

Yvonne Badenhorst

From: Etienne Cilliers
Sent: Monday, 03 July 2023 07:51
To: Yvonne Badenhorst
Subject: FW: Directive and unopposed roll for 04 July 2023
Attachments: UNOPPOSED 04 JULY 2023 JUDGE VAN DER SCHYFF J + JUDGE LESO AJ+JUDGE TSHOMBE AJ.rtf;
Directive Unopposed Motion july recess 2023.doc; UNOPPOSED 06 JULY 2023 JUDGE VAN DER SCHYFF
J + JUDGE LESO AJ+JUDGE TSHOMBE AJ.rtf



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Sent: Sunday, July 2, 2023 7:22 AM
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Subject: Directive and unopposed roll for 04 July 2023

Good Afternoon counsel

Kindly receive rolls and directives for Judge Van Der Schyff.

Regards
Sello

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**HIGH COURT OF SOUTH AFRICA
GAUTENG DIVISION**

July recess

04 and 06 July 2023

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

1. All unopposed motions will be heard in **open** court unless there is a written email request for a virtual hearing, in which event reasons for the request must be stated for consideration.
2. Two copies of a draft order must be handed up when a matter is argued.
3. A comprehensive practice note, stating the nature of the application and the date on which the application is on the roll, should be filed on Caselines by latest on **Monday 03 July 2023**. Counsel must have regard to the Judge President's most recent directive. The practice note must at least address the following issues:
 - 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 any issue with the application, it must be clearly identified. If there is no issue, **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. 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.
6. Counsel is requested to have regard to the 'Widely Shared Note' function on CaseLines as queries will be raised using this function.
7. Communication with this office must be done by **email** to Mr S Tshetlho (stshetlho@judiciary.org.za).
8. **If due to unforeseen circumstances, it is impossible to hear the matters in open court, the applications will be decided on paper. Counsel must ensure that they have regard to any widely shared notes posted in such circumstances until a note is posted that an order is granted or dismissed or a matter is removed.**
9. **Judge Van der Schyff will be in her chambers in the Palace of Justice 214 for introductions at 9h40.**

E VAN DER SCHYFF

JUDGE OF THE HIGH COURT

IN THE HIGH COURT OF SOUTH AFRICA

(GAUTENG DIVISION PRETORIA)

(UNOPPOSED MATTERS UPLOADED ON CASELINES)

04 JULY 2023

BEFORE THE HONOURABLE JUSTICE VAN DER SCHYFF J

1. MERCEDES-BENZ	VS	O MQGUBA	010030/22
2. STD BANK LTD	VS	DRAPING GALORE+1	11273/22
3. DAINFERN HOME ASS	VS	D S M TRUST+3	9791/21
4. NEDBANK LTD	VS	L T PHIRI	53215/21
5. S MASILO	VS	T NGOBENI	57588/21
6. STD BANK LTD	VS	T MOFOLO	6309/22
7. NEDBANK LTD	VS	H B ZULU+1	63813/21
8. NEDBANK LTD	VS	D S ERASMUS	53221/21

9. CHANGING TIDES	VS	N MSIMANGA	001881/23
10. SB GUARANTEE	VS	K H MKHARI	29080/22
11. NEDBANK LTD	VS	J N THUBANA	053626/22
12. G J JANSE VAN RENSBURG	VS	A R FONDSE	8218/18
13. STD BANK LTD	VS	TRI-TEMP+1	3260/22
14. VULCANIA REINFORDING	VS	RUS GROUP LTD	022477/23
15. BMW FINANCIAL	VS	T NAIDOO	22518/22
16. NEDBANK LTD	VS	N D MABASO+1	3232/22
17. SB GUARANTEE	VS	M Z ESSACK	26821/22
18. STD BANK LTD	VS	D P DHLODHLO	11277/22
19. CHANNGING TIDES	VS	T A KOMAKO	030352/22
20. NEDBANK LTD	VS	P A PHETLHE	006060/23

