

AS ALLOCATED

**IN THE HIGH COURT OF SOUTH AFRICA
GAUTENG LOCAL DIVISION, JOHANNESBURG
MONDAY 14TH AUGUST 2023**

LITIGANTS' ATTENTION IS DRAWN TO THE DIRECTIVE DATED 25 JANUARY 2023 ISSUED BY THE HONOURABLE DEPUTY JUDGE PRESIDENT "POWER SUPPLY TO THE JOHANNESBURG HIGH COURT AND THE RESUMPTION OF PHYSICAL MODE OF HEARINGS AS THE DEFAULT POSITION"

THE DEFAULT MODE OF HEARING OF MATTERS IS IN PHYSICAL COURT

EVEN THOUGH THE DEFAULT MODE OF HEARINGS IS PHYSICAL, JUDGES MAY ELECT TO PROCEED VIRTUALLY

LITIGANTS ARE TO CONFIRM THE MANNER IN WHICH THE HEARING WILL BE CONDUCTED WITH THE SECRETARY OF THE PRESIDING JUDGE

IN VIRTUAL HEARINGS, THE LINK WILL BE CREATED BY THE SECRETARY OF THE PRESIDING JUDGE AND CIRCULATED TO THE LITIGANTS

OPPOSED MOTION

Video-link BEFORE THE HONOURABLE JUDGE MUDAU J

Video-link BEFORE THE HONOURABLE JUDGE MAIER-FRAWLEY J

9A BEFORE THE HONOURABLE JUDGE NOKO J

9B BEFORE THE HONOURABLE JUDGE MAUBANE AJ

9C BEFORE THE HONOURABLE JUDGE LIVERSAGE AJ

UNOPPOSED MOTION

GC BEFORE THE HONOURABLE JUDGE FISHER J

GD BEFORE THE HONOURABLE JUDGE SENYATSI J

GE BEFORE THE HONOURABLE JUDGE BENSON AJ

URGENT APPLICATIONS

9E BEFORE THE HONOURABLE JUDGE YACOOB J

9F BEFORE THE HONOURABLE JUDGE CRUTCHFIELD J

SPECIAL MOTION

11F BEFORE THE HONOURABLE JUDGE WANLESS AJ
(2021/23785) (2021/38399) (2021/23784)

INCOME TAX COURT

BEFORE THE HONOURABLE JUDGE NKOSI-THOMAS AJ

FAMILY COURT

11B BEFORE THE HONOURABLE JUDGE FRANCIS J

11C BEFORE THE HONOURABLE JUDGE MOORCROFT AJ

SPECIAL INTERLOCUTORY COURT

GB BEFORE THE HONOURABLE JUDGE PIENAAR AJ

RAF DEFAULT JUDGMENT COURT

8C BEFORE THE HONOURABLE JUDGE NAIDOO AJ

8D BEFORE THE HONOURABLE JUDGE DOCRAT AJ

8E BEFORE THE HONOURABLE JUDGE GOODENOUGH AJ

8F BEFORE THE HONOURABLE JUDGE HITCHINGS AJ

FULL BENCH COURT APPEALS: CRIMINAL

4A BEFORE THE HONOURABLE JUDGE MABESELE J
AND BEFORE THE HONOURABLE JUDGE VAN DER WESTHUIZEN AJ
A142/2010 A16/2023 A01/2023 2022/93

APPLICATION FOR LEAVE TO APPEAL

11A BEFORE THE HONOURABLE JUDGE COPPIN J 09H30
2019/38193 H R COMPUTEK (PTY) LTD v DR W A A GOUWS (JHB) (PTY) LTD

LONG CIVIL TRIAL

BEFORE THE HONOURABLE JUDGE MDALANA-MAYISELA J

8B BEFORE THE HONOURABLE JUDGE S VAN NIEUWENHUIZEN AJ
(2013/14201)

8A BEFORE THE HONOURABLE JUDGE NTULI AJ
(2021/4276) Matter is removed from the trial roll by notice

6C BEFORE THE HONOURABLE JUDGE CAJEE AJ
(2014/39988)

