

LA2

LEGAL AID SA

(Established under the Legal Aid SA Act 39 of 2014)



Legal Aid Office: Reference No:

X33881181101

INSTRUCTION TO LEGAL AID PRACTITIONER

PARTICULARS OF LEGAL PRACTITIONER	
Name of advocate/Firm of attorneys: Name of Attorney: Postal Address: Telephone No: DoceX No:	
Fax No: Vendor No:	
PARTICULARS OF APPLICANT	
Surname: First Names: Sex:	
Residential Address:	
Number Co-accused as per annexure: Marital Status:	
PARTICULARS OF INSTRUCTION	
Type of case: Criminal Court: Seat of court: Date of next court appearance:	Instruction: Case No: Court No: Charges:
<p>The applicant whose particulars appear above is referred to you on behalf of the Legal Aid for the rendering of legal aid in accordance with the provisions of the Legal Aid Guide.</p> <p>If you are unable to render the required assistance in accordance with the said provisions, please inform the applicant accordingly and return the instruction form to me.</p> <p>Your attention is also drawn to the remarks on the acceptance of instruction and undertaking PROBABILIS CAUSA page.</p> <p>Date Stamp: _____ Legal Aid SA Official _____</p>	

ACCEPTANCE OF INSTRUCTION AND UNDERTAKING PROBABILIS CAUSA

1. I, the aforesaid legal practitioner accept this instruction /* on behalf of my firm (in the case of an attorney) subject to the provision of the Legal Aid Guide.

2. I acknowledge that I am in possession of a Legal Aid Guide (and subsequent circulars amending such) and I am familiar with the content thereof. I acknowledge and confirm further that:
 - 2.1 I continue to be a member of the professional body as indicated in on the face of this LA2 and that I am still in good standing with the said professional body.
 - 2.2 I am in possession of a valid fidelity fund certificate (if applicable).
 - 2.3 Legal Aid SA cannot effect payment for work done if I have not submitted a valid tax clearance certificate from SARS at the time when payment is to be effected.(Notwithstanding this provision that Judicare practitioners are tax compliant at the time that payment is made, this requirement has not been implemented by National Treasury. This requirement will therefore only be implemented once a date for its implementation is fixed by National Treasury.)
 - 2.4 I am not employed by a government department or a co-operation agreement partner of Legal Aid SA.

3. I undertake –
 - 3.1 to deal with this instruction in accordance with the provisions of the Legal Aid Guide;
 - 3.2 to comply with the directives regarding VAT as set out in the Legal Aid Guide;
 - 3.3 to comply with the directives regarding the submittance of accounts as set out in the Legal Aid Guide;
 - 3.4 subject to the provisions of the Legal Aid Guide, not to take any steps in a civil matter, except steps to prevent default judgement or prescription, until I have obtained the decision of the Chief Executive Officer of Legal Aid South Africa.

4. I declare that –
 - 4.1 no services in connection with this matter were rendered by me/my firm to the applicant prior to the date of this instruction and that no fees or disbursements are therefore owing by him/her;
Or
 - 4.2 Services to the value of R.....where rendered by me/my firm to the applicant prior to the date of this instruction and that an amount of R..... is still outstanding

5. I accept that –
 - 5.1 notwithstanding my acceptance of this instruction by my signature hereunder, no contract will come in to existence with the Legal Aid South Africa unless and until the signed original hereof is received by the Legal Aid South Africa and scanned into its database;
 - 5.2 the contract resulting from this instruction between me/my firm and the Legal Aid South Africa will come into existence in Johannesburg which is the location of the control of scanned images held by the Legal Aid South Africa and the seat of its principle place of business at the National Office;
 - 5.3 this instruction is to be performed by me personally or by my candidate attorney (in case of an attorney) ; and
 - 5.4 neither this instruction, nor any rights arising out of the execution thereof, may be ceded to any third party without the prior written consent of the Chief Executive Officer of the Legal Aid South Africa.

SIGNATURE

NAME IN PRINT

DATE