



OFFICE OF THE DEPUTY JUDGE PRESIDENT

(HIGH COURT OF SOUTH AFRICA, GAUTENG DIVISION, JOHANNESBURG)
OFFICE 1210

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NOTICE

TO:

1. Judges of the Gauteng Division, Johannesburg
2. Chief Registrar, Gauteng Division, Johannesburg
3. Secretariat – Judicial Case Flow Management, Office of the Chief Justice
4. Registrars – Gauteng Division of the High Court, Johannesburg
5. Legal Practice Council – Gauteng
6. Law Society of South Africa
7. Gauteng Family Law Forum
8. Gauteng Attorneys Association
9. Pretoria Attorneys Association
10. Johannesburg Attorneys Association
11. West Rand Attorneys Association
12. South African Black Women in Law
13. National Association of Democratic Lawyers
14. Black Lawyers Association
15. South African Women Lawyers Association
16. South African Medical Malpractice Lawyers Association
17. Personal Injury Plaintiff Lawyers Association
18. South African Medico-Legal Association
19. Office of the Director of Public Prosecutions, Pretoria and Johannesburg
20. Office of the State Attorneys, Pretoria and Johannesburg
21. Solicitor General
22. Office of the Family Advocate, Pretoria and Johannesburg
23. Legal Aid South Africa
24. Johannesburg Society of Advocates
25. Pretoria Society of Advocates
26. Gauteng Society of Advocates
27. Tshwane Society of Advocates
28. Pan African Bar Association of South Africa
29. General Council of the Bar of South Africa
30. National Bar Council of South Africa

31. South African Bar Association
32. National Forum of Advocates
33. North Gauteng Association of Advocates
34. Church Square Association of Advocates
35. Advocates for Transformation
36. Legal Division of the Department of Health: Gauteng
37. Legal Division of the Department of Sport, Arts, Culture and Recreation
38. Gauteng Department of Agriculture and Rural Development
39. Legal Services - Gauteng Provincial Department of Education
40. South African Board of Sheriffs
41. South African Sheriff Society
42. Road Accident Fund

DATE : 01 August 2024

OUR REF : DJP/348/2022/lt

RE : **PROCEDURE FOR THE THURSDAY SETTLEMENT
ROLL FOR ROAD ACCIDENT FUND MATTERS –
JOHANNESBURG**

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1. This is a Supplementary Directive which is effective with effect from 26 August 2024
 2. In order to streamline the preparation and hearings of these cases the following requirements are mandatory:
 3. The CaseLines index shall contain at the top of the index a SETTLEMENT section in which is contained the following documents.
 4. A practice note in which the following information is stated in this order:
 - 4.1. The name, email address and cell phone number of the counsel moving the application.
 - 4.2. The CaseLines reference of the draft order.
 - 4.3. The Caselines reference to the document by the Road Accident Fund (RAF) consenting to a draft order in the exact terms presented to the court (if any).
 - 4.4. The case lines reference of the offer and acceptance or to the written agreement of settlement signed by both parties,
 - 4.5. A statement that there is no contingency fees agreement, or

4.6. The CaseLines reference to the contingency agreement and to the affidavits by the plaintiff and the attorney as prescribed by section 4 of the Contingency Fees Act 66 of 1997.

4.7. A statement that the contingency agreement is in the form set out in the regulations, or if it varies, in which respects.

4.8. Any aspect of significance that is pertinent to the granting of the order sought: e.g.,

4.8.1. The need for a trust, or *curator bonis*.

4.8.2. Any unusual arrangement about payments and who payments are to be made.

4.8.3. These examples are not exhaustive.

5. The draft order.

6. The RAF consent letter to the order (if any).

7. The offer and acceptance of the settlement.

8. The contingency agreement and the two affidavits.

NOTE:

The inclusion of items such as particular costs, e.g., experts' fees, etc., in a draft order to give effect to a settlement where there is no written agreement between the parties in respect thereof is inappropriate.

*Dictated by the Deputy Judge President
Electronically transmitted, therefore no signature*

**ROLAND SUTHERLAND
DEPUTY JUDGE PRESIDENT**