

DEFERRED FINES

Def: 50/23

A. CASE NUMBER: A1114/22 POLICE STATION: MANEENAD CAS: 211/122

B. ACCUSED

*MAN/WIFE OF ACCUSED

Name RICHARD STANLEY

Name

ID No 0310026070089

ID No

Home Address

Work Address

9 tuma RACE

N/A

ELDER NWA

Home Tel No 0713001675

Work Tel No

Own Vehicle Reg No

C. EMPLOYER OF ACCUSED

ACCUSED NEXT OF KIN

Name TIM BARK

Relationship

Address EPING INDUSTRIAL

Name

7460

Address

0829352132

Tel No 021 5316071

Tel No

0641066129

D. DATE OF SENTENCE 20.07.2023

SENTENCE A fine of R2500 on 5 months imprisonment in
ADDITION A further 12 months imprisonment
of which latter imprisonment exceeded for a period
of 5 years

E. DETAIL OF ORDER OF PAYMENT

1.	<u>15</u>	<u>/08</u>	<u>/23</u>	<u>R</u>	<u>2500-00</u>	9.	<u>/</u>	<u>/</u>	<u>R</u>
2.	<u>16</u>	<u>/09</u>	<u>/23</u>	<u>R</u>	<u>2500-00</u>	10.	<u>/</u>	<u>/</u>	<u>R</u>
3.	<u>/</u>	<u>/</u>	<u>/</u>	<u>R</u>		11.	<u>/</u>	<u>/</u>	<u>R</u>
4.	<u>/</u>	<u>/</u>	<u>/</u>	<u>R</u>		12.	<u>/</u>	<u>/</u>	<u>R</u>
5.	<u>/</u>	<u>/</u>	<u>/</u>	<u>R</u>		13.	<u>/</u>	<u>/</u>	<u>R</u>
6.	<u>/</u>	<u>/</u>	<u>/</u>	<u>R</u>		14.	<u>/</u>	<u>/</u>	<u>R</u>
7.	<u>/</u>	<u>/</u>	<u>/</u>	<u>R</u>		15.	<u>/</u>	<u>/</u>	<u>R</u>
8.	<u>/</u>	<u>/</u>	<u>/</u>	<u>R</u>		16.	<u>/</u>	<u>/</u>	<u>R</u>

F. FINE CLASSIFICATION

STATE

ADD MAGISTRATE: GOODWOOD

Private Bag X4, Goodwood 7459

2023 -07- 20



J175 (81/810713)

REPUBLIC OF SOUTH AFRICA

Summons No. 1026/2022 MAS 211/01/2022 RAVENSMEAD

Case No....

SUMMONS IN CRIMINAL CASE

A / 1114 / 2022

GOODWOOD COURT

Magistrate's Court

179 2022CRM003562

District GOODWOOD	Regional division WESTERN CAPE	
Held at GOODWOOD	Court A	Date of trial 24/11/2022

TO THE ACCUSED

- 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.
- An admission of guilt fine of may be made on or before

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 RIDAWAAN STRYDOM	
Address NO 09 FULLER PLACE	
Gender	MALE
Age	19 YEARS
Occupation	
Id No.	0 3 1 0 0 2

Particulars of charge(s):

Accused is/are guilty of the offence of AS PER ANNEXURE

in that upon or about the 20 day of DECEMBER in the year 2021 and at or near

EUREKA ESTATE, RAVENSMEAD

the accused did wrongfully

CONTROL DOCUMENT

CLERK OF THE COURT
PRIVATE BAG 34
2022 -10- 18
GOODWOOD 7459
CLERK OF THE COURT

*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".

