

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

SUPPORTING AFFIDAVIT

I, the undersigned,

Ralph Chivaviro

do hereby make oath and state that:

1. I am an adult male Inspector employed as such by the Boksburg Society for the Prevention of Cruelty to Animals at c/o Kruger and Railway Street, Boksburg East with contact telephone number (011) 916-5906. My certificate of 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 Section 3 of the Societies for the Prevention of Cruelty to Animals Act 169 of 1993, the SPCA's objects are *inter alia* to prevent the ill-treatment of animals by promoting their good treatment by man, to promote the interests of societies for the prevention of cruelty to animals and to make cognisance of the application of laws affecting animals and societies and to make representations in connection therewith to the appropriate authority. As part of the means by which it fulfils its objects, the NSPCA appoints inspectors in terms of section 6(1)(c) of that Act.
4. By virtue of my afore-stated position as an officer of the Boksburg SPCA and in giving effect to its objects, particularly to prevent the ill-treatment of animals, I may, where necessary, exercise the powers provided for 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.
5. On **3rd March 2026**, conducted a follow up at **526 New Gold Street Angelo** after Field officer Tshepo Sithole had conducted an inspection at the address and left a notice to comply for the veterinary treatment of **2 x Shar-pei type dogs, Male and Female, black in colour and 1 x Shar-pei type puppy, black in colour**. The owner, **Owen** had not made contact as instructed.



RM
RS

6. On arrival I was attended to by Owen, and he had not taken the dogs to the vet as per the notice. Both adults had bad hair loss and a skin problem and the puppy appeared lethargic. All the dogs were tick infested. Owen was defiant about having the dogs treated and said that in his experience the conditions were normal. I left the property after Owen was becoming confrontational demanding the complainant's details.
7. I have read and understand the contents of the affidavit submitted to me by Field Officer Tshepo Sithole with regards to his inspection at the property.
8. 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 any animals on the property are kept and to search for any apparatus or tools that can or may be used when cutting ears, in order to ascertain whether or not an offence in terms of **section 2(1)(a)(e)(q) and (r)** of the Act has been, is been, or is likely to be committed.
9. I request that such warrant authorize the following people to accompany me upon such examination.

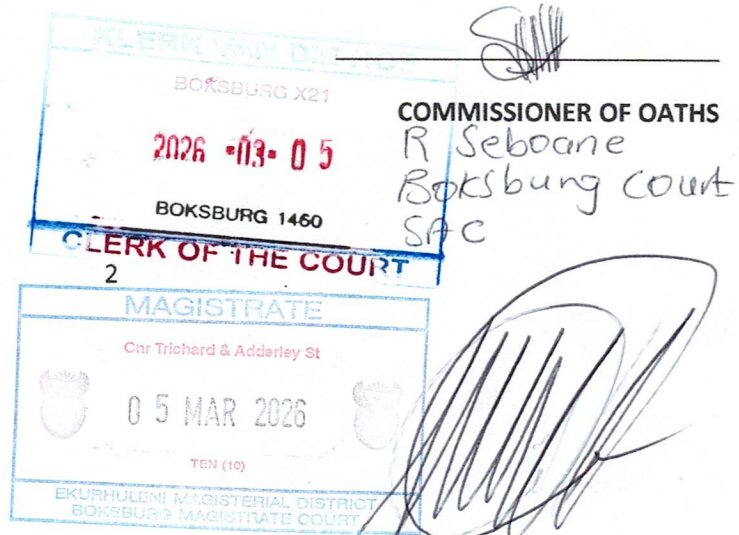
Boksburg SPCA Field Officer Tshepo Sithole
Boksburg SPCA Inspector Nkosi Sibiya
EMPD Inspector - Adriaan Fourie- Police No 4951027

10. We require assistance from the EMPD and/or SAPS during confiscations for the purpose of ensuring the safety of our staff. Experience shows that the Boksburg SPCA staff are often faced with aggression and violence during these operations and police presence is essential.



DEPONENT

The deponent has acknowledged that he knows and understands the contents of this affidavit/declaration, which was signed and sworn to before me at Boksburg on this the 05 day of March 2026, 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.





A

ANIMALS PROTECTION ACT, ACT 71 OF 1962

MAGISTERIAL AUTHORISATION

By virtue of the powers vested in me under Section 8(1) of the Animals Protection Act, Act 71 of 1962, I hereby authorize

RALPH CHIVAVIRO

IDENTITY NUMBER: 780113 5562 084

A Qualified Inspector and an Officer for the **BOKSBURG SPCA (Society for the Prevention of Cruelty to Animals)**, to exercise within the Magisterial District of **EKURHULENI NORTH** held at **BOKSBURG**, all or any of the powers conferred by the said Act, and in particular those under Section 8(1)(a), (b), (c) and (d) and supporting Regulation No. R468 2 (1), for the purpose of carrying out his/her duties as an Officer of the SPCA.

This Authority will remain enforceable only whilst the Appointee is authorized by the **BOKSBURG SPCA (Society for the Prevention of Cruelty to Animals)** to act on its behalf.

