

YOUR RIGHTS IF ARRESTED



IF ARRESTED, YOU HAVE THE RIGHT TO*

- 1** **Remain silent** (and be told of your right),
- 2** **not be forced into making a confession,**
- 3** **be brought before court as soon as possible,** but no later than 48 hours after arrest.
- 4** When you appear in court, **be charged OR informed of why you'll continue to be held OR to be released,** and
- 5** **be released from detention if the interests of justice permits** (with reasonable conditions, such as bail).

IF DETAINED, YOU HAVE THE RIGHT**

- 1** **Be informed promptly of why you are being detained,**
- 2** **From the time of arrest** (even before you have been charged), **to see your attorney,**
- 3** **Challenge your detention in a court of law,**
- 4** **If locked in a cell, to decent conditions,**
- 5** **Communicate and be visited by family, a religious counsellor, and/or medical practitioner.**

TEAR OUT, COPY & SHARE



AVAILABLE ONLINE

www.protestguide.org.za/rights-arrest

*Section 35 (1) **Section 35 (2)