

IN DIE HOë HOF VAN SUID-AFRIKA

WES-KAAP HOë HOF, KAAPSTAD

KAAPSTAD: DONDERDAG die 17de dag van September 2009

DERDE AFDELING: HOF NO. 16 OM 10h00 V.M.

VOOR SY EDELE WAARNEMENDE REGTER MATOJANE

BEVELE NISI (RULES NISI)

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|---|---|----------|
| 1 | L Mackenzie & 1 ander vs E C Fourie – Uitsetting (Eviction) | 18689/09 |
| 2 | Rocklands Body Corporate vs Seabeach Property Investments 25 (Pty) Ltd
7514/09
& 2 ander – Beëindiging van konstruksiewerk (Cease of construction work) | |
| 3 | W J De La Porte vs J S De La Porte – Primêre Sorg (Primary Caregiving) | 8649/09 |

VOORLOPIGE VONNISSE (PROVISIONAL SENTENCE)

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| 4 | Gordon Verhoef & Krause (Cape) (Pty) Ltd vs The Patrick Partnership -
Ooreenkoms (Agreement) | 9416/09 |
| 5 | Gordon Verhoef & Krause (Cape) (Pty) Ltd vs The Patrick Partnership -
Ooreenkoms (Agreement) | 9417/09 |
| 6 | Johan van den Burgh vs C A Coetzee – Geld Verskuldig (Monies Owing) | 18255/09 |

VERSTEK VONNIS (DEFAULT JUDGMENT)

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| 7 | Firststrand Bank Limited f/k/a First National Bank of Southern Africa Limited vs K R Daniels
& 1 ander
– Verband (Bond) | 2208/08 |
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SUMMIERE VONNISSE (SUMMARY JUDGMENTS)

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| 8 | Absa Bank Limited vs M A Lennox & 1 ander – Verband (Bond) | 11091/09 |
| 9 | Bytes Technology Group South Africa (Pty) Ltd t/a Bytes Document Solutions
vs Phoenix Concepts CC – Geld Verskuldig (Monies Owing) | 14908/09 |
| 10 | Baroro Capital Management (Pty) Ltd vs Premier Attraction 883 CC -
Ooreenkoms (Agreement) | 17766/09 |
| 11 | Bakoro Capital Management (Pty) Ltd vs Rebel Discount Liquor Group (Pty) Ltd
t/a Picardi Rebel Liquors – Ooreenkoms (Agreement) | 17504/09 |

12	Changing Tides 17 (Pty) Limited N.O. vs H Conradie & 1 ander - Verband (Bond)	15568/09
13	Firststrand Bank Limited f/k/a First National Bank of Southern Africa Limited vs I Mouton & 2 ander – Skadevergoeding (Damages)	14220/09
14	Firststrand Bank Limited f/k/a First National Bank of Southern Africa Limited vs I B Williams & 1 ander – Geld Verskuldig (Monies Owing)	14267/09
15	Firststrand Bank Limited f/k/a First National Bank of Southern Africa Limited vs R A Martin & 3 ander – Verbandakte (Mortgage Bond)	12779/09
16	Nedbank Limited vs G C Felix & 1 ander – Geld Verskuldig (Monies Owing)	14648/09
17	Prescient Real Estate (Pty) Ltd vs Dave Harris Properties (Pty) Ltd & 1 ander - Ooreenkoms (Agreement)	11379/09
18	N Shaik vs M H Barday & 1 ander – Geld Verskuldig (Monies Owing)	15488/09
19	The Standard Bank of South Africa Limited vs M S Hendricks – Verband (Bond)	14669/09
20	Standard Bank of SA Ltd vs F Andrews – Verband (Bond)	14019/09
21	Standard Bank of SA Ltd vs P J Van der Watt – Verbandakte (Mortgage Bond)	13414/09
22	Steinhof Properties (Pty) Ltd vs R J Minnaar – Ooreenkoms (Agreement)	14689/09
<u>AANSOEKE</u> (APPLICATIONS)		
23	A J Van den Heever vs L T White – Sekwestrasie (Sequestration)	16788/09
24	A J Van den Heever vs A V White & 1 ander – Sekwestrasie (Sequestration)	16789/09
25	Merchant Commercial Finance (Pty) Ltd vs R Van Heerden & 1 ander - Sekwestrasie (Sequestration)	19249/09
26	G I Aquadro t/a Dodge City & 2 ander vs Talmera Trading CC - Likwidasie (Liquidation)	16746/09
27	N M Makapela inre M M Makapela – Kurator ad Litem (Curator ad Litem) 16928/09	
28	J Lourens inre M M C Lourens – Curator ad Litem (Kurator ad Litem)	16925/09
29	C J Olsen – Curator ad Litem (Kurator ad Litem)	13498/09

