

**IN THE SUPREME COURT OF APPEAL OF
SOUTH AFRICA**

**IN DIE HOOGSTE HOF VAN APPÈL VAN
SUID-AFRIKA**



Revised FINAL ROLL

FEB/MARCH 2021

(14 January 2021)

The number of the Judge to whom in each case the judgment
has been allocated is designated by dark shading

JUDGES - FEB/MARCH 2021

- 1 Petse AP
- 2 Navsa ADP
- 3 Ponnann JA
- 4 Wallis JA
- 5 Saldulker JA
- 6 Mbha JA
- 7 Zondi JA
- 8 Dambuza JA
- 9 Mocumie JA
- 10 Molemela JA
- 11 Makgoka JA
- 12 Schippers JA
- 13 Dlodlo JA
- 14 Nicholls JA
- 15 Mbatha JA
- 16 Ledwaba AJA
- 17 Gorven AJA
- 18 Carelse AJA
- 19 Kgoele AJA
- 20 Eksteen AJA
- 21 Weiner AJA
- 22 Goosen AJA
- 23 Rogers AJA
- 24 Mabindla-Boqwana AJA
- 25 Poyo-Dlwati AJA
- 26 Unterhalter AJA
- 0 Plasket JA

Monday: 15 February 2021

COURT A

**1. Silostrat (Pty) Ltd, The Standard Bank of South Africa and Suidwes Landbou (Pty) Limited v Pieter Hendrik Strydom NO, Deon Marius Botha NO, Caroline Mmakgokolo Ledwaba NO (First respondent (three parties) - in their capacities as joint trustees of the Insolvent Estate of Frederick Barend Christoffel Kirsten), The Land and Agricultural Development Bank of South Africa and Technichem Oesbeskerming (Pty) Ltd
845/2019 & 898/2019 (GP)**

3 8 14 17 24

Ponnan JA
Dambuza JA
Nicholls JA
Gorven AJA
Mabindla-Boqwana AJA

COURT B

**2. Matshepo Ramakatsa, Themba Mvandaba and Shashapa Joshua Motaung v African National Congress and Members of the Free State Provincial Executive Committee of the African National Congress
724/2019 (FB)**

5 9 13 18 21

Saldulker JA
Mocumie JA
Dlodlo JA
Carelse AJA
Weiner AJA

COURT C

**3. King Price Insurance Company Ltd v Concise Consulting Services (Pty) Ltd
1067/2019 (GP)**

6 7 10 19 23

Mbha JA
Zondi JA
Molemela JA
Kgoele AJA
Rogers AJA

Tuesday: 16 February 2021

COURT A

4. Eskom Holdings Limited v The Joint Venture of Edison Jehamo (Pty) Ltd and KEC International Limited, Symbion PNC (Pty) Ltd (In Liquidation), Johannes Zacharias Human Muller NO, Frans Langford NO, Hlaleleni Kathleen Dlepu NO, Elmarie Booyse NO, KEC International Limited and Justice LTC Harms NO 177/2020 (GJ)

8 11 14 17 20

Dambuza JA
Makgoka JA
Nicholls JA
Gorven AJA
Eksteen AJA

Wednesday: 17 February 2021

COURT A

5. Johan Sebastiaan Eksteen v The Road Accident Fund 873/2019 (FB)

1 11 13 16 25

Petse AP
Makgoka JA
Dlodlo JA
Ledwaba AJA
Poyo-Dlwati AJA

COURT B

6. Solidarity and Bereaved Families as per Annexure A v Black First Land First, Lindsay Maasdorp and Zwelakhe Dubasi 163/2020 (GJ)

3 10 14 22 26

Ponnan JA
Molemela JA
Nicholls JA
Goosen AJA
Unterhalter AJA

COURT C

7. Isaac Mlungisi Mhlambi v The State 593/20 (GP)

7 12 15 18 24

Zondi JA
Schippers JA
Mbatha JA
Carelse AJA
Mabindla-Boqwana AJA

Thursday: 18 February 2021

COURT A

8. Acti-chem SA (Pty) Ltd v Commissioner for the South African Revenue Services

1228/2019 (KZP)

