

SOUTH AFRICAN POLICE SERVICE



PART A 1

PREAMBLE TO STATEMENT

Station PHILLIPI		CAS no. / 09 / 2026	
PERSONAL PARTICULARS			
Title	M R	Initials	J S
Surname		NOKO	
First names JONATHAN SIVIWE			
Identity number	9 0 0 2 2 0 6 1 4 4 0 8 8	Race	A ☐ Br ☐ W ☒ Other ☐
Passport number		Country of issue	
Date of Birth	1 9 9 0 0 2 2 0	Age	
Nationality	SOUTH AFRICAN	Gender	M ☒ F ☐ L ☐ G ☐ B ☐ T ☐ I ☐ Q ☐
Citizenship		SOUTH AFRICAN	
I am/am not a member of the SAPS with PERSAL no* ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐			
RESIDENTIAL ADDRESS			
Street name			
Building/farm/plot/place			
Suburb/Extension/Area	N / A		
Town/City			Postal Code ☐ ☐ ☐ ☐
Telephone number	Home Code ☐ No ☐	Work Code ☐ No ☐	
Cellphone number		Fax Code ☐ No ☐	
ADDRESS - WORK/BUSINESS/INSTITUTION/ORGANISATION			
Name of Institution/Organisation	CAPE OF GOOD HOPE - SOCIETY FOR PREVENTION OF CRUELTY TO ANIMALS		
Street name	C/O FIRST ROAD & 1ST AVENUE		
Building/farm/plot/place	SPCA BUILDING		
Suburb/Extension/Area	GRASSY PARK		
Town/City	CAPE TOWN		Postal Code 7 9 4 1
Telephone number	Home Code ☐ No ☐	Work Code 021 No 700 4158 / 9	
Cellphone number	083 326 2377	Fax Code 021 No 705 2127	
Would you like to receive information regarding this case via sms? ☒ Yes ☐ No			
SERVICES RENDERED ON INITIAL REPORTING			
Psycho-social Services	☐ Y ☐ N	Medical	☐ Y ☐ N
Shelter		☐ Y ☐ N	
Other:(Indicate).....			
PLEASE INDICATE WHETHER THE VICTIM HAS ANY OF THE FOLLOWING DISABILITIES			
Vision impairment (blind, partially sighted)	☐	Hearing impairment (deaf or hard of hearing)	☐
Mental impairment (Down Syndrome, Epilepsy, Autism, Psychiatric)	☐		
Physical impairment (Limping, using wheelchair or crutches, leg amputation, arm amputation)	☐		
Albinism	☐		
Multiple Disabilities	Specify if multiple ☐		
CONTACT PERSON (IF APPLICABLE)*			
Title	M R	Initials	J H J
Surname		PIETERSE	
Telephone number	Home Code 083 No 678 8460	Fax Code 021 No 700 4158 / 9	

Date

Member's Signature (Rank, Name, Surname)

In case of theft of a vehicle the statement must be continued on form SAPS 3M(c).
 In case of theft of a firearm the statement must be continued on form SAPS 3M(d).
 In all other cases the statement must be continued on blank folio paper.

SOUTH AFRICAN POLICE SERVICE



PART A 1

STATEMENT

Station <u>PHILLIPI</u>	CAS no. / 09 2026
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The following particulars in respect of the offence/incident is supplied:

PARTICULARS OF OFFENCE/INCIDENT	
Date and time of offence/incident	Or Period between
2 0 2 6 0 8 1 4	1 8 0 0
and	on
1 1 1 5	2 0 2 6 0 8 1 9
Day of week	Su M T W T F S

Description of Offence/Incident <u>CONTRAVENTION OF THE ANIMAL PROTECTION ACT, 71 OF 1962</u>

Method used/Entrance gained <u>ANIMAL NEGLECT, DENIAL OF VETERINARY TREATMENT</u>

Type of instrument used <u>ANIMAL HORSE</u>

SCENE OF CRIME	
Between: Name of place	
and: Name of place	
or	
Street name	<u>SCHAAP ROAD</u>
Building/farm/plot/place	<u>196</u>
Suburb/Extension/Area	<u>PHILLIPI</u>
Town/City	<u>CAPE TOWN</u>
Geographical block no	Postal Code <u>7 7 5 0</u>
Type of premises	
PLEASE INDICATE WHETHER THE <u>VICTIM</u> ☐ OR <u>ACCUSED</u> ☐ HAS ANY OF THE FOLLOWING	
Vision impairment (blind, partially sighted)	☐
Hearing impairment (deaf or hard of hearing)	☐
Mental impairment (Down Syndrome, Epilepsy, Autism, Psychiatric)	☐
Physical impairment (Limping, using wheelchair or crutches, leg amputation, arm amputation)	☐
Albinism	☐
Multiple Disabilities	☐ Specify if multiple

Date

Signature

In case of theft of a vehicle the statement must be continued on form SAPS 3M(c).
 In case of theft of a firearm the statement must be continued on form SAPS 3M(d).
 In all other cases the statement must be continued on blank folio paper.



AFFIDAVIT

I, the undersigned

JONATHAN SIVIWE NOKO

(ID 9002206144088)

Do hereby make oath in English and state that

1. I am an adult male Inspector employed as such by the Cape of Good Hope Society for the Prevention of Cruelty to Animals ("SPCA") at corner of 1st Avenue and First Road, Grassy Park with contact telephone number/s 021 700 4158/9 or 083 326 2377 and with email address insp7@spca-ct.co.za.
2. The facts contained herein fall within my personal knowledge, unless the contrary appears from the context or is expressly indicated otherwise, and are, to the best of my knowledge and belief, both true and correct.
3. Inspector Rowan Davids of the Cape of Good Hope SPCA responded to a complaint at 196 Schaap Road, Schaapkraal, concerning an injured Hackney Pony requiring assessment and assistance. Inspector Davids issued a warning in respect of the matter and subsequently handed the case over to me for further investigation. Inspector Davids provided me with an affidavit attached as per A2
4. On 15 August 2026, I attended at 196 Schaap Road, Phillipi, to conduct an inspection. Upon arrival, I encountered an adult male who was washing a motor vehicle. I requested to speak with the owner of the horse; however, he informed me that there was no horse on the property.
5. I then asked to speak with Mr. Shamiel Amlay. The male stated that he did not know anyone by that name. I contacted Inspector Davids to establish whether he had an alternative address for the horse or its owner. Inspector Davids advised me to return to 105 Boundary Road, Schaapkraal, and ascertain whether the horse was present at that property.
6. Upon my arrival at 105 Boundary Road, Schaapkraal. I found the gate open and entered the property. Three adult males approached me. I explained that I was looking for Mr. Shamiel Amlay. They informed me that Mr. Amlay did not reside on the property and confirmed that the horse had been injured, but was not present at the property.
7. I contacted Inspector Davids again and provided him with feedback regarding my findings. He suggested that I contact Dr. Trichaard. Inspector Davids subsequently contacted the veterinarian, who confirmed that he had spoken to a male named Shaheed Davids and had been informed that penicillin had been administered to the horse.

