

Deon Gericke

From: Zanele Z. Msimanga <ZMsimanga@judiciary.org.za>
Sent: Thursday, 17 June 2021 12:46
To: William John Saaiman; maryke@vijjoen-attorneys.com; stroebel@clubadvocates.co.za; zjaan@webmail.co.za; Heinrich Schoiz; h.marais@gkchambers.co.za; jfwinnertz@gmail.com; hetakaiani@gmail.com; Lizelle Acker; advmarques17@gmail.com; Adv Brendan lee; innocent@tintolaw.co.za; apellis@lawcircle.co.za; roslynn@vezidebeer.co.za; nlatif@lawcircle.co.za; mariaan@vezidebeer.co.za; alexbforbes@gmail.com; Jacques Minnaar; Sanja Strauss; wentzel.law@hotmail.com
Cc: jhbadm@law.co.za; jhbbar@law.co.za; northgautengadv@gmail.com; Deon Gericke; Yvonne Badenhorst; delene@lawcircle.co.za; francis@clubadvocates.co.za
Subject: 14 JUNE 2021 AMENDED UNOPPOSED MOTIONS ROLL BEFORE COCHRANE AJ
Attachments: 14 JUNE OUTCOMES UNOPPOSED COCHRANE AJ.rtf
Importance: High

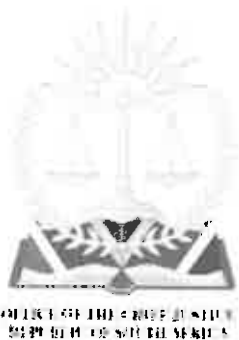
Dear all

Kindly find herein enclosed amended outcomes for the Unopposed motions before Acting Madam Justice Cochrane on the 14th of June 2021. The amendments were effected in respect of the following matters:

16. L SPIES vs P SPIES 47312/19
17. EX PARTE D DE BEER 18721/21

Warm Regards

MS. ZANELE MSIMANGA



High Court of South Africa
Gauteng Division Pretoria
Secretary to Acting Judges
c/o Paul Kruger and Madiba Streets, Pretoria, 0002
P. O Box 67 Pretoria, 0001
Switchboard: 012 314 9000
Email: zmsimanga@judiciary.org.za / tshepiso@msimanga6@gmail.com
Cell: 082 259 4327
Website: www.judiciary.org.za

Disclaimer

The information contained in this communication from the sender is confidential. It is intended solely for use by the recipient and others authorized to receive it. If you are not the recipient, you are hereby notified that any disclosure, copying, distribution or taking action in relation of the contents of this information is strictly prohibited and may be unlawful.

This email has been scanned for viruses and malware, and may have been automatically archived by **Mimecast Ltd**, an innovator in Software as a Service (SaaS) for business. Providing a **safer** and **more useful** place for your human generated data. Specializing in; Security, archiving and compliance. To find out more [Click Here](#).

IN THE HIGH COURT OF SOUTH AFRICA

(GAUTENG DIVISION PRETORIA)

(UNOPPOSED MATTERS UPLOADED ON CASELINES)

14 JUNE 2021

BEFORE THE HONOURABLE JUSTICE COCHRANE AJ - OUTCOMES

1. E I MCDONALD VS M G MCDONALD 65229/20

Order granted as per draft

2. W F OLIVIER VS S OLIVIER 38147/20

Order granted as per draft

3. M J BOTHA VS MIN OF POLICE +1 8130/20

Order granted – costs for applicant

4. P VASN DYK VS MIN OF POLICE 48373/20

Order granted as per draft

5. FNB VS J L MALEBYE 65500/20

Settlement Agreement made order

6. SBSA VS X S KLAAS 64466/20

Granted - reserve price at R250,000.00.

7. A M MALEFO VS PRASA 75374/17

Application dismissed. [reason: Order made in terms of valid settlement agreement, there is therefore no room for this Court to set it aside. (Botha v RAF 2016 ZASCA 97; Slabbert v MEC for Health 2016 ZASCA 157)]

8. EQUIPMENT SALES AND RENTAL LTD VS DIESEL POWER EQUIPMENT +3 55212/20

Order granted

9. EX PARTE: D A VAN VUUREN +1**10511/21**

Matter postponed sine dies: (i) No masters certificate – date of hearing is the 14th day – insufficient notice even if provided on date of hearing; (ii) Causes of Applicants insolvency not set out with sufficient clarity, referring particularly to para 10, 11 and commissioners certificate – raises questions as to who is deposing to the founding affidavit; (iii) no sworn valuation of likely proceeds of assets; (iv) sufficient proof of existence of debt not provided.

10. EX PARTE: J J ERASMUS +1**10512/21**

Matter postponed sine dies: (i) no Magistrates/ Masters certificate - date of hearing is the 14th day – insufficient notice even if provided on date of hearing; (ii) No proof of bond amount and no interest calculations taken into account; (iii) no sworn valuations of likely proceeds of assets; (iv) sufficient proof of existence of debt not provided.

11. SBSA**VS****T E GIBSON +1****46711/20**

No order given. No personal service on either of the 2 registered owners / debtors.

12. SBSA**VS****K KUZWAYO-LUBOYA****35875/19**

Struck from the roll – no practice note, no set down or compliance with previous order dated 8 / 6 / 2020.

13. SB GUARANTEE**VS****A V TEFFO****45504/20**

Postponed sine dies for substituted service – see draft order (2).

14. EX PARTE: R C G BOTHA +1**15183/21**

Postponed sine dies. (i) No Masters Certificate - date of hearing is the 14th day – insufficient notice even if provided on date of hearing; (ii) full particulars of second applicants income not provided; (ii) insufficient proof of existence of debt.

15. CHANGING TIDES**VS****D M R CANNELL +1****42180/20**

Removed from the roll by agreement

16. L SPIES**VS****P SPIES****47312/19**

Draft order marked "X"

17. EX PARTE: D DE BEER**18721/21**

Draft order marked "x"

18. EX PARTE: M J LIEBENBERG +1**18722/21**

Postponed sine dies. (i) No Masters report; (ii) Initial Notice of Motion hearing date 26 May 2021, no indications as to what transpired at court on that date; (iii) Government Gazette notice reflecting the incorrect hearing date and does not set out grounds of application; (iv) no proof of service of notice of set down on Master.