

Deon Gericke

From: sello.tshetlho@webmail.co.za
Sent: Friday, 24 July 2020 14:31
To: jhbadmin@law.co.za; jhbbar@law.co.za; jhbadmin@sga.co.za; ptabar@law.co.za; nccadmin@law.co.za; info@churchsquarebar.co.za; director@isnp.org.za; gautengnbcsa@outlook.com; northgautengadv; manager@clubadvocates.co.za; manager@advchambers.co.za; manager@gkchambers.co.za
Subject: Fwd: judge Van Der Schyff's directive for unopposed for week 27 to 31 July 2020
Attachments: Directive Unopposed Motion Term 3 Week 1 Van der Schyff J.doc; UNOPPOSED 28 JULY 2020 JUDGE VAN DER WESTHUIZEN J JUDGE VAN DER SCHYFF J CEYLON AJ.rtf

Good Afternoon

Kindly receive the directive from Judge Van Der Schyff for unopposed motions week 27 to 31 July 2020. Please also publish the directive on website together with roll for attention of counsel

Regards
Sello

----- Original Message -----

Subject: judge Van Der Schyff's directive for unopposed for week 27 to 31 July 2020

Date: 2020-07-24 14:27

From: sello.tshetlho@webmail.co.za

To: George Avvakoumides <gtav@gkchambers.co.za>, pvr.sec@law.co.za, pbezuidenhout@npa.gov.za, 'Botes FW' <fwbotes@law.co.za>, wihanbotha@gmail.com, Ria' <ria@gkchambers.co.za>, Nicola <ndt.adv@gmail.com>, ME' <secgp@law.co.za>, DS' <whitedelene@gmail.com>, glendaanneswanepoel@gmail.com, CorneliaH@legal-aid.co.za, 'Keijser L' <liana@lawcircle.co.za>, 'Kock CJS' <kockcjs@law.co.za>, 'Kok PJ' <pierre@lawcircle.co.za>, "'Leigh-Ann (Auxcon)'" <leigh-ann@auxcon.co.za>, loubser.ja@gmail.com, Tanya Tait-Loubser <manager@gkchambers.co.za>, 'Maritz SG' <stefan@clubadvocates.co.za>, sophia@clubadvocates.co.za, Meyer J <judymeyer.ncc@gmail.com>, 'Nieuwoudt E' <ElizabethN@legal-aid.co.za>, of Advocates' <northgautengadv@gmail.com>, nadianortje@gmail.com, rohanda@gkchambers.co.za, christianopperman@outlook.com, 'Pretorius LA' <lindap@law.co.za>, Pretsches WKC <wernerpretsch@gmail.com>, melanir@gkchambers.co.za, WJ' <sw1@law.co.za>, Hester <hes1@law.co.za>, M' <woodrowpa@law.co.za>, 'Staatsprokureur 1' <MTjale@justice.gov.za>, StateAttorneyPretoria@justice.gov.za, chambers937@absamail.co.za, 'Sue Pretorius' <sue@lawcircle.co.za>, D' <delene@lawcircle.co.za>, mariekie@lawcircle.co.za, simone@clubadvocates.co.za, 'Van Gass L' <leonvangass@gmail.com>, "'Van Rensburg SJ (Steven)'" <i@advsteven.com>

Good Afternoon

Kindly receive the directive from Judge Van Der Schyff for unopposed motions week 27 to 31 July 2020.
Please also publish the directive on website together with roll for attention of counsel!

Regards
Sello

**HIGH COURT OF SOUTH AFRICA
GAUTENG DIVISION**

**Term 3 2020
WEEK 1 27 July 2020 – 31 July 2020**

**NOTICE REGARDING IMPLEMENTATION OF THE JUDGE PRESIDENT'S
DIRECTIVES FOR THE UNOPPOSED MOTION COURT BEFORE JUDGE E
VAN DER SCHYFF**

