



REPUBLIC OF SOUTH AFRICA

Summons No. **MALMESBURY 296/2/2023**Case No. **123****SUMMONS IN CRIMINAL CASE**Magistrate's Court **165/23**District **MALMESBURY**Regional division **CAPE**Held at **MALMESBURY**Court **MALMESBURY**Date of trial **31 JULY 2023****TO THE ACCUSED**

1. You are hereby summoned to appear in person before the above-mentioned court at 08:30 on the above-mentioned date and place in connection with the charge(s) of which the particulars is/are mentioned above and to remain in attendance.
2. An admission of guilt fine of **N/A** may be made on or before **N/A**

To any **POLICE OFFICER** or **OTHER PERSON** empowered to serve a summons in criminal proceedings:

You are hereby commanded in the name of the State to serve the copy of this summons on the person(s) (hereinafter referred to as accused) of whom particulars appear hereunder as to summons him/her/them to appear in court and to remain in attendance in connection with the charge(s) of which the particulars is/are mentioned hereunder. Report to this Court what you have done thereon.

Name **BJORN WARNICK**Address **40 PATRELL STREET ROBINVALE ATLANTIS**

Gender

M

Occupation

Age

33

Id No.

Particulars of charge(s):

Accused is/are guilty of the offence of

in that upon or about the day of in the year and at or near

the accused did wrongfully **AS PER ANNEXURE**

*Delete which is not applicable. If passing of sentence is declined and it is directed that the accused be prosecuted in the ordinary course, a note to this effect should be endorsed accordingly under "O".

*In terms of subsection (7) of section 57 of Act 51 of 1977 the accused is/are deemed to be convicted of the offence(s)

set out above and is sentenced to a fine of R

*Other

Date stamp **CLERK OF THE COURT****Magistrate**

TRAIL

Held in the aforementioned Court on the 13 day of June in the year of ...

Presiding officer Mr Nduyama

For the State Ms ALFES

For defence Ms SIMONY

Interpreter Ms GUMBO

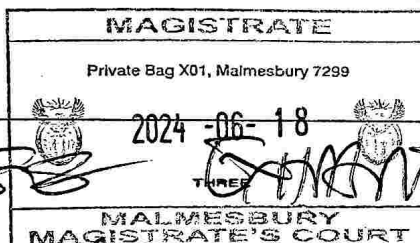
Plea GUILTY SEC 105 (A) OF AC SI OF 1977.

Judgment

GUILTY.

13-6-24

Sentence



Order: Acc sentenced under
provisions of SEC 3(1)(c)
OF Animal Protection Act 71
OF 1962, TO OWN ANY
ANIMAL DURING PERIOD OF
SUSPENSION.

Date

2024-06-18

Magistrate

The following evidence was adduced in the presence and hearing of the accused then in his/her sound and sober senses.

Mr

D-A

ANNEXURE/AANHANGSEL A

Case no/ Saak nr A223/23

Count No/Aanklag nr 1

THE STATE versus/DIE STAAT teen

(Hereinafter referred to as the accused/Hierna die beskuldigde
genoem)

CRUELTY TO ANIMALS

THAT the accused is/are guilty of the crime of contravening the provisions of Section 2(1)(a), 2(1)(c), 2(1)(e) and 2(p) read with Sections 1, 3 and 4 of the Animals Protection Act 71 of 1962 – Cruelty to Animals

IN THAT on or about 13/02/2023 and at or near 4th Avenue Chamberlain Street the District/Regional Division of NESU COB, the accused did unlawfully and intentionally: -

- (a) ill-treated, neglected, tortured or maimed or cruelly beat or terrified an animal, to wit 2 x Boerboel dogs or
- © unnecessarily starved or under-fed or denied water or food to 2 x Boerboel dogs or
- (e) being the owner of 2 x Boerboel dogs, deliberately or negligently kept said dogs in a dirty or parasitic condition or allowed them to become infested with external parasites or failed to render or procure veterinary or other medical treatment or attention which he was able to render or procure for said dogs in need of such treatment or attention or
- (p) being the owner of 2 x Boerboel dogs, deliberately or without reasonable cause or excuse, abandoned said dogs, whether temporary or permanently or not, in circumstances likely to have caused said dogs unnecessary suffering.