

**IN THE HIGH COURT OF SOUTH AFRICA
GAUTENG LOCAL DIVISION, JOHANNESBURG
WEDNESDAY 19 FEBRUARY 2024**

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

9C BEFORE THE HONOURABLE JUDGE MABESELE J

9D BEFORE THE HONOURABLE JUDGE WRIGHT J

11C BEFORE THE HONOURABLE JUDGE KOOVERJIE J

9F BEFORE THE HONOURABLE JUDGE ALLEN AJ

8F BEFORE THE HONOURABLE JUDGE SNYMAN AJ

8E BEFORE THE HONOURABLE JUDGE MITCHELL AJ

UNOPPOSED MOTION

GC BEFORE THE HONOURABLE JUDGE TWALA J

GD BEFORE THE HONOURABLE JUDGE DLAMINI J

GE BEFORE THE HONOURABLE JUDGE WILSON J

URGENT APPLICATIONS

9A BEFORE THE HONOURABLE JUDGE YACOOB J

9B BEFORE THE HONOURABLE JUDGE MAHOSI J

INCOME TAX COURT

BEFORE THE HONOURABLE JUDGE WANLESS J

FAMILY COURT

Video-link BEFORE THE HONOURABLE JUDGE MAIER-FRAWLEY J

11B BEFORE THE HONOURABLE JUDGE MARCANDONATOS AJ

SPECIAL INTERLOCUTORY COURT

GB BEFORE THE HONOURABLE JUDGE NOKO J

RAF DEFAULT JUDGMENT COURT

8A BEFORE THE HONOURABLE JUDGE WEIDEMAN AJ

8B BEFORE THE HONOURABLE JUDGE L M JOUBERT AJ

FULL COURT APPEAL – CIVIL

11F BEFORE THE HONOURABLE JUDGE FISHER J
AND BEFORE THE HONOURABLE JUDGE ADAMS J
AND BEFORE THE HONOURABLE JUDGE BOTSI-THULARE AJ
A2024-024644 A2024-113960

CIVIL TRIALS OF LONG DURATION

Video-link BEFORE THE HONOURABLE JUDGE SENYATSI J
2015/19708

GA BEFORE THE HONOURABLE JUDGE NTLAMA-MAKHANYA AJ
2021/18281

1A BEFORE THE HONOURABLE JUDGE MANAMELA AJ
2012/17077

GENERAL CIVIL TRIALS

BEFORE THE HONOURABLE JUDGE DIPPENAAR J

8C BEFORE THE HONOURABLE JUDGE WANLESS J

Video-link BEFORE THE HONOURABLE JUDGE MFENYANA J

6B BEFORE THE HONOURABLE JUDGE MAHLANGU AJ

6C BEFORE THE HONOURABLE JUDGE NHAMURAVATE AJ

8D BEFORE THE HONOURABLE JUDGE VELE AJ

11D BEFORE THE HONOURABLE JUDGE VENTER AJ

Video-link BEFORE THE HONOURABLE JUDGE J. C PRINSLOO AJ

THE CIVIL TRIAL ROLL BEFORE SUTHERLAND DJP.

THERE SHALL BE NO PHYSICAL TRIAL ROLL CALL.

PARTIES MUST COMPLY STRICTLY WITH THE PROVISIONS OF PARAGRAPH 19 OF THE REVISED CONSOLIDATED PRACTICE DIRECTIVE 01 OF 2024 (With effect from 26 February 2024 and amended on 12 June 2024)

Regarding Practice Notes:

1. *What is envisaged is a practice note filed **shortly before the trial** after a last check on whether a trial is necessary at all, and if so, how expeditiously can it be conducted. Axiomatically this assessment can only be made shortly before trial.*
2. *In several instances, a practice note is filed months before the trial date. This is of **no value** in declaring the status quo on the eve of trial. When matters are struck off because no recent practice note was filed, parties are understandably disappointed. The **recent** practice note is critical to the optimal utilisation of court time, and it must therefore be so that it must indeed be recent.*
3. *Litigants' attention is drawn to paragraphs 19.3, 19.4 and 19.5 of Practice Directive 01 of 2024 which came*

*into effect from 26 February 2024 and which were amended on 12 June 2024. The practice note, prepared in accordance with the practice note templates annexed to the Directive must be uploaded not earlier than **7 court** days and not later than **5 court** days before the hearing set-down. If no practice note is timeously uploaded (or uploaded after the cut-off date), the matter shall automatically be removed from the roll, and the date forfeited. If the practice note is non-compliant with the practice manual or Practice Directive 01 of 2024, the matter shall be automatically removed and similarly the date forfeited. The provision shall be strictly applied.*

4. LAST DATE TO SUBMIT PRACTICE NOTES: WEDNESDAY, 12 FEBRUARY 2025

JUDGES, ACTING JUDGES AND LITIGANTS ARE REMINDED OF CHAPTER 6.9 OF THE PRACTICE MANUAL DATED OCTOBER 2018 WHICH DEALS WITH THE PROCEDURE TO ENROLL PART-HEARD CIVIL TRIALS

