

## Yvonne Badenhorst

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**From:** Jabulani JD. Mahlaule <JMahlaule@judiciary.org.za>  
**Sent:** Friday, 06 August 2021 11:16  
**To:** jhbadmin@law.co.za; Yvonne Badenhorst; Deon Gericke; Sonja Gillissen; Shertina Letlaka; Judge-David Fourie; avi@twb.co.za; dpinto@timdutoit.co.za; Davids Amanda (DoJ&CD Contact); advnicolel@mweb.co.za; nthabiseng@iowndes.co.za; Carmen C. Scheepers; filing@mgowrieattorneys.co.za; david@bvz.co.za; cindy@cfvc.co.za; dcloeteinc@outlook.com; marcia@drsm.co.za; johan@gbassociates.co.za; filing@mgowrieattorneys.co.za; farhana@ismailatt.co.za; jason.clark@uitweb.co.za; aimee@jwiaw.co.za; krishnee.pillay@gmail.com; attiyahh@mjs-inc.co.za; emma@burnnet-law.co.za; greyling@greylingorchard.co.za  
**Subject:** unopposed Motion: Fourie J (12 August 2021)  
**Attachments:** 12 AUGUST 2021 UNOPPOSED MOTION ROLL - FOURIE AJ.docx; Notice with regard to Unopposed Motions before Judge DS Fourie 12 August 2021.doc

Good day all

Kindly find attached unopposed Motion Court roll before Fourie J. Kindly note that Ms Teams Link for hearing will be sent to the JHB bar and PTA bar email addresses before the close of business on the 11<sup>th</sup> of August 2021.

Kind regards  
Mahlaule JD

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**REPUBLIC OF SOUTH-AFRICA**

HIGH COURT OF SOUTH AFRICA  
GAUTENG LOCAL DIVISION  
JOHANNESBURG

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**Secretary to Judge DS Fourie**  
**Sonya Gillissen**  
**Cell: 079 400 1963**  
**Email: [sgillissen90@gmail.com](mailto:sgillissen90@gmail.com) (for correspondence only)**  
**[sgillissen@judiciary.org.za](mailto:sgillissen@judiciary.org.za) (for caselines invites)**

**NOTICE REGARDING IMPLEMENTATION OF THE JUDGE PRESIDENT'S  
DIRECTIVES FOR THE UNOPPOSED MOTION COURT BEFORE JUDGE DS  
FOURIE ON 12 AUGUST 2021**

1. The application will be adjudicated "on paper only" (i.e. without an oral hearing) unless there is a written request for an oral hearing which must then be clearly set out in the Practice Note referred to herein below. In such a case, the oral submissions must be briefly summarised in the Practice Note to enable the Court to prepare properly. Proceedings will then be conducted on MS Teams on a time to be notified.
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 on Caselines setting out at least the following:
  - 2.1 Was the matter previously postponed? If so, what was the reason for the postponement;
  - 2.2 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 section and page number to avoid a search for it;
- 2.3 The return of service relevant to the date of hearing must be identified by reference to the page number;
- 2.4 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;
- 2.5 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;
- 2.6 Where certain practice or legal requirements have to be complied with (for instance in Rule 46A applications) compliance with all those requirements must be clearly stated and then also identified in the papers by reference to the page number(s) and par;
- 2.7 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 par;
- 2.8 If there is any problem with the application, it must be clearly identified and disclosed. If there is no problem it must be stated that the papers are in order;
- 2.9 Name and contact details of counsel (tel nr and email address) must be stated.
3. If there is any other information (for example a request for an oral hearing) it must also be stated in the practice note.
4. Failure to file a practice note in compliance with this Notice, dealing with each of the par referred to above separately and completely (i.e. par by par individually), to assist the court in considering the application properly, may result in the application be struck off the roll. If a particular par is not applicable, then it must be so indicated and not merely be ignored or omitted. The filing of heads of argument will not replace the duty to file a practice note in terms of this Directive. This requirement will be strictly applied.

5. In all applications where heads of argument must be filed, a failure to do so will also result in the application being struck off the roll.
6. A proper and complete **Draft Order (using MS Word enabling variation thereof)** must be **filed on Caselines** for the court to consider.
7. **The Practice Note, Draft order and/or heads of argument (if applicable) must be filed by no later than 9:00 on Wednesday 11 August 2021, failing which the application will be struck off the roll. Filing must be done on CASELINES ONLY (and NOT by email to Me S Gillissen).**
8. **It is the responsibility of the applicant's attorney to ensure that the matter is TIMEOUSLY, PROPERLY AND FULLY uploaded onto Caselines and that the Judge and his clerk will have access to the matter at the latest at 9:00 on the day before the date of hearing to enable the Judge to read the papers. Late filing or updates will not be accepted.**
9. **In divorce matters** the plaintiff must file an affidavit on the merits and the attorney an affidavit on the authenticity of the marriage certificate.
10. Counsel must be available on the date of hearing to attend an oral hearing if requested by the court.
11. **A failure to comply fully with this notice may result in the matter be struck off the roll.**

**DS FOURIE**

**JUDGE OF THE HIGH COURT**

**JOHANNESBURG**



OFFICE OF THE CHIEF JUSTICE  
(REPUBLIC OF SOUTH AFRICA)

GAUTENG LOCAL DIVISION, JOHANNESBURG

UNOPPOSED MOTION ROLL FOR 12<sup>th</sup> AUGUST 2021.

