

**IN THE HIGH COURT OF SOUTH AFRICA
GAUTENG LOCAL DIVISION, JOHANNESBURG
MONDAY 24TH AUGUST 2025**

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 TWALA J

9F BEFORE THE HONOURABLE JUDGE WILSON J

Video-link BEFORE THE HONOURABLE JUDGE PRINSLOO AJ

8F BEFORE THE HONOURABLE JUDGE VERVEEN AJ

11C BEFORE THE HONOURABLE JUDGE VETTER AJ

INSOLVENCY COURT

11D BEFORE THE HONOURABLE JUDGE OPPERMAN J

11E BEFORE THE HONOURABLE JUDGE REDMAN AJ

SUMMARY JUDGMENT COURT

1A BEFORE THE HONOURABLE JUDGE MDALANA-MAYISELA J

GA BEFORE THE HONOURABLE JUDGE WENTZEL-THOMPSON J

UNOPPOSED MOTION

GC BEFORE THE HONOURABLE JUDGE ADAMS J

GD BEFORE THE HONOURABLE JUDGE YACOOB J

GE BEFORE THE HONOURABLE JUDGE MOTHA J

URGENT APPLICATIONS

9A BEFORE THE HONOURABLE JUDGE MIA J

9B BEFORE THE HONOURABLE JUDGE MZUZU AJ

PART-HEARD CIVIL TRIAL

11A BEFORE THE HONOURABLE JUDGE MOULTRIE J
2024-049339

COMMERCIAL COURT

11F BEFORE THE HONOURABLE JUDGE DU PLESSIS J
2019/41800

INCOME TAX COURT

BEFORE THE HONOURABLE JUDGE CRUTCHFIELD J
(IT46299)

FAMILY COURT

11B BEFORE THE HONOURABLE JUDGE SENYATSI J

Video-link BEFORE THE HONOURABLE JUDGE MAIER-FRAWLEY J

SPECIAL INTERLOCUTORY COURT

GB BEFORE THE HONOURABLE JUDGE STRYDOM J

8B BEFORE THE HONOURABLE JUDGE MPHAPLANE AJ

RAF DEFAULT JUDGMENT COURT

8A BEFORE THE HONOURABLE JUDGE MATABOGE AJ

Video-link BEFORE THE HONOURABLE JUDGE M VAN NIEUWENHUIZEN AJ

CRIMINAL APPEALS

6C BEFORE THE HONOURABLE JUDGE MALI J
AND BEFORE THE HONOURABLE JUDGE NOKO J
2025-062743 A2025-204420 A2025-272083 A2025-238432

CIVIL TRIAL OF LONG DURATION

6E BEFORE THE HONOURABLE JUDGE WANLESS J
2015/790

GENERAL CIVIL TRIALS

6A BEFORE THE HONOURABLE JUDGE MUDAU J

BEFORE THE HONOURABLE JUDGE WRIGHT J

6B BEFORE THE HONOURABLE JUDGE FISHER J

2A BEFORE THE HONOURABLE JUDGE MALINDI J

2B BEFORE THE HONOURABLE JUDGE VAN ASWEGEN AJ

2C BEFORE THE HONOURABLE JUDGE NDLOKOVANE AJ

THE CIVIL TRIAL ROLL BEFORE MODIBA ADJP

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)

LITIGANTS' ATTENTION IS DRAWN TO PARAGRAPHS 16 – 19 OF THE MEDIATION DIRECTIVE WHICH CAME INTO EFFECT ON 22 APRIL 2025 AS AMENDED ON 27 OCTOBER 2025

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: **MONDAY, 17 AUGUST 2026***

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					
1.	2022/020336	ETHEL ABATAM NYENLUM AND OTHER VS MINISTER OF POLICE AND OTHER		24/07/2024	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. No mediation report (annexure "D1") and Joint Minutes (annexure "D2") as set out in the Mediation Directive and Mediation Protocol of 22 April 2025 has been uploaded to the electronic file – Matter is struck off from the trial roll.
2.	2020/09567	GUY YVES ELLIS AND OTHER VS THE BODY CORPORATE OF COLORETTO AND 5 OTHERS	19/06/2024	24/07/2024	Matter is removed from the trial roll by notice
3.	2021/12595	RAMSAMOOCH INDER VS PETERS ENID GAIL	15/07/2024	24/07/2024	Matter is removed from the trial roll by notice

4.	2020/3310	VAN DEN BERGH VINCENT JACOBUS VS EKURHULENI METROPOLITAN MUNICIPALITY	06/08/2024	15/08/2024	Matter is removed from the trial roll by notice
5.	2021/37194	INTERPLETE PROPRIETARY LIMITED VS SERITI POWER PROPRIETARY LIMITED	10/06/2024	24/07/2024	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. No mediation report (annexure "D1") and Joint Minutes (annexure "D2") as set out in the Mediation Directive and Mediation Protocol of 22 April 2025 has been uploaded to the electronic file – Matter is struck off from the trial roll.

