

REPUBLIC OF SOUTH AFRICA



IN THE HIGH COURT OF SOUTH AFRICA
GAUTENG DIVISION, PRETORIA

URGENT COURT DIRECTIVE:

(06 – 10 NOVEMBER 2023)

BEFORE THE HONOURABLE JUSTICE KUMALO J *et* LEATHERN AJ

1. Please be advised that there will be a roll call for all urgent matters before Justice Kumalo. The roll call will be conducted on Tuesday, 07 November 2023 in **open court, Court 4B at 10h00**.
2. Roll call for matters before Acting Justice Leathern will take place on Tuesday, 07 November 2023 in **open court, Court 4C at 10h00**.
3. All applications must be properly issued by the Registrar seated at the General Office in the High Court Building, with the exception of applications brought outside of the ordinary court hours, before the secretary to Judge Kumalo (as the senior judge) is approached for the enrolment of applications.
4. The contact number for urgent applications to be heard **out of ordinary court hours is 068 104 7107**. The number is **not to be used for general enquiries** or for any issue other than urgent applications to be heard **out of ordinary court hours. The phone will only be answered after normal court hours**.
5. Communication relating to matters before Judge Kumalo may be directed to Ms Nobuntu Mbatha via email at NoMbatha@judiciary.org.za, or telephonically on 012 492 6900 or physically in office 235, 2nd Floor at the Palace of Justice; and

communication relating to matters before Acting Judge Leathern may be directed to Ms Esther Rikhotso via email at ERikhotso@judiciary.org.za, telephonically on 012 314 6877 or physically at chamber 125, 1st floor at the Palace of Justice.

6. All court bundles are to be fully uploaded onto Caselines. If any problems are experienced the judge's secretary must be contacted TIMEOUSLY. It is the duty of the applicant's attorney to ensure that there are no duplicate cases created on Caselines.
7. Applications before Judge Kumalo will be heard in open court, Court 4B at 10h00 and applications before Acting Judge Leathern will be heard in open court 4C at 10h00 by way of physical hearings during normal court hours.
8. Applications heard out of the ordinary court hours will be heard via Microsoft Teams at a time indicated by the respective Judge.
9. Due to the time constraints imposed by the nature of the urgent court, no consideration will be given to documents belatedly filed, save in exceptional circumstances. A satisfactory explanation must be incorporated in the practice note.
10. Parties must ensure that all papers necessary for the urgent hearing are uploaded by no later than Sunday, 05 November 2023 at 12h00.
11. In all applications a Practice Note must be filed setting out the following:
 - a. The grounds of urgency;
 - b. Nature of relief sought;
 - c. Total number of pages;
 - d. An indication which portion of the papers must be read;
 - e. The estimate duration of the matter; and
 - f. Contact details for the legal practitioners, which must include both cellphone numbers and email addresses.
12. A matter will be struck from the roll where parties have failed to file a Practice Note, unless there is good cause or exceptional circumstances.
13. Parties must prepare hard copy draft orders to be handed up when matters are called.
14. Save with the leave of the Judge, no documents (save for heads of argument) may be uploaded after 12h00 on Sunday 05 November 2023.
15. In all opposed applications, heads of argument of Applicant parties in each matter must be uploaded by no later than 14h00 on Sunday 05 November 2023 and Respondents to file no later than Monday, 06 November 2023 at 10h00.
16. **Practitioners are reminded of the normal Rules and practice pertaining to the bringing of urgent court applications and are urged to take note of the Memorandum to Practitioners *in re: Procedure in the Pretoria Urgent Motion Court.***

17. Service of process in all urgent applications shall comply with the Rules of Court. Where an agreement was reached by all the representatives of all parties to vary the requirements of the Rules to facilitate a wholly electronic exchange of papers, this must be specifically stated in the practice note.

Regards

Nobuntu Mbatha

Secretary to the Honourable Judge Kumalo

Palace of Justice, Second Floor

Office 235 Palace (012 492 6900)

REPUBLIC OF SOUTH AFRICA



IN THE HIGH COURT OF SOUTH AFRICA
GAUTENG DIVISION, PRETORIA

URGENT COURT ROLL:
(06 – 10 November 2023)
COURT 4B

BEFORE THE HONOURABLE JUSTICE KUMALO J

JUDGE'S SECRETARY: Nobuntu Mbatha
CONTACT NUMBER: 012 492 6900
EMAIL ADDRESS: NoMbatha@judiciary.org.za

Monday, 06 November 2023 at 10h00:

No.	Parties	Case Number
1.	Road Accident Fund v PK Muparutsa & Another Removed from the roll. Non-compliant	3471-2020
2.	Road Accident Fund v I Musekiwa & Another Removed from the roll. Non-compliant	26907-2018
3.	Road Accident Fund v F Fostino (obo Minor) & Another Removed from the roll. Non-compliant	65052-2019

Tuesday, 07 November 2023 at 10h00:

No.	Parties	Case Number

1.	<p>South African Legal Practice Council v Andy Zakhele Ndlovu</p> <p>Counsel for the applicant: Adv A van der Westhuizen Counsel for the respondent: In person</p> <p>Opposed</p>	097138-2023
2.	<p>Mitre Core Technologies (Pty) Ltd v SGB-Smit Power Matla (Pty) Ltd & Others</p> <p>Counsel for the applicants: Adv JA Kloppe Counsel for the respondents:</p> <p>Opposed</p>	B5729-2023
3.	<p>Xolani Mathebula & Another v Yasmin Omar & Another</p> <p>Counsel for the applicants: Counsel for the respondents:</p> <p>Notice of removal dated 02 November 2023.</p>	108793-2023
4.	<p>Graham Cedric Hubsch & Another v Johann Daniel van den Heeven & Others</p> <p>Removed from the roll. Non-compliant</p>	11747-2022
5.	<p>Abraham Petrus Vorster v Shopfitting Studio (Pty) Ltd & Others</p> <p>Counsel for the applicant: Counsel for the 1st and 3rd respondents: Adv C Jacobs</p>	089720-2023
6.	<p>General Council of the Bar of South Africa & Another v Minister of Finance & Others</p> <p>Counsel for the applicants: Counsel for the respondents:</p> <p>Opposed</p>	112267-2023
7.	<p>Mothwa Med-Step Clinic Trust & Others v Garnet Consulting (Pty) Ltd</p>	112994-2023

	Counsel for the applicant: Adv BC Bester	
8.	<p>Hendrick Sono & Others v City of Tshwane Metropolitan Municipality</p> <p>Counsel for the applicants: no updated practice note Counsel for the respondent: no updated practice note</p>	099668-2023
9.	<p>Road Accident Fund v A Lyton & Others</p> <p>Counsel for the applicant: Adv T Pillay Counsel for the 1st respondent: Adv BP Geach SC & Adv FHH Kehrhahn Counsel for the 2nd respondent: Counsel for the 6th respondent: Counsel for the 8th -10th respondents:</p>	113968-2023
10.	<p>Cornelis Jansen van der Merwe v Justus van Wyk & Another</p> <p>Counsel for the applicant: Adv TSG Maritz & Adv JF van der Merwe Counsel for the respondents:</p>	114154-2023