

## Deon Gericke

---

**From:** sello.tshetlho@webmail.co.za  
**Sent:** Friday, 16 October 2020 04:21  
**To:** hes@law.co.za; info@churchsquare.co.za; northgautengadv@gmail.com; reception@loftusadv.co.za; stateattorneysPretoria@justice.gov.za; admin@pabasa.co.za; gcb@mweb.co.za; nfa.advocates@gmail.com; gautengsocadv@gmail.com; sue@lawcircle.co.za; nccadmin@law.co.za; info@jaa.org.za; info@nationalbarcouncil.co.za; issa@lssa.org.za; jhbadaadmin@law.co.za; ppv@ppv.co.za; ptabar@law.co.za; pretoria-FA@justice.gov.za  
**Subject:** unopposed motions and rolls for judge Van Der Schyff  
**Attachments:** Directive Unopposed Motion Term 4 Week 3 Van der Schyff J (1).doc; UNOPPOSED 19 OCTOBER 2020 JUDGE TLHAPI J + JUDGE VAN DER SCHYFF J.rtf; UNOPPOSED 21 OCTOBER 2020 JUDGE TLHAPI J + JUDGE VAN DER SCHYFF J.rtf

Good Morning counsel

Kindly receive directive from judge Van Der Schyff

Regards  
Sello

**HIGH COURT OF SOUTH AFRICA  
GAUTENG DIVISION**

**Term 4 2020  
WEEK 3: 19 to 23 October 2020**

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

1. With the exception of Rule 46A-applications, unopposed motions will be dealt with on paper, unless there is a written request for oral hearing which has to be necessary, in which event reasons for the necessity must be stated for consideration by the court. In the event that Judge Van der Schyff has any queries about a matter counsel will be contacted telephonically and a virtual platform will be created where queries can be addressed. Orders will be handed down by uploading it to CaseLines.
2. Rule 46A applications will be argued in court promptly at 10h00 on the day on which the matters are set down.
3. A complete practice note, stating the nature of the application, and 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:
  - 3.1. Was the matter previously postponed? If so, what was the reason for the postponement;
  - 3.2. 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;
  - 3.3. The return of service relevant to the date of hearing must be identified by reference to the page number;
  - 3.4. 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;

- 3.5. 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;
- 3.6. 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;
- 3.7. 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;
- 3.8. 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**;
- 3.9. Name and contact details of counsel (tel. nr and email address) must be stated.
4. If there is any other information to be considered by the court, it may also be stated in the practice note.
5. Failure to file a practice note **in compliance with this Notice, dealing with each of the paragraphs above separately**, may result in the application being struck off the roll.
6. In all applications where heads of argument must be filed, a failure to do so may result in the application being struck off the roll.
7. A proper and complete **Draft Order (using MS Word enabling variation thereof)** must be e-mailed to the email-address mentioned below.
8. 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** by uploading to CaseLines in clearly demarcated sections.
9. Counsel must observe the CaseLines files for 'widely shared notes' as the judge will direct questions to the respective parties through using the Notes-function.

E VAN DER SCHYFF

JUDGE OF THE HIGH COURT

**IN THE HIGH COURT OF SOUTH AFRICA**

**(GAUTENG DIVISION PRETORIA)**

**(UNOPPOSED MATTERS UPLOADED ON CASELINES)**

**19 OCTOBER 2020**

**BEFORE THE HONOURABLE JUSTICE TLHAPI J**

1. VB MINERAL	VS	VUNENE MINING	32806/14
2. FNB	VS	TA MOLELE +2	32508/19
3. EX PARTE D RAS			40296/20
4. FNB	VS	PV MPAI +3	18418/17
5. SHERIFF OF H/COURT BRITS	VS	MPHIKELEDI TRUST	42413/17
6. SB NDLOVU	VS	MEC EDUCATION	14753/14
7. METALLURGICAL RETREATMENT	VS	UNDISTYLE	6300/20
8. 3M SOUTH AFRICA	VS	GMS HEALTHCARE	64000/18
9. SOUTH BAKELS	VS	DN NTHITHE	36098/20

10. MFC	VS	DL GRUNDLINGH	59529/19
11. FNB	VS	KS HING	75404/17
12. FNB	VS	M LESHILO	31913/18
13. FNB	VS	DJ MPHOTHULO	94757/19
14. FNB	VS	MJ KHOZA	77161/18
15. NS GOLELE	VS	MS BALOI	8221/19
16. STANDARD BANK	VS	SCHOEMAN	92160/19
17. LM MAHLANGU	VS	STANDARD BANK	38268/17
18. SP MOKONE	VS	RAF	48604/16
19. J NTAOPANE	VS	RAF	56995/17