NOTE ON CIVIL TRIALS WHERE ON THE DAY IT IS CALLED THE PARTIES ANNOUNCE A DESIRE TO SETTLE

1. Judges and Acting Judges serving in the civil trial court must be circumspect when confronted by parties who seek a stand-down to settle.
2. Valuable judicial time is squandered whilst waiting on an agreement to be produced, if at all.
3. The standard procedure is that if a trial is not ready to run at 10h00 on the set down date it should be removed with no costs order. The judge is then available to take the next case.
4. In a case where the parties do settle in that week, an agreement can be brought to the judge who was presiding for it to be made an order. If settled later, the opportunity to re-enrol it on the settlement roll on one weeks' notice remains available
5. The cases awaiting a judge's attention must not be left to linger and risk being crowded out.

The abuse by parties is particularly prevalent in RAF cases.

NUMBER ON ROLL	CASE NO	PARTIES	DATE TRIAL DATE APPLIED FOR	DATE TRIAL DATE GRANTED	ALLOCATION/ORDER GRANTED
PART A: GENERAL CIVIL TRIALS					
PART B: ROAD ACCIDENT FUND					
1.	2020/17100	NKUNA THABANG VS ROAD ACCIDENT FUND Plaintiff: Adv R Saint Defendant: Ms B M More Merits and quantum (past and future medical expenses; past and future loss of earnings; earning capacity) Pre-trial conference: 04 May 2023 Estimated duration: 1 day (if argued); 1 – 2 days (if evidence led)	08/05/2023	05/06/2023	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. <u>MATTERS CROWDED OUT:</u> IF ANY MATTER RIPE FOR TRIAL CANNOT BE ALLOCATED TO A JUDGE, THE MATTER SHALL STAND OVER UNTIL THE NEXT COURT DAY

2.	2017/45577	SIOBO AVHAZWIFUNI CHRISTOPHER VS ROAD ACCIDENT FUND Plaintiff: Adv B L Pilusa Defendant: Ms N Mhlongo Quantum (general damages) Pre-trial conference: 22 June 2023 Minutes filed: 23 June 2023 Estimated duration: 1 – 2 days Interpreter to be used	23/06/2023	24/07/2023	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. <u>MATTERS CROWDED OUT:</u> IF ANY MATTER RIPE FOR TRIAL CANNOT BE ALLOCATED TO A JUDGE, THE MATTER SHALL STAND OVER UNTIL THE NEXT COURT DAY
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3.	2013/43127	MOODLEY DEESHAN VS ROAD ACCIDENT FUND Plaintiff: Adv H Kriel Defendant: Ms M Madesela Quantum (loss of earnings; contingencies) Estimated duration; 1 day	01/06/2023	24/07/2023	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. <u>MATTERS CROWDED OUT:</u> IF ANY MATTER RIPE FOR TRIAL CANNOT BE ALLOCATED TO A JUDGE, THE MATTER SHALL STAND OVER UNTIL THE NEXT COURT DAY
4.	2018/45694	MONDI BUNTU OBO MONDI CASSIDY VS ROAD ACCIDENT FUND	12/07/2023	26/07/2023	No practice note (as set out in paragraphs 19.3, 19.4 and 19.5 of the Judge President's Practice Directive 01 of 2024 as amended on 12 June 2024) was uploaded to the electronic file – Matter is struck off from the trial roll.

5.	2019/6108	MTHETHWA BONGANI VS ROAD ACCIDENT FUND Plaintiff: Mr T N Dzivhani Defendant: Mr L Mtshemla Merits and quantum (future medical expenses) Separation application Estimated duration: 2 – 3 days	20/11/2023	04/12/2023	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. <u>MATTERS CROWDED OUT:</u> IF ANY MATTER RIPE FOR TRIAL CANNOT BE ALLOCATED TO A JUDGE, THE MATTER SHALL STAND OVER UNTIL THE NEXT COURT DAY
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6.	2017/00759	PADI THABANG AUBREY VS RAOD ACCIDENT FUND Plaintiff: Adv R Liphosa Pre-trial conference: 12 December 2022 Minutes filed: 15 March 2023 Estimated duration: 90 minutes Interpreter to be used Quantum (general damages; past and future medical expenses; loss of earnings)	17/03/2023	22/03/2023	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. <u>MATTERS CROWDED OUT:</u> IF ANY MATTER RIPE FOR TRIAL CANNOT BE ALLOCATED TO A JUDGE, THE MATTER SHALL STAND OVER UNTIL THE NEXT COURT DAY
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MATTERS REMOVED FROM THE ROLL BY NOTICE

MATTERS NOT ON THE ROLL, COURT FILES ARE NOT WITH ROLL CALLING JUDGE

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 by no later than five (05) court days before the trial date. For that purpose, kindly approach the registrar, **Ms N Mvumbi** (NMvumbi@judiciary.org.za / 010 494 8399) 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.

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