

In the Magistrate’s Court for the district of _____
held at _____

Police station: _____ CID# CAS number: _____

Place: _____; _____ # Inquiry number: _____

**AFFIDAVIT IN SUPPORT OF AN APPLICATION FOR A SEARCH WARRANT
Section 29(1)(a) of the Cybercrimes Act, 2020 (as amended) (the CcA)**

I the undersigned, _____,
_____, (full names of deponent) hereby declare:

1 I am *a/ an _____ (rank) in the South African Police Service,
stationed at _____ (place). My persal number is
_____. I am *the investigating officer/ _____
in _____ (place) *Inquiry/ CAS no. _____.

I have reasonable grounds for believing that *an article/ articles which *is/ are defined as *data/ a
computer program/ computer programs/ a computer data storage medium/ a computer data storage
mediums/ a computer system/ a computer systems, or any combination thereof, namely – _____

- *is/ are, *concerned with/ connected with the *commission/ suspected commission of –; or
- *is/ are on reasonable grounds believed to be *concerned with/ connected with the *commission/ suspected commission of –; or
- may afford evidence of the *commission/ suspected commission of –; or
- is intended to be used or is, on reasonable grounds believed to be intended to be used in the *commission/ suspected commission of –
 - an offence in terms of Part I and Part II of Chapter 2 of the Cybercrimes Act, 2020 namely:
 - contravening section _____ of the Cybercrimes Act, 2020 (_____; *and/ or _____
 - contravening section _____ of the Cybercrimes Act, 2020 (_____; *and/ or _____
 - contravening section _____ of the Cybercrimes Act, 2020 (_____; or _____
 - any other offence in terms of the law of the Republic namely:
 - Contravening section _____ of the _____ (_____); *and/ or _____
 - _____

Abbreviations: CID = Crime Investigation Department; CIG = Crime Intelligence Gathering; FCS = Family Violence, Child Protection and Sexual Offences Unit; DPCI = Directorate for Priority Crime Investigation; PCSI = Priority Crime Specialised Investigation; DFI = Digital Forensic Investigation

*Delete whichever is not applicable
 Mark the appropriate block with a ✓

3 I hereby request the honourable Magistrate to issue a search warrant in respect of the above-mentioned premises and/ or person(s).

4 I request the court to assign _____

_____ to execute the search warrant.

5 This statement is true to the best of my knowledge and believe. 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.

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:

*Affirmation:

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 _____

this ____ day of _____ 20 ____

The deponent is caused to utter the following words:

"I truly affirm that the contents of this declaration are true."

Dated at _____

this ____ 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 _____

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: _____

Mark the appropriate block with a ✓

*Delete whichever is not applicable