COMMERCIAL COURT

Video-link BEFORE THE HONOURABLE JUDGE DIPPENAAR J
(2022/00790)

11D BEFORE THE HONOURABLE JUDGE DLAMINI J
(2018/37332)

GENERAL CIVIL TRIALS

11E BEFORE THE HONOURABLE JUDGE WILSON J

6F BEFORE THE HONOURABLE JUDGE G NEL AJ

6B BEFORE THE HONOURABLE JUDGE J STRIJDOM AJ

GA BEFORE THE HONOURABLE JUDGE NOBANGULE AJ

1A BEFORE THE HONOURABLE JUDGE WHITTINGTON AJ

THE CIVIL TRIAL ROLL BEFORE SUTHERLAND DJP. IN TERMS OF PARAGRAPH 74 OF THE JUDGE PRESIDENT'S DIRECTIVE 02 of 2022 WHICH CAME INTO EFFECT ON 08 JULY 2022 AND WHICH WAS AMENDED ON 02 DECEMBER 2022, THERE SHALL BE NO PHYSICAL TRIAL ROLL. PARTIES MUST COMPLY STRICTLY WITH THE PROVISIONS OF PARAGRAPHS 74 – 88 OF THE ABOVEMENTIONED DIRECTIVE.

**PARTIES SHALL BE NOTIFIED OF ALLOCATIONS
BY EMAIL.**

LITIGANTS ARE REMINDED OF THE DIRECTIVE DATED 25 JANUARY 2023 WHICH SETS OUT THE ARRANGEMENTS REGARDING THE MODE OF HEARING. PLEASE LIAISE WITH THE JUDGE'S SECRETARY TO WHOM THE MATTER IS ALLOCATED

THE DEFAULT MODE OF HEARING OF CIVIL TRIALS IS THROUGH PHYSICAL COURT.

*DUE DATE TO SUBMIT PRACTICE NOTES:
FRIDAY, 04 AUGUST 2023*

NUMBER ON ROLL	CASE NO	PARTIES	ALLOCATION/ORDER GRANTED
PART A: GENERAL CIVIL TRIALS			
1.	2021/17415	MAKITLA ZUBULON MMUSENG VS MAKITLA SELLWANE MARIA Plaintiff: Mr F M Masweneng Defendant: Adv Z Majenge Estimated duration: 1 hour Divorce (division of estate: forfeiture against the defendant)	G NEL AJ Secretary: Ms C Ramaube Email: BCRamaube@judiciary.org.za

