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GOVERNMENT NOTICES • GOEWERMENTSKENNISGEWINGS

DEPARTMENT OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT

NO. 507

28 MARCH 2019

MAGISTRATES' COURTS ACT, 1944 (ACT NO. 32 OF 1944): VARIATION OF A NOTICE IN RESPECT OF THE NORTHERN CAPE REGIONAL DIVISION

I, Tshililo Michael Masutha, Minister of Justice and Correctional Services, acting under section 2(1)(l) of the Magistrates' Courts Act, 1944 (Act No. 32 of 1944), hereby vary Government Notice No. 219 published in *Government Gazette* No. 26091 of 27 February 2004, by the substitution of item 7 (Northern Cape) of the Schedule to the said Notice for item 7 in the accompanying Schedule.

This Notice shall be deemed to have come into effect on 1 May 2018.

Given under my hand at Pretoria on this the 27th day of March Two Thousand and Nineteen.

**TM MASUTHA (ADV)****MINISTER OF JUSTICE AND CORRECTIONAL SERVICES**

SCHEDULE

| Item | Regional Division | Consisting of the following districts |
|------|-------------------|---|
| 7 | Northern Cape | <p data-bbox="496 367 1310 443">Frances Baard (1) John Taolo Gaetsewe (2) Namaqualand (3) Pixley Ka Seme (4) ZF Mgcawu (5)</p> <p data-bbox="496 499 1437 656">(1) Consisting of Kimberley main seat with Modderivier as a place for the holding of court. Barkly West, Galeshewe, Hartswater, Jan Kempdorp and Warrenton as sub-districts. Delporthoop and Windsorton as places for the holding of courts under Barkly West. Pampierstad as a place for the holding of court under Hartswater</p> <p data-bbox="496 674 1437 831">(2). Consisting of Kuruman main seat with Tsineng as a place for the holding of court. Kathu, Kudumane and Olifantshoek as sub-districts. Deben as a place for the holding of court under Kathu. Bothitong, Heuningvlei and Van Zylsrus as places for the holding of court under Kudumane.</p> <p data-bbox="496 848 1437 1005">(3). Consisting of Springbok main seat with Vioolsdrift as a place for the holding of court. Calvinia, Faserburg, Garies, Pofadder, Surtherland, Port Nolloth and Williston as sub-districts. Brandvlei, Loeriesfontein and Niewoudtville as places for the holding of court under Calvinia.</p> <p data-bbox="496 1023 1437 1305">(4). Consisting of De Aar main seat. Britstown, Carnarvon, Colesburg, Douglas, Griekwastad, Hanover, Hopetown, Noupoort, Philipstown, Prieska, Richmond and Victoria West as sub-districts. Van Wyksvlei and Vosburg as places for the holding of court under Carnarvon. Strydenburg as a place for the holding of court under Hopetown. Petrusville as a place for the holding of court under Philipstown. Marydale and Niekerkshoop as places for the holding of court under Prieska. Loxton as a place for the holding of court under Victoria West.</p> <p data-bbox="496 1323 1437 1480">(5). Consisting of Upington main seat with Rietfontein and Witdraai as places for the holding of court. Groblershoop, Kakamas, Keimoes, Kenhardt and Postmasburg as sub-districts. Augrabies as a place for the holding of court under Kakamas. Danielskuil and Lime Acres as places for the holding of court under Postmasburg.</p> |

GENERAL NOTICES • ALGEMENE KENNISGEWINGS

DEPARTMENT OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT**NOTICE 185 OF 2019****MAGISTRATES' COURTS ACT 1944 (ACT NO. 32 OF 1944): INTENTION TO CREATE MAGISTERIAL DISTRICTS, SUB-DISTRICTS AND ESTABLISH DISTRICT COURTS IN THE WESTERN CAPE PROVINCE AS PART OF THE RATIONALISATION OF COURTS PROCESS**

The Minister of Justice and Correctional Services Adv. Tshililo Michael Masutha, (MP) intends, in terms of sections 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 of the Constitution of the Republic of South Africa, 1996, to:

- (a) create, in respect of the areas mentioned in Column "A" of the attached Schedule, magisterial districts as reflected under Column "B" of the attached Schedule and declare that those magisterial districts be known by the names referred to in the said Column "B";
- (b) Specify, in respect of each magisterial district mentioned under Column "B" seats of the magistracy as reflected under Column "D"
- (c) detach portions of the magisterial districts under column "B" of the said Schedule to form areas of jurisdiction of detached courts for sub-districts as reflected under column "F" and declare that those sub-districts be known by the names referred to in the said column "F";
- (d) appoint, in respect of the sub-districts mentioned under Column "F" of the Schedule to the notice, places for holding of the detached courts as reflected under Column "G" to this notice;
- (e) establish, for the districts mentioned under Column "B" and sub-districts under Column "F", courts as reflected under Columns "C" and "G" of the Schedule 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' Court Act, 1944; and

- (ii) adjudication of civil disputes contemplated in section 29(1) of the Magistrates' Court Act, 1944.
- (f) appoint, within the districts mentioned under Column "B" and sub-districts mentioned under Column "F", places for the holding of a court as reflected under Columns "E" and "H" of the Schedule; and
- (g) that the places for the holding of court mentioned under Columns "E" and "H" of the Schedule; shall exercise jurisdiction over the same area of jurisdiction of the proposed seats of the districts and sub-districts as correspondingly reflected under Columns "D" and "G" of the accompanying Schedule;
- (h) define, in respect of each magisterial district mentioned under Column "B" of the Schedule to the notice, local limits as reflected on the maps accessible via the Department of Justice and Constitutional Development website;
- (i) define in respect of each sub-district mentioned under Column "F" of the Schedule to this notice, local limits as reflected on the maps accessible via the Department of Justice and Constitutional Development website.

