

## **RESERVED JUDGMENTS: THURSDAY, 30 AUGUST 2018**

1.	29/07/16	Community Life GmbH v Algoasec (Pty) Limited t/a Imatec South Africa (Pty) Ltd JUDGMENT: Kose, AJ	13363/16
2.	22/08/16	South African Reserve Bank & 2 Others v Dennis Van Reenen N.O. & 4 Others JUDGMENT: Kose, AJ	15453/14
3.	06/09/16	PS Van Zyl N.O. v Keith Getz & 1 Other JUDGMENT: Kose, AJ	18213/09
4.	08/09/16	Afgrigas (Pty) Ltd v Easishoppe (Pty) Ltd Western Cape & 1 Other JUDGMENT: Kose, AJ	4535/16
5.	14/11/16	Immobiliari Trading CC v Golden Circle Investments 123 (Pty) Ltd JUDGMENT: Desai, J	7705/16
6.	23/11/16	Daniel Terblanche N.O. & 1 other v Ciriaglo (Pty) Ltd & 9 others JUDGMENT: Kose, AJ	9382/16
7.	03/02/17	Universiteit van Stellenbosch v Meester van die Hoë Hof, Kaapstad & Afriforum: MM Hattingh JUDGMENT: Desai, J ( <i>Reasons</i> )	2788/15
8.	24/03/17	Standard Bank of South Africa Limited v J & J Van Wyk JUDGMENT: Kose, AJ	3253/16
9.	13/10/17	Sean Shepherd v The State Erasmus, J et Fortuin, J JUDGMENT: Erasmus, J	A196/14
10.	13/10/17	Keith Williams v Charl Smit JUDGMENT: Engers, AJ	20866/14
11.	20/10/17	Shiloh Pentecostal Church & 9 Others v The Upperroom Family Worship Centre, Fire Room Ministries International, Hanover Park & 3 Others Savage, J et Engers, AJ JUDGMENT: Engers, AJ	20184/16
12.	17/11/17	MMI Holdings Ltd v Master of the Western Cape High Court & 3 Others Erasmus, J et Samela, J JUDGMENT: Erasmus, J	6450/17
13.	30/11/17	Nomsa Salie v Premier of the Western Cape JUDGMENT: Kose, AJ	21505/11

14.	29/01/18	De Vries Shields Chiat Inc. v Morne Brand Desai, J et Cloete, J et Salie-Hlophe, J JUDGMENT: Desai, J	A184/17
15.	31/01/18	Cyril Donninger v African Equity Empowerment Investments Ltd Erasmus, J et Dolamo, J et Wille, J JUDGMENT: Erasmus, J	A115/17
16.	02/02/18	Pinda Njokweni v Louis Boshoff & 1 Other Le Grange, J et Gamble, J et Papier, J JUDGMENT: Papier, J	A207/17
17.	08/02/18	Dr Beyers Naude Municipality v Annelle Ekkerd & 2 Others JUDGMENT: Dolamo, J	18611/17
18.	15/02/18	Social Justice Coalition & 2 Others v Minister of Police & 4 Others Dolamo, J et Boqwana, J JUDGMENT: Dolamo, J et Boqwana, J	EC03/16
19.	12/03/18	Willem De Sanderes Greef N.O. & 1 Other v GPP Properties CC & 1 Other JUDGMENT: Gordon-Turner, AJ	23781/12
20.	13/03/18	Jacob De Wet Conradie & 1 Other v Tertius Maree & 1 Other JUDGMENT: Engers, AJ	8608/17
21.	14/03/18	Atlanta Investments (Pty) Ltd v J.F. La Grange & 1 Other JUDGMENT: Dolamo, J	9056/17
22.	15/03/18	Nevada Sky Investments 20 (Pty) Ltd v Marcelle Props 425 CC JUDGMENT: Gordon-Turner, AJ	1982/17
23.	15/03/18	National Director of Public Prosecutions v Five Star Import & Export (Pty) Ltd JUDGMENT: Le Grange, J	17837/17
24.	22/03/18	Matpro CC v Sharpcon (Pty) Ltd JUDGMENT: Gordon-Turner, AJ	798/18
25.	23/03/18	Building Energy South Africa (Pty) Ltd & 1 Other v Michael Gillard JUDGMENT: Engers, AJ	4321/18
26.	26/03/18	Delta Property Fund Ltd v Tradepost 2042 CC & 2 Others JUDGMENT: Engers, AJ	14529/16

