



health

Department:
Health
PROVINCE OF KWAZULU-NATAL

FORT NAPIER PSYCHIATRIC HOSPITAL
PO Box 370
1 Devonshire Road
Pietermaritzburg, 3200
Tel.: 033 – 260 4300, Fax: 033 – 345 5730
www.kznhealth.gov.za

118:

Reference: FO 04/17
Enquiries : Mrs. N. T. Nxaba
Telephone: 3454221

15 February 2017

THE MAGISTRATE
UBOMBO COURT

OBSERVATION CASE: KATARINA KRIZANIOVA NO.: FO 04/17

YOUR REFERENCE: CASE NO: M 105/16 C.R. NUMBER: 68/08/16

Forwarded herewith a report in terms of Section 79(1)(a) or 79(1)(b)(i) of the Criminal Procedure Act.

1. The abovenamed completed the indicated period of observation at Fort Napier hospital; removal from this institution as soon as possible has been requested.
2. PLEASE NOTE WELL: In conformity with Section 42 of the Mental Health Care Act, No. 17 of 2002, should the court direct that an accused be detained as State Patient under either Section 77(6) or Section 78(6) of the Criminal Procedure Act, an appropriate Form J.105 should be forwarded by the officer in charge of the relevant detention center to the national department for issue of a MHCA 23 transfer authorization.

HOSPITAL MANAGER
FORT NAPIER HOSPITAL

1. NAME : Katarina Krizaniova
AGE : 27 yrs old
SEX : Female
MARITAL STATUS : Single
EDUCATION : Grade 12

OCCUPATION : Unemployed
HOSPITAL NUMBER : FO 04/17
2. CHARGE : Contravention of the immigration act
3. CASE NUMBER : M 105/16
C.R. NUMBER : 68/08/16
- 3b. DOCUMENTS RECEIVED

Prosecutor's Report
J 138

4. S.79 (4) (a) ENQUIRY:

4.1 PERIOD OF ENQUIRY:

An assessment was carried out complying with Regulation 46(1) & (2) of the Mental Health Care Act, No.17 of 2002, over a period 25/01/2017 to 15/2/17 in a special observation unit of the hospital by trained psychiatric personnel. Written reports on mental condition and behaviour were maintained and additional investigations done if indicated.

4.2 MEDICAL HISTORY AND FINDINGS:

No significant medical history reported. No history of any significant head trauma

4.3 MENTAL STATE - HISTORY AND FINDINGS:

No significant history of prior psychiatric treatment reported. The accused is from Slovakia and has been in South Africa since 2012. She speaks English and is able to answer questions. She denied any psychiatric symptoms and did not have any cognitive impairments. There were no signs of any mood disorder or disorganised speech. There were no signs of any substance withdrawal or intoxication.

She was not anxious and she was able to give her version of events. Her memory was intact. She was preoccupied with her religious beliefs which have been

present for the last few years since she has been in South Africa.

These beliefs are overvalued and cannot be substantiated. She did not have this belief system when she was in Slovakia. The accused feels her religious belief impact on the legal system in South Africa. This is an overvalued idea.

She is aware of the legal system in South Africa and issues that pertain to travel to other countries and immigration laws. She is not mentally ill and is able to appreciate the wrongfulness of her actions.

5. S.79(4)(b) DIAGNOSIS/MENTAL CONDITION

1. Not mentally ill
2. Overvalued religious ideas

6. S.79(4)(c) - IN TERMS OF SECTION 77(1)

The accused is able to follow court proceedings and give an account of herself. This is a personal choice to ignore the facts of her case and discuss the religious ideas. This is not a mental illness or mental defect.

7. S.79(4)(d) - IN TERMS OF SECTION 78(2)

The accused is aware of wrongfulness of her actions and is able to differentiate right from wrong. Her religious belief system is not a lack of competency related to South African law.

8. RECOMMENDATION

It is respectfully recommended that the court appoint someone to contact the accused family in Slovakia to discuss the factors related to this case.



DR. RAYMOND MBCHB MMED (PSYCH)
PRINCIPAL PSYCHIATRIST
FORT NAPIER HOSPITAL
DATE : 15/02/2017
Tel : 033 2604342