2 4 10 16 21

Navsa ADP
Wallis JA
Molemela JA
Ledwaba AJA
Weiner AJA

COURT B

9. Thetele Joseph Malatji v Maponya Lazarus Ledwaba NO, Gisela Stols NO, The Master of the High Court, Gauteng Division, Pretoria, The Minister for Rural Development and Land Reform, Provincial Shared Services Centre of the Department of Rural Development and Land Reform, Limpopo Province, The Regional Land Claims Commissioner, Limpopo Province, Refilwe Irene Letsoalo, Motlokwa Suzan Mojapelo, Zili Masetla, Phutiane Curry Letsoalo, Mankuroane Modiba, Ali Maake, Veronica Sebolawa Motswi, Frans Mokoena Kubjana, Jimmy Kubjana, David Mehlape-Malatji, Maite Moseri, Mary Ntoampe, Jane Mahasha and Mokopa William Monyama

1136/2019 (LP)

5 6 15 17 20

Saldulker JA
Mbha JA
Mbatha JA
Gorven AJA
Eksteen AJA

COURT C

10. Petra Davidan v David Neville Polovin NO, Alan René Jean Proust NO and Jonathan Paizee NO

167/2020 (WCC)

8 9 13 18 19

Dambuza JA
Mocumie JA
Dlodlo JA
Carelse AJA

Kgoele AJA

Friday: 19 February 2021

COURT A

**11. Esorfranki Pipelines (Pty) Ltd v Mopani District Municipality
916/2018 (GP)**

1 14 15 22 25

Petse AP
Nicholls JA
Mbatha JA
Goosen AJA
Poyo-Dlwati AJA

COURT B

**12. Catherine May Churchill v The Premier Mpumalanga and Director-General:
Office of the Premier, Mpumalanga
889/2019 (MMB)**

3 4 5 18 19

Ponnan JA
Wallis JA
Saldulker JA
Carelse AJA
Kgoele AJA

COURT C

**13. Bruce Gordon McMillan v Bate Chubb & Dickson Incorporated
299/2020 (ECL)**

7 9 12 17 20

Zondi JA
Mocumie JA
Schippers JA
Gorven AJA
Eksteen AJA

Monday: 22 February 2021

COURT A

**14. City of Cape Town Metropolitan Municipality v Nu-way Housing
Development (Pty) Ltd
1139/2019 (WCC)**

2 10 14 16 23

Navsa ADP
Molemela JA
Nicholls JA
Ledwaba AJA

Rogers AJA

COURT B

15. Ingosstrakh v Global Aviation Investments (Pty) Ltd, Global Aviation Investments Group (BVI) Ltd and Global Aviation Operations (Pty) Ltd
934/2019 (GJ)

6 8 11 24 26

Mbha JA
Dambuza JA
Makgoka JA
Mabindla-Boqwana AJA
Unterhalter AJA

COURT C

16. Edward Mntambo v The State
478/2020 (Verulam Regional Court)

9 13 15 21 25

Mocumie JA
Dlodlo JA
Mbatha JA
Weiner AJA
Poyo-Diwati AJA

Tuesday: 23 February 2021

COURT A

17. Merifon (Pty) Ltd v Greater Letaba Municipality and Housing Development Agency
1112/2019 (LP)

1 11 12 17 25

Petse AP
Makgoka JA
Schippers JA
Gorven AJA
Poyo-Diwati AJA

COURT B

18. Ronald Bobroff and Darren Rodney Bobroff v The National Director of Public Prosecutions
194/2020 (GP)

3 6 10 20 21

Ponnan JA
Mbha JA
Molemela JA
Eksteen AJA
Weiner AJA

COURT C

19. FirstRand Bank Limited v Master of the High Court (Pretoria), Body Corporate of Victory Park, Cornelia Carolina Mienie NO, Ignatius Clement Mikateko Shirilele NO, Nedbank Limited, Minister of Justice and Constitutional Development and Minister of Rural Development and Land Reform
1120/2019 (GP)

4 5 13 22 24

Wallis JA
Saldulker JA
Dlodlo JA
Goosen AJA
Mabindla-Boqwana AJA

Wednesday: 24 February 2021

COURT A

20. Democratic Alliance, Glynnis Breytenbach and Werner Horn v Busisiwe Mkhwebane and The Office of the Public Protector
1370/2019 (WCC)

