

COMMITTED TO BUILDING A BETTER LEGAL PROFESSION FOR ALL

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## Latest on the Legal Practice Act

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### **NF to propose separate voters' rolls for attorneys and advocates -**

At its meeting on 3 September, the National Forum on the Legal Profession resolved to propose separate voters' rolls for attorneys and advocates for the first elections of the Legal Practice Council.

- ▶ [Read more here.](#)

## Guidelines for compliance with FAIS Act

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## Join our Synergy Link empowerment initiative

Two experienced firms – **Schwellnus Inc of Johannesburg** and **Bisset Boehmke McBlain of Cape Town** are offering to empower two growing, predominantly black-owned attorneys' firms through the LSSA's Synergy Link empowerment initiative. Application deadline: 30 September 2016.

- ▶ [Read more here.](#)

If you are an experienced firm and wish to participate in this initiative by transferring skills to a growing firm – and also include this initiative as part of your enterprise development points in your B-BBEE scorecard, [read more here.](#)

## LEAD seminars

### **2-hour seminar - The What, How and When of Mediation**

A quick overview of the benefits of mediation for law firms; practitioners' role in mediation and how to prepare for mediation in order to achieve the best results for clients. Only R250, Johannesburg: 26 October  
Pretoria: 27 October  
Port Elizabeth: 31 October  
East London: 7 November

Attorneys are urged to comply with the FAIS Act when they undertake financial transactions involving the investment of trust funds on behalf of clients and the statutory requirements of the Act makes it compulsory for them to do so.

► [Read more here.](#)

## LSSA confers Truth & Justice award on Adv Thuli Madonsela

On 7 September, the LSSA conferred its inaugural Truth & Justice Award on Public Protector, Adv Thuli Madonsela, recognising the consistent, exceptional work done in terms of the Rule of Law, access to justice, protection and promotion of the Constitution and good governance.

► [Read more here.](#)

## Concourt rules that no EAO may be issued unless court has authorised

In the matter of *University of Stellenbosch Legal Aid Clinic and Others v Minister of Justice and Correctional Services and Others* CCT 127/15, the Constitutional Court has ordered that, with immediate effect, no emoluments attachment order may be issued unless the court has authorised the issuing of such emoluments attachment order after satisfying itself that it is just and equitable and that the amount is appropriate.

► [Download the judgment.](#)

## LSSA observer report on the Local Government election 2016

The Law Society of South Africa (LSSA) observed over 400 voting stations on 3 August 2016. All LSSA observers were admitted attorneys and were trained by electoral law experts. Concerns were conveyed to

Durban: 14 November  
Cape Town: 21 November  
Bloemfontein 25 November  
► [Download brochure.](#)

**Case management seminar - The future of dispute resolution** with Ismail Hussain SC and Etienne Barnard  
Bloemfontein 3-4 October  
Durban 17-18 October  
East London 6-7 October  
Midrand 20-21 October  
Polokwane 31 October & 1 November  
Cape Town 17-18 November.  
► [Download brochure.](#)

**Inter-vivos trusts** with Prof Willie van der Westhuizen  
Cape Town 24 October  
Durban 25 October  
East London 21 November  
Midrand 23 November  
► [Download brochure.](#)

## Looking for a new challenge?

Visit the 'Law Careers Online' section on our website for a selection of 'legal' positions. This initiative is offered in cooperation with CareerJunction.

► [Click here.](#)

## THANK YOU

The LSSA thanks all attorneys who participated in this year's National Wills Week by drafting free wills for members of the public from 12 to 16 September.

► [View our participating firms here.](#)

## RISK ALERT BULLETIN

the IEC, but on the whole the LSSA observed that the elections were, on the whole, free and fair.

► [Read more.](#)

## Latest comments by the LSSA

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The Law Society of South Africa (LSSA) has made submission on the **Courts of Law Amendment Bill**, B-2016 where it supports the underlying objective of remedying the legal and oversight defects relating to emolument attachment orders. The LSSA has however shown concern that some of the proposed amendments are overly prescriptive and will impede on the judicial oversight function of the courts.

► [View the submission here.](#)

The LSSA has also commented on the South African Law Reform Commission's Issue Paper 31 - **Family Dispute Resolution: Care of and Contact with Children.**

► [View the submission here.](#)

The LSSA has considered the proposed amendments to the Income Tax Act, 58 of 1962, as contained in the **Draft Taxation Laws Amendment Bill**, 2016 and has made submissions to both SARS and the Treasury as well as to the Finance Portfolio Committee in Parliament.

