

Form 11

DISCOVERY: FORM OF AFFIDAVIT

IN THE SUPREME COURT OF SOUTH AFRICA
(DIVISION)

Case No

In the matter between:

Plaintiff

A.B.
and
C.D.

Defendant

I, *C.D.*, the abovenamed defendant, make oath and say:

- (1) I have in my possession or power the documents relating to the matters in question in this cause set forth in the first and second parts of the First Schedule hereto.
- (2) I object to produce the said documents set forth in the second part of the said schedule hereto.
- (3) I do so for the reason that (here state upon what grounds the objection is made, and verify the fact as far as may be).
- (4) I have had, but have not now in my possession or power, the documents relating to the matters in question in this action, set forth in the Second Schedule hereto.
- (5) The last-mentioned documents were last in my possession or power (state when).
- (6) The(here state what has become of the last-mentioned documents, and in whose possession they are now).
- (7) According to the best of my knowledge and belief. I have not now, and never had in my possession, custody, or power, or in the possession, custody or power of any attorney, or agent, or any other person on my behalf any document or copy of, or extract from any document, relating to any matters in question in this cause, other than the documents set forth in the First and Second Schedules hereto.

DATED at this day of 19.....

.....
Defendant