

ORDER 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: Senior Prosecutor

WHEREAS it appears to me from information provided on oath that there are reasonable grounds to believe that within the Magisterial District of ATLANTIS there is / are certain animals in the possession of / under the control of / upon the premises of and / or upon the person of Lucky Lucy Foundation or any other person designated to care for the animals and / or manage the property known as 53 AR16 road, Cape Farms – District C / Erf 28 Portion 17 (PN7 09) (9JX3+QH, Cape Farms, Cape Town, 8000) 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 persons:
 - a. **Members of South African Police Service (SAPS)**
 - b. **Members of Animal Anti-Cruelty League (AACL)**
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.

GIVEN UNDER my hand at Atlantis on this 9 day of September 2026


Magistrate Signature

NPO 000-561
ANIMAL ANTI-CRUELTY LEAGUE
96 JOFORS CIRCLE, EPPING 2
P.O. BOX 59, RONDERBOSCH, 7701
021 534-6426

SENIOR MAGISTRATE
Private Bag X2, Reygersdal 7352
2026 09 09

C.J. CLAASSEN
Magistrate Name & Surname

Search Warrant

(Section 20, 21 and 25, Criminal Procedure Act, 1977 (Act 51 of 1977))

To: SAPS Members ATLANTIS**Lucky Lucy Foundation** at 53 AR16 road, Cape Farms – District C / Erf 28 Portion 17 (PN7 09)
(9JX3+QH, Cape Farms, Cape Town, 8000)

I Roxanne Groenewald, Animal Inspector of the Animal Anti-Cruelty League, 90 Bofors Circle, Epping 2 which is in command of the search and any other member of the Welfare and/or South African Police Service who may be able to assist in conducting the search and seizure.

It appears to me from information on oath that there are reasonable grounds for believing that, within the Magisterial District of **Atlantis** there are articles, identified in Annexure "A" hereto, which-

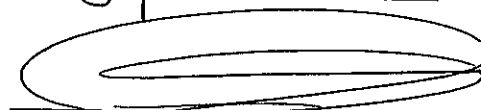
- (a) Are on reasonable grounds believed to be concerned in the suspected commission of:
- (b) May afford evidence of the suspected commission of:
- (c) Are on reasonable grounds believed to be intended to be used in the commission of:
The offence(s) of:
- (1) **Contravening Section 2 Subsection 1 (a), (b), (c), (e), (q) & (r) Offences in Respect of Animals**
- (2) **Contravening Section 8 Subsection 1 (a)(b) (c) & (d) Powers of Officers of Society for the Prevention of Cruelty to Animals.**

And I have reasonable grounds for believing that such articles

*upon or at are 53 AR16 road, Cape Farms – District C / Erf 28 Portion 17 (PN7 09) (9JX3+QH, Cape Farms, Cape Town, 8000) you are therefore authorized during the DAY to:

Enter and search the identified premises and any person found on or at such premises,
And directed to seize article(s) referred to in Annexure "A" found during the search and to deal therewith in accordance with Section 30 of the Criminal Procedure Act, and/or in accordance with the section 2 & section 8 of the Animal Protection Act.

Give under my hand at ATLANTIS on this day 9 of September of 2026


Signature

NPO 000-561
ANIMAL ANTI-CRUELTY LEAGUE
90 BOFORS CIRCLE, EPPING -
P.O. BOX 59, RONDEBOSCH, 7701
021 534-6426

CATH TERRENCE CLAASSEN
Full name

SENIOR MAGISTRATE
Private Bag X2, Rooyersdal 7352
2026 -09- 09
ONE

SENIOR MAGISTRATE
Designation
Magisterial District: **ATLANTIS**

ANNEXURE "A"

The premises of Lucky Lucy Foundation at 53 AR16 road, Cape Farms – District C / Erf 28 Portion 17 (PN7 09) (9JX3+QH, Cape Farms, Cape Town, 8000) needs to be searched for:

In Terms of the Animal Protection Act no. 71 of 1962 and supporting regulation 468

S2(1) (a)(b)(c)(e)(q)(r)

S8(1)(a)(b)(c)(d)

Section 2 Sub Section 1: Offences in respect of animals.

