

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

**Trial date: 25 October 2021**

- |    |         |  |  |
|----|---------|--|--|
| 1  | 4172/17 | L Rademeyer vs MEC, Dept of Health, EC | <b>Meyer Inc.<br/>State Attorney</b>                   |
| 2. | 4299/15 | Cape Produce Co. (Pty) Ltd vs NMBMM    | <b>Kaplan Blumberg<br/>BBV</b>                         |
| 3. | 3465/18 | S Biyana vs RAF                        | <b>Rayno Peo Attorneys<br/>Road Accident Fund</b>      |
| 4. | 1438/15 | T P Kekana vs RAF                      | <b>John B. Scott Att<br/>Road Accident Fund</b>        |
| 5. | 3425/16 | A Thys vs RAF                          | <b>McWilliams &amp; Elliott<br/>Road Accident Fund</b> |

**Trial date: 26 October 2021**

6. ~~1569/20~~ ~~MA Gerber vs Dr. D Porter~~ ~~Lessing, Heyns & Van Der  
Bank Inc  
BLC  
REMOVED~~

7. 33/20 Telegix Trading 249 CC t/a RJN Projects vs Bay Projects  
Coastal (Pty) Ltd **Anthony-Gooden Inc.  
BBV**

8. 1304/20 A Kete vs RAF **Rayno Peo Attorneys  
State Attorney**

9. 1287/19 A Martiens vs RAF **Gregory Clark & Ass  
Road Accident Fund**

**Trial date: 27 October 2021**

10. 1041/20 M M Soya vs RAF **Jock Walter Att  
State Attorney**

11. 1486/18 X V Mnwana vs MEC, Dept of Health +1 EC  
**Lessing, Heyns & Van Der  
Bank Inc.  
State Attorney**

**Trial Date: 28 October 2021**

12. 2396/20 N Foloti vs Nelson Mandela Bay Municipality  
**Z. Matiwane Attorneys  
Unknown**

13. 1830/12 N Mdoda vs RAF  
**John B. Scott Attorneys  
Road Accident Fund**

14. 2592/19 B Makendlana vs RAF  
**Rayno Peo Attorneys  
Road Accident Fund**

15. 1829/19 W R Vutha vs RAF  
**Goldberg & De Villiers Inc.  
Road Accident Fund**

**Trial date: 29 October 2021**

16. 1295/20 A A Bosman obo B B Bosman vs RAF  
**PBK Attorneys  
State Attorney**
17. 1336/17 N Mayana vs RAF  
**Gregory Clark & Associates  
Road Accident Fund**
18. 1171/20 Motlounq vs RAF  
**Lawrence Masiza Vorster  
State Attorney**

**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.