

**IN THE HIGH COURT OF SOUTH AFRICA
GAUTENG LOCAL DIVISION, JOHANNESBURG
THURSDAY 20 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 MAHOMED J

GD BEFORE THE HONOURABLE JUDGE E DU PLESSIS J

GE BEFORE THE HONOURABLE JUDGE MABASA AJ

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

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

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

Video-link BEFORE THE HONOURABLE JUDGE DIPPENAAR J
(ROLL OF SETTLED MATTERS)

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: THURSDAY, 13 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.	2020/19122	SANGA BRIGHT VS ROAD ACCIDENT FUND Plaintiff: Adv S P Oberholzer Merits and quantum (past and future medical expenses; past and future loss of earnings; earning capacity; general damages0 Pre-trial conference: 02 June 2023 Estimated duration: 1 day (if argued); 2 – 3 days (if evidence led)	07/06/2023	26/07/2023	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

2.	2022/53565	KRUGER ALIDA VS ROAD ACCIDENT FUND	07/06/2023	15/06/2023	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.
3.	2020/42214	MUHUME FRANKLYN NDLOVU VS ROAD ACCIDENT FUND	24/11/2023	27/11/2023	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.

4.	2018/30799	HLATSHWAYO JABULILE CINDY VS ROAD ACCIDENT FUND Plaintiff: Adv R Manzini Defendant: Ms T Tivana Quantum (general damages; past and future loss of earnings) Pre-trial conference: 19 June 2023 Minutes filed: 04 July 2023 Estimated duration: 2 – 3 days Interpreter to be used	04/07/2023	31/08/2023	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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5.	2015/38278	LEHLOHONOLO JOHN MOHUSHI VS PRASA Plaintiff: Adv M O Matodzi Quantum (general damages; loss of income; earning capacity; past and future medical expenses) Pre-trial conference: 06 October 2023 Minutes filed: 10 October 2023 Estimated duration: 2 – 3 days Interpreter to be used	24/08/2023	08/11/2023	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.	2017/25815	MAWELEWELE ALUWANI MOSESE OBO MINOR VS ROAD ACCIDENT FUND Plaintiff: Adv U B Makuya Defendant: Ms P Makhathini Merits and quantum (loss of earnings) Pre-trial conference: 21 November 2023 Minutes filed: 12 February 2024 Estimated duration: 1 day	04/02/2024	13/02/2024	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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LIST OF SETTLED MATTERS WILL BE ALLOCATED TO JUDGES ROSTERED IN THE CIVIL TRIAL COURT

PARTIES SHALL BE NOTIFIED OF ALLOCATIONS BY EMAIL.

LAST DATE TO SUBMIT PRACTICE NOTES: THURSDAY, 13 FEBRUARY 2025

- 1.The default mode of hearing of matters is in physical court.
- 2.Even though the default mode of hearing is physical, the judge to whom the matter is allocated may elect to proceed virtually (if there is a valid reason and if prior arrangements have been made.
- 3.Litigants are to confirm the manner in which the hearing will be conducted with the secretary of the judge to whom the matters are allocated.
- 4.In virtual hearings, the link will be created by the secretary of the judge to whom the matters are allocated and circulated to the litigants.
- 5.Should parties remove their matter from the roll, the parties are to email the relevant Judge's Secretary a Notice of Removal timeously and are to upload the Notice to the electronic file
- 6.Practitioners who initiated their files on Court Online are to promptly create an online bundle in preparation for the hearing of their matters to avoid removals from the roll and last-minute duplication of matters between the CaseLines and Court Online system. For assistance in that regard, please contact the Court Online Helpdesk Call Centre at 010 493 2600. Also consult the 7-Step Guide.
- 7.Court Orders should be emailed to the secretary of the judge to whom the matter is allocated in Word format. Please check the details of the parties (particularly the spelling of the names, identity numbers, case numbers). Also, please append the details of counsel (including their email address and cell phone numbers) at the bottom of the court order.
- 8.Where there is a contingency fee agreement, please have ready the necessary affidavits.
- 9.Where there is to be a Trust created, please have ready the necessary documents