1. Applications shall be adjudicated **“on paper only”** (i.e. without an oral hearing) unless there is a written request for an oral hearing which **has to be necessary**, in which event reasons for the necessity must be stated for consideration by the court, or the judge requests an oral hearing.
2. A complete practice note, stating the nature of the application for the date on which the application is on the roll, should be filed at **least one day prior to the hearing**, setting out at least the following:
 - 2.1 Was the matter previously postponed? If so, what was the reason for the postponement;
 - 2.2 If the papers consist of more than just the application concerned, (for instance previous applications or pleadings not relevant to the application) the application must be properly identified by reference to the page number to avoid a search for it;
 - 2.3 The return of service relevant to the date of hearing must be identified by reference to the page number;
 - 2.4 If service by the Sheriff was not necessary, the reason for that must be stated. The other form of service must then be identified by reference to the page number;
 - 2.5 If personal service is necessary, (for instance in sequestration applications) it must be stated and if this requirement was not complied with, reasons must be provided;
 - 2.6 Where certain practice or legal requirements have to be complied with (for instance in Rule 46A applications) compliance with those requirements must be clearly stated and identified in the papers by reference to the page number(s) and paragraph;

- 2.7 If any Regulation (relating to Covid-19 or not) or Statute is applicable it must be stated and compliance therewith be identified in the papers by reference to the page number and paragraph;
- 2.8 If there is a problem with the application, it must be clearly identified. If there is no problem, **it must be stated that the papers are in order;**
- 2.9 Name and contact details of counsel (tel. nr and email address) must be stated.
3. If there is any other information to be considered by the court, it may also be stated in the practice note.
4. Failure to file a practice note **in compliance with this Notice, dealing with each of the paragraphs above separately**, will result in the application being struck off the roll.
5. In all applications where heads of argument must be filed, a failure to do so will also result in the application being struck off the roll.
6. A proper and complete **Draft Order (using MS Word enabling variation thereof)** must be e-mailed and uploaded for the court to consider.
7. The practice note, Draft order and/or heads of argument (if applicable) must be filed by 13h00 on the day prior to the matter being heard, **failing which the application will be struck off the roll**. Filing must be done by email to Mr S Tshetlho (sello.tshetlho@webmail.co.za / stshetlho@judiciary.org.za) **AND** uploaded to CaseLines in clearly demarcated sections.

E VAN DER SCHYFF
JUDGE OF THE HIGH COURT

IN THE HIGH COURT OF SOUTH AFRICA

(GAUTENG DIVISION PRETORIA)

(UNOPPOSED MATTERS UPLOADED ON CASELINES)

28 JULY 2020

BEFORE THE HONOURABLE JUSTICE VAN DER WESTHUIZEN J

1. T PILLAY	VS	D PILLAY	8449/2020
2. E T KOEN	VS	RAF	75960/18
3. FNB BANK LTD	VS	E PAPADARKIS	74131/19
4. FNB BANK LTDT	VS	MADINGA ARCHITECTURAL SERVICE	63958/19
5. C L VAN NIEKERK	VS	L DREYER	75707/17
6. STD BANK LTD	VS	W C LIEBENBERG+1	40402/18
7. NEDBANK LTD	VS	N P MPISANE+1	78351/19
8. P M SEFUFULA	VS	RAF	58908/11

9.	J MANSER	VS	S HEALY	81349/19
10.	D MAKALA	VS	MINISTER OF HOME AFFAIRS+2	67232/19
11.	ALZU ONDERNEMINGS	VS	MINISTER OF AGRICULTURE	84388/19
12.	EX PARTE: B STOLTZ			12058/2020
13.	EX PARTE: S RICHARDS			12057/2020
14.	EX PARTE: W H FURTER			12020/2020
15.	T I MUDAU	VS	R D MUDAU	60861/18
16.	MERCEDEZBENZ	VS	SHIMBENI ENTERPRISE&PROJECTS	56598/19
17.	MERCEDEZ-BENZ	VS	T Z THANGO	80304/19
18.	MERCEDES-BENZ	VS	R M MIAMO	80305/19
19.	O TONKIN	VS	H TONKIN	16113/19
20.	CBI ELECTRIC	VS	AFRICAN CABLES	93916/19
21.	L M DE BEER	VS	R NOTHNAGEL	7033/2020

22. M HAWKINS	VS	C J HAWKINS	5653/2020
23. M M SPANG	VS	T J SPANG	10679/2020
24. LEGAL PRACTICE	VS	B R MOLAOLA	84634/19
25. V S MAJAJI	VS	MINISTER OF HOME AFFAIRS	84389/19
26. FAERIE GLEN WATERPARK VS		TWO NDALA BROTHERS+1	3865/2020
27. S NGWENYA	VS	RAF	4185/19