- (a) Neglects any animal.
- (b) Confines any animal unnecessarily or under such conditions or in such manner or position as to cause that animal unnecessary suffering or in any place which affords inadequate space, ventilation, light protection or shelter from heat, cold or weather.
- (c) Unnecessarily starves or under-feeds or denies water or food to any animal.
- (e) Being the owner of any animal, deliberately or negligently keeps such animal in a dirty or parasitic condition or allows it to become infested with external parasites or fails to render or procure veterinary or other medical treatment or attention which he is able to render or procure for any such animal in need of such treatment or attention, whether through disease, injury, delivery of young or any other cause, or fails to destroy or cause to be destroyed any such animal which is so seriously injured or diseased or in such a physical condition that to prolong its life would be cruel and would cause such animal unnecessary suffering;
- (q) Causes, procures or assists in the commission of any of the aforesaid act or being the owner of any animal, permits the commission or omission of any such act.
- (r) By wantonly or unreasonably or negligently doing or omitting to do any act or causing or procuring the commission or omission of any act, causes any suffering to any animal.

Section 8 Sub Section 1: Powers of officers of society for prevention of cruelty to animals.

- (a) Without warrant and at any time with the consent of the owner or occupier, or failing such consent on obtaining an order from a magistrate, enter any premises where any animal is kept, for the purpose of examining the conditions under which it is so kept.
- (b) **WITHOUT WARRANT ARREST** any person who is suspected on reasonable grounds of committed an offence under this Act, if there is reason to believe that the ends of justice would be defeated by the delay in obtain a warrant.
- (c) on the arrest of any person on a charge of an offence under this Act, seize any animal or thing in the possession or custody of that person at the time of arrest and take it forthwith to a police officer, who shall deal with it in accordance with the provisions of the Criminal Procedure Act, (Act No. 51 of 1977)
- (d) Exercise in respect of any animal the powers conferred by sub-section (1) of section five upon a police officer and in respect of such exercise of those powers, the provisions of the said section shall mutatis mutandis apply.

**APPLICATION FOR THE ISSUE OF A WARRANT IN TERMS OF SECTION 8(1) OF
THE ANIMALS PROTECTION ACT 71 OF 1962 and SUPPORTING REGULATION 468**

SUPPORTING AFFIDAVIT

I Roxanne Groenewald, state under oath in English

1.

I am an adult female with ID 910624 0030 086, employed as an Inspector by the Animal Anti-Cruelty League Cape Town ("AACL") at 90 Bofors Circle, Epping Industrial 2, Cape Town with contact telephone number/s 021 534 6426 or 067 863 3969.

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 27th August 2026, I Inspector Roxanne was tasked to do a welfare Inspection at the premises of Lucky Lucy foundation in Atlantis. The first Inspection on their 377 cats on premises was conducted on 27th August 2026.

The second Inspection for the 150 dogs is scheduled for 8th September and now have been denied access to.

4.

Lucky Lucy Foundation

53 AR16 road, Cape Farms – District C / Erf 28 Portion 17 (PN7 09)

(9JX3+QH, Cape Farms, Cape Town, 8000)

5.

On the 27th August 2026 I arrived in Atlantis on the farm, where it was gated and I was just to open lock, gain entry and place lock on gate again. One of the board member allowed me access to inspect where the cats where housed and I conducted my inspection.

On inspection I found 20 cats in need of medical treatment in different enclosures on premises. I requested these cats be attend to by a veterinarian and vet reports be send to AACL.

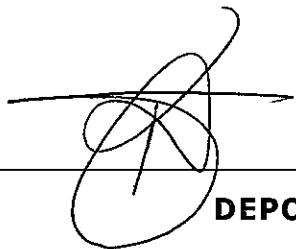
In the process of this they have contacted me denying me access to complete my inspection on the dogs they are keeping on the premises. We are concerned about the welfare of the dogs on the premises.

This has lead us to believe the ends of justice is being defeated.

I Roxanne Groenewald, state under oath in English

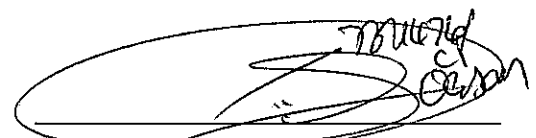
The main objective of the Animal Anti-Cruelty League is to engage in and promote animal welfare activities for the prevention of cruelty to animals and to provide for their care and protection.

In the light of this information I wish to apply for a search warrant at the above mentioned premises.



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 Atlanta on this the 08 day of Aug 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.



COMMISSIONER OF OATHS

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