ADMISSION OF GUILT

*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

Magistrate

Case no A1114/22
Count No 1

THE STATE versus

Ridwaan Strydom

(Hereinafter referred to as the accused)

CRUELTY TO ANIMALS

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

IN THAT on or about 20.12.2021 and at or near Eureka Estate, Ravensmead
in the Sub-District of Goodwood within the District of the City of Cape Town, the accused did unlawfully and intentionally: -

(a) ill-treat, neglect, torture or maim or cruelly beat or terrify an animal, to wit

a dog by stabbing it with
a knife to death.; or

(b) confine, chain, tether or secure an animal to wit _____

unnecessarily or under such conditions or in such manner or position as to cause that animal unnecessary suffering, OR in a place which affords inadequate space, ventilation, light, protection or shelter from heat, cold or the weather, by _____

_____ ; or

(c) unnecessary starve or underfeed or deny water or food to an animal, to wit _____

_____.

GOODWOOD B COURT A-COURT

①

CASE NO: A1114/22

Court Composition

Date: 24.11.2022

Presiding Officer: Mr Phillips

Public Prosecutor: Ms Muofhe / ~~Ms Morkat~~

Legal Representative: ~~In Person~~ / ~~Legal aid~~

Mr Philander

Court Clerk: Mr S Roman

Interpreter: Ms E Booysen

Proceedings in Camera: Yes / No

Guardian:

COURT TO ACCUSED

You are entitled to legal representation. When applying for legal representation, you are free to instruct an attorney of your own choice. You are liable for your attorney's fees.

If you cannot afford an attorney, you may apply for legal representation at the Legal Aid Board. If you qualify an attorney will be appointed to conduct your defence free of charge.

You are never the less entitled to conduct your own defence without legal representation.

Q : Do you understand ?

A: Yes

Q : What do you prefer?

A:

11.1.23 Jan Anderson

For: Captain An

Adv. Bo Aday

2

GOODWOOD C COURT

CASE NO.: A1114/22

Court Composition

Date:

Presiding Officer: Mrs N. Dayimani

Public Prosecutor: Mr. R G Eddie

Legal Representative: In Person / Legal aid (Mr. Ngoqo)

Court Clerk: Mr. D Bok

Interpreter: Ms. E Booysen

Proceedings In Camera: Yes / No

Guardian:

COURT TO ACCUSED

You are entitled to legal representation. When applying for legal representation, you are free to instruct an attorney of your own choice. You are liable for your attorney's fees.

If you cannot afford an attorney, you may apply for legal representation at the Legal Aid Board. If you qualify an attorney will be appointed to conduct your defence free of charge.

You are never the less entitled to conduct your own defence without legal representation.

Q : Do you understand ?

A: Yes

Q : What do you prefer?

A: Mr Filander .

PP: make on ROLL for Outone
at court.
PP: Forgive me, I was taking
place & request a review
for Reps.

PP: so 29/02/23 for Outone
at Reps.
He wanted for 81030.

11101123.

3

GOODWOOD: A COURT

CASE NO: Am41222

DATE: 9 February 2023

Presiding Officer: R. Phillips

Public Prosecutor: R.J Stewe

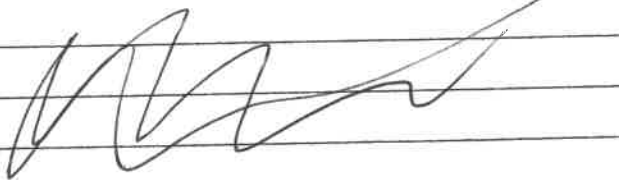
Interpreter:

Legal Representation: In Person / ^f ~~Mr. Pailander~~

11 4.4.23 11 trial

Ans: Capin hph

Obs. also A Camp



4

GOODWOOD: A COURT

CASE NO: A1114/2022

DATE: 4 APRIL 2023

Presiding Officer: R. Phillips

Public Prosecutor: R.J Stewe

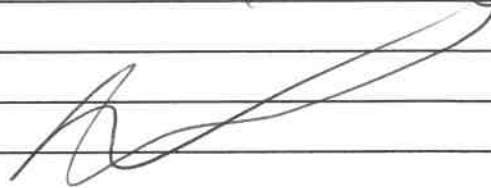
Interpreter:

Legal Representation: In Person / ~~Mr. Ngogo~~ Mr. Filanden

21.4.23 Alena

~~Mr. Ngogo~~
Mr. Capin Mw

Alu - bso Alcom



GOODWOOD A COURT

(5)

