

**IN THE HIGH COURT OF SOUTH AFRICA
GAUTENG LOCAL DIVISION, JOHANNESBURG
TUESDAY 18th OCTOBER 2022**

**EVEN THOUGH COURTROOMS ARE ALLOCATED TO JUDGES, 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 THE EVENT OF VIRTUAL HEARINGS, THE LINK WILL BE CREATED BY THE SECRETARY OF THE PRESIDING JUDGE AND CIRCULATED TO THE LITIGANTS**

OPPOSED MOTION

- 9A BEFORE THE HONOURABLE JUDGE MIA J
- 9B BEFORE THE HONOURABLE JUDGE DLAMINI J
- 9C BEFORE THE HONOURABLE JUDGE WANLESS AJ
- 9D BEFORE THE HONOURABLE JUDGE VAN NIEWENHUIZEN AJ
- 6F BEFORE THE HONOURABLE JUDGE VAN DER BERG AJ

UNOPPOSED MOTION

- GC BEFORE THE HONOURABLE JUDGE WRIGHT J
- GD BEFORE THE HONOURABLE JUDGE WILSON AJ
- GE BEFORE THE HONOURABLE JUDGE FRANCK AJ

URGENT APPLICATIONS

- 9E BEFORE THE HONOURABLE JUDGE KEIGHTLEY J
- 9F BEFORE THE HONOURABLE JUDGE CRUTCHFIELD J

SPECIAL MOTION

- 11F BEFORE THE HONOURABLE JUDGE SENYATSI J
ERF 82 BRYANSTON (PTY) LTD v CITY OF JOHANNESBURG AND OTHERS (CASE NO: 2021/27756)

FAMILY COURT

- 11B BEFORE THE HONOURABLE JUDGE FISHER J
- 11C BEFORE THE HONOURABLE JUDGE MOORCROFT AJ

SPECIAL INTERLOCUTORY COURT

- GA BEFORE THE HONOURABLE JUDGE MAHALELO J
- GB BEFORE THE HONOURABLE JUDGE CARRIM AJ

CASE MANAGEMENT CONFERENCES

Video-link BEFORE THE HONOURABLE JUDGE DOSIO J

Video-link BEFORE THE HONOURABLE JUDGE OLIVIER AJ

SETTLEMENT COURT

1A BEFORE THE HONOURABLE JUDGE MAZIBUKO AJ

FULL BENCH APPEALS – CIVIL

11A BEFORE THE HONOURABLE JUDGE MALINDI J
AND BEFORE THE HONOURABLE JUDGE FLATELA AJ
A3010/2022

COMMERCIAL COURT

11D BEFORE THE HONOURABLE JUDGE OPPERMAN J
2017/43073 TOP QUARTILE PMSA (PTY) LTD v SIBANYE GOLD LTD

11E BEFORE THE HONOURABLE JUDGE ADAMS J
2020/13311 WHITE OAK TRADE AND SPECIALTY FINANCE CAMYMAN LLC v SANTAM STRUCTURES

TRIALS OF LONG DURATION

8C BEFORE THE HONOURABLE JUDGE TWALA J

8A BEFORE THE HONOURABLE JUDGE YACOOB J
MAOKA MAHLATSA obo MAOKA TSHAGOFATSO ISAAC v MEC FOR HEALTH, GAUTENG (CASE NO: 2018/43968)

8E BEFORE THE HONOURABLE JUDGE MAIER-FRAWLEY J
MARAIS MONIQUE v MEC FOR HEALTH, GAUTENG (CASE NO: 2019/20063)

8D BEFORE THE HONOURABLE JUDGE MSIBI AJ

8B BEFORE THE HONOURABLE JUDGE CONSTANTINIDES AJ

GENERAL CIVIL TRIALS

6A BEFORE THE HONOURABLE JUDGE DIPPENAAR J

6B BEFORE THE HONOURABLE JUDGE FRANCIS-SUBBIAH AJ

6C BEFORE THE HONOURABLE JUDGE ALLY AJ

THE CIVIL TRIAL ROLL BEFORE SUTHERLAND DJP. IN TERMS OF PARAGRAPH 37 OF THE JUDGE PRESIDENT'S CONSOLIDATED DIRECTIVE OF 11 JUNE 2021. THERE SHALL BE NO PHYSICAL TRIAL ROLL CALL. PARTIES MUST COMPLY STRICTLY WITH THE PROVISIONS OF PARAGRAPH 37 TO 40 OF THE DIRECTIVE. PARTIES SHALL BE NOTIFIED OF ALLOCATIONS BY EMAIL.

WHENEVER JUDGES ARE ALLOCATED MORE THAN ONE CASE THE JUDGE SHALL DIRECT IN WHICH ORDER THE MATTERS ARE TO BE HEARD.