21. D RAAL	VS	RAF	74572/18
22. NEDBANK LTD	VS	T MODIRWA	15097/20
23. NEDBANK LTD	VS	S J DU PLESSIS	70437/18
24. DAINFERN HOME ASS	VS	CLASSIC CROWN	67097/18
25. FLOORWORX AFRICA	VS	PRECISION FLOORING	022496/23
26. EX PARTE: N B BIERBAUM			015406/23
27. R STRYDOM AUTO	VS	R R VAN TONDER	015005/23
28. B/C OF TWIN CITY	VS	V MAYEKISO	046305/22
29. EX PARTE: S P BOSHOF			017437/23
30. THOBELA TELECOMS LTD	VS	CITY OF TSHWANE	051590/22
31. CMV REKEMEESTES	VS	FEST A WILD	057785/22
32. S T THIART	VS	J J THIART	024747/23

33. 38.	B LITTLEFORD	VS	C LITTLEFORD	008371/23
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**BY THE TIME THIS ROLL WAS FINALISED THE UNDERMENTIONED COURT ONLINE MATTERS
WERE NOT DISPLAYING DOCUMENTS ON CASELINE**

34.	E WAGNER	VS	MASTER OF COURT.PTA	056905/22
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35.	NEDBANK LTD	VS	G L HLABISA	046719/22
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36.	J P FOURIE	VS	MASTER OF COURT,PTA	055158/22
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04 JULY 2023

BEFORE THE HONOURABLE JUSTICE LESO AJ

37. FNB BANK LTD	VS	F J MABULA	036389/23
38. STD BANK LTD	VS	D E GERBER	9586/21
39. FNBBANK LTD	VS	H BOSA+1	87308/18
40. K G ELLIS	VS	R HUDSON	23748/22
41. NEDBBANK LTD	VS	TJESDUP INVESTMENTS	36188/21
42. NEDBANK LTD	VS	E P HAFENI	018968/23
43. C H KIRCH	VS	E KIRCH	012478/23
44. CHANGING TIDES	VS	T CHINORUMA+1	014019/23
45. EX M J MOOLMAN+1			054260/23
46. STD BANK LTD	VS	A G THERON	028459/22

47. ABSA BAK LTD	VS	M S MAKHUBELA	58396/21
48. EX PARTE: F J CRONJE			046818/23
49. ABSA BANK LTD	VS	N N HADEBE	24579/18
50. STD BANK LTD	VS	L C MALUNGA	30160/22
51. MERCEDES-BENZ	VS	M KUBAYI	9921/22
52. STD BANK LTD	VS	M E ZONDO	028646/22
53. SA RETAIL PROPERTIES	VS	AUTO MAGIC EDENVALE+1	11844/19
54. FNB BANK LTD	VS	WINDSOR TRADING+1	031303/23
55. A ANASTASIADES	VS	RAF	13346/19
56. STD BANK LTD	VS	A LONGWE	015698/23
57. CHANGING TIDES	VS	M MOLOTSI	16689/22
58. STD BANK LTD	VS	A DE LANGE+1	52390/19

59. O CHINEDU	VS	CITY OF TSHWANE	40626/18
60. ST BANK LTD	VS	H R KHUNOU	16181/22
61. TITANCRETE READYMIX	VS	RADCON GROUP	034779/22
62. A P JARVIS	VS	R I MALAN	054087/23
63. B/C OF VALDICE	VS	R KOOPMAN	017940/23
64. MPI TRUST	VS	PRO CUTE HOLDINGS	015891/23
65. ABSA TRUST	VS	RAF	047580/22
66. ABSA TRUST	VS	RAF	047562/22
67. EX PARTE: C MACLEAN			017719/23
68. TSHWANE SOUTH COLLEGE	VS	O NEMADEVHELE	B1669/23
69. STD BANK LTD	VS	J J PRETORIUS	033461/22
70. T L BUTA	VS	S BUTA	010645/22

71. M W KOTZE	VS	E KOTZE	009965/23
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72. J E TRUTER	VS	V TRUTER	043321/23
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**BY THE TIME THIS ROLL WAS FINALISED THE UNDERMENTIONED COURT ONLINE MATTERS
WERE NOT DISPLAYING DOCUMENTS ON CASELINE**

73. J P FOURIE	VS	MASTER OF COURT,PTA	057364/22
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74. K VAN DER WESTHUIZEN	VS	MASTER OF COURT,PTA	055220/22
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75. MILLE INVESTMENTS	VS	M A MOOLA	016214/23
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76. EX PARTE: H T UBSDELL+1			056367/23
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04 JULY 2023

