

LEGAL PRACTICE COUNCIL
GENERAL NOTICE 1959 OF 2023

NATIONAL OFFICE
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94 Bekker Road
Vorna Valley, Midrand
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THE SOUTH AFRICAN LEGAL PRACTICE COUNCIL
NOTICE IN TERMS OF SECTION 95(1) & (4) OF THE LEGAL PRACTICE ACT, 28 OF 2014

The South African Legal Practice Council ("the Council") hereby issues a notice under the authority of sections 95(1)(a) of the Legal Practice Act, 28 of 2014 (as amended) proposing a minimum remuneration for candidate legal practitioners undergoing practical vocational training under a practical vocational training contract in terms of Rule 22 of the Legal Practice Council Rules, in accordance to Rule 22.3 and 22.4 of the Legal Practice Council Rules, as required by Section 27(2) of the Legal Practice Act 28 of 2014.

Candidate Attorneys

The Council is of the view that applying a uniform minimum remuneration for candidate attorneys would be impractical due to the diversity of law firms taking on candidate legal practitioners in the different areas around the country and would further result in attorneys taking fewer candidate legal practitioners to undergo practical vocational training under their supervision, and this may apply particularly to attorneys who are practising in rural areas.

In determining the minimum proposed remuneration, the Council took into consideration the current economic climate and the challenges faced particularly by legal practitioners practising in rural areas, and the Council has resolved to propose a different minimum remuneration for candidate attorneys in urban and rural areas.

Schedule 2A below contains the proposed minimum remuneration for candidate attorneys in terms of section 27(2) of the Legal Practice Act.

Pupils

The Council believes that pupils should be remunerated, but it appreciates that they are not employed by their supervisors, and that imposing an obligation on a supervisor to remunerate a pupil will discourage many advocates from becoming a supervisor.

The Council therefore proposes that a levy be imposed on practising advocates to establish a fund from which pupils will be remunerated.

The Council proposes that:

- Senior counsel pays a once of levy of **R 8 400** per year, or **R 700** per month; and

Executive Committee: Ms Janine Kim Myburgh – Chairperson, Adv. Kennedy Tsatsawane SC - Deputy Chairperson, Ms Kathleen Matolo-Dlepu, Mr Miles Carter,
Mr Priyesh Daya, Adv. Brenton Joseph SC, Mr Pritzman Busani Mabunda, Executive Officer: Ms. Charity Nzuza

- Junior counsel of 10 years standing and more pays a once of levy of **R 4 800** per year or **R 400** per month.

Schedule 3A below contains the proposed minimum remuneration for pupils in terms of section 27(2) of the Legal Practice Act.

In terms of Section 95(4)(a) of the Legal Practice Act, interested persons are called upon to comment to the Council in writing on the proposed minimum remuneration for candidate legal practitioners undergoing practical vocational training under a practical vocational training contract in terms of Rule 22 of the Legal Practice Council Rules.

Please note that all comments must be sent by email to rules@lpc.org.za by no later than 11 September 2023.

Signed at Midrand on 3 August 2023.

Ms. C Nzuz



Executive Officer: Legal Practice Council

Executive Committee: Ms Janine Kim Myburgh – Chairperson, Adv. Kennedy Tsatsawane SC - Deputy Chairperson, Ms Kathleen Matolo-Dlepu, Mr Miles Carter,

Mr Priyesh Daya, Adv. Brenton Joseph SC, Mr Pritzman Busani Mabunda, Executive Officer: Ms. Charity Nzuz

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