2.	2021/46570	<p>LETHABO LEBO LETTIE MAUNATLALA VS SABC SOC LIMITED</p> <p>Plaintiff: Adv M Mtembu and Adv M V Botomane</p> <p>Defendant: Adv K Tsatsawane SC and Adv R Naidoo</p> <p>Estimated duration: 2 – 3 days</p> <p>Plaintiff's claim is one based in delict for damages suffered as a result of the defendant's failure to act.</p> <p>The plaintiff was employed by the defendant and commenced employment on 01 July 2007. The plaintiff was sexually harassed by her line manager at the time.</p> <p>The defendant established an independent Commission of Inquiry on 31 October 2018, which presented a report and recommendations broadly accepted by the defendant's board in totality.</p> <p>The line manager was found guilty of the sexual harassment of the plaintiff on 30 September 2019 by the defendant's own internal processes and recommendations were made in respect of the plaintiff's claim. The defendant failed to implement the recommendations.</p> <p>Merits and quantum</p> <p>Defendant has raised a special plea of prescription</p> <p>Pre-trial conference: 01 August 2023</p>	<p>WILSON J</p> <p>Secretary: Mr T Chauke</p> <p>Email: TiChauke1@judiciary.org.za</p>
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3.	2019/22952	<p>ALM MINING CONSULTANTS(PTY) LTD VS SG CONVENIENCE AND OTHERS</p> <p>Plaintiff: Adv J G van der Merwe</p> <p>Material damages claim arising from a motor vehicle accident on 05 October 2018 in which the plaintiff's vehicle was damaged beyond repair. The plaintiff alleges that the said collision was caused by the sole negligence of the third defendant, the driver of the vehicle, which collided with the plaintiff's vehicle at a robot-controlled intersection. It is alleged that the third defendant was acting in the cause and scope of his duties, alternatively in the furthering interests of the first and/or second defendant at the time of the collision.</p> <p>Merits and quantum</p> <p>Estimated duration: 1 – 2 days</p>	<p>WHITTINGTON AJ</p> <p>Secretary: Ms T Ndau</p> <p>Email: TNdau@judiciary.org.za</p>
4.	2014/25552	<p>MADUNA ASANDA obo MADUNA REGINA VS MEC FOR HEALTH</p> <p>Plaintiff: Adv N van der Walt SC and Adv R Andrews</p> <p>Defendant: Adv N Makopo</p> <p>Pre-trial conference: 09 September 2022</p> <p>Minutes filed: 15 September 2022</p> <p>Medical negligence</p> <p>Quantum (future medical expenses)</p> <p>Estimated duration: 5 days</p>	<p>NOBUNGULE AJ</p> <p>Secretary: Ms K Netshivhale</p> <p>Email: KNetshivhale@judiciary.org.za</p>
5.	2018/34865	<p>NEDBANK LIMITED VS THOKWANE PHINEASE MOLOTO</p>	<p>No practice note was uploaded to the electronic file – Matter is struck off from the trial roll</p>
6.	2021/55820	<p>WILLEM VAN NIEKERK VS JOHN HENRY BAKKES AND OTHERS</p>	<p>Matter is removed from the trial roll by notice</p>

7.	2015/29209	INDUSTRIAL DEVELOPMENT CORPORATION OF SA LTD VS ANTHONY NATHAN N.O AND OTHERS Plaintiff: Adv S Hussein-Yousuf Estimated duration: 3 – 4 days; 5 days Contractual claim in terms of Guarantee Agreement together with a counterclaim by the defendants for damages Pre-trial conference: 04 August 2023 Defendants indicated that they would apply for a postponement as they wish to obtain legal representation – plaintiff opposes postponement Pre-trial conference: May 2023	J STRIJDOM AJ Secretary: Ms L Mahlangu Email: LaMahlangu@judiciary.org.za
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PART B: ROAD ACCIDENT FUND

8.	2019/27583	ADV JM KILIAN N.O obo SIYABONGA LEBU ZIQUBU VS ROAD ACCIDENT FUND Plaintiff: Ms L Smit Defendant: Mr D Coetzee Merits and quantum (future loss of income; general damages; future medical expenses; past and future loss of support) Pre-trial conference: 14 September 2021 Minutes filed: 07 October 2021 Estimated duration: 1 – 2 hours (if argued); 2 – 3 days (if evidence led)	G NEL AJ Secretary: Ms C Ramaube Email: BCRamaube@judiciary.org.za
9.	2015/39162	LEBOGANG BAARTMAN VS ROAD ACCIDENT FUND	No practice note was uploaded to the electronic file – Matter is struck off from the trial roll

THE FOLLOWING MATTERS WERE ENROLLED ON THE CIVIL TRIAL ROLL OF TUESDAY, 08 AUGUST 2023 AND HAD BEEN CROWDED OUT DUE TO NON-AVAILABILITY OF JUDGES

