

IN THE HIGH COURT OF SOUTH AFRICA
(EASTERN CAPE LOCAL DIVISION, PORT ELIZABETH)
ROLL CALL – CIVIL TRIALS
Before Honourable Justice Van Zyl, DJP
20TH MAY 2021

Trial date: 24 May 2021

- | | | | |
|----|---------|----------------------|---|
| 1. | 107/20 | S Kaptein vs RAF | Swarts Attorneys
Road Accident Fund |
| 2. | 642/20 | DC Bruintjies vs RAF | Gregory Clark & Ass
Road Accident Fund |
| 3. | 2047/19 | M N Jafta vs RAF | Heine Ungerer Attorneys
Road Accident Fund |

Trial date: 25 May 2021

- | | | | |
|----|---------|---------------------------------|------------------------------------|
| 4. | 2668/18 | RN Peters vs Minister of Police | Keyter Attorneys
State Attorney |
|----|---------|---------------------------------|------------------------------------|

5. 3666/17 WJ Van Der Walt vs The Trustees for the Time Being of the
Ricus Cronje Family Trust +2 Greyvensteins
Jacques Du Preez

6. 3121/19 SA Mahe vs RAF Gregory Clark & Ass
Road Accident Fund

7. 315/19 L Xego vs RAF Rayno Peo Attorneys
Road Accident Fund

Trial Date: 26 May 2021

8. 82/20 VC Tokwe vs RAF Gregory Clark & Ass
Road Accident Fund

9. 1785/20 BG Qamata vs RAF John B. Scott Att
Road Accident Fund

10. 2587/19 S Sam vs RAF Magqabi Seth Zita
Road Accident Fund

11. 70/20 M Mtati vs ML Mtati Phil West Attorneys
In Person

Trial Date: 27 May 2021

12. 1874/17 N Nkwahla vs Minister of Police TM Pitana Attorneys
State Attorney

13. 3474/19 EM Fortuin vs RAF Gregory Clark & Ass
Road Accident Fund

14. 705/19 T Mantile vs RAF Lawrence Masiza Vorster
Road Accident Fund

Trial Date: 28 May 2021

15. 4138/18 VC Hill vs RAF Gregory Clark & Ass
Road Accident Fund

16. 3410/19 A Phempeni vs RAF Le Roux Inc.
Road Accident Fund

17. 3607/19 N Maxontana vs RAF PBK Attorneys
Road Accident Fund

18. 1254/18 T Ndimba vs RAF Rayno Peo Attorneys
Road Accident Fund

1. **PLEASE BE ADVISED THAT** there will be no roll call in open court until further notice. The trial readiness of all civil trial matters enrolled for hearing will instead be determined by a Judge in chambers. In order to facilitate the decision of the roll call Judge the parties shall, by not later than 10 days before the allocated trial date, and after having held a telephonic or videoconference pre-trial meeting, file a joint practice note together with the requisite trial readiness checklist (Form 2), and written submissions, not exceeding two typed pages dealing with the trial readiness of the matter. In the practice note the parties shall address the following matters:

- 1.1 whether the matter is capable of settlement and should remain on the trial roll for that purposes;
- 1.2 a clear and concise statement of any outstanding issues for determination;
- 1.3 whether the outstanding issues are capable of determination without the hearing of oral evidence, in which event, if the parties agree that the matter be determined without hearing oral evidence, they shall be required to set out a statement of the agreed facts upon which oral argument is to be addressed by way of videoconference or other electronic means; and
- 1.4 in the event of the matter not being capable of a hearing as envisaged in paragraph 1.3 –
 - 1.4.1 the reasons therefor;
 - 1.4.2 the total number of witnesses; and
 - 1.4.3 the suggested logistics of conducting the trial by way of videoconference, alternatively where a trial by videoconference is not considered feasible or desirable, to state the reasons therefor and to set out the suggested arrangements with due consideration to the prevention of the spread of Covid-19 infection or contamination to litigants, legal practitioners, court staff and the other court attendees.

2. Should any party fail or be unwilling to take part in the pre-trial meeting referred to in paragraph 1 –

2.1 the other party may file the practice note together with reasons why the joint practice note could not be filed; and

2.2 the roll call Judge May-

2.2.1 convene a pre-trial meeting by videoconference or any other appropriate manner; or

2.2.2 where appropriate, grant a punitive costs order.