NUMBER ON ROLL	CASE NO	PARTIES	DATE TRIAL DATE APPLIED FOR	DATE TRIAL DATE GRANTED	ALLOCATION/ORDER GRANTED
PART A: SETTLEMENT ROLL					
1.	2015/39162	LEBOGANG BAARTMAN VS ROAD ACCIDENT FUND	03-02-2025	03-02-2025	DIPPENAAR J Secretary: Ms J Blake Email: JBlake@judiciary.org.za Chambers 1206, 12 th Floor Telephone: 010 494 7191
2.	2019/14102	ALFRED MBHEKENI NTSHINGILA VS ROAD ACCIDENT FUND	03-02-2025	03-02-2025	DIPPENAAR J Secretary: Ms J Blake Email: JBlake@judiciary.org.za Chambers 1206, 12 th Floor Telephone: 010 494 7191
3.	2018/18562	LESEDI HAMPREY MOGALA VS ROAD ACCIDENT FUND	03-02-2025	03-02-2025	DIPPENAAR J Secretary: Ms J Blake Email: JBlake@judiciary.org.za Chambers 1206, 12 th Floor Telephone: 010 494 7191
4.	2019/28848	DORIS QOMAPHI NDLOVU VS ROAD ACCIDENT FUND	03-02-2025	03-02-2025	DIPPENAAR J Secretary: Ms J Blake Email: JBlake@judiciary.org.za Chambers 1206, 12 th Floor Telephone: 010 494 7191
5.	2020/37910	PHOMELLO MOKOENA VS ROAD ACCIDENT FUND	03-02-2025	03-02-2025	DIPPENAAR J Secretary: Ms J Blake Email: JBlake@judiciary.org.za Chambers 1206, 12 th Floor Telephone: 010 494 7191

6.	2019/20480	PAULOS TSOANE VS ROAD ACCIDENT FUND	03-02-2025	03-02-2025	DIPPENAAR J Secretary: Ms J Blake Email: JBlake@judiciary.org.za Chambers 1206, 12 th Floor Telephone: 010 494 7191
7.	2022/15345	LUCKY FLUNADE SEABI obo LESETJA TEBOGO JOHN SEABI VS ROAD ACCIDENT FUND	03-02-2025	03-02-2025	DIPPENAAR J Secretary: Ms J Blake Email: JBlake@judiciary.org.za Chambers 1206, 12 th Floor Telephone: 010 494 7191
8.	2020/17228	ADV. AMELIA VAN DER MERWE (N.O) MNIWA THOMAS VS ROAD ACCIDENT FUND	03-02-2025	03-02-2025	DIPPENAAR J Secretary: Ms J Blake Email: JBlake@judiciary.org.za Chambers 1206, 12 th Floor Telephone: 010 494 7191
9.	2024/000907	SILO BALISE VS ROAD ACCIDENT FUND	03-02-2025	03-02-2025	DIPPENAAR J Secretary: Ms J Blake Email: JBlake@judiciary.org.za Chambers 1206, 12 th Floor Telephone: 010 494 7191
10.	2021/35817	BREEDT WILLEM OTTO VS ROAD ACCIDENT FUND	03-02-2025	03-02-2025	DIPPENAAR J Secretary: Ms J Blake Email: JBlake@judiciary.org.za Chambers 1206, 12 th Floor Telephone: 010 494 7191
11.	2020/41828	DICKS ANNE -MARIE VS ROAD ACCIDENT FUND	03-02-2025	03-02-2025	DIPPENAAR J Secretary: Ms J Blake Email: JBlake@judiciary.org.za Chambers 1206, 12 th Floor Telephone: 010 494 7191

12.	2020/35709	MAHLANGU HOPEWELL BABAZANI VS ROAD ACCIDENT FUND	03-02-2025	03-02-2025	DIPPENAAR J Secretary: Ms J Blake Email: JBlake@judiciary.org.za Chambers 1206, 12 th Floor Telephone: 010 494 7191
13.	2020/29010	NTOANYANE NTHABELENG VS ROAD ACCIDENT FUND	03-02-2025	03-02-2025	DIPPENAAR J Secretary: Ms J Blake Email: JBlake@judiciary.org.za Chambers 1206, 12 th Floor Telephone: 010 494 7191