

Yvonne Badenhorst

From: Etienne Cilliers
Sent: Thursday, 11 May 2023 09:29
To: Yvonne Badenhorst
Subject: FW: Directive and roll
Attachments: Directive Unopposed Motion Week 6 Term 2 2023.doc; UNOPPOSED 16 MAY 2023 JUDGE VAN DER SCHYFF J + JUDGE MALINDI J.rtf



Etienne Cilliers
General Manager

+27 (0) 12 303 7420 | manager@ptabar.com | www.pretoriabar.co.za
Steven House | 1st Floor | Brooklyn Bridge Office Park | 570 Fehrsen Street | Brooklyn | Pretoria | 018

From: Sello Tshetlho <STshetlho@judiciary.org.za>
Sent: Thursday, 11 May 2023 08:50
To: ppv <ppv@ppv.co.za>; ptabar@law.co.za; info <info@saflii.org>; yvonnemo@raf.co.za; northgautengadv@gmail.com; viv@jaa.org.za
Cc: Elizabeth Ntuli <ENTuli@judiciary.org.za>; info@nationalbarcouncil.co.za; jhbbar@law.co.za; communication@lpc.org.za; reception@loftusadv.co.za
Subject: Directive and roll

Dear counsel

Kindly receive directive and roll from Judge Van Der Schyff for week 6 unopposed motions.

Regards
Sello

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**HIGH COURT OF SOUTH AFRICA
GAUTENG DIVISION**

Week 6, Term 2 , 2023

16 May 2023

**NOTICE REGARDING IMPLEMENTATION OF THE JUDGE PRESIDENT'S
DIRECTIVES FOR THE UNOPPOSED MOTION COURT BEFORE JUDGE E
VAN DER SCHYFF**

1. All unopposed motions, including divorces, will be heard in **open** court unless there is a written email request for a virtual hearing, in which event reasons for the request must be stated for consideration.
2. One copy of a draft order must be handed up when a matter is argued.
3. A comprehensive practice note, stating the nature of the application and the date on which the application is on the roll, should be filed on Caselines by latest on **Friday 12 May 2023**. Counsel must have regard to the Judge President's most recent directive. The practice note must at least address the following issues:
 - 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 paragraph;
- 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 any issue with the application, it must be clearly identified. If there is no issue, **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.
4. If there is any other information to be considered by the court, it may also be stated in the practice note.
5. In all applications where heads of argument must be filed, a failure to do so may result in the application being struck off the roll.
6. Counsel is requested to have regard to the 'Widely Shared Note' function on CaseLines as queries will be raised using this function.
7. Communication with this office must be done by **email** to Mr S Tshetlho (stshetlho@judiciary.org.za).
8. **If due to unforeseen circumstances, it is impossible to hear the matters in open court, the applications will be decided on paper. Counsel must ensure that they have regard to any widely shared notes posted in such circumstances until a note is posted that an order is granted or dismissed or a matter is removed.**
9. **Judge Van der Schyff will be in her chambers in the Palace of Justice 214 for introductions at 9h40.**

E VAN DER SCHYFF

JUDGE OF THE HIGH COURT

IN THE HIGH COURT OF SOUTH AFRICA

(GAUTENG DIVISION PRETORIA)

(UNOPPOSED MATTERS UPLOADED ON CASELINES)

16 MAY 2023

BEFORE THE HONOURABLE JUSTICE VAN DER SCHYFF J

1. V R MOKGADI	VS	RAF	1084/22
2. FNB BANK LTD	VS	TERRENCE ENGINEERING+1	22166/21
3. M A KEKANA	VS	MIN OF POLICE	037246/22
4. NEDBANK LTD	VS	S S TEFFO	006049/22
5. STD BANK LTD	VS	K THEKO	001720/22
6. S YIYANE	VS	RAF	35737/14
7. R ISMAIL	VS	RAF	15259/18
8. W F BOUWER	VS	MSTER OF COURT,PTA	82223/18

9. SEFATENG CHROME MINE	VS	MIN OF MINERAL RESOURCES	36955/22
10. TOYOTA FINANCIAL	VS	EKURHULENI MUNICIPALITY	11855/20
11. STD BANK LTD	VS	L MASHILA	30163/22
12. FNB BANK LTD	VS	247 PROJECTS+1	3969/21
13. SB GUARANTEE	VS	M J DA CUNHA	14439/21
14. EX PARTE: N F DYOSI+1			28960/22
15. NEDBANK LTD	VS	V K RAHUBE	012404/22
16. N MADIBA	VS	RAF	82991/16
17. FNB BANK LTD	VS	YOUNG EMERGING+1	34302/22
18. XANADU HOME ASS	VS	M O MABYE	48223/21
19. ABSA TRUST LTD	VS	RAF	025598/22
20. ABSA TRUST	VS	RAF	025596/22

21. B/C OF VILLA	VS	S O MATHEJWA+1	053192/22
22. STD BANK LTD	VS	A E VAN HANSEN	30161/22
23. FNB BANK LTD	VS	VK RECYCLING LTD+1	60453/21
24. ABSA BANK LTD	VS	F J MBANGUZI	84774/19
25. J J PATEL	VS	MIN OF HOME AFFAIRS	052807/22
26. FNB BANK LTD	VS	BLUE TRADING+1	66614/20
27. Z CASSIM+3	VS	CHAMPIONS ROYAL	004189/23
28. EX PARTE: I R CRAUSE			034262/23
29. ZIZWE FUELS LTD	VS	PHO-AMA INVESTMENTS+1	002539/23
30. FNB BANK LTD	VS	RESANEL LTD+1	66619/20
31. INTROWELDCC	VS	METAL TANK	40409/20
32. NEDBANK LTD	VS	F D PHALANE	061389/22

