
BOARD NOTICE RAADSKENNISGEWING

DIE PROKUREURSORDE VAN DIE ORANJE-VRYSTAAT NUWE REËL EN WYSIGING VAN BESTAANDE REËLS

Onderstaande nuwe reël en wysiging 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 bepalinge van artikel 74 van die Wet op Prokureurs, 1979, (Wet 53 van 1979) soos gewysig, goedgekeur.

THE LAW SOCIETY OF THE ORANGE FREE STATE

NEW RULE AND AMENDMENT TO

EXISTING RULES

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

**THE LAW SOCIETY OF THE FREE STATE
FORM OF REPORT BY INDEPENDENT ACCOUNTANT**

In Terms of Rule 16B 4.1 and of the Rules of the Law Society of the Free State

**REPORT OF THE INDEPENDENT ACCOUNTANT TO THE SOLE
PROPRIETOR/PARTNERS/DIRECTORS OF**

(Name of Attorneys Firm)

THE LAW SOCIETY OF THE FREE STATE AND THE ATTORNEYS FIDELITY FUND

I/We have audited the trust accounts of the abovementioned firm to determine whether those accounts were maintained in compliance with sections 78(1), 78(2), 78(2A), 78(3) and 78(4) of the Attorneys Act, No. 53 of 1979 (the Act) and with Rules 16, 16A, 16B and 16C of the Law Society of the Free State for the period from _____ (insert date) to _____ (insert date).

The proprietor/partners/directors of the abovementioned firm is/are responsible for ensuring that the firm's trust accounts are maintained in compliance with the provisions of the Act and the Rules of the Law Society of the Free State and for the implementation of accounting and internal control systems. Our responsibility is to express an opinion on whether the firm's trust accounts were maintained in compliance with the sections of the Act, and the Rules referred to above for the period _____ (insert date) to _____ (insert date) based on our audit.

This report covers the accounting records relating to the firm's trust accounts and does not extend to the financial statements of the abovementioned firm taken as a whole.

Scope

I/We conducted our audit in accordance with the statement of South African Auditing Standard applicable to special purpose audit engagements and the guide issued by the South African Institute of Chartered Accountants on 'Guidance for Auditors: The Audit of Attorneys' Trust Accounts in terms of the Attorneys Act, No. 53 of 1979 and the Applicable Rules of the Provincial Law Societies. This guide sets out the minimum audit procedures to be performed in evaluating the firm's trust accounts. An audit includes:

- examining, on a test basis, evidence supporting the amounts and disclosures in the trust accounts, and
- assessing the accounting principles used by the firm.

We believe our audit provides a reasonable basis for my/our opinion.

We have not performed any audit procedures on records or documents relating to accounting for deceased and insolvent estates and trusts. Accordingly, I/we do not express any opinion in this regard.

Qualification

The report is subject to the following qualifications (if none, state NIL)

(Any contravention of sections 78(1), 78(2), 78(2A), 78(3) and 78(4) of the Act and of the Rules of the Law Society referred to above relating to trust accounts are regarded as material and should be reported [If the report is qualified the next heading is to be changed to "Qualified opinion" and the wording is to change to "In my/our opinion, except as noted above, the..."]

Opinion

In my/our opinion, the trust accounts of the abovementioned firm for the period from _____ (insert date) to _____ (insert date) were maintained in compliance with sections 78(1), 78(2), 78(2A), 78(3) and 78(4) of the Act, with Rules Free State.

Supplementary information

I/We extracted the following information from the audited trust accounts:

1. Reconciliation of interest earned on the firm's trust accounts from the beginning of the period on _____ (*insert date*) to the end of the period on _____ (*insert date*):

Amount brought forward from the previous financial year in respect of interest earned on monies deposited in terms of section 78(1) and monies invested in terms of section 78(2)(a) of the Act is	R.....
Amount earned during the current period on monies deposited in trust banking accounts in terms of section 78(1) and monies invested in trust investment accounts in terms of section 78(2)(a) of the Act is	R.....
Amount incurred during the current period in respect of refundable bank charges (excluding VAT – firms not liable for VAT as registered vendors may include VAT) is	R.....
Amount already paid over to the Attorneys Fidelity Fund during the period under review in terms of section 78(3) of the Act is	R.....
Amount carried over to the next financial year in respect of interest earned on monies deposited in terms of section 78(1) and monies invested in terms of section 78(2)(a) of the Act is	R.....

2. The ratio as a percentage of total bank charges (excluding VAT) incurred during the current period to the total of interest earned during the period was _____
3. Trust creditors and trust funds available at the period end on _____ (*insert date*) and on one other date _____ (*insert date, being another month end within the period covered by the report*), were as follows:

	At period end	Other date selected
Trust creditors	R	R
Trust funds available in terms of:		
Section 78(1) trust money	R	R
Section 78(2)(a) investments	R	R
Section 78(2A) investments	R	R
Trust surplus/ (deficit)	R	R

5. Firm's principal place of practice (*insert full physical address*)

6. Firm's branch office/s is/are at (*insert full physical addresses*)

Use of the report

This report is intended solely for the use of the sole proprietor/partners/directors of the *firm*, the Law Society of the Free State and the Attorneys Fidelity Fund.

Name

Registered Accountants and Auditors

Chartered Accountants (SA)

Address

Date