T1.	2015/19234	SIMPHIWE MTETWA VS MINISTER OF POLICE Plaintiff: Adv J Malema Defendant: Adv K Nxumalo Arrest, detention, assault Merits and quantum Pre-trial minutes registered: 08 June 2022 Estimated duration: 2 – 3 days Interpreter to be used	NTULI AJ Secretary: Mr S Moloi Email: SMoloi@judiciary.org.za
T4.	2020/15853	B. A. FOURIE obo DYLAN DANIELS VS ROAD ACCIDENT FUND Plaintiff: Adv G Goedhart SC and Adv L Matsiela Defendant: Mr T Naidoo Quantum (general damages; loss of earnings) Pre-trial conference: 29 October 2021; 27 May 2022; 20 September 2022 Minutes filed: 27 May 2022; 20 September 2022 Estimated duration: 2 days	CAJEE AJ Secretary: Ms N Vimbi-Mudau Email: NoVimbi-Mudau@judiciary.org.za
T6.	2021/13776	KHAN MARRIAM VS ROAD ACCIDENT FUND Plaintiff: Adv A den Hartog Defendant: Ms M B More Merits and quantum (future medical expenses; general damages; loss of earnings) Pre-trial conference: 13 May 2022 Minutes registered: 13 May 2022 Estimated duration: 2 – 3 hours (if argued); 2 – 3 days (if evidence led)	MATTER STANDS TO BE ALLOCATED. THE ALLOCATION WILL OCCUR AS SOON AS A JUDGE BECOMES AVAILABLE. THE PARTIES WILL BE NOTIFIED PER E-MAIL WHEN THE ALLOCATION OCCURS

T9.	2017/45596	<p>YIKANI MZWANDILE HENRY obo KHONOLUHLE NOMTHANDAZO VS ROAD ACCIDENT FUND</p> <p>Plaintiff: Unknown Defendant: Ms S Monde Quantum (past and future medical expenses; loss of earnings; general damages)</p>	<p>MATTER STANDS TO BE ALLOCATED. THE ALLOCATION WILL OCCUR AS SOON AS A JUDGE BECOMES AVAILABLE. THE PARTIES WILL BE NOTIFIED PER E-MAIL WHEN THE ALLOCATION OCCURS</p>
T13.	2016/35660	<p>THOMPSON COLE LEROY VS ROAD ACCIDENT FUND</p> <p>Plaintiff: Adv J Killian Defendant: Mr T Naidoo</p> <p>Merits and quantum (past and future medical expenses; general damages; loss of earnings; earning capacity; contingencies)</p> <p>Pre-trial conference: 13 May 2022</p> <p>Minutes filed: 13 May 2022</p> <p>Estimated duration: 1 – 2 days (if argued); 4 – 5 days (if evidence led)</p>	<p>MATTER STANDS TO BE ALLOCATED. THE ALLOCATION WILL OCCUR AS SOON AS A JUDGE BECOMES AVAILABLE. THE PARTIES WILL BE NOTIFIED PER E-MAIL WHEN THE ALLOCATION OCCURS</p>

T14	2020/43384	NGOBENI THULANI obo YOLANDA v ROAD ACCIDENT FUND Plaintiff: Adv Lukhele Defendant: Mr T Ngomana Quantum (general damages; past loss of earnings; future loss of earnings; future medical expenses) Estimated duration: 1 – 3 days	MATTER STANDS TO BE ALLOCATED. THE ALLOCATION WILL OCCUR AS SOON AS A JUDGE BECOMES AVAILABLE. THE PARTIES WILL BE NOTIFIED PER E-MAIL WHEN THE ALLOCATION OCCURS
MATTERS REMOVED FROM THE ROLL BY NOTICE			
MATTERS NOT ON THE ROLL, COURT FILES ARE NOT WITH ROLL CALLING JUDGE			
<ol style="list-style-type: none"> 1. The civil trial roll is submitted to the Office of the Deputy Judge President by the Registrar approximately nine (09) court days before the trial date and was correct when it reached the Secretary of the Deputy Judge President. 2. The roll received from the registrar's office is then posted on the website of the Johannesburg Society of Advocates approximately five (05) court days before the trial date, where litigants may inspect the roll. 3. The failure of the registrar to include matters on the roll must be taken up with the Registrar <u>by no later than five (05) court days before the trial date</u>. For that purpose, kindly approach the registrar, Ms T. Khumalo (TKhumalo@judiciary.org.za / 010 494 8397) timeously to enquire about the enrolment. 4. If the registrar approves the enrolment, the matter may be enrolled and dealt with. If the registrar declines the enrolment, the parties may apply for a new trial date in terms of the existing Practice Directives. 5. Last-minute enquiries will not be accommodated. 			