



22 February 2016

Dear Chairperson,

DETERMINATION OF REMUNERATION OF MAGISTRATES

I have received the annual salary recommendations for the magistrates and other public office bearers from the Independent Commission for the Remuneration of Public Office Bearers (the Commission).

The Commission recommended that the salary of the magistrates be increased, with effect from 01 April 2015, as follows:

- 5.5% from the position of the Special Grade Chief Magistrates to the position of the Chief Magistrate.
- 6% from the position of the Senior Magistrate to the position of the Magistrate.

In terms of section 12(1)(a) of the Magistrate Act, 1993 (Act No. 90 of 1993) (the Act), magistrates are entitled to such salaries, allowances or benefits as determined by the President, from time to time by the notice in the Gazette, after taking into consideration the recommendations of the commission; and approved by Parliament in terms of section 12(3) of the Act.

Section 12(3)(a) of the Act requires that a notice, contemplated in section 12(1)(a) of the Act, be submitted to Parliament for approval before publication.

I have accepted the Commission's recommendations and I am intending to increase the salaries and allowances of the magistrates as per the attached draft notice.

As required in terms of section 12(1)(a) read with section 12(3) of the Act, the National Council of Provinces is requested to consider and approve the attached draft notice.

Yours sincerely,

A handwritten signature in black ink, appearing to be 'J. Zuma', written over a faint rectangular stamp or watermark.

JACOB GEDLEYIHLKISA ZUMA
PRESIDENT OF THE REPUBLIC OF SOUTH AFRICA

Ms TR Modise, MP
Chairperson of the National Council of Provinces
P.O. Box 15
CAPE TOWN
8000

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NOTICE

by the

President of the Republic of South Africa

No....., 2016

DETERMINATION OF REMUNERATION OF MAGISTRATES

- 1 In terms of section 12(1) of the Magistrates Act, 1993, (Act No.90 of 1993), I hereby determine that, the remuneration of the positions of office bearers in Column 3 of Schedule 1 shall be as set out in Column 4 of Schedule 1 with effect from 01 April 2015, subject to terms and conditions set out herein.
- 2 The total remuneration shall include the following elements:
 - 2.1. A basic salary component equal to 70% of the total package, which constitutes the pensionable salary;
 - 2.2. pension benefit contribution to the applicable pension fund; and
 - 2.3. A Flexible portion for the remaining amount of the total package.
3. Proclamation No.12, published in the Government Gazette No. 38568 of 13 March 2015, is hereby repealed.

Given under my Hand at CAPE TOWN on this 23 day of FEBRUARY....., Two Thousand and Sixteen.


PRESIDENT

APPLICATION

Any reference to "magistrates" in the Notice, refers to all ranks of magistrates who have been permanently appointed in terms of section 9(1) of the Magistrates Court Act, 1944 (Act No.32 of 1944), read with section 10 of the Magistrates Act, 1993 (Act No.90 of 1993), including a magistrate serving his or her probationary period. The total remuneration package shall therefore not applicable to any magistrate who is not permanently appointed.

SCHEDULE 1**REMUNERATION OF MAGISTRATES**

Column 1	Column 2	Column 3	Column 4
GRADE	PAY LEVEL	POSITION	TOTAL REMUNERATION
		Special Grade Chief Magistrate	1 235 489
		Regional Court President	1 235 489
JE	1	Regional Magistrate	1 108 563
		Chief Magistrate	1 108 563
JF	1	Senior Magistrate	918 891
JG	1	Magistrate	835 444