

19 September 2022

The Legal Practice Council  
Via email [rules@lpc.org.za](mailto:rules@lpc.org.za)

Dear Sirs

### NOTICE IN TERMS OF SECTION 95(1) &(4) OF THE LEGAL PRACTICE ACT, 28 OF 2014

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This amendment is not necessary in our respectful opinion. If an applicant declares on oath that no such criminal impediment exists, then that should serve the purpose. A false declaration invites perjury and strike off

Persons applying for admission as legal practitioners have undergone rigorous academic training and two years of practical vocational training under supervision, and they therefore enter the profession after years of scrutiny during their academic careers and under articles or pupillage. Why is it necessary to have a police clearance when the professions don't require it.

Another concern is the additional burden and cost which will be placed on persons applying for admission. How quickly can one obtain a police clearance certificate, and what will it cost?

It is true that it has become commonplace for applicants for a certain kind of licences to have to obtain a police clearance before they will receive a licence to conduct business. This is true in the security industry, which is logical, but also for the provision of certain kinds of financial services, and for gambling licences.

Yours faithfully



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