



Schedules Criminal Procedure Act

Criminal Procedure (University of KwaZulu-Natal)

Criminal Procedure Act – Schedules (from textbook)

Schedule 1 (traditional list of serious offences)

Treason; sedition; public violence; murder; culpable homicide; rape; assault; sexual assault (against child, sexual trafficking); bestiality; robbery; kidnapping; child-stealing; arson; malicious damage to property; breaking and entry; fraud; forgery; conspiracy; incitement; receiving stolen property; escape from lawful custody.

Schedule 2

Part I (police bail)

Possession, conveyance or supply of illegal drugs and liquor; dealing in illegal precious metals and stones; theft; breaking and entering.

Part II

Treason; sedition; murder; rape; sexual offences; robbery; assault with dangerous weapon; arson; breaking and entering; theft (value exceeds R2 500); receiving stolen property.

Part III

Treason; sedition; public violence; arson; murder; kidnapping; child-stealing; robbery; housebreaking.

Schedule 3 (minor offences – fine)

Contravening of a town/city/community by-law; driving offences: speed limit, no lights, illegal stopping, defective vehicle, no licence.

Schedule 5 (serious crimes)

Treason; murder; attempted murder with GBH; rape; drug offences in Drug and Drug Trafficking Act; firearm and ammunition offences; offences in Prevention and Combating of Corrupt Activities Act.

Schedule 6 (most serious offences)

Premeditated murder; murder of victim, such as law officer or witness; death of victim in rape or robbery; multiple rape by co-perpetrators; rape by person with HIV; rape of underage child; robbery by firearm; offences in Civil Aviation Offences Act; offences related to Protection of Constitutional Democracy against Terrorist and Related Activities Act.

Schedule 7 (Prosecutorial bail)

Public violence; culpable homicide; bestiality; assault (GBH); arson; housebreaking; malicious damage; robbery (less than R20 000); theft (less than R20 000); possession of drugs; extortion, fraud, forgery or uttering (less than R20 000).