

WARRANT IN TERMS OF SECTION 8 (1) OF THE ANIMALS PROTECTION ACT 71 OF 1962, READ TOGETHER WITH REGULATION 468, ISSUED IN TERMS OF SECTION 10(1)(b) OF THE AFORESAID ACT

To: **INSPECTOR OCTOBER OF THE SWARTLAND AND WEST COAST SOCIETY FOR THE PREVENTION OF CRUELTY TO ANIMALS (SPCA)**

WHEREAS it appears to me from information on oath that there are reasonable grounds to believe that one or more offences listed in Section 2 of the Animals Protection Act 71 of 1962 have and are being committed within the Magisterial District of **VREDENBURG** at the premises **Langvos Street, Greenvillage - GPS Co Ordinates : -32.9564122281246, 18.10752779541649.**

This is therefore to authorise you to enter and search the identified premises and direct you to:

- examine the animal(s) and the conditions in which it is kept;
- take such photographic and / or video footage as may be reasonably necessary;
- take into custody all / any evidence and / or equipment required for the purposes of prosecution;
- if required take with you onto the property the following entities:
 - **MEMBERS OF THE SOUTH AFRICAN POLICE SERVICE (SAPS);**
 - **MEMBERS OF THE SOCIETY FOR THE PREVENTION OF CRUELTY TO ANIMALS (SPCA);**
 - **MEMBERS OF LAW ENFORCEMENT**
- seize such animal(s) and take it into your custody if it is reasonably necessary to prevent cruelty to or suffering of such animal(s);
- deal with it/them according to law/bring it/them before me to be dealt with according to law.

GIVEN UNDER my hand at **VREDENBURG** on this **4TH** day of **SEPTEMBER 2025.**



MAGISTRATE



Society for the Prevention of Cruelty to Animals
Dierebeskermingsvereniging

SEIZURE NOTICE

NAME & SURNAME: Koos Linnert DATE: 4/9/25
PHYSICAL ADDRESS: Langvros str. Green Village
Vredenburg ID No. _____
TEL. No. _____ CELL No. _____ REG No. _____

The following animals have been seized:

pregnant.
1x Brown terrier x female with a
collar and chain.

The above mentioned animal/s have been seized in terms of the Animals Protection Act No 71 of 1962 read together with Regulation 468 issued in terms of the aforementioned Act.

SIGNED & ACCEPTED BY: Owner was not at home.

PLACE: Green Village / Vredenburg. TIME: 10:35

INSPECTOR: J. Ockelton



**APPLICATION FOR THE ISSUE OF A WARRANT IN TERMS OF SECTION 8(1) OF
THE ANIMALS PROTECTION ACT 71 OF 1962**

SUPPORTING AFFIDAVIT

I, Jameson October, hereby make oath and declare in English as follows:-

1.

I am an adult male employed as an Inspector by the Swartland and West Coast Society for the Prevention of Cruelty to Animals ("SPCA") at Yzerfontein Road Darling with contact telephone number/s 022 289 0998 or 082 959 4879. My certificate of magisterial authority for this district is attached marked "A".

2.

The facts contained in this affidavit fall within my personal knowledge unless indicated otherwise or unless it appears so from the context. The facts are also, to the best of my knowledge and belief, both true and correct.

3.

In terms of my duties as an officer of the SPCA and our objects, especially to prevent the ill-treatment of animals, I may, where necessary, exercise the powers in terms of Section 8 read with section 5(1) of the Animals Protection Act 71 of 1962 pertaining to the search, seizure and destruction, where necessary of animals. I verily believe that it is necessary for me to make use of the powers provided for by the Animals Protection Act 71 of 1962 by virtue of the following circumstances.

4.