2 13 14 18 23

Navsa ADP
Dlodlo JA
Nicholls JA
Carelse AJA
Rogers AJA

COURT B

21. Swatch AG (Swatch SA) v Apple Inc.
1320/2018 (GP)

4 9 11 17 26

Wallis JA
Mocumie JA
Makgoka JA
Gorven AJA
Unterhalter AJA

COURT C

22. BW Brightwater Way Props (Pty) Ltd v Eastern Cape Development Corporation
1235/2019 (ECL)

7 10 12 19 20

Zondi JA
Molemela JA
Schippers JA
Kgoele AJA
Eksteen AJA

Thursday: 25 February 2021

COURT A**23. Julius Sello Malema v Thembinkosi Rawula****139/2020 (ECP)****1 8 12 16 23**

Petse AP
Dambuza JA
Schippers JA
Ledwaba AJA
Rogers AJA

COURT B**24. Kubheka, Nhlanhla Arthur and Ngidi Armstrong v The State****200/2020 (GJ)****2 13 15 19 21**

Navsa ADP
Dlodlo JA
Mbatha JA
Kgoele AJA
Weiner AJA

COURT C

25. Information Technology Consultants (Pty) Ltd t/a Intecon, René Julia N.O (In her capacity as trustee of Stelland Finansies Trust IT No 3509/06 t/a Stelland Finansies) and Jacobus Odendaal Pietersen NO (In his capacity as trustee of Stelland Finansies Trust IT No 3509/06 t/a Stelland Finansies), Jan Prins, Merriman Mninawa Ndwalaza, Annie Jansen v the National Credit Regulator, the Minister of Trade and Industry, the South African Reserve Bank, The Payments Association of South Africa and Mercantile Bank

286/2020 (GP)**3 11 14 20 25**

Ponnan JA
Makgoka JA
Nicholls JA
Eksteen AJA
Poyo-Diwati AJA

Friday: 26 February 2021

COURT A

26. South African Navy and Minister of Defence v Tebeila Institute of Leadership, Education Governance and Training

252/2019 (LP)

1 6 15 22 26

Petse AP
Mbha JA
Mbatha JA
Goosen AJA
Unterhalter AJA

COURT B

27. Groundprobe (Pty) Ltd and Groundprobe South Africa (Pty) Ltd v Reutech Mining (Pty) Ltd, Reunert Applied Electronic Holdings (Pty) Ltd and Reutech (Pty) Ltd

1226/2019 (KZD)

3 8 10 16 17

Ponnan JA
Dambuza JA
Molemela JA
Ledwaba AJA
Gorven AJA

COURT C

28. Renault (Pty) Ltd – Zambezi (Motus Corporation (Pty) Ltd), Renault South Africa (Pty) Ltd v Abigail Wentzel

1272/2019 (GP)

4 5 7 18 19

Wallis JA
Saldulker JA
Zondi JA
Carelse AJA
Kgoele AJA

Monday: 1 March 2021

COURT A

29. The Minister of Trade and Industry & another v Murendi Properties and Building Supplies (Pty) Ltd

1293/2020 (GP)

4 11 15 21 23

Wallis JA
Makgoka JA
Mbatha JA
Weiner AJA
Rogers AJA

COURT B

30. Attorneys Fidelity Fund Board of Control v Rodney Adrian Love

170/2020 (GJ)

7 10 14 18 24

Zondi JA

Molemela JA
Nicholls JA
Carelse AJA
Mabindla-Boqwana AJA

Tuesday: 2 March 2021

COURT A

31. The National Credit Regulator v Getbucks (Pty) Ltd and The Minister of Trade and Industry

140/2020 (GP)

1 7 15 17 21

Petse AP
Zondi JA
Mbatha JA
Gorven AJA
Weiner AJA

COURT B

32. Neville James Chester v Snowy Owl Properties 142 (Pty) Ltd and Erica Ann Lefson

23/2020 (WCC)

3 9 12 20 22

Ponnan JA
Mocumie JA
Schippers JA
Eksteen AJA
Goosen AJA

Wednesday: 3 March 2021

COURT A

COURT B

COURT C

Thursday: 4 March 2021

COURT A

33. Impact Financial Consultants CC and Michal Johannes Calitz v Noluntu Nellisa Bam N.O, Yvonne Mokgoro NO, Lorendana Hansen, Natalina Natali, Hendrik Frederik du Plessis, Johannes Jacobus Matthys Coetzee, Jeanrich Hein Ehlers and Robert William Whitfield Jones and Others

