



GAUTENG DIVISION, PRETORIA

**DIRECTIVE FOR URGENT COURT MOTIONS BEFORE
JUDGE FRANCIS-SUBBIAH**

WEEK 2: 11-18 October 2024

- [1] Kindly take note that ROLL CALL will commence in **OPEN COURT** on **Tuesday, 15 October 2024, at 10h00 where individual time slots will be allocated.**
- [2] If cases were not ready at time of filing at 12:00 on **11th October 2024**, (i.e. all relevant affidavits filed and the case indexed and paginated), they will not be heard, unless there is good cause or exceptional circumstances.
- [3] All cases **MUST** be uploaded on Caselines. If any problems are experienced, the Judge's Registrar should be contacted **TIMEOUSLY**.
- [4] A practice note must be filed on Caselines setting out the following:
 - (a) The nature of the relief sought;
 - (b) The grounds for urgency;
 - (c) Brief summary of the urgency of the matter;
 - (d) Has service by the Sheriff been effected? If not, why not?
 - (e) Is the matter opposed or not;
 - (f) The estimated duration for argument;
 - (g) Total number of pages;
 - (h) Brief summary of the factual as well as the legal issues involved;
 - (i) The main issues to be considered;
 - (j) Parties should ensure that a compliance declaration is uploaded onto Caselines;
 - (k) Contact details of the legal practitioners, which must include both cellphone numbers and email addresses.

- [5] Where **no certificate of urgency concisely referring to the nature of the urgency has been filed and/or no practice note** has been filed **the matter will be struck from the roll unless good cause is shown for non-compliance** as per the issued directive.
- [6] Matters that are to be removed, postponed, or which have become settled; such draft orders should be uploaded in both PDF and WORD format and are to be emailed to MXulu1@judiciary.org.za **no later than 16h00 on Monday, 14 October 2024.**
- [7] **In all opposed matters, heads of argument are to be filed by both parties before 16h00 on Saturday, 12 October 2024.** Strict regard will be had to the rules of urgency.
- [8] No piece-meal filing of affidavits will be allowed.
- [9] If there is non-compliance with the practice directive, the matter will be struck from the roll, unless good cause is shown for non-compliance.
- [10] **An allocation does NOT mean that the matter is considered sufficiently urgent to be heard on the merits. Submissions will need to be made regarding the grounds of urgency at the hearing. Parties who wishes to have their matters heard in camera, should inform my Registrar by no later than Monday the 14th of OCTOBER 2024 at 13:00 by e-mail.**

By Order of Judge.

Yours faithfully

(ELECTRONICALLY GENERATED; NOT SIGNED)

Mpilo Xulu

Registrar to: Honourable Justice Francis-Subbiah J

Gauteng Division, Pretoria.
