

LEGAL PRACTICE COUNCIL**NOTICE 3888 OF 2026****NATIONAL OFFICE**

Building 10
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Midrand 1686

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**THE SOUTH AFRICAN LEGAL PRACTICE COUNCIL****NOTICE IN TERMS OF SECTION 95(5) OF THE LEGAL PRACTICE ACT, 28 OF 2014**

Notice is hereby given that the South African Legal Practice Council (“the Council”) amends the Rules of the Council made in terms of section 95(1)(o), read with section 27(2), as well as section 95(1)(a), read with section 6(4)(f), of the Legal Practice Act, 28 of 2014 (as amended), by amending Rule 22 and deleting Schedule 3A and Schedule 3B of the Rules, as set out herein below.

Explanatory note in terms of Section 95(5)(a) of the Act:

The Council publishes this notice in terms of section 95(5) of the Legal Practice Act, 28 of 2014, without prior publication of a draft for public comment. The Council is satisfied that circumstances necessitate the immediate amendment of the Rules in the public interest for the following urgent reasons:

1. On 16 August 2024, the Council published Notices 2683 and 2684 in Government Gazette No. 51050, which amended Rule 22.4 and introduced Schedule 3A and Schedule 3B in terms of Rule 6 to the Rules. These amendments created a mandatory statutory entitlement to a minimum stipend for pupils (Schedule 3A) which was inextricably linked to, and wholly reliant upon, the revenue streams envisaged to be collected from practising advocates (Schedule 3B).
2. The funding mechanism envisaged in Schedule 3B is presently the subject of pending litigation and is consequently not operational. Therefore, the Council lacks the requisite funding to meet the mandatory obligations imposed by the current Rule 22.4, read with Schedule 3A.
3. Retaining the August 2024 formulation of Rule 22.4 and the associated schedules, in the absence of a viable funding mechanism, creates an immediate, compounding, and open-ended financial liability. This poses a critical solvency risk that threatens the operational and financial viability of the regulator.
4. The continued existence of these mandatory provisions on the statute places the Council in an untenable position of continuous administrative breach of its own Rules.
5. To immediately halt the unfunded statutory liabilities, and allow the Council to implement alternative discretionary funding mechanisms, it is necessary to immediately restore the discretionary remuneration framework that existed prior to August 2024.

Invitation for Representations in terms of Section 95(5)(b) of the Act:

In terms of section 95(5)(b) of the Act, any person who is aggrieved by these rules may make representations to the Council on or before **22 May 2026**. Representations must be submitted in writing and sent by email to rules@lpc.org.za.

General explanatory note:

Words in bold type square brackets [] indicate the deletions from the existing Rules.

Words in italic and underlined with a solid line indicate the insertions to the existing Rules.

Amendment of Rule 22 of the Rules.

Rule 22 of the Rules is hereby amended by the substitution for sub-rule 22.4 of the following sub-rule:

22.4 Every pupil undergoing practical vocational training in terms of a practical vocational training contract shall be entitled to no less than **[the minimum remuneration, allowance, or stipend as set out in Schedule 3A, which shall be payable by the Council not less frequently than monthly from the moneys raised in terms of Schedule 3B.]** *such reasonable remuneration, allowances, or stipend (if any) as may be determined from time to time by the Council.*

Amendment of the Rules by the deletion of Schedule 3A.

The Rules are hereby amended by the revocation of Schedule 3A.

Amendment of the Rules by the deletion of Schedule 3B introduced in terms of Rule 6 of the Rules.

The Rules are hereby amended by the revocation of Schedule 3B.

Signed at Midrand on 31 March 2026.



ADV PULE SELEKA SC
CHAIRPERSON: LEGAL PRACTICE COUNCIL