

PRACTICE GUIDELINES IN RESPECT OF EVICTIONS IN TERMS OF THE PREVENTION OF ILLEGAL EVICTIONS AND UNLAWFUL OCCUPATION OF LAND ACT, 19 OF 1998 (“*the Act*”).

- #1 The application for eviction and the section 4(2) Notice may be contained in the same papers.
- #2 The procedure to be adopted (except in urgent applications) is as follows:
- 2.1 The Notice of Application must follow Form 1 Annexure 1
 - 2.2 The Notice of Application must state that the matter will be heard in **Court 1 at 8h30.**
 - 2.3 The magistrate allocated to do *ex partes* is to be approached for an order in to authorise the section 4(2) notice and to direct service.
 - 2.4 A completed Form G is to accompany the Notice of Application, the *ex parte* application and section 4(2) notice when presented for authorisation and direction of service.
 - 2.5 All eviction applications in terms of the Act is to be served in terms of rule 9(3)(a) or 9(3)(b) as the case may be, unless the court orders otherwise.
- #3 All applications for evictions in terms of the Act are heard in **Court 1**. A date must be obtained from the clerk of the court (trial dates) by completing Form H.