On 22 August 2025, the Swartland and West Coast SPCA received a complaint about a female dog at Langvos Street, Greenvillage GPS Co Ordinates : -32.9564122281246, 18.10752779541649. The report stated that the dog had an eye infection and was tied up on the property. On 23 August 2025 at approximately 9:30 a.m., my colleague, Inspector

Chiwawa, went to the premises to investigate. No one was at home at the time, but a neighbour, who introduced herself as Gaynor Kleinsmith, came out to speak with him. He observed a brown female mixed-breed dog lying inside a Wendy house. The dog had discharge coming from her eyes and was tied up without a collar. Inspector Chiwawa issued warning number W6904 to the owner, Mr. Koos Linnert, to:

- provide the brown female mixed-breed dog with veterinary treatment within 48 hours;
- provide the dog with a proper collar.

The dog was on a static chain, which appeared to be of sufficient length. After issuing the warning, Inspector Chiwawa left the property.

5.

On 25 August 2025 at approximately 12:32 p.m., I returned to the property at Langvos Street, Greenvillage - GPS Co Ordinates : -32.9564122281246, 18.10752779541649. The owner of the dog, Mr. Koos Linnert, was present. The warning my colleague issued was not adhered to. I observed a brown female dog that was on a short chain without a collar. There was a green discharge coming from her eyes. I issued Mr. Linnert with warning number W6976 to:

- provide the brown female dog with veterinary care within 48 hours;
- provide the dog with a proper collar;
- place the dog on a running chain.

Mr Linnert signed and accepted the warning. I then left the property.

6.

On 3 September 2025, I returned to the property at Langvos Street, Greenvillage (GPS Coordinates: -32.9564122281246, 18.10752779541649). The owner, Mr. Koos Linnert, was not at home. I observed the brown female mixed-breed dog on a short chain. There was again some pus coming from her eyes. It was apparent that the owner was not taking the necessary steps to care for the dog's welfare. I then left the property.

7.

Over the course of my visits to the property at Langvos Street, Greenvillage (GPS Coordinates: -32.9564122281246, 18.10752779541649, it became evident that the owner, Mr. Koos Linnert, repeatedly failed to comply with the warnings issued for the care and

welfare of the brown female mixed-breed dog. Despite warnings W6904 and W6976 requiring veterinary treatment, a proper collar, and the use of a running chain, the dog continued to suffer from eye discharge and was kept on short chains at various times. The owner made minimal efforts, such as cleaning the dog's eyes with water, but did not provide the required veterinary care. The repeated non-compliance demonstrates a lack of interest in the dog's welfare.

8.

I have reason to believe that one or more offences listed in Section 2 of the Animals Protection Act 71 of 1962 have been and are being committed for the following reasons:

8.1.

The Brown Female mix breed dog on the property is not receiving vet treatment and is tied with a short chain. I am of the reasonable view that this is an offence in terms of Section 2(1)(a) 2(1)(b) and 2(1)(e) of the Animals Protection Act no 71 of 1962 and that this animal is suffering unnecessarily.

9.

I therefore request a warrant in terms of section 8(1) of the Animals Protection Act 71 of 1962 and Regulation 468 (where appropriate) to examine the conditions in which the aforesaid animal is kept and if necessary remove the aforesaid animal to prevent further suffering.

10.

I request that such a warrant authorise members of Law Enforcement, the SAPS and Members of the Society for the Prevention of Cruelty to Animals (SPCA) to accompany me upon such examination.

11.

In addition, the SPCA requires to take photographic and / or video footage, and take into custody all / any evidence and / or equipment as may be reasonably necessary for the purpose of prosecution and, if necessary, may exercise its powers in terms of section 5(1) of the Animals Protection Act 71 of 1962.

The SPCA is governed by an Act of parliament, namely the Societies for the Prevention of Cruelty to Animals Act 169 of 1993. The SPCA's objectives in terms of this Act is to prevent the ill-treatment of animals by promoting their good treatment by man.

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The deponent has acknowledged that he knows and understands the contents of this affidavit/declaration, which was signed and sworn to before me at Vredenburg on this the 4th day of September 2025, the regulations contained in Government Notice No R1258 of 21 July 1972, as amended, and Government Notice No R1648 of 19 August 1977, as amended, having been complied with.

[illegible]

SUID-AFRIKAANSE POLISIEDIENS
COMMUNITY SERVICE CENTRE
04 SEP 1996
VREDENBURG
SOUTH AFRICAN POLICE SERVICE