27.	28/03/18	E.J. Baartman v Southern View Finance UK Ltd t/a CAPFIN & 1 Other JUDGMENT: Engers, AJ	18536/16
28.	20/04/18	Women's Legal Centre Trust v President of the RSA & Others Desai, J et Boqwana, J et Salie-Hlophe, J JUDGMENT: Boqwana, J	22481/14
29.	23/04/18	Dr. J.P. Schuumann v Dr. G. Sander JUDGMENT: Langa, AJ	16771/09
30.	24/04/18	Nongoma Medical CC ( <i>in liquidation</i> ) & 2 Others ( <i>in their capacities as liquidators of Nongoma Medical Centre</i> ) v G.F. Loots JUDGMENT: Saldanha, J	22622/16
31.	24/04/18	Marsicano Merchants CC t/a South Atlantic Cables v D.A. Barrie-Smith JUDGMENT: Le Roux, AJ	4977/15
32.	25/04/18	S.A. Hackney Pony Breeders' Society v Adam Majiet JUDGMENT: Henney, J	21936/17
33.	26/04/18	G.P. Smit v Daanphil (Pty) Ltd & 3 Others JUDGMENT: Henney, J	19227/17
34.	26/04/18	Gavin Scott v Xigo (Pty) & 3 Others Gavin Scott v Quickberry & 3 Others Andre C Bressler v Xigo (Pty) & 3 Others Andre C Bressler v Quickberry & 3 Others ( <i>Matters are consolidated</i> ) JUDGMENT: Sher, J	4603/17 4602/17 817/17 818/17
35.	03/05/18	Hylton Grange (Pty) Limited & 3 Others v Johannes Hendrik Jacobs N.O. & 2 Others JUDGMENT: Hack, AJ	10660/16
36.	03/05/18	L.M. Roux v O.M. Powell JUDGMENT: Gamble, J	5694/17
37.	04/05/18	Joseph Maria Balk v Marius Matthews & 2 Others Gamble, J et Henney, J JUDGMENT: Henney, J	A35/18
38.	10/05/18	Chevron South Africa (Pty) Ltd v Fluval Ukuvula WC (Pty) Ltd JUDGMENT: Hack, AJ	1695/16
39.	15/05/18	B.J. Brönn N.O. & 4 Others	8479/17

v Nulli Secundus Boerdery (Edms) Bpk  
JUDGMENT: Papier, J

40.	15/05/18	School Governing Body of Uitzig Secondary School & 1 Other v MEC for Education, Western Cape & Others JUDGMENT: Hack, AJ	3266/17
41.	16/05/18	M.D. Ramurunzi & 1 Other v Investec Bank t/a Investec Private Bank JUDGMENT: Papier, J	16355/11
42.	28/05/18	Alphen House Body Corporate & 26 Others v Dr Jules Lusman JUDGMENT: Hack, AJ	17561/17 14354/15
43.	30/05/18	Leisure Isle Residents Association & 2 Others v Knysna Municipality & Another JUDGMENT: Papier, J	14924/17
44.	31/05/18	F.Z. Songelwa v Minister of Police & Another JUDGMENT: Papier, J	2115/15
45.	04/06/18	T.G. Van Zyl N.O. & 2 Others v H. De Clercq & Others JUDGMENT: Saldanha, J	3877/18
46.	08/06/18	Oliver Adams & 1 Other v Introdeals 163 (Pty) Ltd Dolamo, J et Kusevitsky, AJ JUDGMENT: Dolamo, J	A154/18
47.	11/06/18	High Goals Investments CC t/a Chuma Security Services Sechaba Protection Services & 2 Others v Passenger Rail Agency of S.A. Ltd & 1 Other JUDGMENT: Engers, AJ	6274/17 17566/17
48.	13/06/18	City of Cape Town v Namasthethu (Pty) Ltd & 1 Other JUDGMENT: Boqwana, J	446/17
49.	14/06/18	Leon Smith v Clifton B-Three & 8 Others JUDGMENT: Engers, AJ	5568/18
50.	18/06/18	N. Q. Siwundla v T.E. Siyengu & 2 Others JUDGMENT: Henney, J	171/16
51.	19/06/18	Greystone Trading 398 CC t/a Pronto Kleen & City Security v MEC for the Department of Health, Western Cape & 1 Other JUDGMENT: Nuku, J	3500/18 2147/18
52.	19/06/18	Fraai Uitzicht 1798 Farm (Pty) Limited v Raymond M McCullough & 9 Others JUDGMENT: Slingers, AJ	21694/17