I, **Jonathan Siviwe Noko**, do hereby make further oath in English and state that:

8. On 17 August 2026, I returned to 196 Schaap Road, Schaapkraal, to conduct a further inspection. Upon arrival, I found the gate open and drove onto the property. I encountered an adult male and requested to speak with the owner of the horses. He directed me towards the rear of the property while contacting the caretaker.
9. I parked near the stables, where another adult male approached me. I introduced myself and explained that I was looking for the horse that had reportedly been struck by a motor vehicle on the Friday.
10. The male identified himself as Peter Rasego and informed me that the owner of the property was not present, but that he was willing to show me the horse.
11. We proceeded to the stable, where he brought the horse out. I observed that the horse had a large, deep, vertical, open wound situated on the back of its thigh. Peter Rasego informed me that a veterinarian was scheduled to attend to the horse and stitch the wound later that day. In the interim, he stated that he had been advised to apply borrie (turmeric powder) mixed with honey to the wound in an attempt to prevent infection.
12. I issued Final Warning No. 25130, requiring that the horse receive adequate veterinary treatment within 24 hours and that the SPCA be provided with a veterinary report confirming the treatment rendered within the prescribed timeframe.
13. The caretaker signed and accepted the warning on behalf of the owner. I informed him that, should the horse not receive adequate veterinary treatment within the stipulated period, further legal action, including an application for a warrant, would be considered.
14. On 18 August 2026, I returned to the property to follow up on the injured horse and to establish whether veterinary treatment had been provided.
15. Upon arrival, I encountered an adult male. I introduced myself and explained the purpose of my visit. He identified himself as Wafiek and informed me that I had just missed the horse, as it had allegedly been taken to Blue Cross Veterinary Clinic approximately 20 minutes earlier.
16. On 19 August 2026, I attended at the property together with members of Law Enforcement and Metro Police for the purpose of executing a warrant.
17. Upon arrival, the gate was open and we entered the property. We were approached by an adult male whom I recognised from my previous visit. He identified himself as Wafeeq.
18. I explained that we were looking for the injured horse. I informed Wafeeq that we had contacted Blue Cross Veterinary Clinic and had been advised that the horse had never been brought to the clinic.
19. Wafeeq stated that he did not know anything further regarding the whereabouts of the horse. He explained that he had merely assisted the owner with keeping the horse after the accident had occurred in front of his property. He further stated that he did not know where the horse was.
20. We informed Wafeeq that we would be conducting a search of the property pursuant to the warrant. I handed him copies of the warrant and the warrant application.

I, **Jonathan Siviwe Noko**, do hereby make further oath in English and state that:

21. While inspecting the stables, another groom confirmed that the injured horse was inside the property. Wafeeq then admitted that he did not know where the horse was.
22. The horse was located on the property, seized, and transported to the Cape of Good Hope SPCA for veterinary examination and treatment.
23. Inspector Davids subsequently confirmed with AWS that the horse had been taken there on the previous day and had been examined by an Animal Welfare Assistant.
24. I issued a seizure notice, which I left at the property for Mr. Wafeeq Fredericks, telephone number 084 304 4313. I thereafter proceeded to Philippi SAPS, where I obtained OB No. 1360/08/2026 in respect of the matter.
25. Dr. Kate Meiring assessed and treated the horse and provided me with a veterinary report which is attached as per A3
26. Using my cellphone, a Samsung Galaxy S24 FE, I took photographs documenting my observations of the horse and the property. The photographs taken on 17 August 2026 are contained in Album B, while the photographs taken on 19 August 2026 are contained in Album C.
27. The photos taken, are a true and accurate representation of my findings and were not edited, altered or enhanced in any manner.
28. I respectfully request that Mr. Shamiel Amlay, ID No. 8301115096087, and Mr. Shaheed Davids be charged with contraventions of the Animals Protection Act No. 71 of 1962, specifically:
 - a. Section 2(1)(a), for unlawfully and intentionally or negligently failing to exercise reasonable care and supervision in respect of the horse, which was suffering from a severe and extensive wound and was in need of veterinary attention.
 - b. Section 2(1)(e), for failing to render or procure adequate veterinary treatment for the horse despite its obvious injury and need for veterinary intervention.
 - Section 2(1)(q), for creating or contributing to conditions which were likely to cause the horse unnecessary suffering.
 - Section 2(1)(r), for failing to provide the horse with adequate care and attention and/or otherwise permitting the horse to suffer unnecessarily.
29. I further request that Mr. Shaheed Davids be additionally charged with a contravention of Section 8(4) of the Animals Protection Act No. 71 of 1962, in respect of his alleged obstruction of the investigation and conduct intended to conceal the whereabouts of the injured horse from the SPCA.
30. I know and understand the content of this declaration.
I have no objection to taking the prescribed oath.
I consider the prescribed oath to be binding on my conscience.

DEPONENT:

I, **Jonathan Siviwe Noko**, do hereby make further oath in English and state that:

The deponent has acknowledged that he knows and understands the contents of this affidavit/declaration, which was signed and sworn to before me at _____ on this the _____ day of _____ 20____, in compliance with 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.