Given under my hand at Boksburg on this 6th day of July 2022.




MAGISTRATE: BOKSBURG



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

SUPPORTING AFFIDAVIT

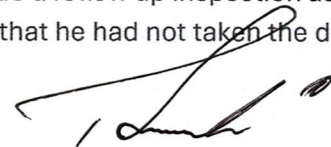
I, the undersigned,

05 March 2026

Tshepo Sithole

do hereby make oath and state that:

1. I am an adult male Field Officer employed as such by the Boksburg Society for the Prevention of Cruelty to Animals at c/o Kruger and Railway Street, Boksburg East with contact telephone number (011) 916-5906.
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. On the 2nd March I attended to a cruelty report that there sick untreated puppies dying at **526 Newgold Street / road in Angelo, at Mast Towing.**
4. When I arrived address, I was attended to by an employee on the premises. He showed me the dogs, **2 x Shar-pei type dogs, male and female, Black in colour and 3 Shar-pei puppies, black in colour.** The male and female have a skin problem that appears to be a flea allergy and one of the puppies appeared weak and sick. The employee gave contact details for the owner, Owen. I contacted and informed him of my findings, but he refused to accept that the dogs were sick and said that they lose hair after breeding and its normal. He was more concerned with about finding out who the complainant was than the wellness of his dogs. I left a notice to comply instructing him to have the adults and the puppy treated by a vet by **12h00 and to contact me by 13h00 on 3rd March 2026.** (See attached Notice marked **A1**)
5. On **3rd March 2026** I asked Inspector Ralph Chivaviro to do a follow up inspection as Owen had not contacted me as per the notice and I suspected that he had not taken the dogs for treatment.



DEPONENT



[Handwritten signature] RS

The deponent has acknowledged that he knows and understands the contents of this affidavit/declaration, which was signed and sworn to before me at Boksburg on this the 05 day of March 2026, 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.



[Signature]
R. Seboane
Boksburg Court
SAC

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PHOTOGRAPHIC EVIDENCE

Address: Mast Towing, 526 Newgold Street Angelo

Owner: Owen

Date photographs taken - 2nd March 2026

Photographs taken by: Tshepo Sithole

Photo 1: Shows the one of the adult dogs with hair loss due a skin problem.



Photo 2. Shows the sick puppy



Tshepo Sithole
RS

3

MAGISTRATE	
Cnr Trichard & Adderley St	
	05 MAR 2026
TEN (10)	
EKURHULENI MAGISTERIAL DISTRICT BOKSBURG MAGISTRATE COURT	

[Handwritten signature]



Society for the Prevention of Cruelty to Animals

Incorporated Association not for gain

PBO No: 930002061
NPO No: 001-863
Cnr Railway & Kruger Strs
Boksburg East
1459

BOKSBURG SPCA

Emergency Number: 083 763 6311

Email:

inspector1@boksburgspca.co.za

inspector3@boksburgspca.co.za

inspector4@boksburgspca.co.za

Dierebeskermingsvereniging

Ingelyfde Vereniging sonder winsoogmerk

PO Box 17356

Sunward Park

1470

Tel: 011 916 5906/7

NOTICE TO COMPLY

NAME & SURNAME:

Omni

DATE:

02 March 26

PHYSICAL ADDRESS:

*526 New gold Street
Boksburg*

ID NO.:

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TEL. NO.:

CELL NO.:

082 592 2650

REG. NO.:

Your are hereby instructed to:

- 1) Provide veterinary treatment for your two adult dog (Shar pei) regarding their skin problem. by tomorrow afternoon 12:00 03/03/26.*
- 2) Provide veterinary treatment for your puppy as well that appeared to be sick.*
- 3) You can contact Officer Tshupo Sibhale on 072 611 7708 072 611 7708 by tomorrow before 12:00*

MAGISTRATE

Cnr Trichard & Adderley St

05 MAR 2026

TEN (10)

This notice has been issued in terms of the Society for the Prevention of Cruelty to Animals Act No 169 of 1993 and refers to the Animals Protection Act No 71 of 1962.

SIGNED & ACCEPTED BY:

Ab - One

PLACE:

526 Newgold Street Boksburg

TIME:

17:42

REPRESENTATIVE:



BOKSBURG

**Society for the Prevention of Cruelty to Animals.
Dierebeskermingsvereniging.**

Boksburg SPCA
Cnr Railway & Kruger Strs
Boksburg East
Tel: 011 916-5906/7
Email: manager@boksburgspca.co.za

SEIZURE NOTICE

NAME & SURNAME: Owen Mast Toring DATE: 5/3/2026
PHYSICAL ADDRESS: 526 Newgold St Angelo ID. NO.: _____
TEL. NO.: _____ CELL NO.: _____ REG. NO.: _____

The following animals have been seized:

2 x Black Sharpei Adults - Male & Female
1 x Black Sharpei Puppy

The above mentioned animals 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: Refused to sign
PLACE: Angelo TIME: 13h 53
INSPECTOR: Ralph Chiraviro