

Deon Gericke

From: sello.tshetlho@webmail.co.za
Sent: Friday, 06 November 2020 12:42
To: sello.tshetlho@webmail.co.za; To:; jhbbar@law.co.za; jhbadm@sga.co.za; ptabar@law.co.za; nccadmin@law.co.za; info@churchsquarebar.co.za; director@lsnp.org.za; gautengnbcsa@outlook.com; northgautengadv; manager@clubadvocates.co.za; manager@advchambers.co.za; manager@gkchambers.co.za
Subject: urgent court directive and roll for Judge Van Der Schyff
Attachments: urgent court directive (November).pdf; Urgent court roll .pdf

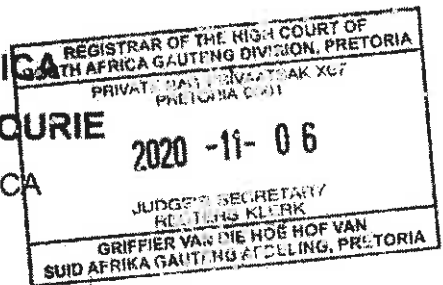
Good Afternoon counsel

Kindly receive directive and roll for judge Van Der Schyff

Regards
Sello



REPUBLIC OF SOUTH-AFRICA
THE HONOURABLE JUDGE FOURIE
HIGH COURT OF SOUTH AFRICA
GAUTENG DIVISION
P O Box 442, PRETORIA
Tel: (012) 492 6667



6 November 2020

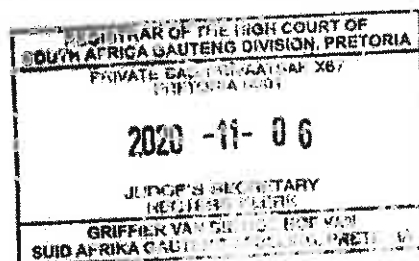
TO: ALL LEGAL PRACTITIONERS

IN RE: IMPLEMENTATION OF THE JUDGE PRESIDENT'S DIRECTIVES
FOR MATTERS ENROLLED TO BE HEARD BY VAN DER SCHYFF J
FROM 6 NOVEMBER 2020 – 16 NOVEMBER 2020

1. All applications which had already been enrolled by 12:00 on Thursday 5 November 2020 allocated to Van der Schyff J are indicated on the attached roll for Urgent Applications. All matters heard during court hours will be heard in open court at the date and time set out in the attached roll, unless specifically otherwise arranged or indicated. Covid-19 safety protocols must be strictly adhered to.
2. All matters on the Urgent Roll will be postponed *sine die* with no cost order, unless a Certificate of Urgency (*Par. 79.2 of the Judge President's Directive of 24 April 2020 as amended by par.20 of the Directive of 11 May 2020) has been issued, served on all parties concerned and filed by no later than Monday 9 November 2020 at 11:00. It is the duty of the practitioner who will issue the certificate to ensure that it has been sent by email to all parties concerned.
3. The Certificate of Urgency must contain full particulars of the practitioner who issued it, i.e. full names, contact number, email address and name of law

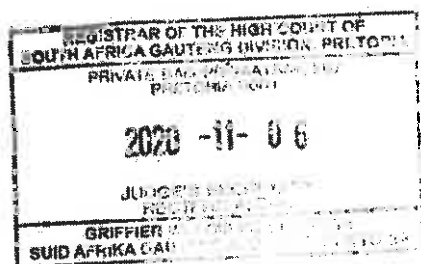
firm/Bar. Full particulars of all parties on whom the Certificate has been served, must also appear on the Certificate.