The maps which illustrate the proposed magisterial districts and sub-districts as reflected in Schedule 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 places for the holding of a court may be submitted in writing on or before 15 April 2019 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 or Mr Knoop Victor; email: Vknoop@justice.gov.za.

SCHEDULE

| AREAS | MAGISTERIAL DISTRICT | | | | | SUB-DISTRICT | | |
|-------------------|---|---|---|---|--|--|---|------------|
| | COLUMN B PROPOSED MAGISTERIAL DISTRICTS CREATED | COLUMN C PROPOSED COURTS TO BE ESTABLISHED | COLUMN D PROPOSED SEAT OF THE MAGISTRACY | COLUMN E PROPOSED PLACES FOR HOLDING OF COURTS | COLUMN F PROPOSED SUB- DISTRICTS/ DETACHED COURTS | COLUMN G PROPOSED SEAT OF THE SUB- DISTRICT (DETACHED COURT) | COLUMN H PROPOSED PLACES/ FOR HOLDING OF COURT | |
| Cape Winelands | Cape Winelands | Worcester | Worcester | De Doorns | Drakenstein | Paarl | Groot Drakenstein | |
| | | | | Rawsonville | | | Franschoek | |
| | | | | Touws River | | | Wellington | |
| | | | | | Langeberg | Robertson | Ashton | Bonnievale |
| | | | | | | | McGregor | |
| | | | | | | | Montagu | |
| | | | | Stellenbosch | Stellenbosch | | | |
| | | | | Witzenberg | Ceres | Tulbagh | | |
| | | | | | | Wolseley | | |
| Central Karoo | Central Karoo | Beaufort West Laingsburg Prince Albert | Beaufort West | Merweville | Laingsburg | Laingsburg | -- | |
| | | | | Murraysburg | | | Prince Albert | Leeu-Gamka |

| AREAS | MAGISTERIAL DISTRICT | | | | | SUB-DISTRICTS | | |
|----------------------|---|--|---|---|--|--|---|--|
| | COLUMN B PROPOSED MAGISTERIAL DISTRICTS CREATED | COLUMN C PROPOSED COURTS TO BE ESTABLISHED | COLUMN D PROPOSED SEAT OF THE MAGISTRACY | COLUMN E PROPOSED PLACES FOR HOLDING OF COURTS | COLUMN F PROPOSED SUB- DISTRICTS/ DETACHED COURTS | COLUMN G PROPOSED SEAT OF THE SUB-DISTRICT (DETACHED COURT) | COLUMN H PROPOSED PLACE/S FOR HOLDING OF COURT | |
| City of Cape Town | Cape Town Central | Cape Town | Cape Town | Cape Town Norlen House | Atlantis | Atlantis | | |
| | | | | | Bellville | Bellville | Parow | |
| | | | | | Goodwood | Goodwood | Bishop Lavis | |
| | | | | | Kuils River | Kuils River | Bluedowns | |
| | Cape Town South | Wynberg | Wynberg | Athlone | Khayelitsha | Khayelitsha | - | |
| | | | | Fezeka | Mitchells Plain | Mitchells Plain | - | |
| | | | | Philippi | Simon's Town | Simon's Town | Muizenberg | |
| | | | | | Somerset West | Somerset West | - | |
| | | | | | Strand | Strand | - | |
| Eden | Eden | <ul style="list-style-type: none"> • Bitou • George • Hessequq • Kannaland • Knysna • Mossel Bay • Oudtshoorn | George | Tembalethu Uniondale | Hessequa | Riversdale | Albertinia | |
| | | | | | Kannaland | Ladismith | Calitzdorp | |
| | | | | | Knysna | Knysna | Plettenberg Bay | |
| | | | | | Mossel Bay | Mossel Bay | Groot Brak River | |
| | | | | | Oudtshoorn | Oudtshoorn | - | |

| AREAS COLUMN A | MAGISTERIAL DISTRICT | | | | SUB-DISTRICTS | | | |
|-------------------|---|--|---|---|--|--|--|--|
| | COLUMN B PROPOSED MAGISTERIAL DISTRICTS CREATED | COLUMN C PROPOSED COURTS TO BE ESTABLISHED | COLUMN D PROPOSED SEAT OF THE MAGISTRACY | COLUMN E PROPOSED PLACES FOR HOLDING OF COURTS | COLUMN F PROPOSED SUB- DISTRICTS/ DETACHED COURTS | COLUMN G PROPOSED SEAT OF THE SUB-DISTRICT (DETACHED COURT) | COLUMN H PROPOSED PLACES/ FOR HOLDING OF COURT | |
| Overberg | Overberg | <ul style="list-style-type: none"> • Cape Agulhas • Overstrand • Swellendam • Theewaterskloof | Hermanus | - | Cape Agulhas Swellendam Theewaterskloof | Bredasdorp Swellendam Caledon | - Barrydale Genadendal Grabouw Rieviersonderend Villiersdorp | |
| West Coast | West Coast | <ul style="list-style-type: none"> • Bergrvier • Cederberg • Matzikama • Saldanha Bay • Swartland | Vredendal | Lutzville VanRhynsdorp Klaver | Bergrvier Cederberg Saldanha Bay Swartland | Piketberg Cianwilliam Vredenburg Malmesbury | Laaipele Porterville Citrusdal Lamberts Bay Hopefield Langebaan Darling Riebeeck West Moorreesburg | |

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Siraj Rizvi (012) 748-6380 (Siraj.Rizvi@gpw.gov.za)

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