COMMISSIONER OF OATHS:

Full Name:

Designation:

Business Address:



AFFIDAVIT

I, the undersigned

**ROWAN JADE-LEE DAVIDS
(ID 9007315231080)**

Do hereby make oath in English and state that:

1. I am an adult male Inspector employed as such by the Cape of Good Hope Society for the Prevention of Cruelty to Animals ("SPCA") at corner of 1st Avenue and First Road, Grassy Park with contact telephone number/s 021 700 4158/9 or 083 326 2377 and with email address insp7@spca-ct.co.za.
2. The facts contained herein fall within my personal knowledge, unless the contrary appears from the context or is expressly indicated otherwise, and are, to the best of my knowledge and belief, both true and correct.
3. On 14 August 2026, the Cape of Good Hope SPCA received a complaint concerning a horse that had allegedly been struck by a motor vehicle and had sustained a severe injury. The horse was reportedly located at 196 Schaap Road, Philippi, hereinafter referred to as "the property".
4. On the same day, at approximately 18h00, I attended at the property to investigate the complaint. Upon my arrival, I met with the owner of the property, Mr. Shaheed Davids, who appeared reluctant to allow me onto the property. He asked me what I was doing there, whereafter I informed him that the SPCA had received a complaint concerning a horse that had allegedly been struck by a motor vehicle.
5. Mr. Davids informed me that the horse was fine. I explained to him that I was required to inspect the horse that had allegedly been involved in the motor vehicle accident. Mr. Davids did not want me to proceed further onto the property and informed me that they could bring the horse to me for inspection.
6. During my investigation, I established that 196 Schaap Road was not the property where the horse was ordinarily kept, but was apparently used for training purposes. I was informed that the horse was kept at 105 Boundary Road, Schaapkraal.
7. I subsequently met with the owner of the horse, namely Mr. Shamiel Amlay, ID No. 8301115096087, residing at 22 Wagner Road, Steenberg, who consented to me inspecting the horse.
8. The horse was brought to me and was described as a dark bay, unsterilised, male Hackney Pony. I observed the horse approaching me at a trot. The horse appeared to be in generally fair physical condition. However, I observed a large, gaping wound to the horse's left hind leg. Although the horse did not appear to be in obvious distress or discomfort at the time of my inspection, the nature and extent of the injury appeared serious and required veterinary assessment and treatment.

I, Rowan Jade-Lee Davids, further state under oath and in English that:

9. Mr. Davids thereafter approached me and stated that they had contacted Dr. Trichardt to attend to the horse, but that the veterinarian was experiencing a problem with his vehicle, as it had broken down. Mr. Davids showed me the call record on his cellular telephone, which appeared to reflect a call made to a number identified as belonging to Dr. Trichardt.
10. Due to the nature and extent of the injury observed, I issued Warning No. 25358, requiring that veterinary treatment be sought for the horse within 24 hours.
11. After leaving the property, I contacted Dr. Trichardt to establish whether he had been contacted regarding the injured horse. Dr. Trichardt confirmed that his vehicle had broken down, but that he was back on the road. He further informed me that he did not recall receiving a call regarding a horse that had been involved in a motor vehicle accident.
12. Dr. Trichardt advised me to instruct Shamiel, the owner of the horse, to contact him directly regarding the horse's injury.
I thereafter contacted Shamiel telephonically to establish whether he had managed to contact Dr. Trichardt. Shamiel informed me that he had been unable to make contact with the veterinarian.
13. I informed Shamiel that I had spoken directly with Dr. Trichardt and that the veterinarian had advised that the owner of the horse should contact him directly, whereafter he would attend to the horse and provide the necessary veterinary treatment.
14. The matter was thereafter handed over to Inspector Siviwe Noko for further investigation and action.
15. On 18 August 2026, at approximately 14h00, I contacted Blue Cross Veterinary Clinic via Telviva and spoke with Jenny, a receptionist. Jenny informed me that no horse had been brought to the clinic with an injury to the hind leg area. She advised me to contact the clinic again after approximately 30 minutes in case the owners were still on their way.
16. I contacted Blue Cross Veterinary Clinic again at approximately 14h30 and spoke with Jenny, who confirmed that the clinic had still not received or attended to a horse with an injury to the hind leg.
17. Jenny further advised me to contact Dr. Trichardt directly, which I thereafter did. Dr. Trichardt confirmed that he had not seen or treated the horse in question.
18. Despite the warning having been issued requiring veterinary treatment within 24 hours, I was unable to establish that the horse had received the required veterinary treatment.
19. In view of the apparent failure to comply with the warning and the continued uncertainty regarding the whereabouts and condition of the injured horse, it was determined that a warrant should be obtained to enable the SPCA to locate and assess the horse and take any necessary further action.
20. Using my cell phone, a Samsung Galaxy S24FE, I took photographs of the wound on the horse. This photo is placed in Album A. I can confirm the photo is a true representation of my findings and were not edited, altered or enhanced in any manner.

I, Rowan Jade-Lee Davids, further state under oath and in English that:

21. I know and understand the content of this declaration.

I have no objection to taking the prescribed oath.

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

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 _____ on this the _____ day of _____ 20____, 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

Full names:

Designation:

Business address:



Dr. Kate Meiring B.V.S.c
Dr Lauren Brewis B.V.S.c
Dr Lee Baragwanath B.V.S.c Hons
Sr Philippa Martyn

Cape Veterinary Equine Practice
13 Howard Drive, Meadowridge Shopping
Centre, 7945
capevet@telkomsa.net
www.capevet.net
Tel 021 7122290
Company Reg: 2013/155992/07

VETERINARY WELFARE REPORT

Animal Identification:

Admission Number: A106002

Microchip Number: 953010002915991

Species/Breed: Equine – Hackney-type pony

Colour: Bay

Sex: Stallion

Seizing Organisation: Cart Horse Protection Association

1. History and Reason for Admission

On the 19th of August 2026 the above-mentioned pony was seized and presented for veterinary assessment due to concerns regarding inadequate care.

According to the history provided at the time of admission, the pony had sustained a significant wound to the left hindlimb approximately five days prior to seizure. During this period, no veterinary treatment had reportedly been sought. The wound had instead been managed using unspecified home remedies.

At the time of admission, the injury was considered significant due to its depth and involvement of the underlying musculature.

2. Clinical Findings on Admission

On veterinary examination, the pony was found to have a deep traumatic wound affecting the left hindlimb. The wound extended through the superficial tissues and into the semimembranosus muscle.