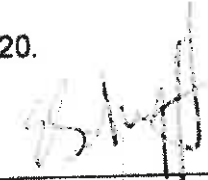
4. Practitioners must ensure that all applications are uploaded to CaseLines and that the Judge and the Judge's registrar are invited.
5. In all matters where a Certificate has been issued, a Practice Note as well as Heads of Argument must also be served and filed on Caselines by all parties concerned. Failure to file a Practice Note and/or Heads of Argument timeously, will be an indication that there is no appearance for the party concerned and the application will then be dealt with in the absence of such party.
6. The Practice Note and Heads of Argument must be served and filed by no later than **Monday 9 November 2020 by 12h00**. The party who has filed the Certificate must also set out the reasons, in the Heads of Argument, under a separate heading, why a matter is so urgent that it must be heard, on the date indicated in the notice of motion by referring to the evidence in the founding affidavit. A failure to comply with this requirement fully may result in the application being struck off the roll. It must also be indicated, in unopposed matters, where in the court papers the Sheriff's return of service is to be found. Papers which have not been properly indexed and paginated also run the risk of being struck off the roll.
7. The Practice Directive regarding Urgent Applications (Chapter 13.24) will still apply (to opposed and unopposed applications) and the Rules pertaining to urgency will be strictly enforced. Compliance with annexure "A" (13.24), more particularly par [4], subparagraphs (1) to (11) thereof, as referred to in paragraph 11 of Chapter 13.24 of the Practice Manual, will also be strictly enforced. **If a matter is not ready to be adjudicated upon at the time indicated in the notice of motion (subject to the degrees of urgency) and/or not to be so urgent as indicated in the Directive, it will be struck off the roll in which event a punitive costs order, and/or interdict, as indicated in paragraph 4 of the Directive may be made without any further reference to the parties concerned.**



8. All new applications, during court hours, must first be brought to the attention of Judge Mokosa's registrar. In this regard the provisions of paragraph 7.1 to 7.4 of Chapter 13.24 of the Practice Manual will apply *mutatis mutandis*. All the provisions regarding the service and filing of the Certificate, Practice Note and Heads of Argument referred to above, will apply *mutatis mutandis* to all new applications allocated to Van der Schyff J. All Rules and principles regarding urgency will also apply to these applications and will be strictly enforced. The urgent Court cellular number for Pretoria is: 065 859 4819.
9. Filing of court papers (notice of motion, affidavits, annexures, practice notes and heads of argument) may only be done via email to the Judge' clerks if filing on CaseLines is not possible.
- Particulars of Judge van der Schyff's registrar are as follows:
STsheltho@judiciary.org.za 072 062 4733.
10. All practitioners are requested to prepare draft court orders by using "MS Word format" and to e-mail the proposed draft orders to the Judge's registrar by 9h00 on the day that the matter is enrolled.
11. After-hour's applications will as far as possible be heard virtually.

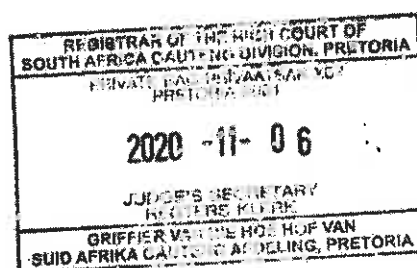
DATED at PRETORIA on this 6th day of November 2020.




 E VAN DER SCHYFF
 JUDGE OF THE HIGH COURT
 PRETORIA

URGENT COURT ROLL BEFORE THE HONOURABLE JUDGE E VAN DER SCHYFF 10 to 13 November 2020
All applications will be heard in open court

NO	Parties	Case number	Allocated date and time
4	Professional Protection Alternatives vs National Commissioner of SARS	55067/2020	Wednesday 11/11 11h30
5	Minister of Social Development vs Centre for Child law	55477/2020	Tuesday 10/11 12h30
6	Open Secrets vs Minister of Finance +6	55493/2020	Wednesday 11/11 10h00
7	Mduzulwana Attorneys+3 vs RAF +4	55739/2020	Tuesday 10/11 14h30
10	Lawrence Matsena vs National Research Foundation +29	51776/2020	Tuesday 10/11 10h30
12	Nkululeko 123 (Pty) LTD +3 vs SAPFIN Solutions (PTY) LTD	58391/2020	Thursday 12/11 12h00
13	Botha M A vs Botha T	51130/2018	Thursday 12/11 10h00
15	Potgieter Elmarie vs Scheepers G D	56718/2020	Wednesday 11/11 14h00
17	Maxithi Zelpha +29 vs G 3 Security +1	56796/2020	Tuesday 10/11 10h00
18	Mahlatse Ernest Modula vs Minister of Defence and Military Veterans		Tuesday 10/11 14h00
22	Kaninga Lusel Salomon vs Chairperson of Refugee No	51899/2020	Tuesday 10/11 11h00



25	Embrey Lephadi vs Boipelo Lephadi	58329/2020	Wednesday 11/11 15h00
29	Kobus Van der Westhuizen vs Master of the High Court	584/2020	Tuesday 10/11 10h00
30	Kobus Van Der Westhuizen NO vs Master of the High Court Pretoria	58468/2020	Tuesday 10/11 10h00
31	Kobus Van Der Westhuizen NO vs Master of the High Court Pretoria	58470/2020	Tuesday 10/11 10h00

