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Subject: DIRECTIVE FOR THE HONOURABLE MADAM ACCTING JUSTICE LUKHAIMANE FROM 24-28 JANUARY 2022
Attachments: Directive - Uopposed Roll from 24-28 January 2022.docx

Dear all,

KINDLY TAKE NOTE OF THE ABOVE DIRECTIVE. ALL DOCUMENTS SHOULD BE UPLOADED ON CASELINES TO ELIMINATE DUPLICATION.

Kind regards,

Montsheng Khokhotho
Judges Secretary
012 492 7626

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IN THE HIGH COURT OF SOUTH AFRICA
(GAUTENG DIVISION PRETORIA)
(UNOPPOSED MOTIONS ROLL)

24-28 JANUARY 2022

BEFORE THE HONOURABLE JUSTICE LUKHAIMANE AJ

Term 1 2022

NOTICE REGARDING IMPLEMENTATION OF THE JUDGE PRESIDENT'S
DIRECTIVES FOR THE UNOPPOSED MOTION COURT BEFORE ACTING
JUDGE LUKHAIMANE

1. With the exception of Rule 46A applications and return dates of rule *nisi* applications, applications shall mostly be adjudicated “on paper only” (i.e. without an oral hearing) unless there is a written request for an oral hearing which **has to be necessary**, in which event reasons for the necessity must be stated for consideration by the court, or the judge requests an oral hearing. Matters to be heard on MS Teams will be heard at 10h00. An email will also be sent confirming which matters will be heard on MS Teams and which ones on paper only.
2. A complete practice note, stating the nature of the application for the date on which the application is on the roll, should be filed at **least one full day prior to the hearing**, setting out at least the following:
 - 3.1 Was the matter previously postponed? If so, what was the reason for the postponement;

- 3.2 If the papers consist of more than just the application concerned, (for instance previous applications or pleadings not relevant to the application) the application must be properly identified by reference to the page number to avoid a search for it;
- 3.3 The return of service relevant to the date of hearing must be identified by reference to the page number;
- 3.4 If service by the Sheriff was not necessary, the reason for that must be stated. The other form of service must then be identified by reference to the page number;
- 3.5 If personal service is necessary, (for instance in sequestration applications) it must be stated and if this requirement was not complied with, reasons must be provided;
- 3.6 Where certain practice or legal requirements have to be complied with (for instance in Rule 46A applications) compliance with those requirements must be clearly stated and identified in the papers by reference to the page number(s) and par;
- 3.7 If any Regulation (relating to Covid-19 or not) or Statute is applicable it must be stated and compliance therewith be identified in the papers by reference to the page number and paragraph;
- 3.8 If there is a problem with the application, it must be clearly identified. If there is no problem, **it must be stated that the papers are in order;**
- 3.9 Name and contact details of counsel (tel. nr and email address) must be stated.
3. If there is any other information to be considered by the court, it may also be stated in the practice note.
4. Failure to file a practice note **in compliance with this Notice, dealing with each of the paragraphs above separately,** may result in the application being struck off the roll.
5. A proper and complete **Draft Order (using MS Word enabling variation thereof)** must be e-mailed and uploaded for the court to consider.

6. Filing must be done by email to Ms M Khokhotho (mkhokhotho@judiciary.org.za) AND uploaded to CaseLines in clearly demarcated sections.

MA LUKHAIMANE

ACTING JUDGE OF THE HIGH COURT