Magistrates' Courts Judiciary
Republic of South Africa
JOHANNESBURG ADMIN REGION 5A

ADJUSTED ALERT LEVEL 3 - DETERMINATION OF ADMISSION OF GUILT FINES IN RESPECT OF OFFENCES IN TERMS OF THE DISASTER MANAGEMENT ACT 57 OF 2002) (Regulation Gazette No 11314 Vol. 673 25 July 2021 No. 44895)

Regulation	Offence description (General – apply irrespective of Alert level)	Fine
8(5)	Unauthorised disclosure of information in COVID-19 Tracing Database or obtained during contact tracing, read with Reg 14(4)(a)	R 3000
8(9)	Failure by accommodation establishment to transmit to DG: Health, information on person staying there for inclusion in COVID-19 Tracing Database, read with Reg 14(4)(a)	R 5000
8(10)	Failure by electronic communications service provider to comply with directions of DG: Health to give info for inclusion in COVID-19 Tracing Database read/w Reg 14(4)(a)	R 5000
8(11)	Unauthorised use of information from electronic communications service provider in compliance with direction of DG: Health on COVID-19 Tracing Database, read Reg 14(4)(a)	R 3500
8(17)	Failure to de-identify and destroy information on COVID-19 Tracing Database within 6 weeks after state of disaster has ended, read with Reg 14(4)(a)	R 3500
8(18)	Failure to comply with a direction issued by the COVID-19 Designated Judge to protect the privacy of persons whose data has been collected, read with Reg 14(4)(a)	R 5000
14(2)(a)	Publishing of any statement to deceive any other person about COVID-19	R 3500
14(2)(b)	Publishing of any statement to deceive any other person about COVID-19 infection status of any person	R 3500
14(2)(c)	Publishing of any statement to deceive any other person about any measure taken by government to address COVID- 19	R 3500
14(5)	Failure by driver/operator of public transport to take steps to ensure that person who uses, operates, performs service on such transport wears mask/item to cover nose and mouth	R3000
14(6)	Failure by manager/owner of building, place/premises used by public to obtain goods/services, to take steps to ensure that such person wears mask/item to cover nose and mouth	R5000
14(7)	Failure by employer to ensure that person who uses, operates, performs service on public transport or enters building/place/premises is wearing mask/item that covers nose and mouth	R5000
14(8)	Failure by school principal, manager/owner of childhood development centre to ensure supplies of masks/items to cover nose and mouth for leaners and take steps to protect learners	R5000
Regulation	**Offence description (Only apply under Alert Level 3) Regulations as per Gazette 11314 Vol.673 25 July 2021 No 44895**	**Fine**

33	MOVEMENT OF PERSONS	
33(1)	**LEVEL 3**: Failure of person to confine (abide by curfew) to his or her place of residence **between 22h00 and 04h00 daily** (Barring exceptions in Reg 33(1)(a)-(c)] commits an offence **Offence / Penalty – 33(2) Fine or 6 months or both**	R 2000
33(3)	The following places indoors or outdoors **MUST** close at 21h00 (a) Cinema's (b) Theaters (c) Casino's (d) Museums, Galleries and Archives (e) Public swimming pools (f) Beaches and Public Parks (g) Game Parks, Botanical Gardens, aquariums, zoo's (h) Gyms and fitness centres (i) Restaurants, bars, shebeens, taverns (j) Venues hosting auctions (k) Venues hosting professional sport (l) Venues hosting faith-based, or religious gatherings; and (m) Social, political and cultural gatherings **Penalty – Reg. 47(2) Fine or 6 months or both**	R3000
34	**MANDATORY PROTOCOLS WHEN IN PUBLIC PLACES**	
34 (2)	The wearing of a face mask by everyone (Excluding Child under 6) **is mandatory in a public place** and any person who fails to comply with a verbal instruction by an enforcement officer to wear a face mask is guilty of an offence **Penalty – Reg. 34(2)/47(2) Fine or 6 months or both**	R1000
34 (3)	No person will be allowed to (a) Use, operate, perform any service on any form of public transport (b) Enter or be in building, places or premises, including government buildings, places and premises used by the public to obtain goods or services; or (c) Be in any public open space (Excluding exception in 34(4)] If not wearing a face mask **Penalty – Reg. 47(2) Fine or 6 months or both**	R1000
34 (7)	Any BUSINESS whose premises exceed the maximum number of customers and employees determined by sub regulation 34(6) commits and offence **Penalty – Reg. 47(2) Fine or 6 months or both**	R5000
36	**GATHERINGS**	
36(3)	An **OWNER / OPERATOR** of any indoor or outdoor facility where gatherings are held must display a certificate of occupancy contemplated in Regulation 36(2) and failure to do so constitutes an offence **Penalty – Reg. 36(3) Fine or 6 months or both**	R5000
36(6)	A **CONVENER** of faith based, religious, political or cultural gatherings MUST ensure compliance with the number of persons attending the gathering under sub 4 and 5 or will be committing an offence **Penalty – Reg. 36(6) Fine or 6 months or both**	R5000
36(7)	Any **PERSON** attending faith based, religious, political or cultural gatherings knowing or reasonably should have known or suspected the number of people in attendance exceeds the limitations of Regulation 36(4) commits an offence **Penalty – Reg. 36(7) Fine or 6 months or both**	R1000
36(9)(d)	An **OWNER / MANAGER** of a Restaurant / Bar / Shebeen / Tavern who fails to comply with the limitation of the number of people that may attend such	R5000