CASE NO.: A114/a

Court Composition

Date: 20 April 2023

Presiding Officer: Mr Phillips

Public Prosecutor: Mr Plaatjie

Legal Representative: Mr Philander in Person / Legal Aid Mrs L. Thomas

Court Clerk: Ms Marshall

Interpreter: Ms Nketiah

Proceedings In Camera: Yes / No

Guardian: _____

11.8.23 / Hindi

Att: Carpen Male

Qlw. lso A Court

20.4.23

6

Case No: A1114/22

On 08 June 2023

Presiding Officer: Mr Phillips

Public Prosecutor: Mr A Plaatjie *Mr Phisoanor*

Defence: ~~In Person/Mrs L Thomas~~

Court clerk: Ms Marshall

Interpreter:

AP 20-7-23 *Medunzi*

Dr. Cooper Min

Dr. Bo A. G. G. G.

Dr. ...
... 23 ...
... 23 ...

GOODWOOD: A COURT

CASE NO: A1114/2022

DATE: 20 JULY 2023

Presiding Officer: Mr. R. Phillips

Public Prosecutor: Mr. R.J Stewe

Clerk: Ms. P. Marshall/ Mr S. Roman

Interpreter: 1

Legal Representation: In-Person / Mrs. L.S. Thomas *uv. Philander*

This image shows a single sheet of white paper with horizontal blue or grey ruling lines. The lines are evenly spaced and run across the width of the page. There are approximately 20 lines visible. The paper appears to be from a notebook or a standard sheet of stationery. There is no handwriting or other markings on the page.

IN THE **MAGISTRATES COURT** FOR THE SUB-DISTRICT OF GOODWOOD
WITHIN THE DISTRICT OF THE CITY OF CAPE TOWN HELD AT
GOODWOOD

In the matter between

CASE NO: A/1114/2022

THE STATE

And

RIDAWAAN STRYDOM Accused (Hereinafter referred to as "the accused")

PLEA AND SENTENCE AGREEMENT IN TERMS OF SECTION 105A OF ACT 51 OF 1977
--

A. PREAMBLE

WHEREAS:

1. The **Accused** is charged with one count of **contravening the provisions of section 2(1)(a) read with section 1, 3 and 4 of the Animals Protection Act 71 of 1962 – Cruelty to Animals.**
2. The Control Prosecutor, **Ms. Farieda Jacobs**, has been duly authorized in writing by the National Director of Public Prosecution, as required by **Section 105A** of Act 51 of 1977, to negotiate and enter into an agreement with the **Accused.**
3. The Control Public Prosecutor is duly authorized to conduct proceedings in Court on behalf of the **State** in connection with the agreement, after it has been duly entered into.
4. The Control Public Prosecutor, **Ms. Farieda Jacobs**, and the **Accused**, who is represented by **Mr. R Filander (Filander Attorneys)** have negotiated and entered into the agreement in respect of a **plea of guilty** on behalf of the **Accused** in respect of the offences of which he may be convicted of as well as the sentence to be imposed by the Honorable Court.


R. Strydom

5. The Accused has been informed of his rights referred to in **Section 105A (2) (a) (i-iii)** of Act 51 of 1977.
- a. To be **presumed innocent** until proven guilty beyond a reasonable doubt;
 - b. To remain **silent and not** to testify during proceedings;
 - c. Not to be compelled to give **self-incriminating** evidence; and
 - d. That he is **not obliged** to enter into this agreement, but if he does enter into this agreement, the contents thereof will be made known to the Honorable Court which may convict and sentence him in terms of the agreement or may refuse to accept the agreement, in which case the agreement will be **null and void** and the State will not be able to use or present such agreement against him as evidence in a criminal trial before another Court.
6. The Control Public Prosecutor, **Ms. Farieda Jacobs**, has duly compiled with the requirements of **Section 105A (1)(b)** of Act 51 of 1977:
- a. The State has consulted with the investigating officer, **Warrant Officer E Mettler** from **Ravensmead SAPS** who is the investigating officer in respect of this matter, who indicated that she is satisfied with the terms of the agreement, including the sentence.
 - b. Due regard has been had to the circumstances prescribed in **Section 105A (b) (ii)** of Act 51 of 1977. The Control Prosecutor consulted with the complainant and the investigating officer, as to this agreement with due regard to:
 - (aa) The nature and particular circumstances of the offence;
 - (bb) The accused's personal circumstances
 - (cc) Previous convictions of the accused, if any, and
 - (dd) The interests of the community.
 - c. The provisions of section 105A(1)(b)(iii) of Act 51 of 1977 has been complied with, by consulting with and affording the complainants **William Davids and Chief Inspector Jaco Pieterse**, the opportunity to make representations to the "Prosecutors" regarding the contents of the agreement and the inclusion in the agreement of a condition relating to compensation or the rendering to the complainants of some specific benefit or service in lieu of compensation for damage or pecuniary loss and they