Based on the history provided, the wound was estimated to be approximately five days old at the time of admission. The reported absence of appropriate veterinary intervention during this period was of significant welfare concern.

Deep traumatic wounds of this nature require timely assessment and appropriate treatment in order to evaluate the extent of tissue damage, manage pain, reduce contamination and infection, and optimise healing.

The depth and location of the wound also created a risk of complications, including:

- Infection and progressive contamination of the wound
- Tissue necrosis and delayed wound healing
- Persistent pain and discomfort
- Potential impairment of normal hindlimb function
- Possible involvement of deeper structures not apparent without veterinary assessment

The use of unspecified home remedies in place of appropriate veterinary treatment may also have resulted in continued contamination or delayed appropriate wound management.

3. Veterinary Treatment Following Seizure

Following admission and veterinary examination, the wound was appropriately treated.

Treatment included:

- Thorough cleaning and preparation of the wound
- Surgical closure of the wound by suturing
- Administration of Penicillin, prescribed as a five-day course
- Administration of Inlacam (meloxicam) for analgesic and anti-inflammatory treatment
- Administration of a tetanus vaccine as part of the preventative management of this traumatic wound

Further wound monitoring and ongoing veterinary assessment were recommended to identify any evidence of infection, wound breakdown, lameness or impaired hindlimb function.

4. Veterinary Welfare Assessment

In my professional opinion, the injury present at the time of admission was sufficiently severe to warrant prompt veterinary assessment and treatment.

The history indicates that the pony had sustained a deep wound extending into the semimembranosus muscle and that this injury had reportedly remained without appropriate veterinary treatment for approximately five days. During this period, the pony was likely to have experienced pain and discomfort associated with the traumatic injury. The absence of appropriate wound assessment and treatment also exposed the animal to an increased risk of infection, contamination, delayed healing and further tissue damage.

The fact that the wound subsequently required veterinary cleaning and surgical closure demonstrates that this was not a superficial or trivial injury that could reasonably have been managed solely with basic first-aid measures. In my professional opinion, the delay in obtaining appropriate veterinary treatment for a wound of this severity represents a significant welfare concern. The failure to provide timely and appropriate veterinary attention may have resulted in the animal experiencing avoidable and prolonged pain and suffering, as well as an increased risk of medical complications.

The reported use of home remedies in place of veterinary assessment and treatment was not considered an adequate substitute for appropriate professional veterinary care given the depth and severity of the injury.

5. Ongoing Recommendations

The following ongoing management was recommended:

- Continued close monitoring of the surgical site for signs of infection, swelling, discharge or wound dehiscence
- Completion of the prescribed five-day course of Penicillin
- Continued administration of Inlacam as prescribed, with reassessment of pain and comfort as required
- Monitoring of gait and hindlimb function due to the depth of muscular involvement
- Continued veterinary reassessment until satisfactory wound healing has occurred
- Photographic documentation of the injury and healing process for inclusion in the welfare case file
- Retention of all veterinary clinical records, treatment records and photographic evidence

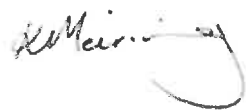
6. Professional Opinion

Based on the history provided and the clinical findings at the time of admission, the pony had sustained a significant traumatic injury requiring veterinary intervention. The reported delay of approximately five days before appropriate veterinary treatment was obtained exposed the animal to avoidable pain, discomfort and an increased risk of potentially serious complications.

In my professional opinion, prompt veterinary assessment and treatment would have been appropriate and reasonably necessary following the occurrence of an injury of this nature and severity. The failure to obtain such treatment for an extended period is therefore considered to represent a significant compromise to the animal's welfare.

This report reflects my professional veterinary findings and opinion based on the history provided, clinical examination and treatment of the animal.

Kind Regards



Dr Kate Meiring BVSc D02/4472
082 323 8703

Cape of Good Hope SPCA



Photo Album A

SAPS CAS Number: ____ / 09 / 2026

SAPS Station: Phillipi SAPS

Date Taken: 2026-08-14

Taken By: Inspector Rowan Davids

Address: 196 Schaap Road, Phillipi



Taken at: 196 Schaap Road, Phillippi
Photo taken by: Inspector Rowan Davids
Taken on: 2026-08-14
Taken with: Samsung S24FE



Photo 1 - The injury on the rear of the horse

Capeof Good Hope SPCA



Photo Album B

SAPS CAS Number: ____ / 09 /2026

SAPS Station: Phillipi SAPS

Date Taken: 2026-08-17

Taken By: Inspector Siviwe Noko

Address: 196 Schaap Road, Phillipi



Taken at: 196 Schaap Road, Phillipi

Photo taken by: Inspector Siviwe Noko

Taken on: 2026-08-17

Taken with: Samsung S24FE



Photo 1 - Side profile of the horse in question



Taken at: 196 Schaap Road, Phillipi

Photo taken by: Inspector Siviwe Noko

Taken on: 2026-08-17

Taken with: Samsung S24FE



Photo 2 - Rear of the horse with the yellow Turmeric powder



Taken at: 196 Schaap Road, Phillipi

Photo taken by: Inspector Siviwe Noko

Taken on: 2026-08-17

Taken with: Samsung S24FE



Photo 3 - Close up on the wound covered in Turmeric powder

Cape of Good Hope SPCA



Photo Album C

SAPS CAS Number: ____ / 09 /2026

SAPS Station: Phillipi SAPS

Date Taken: 2026-08-19

Taken By: Inspector Siviwe Noko

Address: 196 Schaap Road, Phillipi



Taken at: 196 Schaap Road, Phillipi

Photo taken by: Inspector Siviwe Noko

Taken on: 2026-08-19

Taken with: Samsung S24FE



Photo 1 - Close up on the extensive wound



Taken at: 196 Schaap Road, Phillippi

Photo taken by: Inspector Siviwe Noko

Taken on: 2026-08-19

Taken with: Samsung S24FE



Photo 2 - Rear of the horse



Taken at: 196 Schaap Road, Phillipi
Photo taken by: Inspector Siviwe Noko
Taken on: 2026-08-19
Taken with: Samsung S24FE



Photo 3 - Side of the horse



Reg No. 2021-189 ME

tel: 021 532 1320
Attention: 1420
Republic of South Africa
☎ (021) 507-3580/1/2/3
Fax: (021) 507-4013
E-mail: info@dbv.co.za
Website: <http://www.dbv.co.za>

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

ROWAN JADE-LEE DAVIDS

ID No. 900731 5231 080

A Qualified Inspector and an Officer for the **CAPE OF GOOD HOPE SPCA (Society for the Prevention of Cruelty to Animals)**, to exercise within the Magisterial District of **WYNBERG (WC)**, 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 **CAPE OF GOOD HOPE SPCA** to act on its behalf.