	venue as per Regulation 36(9)(b) and (c) commits an offence **Penalty – Reg. 36(9)(d) Fine or 6 months or both**	
36(9)(e)	Any **PERSON** who attends at a Restaurant / Bar / Shebeen / Tavern knowing or reasonably should have known or suspected the number of people in attendance exceeds the limitations of Regulation 36(9)(b) commits an offence **Penalty – Reg. 36(9)(e) Fine or 6 months or both**	R1000
36(9)(h)	An **OWNER / MANAGER** of a conferencing/ exhibition / dining or entertainment facility MUST ensure compliance with the number of persons attending the facility in compliance with Regulation 36 (f) and (g) or will be committing an offence **Penalty – Reg. 36(9)(h) Fine or 6 months or both**	R5000
36(9)(i)	Any **PERSON** who attends at conferencing/ exhibition / dining or entertainment facility knowing or reasonably should have known or suspected the number of people in attendance exceeds the limitations of Regulation 36(9)(f) commits an offence **Penalty – Reg. 36(9)(i) Fine or 6 months or both**	R1000
36(12)	An **OWNER / MANAGER** of a sporting facility or **ORGANISER OF SPORTING EVENT** MUST ensure compliance with NO SPECTATORS ALLOWED AT THE VENUE (Regulation 38(10)(d)] and MUST ensure compliance with Regulation 38 (11) that no spectators are present when sporting activities take place or will be committing an offence under section 38(12) **Penalty – Reg. 36(12) Fine or 6 months or both**	R5000
36(13)	Any **PERSON** who attends a sporting facility as a spectator when sporting activities under regulation 38(10) takes place commits an offence **Penalty – Reg. 36(13) Fine or 6 months or both**	R1000
36(14)	An enforcement officer must where gatherings take place in contravention of the regulations order the persons at the gathering to disperse immediately and if they refuse to do so take appropriate action in line with the provisions of the CPA (Act 51/1977) which include arrest and detention of any person at the gathering	
39	**PLACES AND PREMISES CLOSED TO THE PUBLIC**	
39(3)	Night clubs are closed to the public and OWNERS and MANAGERS OF NIGHT CLUBS who fail to close same commits an offence **Penalty – Reg. 39(3) Fine or 6 months or both**	NAG
43	**PUBLIC TRANSPORT**	
43(3)(a)	Bus and Taxi services may not carry more than 70% (percent) of the licenced capacity for long distance travel (Trip of longer than 200km) **Penalty – Reg. 47(2) Fine or 6 months or both**	NAG
44	**SALE, DISPENSING AND TRANSPORTATION OF LIQUOR**	
44(1) read with 44(6)	The sale of liquor is permitted (a) By a licenced premises for **off-site** consumption ONLY from Mondays to Thursdays between 10h00 and 18h00 (No sales on Fridays, Saturdays, Sundays and Public Holidays (b) By a licenced premises for **on-site** consumption until 20h00 **Penalty – Reg. 47(2) Fine or 6 months or both**	NAG
44(3) read with 44(6)	The consumption of liquor in public places is not permitted, except in licenced on-site consumption premises **Penalty – Reg. 47(2) Fine or 6 months or both**	R1000
47	**OFFENCES AND PENALTIES**	
47(1)	Any PERSON who **HINDERS / INTERFERES WITH / OBSTRUCT** an enforcement officer in the exercise of his/her powers or performance of duties in terms of these regulations commits an offence **Penalty – Reg. 47(1) Fine or 6 months or both**	NAG

THE ADMISSION OF GUILT FINES WILL COME INTO EFFECT ON 27 JULY 2021

SIGNED ON THIS 27TH DAY OF JULY 2021



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Y. SIDLOVA

CHIEF MAGISTRATE

ACTING CLUSTER HEAD GAUTENG ADMIN REGION 5 A

JOHANNESBURG