53.	21/06/18	Construction Chemical Supplies CC v Derbigum Manufacturing (Pty) Ltd JUDGMENT: Henney, J	2443/14
54.	21/06/18	Hermanus Beach Club Homeowners Association & 2 Others v Hermanus Beach Club Homeowners Association & 15 Others JUDGMENT: Cloete, J	12508/15
55.	22/06/18	Philip Du Toit v The State JUDGMENT: Thulare, AJ	A452/15
56.	22/06/18	F.A.P. Enslin & Another v High Definition Solutions Audiovisual & Security Specialist (Pty) Ltd Gamble, J et Parker, J JUDGMENT: Parker, J	A385/17
57.	26/06/18	Pierre Du Plessis Kriel N.O. v Wentzel Lindsay Oaker & 12 Others JUDGMENT: Ndita, J	10984/14 15341/13
58.	27/06/18	Abduraghman Abrahams N.O. & Others v Adeeb Abrahams & 3 Others JUDGMENT: Wragge, AJ	8396/17
59.	27/06/18	Calin Craig D'Oliveira v Road Accident Fund JUDGMENT: Gamble, J	3999/10
60.	28/06/18	Western Ocean Investments 108 CC v W.A. Visser Turck & 3 Others JUDGMENT: Cloete, J	19844/11
61.	28/06/18	Mogamed A. Salie v Mogamat Rusdien Salie N.O. & 2 Others JUDGMENT: Henney, J	12645/17
62.	09/07/18	P. Klink v Minister of Police JUDGMENT: Nuku, J	3986/15
63.	30/07/18	P.G. Stacey v Supercare Services Group (Pty) Ltd Bozalek, J et Fortuin, J et Nuku, J JUDGMENT: Bozalek, J	A380/17
64.	30/07/18	Andre Edward Lincoln v Minister of Safety & Security Allie, J et Binns-Ward, J et Parker, J JUDGMENT: Allie, J et Binns-Ward, J	A61/18
65.	30/07/18	Kangara Group v Commissioner of the South African Revenue Service Gamble, J et Salie-Hlophe, J et Thulare, AJ	A20/18

JUDGMENT: Gamble, J

66.	01/08/18	Caroline Winifred Anne Seawright v Nedgroup Trust Limited & 8 Others Baartman, J et Parker, J et Thulare, AJ JUDGMENT: Thulare, AJ	A34/18
67.	01/08/18	Creditsmith Capital Partners (Pty) Ltd v Northwood Hills (Pty) Ltd & 9 Others Waglay, J et Henney, J et Mantame, J JUDGMENT: Waglay, J	A417/17
68.	01/08/18	D.S. Ndlovu N.O. & 1 Other v C.R. Regal Erasmus, J et Salie-Hlophe, J et Wille, J JUDGMENT: Wille, J	A04/18
69.	03/08/18	Construczioni Moncada South Africa (Pty) Ltd & 1 Other v Solar Capital (Pty) Ltd & 1 Other Samela, J et Dolamo, J et Thulare, AJ JUDGMENT: Samela, J	A17/18
70.	06/08/18	A McGregor & 1 Other v The MEC, Western Cape JUDGMENT: Binns-Ward, J	4621/14
71.	07/08/18	J.F. Prins v Municipality of Witzenberg JUDGMENT: Gamble, J	14803/17
72.	08/08/18	M. Zamla v The State Binns-Ward, J et Nuku, J et Papier, J JUDGMENT: Papier, J	A207/16
73.	08/08/18	D. Kannemeyer v Benevolent Park Old Age Home, Disability Service Centre JUDGMENT: Papier, J	1106/13
74.	08/08/18	Priscilla Jansen & 4 Others v Hassan Adams & 2 Others JUDGMENT: Davis, AJ	11582/17
75.	08/08/18	Zakaria Alam v Minister of Police JUDGMENT: Hlophe, JP	15063/17
76.	08/08/18	C Quiptech (Pty) Ltd & 1 Other v Technical Systems (Pty) Ltd & 2 Others JUDGMENT: Samela, J	15898/17
77.	10/08/18	Pioneer Foods (Pty) Ltd v Minister of Finance & 5 Others Samela, J et Cloete, J JUDGMENT: Cloete, J	15797/17
78.	10/08/18	Sylvester Mgiijima v The State Ndita, J et Boqwana, J JUDGMENT: Ndita, J	A423/17