**19 OCTOBER 2020**

**BEFORE THE HONOURABLE JUSTICE VAN DER SCHYFF J**

20. R NAUDE	VS	RAF	68786/17
21. O BANZE	VS	RAF	81605/14
22. PRECAST	VS	CA METZER	19989/20
23. NI KGOMO	VS	RA MABOTJA	22845/20
24. R MAENETSE	VS	RAF	48408/14
25. N LOPES	VS	STANDARD BANK	33748/12
26. EN TAOLE	VS	MEC FOR HEALTH	84204/17
27. NEWNET PROPERTIES	VS	RAF	28559/20
28. NEWNET PROPERTIES	VS	RAF	28555/20
29. NEWNET PROPERTIES	VS	RAF	28572/20
30. ESKOM FINANCE	VS	BM MRAUSI	80276/18

31. NEWNET PROPERTIES	VS	SUNSHINE HOSPITAL	28570/20
32. NEWNET PROPERTIES	VS	GF MOTHIBI	28558/20
33. SB GUARANTE	VS	PM TSHOKWE	19816/20
34. EX PARTE FJ BEZUIDENHOUT			48062/20
35. EX PARTE W GREEF			48063/20
36. EX PARTE J BURGER			27197/20
37. OLD MUTUAL	VS	WE STORE CARS	4026/20
38. ST MANYAKANYAKA	VS	RAF	82052/18
39. MR BEJULA	VS	RAF	81570/16



**IN THE HIGH COURT OF SOUTH AFRICA**

**(GAUTENG DIVISION PRETORIA)**

**(UNOPPOSED MATTERS UPLOADED ON CASELINES)**

**21 OCTOBER 2020**

**BEFORE THE HONOURABLE JUSTICE TLHAPI J**

1.	EX PARTE FJ VAN DEN BERG			36699/20
2.	ABSA BANK	VS	N MAPAZI	42511/15
3.	B CHRISTOPH	VS	WM CHRISTOPH	31975/20
4.	MT MOGODI	VS	MG MOGODI	55094/18
5.	EX PARTE Y DU PLESSIS			48066/20
6.	NEDBANK	VS	W JOHST	6150/19
7.	FNB	VS	B BENSON	86062/17
8.	FNB	VS	T KULU	14769/18
9.	FNB	VS	TH RAMPALENG	23786/19

10. EX PARTE L OOSTHUIZEN			42007/20
11. ABSA BANK	VS	JM KUBHEKA	21929/20
12. N SIBIYA	VS	RAF	28560/20
13. D LESUFI	VS	COMMISIONER SAPS	25005/17
14. ABSA BANK	VS	G KEMPEN	15828/19
15. KP NYATHI	VS	RAF	28567/20
16. M DU PLESSIS	VS	PS DU PLESSIS	31855/20
17. ABSA BANK	VS	MD SIBIYA	47850/12
18. L STEVENS	VS	TW STEVENS	26536/20
19. EX PARTE GA MYBURGH			49423/20
20. EX PARTE C CASEY			49425/20
21. EX PARTE P REYNEKE			49426/20



## **21 OCTOBER 2020**

### **BEFORE THE HONOURABLE JUSTICE VAN DER SCHYFF J**

23. EX PARTE Y RALLY			25300/20
24. MJ VAZIDLULE	VS	RAF	86126/18
25. ABSA BANK	VS	HC WILSON	66169/13
26. FNB	VS	A KONAITE	89932/19
27. ABSA BANK	VS	TR BRANDER	9146/20
28. TJ MASHININI	VS	RAF	28573/20
29. SHACKELTON CREDIT	VS	AP LIVHALANI	15667/16
30. EX PARTE R WILLIAMS			25303/20
31. T HILFIGER LICENCING INC	VS	AA AKINWUNMI +1	77763/18
32. EX PARTE MC STOFFBERG			25304/20
33. FNB	VS	I MAREE	14747/20

34. SK MATHEBULA	VS	RAF	28561/20
35. GH SWART	VS	RAF	28577/20
36. ABSA BANK	VS	EZ MANKGE	20976/17
37. STANDARD BANK	VS	LI MLAMBO	70748/19
38. M MOHAMED	VS	NR MBEBHE	38113/20
39. M MOHAMED	VS	N VILAKAZI	39397/20
40. STANDARD BANK	VS	SG MAHLAULE +1	65450/19
41. DH HORN	VS	RAF	14472/19
42. K KAKOMA	VS	H LEHOKA	43421/20
43. LP BILA	VS	J BILA	44346/15
44. FNB	VS	TMA PEI	589/20

