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## GOVERNMENT NOTICES GOEWERMENTSKENNISGEWINGS

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### DEPARTMENT OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT DEPARTEMENT VAN JUSTISIE EN STAATKUNDIGE ONTWIKKELING

No. R. 1136

30 November 2007

#### **DETERMINATION OF ADDITIONAL REMUNERATION PAYABLE TO PERMANENT MAGISTRATES ACTING IN ANY OTHER JUDICIAL OFFICE, IN TERMS OF SECTION 12(5)(a) READ WITH SECTION 12(5)(b) OF THE MAGISTRATES ACT, 1993 (ACT NO. 90 OF 1993)**

I, Bridgette Sylvia Mabandla, Minister for Justice and Constitutional Development, acting under section 12(5)(a) read with section 12(5)(b) of the Magistrates Act, 1993 (Act No. 90 of 1993), hereby determines that magistrates appointed in an acting or temporary capacity to any other judicial office, for a continuous period exceeding one day, and where the remuneration attached to that office exceeds the remuneration attached to the office ordinarily held by the magistrate be paid for the duration of such appointment the following additional remuneration:

Annual salary of a magistrate, on the salary scale applicable to that magistrate, excluding motor vehicle allowance, deducted from the annual salary scale, excluding the motor vehicle allowance, attached to the other judicial office the magistrate is appointed to, divided by 260 work days.\*

Footnote:

\*For example, at the present salary scales applicable:

**A magistrate appointed in an acting or temporary capacity as a senior magistrate:**

R317 873.00 minus R289 167.00 = R28 706.00, divided by 260 work days = R110.41 per day.

**A senior magistrate appointed in an acting or temporary capacity as a chief magistrate:**

R351 329.00 minus R317 873.00 = R33 456.00, divided by 260 work days = R128.68 per day.

**A magistrate appointed in an acting or temporary capacity as a regional magistrate:**

R351 329.00 minus R289 167.00 = R62 162.00, divided by 260 work days = R239.08 per day.

**A magistrate appointed in an acting or temporary capacity as a judge:**

R687 904.00 minus R289 167.00 = R398 737.00, divided by 260 work days = R1 533.60 per day.

**A senior magistrate appointed in an acting or temporary capacity as a judge:**

R687 904.00 minus R317 873.00 = R370 031.00, divided by 260 work days = R1 423.20 per day.

**A chief magistrate appointed in an acting or temporary capacity as a judge:**

R687 904.00 minus R351 329.00 = R336 575.00, divided by 260 work days = R1 294.52 per day.

**A regional magistrate appointed in an acting or temporary capacity as a regional court president:**

R434 955.00 minus R351 329.00 = R83 626.00, divided by 260 work days = R321.65 per day.

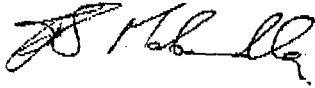
**A regional magistrate appointed in an acting or temporary capacity as a judge:**

R687 904.00 minus R351 329.00 = R336 575, divided by 260 work days = R1 294.52 per day.

**A regional court president appointed in an acting or temporary capacity as a judge:**

R687 904.00 minus R434 955.00 = R252 949.00, divided by 260 work days = R972.88 per day.

For purposes of the calculation above the following formula is applicable: 40 hours per week x 52 weeks per year = 2 080 hours per year, divided by 8 hours work per day = 260 work days per year.



**MS B S MABANDLA, MP**  
**MINISTER FOR JUSTICE AND CONSTITUTIONAL DEVELOPMENT**