856/2019 (GP)

2 11 13 22 26

Navsa ADP
Makgoka JA
Dlodlo JA
Goosen AJA
Unterhalter AJA

COURT B

**34. The Commissioner for the South African Revenue Service v Levi Strauss
South Africa (Pty) Ltd
509/2019 (GP)**

4 6 12 20 23

Wallis JA
Mbha JA
Schippers JA
Eksteen AJA
Rogers AJA

Friday: 5 March 2021

COURT A

**35. Trademore (Pty) Ltd v Minister of Trade and Industry and NWK Agri-
Services (Pty) Ltd
208/2020 (GP)**

1 11 15 19 20

Petse AP
Makgoka JA
Mbatha JA
Kgoele AJA
Eksteen AJA

COURT B

**36. The Competition Commission of South Africa v Group Five Construction
Limited
195/2020 (GP)**

2 7 8 23 24

Navsa ADP
Zondi JA
Dambuza JA
Rogers AJA
Mabindla-Boqwana AJA

Monday: 8 March 2021

COURT A

**37. Massmart Holdings Limited v Commissioner for the South African Revenue
Services
84/2020 (Tax Court)**

3 6 7 24 25

Ponnan JA
Mbha JA
Zondi JA
Mabindla-Boqwana AJA
Poyo-Dlwati AJA

COURT C

38. The Member of the Executive Council for Health & another v Tendai Mashonganyika obo Mthabile Mashonganyika
380/2019 (GJ)

5 14 15 16 23

Saldulker JA
Nicholls JA
Mbatha JA
Ledwaba AJA
Rogers AJA

Tuesday: 9 March 2021

COURT A

39. Deeps Betting Grounds (Pty) Ltd v Desert Palace Hotel Resort (Pty) Ltd and The Northern Cape Gambling Board
142/2020 (NCK)

1 9 13 16 18

Petse AP
Mocumie JA
Dlodlo JA
Ledwaba AJA
Carelse AJA

COURT B

40. Lakaje, Hluphekile Albertinah NO v The Member of the Executive Council for Health, Bloemfontein
1021/2019 (FB)

4 10 11 23 26

Wallis JA
Molemela JA
Makgoka JA
Rogers AJA
Unterhalter AJA

COURT C

41. Anthony Okey Nwafor v The Minister of Home Affairs, The Director-General: Department of Home Affairs and the Department of Home Affairs
1363/2019 (GP)

6 7 15 17 25

Mbha JA
Zondi JA

Mbatha JA
Gorven AJA
Poyo-Dlwati AJA

Wednesday: 10 March 2021

COURT A

42. Govan Mbeki Municipality v New Integrated Credit Solutions (Pty) Ltd
121/2020 (MM)

2 8 9 19 22

Navsa ADP
Dambuza JA
Mocumie JA
Kgoele AJA
Goosen AJA

COURT B

43. Timasani (Pty) Ltd (in business rescue) and Werner Cawood v Afrimat Iron Ore (Pty) Ltd
91/2020 (GP)

4 12 14 17 26

Wallis JA
Schippers JA
Nicholls JA
Gorven AJA
Unterhalter AJA

Thursday: 11 March 2021

COURT A

44. Fidelity Security Services (Pty) Limited v The Minister of Police, The Minister of Justice and The Acting National Commissioner of SAPS: Lieutenant General J K Phahlane
1349/2019 (GP)

1 10 12 20 25

Petse AP
Molemela JA
Schippers JA
Eksteen AJA
Poyo-Dlwati AJA

COURT B

45. Millennium Waste Management (Pty) Ltd v Sol Plaatjie Municipality
99/2019 (NCK)

3 9 11 13 16

Ponnan JA
Mocumie JA

Makgoka JA
Dlodlo JA
Ledwaba AJA

COURT C

46. Tramore Property Group (Pty) Ltd v Vosloorus Square CC
235/2020 (GP)

6 14 15 17 22

Mbha JA
Nicholls JA
Mbatha JA
Gorven AJA
Goosen AJA

Friday: 12 March 2021

COURT A**COURT B****COURT C**

Monday: 15 March 2021

COURT A

47. Helen Suzman Foundation v Robert McBride & others
1065/2019 (GP)

2 8 12 0 22

Navsa ADP
Dambuza JA
Schippers JA
Plasket JA
Goosen AJA

COURT B

48. eThekweni Municipality and Stellenbosch Municipality v Independent Schools Association of Southern Africa, The National Minister for Co-operative Governance & Traditional Affairs and The National Minister of Finance
960/2019 (KZD)

