



OFFICE OF THE CHIEF JUSTICE
REPUBLIC OF SOUTH AFRICA

Urgent Court Registrar: Gauteng Division of the High Court, Pretoria First
Floor, Room 1.37
Cnr Madiba and Paul Kruger Street
Office No: (012) 315 7429 / 012 492 6700

URGENT COURT ROLL FOR A WEEK COMMENCING ON THE 24THFEBRUARY 2025

JUDGE: YENDE AJ

SECRETARY: PETER DITHIPE

Supplementary Directive (21 February 2025)

DIRECTIVE

WEEK 6 TERM 1 - WEEK OF 24 - 28 FEBRUARY 2025

URGENT APPLICATIONS

DIRECTIVES

1. This is **main directive** for Acting Justice Yende for his Urgent Court of the week of 24 - 28 February 2025.
2. If matters were not ready at time of filing at 12:00 on Thursday, 20 February 2025 (i.e. all relevant affidavits filed, the application indexed and paginated and practice note filed), they will not be heard unless there is a good cause or exceptional circumstances.

3. An allocation by Acting Justice Yende does Not automatically mean that the matter is considered sufficiently urgent to hear on the merits. Submissions will indeed need to be made regarding the ground of urgency. (See *Luna Muebel Vervaardigers and +Moyane v Ramaphosa and Others* in this regard.)

4. If there is non-compliance with this practice directive, the matter will be automatically struck off the roll, unless sufficient good cause is shown for non-compliance.

5. Where no certificate of urgency has been filed and/or no practice note has been filed the matter will necessarily be struck off from the roll.

6. Kindly note that the prevalence and/or tendency to abuse the urgent court in two ways:
 - 6.1 **Firstly**, to set matters down which are not really ripe for hearing, not urgent or in which case there is Self - created urgency **this frowned at by the court and it is Not permitted;**

 - 6.2 **Secondly**, the urgent court is **Not** intended to hear complex factual and/or legal issues set out over lengthy hundreds of pages which take a long time to consider and finalize. This tends to clogs up an extremely busy urgent court and prevents other deserving urgent matters from being heard.

7. **These complex/long matters are to be removed from the roll and the parties are advised to seek an allocation from the Deputy Judge President** in a special court on a future date (see Practice Manual, Annexure “A” to 13.24 par [4] sub-par (10) and (11) page H2141).

HEARING

8. There will be no roll call on Tuesday 25 February 2025. An allocation roll will be distributed on 21 February 2025 at 16:00 on CaseLines. Legal practitioners are urged to be at court on the allocated dates and times and make sure that they hand up draft order(s) that has got no typographical errors on them.

OPPOSED MATTERS

9. In all opposed matters, heads of argument are to be filled by both parties, emailed to the judge’s secretary before 12h00 noon on Monday 24 February 2025 together with an authorities bundle. In the event that these documents are voluminous (more than 50 pages) attorneys are to deliver same to the Judge Secretary’s office below.

REMOVALS/ SETTLEMENTS/UNOPPOSED MATTERS.

10. In matters that are removed / settled / unopposed- draft orders are to be emailed to judge’s secretary thereafter the matter will be unfrozen so that you can upload same on CaseLines. Counsel is to appear to move for the draft order to be made Order of the Court.

COURT ONLINE /CASELINES PLATFORM

11. All matters must be accessible on CaseLines platform, and the necessary documentation must and/or should have been uploaded by 12 noon Thursday 20 February 2025.
12. Ensure that judge's secretary is invited to your matter.
13. The matters will be frozen by 16h00 on Friday, 21 February 2025. If documents are uploaded without permission the matter would be struck off from the roll.
14. **No piece-meal filing of affidavits will be allowed.**
15. **All court bundles are to be fully uploaded to Court Online and/or CaseLines (as per para 11 supra).**

NB: If any problems are experienced the judge's secretary must be contacted TIMEOUSLY. In the absence thereof, where links have not been populated timeously (see par 2 supra) or no link has been received, the matter will be struck from the roll/removed.

16. It is the duty of the applicant's attorney to ensure that there are no duplicate cases created on Court Online/CaseLines and to ensure that the judge has received access to the correct matter. In the event that this does not occur, and matters remain unpopulated or the judge has not received access, the matter will not be heard and will be removed from the roll.

17. In the event that a practitioner struggles to upload an application to Court Online/CaseLines, an affidavit is to be prepared explaining what steps have been taken and why it was not possible to upload to Court Online/CaseLines and this must be sent to the judge's secretary PDithipe@judiciary.org.za. Acting Justice Yende will then give further directions.
18. Where no Practice Note has been filed the matter shall be struck from the roll.

The practice note is to set out the following:

- 18.1 particulars and contact details of the legal practitioners;
- 18.2 nature of the relief sought (without referring to the notice of motion);
- 18.3 total number of pages;
- 18.4 a brief summary of the factual and legal issues involved;
- 18.5 a clear indication (without repeating the heads of argument) which portion of the papers must be read and which not;
- 18.6 the main issues to be considered;
- 18.7 a brief summary of the urgency, or absence thereof;
- 18.8 whether there has been service by the sheriff and if not, why not;
- 18.9 estimated duration;
- 18.10 whether the matter is opposed.

FAILURE TO FILE a practice note setting out all the above information, will result in the matter being struck from the roll and a punitive cost order being granted.



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