BEFORE THE HONOURABLE JUDGE: FOURIE J

JUGDES' SECRETARY: [Mah Kole@judiciary.org.za](mailto:Mah Kole@judiciary.org.za) / [SCillissen@judiciary.org.za](mailto:SCillissen@judiciary.org.za)

|    |                                                                                                                                                      |            |                                                                        |   |
|----|------------------------------------------------------------------------------------------------------------------------------------------------------|------------|------------------------------------------------------------------------|---|
| 1. | SB GUARANTEE COMPANY (RF) PROPRIETARY LTD vs ZONDO ZW                                                                                                | 2019/34122 | <a href="mailto:dpinto@timindutoit.co.za">dpinto@timindutoit.co.za</a> | O |
| 2. | NEDBANK LIMITED vs K2014016559 SOUTH AFRICA (PTY) LTD                                                                                                | 2020/8278  | <a href="mailto:david@bvz.co.za">david@bvz.co.za</a>                   | D |
| 3. | NEDBANK LIMITED vs MATHEBULA; S.T.                                                                                                                   | 2020/6788  | <a href="mailto:david@bvz.co.za">david@bvz.co.za</a>                   | D |
| 4. | SASFIN BANK LIMITED AND ANOTHER vs SEVEN DIFFERENT KINDS OF SMOKE MOBILE ADVERTISING AGENCY CC, CLARENCE, NEIL LISTER & VAN JAARSVELD, RYAN GANDALFF | 2019/12550 | <a href="mailto:grobler@sip.co.za">grobler@sip.co.za</a>               | O |
| 5. | SASFIN BANK LIMITED & ANOTHER vs AFRICA INTERNATIONAL                                                                                                | 2020/28637 | <a href="mailto:advnicolel@mweb.co.za">advnicolel@mweb.co.za</a>       | O |

Practitioners are advised to have their case types properly classified (refer to paragraph 96 of C/D) in date requests forms & computerized notices of set down. No case type must be classified as "Other" without specifying in line with the Uniform Rules of Court.

|     | TRAINING FACILITIES (PTY) LTD & GERHARDUS MARTINIUS MARITZ                                                                                             |            |                                                                                  |    |
|-----|--------------------------------------------------------------------------------------------------------------------------------------------------------|------------|----------------------------------------------------------------------------------|----|
| 6.  | SOUTH AFRICAN SECURITISATION PROGRAMME (RF) LTD & 2 OTHERS vs IKAGE PRIMARY SCHOOL & ANOTHER                                                           | 2020/29873 | <a href="mailto:axvnichele@rjweb.co.za">axvnichele@rjweb.co.za</a>               | O  |
| 7.  | NEDBANK LIMITED vs GAVURE: JAISON                                                                                                                      | 2020/42908 | <a href="mailto:nthabiseng@lowndes.co.za">nthabiseng@lowndes.co.za</a>           | D  |
| 8.  | DANIELS R.E vs SUSAN C.E & PETTY CASH LOANS CC                                                                                                         | 2021/19382 | <a href="mailto:carman@mbliav.co.za">carman@mbliav.co.za</a>                     | O  |
| 9.  | NEDBANK vs DERRICK IAN MARKS FAMILY TRUST & MARKS D I & J J                                                                                            | 2021/11432 | <a href="mailto:nthabiseng@lowndes.co.za">nthabiseng@lowndes.co.za</a>           | D  |
| 10. | NEDBANK vs LAVERTY P J                                                                                                                                 | 2021/1520  | <a href="mailto:nthabiseng@lowndes.co.za">nthabiseng@lowndes.co.za</a>           | D  |
| 11. | NEDBANK vs MATHE P                                                                                                                                     | 2020/00126 | <a href="mailto:nthabiseng@lowndes.co.za">nthabiseng@lowndes.co.za</a>           | D  |
| 12. | NEDBANK vs SETLODI J M & J T                                                                                                                           | 2021/7813  | <a href="mailto:nthabiseng@lowndes.co.za">nthabiseng@lowndes.co.za</a>           | D  |
| 13. | ABSA BANK vs CHAWANA INVESTMENTS CC                                                                                                                    | 2017/40222 | <a href="mailto:nthabiseng@lowndes.co.za">nthabiseng@lowndes.co.za</a>           | D  |
| 14. | SOLO PROP 1103 (PTY) LTD t/a VRYBURG ABATTOIR vs CC TRADE 262 (PTY) LTD t/a VS HALAAL FOOD & KALOIANOV, VASSIL GUEORGUEV & KALOIANOV, SIMEON GUEORGUEV | 2019/30172 | <a href="mailto:legal@hswarlattoorneys.com">legal@hswarlattoorneys.com</a>       | D  |
| 15. | THEMBINKOSI MBHAKANE vs THE MINISTER OF POLICE AND THE MINISTER OF JUSTICE AND CORRECTIONAL SERVICE                                                    | 2020/02153 | <a href="mailto:filing@ngowrieattorneys.co.za">filing@ngowrieattorneys.co.za</a> | O  |
| 16. | FIRSTRAND BANK LIMITED vs LINGENFELDER; M.A. + 1                                                                                                       | 2021/16626 | <a href="mailto:david@bvz.co.za">david@bvz.co.za</a>                             | D  |
| 17. | FIRSTRAND BANK LIMITED vs RICHARDS; Z                                                                                                                  | 2021/18467 | <a href="mailto:david@bvz.co.za">david@bvz.co.za</a>                             | D  |
| 18. | TOYOTA FINANCIAL SERVICES (SOUTH AFRICA) LIMITED vs KNOETZE, ANTONIE CHRISTIAAN FREDERIK                                                               | 2019/41604 | <a href="mailto:cindy@cfvc.co.za">cindy@cfvc.co.za</a>                           | D  |
| 19. | GEORGE BEYL vs RICHARD ERIC CHRISTOPHERS                                                                                                               | 21/4244    | <a href="mailto:dcleteinc@outlook.com">dcleteinc@outlook.com</a>                 | PS |
| 20. | NEDBANK vs SEMPE S M & T                                                                                                                               | 2019/38918 | <a href="mailto:marcia@drsm.co.za">marcia@drsm.co.za</a>                         | O  |