Given under my hand this 6 day of May 2024

Name

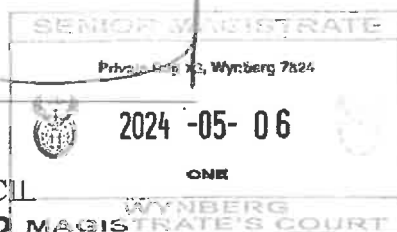
Hafiza Mohamed

Official Stamp to go here

Signed

SPCA NATIONAL COUNCIL

Authorisation No. **15232**



Holder's Photograph



**NATIONAL
COUNCIL OF
SPCAs**



**NASIONALE
RAAD VAN
DBVs**

Republiek van Suid-Afrika

Republiek van Suid-Afrika

Reg No 003 189 NPO

011 320

Alberton

1450

Republic of South Africa

☎ (011) 907 3590 1/2/3

Fax (011) 907 4013

e-mail: nspca@nspca.co.za

website: <http://www.nspca.co.za>

ANIMALS PROTECTION ACT 71 of 1962

MAGISTERIAL AUTHORIZATION

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

JONATHAN SIVIWE NOKO

ID No. 900220 6144 088

A Qualified Inspector and an Officer for the **CAPE OF GOOD HOPE SPCA (Society for the Prevention of Cruelty to Animals)**, to exercise within the Magisterial District of **WYNBERG (WC)**, 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 **NATIONAL COUNCIL OF SPCAs** to act on its behalf.

Given under my hand this 18 day of APRIL 2019

Official Stamp to go here

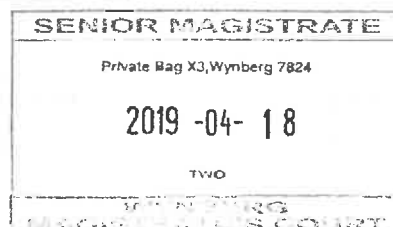
Name Hafiza Mohamed

Signed [Signature]

Holder's Photograph



SPCA NATIONAL COUNCIL
Certificate of Competency
No. **12564**



Incorporated Association not for gain

Co No. 1939/013624/08
NPO 003-244 • PBO 930004317



Ingelyfde Vereniging sonder winsoogmerk

Cnr 1st Avenue & 1st Road, Grassy Park, 7941
PO Box 3, Plumstead, 7801
Tel: 021 700 4140
Fax: 021 705 2127
inspectorate@spca-ct.co.za
www.capespca.co.za

WARNING

25358

To: <u>Mr / Mrs / Ms</u> <u>SHAMEL AMLAH</u>	Date <u>14/08/26</u>
Address <u>105 BOUNDARY ROAD SCHAKKRAAL</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 24 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 as a last resort place the animal/s on a "running chain" within _____ hours / days.
- ☐ 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. No animal may be trained, exhibited or used for safeguarding without being in possession of a valid licence that is issued in terms of the Performing Animals Protection Act 24 of 1935. The use of animals for training, exhibition or safeguarding must cease with immediate effect until the said licence is obtained.
- ☐ 12. To refrain from leaving your animal inside a vehicle unattended.
- ☐ 13. To contact SPCA Inspector _____ on **021 700 4158** or **021 700 4159** within _____ hours / days to discuss the concerns.
- ☐ 14. Other / remarks:

This warning has been issued in terms of the Society for the Prevention of Cruelty to Animals Act 169 of 1993.

Failure to comply with this warning may render you liable for prosecution under the Animals Protection Act 71 of 1962 and / or Performing Animals Protection Act 24 of 1935.

Any person who:- obstructs, hinders or resists an officer authorised in terms of the Animals Protection Act 71 of 1962 or conceals any animal shall be guilty of an offence in terms of Section 8(4) of the aforementioned Act.

SIGNED & ACCEPTED BY: _____

PLACE: SCHAKKRAAL

TIME: 17H57

INSPECTOR: P. DAVIDS

Incorporated Association not for gain

Co No. 1939/013624/08
NPO 003-244 • PBO 930004317



Ingelyfde Vereniging sonder winsoogmerk

Cnr 1st Avenue & 1st Road, Grassy Park, 7941
PO Box 3, Plumstead, 7801
Tel: 021 700 4140
Fax: 021 705 2127
inspectorate@spca-ct.co.za
www.capespca.co.za

WARNING

25130

To: Mr / Mrs / Ms <i>Agnet</i>	Date <i>17/08/2026</i>
Address <i>196 Schep Road, Philippi</i>	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 ~~24~~ *24* 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 as a last resort place the animal/s on a "running chain" within _____ hours / days.
- ☐ 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. No animal may be trained, exhibited or used for safeguarding without being in possession of a valid licence that is issued in terms of the Performing Animals Protection Act 24 of 1935. The use of animals for training, exhibition or safeguarding must cease with immediate effect until the said licence is obtained.
- ☐ 12. To refrain from leaving your animal inside a vehicle unattended.
- ☐ 13. To contact SPCA Inspector _____ on **021 700 4158** or **021 700 4159** within _____ hours / days to discuss the concerns.
- ☒ 14. Other / remarks:

Final Warning!!!
To provide your horse with adequate veterinary treatment within 24 hours and the SPCA be provided with a veterinarian report within a given time frame

This warning has been issued in terms of the Society for the Prevention of Cruelty to Animals Act 169 of 1993.

Failure to comply with this warning may render you liable for prosecution under the Animals Protection Act 71 of 1962 and / or Performing Animals Protection Act 24 of 1935.

