

Exhibit _____

*Application number: 1/ 4/ 27 – H _____ of 20 _____

*Application number: 1/ 4/ 29 – D _____ of 20 _____

**In the Magistrate's Court for the district of Gert Sibande held at *Breyten/ Ermelo
In the matter between**

Complainant's full names and surname

and

Full names and surname of **the respondent/ respondent no.* _____

WITHDRAWAL AFFIDAVIT

I, the undersigned, _____
(*full names of the complainant*) hereby state as follows:

1. I am the complainant in this matter.
2. I have applied for a protection order against the respondent in this matter and the court –
 - issued an interim protection order against the respondent together with a notice calling on **him/ her* to show cause on why a protection order should not be issued against **him/ her*; or
 - directed the clerk of the court to issue a notice to the respondent to show cause on why a protection order should not be issued against **him/ her*.
3. I understand that I have the right to consult with a lawyer of my choice and to be represented by such lawyer. I also understand that if I cannot afford the services of a lawyer I have the right to apply for legal aid and that if my application for legal aid is successful the Legal Aid South Africa will appoint a lawyer at the State expense. I also understand that I am not obliged to consult with or to be represented by a lawyer and that I have the right to conduct my own case.
 - I elect to **apply for legal aid./ appoint my own attorney./ conduct my own defence; or*
 - I have already appointed a lawyer to present my case and ask the court to postpone the matter.
4. I now wish to withdraw the complaint against the respondent because _____

_____ **(see annexure)*

5. I confirm that I have not been coerced in withdrawing the matter or in making this statement. I withdraw the matter out of my own free will.
6. I therefore request the court –
 - not to issue a protection order against the respondent; or
 - to set aside the above-mentioned interim protection order.
7. This statement is true to the best of my knowledge and believes. I made this statement knowing that, if it were tendered in evidence, I would be liable to prosecution if I wilfully stated in it anything which I knew to be false or which I did not believe to be true.

Mark the appropriate blocks with a ✓

*Delete whichever is not applicable

*I confirm that I read this statement before I signed it; or

*As I am unable to read the statement I confirm that the statement was read to me before I signed it.

Endorsement by interpreter in terms of section 213(2)(b) of the Criminal Procedure Act, 1977.

(To be completed only where the statement was read to the declarant.)

I, _____
(full names of person who interpreted the statement to the complainant) hereby certify that I have read the statement to the complainant before *he/ she signed it.

Signature of interpreter.

OATH/ AFFIRMATION

I, the undersigned commissioner of oaths, hereby certify that before taking the oath or administering the affirmation –

- the deponent identified **himself/ herself* to me;
- the deponent confirmed that **he/ she* is not unwilling to take an oath or to make an affirmation; and
- that I asked the deponent the following questions and noted **his/ her* answers in **his/ her* presence:

1. Do you know and understand the contents of this declaration? **Answer:** _____

2. Do you have any objection to taking the prescribed oath? **Answer:** _____

3. Do you consider the oath to be binding on your conscience? **Answer:** _____

***Oath:**

The deponent is caused to utter the following words: "I swear that the contents of this declaration are true, so help me God."

Dated at _____ on the _____
day of _____ 20 _____

Deponent

Certificate by the commissioner of oaths: I certify that the deponent has acknowledged that **he/ she* knows and understands the contents of this declaration which was sworn to before me and the deponent's **signature/ mark* was placed thereon in my presence. The deponent uttered the following words "I swear that the contents of this declaration are true, so help me God."

Commissioned before me at _____

***Affirmation:**

The deponent is caused to utter the following words: "I truly affirm that the contents of this declaration are true."

Dated at _____ on the _____
day of _____ 20 _____

Deponent

Certificate by the commissioner of oaths: I certify that the deponent has acknowledged that **he/ she* knows and understands the contents of this declaration which was affirmed before me and the deponent's **signature/ mark* was placed thereon in my presence. The deponent uttered the following words "I truly affirm that the contents of this declaration are true."

Date stamp

Commissioner of Oaths

Full names: _____

Designation: _____ *Ex Officio Republic of South Africa*

Area for which appointed: _____

Physical/ Business address: _____

*Delete whichever is not applicable