BEFORE THE HONOURABLE JUSTICE TSHOMBE AJ

77. STD BANK LTD	VS	SEFALAFALAATTORNEYS+1	9591/22
78. A C NAIDOO	VS	RAF	31079/22
79. NEDBANK LTD	VS	J J BALOYI+4	36273/22
80. NEDBANK LTD	VS	S GOVENDER	018979/23
81. N I GEORGIU	VS	MIN OF HOME AFFAIRS+4	57396/18
82. PACIFIC PARAMOUNT	VS	ATTERBURY LIQUOR CITY+1	44755/22
83. NEDBANK LTD	VS	E Z NDALA	016489/23
84. FNB BANK LTD	VS	M R MOTEME	033579/23
85. MERCEDES-BENZ	VS	L L ADRIAAN	6607/22
86. STD BANK LTD	VS	MANU CORPORATION+1	3259/22
87. M Y PIETERSE	VS	RAF	37742/21

88. S MINAAR	VS	RAF	83590/17
89. EX PARTE: RAYAL INDUSTRIES LTD			B39061/22
90. STD BANK LTD	VS	THIVHAFUNI PROJECTS+1	11270/22
91. NEDBANK LTD	VS	J L LEKGOTHOANE	52207/20
92. STD BANK LTD	VS	B J POTWANA+1	54423/21
93. M S HELGAR	VS	RAF	39393/21
94. NEDBANK LTD	VS	K L MOTSHABI	020255/22
95. ABSA BANK LTD	VS	N G KOZA+1	020966/23
96. CHANGING TIDES	VS	M W YAV	004345/22
97. EX PARTE: G C WOOLSTENCROFT+1			037837/23
98. FNB BANK LTD	VS	G B BEETON	060850/22
99. INVESTEC BANK LTD	VS	M S SKOSANA	018255/23

100.	CHANGING TIDES	VS	MARXCOR HOLDINGS	021268/22
101.	EX PARTE: R HOLLAND			017550/23
102.	D VAN TONDER	VS	S OOSTHUIZEN	054121/23
103.	J H RABIE	VS	RAF	030904/22
104.	J H RABIE	VS	RAF	047536/22
105.	J H RABIE	VS	RAF	047751/22
106.	T PEARSON	VS	RAF	007282/22
107.	EDSTAN-UMK PROPERTY	VS	R RABIE ATTORNEYS	042638/22
108.	S S NGWENZE	VS	GEPF+1	016632/23
109.	C MOTSHOANE	VS	L S MOTSHOANE	015721/23
110.	A TSHISHONGS	VS	T R TSHOSHONGA	050970/22
111.	A MEYER	VS	W C MEYER	029829/23

**BY THE TIME THIS ROLL WAS FINALISED THE UNDERMENTIONED COURT ONLINE MATTERS
WERE NOT DISPLAYING DOCUMENTS ON CASELINE**

112.	ABSA BANK LTD	VS	M N MWANZA	024011/23
113.	FNB BANK LTD	VS	K XAYO	008206/23
114.	FNB BANK LTD	VS	S T MOSAI	008293/23
115.	FIRSTRANDMORTGAGE	VS	Z MUNERI	050657/22

IN THE HIGH COURT OF SOUTH AFRICA

(GAUTENG DIVISION PRETORIA)

(UNOPPOSED MATTERS UPLOADED ON CASELINES)

06 JULY 2023

BEFORE THE HONOURABLE JUSTICE VAN DER SCHYFF J

1. VOLKSWAGEN LTD	VS	M K MOTHLE	35509/22
2. FNB BANK LTD	VS	HIGHPOINT OUT OF HOME+1	4109/22
3. K VAN LELYVELD	VS	RAF	50991/20
4. NEDBANK LTD	VS	D VAN WYK	58416/21
5. EX PARTE: Q D FOURIE			021908/23
6. ABSA TRUST LTD	VS	RAF	059656/22
7. FNB BANK LTD	VS	TITLE SPORTS EQUIPMENT+2	61044/21
8. STD BANK LTD	VS	T VAN ER MERWE	009498/22