Any person who:- obstructs, hinders or resists an officer authorised in terms of the Animals Protection Act 71 of 1962 or conceals any animal shall be guilty of an offence in terms of Section 8(4) of the aforementioned Act.

SIGNED & ACCEPTED BY: *Peter Rase*
PLACE: *Philippi* TIME: *10:20*
INSPECTOR: *Imwe Noko*

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 SIVIWE NOKO OF THE CAPE OF GOOD HOPE SOCIETY FOR THE PREVENTION OF CRUELTY TO ANIMALS (SPCA)

WHEREAS it appears to me from information provided on oath that there are reasonable grounds to believe that within the Magisterial District of **WYNBERG** there is / are certain animals in the possession of / under the control of / upon the premises of and / or upon the person of / or any other person designated to care for the animals and / or manage the property known as **196/194 SCHAAP ROAD** in **PHILIPPI** with **GPS Co-Ordinates 34°02'16.9"S 18°31'48.4"E** 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 by any means necessary 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 and/or documentation and/or any animal/s required for the purposes of a prosecution.
4. If necessary take with you onto the aforesaid property the following persons:
 - a. **Members of the South African Police Service (SAPS)**
 - b. **Members of the City of Cape Town Metropolitan Police**
 - c. **Members of the City of Cape Town Law Enforcement**
 - d. **Members of the Society for the Prevention of Cruelty to Animals (SPCA)**
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 **WYNBERG** on this 19th day of **AUGUST 2026**

MAGISTRATE	
Private Rm X3, Wynberg 7824	
2026 -08- 19	heiloni Maset
MAGISTRATE'S COURT	

Magistrate Signature

Magistrate Name & Surname

Incorporated Association not for gain

Co No. 1939/013624/08
NPO 003-244 • PBO 930004317



Ingelyfde Vereniging sonder winsoogmerk

Cnr 1st Avenue & 1st Road, Grassy Park, 7941
PO Box 3, Plumstead, 7801
Tel: 021 700 4158/9
Fax: 021 705 2127
inspectorate@spca-ct.co.za
www.capespca.co.za

SEIZURE NOTICE

To: Mr / Mrs / Ms <i>Amat Shamiel</i>	Date <i>19/08/2026</i>
Address <i>196 Schoor Road, Philippi</i>	
	ID No
Tel No	Cell No
Veh Reg No	Trailer Reg No

The following animals have been seized:

01826

X 1 horse, Dark bay, Male, Stallion
X 1 Copy warrant application given
X 1 copy warrant given
Regulation 468 on scene

The above-mentioned animals have been seized in terms of the Animals Protection Act 71 of 1962, read together with Regulation 468 issued in terms of Section 10(1)(b) and (c) of the aforementioned Act.

SIGNED & ACCEPTED BY:

PLACE:

TIME:

INSPECTOR:



To whom it may concern,

SPCA APPLICATION IN TERMS OF SECTION 3 OF ACT NO 71 OF 1962

The Cape of Good Hope Society for the Prevention of Cruelty to Animals hereby requests, upon conviction of the accused, that the following be awarded -

Denial of ownership in terms of **Section 3(1)(c) of Act 71 of 1962** (Animals Protection Act):

3. Powers of court - (1) Whenever a person is convicted of an offence in terms of this Act in respect of any animal, the court convicting him may in addition to any punishment imposed upon him in respect of that offence –

- (a) order such animal to be destroyed if in the opinion of the court it would be cruel to keep such animal alive;
- (b) order that the person convicted be deprived of the ownership of such an animal;
- (c) declare the person convicted to be unfit to own or be in charge of any animal, or of any animal of a specified kind, for a specified period;**
- (d) make any order with regard to such animal as it deems fit to give effect to any order or declaration made under any of the preceding paragraphs.

(2) Any person who is found in possession or in charge of any animal in contravention of a declaration made in terms of paragraph (c) of sub-section (1), shall be guilty of an offence and liable on conviction to the penalties prescribed in subsection (1) of section two.

We hope that the above would be considered in the benefit of these animals, as well as other animals, to prevent any possible future suffering being caused.

Kind regards,

Inspector Jonathan Siviwe Noko
Inspectorate Department
CAPE OF GOOD HOPE SPCA



ATT: Public Prosecutor,

CHARGES IN TERMS OF THE ANIMALS PROTECTION ACT NO 71 OF 1962

In the case of the State versus:

- SHAMIEL AMLAY (ID: 8301115096087 (ACC 1).
- SHAHEED DAVIDS (ACC 2).

The Cape of Good Hope Society for the Prevention of Cruelty to Animals (SPCA) request that the accused be charged for animal cruelty in terms of the following Sections of the **Animals Protection Act No 71 of 1962**:

SECTION 2

Offences in respect of animals - (1) Any person who:

(a) overloads, overdrives, overrides, ill-treats, **neglects**, infuriates, tortures or maims or cruelly beats, kicks, goads or terrifies **any animal**;

- *Accused 1 and 2 neglected the horse by failing to provide or procure the necessary veterinary treatment for the severe and extensive wound to its rear, despite the animal being in need of such treatment.*

(e) being the owner of any animal, deliberately or negligently keeps such animal in a dirty or parasitic condition or allows it to become infected 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; or

- *Accused 1 failed to render or procure the necessary veterinary care and treatment required for the horse's severe wound, thereby allowing the injury to remain untreated.*

(q) causes, procures or assists in the commission or omission of any of the aforesaid acts or, being the owner of any animal, permits the commission or omission of any such act;

- *Accused 1, being the owner of the horse, permitted and/or procured the aforesaid acts and omissions by failing to exercise reasonable care and supervision over the animal, thereby allowing the horse to remain without the necessary veterinary treatment.*

(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 unnecessary suffering to any animal;

- *Accused 1, by negligently failing to provide or procure the necessary veterinary treatment for the horse's severe injury, caused and/or permitted the horse to endure unnecessary suffering.*

In respect of Accused 2:

SECTION 8:

(4) Any person who wilfully obstructs, hinders or resists an officer authorized under sub-section (1) in the exercise of the power conferred upon him or conceals any animal or thing with an intent to defeat the exercise of such powers, or who upon demand fails to give his name and address to such officer, shall be guilty of an offence and liable on conviction to the penalties set out in sub-section (1) of section two.