6 13 15 16 26

Mbha JA
Dlodlo JA
Mbatha JA
Ledwaba AJA
Unterhalter AJA

Tuesday: 16 March 2021

COURT A

49. In the matter between

Jacob Gedleyihlekisa Zuma v Democratic Alliance and The President of the Republic of South Africa, The Director-General in the Office of the President of South Africa, The Minister of Justice and Correctional Services, The State Attorney and Jacob Gedleyihlekisa Zuma;

And in the matter between:

Economic Freedom Fighters v State Attorney, Jacob Gedleyihlekisa Zuma, Hulley & Associates Incorporated, The Minister of Justice and Constitutional Development and Director-General: Department of Justice and Constitutional Development, President of the Republic of South Africa and Chief Operations Officer: Presidency of the Republic of South Africa

1028/2019 (GP)

3 8 11 12 17

Ponnan JA
Dambuza JA
Makgoka JA
Schippers JA
Gorven AJA

COURT B

50. The Member of the Executive Council for Health, Eastern Cape v Danene Levonia Lottering (obo Alberto Jeffton McDillen Luciano)

117/2020 (ECB)

6 10 14 22 25

Mbha JA
Molemela JA
Nicholls JA
Goosen AJA
Poyo-Diwati AJA

COURT C

51. Engen Petroleum Limited v Rissik Street One Stop CC t/a Rissik Street Engen and Knoesen, Willem Johannes

209/2020 (LP)

7 9 13 19 26

Zondi JA
Mocumie JA
Dlodlo JA
Kgoele AJA
Unterhalter AJA

COURT A

52. Alfred Jan Bezuidenhout v The State
41/2020 (Vosloorus Regional Court)

5 9 14 21 24

Saldulker JA
Mocumie JA
Nicholls JA
Weiner AJA
Mabindla-Boqwana AJA

COURT B

53. Ferrostaal GmbH and Atlantis Marine Projects (Pty) Ltd v Transnet SOC Ltd
t/a Transnet National Ports Authority and Ferromarine Africa (Pty) Ltd (in
business rescue)
1194/2019 (WCC)

8 10 15 17 22

Dambuza JA
Molemela JA
Mbatha JA
Gorven AJA
Goosen AJA

Thursday: 18 March 2021

COURT A

54. Ayanda Irvin Kunene, Kgosi Gustav Lekabe and Hassan Ebrahim Kajee v
The Minister of Police
260/2020 (GJ)

8 9 12 20 24

Dambuza JA
Mocumie JA
Schippers JA
Eksteen AJA
Mabindla-Boqwana AJA

COURT B**COURT C**

Friday: 19 March 2021

COURT A

55. Galsworthy Ltd v Pretty Scene Shipping SA & MT 'Pretty Scene'

684/2019 (KZP)

4 7 9 12 22

Wallis JA
Zondi JA
Mocumie JA
Schippers JA
Goosen AJA

COURT B**COURT C****Monday: 22 March 2021****PUBLIC HOLIDAY****Tuesday: 23 March 2021****COURT A****COURT B****COURT C****Wednesday: 24 March 2021****COURT A****COURT B****COURT C****Thursday: 25 March 2021****COURT A****COURT B****COURT C****Friday: 26 March 2021**

COURT A

COURT B

COURT C

Monday: 29 March 2021

COURT A

56. Rajivee Soni v The State

465/2019 (KZP)

2 5 6 21 26

Navsa ADP
Saldulker JA
Mbha JA
Weiner AJA
Unterhalter AJA

COURT B

COURT C

Tuesday: 30 March 2021

COURT A

COURT B

COURT C

Wednesday: 31 March 2021

COURT A

COURT B

COURT C