9. NEDBANK LTD	VS	N N MABUNDA	025596/23
10. FNB BANK LTD	VS	MOF TRADING CC+1	421/22
11. EX PARTE: M SOOKHOO+1			026575/23
12. FNB BANK LTD	VS	L SIMON	B1132/23
13. M S MOKONE	VS	CITY OF TSHWANE	34801/21
14. ABSA TRUST LTD	VS	RAF	059469/22
15. MERCEDES-BENZ	VS	LEMMON PEEL CC+1	26671/22
16. FNB BANK LTD	VS	MANANA CROSS BORDER+1	47187/21
17. J H RABIE	VS	RAF	002487/23
18. FNB BANK LTD	VS	S DHLAMINI	033621/23
19. CHANGING TIDES	VS	R N MBATHA+1	045787/23
20. ABSA BANK LTD	VS	G M LUBBE	000331/23

21. STD BANK LTD	VS	M C NHLAPO	68128/19
22. EX PARTE: K V PHASHA			022886/23
23. HABITECH FINASIERING	VS	BRONZE NIB INVESTMENTS	043397/22
24. B/C OF ERAND COURT	VS	T H MKHABELE+1	51937/21
25. NEDBANK LTD	VS	M H MOGOBOYA+1	38302/20
26. STD BANK LTD	VS	M S TUFFNEY	54500/19
27. T J ZWANE	VS	RAF	21296/18
28. O D CHIMANPA	VS	DG HOME AFFAIRS	85775/19
29. B C AZUWUIKE	VS	DG HOME AFFAIRS	6780/20
30. T MCGLASHAN+1	VS	MIN OF HOME AFFAIRS+1	7322/21
31. EX PARTE: C S HOWLE			025337/23
32. EX PARTE: L VAN DER MERWE			021769/23

33. SB GUARANTEE	VS	E M TSHOLO	017702/23
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34. K ZEELMAN	VS	L ZEEMAN	46507/19
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35. C D RECORDS	VS	A RECORDS	4701/22
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BY THE TIME THIS ROLL WAS FINALISED THE UNDERMENTIONED COURT ONLINE MATTERS WERE NOT DISPLAYING DOCUMENTS ON CASELINE

36. ARLO INVESTMENT TRUST	VS	GREAT FORCE LTD	048539/22
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37. GOTSUBELE COMMUNAL	VS	MIN OF MINERAL RESORCE	045371/22
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38. SB GUARANTEE	VS	L VENTER	014874/23
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06 JULY 2023

BEFORE THE HONOURABLE JUSTICE LESO AJ

39. J H RABIE	VS	RAF	060905/22
40. STD BANK LTD	VS	T I MODIMOKOANE	053420/22
41. EX PARTE: B MYBURGH			055320/23
42. A E VAN ZYL	VS	R FRIER	060413/23
43. NEDBANK LTD	VS	M C PODI	7528/18
44. NEDBANK LTD	VS	E R BOOYSEN	52788/15
45. FNB BANK LTD	VS	MASTER OF COURT,JHB+1	25636/21
46. NEDBANK LTD	VS	VIRTUAL SOLUTION+1	75335/19
47. NEDBANK LTD	VS	L M CHABALALA	20031/21
48. FNB BANK LT	VS	S MAIME	018502/23

49. CHANGING TIDES	VS	TORA TRUST	35270/21
50. W DU PREEZ	VS	OBERHOLZER 624 INVESTMENTS	30095/22
51. FNB BANK LTD	VS	C W VA ZYL+1	84055/17
52. NEDBANK LTD	VS	M KRUGER	021460/23
53. STD BANK LTD	VS	P E DLOZI	34624/22
54. J D MAIMANE	VS	J MAIMANE	15057/22
55. A BOSCH	VS	RAF	30058/20
56. ABSA BANK LTD	VS	L MARKHAM	37194/22
57. STD BANK LTD	VS	A A CLEMENTS+1	13398/22
58. EX PARTE: D J VAN ROOYEN			036110/22
59. LELOKO HARTBEESPOORTDAM	VS	K2019405061 LTD	016400/23
60. AECOM LTD	VS	TRANSNET	50083/21