► View the comments [to SARS here](#) and the Comments [to the Portfolio Committee here.](#)

The LSSA also made comment on the Issue Paper on Guidance required to implement the Financial Intelligence Centre Amendment Act, 2016.

► [View the submission here.](#)

## 20th Commonwealth Law Conference - Thriving in a global world; building on the rule of law

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### Melbourne, Australia – 20 to 24 March 2017

The Commonwealth Lawyers Association's 20th Commonwealth Law Conference will bring together legal professionals from 53 countries across the Commonwealth to share knowledge, experiences and expertise on the rule of law under the conference theme of 'Thriving in a global world; building on the

Did you miss the August *Risk Alert Bulletin* by the Attorneys Insurance Indemnity Fund (AIIF)?

Highlights in the August issue:

- A summary of the Financial Intelligence Centre Act 38 of 2001 (FICA)
- Financial transactions and the risk of phishing and spoofing
- Settlements : A claim case study
- AIIF risk management interventions

► [Download the August Risk Alert Bulletin here.](#)

# DE REBUS

Just published - read the October 2016 issue of *De Rebus*

Highlights in this issue:

- Editorial: The Legal Practice Council: What practitioners stand to lose
- POPI and the legal profession: What you should know?
- Considerations to be aware of in the PIE Act
- Rescission applications and suspension of orders
- Virtual evidence in courts – a concept to be considered in South Africa?
- Does your practice have an effective risk management plan?
- SA Women Lawyers Association (SAWLA) annual general meeting report
- BLA Student Chapter women empowerment summit

And lots more of the usual law reports, recent labour law judgments and news from the profession.

► [Read the October issue here.](#)

### DOWNLOAD THE DE REBUS APP

Keep up to date on your mobile device:

[From the App Store](#)  
[From Google Play.](#)

rule of law.'

► For more information, [visit the conference website here](#).

## Applying for your 2017 Fidelity Fund certificate

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Practitioners can apply for their 2017 Fidelity Fund certificates (FFCs) from 1 October 2016. FFCs are issued by the Attorneys Fidelity Fund (AFF) through its appointed agencies, namely, the four statutory provincial law societies. The AFF's financial forensic unit explains how to apply.

► [Read more](#).

## Recent press releases

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16 September 2016: Attorneys Fidelity Fund to appeal judgment in *Joost Heystek van der Westhuizen v The Attorneys Fidelity Fund Board of Control*. [Read press release](#).

• 3 September 2016: Nadel statement: The Hawks attack on Gordhan. [Read press release](#).

• 31 August 2016: Cape Law Society press release on the investigation by the Hawks. [Read press release](#).

• 29 August 2016: Law Society of the Northern Provinces press release on the Hawks Investigation. [Read press release](#).

• 17 August 2016: Get your will drafted for free by an attorney during National Wills Week from 12 to 16 September 2016. [Read press release](#).

• 9 August 2016: NADEL congratulates the IEC on successful free and fair Local Government Elections. [Read press release](#).

• 5 August 2016: Law Society says elections generally free and fair, but will report irregularities to IEC. [Read press release](#).

• 1 August 2016: Black Lawyers Association calls for smooth free and fair local government elections on 3 August 2016. [Read press release](#).

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### Contact the LSSA

Contact the LSSA for any further information on items in this newsletter

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# LSSA PRACTICE MANAGEMENT TOOLKIT

A compendium of practice management articles written by experts for *De Rebus* to support you in your practice.

Recent additions to the toolkit include

- **Does your practice have an effective risk management plan?**

A practice has no control over external risks, but internal risks can be avoided, to a large extent, with effective risk management. This article focuses on the professional and reputational risks in a legal practice.

▶ [Read more.](#)

- **Are you in touch with reality ...? Starting a new law firm = starting a new business**

While running a business may seem the way to go, and while running a business can be the answer to success, it can also be a roller coaster. There are times when business is booming but there are also times when business is flat or even seems to be buried. Tips from the financial forensic unit of the Attorneys Fidelity Fund.

▶ [Read more.](#)

▶ [Access the full toolkit here.](#)

## LAW SOCIETY LIBRARY

A free resource for attorneys

The Law Society Library has an online help desk service available for registered members of all law societies in South Africa.

The librarians will also guide attorneys in finding materials for research, both in hard copy and online, if requested. They work cooperatively with the principal legal service providers in South Africa, as well as SAFLII and various others.

▶ [Read more.](#)

▶ [Download the Library flyer here.](#)



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Legal Profession for All

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