74 van die Wet op Prokureurs, 1979, (Wet 53 van 1979) soos gewysig, goedgekeur.

1.

Die wysiging van die bestaande reël 1 deur:

1.1 Die volgende nuwe reël 1.1A in te voeg na die bestaande reël 1.1:

"BLA", die prokureurslede van die Orde wat lede is van die Black Lawyers Association.

1.2 Die volgende nuwe reël 1.9A in te voeg na die bestaande reël 1.9:

"NADEL" die prokureurslede van die Orde wat lede is van die National Association of Democratic Lawyers.

2.

2.1 Die wysiging van die bestaande reël 6 deur:

2.1.1 Die woord "agt" in reël 6 (a) (i) te vervang met die woord "twaalf".

2.1.2 Reël 6 (a) (ii), (iii) en (iv) te hernoem na 6 (a) (iii), (iv) en (v).

2.1.3 Die volgende nuwe reël 6 (a) (ii) in te voeg:

"6 (a) (ii) Die samestelling van die Raad is:

25 persent wat BLA sal verteenwoordig

25 persent wat NADEL sal verteenwoordig

50 persent wat die nie-BLA en nie-NADEL lede sal verteenwoordig.

Bogemelde samestelling van die Raad sal van krag bly vir 'n tydperk so kort as moontlik na die promulgering van 'n nuwe Wet op Prokureurs of enige wet wat die prokureursprofessie sal reguleer".

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- 2.1.4 In reël 6 (b) (i) die woorde "nie-BLA en nie-NADEL" in te voeg na die woorde: "Een kwart van die"
- 2.1.5 Reël 6 (c), (d), (e) en (f) onderskeidelik te hernoem na 6 (d), (e), (f) en (g).
- 2.1.6 Deur die volgende nuwe reël 6 (c) na reël 6 (b) in te voeg:
- "6 (c) (i) Een derde van die BLA en NADEL lede van die Raad tree onderskeidelik jaarliks af vanaf die sluiting van die vergadering van die algemene jaarvergadering van lede. Aftredende lede is herkiesbaar;
- (ii) Die BLA en NADEL lede van die Raad met die langste diens, sal eerste aftree.
- 3.
- 3.1 Die wysiging van reël 18.6.8 deur:
- 3.2 Reël 18.6.8 te hernoem na 18.6.8.1
- 3.3 Die volgende nuwe reël 18.6.8.2 in te voeg:
- "18.6.8.2 'n Firma mag op sy briefhoofde en in sy ander publikasies, aantoon in welke vertakking van die reg hy spesialiseer.
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