10 10
R. Strydom

thereafter expressed their satisfaction with the agreement before Court in its present form.

7. The **Accused** has been informed that this agreement does not preclude the Presiding Officer from performing his/her functions in terms of **Section 103** of Act No. 60 of 2000 or in terms of **Section 35** of Act No. 93 of 1996, where applicable.
8. The **Accused** represented and assisted by his legal representative, admits guilt in respect of the charges as set out in the charge sheet.

NOWHEREFORE, the Control Public Prosecutor, **Ms. Farieda Jacobs** and the **Accused** who is represented herein by **Mr. R Filander** have negotiated and reached the following agreement with the following terms in respect of the **plea of guilty** by the **Accused** as well as just and fair sentence to be imposed by the Honorable Court.

B. PLEA OF GUILTY AND ADMISSIONS

I, the undersigned am the Accused in this matter;

1. Have been charged with the following offence –

Count 1: Contravening the provisions of section 2(1)(a) read with section 1, 3 and 4 of the Animals Protection Act 71 of 1962 – Cruelty to Animals.

2. The **Accused** understands the charges against him as set out in the charge sheet and freely and voluntarily and without any undue influence, pleads guilty thereto, on the basis set out below.
3. The following further facts are admitted:

Count 1:

4. In that on or about **20/12/2021** and at or near **Eureka Street**, Ravensmead in the sub-district of Goodwood within the District of the City of **Cape Town**, the accused to wit Ridawaan Strydom did unlawfully and intentionally ill-treat, neglect, torture or maim or cruelly beat or terrify an animal to wit a dog by stabbing the dog with a knife.

MS 
R. Strydom

5. In amplification of the above **plea of guilty**, the following facts are admitted by me: -

- a. On Monday, 20 December 2021 at approximately 17H00, I admit that I was at the above-mentioned address namely Eureka Street, Ravensmead that falls in the jurisdiction of this Honourable Court.
- b. I admit that I walked past my neighbours house, who is William Davids. I admit that I saw his dog.
- c. I admit that I took out a knife and stabbed his dog in the dog's neck area. I admit the reason that I stabbed the dog is because the dog barked at me.
- d. I admit that it was my intention to ill-treat, neglect, torture or maim or cruelly beat or terrify the dog by stabbing the dog with a knife.
- e. I admit that the dog died because of my above-mentioned actions.
- f. I admit that I had no reason or permission to act in this manner.
- g. I admit that I was then arrested and charged by the police thereafter.
- h. I further admit that at all material times I knew my conduct was wrong, unlawful, and punishable by a court of law.
- i. I admit I understand the charge against me as set out in the charge sheet.

NOW THEREFORE the **Accused** admits that he is **guilty** in respect of the abovementioned charges, as set out in the **Charge Sheet**.


R. Strydom

C. FACTORS RELEVANT TO SENTENCE

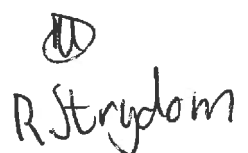
1. The seriousness of the offence, the interests of the community and the personal circumstances of the **Accused have** duly been considered and taken into account by all the parties.