- *Accused 2 wilfully and deliberately obstructed and/or hindered an SPCA officer in the lawful execution of his duties by attempting to conceal the horse from the officer, with the intention of preventing the officer from exercising his lawful powers in respect of the animal.*

shall, subject to the provisions of this Act and any other law, be guilty of an offence and liable on conviction to a fine or imprisonment for a period not exceeding twelve months or to such imprisonment without the option of a fine.

(2) For the purposes of sub-section (1) the owner of any animal shall be deemed to have permitted or procured the commission or omission of any act in relation to that animal if by the exercise of reasonable care and supervision in respect of that animal he could have prevented the commission or omission of such act.

(3) Notwithstanding anything to the contrary contained in any law, a magistrate's court shall have jurisdiction to impose any penalty provided for in this section.

Please do not hesitate to contact us for further information or clarification.

Kind regards,

**Inspector Jonathan Siviwe Noko
Inspectorate Department
CAPE OF GOOD HOPE SPCA**

IN THE MAGISTRATE'S COURT FOR THE DISTRICT OF THE CITY OF CAPE TOWN SUB-DISTRICT WYNBERG, HELD AT WYNBERG

Case No/Saak Nr: _____

Count: 1

THE STATE

V

SHAMIEL AMLAY (ID: 8301115096087)

ACCUSED 1

SHAHEED DAVIDS (ID: _____)

ACCUSED 2

ANNEXURE TO THE CHARGE SHEET

COUNT 1:- CRUELTY TO ANIMALS - CONTRAVENTION OF SECTION 2(1)(a) OF THE ANIMALS PROTECTION ACT 71 OF 1962

THAT the accused is/are guilty of the crime of contravening Section 2(1)(a) of the Animals Protection Act 71 of 1962, also read with Section 1 and 2(2) of said Act, also read with Section 90 and 250 of the Criminal Procedure Act No 51 of 1977 and the Adjustment of Fines Act 101 of 1991 (where applicable).

IN THAT on and in between 14 August 2026 and 19 August 2026 and at or near 196 Schaap Road, Schaapkraal, Philippi in the District/Regional Division of City of Cape Town: Wynberg, the accused, SHAMIEL AMLAY (ACCUSED 1) and SHAHEED DAVIDS (ACCUSED 2), or one or more of them, did unlawfully and intentionally, alternatively negligently: -

- neglect, to wit one (1) horse (a dark bay, unsterilised, male Hackney-type pony), in their possession, custody, care or under their control, alternatively over which they exercised care or supervision, by neglecting the said horse and failing to fulfil their most basic duties of care, alternatively their duty of reasonable care and supervision, in respect of such animal, as a result of which the horse was left with a large, deep, open wound to its left hind leg, extending into the underlying musculature, which remained without adequate veterinary treatment for approximately five (5) days.

Penalty provision:

IN THE MAGISTRATE'S COURT FOR THE DISTRICT OF THE CITY OF CAPE TOWN SUB-DISTRICT WYNBERG, HELD AT WYNBERG

Case No/Saak Nr: _____

Count: 4

THE STATE

V

SHAMIEL AMLAY (ID: 8301115096087)

ACCUSED 1

SHAHEED DAVIDS

ACCUSED 2

ANNEXURE TO THE CHARGE SHEET

COUNT 4 (in the alternative to Counts 1 and 2):- CRUELTY TO ANIMALS - CONTRAVENTION OF SECTION 2(1)(r) OF THE ANIMALS PROTECTION ACT 71 OF 1962 (IN THE ALTERNATIVE TO COUNTS 1 AND 2)

IN THE ALTERNATIVE TO COUNTS 1 AND 2 ABOVE, THAT the accused is/are guilty of the crime of contravening Section 2(1)(r) of the Animals Protection Act 71 of 1962, also read with Section 1 and 2(2) of said Act, also read with Section 90 and 250 of the Criminal Procedure Act No 51 of 1977 and the Adjustment of Fines Act 101 of 1991 (where applicable).

IN THAT on and in between 14 August 2026 and 19 August 2026 and at or near 196 Schaap Road, Schaapkraal, Philippi in the District/Regional Division of City of Cape Town: Wynberg, the accused, SHAMIEL AMLAY (ACCUSED 1), did unlawfully and intentionally: -

- did and/or omitted to do, wantonly, unreasonably and/or negligently, an act or acts in relation to the care of, to wit one (1) horse (a dark bay, unsterilised, male Hackney-type pony), thereby causing the horse unnecessary suffering, despite two (2) written warnings and being afforded sufficient opportunity to remedy the situation;
- alternatively, caused and/or procured the commission or omission of such act or acts, which caused, to wit one (1) horse (a dark bay, unsterilised, male Hackney-type pony), unnecessary suffering.

Penalty provision:

IN THE MAGISTRATE'S COURT FOR THE DISTRICT OF THE CITY OF CAPE TOWN SUB-DISTRICT WYNBERG, HELD AT WYNBERG

Case No/Saak Nr: _____

Count: 5

THE STATE

V

SHAMIEL AMLAY (ID: 8301115096087)

ACCUSED 1

SHAHEED DAVIDS

ACCUSED 2

ANNEXURE TO THE CHARGE SHEET

COUNT 5:- CONTRAVENTION OF SECTION 8(4) OF THE ANIMALS PROTECTION ACT 71 OF 1962

THAT the accused is guilty of the crime of contravening Section 8(4) of the Animals Protection Act 71 of 1962, also read with Section 8(1) and the penalty clause contained in Section 2(1) of said Act, also read with Section 90 and 250 of the Criminal Procedure Act No 51 of 1977 and the Adjustment of Fines Act 101 of 1991 (where applicable).

IN THAT on and in between 14 August 2026 and 19 August 2026 and at or near 196 Schaap Road, Schaapkraal, Philippi in the District/Regional Division of City of Cape Town: Wynberg, the accused, SHAHEED DAVIDS (ACCUSED 2), did unlawfully and wilfully: -

- obstruct, hinder and/or resist an officer authorised under Section 8(1) of the Animals Protection Act 71 of 1962 in the exercise of the powers conferred upon him, alternatively conceal, to wit one (1) horse (a dark bay, unsterilised, male Hackney-type pony), with intent to defeat the exercise of such powers, in that he restricted the officer's access to the property, provided misleading information regarding veterinary treatment having been arranged and/or administered for the horse, which could not be confirmed or verified, and otherwise acted so as to prevent the SPCA from locating and assessing the injured horse.

