



JUDGES' CHAMBERS OFFICE OF HONOURABLE ACTING JUDGE FERGUSON

**IN THE HIGH COURT OF SOUTH AFRICA
(GAUTENG DIVISION, PRETORIA)**

Telephone: 012 315 7460 Email: TMabada@judiciary.org.za

18 SEPTEMBER 2026

TO: ALL LEGAL PRACTITIONERS

DIRECTIVE FOR SIC ROLL WEEK OF 21 SEPTEMBER 2026

1. All matters will be heard virtually and a link will be provided and uploaded to "Widely shared Notes" on CaseLines.
2. For purposes of the SIC applications:
 - 2.1 Create a new Section 000 at the very top of the CaseLines profile Index and name it "SIC Compliance"
 - 2.2 Upload Served Rule 41A Notice as pocket (1)
 - 2.3 Upload Notice of Set Down for this SIC application as pocket (2)
 - 2.4 Upload draft order as pocket (3)
3. The Draft Order must contain the following prayers:
 1. ***The Respondent / Defendant is declared a delinquent party by reason of its failure to engage in mediation in the terms of the Mediation Directive and Mediation Protocol of 22 April 2025 (and its revision) in that it failed to respond either sufficient or at all to the Plaintiff's / Applicants Rule 41A notice.***
 2. ***The Respondent / Defendant is compelled to comply with its obligation in terms of the Mediation Directive and Mediation Protocol of 22 April 2025 (and***

its revision) to engage sufficiently in mediation, within 14 (fourteen) days from date of service of this order.

- 3. *Should the Respondent / Defendant fail to adhere to this order as stated in paragraph 2 above, the Applicant / Plaintiff is ipso facto and without further notice excused from engaging in mediation and is forthwith entitled to set down the matter on the appropriate specialised Default Judgement roll to seek:***

3.1 *An order holding the Defendant in contempt of this order; and /or;*

3.2 *An order striking out the defence of the Defendant; and or;*

3.3 *An order granting relief in terms of the Particulars of Claim.*

- 4. *The Respondent / Defendant is ordered to pay the costs of this application on a party and party scale and costs of Counsel on Scale A.***

4. Matters will be heard according to the seniority.

**REGISTRAR: Ms Tshilidzi Mabada
SECRETARY TO THE HONOURABLE ACTING JUDGE FERGUSON**