D. MITIGATING FACTORS ARE AS FOLLOWS

1. The conclusion of this matter by way of Section 105A of Act 51 of 1977 has spared the State the expense and inconvenience of a protracted trial.
2. The **Accused** is 19 years old, single and has one minor child aged one.
3. The accused is currently employed at Tin Pack in Epping and earns ±R1000 per week which he uses to support his family and minor child.
4. The accused has pleaded guilty, acknowledged the wrongfulness of his actions, and expressed remorse thereof.
5. The accused indicates that he has learnt his lesson and will not act like this again.
6. The accused is a first offender – see SAP69s attached.

E. AGGRAVATING FACTORS ARE AS FOLLOWS:

1. The offence for which the Accused has pleaded guilty to is a serious and prevalent one within the jurisdictional area of this Honorable Court.
2. Animal cruelty does not only hurt the animal, but affects our entire community and animal lovers in particular, especially the owner of the said dog, MR William Davids and the SPCA who is one of the complainants in this matter.
3. The suffering this dog endured as a result of the above-mentioned stabbing. The fact that the dog died as a result of the stabbing of the said accused.


R. Strydom

4. All animals have the ability to suffer in the same way and to the same degree that humans do. They feel pain, fear, frustration, distress and pleasure. Animal's rights and their safety should be upheld and protected.

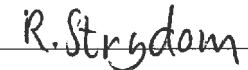
NOW THEREFORE the parties agree and pray that the Accused be sentenced as follows:

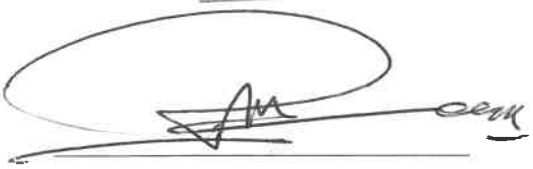
It is agreed that the following is a just sentence in the circumstances and is the **agreed sentence in respect of the charge mentioned above**:

- a) **A fine of R5000 fine or 5 months imprisonment. In addition a further Twelve (12) months imprisonment** which is wholly suspended for a period of five (5) years on condition that **the accused** is not again convicted of contravening any **provision/s of section 2 of the Animals Protection Act 71 of 1962** which is committed during the period of suspension.
- b) The Accused is denied ownership of any animal for a period of three (3) years from the date of imposition of this sentence in terms of the provisions of Section 3 of the Animal Protection Act 71 of 1962, as amended.

a. DATED AT GOODWOOD ON THIS 20th DAY OF JULY 2023


2023-07-20
DANDRIDGE NEETHLING
GOODWOOD
SENIOR PROSECUTOR
SENIOR PROSECUTOR


RIDAWAAN STRYDOM
ACCUSED


MR R FILANDER
(Filander Attorneys)
ATTORNEY FOR THE ACCUSED

Addendum

RIDAWAAN STRYDOM

CASE NUMBER: A1114/2022

1. **The Sentence:**

- a)** A fine of R5000 fine or 5 months imprisonment. In addition a further Twelve (12) months imprisonment which is wholly suspended for a period of five (5) years on condition that the accused is not again convicted of contravening any provision/s of section 2 of the Animals Protection Act 71 of 1962 which is committed during the period of suspension
- b)** The Accused is denied ownership of any animal for a period of three (3) years from the date of imposition of this sentence in terms of the provisions of Section 3 of the Animal Protection Act 71 of 1962, as amended.

ADD MAGISTRATE, GOODWOOD

Date

Dear Ms Jacobs

CAS 211-01-2022 // SECTION 105A CPA

Thank you for your call yesterday regarding the above matter.

As requested, please find attached a template of a Plea and Sentence Agreement in terms of Section 105A of the CPA for you to use – edit as needed.

We hereby confirm that you have consulted the SPCA in this matter and we are happy that you proceed with a Plea and Sentence Agreement in terms of Section 105A of the CPA with a sentence of 12 months imprisonment wholly suspended for a period of 5 years and that the accused is denied ownership of any animal for a period of five (5) years from the date of imposition of this sentence in terms of the provisions of Section 3 of the Animal Protection Act 71 of 1962.

We kindly request that you forward us a copy of the Plea and Sentence Agreement once signed and made an order of the court, for our records.

Please do not hesitate to contact me for more information or clarification.

