



**MAGISTRATES' COURT JUDICIARY
REPUBLIC OF SOUTH AFRICA**

OFFICE OF THE HEAD OF THE ADMINISTRATIVE REGION 4 (FREE STATE B)

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**FURTHER DIRECTIVES ISSUED BY THE HEAD OF COURT, ADMINISTRATIVE REGION 4
(WELKOM) AS DELEGATED BY THE CHIEF JUSTICE OF THE REPUBLIC OF SOUTH
AFRICA IN TERMS OF SECTION 8(3) OF THE SUPERIOR COURTS ACT, NO 10 OF 2013
FOR THE PERIOD 27 MARCH 2020 TO 16 APRIL 2020**

1. Provision of services

- 1.1 District Courts will be open to provide essential and urgent services for criminal, civil and family matters.

2. Criminal matters

- 2.1 All new matters and matters already enrolled (postponements and trials), save for bail applications to be postponed with due consideration of court and case flow management.
- 2.2 Bail applications to be dealt with accordingly.
- 2.3 All matters already set down for judgment and sentencing must be regarded as essential and urgent as their further postponement may result in an injustice.
- 2.4 Pleas are to be considered and dealt with if the further postponement may result in an injustice.
- 2.5 All matters with remand detainees without bail and incarcerated persons with further charges to be postponed in absentia to a date from 20 April 2020, and the J7 duly completed and communicated to the Correctional Centre.
- 2.6 All matters with juvenile remand detainees to be brought to court and postponed for a period of fourteen (14) days.
- 2.7 All matters with remand detainees with bail to be brought before Court for bail to be possibly reconsidered.
- 2.8 The clerk of the court in consultation with the NPA to issue summonses for witnesses for the new trial date.

3. Civil matters

- 3.1. All applications already enrolled on the motion roll to be dealt with accordingly.
- 3.2 All matters set down for trial which are not urgent to be postponed to a future date after 02 June 2020 with due consideration of the parties and case flow management.
- 3.3 The clerk of the court must inform all parties of the new court date.
- 3.4 All matters of undocumented persons to be dealt with accordingly.

4. Children's Court matters

- 4.1 All matters enrolled where parties are present to be dealt with accordingly.
- 4.2 All urgent applications to be dealt with accordingly.
- 4.3 All adoptions, foster care placements not yet set down to be postponed, if the best interests of the child will not result in an injustice.

5. Domestic violence and harassment matters

- 5.1 All new applications and matters already enrolled to be dealt with accordingly.
- 5.2 Return dates to be from 05 May 2020 with due consideration of case flow management.
- 5.3 Matters to be postponed if a party or parties are absent. The clerk of the court must inform the party or parties of the new date.

6. Maintenance matters

- 6.1 All new and enrolled matters to be dealt with accordingly.
- 6.2 Matters to be postponed, not to be removed from roll if a party or parties are absent. No warrants of arrest are to be issued. The clerk of the court must inform the party or parties of the new date.
- 6.3 No default orders to be granted.



**A MOTLEKAR
CHIEF MAGISTRATE WELKOM
HEAD OF ADMINISTRATIVE REGION 4**