



CRUELTY COMPLAINT SHEET AND INSPECTOR'S REPORT

Jabul P

3393

Complaint No.

DATE OF COMPLAINT: 14/01/26 TIME: 1140

COMPLAINANT DETAILS:

NAME & SURNAME: Anon

ADDRESS:

E-MAIL: TEL: CELL: 060 997 5474

ADDRESS OF PREMISES / PERSON TO BE INVESTIGATED:

NAME & SURNAME: Tony Fernandez

ADDRESS: 30 Paul Street, Parkroad, Boksburg

E-MAIL: TEL: CELL: 072 724 6636

NATURE OF COMPLAINT:

2 dogs abandoned by the owner they are not at home all the time the neighbour doesn't see anyone who is feeding the dogs. please do wellness check

Complainant notified: Date: 15/01/26 Time: 11:30
Telephonically ☒ E-mail ☒ In person ☐

INVESTIGATION REPORT

DATE: 15/01/26 TIME: 11:10 WARNING No

Access granted by: No Access Given

Animals seen: Male Pitbull tan and white, female ASD Black & Tan

Concerns	Yes	No
Water available		
Adequate shelter available		
Adequate space available		
Clean living environment		
Animal/s chained / tethered / caged		
Animal/s in good condition		
Veterinary problems / health concerns		

Note: Any concerns noted in this table must be explained in detail in the Inspector's report.

Report/Findings: Nobody was Home, neighbour came to me and gave me her phone because the House owner was on the line, the owner told me that they going thru a divorce but they do come every night to feed the dog. Left a notice to comply so the owner can give me Access and

Action taken: (ie warning, education, seize, etc) notice to

INSPECTOR: Officer Sabirah Murchi

SIGNATURE: V. Finremac
26 MAY 2026
DISTRICT MAGISTRATE COURT
BOKSBURG

**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

**Dierebeskermings-
vereniging**

Ingelyfde Vereniging sonder winsoogmerk

0485

PO Box 17356
Sunward Park

1470

Tel: 011 916 5906/7

NOTICE TO COMPLY

NAME & SURNAME: Owner DATE: 15/01/2026

PHYSICAL ADDRESS: 30 Paul Street.
Parkrand, Boksburg- ID NO.:

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TEL NO.: _____ CELL NO.: _____ REG. NO.: _____

Your are hereby instructed to:

contact the Boksburg SPCA Regarding
The welfare of your dog's.

ALL contact officer Taba by 09:00 tomorrow
Morning on 069 465 6339

contact us by 09:00 Tomorrow
Morning of the 16/01/2026.



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: Not Signed

PLACE: 30 Paul Street, Parkrand TIME: 11:28

REPRESENTATIVE: Zabcedu



Incorporated Association not for gain

Ingelyfde Vereniging sonder wonsoogmerk

PBO No: 930002061
NPO No: 001-863
Cnr Railway and Kruger Streets
Boksburg East
1459

BOKSBURG SPCA

☐ inspector1@boksburgspca.co.za
☐ inspector3@boksburgspca.co.za
☐ inspector4@boksburgspca.co.za

P O Box 17356
Sunward Park
Boksburg, 1470
Tel: +27 (0) 11 916 5906/7

WARNING

To: Mr / Mrs / Ms <u>Owner</u>	Date <u>13/05/2026</u>
Address <u>30 Pohl Street, Parkrand, Boksburg</u>	ID No
Tel No	Cell No
Veh Reg No	Trailer Reg No

You are hereby warned: (Please pay attention to all the points on this warning, even those not ticked)

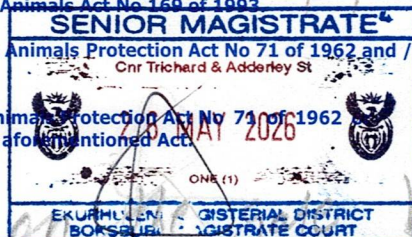
- ☐ 1. To provide the animal/s with adequate food on a daily basis.
- ☐ 2. To provide the animal/s with sufficient potable water 24 hours a day.
- ☐ 3. To provide the animal/s with adequate shelter against the elements within _____ hours / days.
- ☐ 4. To provide the sick or injured animal/s with adequate veterinary treatment within _____ hours and provide the SPCA with a veterinarian report within the given time frame.
- ☐ 5. To clean and hygienically maintain the animal/s living environment within _____ hours.
- ☐ 6. To groom the animal/s within _____ hours and keep them in a fit and healthy state at all times.
- ☐ 7. To untie/unchain the animal/s immediately to roam freely inside the property or to place the animal/s on a "running chain" within _____ hours / days. (Advice can be obtained from Inspector)
- ☐ 8. Possible abandonment of animal/s on the property is suspected.
- ☐ 9. Tail / ear maiming or any other surgical mutilation is not permitted on animals.
- ☐ 10. Baiting, inciting or provoking any animal to attack another animal or to allow any animal to attack another animal is not permitted.
- ☒ 11. To contact SPCA Inspector Sibiga on 083 763 6311 within 24 hours / days to discuss the concerns.
- ☒ 12. Other / remarks:

You are hereby warned that your two dogs may no longer remain living / unattended at 30 Pohl Street, Parkrand.
Your animals have been living at a property where no one resides and without supervision for almost a year and for security purposes only. The property is overgrown and the animals have no supervision. It is unacceptable that if they should be harmed, there is no one to attend their urgent needs. You are requested to either surrender them to the Boksburg SPCA or otherwise make alternative arrangements for their safe relocation by no later than Friday 15 May 2026. Failure to do so will result in their removal by the Boksburg SPCA.

This warning has been issued in terms of the Society for the Prevention of Cruelty to Animals Act No 169 of 1993.

Failure to comply with this warning may render you liable for prosecution under the Animals Protection Act No 71 of 1962 and / or Performing Animals Protection Act No 24 of 1935.

Any person who:- obstructs, hinders or resists an officer authorised in terms of the Animals Protection Act No 71 of 1962 conceals any animal shall be guilty of an offence in terms of Section 8(4) of the aforementioned Act.



SIGNED & ACCEPTED BY: Left attached

PLACE: 30 Pohl Street, Parkrand, Boksburg **TIME:** 14h08

INSPECTOR: N. STRIJA

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

To: **INSPECTOR NKOSINGIPHIWE SIBIYA** (Boksburg SPCA)

WHEREAS it appears to me from information provided on oath that there are reasonable grounds to believe that within the Magisterial District of Ekurhuleni, Sub-District Boksburg, there are certain

1 x Pitbull (tan & white) (male)

1 x German Shepherd (black & tan) (female)

in the possession of / under the control of / upon the premises of and/or upon the person of **Tony Fernandez at 30 Pohl Street, Parkrand, Boksburg** whose conditions are required to be examined for purposes of determining whether an offence in terms of section 2 of the aforesaid Act has been, is being or is likely to be committed.

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

1. Examine the animal/s and the conditions in which it/they is/are kept.
2. Take such photographic and/or video footage of such conditions as may be reasonably necessary.
3. Take into custody any and all evidence and/or equipment required for the purposes of a prosecution.
4. If necessary take with you onto the aforesaid property the following person/s:
 - a. Boksburg SPCA Inspector Ralph Chivaviro
 - b. Boksburg SPCA Field Officer Tshepo Sithole
 - c. Boksburg SPCA Field Officer Jabulani Manchidi
5. Seize any animal/s and take it/them into your custody if it is reasonably necessary to prevent cruelty to or suffering of such animal/s.
6. Deal with it/them according to law or bring it/them before me to be dealt with according to law.

THIS WARRANT is valid for execution until 27th day of May 2026.

GIVEN UNDER my hand at Boksburg on this the 26th day of May 2026.





ANIMALS PROTECTION ACT 71 of 1962

MAGISTERIAL AUTHORISATION

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

NKOSINGIPHIWE SIBIYA

ID No: 951125 5902 089

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, SUB-DISTRICT OF BOKSBURG** held at **BOKSBURG (GP)**, 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 authorised by the **BOKSBURG SPCA** to act on its behalf.

Given under my hand this 27 day of March 2026

Official Stamp to go here

Name EMANUEL MAGAMPA

VEN (10)

Holder's Photograph

Signed [Signature]

SPCA NATIONAL COUNCIL

Authorisation No. **16439**



25th MAY 2026

AFFIDAVIT

I, **Jabulani Manchidi** ID. **8512085928089** hereby make oath and declare in English as follows: -

1.

I am an adult male employed as a Field Officer by the Societies for the Prevention of Cruelty to Animals Boksburg (Boksburg SPCA) at Cnr Railway and Kruger Street, Boksburg, Johannesburg with contact telephone number/s 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.

In terms of my duties as a Field Officer of the Boksburg SPCA our objectives are to prevent the ill-treatment of animals.

3.

On 14th January 2026 The Boksburg SPCA Received a Cruelty Complaint Regarding 2 Dogs that have been abandoned for several months at House number 30 Pohl street in Parkrand, Boksburg. I went to the house on the 15th January 2026 at 11:10 pm. On arrival I found 2 Dogs, A Tan & white Male Pitbull type and a Female Black & Tan German Sherped Type. Both Dogs were in a Fair Condition, However, there was nobody home, there was no food or water in sight and grass on the property was over grown. The I left a Notice to Comply for the Owner to Contact me within 24hours.

4.