Penalty provision:

IN THE MAGISTRATE'S COURT FOR THE DISTRICT OF THE CITY OF CAPE TOWN SUB-DISTRICT WYNBERG, HELD AT WYNBERG

Case No/Saak Nr: _____

Count: 2

THE STATE

V

SHAMIEL AMLAY (ID: 8301115096087)
SHAHEED DAVIDS

ACCUSED 1
ACCUSED 2

ANNEXURE TO THE CHARGE SHEET

COUNT 2:- CRUELTY TO ANIMALS - CONTRAVENTION OF SECTION 2(1)(e) OF THE ANIMALS PROTECTION ACT 71 OF 1962

THAT the accused is/are guilty of the crime of contravening Section 2(1)(e) of the Animals Protection Act 71 of 1962, also read with Section 1 and 2(2) of said Act, also read with Section 90 and 250 of the Criminal Procedure Act No 51 of 1977 and the Adjustment of Fines Act 101 of 1991 (where applicable).

IN THAT on and in between 14 August 2026 and 19 August 2026 and at or near 196 Schaap Road, Schaapkraal, Philippi in the District/Regional Division of City of Cape Town: Wynberg, the accused, SHAMIEL AMLAY (ACCUSED 1), did unlawfully and intentionally: -

- being the owner of, alternatively having in his possession, custody or control, to wit one (1) horse (a dark bay, unsterilised, male Hackney-type pony), fail to render or procure veterinary treatment for the said horse, which was in need of such treatment as a result of a large, deep wound to its left hind leg extending into the underlying musculature, notwithstanding Warning No. 25358 and Final Warning No. 25130, each requiring that veterinary treatment be obtained within twenty-four (24) hours.

Penalty provision:

An unspecified fine not exceeding R40 000 (in terms of the Adjustment of Fines Act 101 of 1991) or to imprisonment for a period not exceeding twelve (12) months, or to such imprisonment without the option of a fine (as specified under Section 2(1) of the Animals Protection Act 71 of 1962).

IN THE MAGISTRATE'S COURT FOR THE DISTRICT OF THE CITY OF CAPE TOWN SUB-DISTRICT WYNBERG, HELD AT WYNBERG

Case No/Saak Nr: _____

Count: 3

THE STATE

V

SHAMIEL AMLAY (ID: 8301115096087)

ACCUSED 1

SHAHEED DAVIDS

ACCUSED 2

ANNEXURE TO THE CHARGE SHEET

COUNT 3 (in the alternative to Counts 1 and 2):- CRUELTY TO ANIMALS - CONTRAVENTION OF SECTION 2(1)(q) OF THE ANIMALS PROTECTION ACT 71 OF 1962 (IN THE ALTERNATIVE TO COUNTS 1 AND 2)

IN THE ALTERNATIVE TO COUNTS 1 AND 2 ABOVE, THAT the accused is/are guilty of the crime of contravening Section 2(1)(q) of the Animals Protection Act 71 of 1962, also read with Section 1 and 2(2) of said Act, also read with Section 90 and 250 of the Criminal Procedure Act No 51 of 1977 and the Adjustment of Fines Act 101 of 1991 (where applicable).

IN THAT on and in between 14 August 2026 and 19 August 2026 and at or near 196 Schaap Road, Schaapkraal, Philippi in the District/Regional Division of City of Cape Town: Wynberg, the accused, SHAMIEL AMLAY (ACCUSED 1), did unlawfully and intentionally: -

- cause, procure and/or assist in the commission of the acts referred to in Counts 1 and 2 above, in respect of, to wit one (1) horse (a dark bay, unsterilised, male Hackney-type pony);
- alternatively, being the owner of, to wit one (1) horse (a dark bay, unsterilised, male Hackney-type pony), permitted the commission of the acts referred to in Counts 1 and 2 above.

Penalty provision:

An unspecified fine not exceeding R40 000 (in terms of the Adjustment of Fines Act 101 of 1991) or to imprisonment for a period not exceeding twelve (12) months, or to such imprisonment without the option of a fine (as specified under Section 2(1) of the Animals Protection Act 71 of 1962).



INVESTIGATION DIARY * ONDERSOEKDAGBOEK

Station Stasie	PHILLIPI	CAS no MAS no	09 / 2026
Date and Time Datum en Tyd	Particulars of investigation / Enquiry Besonderhede van ondersoek / Navraag		Reference Verwysing
	FIC AS PER	A1	
	COMPLAINANT: AS PER INSPECTOR JONATHAN SIVIWE NOKO CAPE OF GOOD HOPE SPCA CORNER FIRST ROAD AND FIRST AVENUE, GRASSY PARK 083 326 2377		
	COMPLAINT: CONTRAVENTION OF ANIMAL PROTECTION ACT 71 of 1962 Section 2(1)(a)(e)(q)(r) & 8(4)		
	SCENE: 196 SCHAAP ROAD, PHILLIPI		
	DATE / TIME: 18H00 ON 2026/08/14 AND 11H15 ON 2026/08/19		
	ACCUSED: (1) SHAMIEL AMLAY (2) SHAHEED DAVIDS		
	DOCKET CONTENTS:		
	Witness Affidavit of Inspector Rowan Davids	A2	
	Veterinary Report	A3	
	Magisterial Authorisation	A4	
	Warning Notice 25358	A5	
	Warning Notice 25130	A6	
	Warrant	A7	
	Seizure Notice 01826	A8	
	Animal Protection Act 71 of 1962	B1	
	Regulation 468	B2	
	Section 92 of Magistrates Courts Act 32 of 1944	B3	
	Adjustment of Fines Act 101 of 1991	B4	
	Gazette No. 37477 of 27 March 2014	B5	
	Section 2(1) of Animal Protection Act 71 of 1962	B6	
	J15 ANNEXURE	B7	
	CASE DOCKET OPENED AND TRANSFERRED TO CID FOR FURTHER INVESTIGATION		

