

OFFENCES: DISASTER MANAGEMENT ACT REGULATIONS, 2020

(updated in accordance with the Disaster Management Act Regulations promulgated on 12 July 2020)

AD HOC DETERMINATION OF ADMISSION OF GUILT FINES IN TERMS OF SECTION 57(5)(a) OF THE CRIMINAL PROCEDURE ACT, 1977 (NO. 51 OF 1977)**DISASTER MANAGEMENT ACT, NO 57 OF 2002**

1. The following admission of guilt fines are determined in terms of section 57(5) of the Criminal Procedure Act, No. 51 of 1977 for the Magisterial district of **PIETERMARITZBURG** and are immediately effective.
2. These fines are exclusively valid during the Alert Level 3.

REGULATION	DESCRIPTION OF OFFENCE	FINE AMOUNT
THE FOLLOWING OFFENCES ARE GENERAL OFFENCES AND APPLY IRRESPECTIVE OF THE ALERT LEVEL		
8(5) read with 14(4)(a)	Unauthorised disclosure of information in COVID-19 Tracing Database or obtained during contact tracing	R5000-00 (Five thousand rand)
8(9) read with 14(4)(a)	Failure by accommodation establishment to transmit to DG: Health, information on person staying there for inclusion in COVID-19 Tracing Database	First offender R5000-00 (Five thousand rand) Second Offender No AG (to Court)
8(10) read with 14(4)(a)	Failure by electronic communications service provider to comply with directions of DG: Health to give information for inclusion in COVID-19 Tracing Database	First offender R5000-00 (Five thousand rand) Second Offender No AG (to Court)
8(11) read with 14(4)(a)	Unauthorised use of information from electronic communications service provider in compliance with direction of DG: Health on COVID-19 Tracing Database	First offender R5000-00 (Five thousand rand) Second Offender No AG (to Court)
8(17) read with 14(4)(a)	Failure to de-identify and destroy information on COVID-19 Tracing Database within 6 weeks after state of disaster has ended	First offender R5000-00 (Five thousand rand) Second Offender No AG (to Court)
8(18) read with 14(4)(a)	Failure to comply with a direction issued by the COVID-19 Designated Judge to protect the privacy of persons whose data has been collected	First offender R5000-00 (Five thousand rand) Second Offender No AG (to Court)
14(1)	Misrepresentation of infection of person or of another with COVID-19	First offender R5000-00 (Five thousand rand) Second Offender No AG (to Court)
14(2)(a)	Publishing of any statement to deceive any other person about COVID-19	First offender R5000-00 (Five thousand rand) Second Offender No AG (to Court)
14(2)(b)	Publishing of any statement to deceive any other person about COVID-19 infection status of any person	First offender R5000-00 (Five thousand rand) Second Offender No AG (to Court)
14(2)(c)	Publishing of any statement to deceive any other person about any measure taken by government to address COVID-19	First offender R5000-00 (Five thousand rand) Second Offender No AG (to Court)

CHIEF MAGISTRATE

PRIVATE BAG X9011

2020 -07- 23

PIETERMARITZBURG, 3200
PIETERMARITZBURG

OFFENCES: DISASTER MANAGEMENT ACT REGULATIONS, 2020

(updated in accordance with the Disaster Management Act Regulations promulgated on 12 July 2020)