28 JULY 2020

BEFORE THE HONOURABLE JUSTICE VAN DER SCHYFF J

28. FNB BANK LTD	VS	T S MAKHUBU+1	14057/19
29. EX PARTE: F J VAN DEN BERG			23351/2020
30. EX PARTE; R ERASMUS			23345/2020
31. EX PARTE: G C VILJOEN			23346/2020
32. ABSABANK LTD	VS	P F HITZEROTH	48194/12
33. M M KNOETZE	VS	A C KNOETZE	84620/19
34. NW SOPOSE	VS	RAF	60002/17
35. EX PARTE: N M MADALANE			20777/2020
36. T R MOSANA	VS	T K MOSANA	52509/15
37. CITY OF TSHWANE	VS	MANAGER OF CITY OF TSHWANE	84268/19

38. M M NKOSI	VS	RAF	9791/17
39. EX PARTE: C B VAN DER MERWE			18687/2020
40. T A BALOYI	VS	RAF	552/18
41. D MASOMBUKA	VS	RAF	37802/18
42. B A SITHOLE	VS	RAF	87829/18
43. J H RABIE	VS	RAF	84093/19
44. J H RABIE	VS	RAF	84257/19
45. D MWENGA	VS	MINISTER OF HOME AFFAIRS	84794/19
46. FNB BANK	VS	Z GUMEDE	75728/19
47. MONTUSCAN VILLAS	VS	H DE VILLIERS	84277/19
48. INVESTEC BANK	VS	K L MTEMBU	84603/19
49. B G JELE	VS	RAF	67874/17
50. SB GUARANTEE	VS	S SERITI	67708/19

51. JR209 INVESTMENT	VS	ILLEGAL OCCUPIERS OF MOOIPLAAS 355	71255/19
52. INVESTEC BANK	VS	M D MUSHI	84454/19
53. STD BANK	VS	A D MKHWANAZI	61017/19
54. MERCEDES-BENZ	VS	R M ANTONIO	3131/2020

28 JULY 2020

BEFORE THE HONOURABLE JUSTICE CEYLON AJ

55. M M NKOSI	VS	M S NYAKALA	12542/2020
56. A C MOYO	VS	RAF	67732/16
57. J B BOOYSEN	VS	MEC OF HEALTH	62418/14
58. B/C OF ST TROPEZ	VS	TWENTY-EIGHT	36162/17
59. STD BANK	VS	TROJAN INVESTMENT TRUST	68847/19
60. STD BANK	VS	H NGOMANE	81572/19
61. STD BANK	VS	C J LUDEKE	56184/17
62. STD BANK	VS	M L RADEBE	68208/17
63. L J N STEYN TRUST	VS	RAF	84258/19
64. N WILLEMSE	VS	J H VAN WYNGAARDT	24000/19

65. ME MADOLWANA	VS	RAF	84259/19
66. NEDBANK LTD	VS	L HOSIAN	59632/16
67. D SABATA	VS	RAF	15306/17
68. I PRINSLOO	VS	J PRINSLOO	21010/2020
69. EX PARTE: P W SCHOLTZ			18138/2020
70. EX PARTE: Y VAN NIEKERK			18140/2020
71. W NAIRN	VS	NATIONAL COMMISSIONER OFSAPS+2	82440/19
72. ABSA BANK	VS	S S NDUDULA	39100/19
73. A HORN	VS	RAF	58770/18
74. T M HARMSE	VS	P M BREED	22375/2020
75. S KHOALI	VS	MEC OF HEALTH	84430/19
76. JJ PRETORIUS	VS	Z N PRETORIUS	82535/18

77. CHANGING TIDES	VS	M A MJILA	89113/18
78. FNB BANK	VS	S I ZATHU	73671/18
79. CHANGING TIDES	VS	C J KRUGER	67555/19
80. D T MOGADITSWE	VS	K P MOGADITSWE	22187/2020
81. M KOCH	VS	J N KOCH	88176/19
82. A SMIT	VS	D P SMIT	15264/19