Kind regards

Jaco Pieterse
Chief Inspector

Cape of Good Hope



Jaco Pieterse
Chief Inspector

T: 0217004158
E: inspmanager@spca-ct.co.za

Cnr First Road and 1st Avenue, Grassy Park, 7941
www.capespca.co.za



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Animal Cruelty Must Stop. No Animal Should Suffer.

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**AUTHORISATION IN TERMS OF SECTION 105A(1)(a) OF THE CRIMINAL PROCEDURE
ACT, 1977 (ACT 51 OF 1977)**

I, **SHAMILA BATOHI**, National Director of Public Prosecutions, hereby in terms of section 105A(1)(a) of the Criminal Procedure Act, 1977 (Act No. 51 of 1977) authorise the following prosecutors to negotiate and enter into plea and sentence agreements in criminal proceedings within their areas of jurisdiction:

- (a) Any District Court Prosecutor on salary level LP4 and any prosecutor on a higher salary level in respect of matters in the District Court: Provided that a prosecutor on salary level LP4 must negotiate and conclude the agreements in consultation with his or her immediate supervisor.
- (b) Any Regional Court Prosecutor on salary level LP6 and any prosecutor on a higher salary level in respect of matters in the Regional Court: Provided that a prosecutor on salary level LP6 must negotiate and conclude the agreements in consultation with his or her immediate supervisor.
- (c) Any Senior State Advocate on salary level LP9 and any prosecutor on a higher salary level in respect of matters in the High Court.

This authorisation is subject to the policy directives on plea and sentence agreements issued from time to time by the National Director of Public Prosecutions.

Given at Pretoria on this 5th day of June 2019.

ADV. S. BATOHI
NATIONAL DIRECTOR OF PUBLIC PROSECUTIONS



ANNEXURE Y

PARTICULARS OF CONVICTED PERSON: DEFERRED FINE

Case number: _____

To: The Magistrate

The following particulars of the under mentioned sentenced person are available and have, where possible, been verified as noted and a certified copy of the applicant's identity document is attached:

INFORMATION REQUIRED	Y/N	VERIFIED AGAINST	CONFIRMED BY (Name of Clerk)
Full names and Surname		Riederman Strydom	
Identity number		0310026070089	
Residential address		9 fuller place elsie	
Period at current address		9 fuller place elsie	
Telephone number		0713001575	
Name of employer		Peter	
Name of supervisor at employer			
Address of employer	?		
Business address (if self-employed)		Tin - pack	
Period at current employer	?	3 MONTHS	
Telephone number of employer		082 935 2432	
Nett salary - (p.m./p.w)		R 1000 P.W	
Employment number		0713001575	
Name of previous employer			
Period at previous employer			
Telephone number of previous employer			
Marital status		Single	
Number of dependants		ONE	
Name of next of kin			
Address of next of kin			
Bank details:			
Bank:			
Account No:			
Branch:			
Type:			

MEM DETAILS

GAIL WILLIAMS
09 FULLER PLACE
EUREKA STR
ELSIESRIVER

A/N 117 064 10 66 129

WORK ADDRESS

EPPIING INDUSTRIAL
7460

021 531 6071 214

SENTENCE ANNEXURE

CASE NO:

1/14/82

THE STATE versus

Lidnum Baydon

The accused(s') is/are being sentenced to:-

☐ A fine of _____ or
_____ days/months imprisonment. Wholly -

☒ A fine of 15000 or
5 _____ days/months imprisonment. In addition a
12 _____ days/months imprisonment
further of which latter imprisonment:-

☐ A fine of _____ or
_____ days/months imprisonment. Of which
or _____
days/months imprisonment:-

☒ _____ days/months imprisonment
which is wholly:-

Suspended for a period of 5 year(s) on condition
that the accused is not convicted again of 1 Conviction of S. 2 of The Animal
Protection Act 71 of 1962 ~~Act 71 of 1962~~
committed during the period of suspension.

(signed) R PHILLIPS
ADD MAGISTRATE

(Only boxes mark x applicable)

Private Bag X4, Goodwood 7459

2023-07-20 DATE