6.	2023/123943	COMPASS MEDICAL WASTE SERVICE VS T-REK (PTY) LTD Plaintiff: Adv C de Villiers-Golding Defendant: Mr K Herbst Claim for damages arising from breach of contract. (The defendant sold Equipment to the plaintiff, which the plaintiff purchased from the defendant. The Equipment was defective and despite several remedial steps, the defendant could not rectify the Equipment. The plaintiff cancelled the agreement; claimed repayment of the monies paid to the defendant in respect of the Equipment; and tendered return of the Equipment upon repayment. Despite demand, the defendant has failed to repay the plaintiff the sum claimed. The defendant denies liability on the basis of tacit / implied terms of the agreement that it contends for. This is where the central dispute lies.) Pre-trial conference: 23 March 2026 Minutes filed: 25 March 2026	10/06/2026	18/06/2026	VAN ASWEGEN AJ Secretary: Ms D Mthiyane Email: DSereko@judiciary.org.za
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		Estimated duration: 3 days Some witnesses reside in Durban			
7.	2021/48730	ADZAM TRADING 176 (PTY) LTD T/A CITY INDUSTRIAL VS LINCOLN SUBRICATION SA (PTY) LTD Plaintiff: Adv J Pammenter SC and Adv C Prinsloo Defendant: Adv G Singh Claim by plaintiff for damages arising from alleged repudiation of a commercial lease agreement. Counterclaim by defendant for repayment of amounts paid under an alleged early termination agreement based on fraudulent or material misrepresentation on the part of the plaintiff. Pre-trial conference: 23 July 2025; 05 March 2026; 12 August 2026 Minutes filed; 09 March 2026 Estimated duration: 5 days One of the witnesses resides in the Eastern Cape – request that her testimony be virtually	06/05/2026	19/06/2026	MUDAU J Secretary: Ms N T Magwalivha Email: NTMagwalivha@judiciary.org.za

8.	2023/037029	PATRICK MARAIS ROUX MAX ROUX VS NORMAN ANDREW KOEN RUSSEL SHERMAN Plaintiff: Adv J W Steyn Defendant; Adv W Naude This is a consolidated action 2023-037029: Repayment of monies advanced pursuant to commercial agreements which were cancelled. 2023-009742: Payment of an alleged outstanding balance pursuant to a commercial agreement Pre-trial conference: 30 April 2024; 25 November 2024; 25 February 2026; 03 August 2026 Estimated duration: 3 – 4 days	30/03/2026	19/06/2026	MALINDI J Secretary: Mr D Pondo Email: DPondo@judiciary.org.za
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9.	2024/016813	SOLOMON ITAYI NYAMANDE VS DEXTER IRVINE MAHACHI Plaintiff: Adv T Panda The Plaintiff's claim arises from an oral contract of loan concluded on or about 3 April 2023, in terms of which the Plaintiff advanced £18 000,00 to the Defendant, repayable within six months, with interest at 15% per annum. The Defendant opposes the action and seeks the dismissal of the Plaintiff's claim. He has delivered three special pleas – reckless credit, unlawful agreement and premature action – together with a plea over on the merits. Plaintiff resides in England – plaintiff request to testify via video-link Issues to determine: First, the conclusion and terms of the agreement. Whether a valid loan agreement was concluded between the parties and, if so, upon what terms. The conclusion of the loan contract is not in dispute; the terms and the place of conclusion are.	15/05/2026	15/05/2026	FISHER J Secretary: Ms K Nxumalo Email: KNxumalo@judiciary.org.za
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		Second, breach. Whether the Defendant breached the agreement by failing to repay the capital and the balance of the interest, and whether the full amount thereupon became due and payable. Third, arm's length and the application of the National Credit Act 34 of 2005 ("the NCA"). Whether the transaction was one concluded between friends, by way of financial assistance to a friend in need, and thus not at arm's length, with the consequence that the NCA does not apply to it. Fourth, registration as a credit provider. Whether the Plaintiff was required to be registered as a credit provider and, if so, the consequences of nonregistration. Fifth, the first special plea – reckless credit. Whether the loan constitutes a credit transaction as contemplated in section 8(4)(f) of the NCA, whether it is regulated by the NCA, and whether it constitutes reckless credit. Sixth, the second special plea – unlawful agreement. Whether the agreement			
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		is unlawful by reason of section 89(2)(d) of the NCA. Seventh, the third special plea – premature action. Whether the procedural requirements and time periods prescribed by the NCA, including sections 129 and 130, apply to the agreement and, if so, whether the action is premature Eighth, quantum and interest. Whether the Defendant is liable to the Plaintiff in the amount of £18 675,00, and at what rate and from what date interest runs, regard being had to the £1 350,00 already paid by way of interest between May and October 2023. Estimated duration: 2 – 3 days			
PART B: ROAD ACCIDENT FUND					
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.

Last-minute enquiries will not be accommodated.

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