

GOVERNMENT NOTICES • GOEWERMENTSKENNISGEWINGS

DEPARTMENT OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT

NO. 3774

4 August 2023

GNR. _____: DETERMINATION OF BENEFITS OF MAGISTRATES WHO HAVE TO DISPOSE OF CASES AFTER VACATING THE OFFICE OF MAGISTRATE

DEPARTMENT OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT

I, Ronald Lamola, Minister of Justice and Correctional Services, acting under *section 9 (7) (a) and (d)* of the Magistrates' Courts Act, 1944 (Act No. 32 of 1944), hereby determine the benefits of a magistrate who vacated the office of magistrate and who was not subsequently appointed as a Constitutional Court judge or a judge and still has to dispose of cases, for the period taken to dispose of such cases, as follows:

The annual basic salary component of a magistrate, which is 70% of the total remuneration package applicable to that magistrate, as determined in terms of section 12 (1) of the Magistrates Act, 1993 (Act No. 90 of 1993) will be divided by 365 calendar days to determine the benefits to which such a magistrate is entitled in respect of any day or part of a day taken to dispose of the proceedings: Provided that the Regional Court President, in the case of regional magistrate, or the Head of the Administrative Region, in the case of a district court magistrate, shall after consultation with that magistrate, determine the number of days necessary for preparation, including judgment writing and travelling time.*

Footnote:

*For example at the present salary scales applicable:

Magistrate:

70% of the total remuneration = R710 761,80 divided by 365 calendar days = R1 947,29 per day.

Senior Magistrate:

70% of the total remuneration = R769 036,80 divided by 365 calendar days = R2 106.95 per day.

Chief Magistrate:

70% of the total remuneration = R927 775,80 divided by 365 calendar days = R2 541,85 per day.

Special Grade Chief Magistrate:

70% of the total remuneration = R1 034 002,20 divided by 365 calendar days = R2 832,88 per day.

Regional Magistrate:

70% of the total remuneration = R927 775,80 divided by 365 calendar days = R2 541,85 per day.

Regional Court President:

70% of the total remuneration = R1 034 002,20 divided by 365 calendar days = R2 832,88 per day.



Mr Ronald Lamola, MP
MINISTER OF JUSTICE AND CORRECTIONAL SERVICES

Date: 7 July 2023