79.	10/08/18	Minister of Police & 1 Other v S. Yekiso Davis, J et Boqwana, J et Nuku, J JUDGMENT: Davis, J	A91/18
80.	13/08/18	Transnet Soc Limited v City of Cape Town Municipality & 3 Others JUDGMENT: Dolamo, J	10956/17
81.	13/08/18	Taxpayer v Commissioner for the South African Revenue Service JUDGMENT: Nuku, J	ITC 35/18
82.	14/08/18	Taxpayer v Commissioner for the South African Revenue Service JUDGMENT: Nuku, J	ITC 13988
83.	14/08/18	Petrobras Global Trading B.V. v JM Baxi & Co; Cargo Laden on Board the MT "Apollonas" and Petroleo Brasileiro SA t/a Petrobras JUDGMENT: Allie, J	AC27/18
84.	14/08/18	Afgri Operations (Pty) Ltd & Another v Cornelius Botha & 2 Others JUDGMENT: Langa, AJ	22177/17
85.	14/08/18	Lauren Fine & 1 Other v Colin Ian Chaplin JUDGMENT: Sievers, AJ	5376/18
86.	16/08/18	Ghalib van der Ross v University of Cape Town & 1 Other JUDGMENT: Loots, AJ	8473/18
87.	17/08/18	Songezile Godola v The State Allie, J et Thulare, AJ JUDGMENT: Thulare, AJ	A41/18
88.	17/08/18	Dianne Marjunes Greeff v Neville Charles Cooper (Senior) & 2 Others Dolamo, J et Davis, AJ JUDGMENT: Davis, AJ	A176/18
89.	20/08/18	ICR Investment Trust v Amatsha Energy & 1 Other JUDGMENT: Cloete, J	18715/17
90.	21/08/18	S Sikwati v Minister of Police & Another JUDGMENT: Papier, J	21809/15
91.	21/08/18	Compass Insurance Company Limited v Cobus Smit Projekbestuur CC & 1 Other	14667/14

JUDGMENT: Meer, J

92.	21/08/18	Yonela Zicina v Road Accident Fund JUDGMENT: Cloete, J	22039/15
93.	21/08/18	Nels Investments CC v Christopher Bellinghan JUDGMENT: Kusevitsky, AJ	7048/18
94.	22/08/18	National Director of Public Prosecutions v Emmanuel Azibuike Umegbosimba & 1 Other JUDGMENT: Kusevitsky, AJ	3818/17
95.	22/08/18	Andile Albert Apleni v African Process Solutions (Pty) Ltd & 1 Other JUDGMENT: Henney, J	15211/17
96.	23/08/18	GJS Investments Solutions (Pty) Ltd v Pieter Johannes Groenewald & 1 Other JUDGMENT: Nuku, J	6251/18
97.	23/08/18	Dina Tross v Paul Isadore Tross & 2 Others JUDGMENT: Langa, AJ	16937/17
98.	23/08/18	Liberty Life Group Limited v Johan Theron JUDGMENT: Loots, AJ	2769/18
99.	23/08/18	Berman Brothers Property Holdings (Pty) Ltd v S Madikana & Another JUDGMENT: Gamble, J	23332/17
100.	24/08/18	Catherine De Jongh & 7 Others v Ralph Louis Alkana & 5 Others Ndita, J et Engers, AJ JUDGMENT: Engers, AJ	15258/16
101.	24/08/18	Deborah Anne Solomons & 2 Others v Standard Bank of SA & 2 Others Samela, J et Martin, AJ JUDGMENT: Martin, AJ	A185/18
102.	27/08/18	J.P. Botes v A. Botes JUDGMENT: Gamble, J	21175/13
103.	28/08/18	Panayotis Demetrious Papapetros v Maria Papapetros JUDGMENT: Cloete, J	18715/17
104.	28/08/18	Absa Bank Limited v R.M.F. Johnson N.O. JUDGMENT: Nuku, J	24099/16
105.	29/08/18	Marc Mannatt & 1 Other v Pierre De Kock & 23 Others JUDGMENT: Rogers, J	4023/17



106.	29/08/18	Axolile Takane & 217 Others v City of Cape Town & 8 Others JUDGMENT: Loots, AJ	8308/18
107.	29/08/18	Andiswa Kolanisi & 217 Others v City of Cape Town JUDGMENT: Loots, AJ	6277/18

**30 August 2018**