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|     |                                                                                                                                                |            |                                |   |
|-----|------------------------------------------------------------------------------------------------------------------------------------------------|------------|--------------------------------|---|
| 21. | CL CHIPPS & CI CHIPPS vs THE REGISTRAR OF DEEDS, JOHANNESBURG & THE STANDARD BANK                                                              | 2020/40725 | No Email                       | O |
| 22. | KGWADI, M vs KGWADI, MG                                                                                                                        | 2019/10629 | johanna@chassassociates.co.za  | O |
| 23. | KGOSIMANG TEBOGO DEPHNE vs THE DEPARTMENT OF HOME AFFAIRS                                                                                      | 2020/5676  | Email Hidden                   | O |
| 24. | LEBOGANG SABELO GIFT MAZIBUKO vs THE MINISTER OF POLICE                                                                                        | 2016/16455 | filing@mgowriestonneys.co.za   | O |
| 25. | METAL INDUSTRIES PROVIDENT FUND vs INTERVENT UNIVERSAL (PTY) LTD; RAMPA LESWEU EDWARD; WARDLE ANTHONY JAMES; WRIGHT DEREK                      | 2020/40064 | farhana@ismailatt.co.za        | O |
| 26. | SANLAM LIFE INSURANCE (PTY) LTD vs TSIDEKNU HOLDINGS (PTY) LTD AND ANOTHER                                                                     | 2018/13645 | jason.clark@uitweb.co.za       | O |
| 27. | SB GUARANTEE COMPANY vs MOKEBE FRANS MALATJIE                                                                                                  | 2019/39779 | aimee@wlaw.co.za               | O |
| 28. | STREAMLINER STAINLESS STEEL(PTY)LTD vs RC STAINLESS AND ALLOYS(PTY)LTD & 2 OTHERS                                                              | 2021/ 8410 | krishnee.pillay@gmail.com      | O |
| 29. | THE STANDARD BANK OF SOUTH AFRICA LIMITED vs DHLAMINI, GWS                                                                                     | 2020/40922 | attiyahh@mis-inc.co.za         | D |
| 30. | THE STANDARD BANK OF SOUTH AFRICA LIMITED vs TOLO, BH                                                                                          | 2020/44365 | attiyahh@mis-inc.co.za         | D |
| 31. | THE STANDARD BANK OF SOUTH AFRICA LIMITED vs MAISA, MS AND SEWELA R                                                                            | 2020/28742 | attiyahh@mis-inc.co.za         | D |
| 32. | THE STANDARD BANK OF SOUTH AFRICA LIMITED vs MOOKO, L                                                                                          | 2020/28754 | attiyahh@mis-inc.co.za         | D |
| 33. | RELEBOHILE MORRIS vs CLIVE MORRIS                                                                                                              | 2020/14405 | emima@burnett-law.co.za        | O |
| 34. | ENGINEERING INDUSTRIES PENSION FUND, METAL INDUSTRIES PROVIDENT FUND vs PAK ENGINEERING (PTY) LTD; NGOBESSE, LINDIWE NANA; NXUMALO, MATSHUTSHU | 2021/11652 | farhana@ismailatt.co.za        | O |
| 35. | BAPTISTA vs SMANJAK & ANOTHER                                                                                                                  | 2017/18559 | greyling@greylingorchard.co.za | O |

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|-----|--------------------------------------------------|------------|------------------------------------------------------------------------|---|
| 36. | STANDARD BANK OF SA LTD vs SWANEPOEL: JAN ADRIAN | 2020/10661 | <a href="mailto:radia@stunelkennan.co.za">radia@stunelkennan.co.za</a> | D |
|-----|--------------------------------------------------|------------|------------------------------------------------------------------------|---|

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