61. EX PARTE: M SCHEEPERS+1			055552/23
62. M O MAHLANGU	VS	RAF	756/14
63. EX PARTE: C A BOTES			026425/23
64. LELOKO HARTBEESPOORTDAM	VS	M P MAKWELA	015373/23
65. ABSA TURST LTD	VS	RAF	002447/23
66. P T PRETORIUS	VS	OBERHOLZER 624 INVESTMENTS	30096/22
67. EX PARTE: L BRANSBY			054055/23
68. ABSA BANK LTD	VS	N G MALGAZ	017535/22
69. ABSA BANK LTD	VS	R K TSATSI	017447/22
70. EX PARTE: M C MASHIFANE			022942/23
71. SB GUARANTEE	VS	R E MEINTJIES	025251/22
72. SB GUARANTEE	VS	W J STEENKAMP	057145/22

73. T P MAGORA	VS	V MAGORA	015871/23
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74. K V WOLKE	VS	J J WOLKE	61073/20
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**BY THE TIME THIS ROLL WAS FINALISED THE UNDERMENTIONED COURT ONLINE MATTERS
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75. M CLOETE	VS	N CLOETE	033353/23
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76. ABSA BANK LTD	VS	B V RATEMA	046277/22
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77. STD BANK LTD	VS	M C DE OLIVEIRA	019645/23
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06 JULY 2023

BEFORE THE HONOURABLE JUSTICE TSHOMBE AJ

78. BMW FINANCIAL	VS	HOXANA TRADING+1	060723/22
79. MERCEDES-BENZ	VS	PGT HOLDINGS LTD+1	15239/22
80. ABSA BANK LTD	VS	M C VAN ZYL	009089/23
81. M ZHOU	VS	RAF	14425/22
82. S GUARANTEE	VS	J H BOTHA	38110/20
83. NEDBANK LTD	VS	D JANSE VAN NIEUWENHUIZEN	27269/20
84. STD BANK LTD	VS	J PHILLIP+1	65243/20
85. FNB BANK LTD	VS	O MOOSA	39251/14
86. FNB BANK LTD	VS	S C TSHABALALA	51208/21
87. EX PARTE: H F APPEL			025223/23
88. R VAN ROOI	VS	RAF	66581/13

89. M M CHINONSO	VS	DEPT OF HOME AFFAIRS+2	72752/18
90. THERMASPRAY LTD	VS	J J LOURENS	011160/22
91. ABSA BANK LTD	VS	W NTLENZI	061975/22
92. CHANGING TIDES	VS	R MAMABOLO	054849/22
93. G J CELLIERS	VS	RAF	4178/18
94. TOYOTA FINANCIAL	VS	MGWERA IMPORT+1	52990/21
95. STD BANK LTD	VS	P MATHABELA+1	26476/22
96. EX PARTE: M T MAKUA			054052/23
97. EX PARTE: P L DAVIES			019825/23
98. CHANGING TIDES	VS	J P KAMINDA	020570/23
99. F L PELLATT	VS	F L PELLATT	041235/22
100. C B MABUSELA	VS	RSA PRESIDENT	021331/22

101.	G CHITTENDEN	VS	SABI CONSTRUCTION	017582/23
102.	M KALALA	VS	MIN OF HOME AFFAIRS	014889/23
103.	N B DUBE	VS	MIN OF HOME AFFAIRS	010802/23
104.	WITHINSHW PROPERTIES	VS	SAPO	049447/22
105.	EX PARTE: J C ROUX			057374/22
106.	ABSA BANK LTD	VS	J D MOKGOTLHOA	017165/22
107.	FNB BANNK LTD	VS	B T TWALA	023027/23
108.	EX PARTE: T MINNAAR			022849/23
109.	RH PLANT HIRE	VS	K VLOK	018269/23
110.	A N PROKOPIS	VS	L PROKOPIS	015745/23
111.	C CDE BRUIN	VS	P DE BRUIN	56434/20
112.	M JONKER	VS	M JONKER	034015/23

**BY THE TIME THIS ROLL WAS FINALISED THE UNDERMENTIONED COURT ONLINE MATTERS
WERE NOT DISPLAYING DOCUMENTS ON CASELINE**

113. ABSA BANK LTD VS M TEMBA 043314/22

114. EX PARTE: R K RASZTABIGA 021986/23

115. SB GUARANTEE VS K BALOYI 017563/23