33. STD BANK LTD	VS	P MASHAU	87876/19
34. FNB BANK LTD	VS	GBS COMMUNITY+1	65183/20
35. NEDBANK LTD	VS	C T SAMBO	011953/23
36. STD BANK LTD	VS	L B MATLANYANI	61518/19
37. STD BANK LTD	VS	A A KHETSEKILE	56286/21
38. FNB BANK LTD	VS	E FUNCTION&CLEANING LTD	59494/20
39. STD BANK LTD	VS	I N MALEVU	020697/22
40. TOYOTA FINANCIAL	VS	SHIP PRACTIONERS LTD	62516/19
41. EX PARTE: C A GREYLING			058924/22
42. EX PARTE: N LOMBARD			060774/22
43. EX PARTE: S BADENHORST			057373/22
44. NEDBANK LTD	VS	R T RAMAOKANA	061405/22

45. FNB BANK LTD	VS	M K MBATHA	39069/21
46. ABSA BANK LTD	VS	F M NELL	016435/22
47. AKT INVESTMENTS	VS	JHB INSTITUTE	034521/22
48. G CHITENDEN	VS	MICROBIAL SOLUTIONS	057479/22
49. P DE JAGER	VS	L R NEL	061552/22

BY THE TIME THIS ROLL WAS FINALISED THE UNDERMENTIONED COURT ONLINE MATTERS WERE NOT DISPLAYING DOCUMENTS ON CASELINE

50. I LEUVENNINK	VS	GOYA'S HANGING GARDENS	007923/22
51. L M HEUNIS	VS	W A HEUNIS	055355/22
52. EX PARTE: T MAFALA			056458/22
53. EX PARTE: F P FABER			055070/22

16 MAY 2023

BEFORE THE HONOURABLE JUSTICE MALINDI J

54. W F BOUWER	VS	MASTER FO COURT,PTA	63889/18
55. FNB BANK LTD	VS	T B MOSUPYE+1	15941/22
56. ABSA TRUST LTD	VS	RAF	025583/22
57. FNB BANK LTD	VS	S S MOKHANELI	9669/17
58. ABSA TRUST LTD	VS	RAF	025579/22
59. ST JANES SE HOMES	VS	MAIN STREET AUCTION+3	62167/15
60. FFS FINANCE	VS	S M MAHALNGU	61775/21
61. Z CASSIM	VS	JOSHUA IGINLA MINISTRIES	004176/23
62. M G REKHOTO	VS	RAF	2660/22
63. NEDBANK LTD	VS	N M PHALAFALA	007532/22

64. CHANGING TIDES	VS	P V MABHENA	30804/22
65. STD BANK LTD	VS	S S JILI	54746/21
66. TOYOTA FINANCIAL	VS	DOT MY THOUGHTS	42393/20
67. NEDBANK LTD	VS	K M PILUSA	061416/22
68. FNB BANK LTD	VS	MODANSO HOLDINGS+1	66612/20
69. S FOUCHE	VS	RAF	35121/14
70. M S NGWENYA	VS	RAF	3020/17
71. CHANGING TIDES	VS	J P VAN RENSBURG	13836/22
72. ABSA TRUST LTD	VS	RAF	025582/22
73. STD BANK LTD	VS	E S MAIMBA	027061/22
74. F UYS INC	VS	J J POTGIETER+1	041081/23
75. K M MALOBOLA	VS	RAF	41231/15

76. FNB BANK LTD	VS	K V KHOROMBI	001026/22
77. PORT PROVENCE ASS	VS	J D MILANZI	061669/22
78. A R MASHONGWANE	VS	RAF	9912/16
79. FNB BANK LTD	VS	EM SOURCING+1	27241/20
80. M P MIYA	VS	RAF	20816/22
81. S V NOGANTA+1	VS	MIN OF POLICE+1	82567/18
82. W F BOUWER	VS	MASTER OF COURT,PTA	17225/11
83. R LUDIKE	VS	K KOCK	052488/22
84. N C SKOSANA	VS	RAF	38488/15
85. CHANGING TIDES	VS	C NGUBENI	61280/21
86. FNB BANK LTD	VS	SIFIKASINJE DRIVING SCHOOL	66585/20
87. SSTD BANK LTD	VS	WYNBERG AUTO BODY+1	018171/23

88. NEDBANK LTD	VS	L J RAMBUWANI	010305/22
89. M N ZWANE	VS	RAF	044712/22
90. F UYS INC	VS	S SWANEPOEL	053028/22
91. NEDBANK LTD	VS	S MANYANI	061237/22
92. NEDBANK LTD	VS	R VAN EEDEN	061376/22
93. R LUDIKE	VS	K KOCK	009755/22
94. EX PARTE: R MOTEBELE			057261/22
95. EX PARTE: F SCHOEMAN			001915/23
96. EX PARTE: C D BOUWER			040037/23
97. EX PARTE: G ERASMUS			040051/23
98. NEDBANK LTD	VS	W J PRETORIUS	001026/23
99. AG DRILLING LTD	VS	VEATEL LTD	018600/22

100.	EX PARTE: D VN COLLER			009854/23
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101.	M B BHENGU	VS	D F MALULEKA	038491/22
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102.	NEDBANK LTD	VS	M P SEJENG	047689/22
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**BY THE TIME THIS ROLL WAS FINALISED THE UNDERMENTIONED COURT ONLINE MATTERS
WERE NOT DISPLAYING DOCUMENTS ON CASELINE**

103.	T M SCHROEDER	VS	X-APPROACH BROKERS	036798/22
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104.	EX PARTE: K M MORRIS			002323/23
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105.	EX PARTE: C DIEDERICKS			009614/23
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106.	STD BANK LTD	VS	K THEKO	001720/22
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