REGULATION	DESCRIPTION OF OFFENCE	FINE AMOUNT
14(5) read with 5(2)(a)	Failure by driver/operator of public transport to take steps to ensure that person who uses, operates, performs service on such transport wears mask/item to cover nose and mouth	R2500-00 (Two thousand five hundred rand)
14(6) read with 5(2)(b)	Failure by manager/owner of building, place/premises used by public to obtain goods/services, to take steps to ensure that such person wears mask/item to cover nose and mouth	R2500-00 (Two thousand five hundred rand)
14(7) read with 5(3)(a) / (b)	Failure by employer to ensure that person who uses, operates, performs service on public transport or enters building /place /premises is wearing mask/item that covers nose and mouth	R2500-00 (Two thousand five hundred rand)
14(8) read with 5(3)(c) / (e)	Failure by school principal, manager/owner of childhood development centre to ensure supplies of masks/items to cover nose and mouth for learners and take steps to protect learners	R2500-00 (Two thousand five hundred rand)
THE FOLLOWING OFFENCES ONLY APPLY DURING ALERT LEVEL 3		
33(1A) read with 48(2)	Level 3: Failure to confine to place of residence from 21h00 to 04h00 unless person has permit to perform permitted service or security /medical emergency	R1500-00 (One thousand five hundred rand)
35(3) read with 48(2)	Level 3: Holding of a night vigil	R3000-00 (Three thousand rand)
36(1) read with 48(2)	Level 3: Eviction of person from land or home unless directed otherwise by court	R5000-00 (Five thousand rand)
38(1)(a) read with 48(2)	Level 3: Performing of any male and female initiation practices during the national state of disaster	R5000-00 (Five thousand rand)
38(1)(b) read with 48(2)	Level 3: Arranging or holding of an initiation school or conducting an initiation practice during the national state of disaster	R5000-00 (Five thousand rand)
38(1)(c) read with 48(2)	Level 3: Allowing a prospective initiate to attend an initiation school during the national state of disaster	R1500-00 (One thousand five hundred rand)
38(1)(d) read with 48(2)	Level 3: Consenting by a landowner to use his/her land for an initiation school during the national state of disaster	R5000-00 (Five thousand rand)
38(1)(e) read with 48(2)	Level 3: Performing, by a traditional surgeon or medical practitioner, of a circumcision as part of an initiation practice during the national state of disaster	R5000-00 (Five thousand rand)
39(1) read with 48(2)	Level 3: Opening place/premises to public where cultural, sporting, entertainment, leisure, exhibition, organisational or similar activities may take place	R3000-00 (Three thousand rand)
43(3)(a) read with 48(2)	Level 3: Carrying by bus and taxi services, more than 70% of licenced capacity for long distance intra-provincial and permitted inter-provincial travel	R2500-00 (Two thousand five hundred rand)
44(1) read with 48(2)	Level 3: Selling, dispensing or distribution of liquor	R2500-00 (Two thousand five hundred rand)
44(2) read with 48(2)	Level 3: Transport of liquor except where alcohol is required for hand sanitizers/disinfectants/soap, for export or from manufacturing plants to storage facility	R2500-00 (Two thousand five hundred rand)

CHIEF MAGISTRATE
PRIVATE BAG X9011
2020 -07- 23² | Page
PIETERMARTIZBURG, 3200
PIETERMARTIZBURG

OFFENCES: DISASTER MANAGEMENT ACT REGULATIONS, 2020
 (updated in accordance with the Disaster Management Act Regulations promulgated on 12 July 2020)

REGULATION	DESCRIPTION OF OFFENCE	FINE AMOUNT
45(1) read with 48(2)	Level 3: Selling of tobacco, tobacco products, e-cigarettes and related products to member of the public or retailer who sell directly to public	R2500-00 (Two thousand five hundred rand)
48(1)(a)	Level 3: Convening of prohibited gathering, assembly, concourse /procession in/on public road or building, place/premises, wholly or partially in open air other than allowed by Regulation 37(1)	R3000-00 (Three thousand rand)
48(1)(b)	Level 3: Hinder/interfere or obstruct member of SAPS, SANDF or peace officer in execution of his/her powers or duties under the Disaster Management Act / Regulations	First offender R5000-00 (Five thousand rand) Second Offender No AG (to Court)

Dated at PIETERMARITZBURG on the 23 day of July 2020.



M E MONYEMORE
CHIEF MAGISTRATE:
HEAD: ADMINISTRATIVE REGION 7
PIETERMARITZBURG
KWA ZULU NATAL

CHIEF MAGISTRATE
 PRIVATE BAG X9011
 2020 -07- 23
 PIETERMARTIZBURG, 3200
 PIETERMARITZBURG