Mr Tony Fernandez who is the owner of the property gave me a call the same evening and explained that he is going thru a divorce with his Wife so as soon as their Divorce has been finalised, the court will decide who gets to keep the dogs. In the meantime the Dogs are being kept alone on the property, with no supervision and being used as security for the house as Mr Fernandez Mentioned this. On the 1st of May 2026 I went to do a follow-up after receiving another cruelty complaint regarding the same Dogs and I found them still without food or water insight and there was no one Home. A Warning was issued on the 13 May 2026 stating that Mr Fernandez must make arrangements to re home his 2 Dogs or Surrender them To the Boksburg SPCA by the 15th of May 2026. He called me the same day and asked for more time to remove his Dogs and I asked him to speak to my manager. He told my manager that he is keeping the dogs there as security for the house and my manager explained to him that he cannot keep the dogs there unsupervised because should they fall ill or get injured, there is no one to attend to their immediate needs. He said he would remove the dogs before the 15th of May as the warning has stated.

5.

On the 15th of May I returned and I didn't see the Dogs like I always do even after hooting at the gate, they didn't come out. On 20 May 2026 Field Officer Tshepo Sithole went to do a well ness check after receiving another Cruelty complain Regarding the same Dogs. The 2 Dogs were found back on the property with no food or water. He also found nobody Home and He could see the empty bowls from the gate that there is no water or food available for the Dogs. The Grass was overgrown still so he couldn't see if there is faeces or not.



6.

I am of the opinion the dogs on this property are being neglected and are being used solely for security purposes to guard an empty house. The animals have allegedly been left alone for months on end in a property that is not maintained and potentially a danger hazard.

I know and understand that the contents of this declaration.

I have no objection to taking the prescribed oath.

I consider the oath to be binding upon my conscience.

PLACE Boksburg

DATE 25/05/2026

TIME 12:16



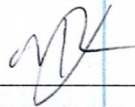
SIGNATURE OF DECLARANT

I certify that the deponent has acknowledged that he/she understand the content of this declaration which was sworn before me and the deponent's signature was placed thereon in my presence.

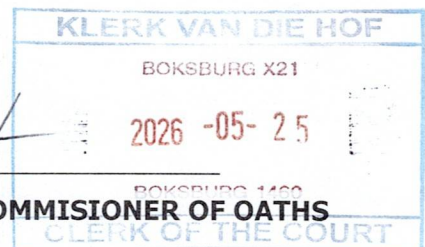
PLACE Boksburg

DATE 25/05/2026

TIME 12:21



SIGNATURE OF COMMISSIONER OF OATHS



**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,

Nkosingiphiwe Sibiya

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 13 May 2026, Field Officer Jabulani Manchidi notified me regarding 2 dogs that were being kept alone on the property at No. 30 Pohl Street, Parkrand, Boksburg for months with no supervision and being used as security for the house at No. 30 Pohl Street, Parkrand, Boksburg.
6. On 13 May 2026, at approximately 14:08, a warning was issued and attached to the gate for the owner to surrender the dogs to Boksburg SPCA or to make alternative arrangements.



their safe relocation by no later than 15 May 2026, because if they should be harmed there is no one to attend to their urgent needs.

7. 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: The dogs has been staying at the property for months without supervios.I am of the reasonable view that this is an offence in terms of Section 2(1)(q) of the Animals Protection Act No 71 of 1962.

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 the aforesaid animal is kept and to remove the aforesaid animal if the conditions previously found has not been remedied.

9. I request that such warrant authorize the following people to accompany me upon such examination.

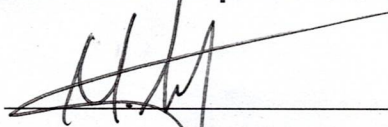
- **Boksburg SPCA Inspector Ralph Chivaviro**
- **Boksburg SPCA Field Officer Tshupo Sithole**
- **Boksburg SPCA Field Officer Jabulani Manchidi**

10. In addition, the Boksburg SPCA requires to take video and photo evidence 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.

I know and understand the constant of this declaration

I have no objection to taking the prescribed oath

I consider the prescribed oath to be binding on my conscience.



Signature of Deponent

Nkosingiphiwe Sibiya



I certify that the deponent has acknowledge that he understands the content of this declaration which was sworn to before me and the deponent's signature was placed thereon in my presence.

At Boksburg On (date) 25/05/2026 At (time) 12:17

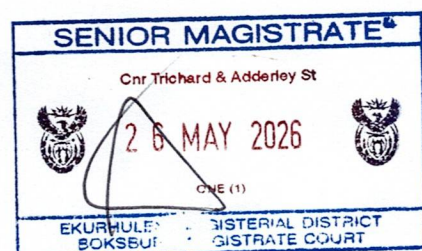

Signature: Commissioner of Oaths



Full Names: Itumeleng Kganyago

Designation: SAC

Business address: Cnr Adderley and Trichard & Road Boksburg



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