IN A MATTER WHERE A SETTLEMENT IS IMMINENT IT MUST BE REMOVED FROM THIS ROLL AND ENROLLED ON THE SETTLEMENTS COURT ROLL. THERE SHOULD BE NO EXPECTATION THAT THE MATTER WILL BE ENTERTAINED ON THIS ROLL OR THAT TRIAL COSTS SHALL BE AWARDED FOR AN APPEARANCE.

LITIGANTS ARE REMINDED OF THE PRACTICE DIRECTIVE 02 OF 2022 WHICH SETS OUT THE ARRANGEMENTS REGARDING THE MODE OF HEARING. PLEASE LIAISE WITH THE JUDGE'S SECRETARY TO WHOM THE MATTER IS ALLOCATED

*CLOSING DATE TO SUBMIT PRACTICE NOTES:
TUESDAY, 11 OCTOBER 2022*

NUMBER ON ROLL	CASE NO	PARTIES	ALLOCATION/ORDER GRANTED
'Y' MATTERS: CLAIMS AGAINST THE RAF, PRASA OR MEC HEALTH, GAUTENG			
PART A: CIVIL TRIALS			
1	2021/26590	HLELA VELAPHI JOHANNES VS ROAD ACCIDENT FUND Plaintiff: Adv M C Phathela Quantum (loss of earnings; earning capacity) Estimated duration: 3 hours	

2	2021/17569	HLOPHE FEZILE VS PASSENGER RAIL AGENCY OF SOUTH AFRICA Plaintiff: Adv M Fisher Merits (causal negligence; contributory negligence; apportionment) Estimated duration: 2 – 3 days Pre-trial conference: 04 November 2021 Certification conference: 17 January 2022	ALLY AJ Secretary: Mr T Makheda E-mail: TMakheda@judiciary.org.za
3	2020/20671	TLOUBATLA PORTIA RAESETJA VS ROAD ACCIDENT FUND Plaintiff: Adv R Oosthuizen Defendant: Ms M B More (Attorney) Quantum Certification conference: 09 March 2022 Estimated duration: 1 – 2 days	Matter is removed from the trial roll by notice
4	2021/11785	QABA BABALWA FIKISWA VS ROAD ACCIDENT FUND	No practice note was uploaded to the electronic file – Matter is struck off from the trial roll.
5	2017/01157	PLEASURE MNISI VS ROAD ACCIDENT FUND Plaintiff: Adv T Raikane Defendant: Mr M Khan (Attorney) Quantum (future loss of income) Pre-trial conference: 08 September 2021 Estimated duration: 2 – 3 days	
6	2018/32759	TWALA STEPHEN VS ROAD ACCIDENT FUND Plaintiff: Adv B D Mashanzhe Merits and quantum (general damages; past and future loss of earnings; earning capacity) Estimated duration: 1 day (if argued); 2 – 3 days (if evidence led)	
PART B: TRIAL BY DEFAULT JUDGMENT			

**ALL MATTERS CLASSIFIED “D” “C” “P” OR “F” NOT REQUIRING A
JUDICIAL CERTIFICATE OF READINESS**

7	2019/1939	<p>K2018110443 (SA) PTY LIMITED VS DANIELS AND SIMPSON PROPERTIES CC</p> <p>Plaintiff: Adv A M Raymond Defendant: Adv R Blumenthal</p> <p>Contractual. Plaintiff alleges that 1st defendant breached the agreement between them in not making payment for the works done by it and the 2nd defendant is bound as surety</p> <p>Estimated duration: 3 – 4 days</p> <p>Pre-trial conference: 12 October 2020</p> <p>Defendant is of the opinion that the matter is subject to a pending appeal to the SCA, the plaintiff disagrees</p>	<p>TWALA J</p> <p>Secretary: Mr L Mabasa E-mail: LMabasa@judiciary.org.za</p>
8	2009/36826	KOTZE JOHANNES STEPHANUS VS MINISTER OF SAFETY AND SECURITY	<p>TRIAL OF LONG DURATION – TRIAL DATE 27 FEBRUARY 2023</p>
9	2019/13263	IVAN MARITZ VS MARTHA MARITZ	Matter is removed from the trial roll by notice.
10	2016/39498	<p>TOYOTA FINANCIAL SERVICES (SA) LIMITED VS RIDOUT CARIKE</p> <p>Plaintiff: Adv J Govender</p> <p>Estimated duration: 2 – 3 days</p> <p>Return of motor vehicle</p> <p>Issues in dispute:</p> <p>Granting of reckless credit</p> <p>Various paragraphs of the plaintiff's particulars of claim;</p> <p>The allegation of reckless credit</p> <p>Delivery of the s 129 notice</p> <p>The onus of proof pertaining to the Certificate of Balance</p>	<p>MSIBI AJ</p> <p>Secretary: Mr R Tsatseng E-mail: RTsatseng@judiciary.org.za</p>
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 9 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, 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. For that purpose, kindly approach the registrar, Ms T. Khumalo (TKhumalo@judiciary.org.za / 010 494 8397) 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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