30	P C Journet inre P Incorvaia – Curator ad Litem (Kurator ad Litem) 5835/09	
31	Lusitana Trawling Services (Cape Town) (Pty) Ltd vs The MFV “Emile Adrien” - Verkoop van skip (Sale of vessel)	AC 13/09
32	Creditsmith (Pty) Ltd vs Howard and Decker (Pty) Ltd – Likwidasie (Liquidation)	19088/09
33	Fedsure Participation Mortgage Bond Managers (Pty) Limited vs H Swanepoel - Uitsetting (Eviction)	9756/07
34	I Swart & 1 ander - Registrasie van erf (Registration of erf)	16942/09
35	Rodel Financial Services (Pty) Ltd mvs L J Van der Sandt & 2 ander - Voeging (Joinder)	17394/08
36	C J Terblanche vs Firstrand Bank Limited – Ooreenkoms (Agreement)	17519/09
37	Firstrand Bank Limited f/k/a First National Bank of Southern Africa Ltd vs M Melani & 1 ander – Verband (Bond)	4045/09
38	Nedbank Limited vs H J Van Wyk & 1 ander - Verband (Bond)	5120/09
39	W Damons vs M Damons – Toegang (Access)	10053/09
40	M Ismail vs T Salie – Toegang (Access)	18868/09
41	A T vs M A Sampson – Toesig (Custody)	16685/08
42	D A Nash & 1 ander – Medehouers van ouerlike regte (Co-holders of parental Rights)	16778/09
43	M G Nkepu & 1 ander vs Absa Bank Limited & 2 ander - Verhoorbesonderhede (Trial Particulars)	4638/05
44	Linpac Plastics (S.A.) (Pty) Ltd & 1 ander vs J P H Du Plessis & 4 ander - Blootlegging (Discovery)	2381/08
45	C Rayner obo A E Rayner vs J C Livesy N.O. & 2 ander - Verklarende Bevel (Declaratory Order)	18774/09
46	Erf 147 Clark Springs Properties (Pty) Ltd vs Z L Combi & 2 ander - Verklarende Bevel (Declaratory Order)	12760/09

EGSKEIDINGS (DIVORCES)

47	M J vs Z L Haggard	15036/09
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48	K vs V Lukas	14709/09
49	M D L O vs H M Long	16070/09
50	R vs G J Loots	14832/09
51	L C vs R G Matzopolous	18448/09
52	S L vs L Smith	15409/09
53	S J vs M Visser	15719/09
54	H E vs M Urdang	15655/09
55	R L vs S B Wetmore	15691/09

REëLS 43 (RULES 43)

56	K V Bayman vs R Lauer-Bayman	21219/08
57	D J Lippstreu & 1 ander vs D M Lippstreu	13243/09
58	D J vs D M Lippstreu	13244/09
59	A J vs W-A October	12409/08
60	A E vs L Robinson	10810/09

DONDERDAG 17 SEPTEMBER 2009

AFDELING 1

AFDELING 2

AFDELING 3

AFDELING 4

13196/05	<u>SIVIELE SAKE</u> Lulama Violet Mdidimba vs Road Accident Fund Skadevergoeding/Damages
6368/07	N R McKay & 1 ander vs Road Accident Fund Skadevergoeding/Damages
8957/07	Christiaan Kasanga vs The Minister of Safety and Security Skadevergoeding/Damages
12596/06	Johan Christoffel Hecter vs Road Accident Fund Skadevergoeding/Damages
7640/06	Bongani Mbolompo vs Road Accident Fund Skadevergoeding/Damages
8311/06	Eva M Michaels vs Road Accident Fund Skadevergoeding/Damages
5680/06	Patrick Jacobs vs Miriam Jacobs

	Egskeiding/Divorce
7470/07	Charles Matthews vs Road Accident Fund Skadevergoeding/Damages
8757/07	Lorna Francis Saunders vs Road Accident Fund Skadevergoeding/Damages
11096/07	Nazeem Abrahams vs Road Accident Fund Skadevergoeding/Damages
10120/05	Eulehain Theolene Sonica Mabie vs Road Accident Fund Skadevergoeding/Damages
12418/06	Pierre Claassen vs Felicity Erasmus Geld Verskuldig/Monies Owing
3654/07	Dean Kriek vs Dana Muller Geld Verskuldig/Monies owing
8059/07	Robert G Dersley vs Road Accident Fund Skadevergoeding/Damages
8755/07	Siyanda Monica Mkanya vs Road Accident Fund Skadevergoeding/Damages
7740/08	Random Logic (Pty) Ltd vs Robben Island Museum Ooreenkoms/Agreement
7187/08	SA Junior Golf Association & J Engelbrecht vs Registrar Of Companies & SA Golf Association Verklarende Bevel/Declaratory Order
9453/08	Christopher Peter Logan vs Perpetu Logan & 2 ander
11132/09	Christopher Peter Van Zyl NO vs Patrick Oshen N.O.
6474/09	Absa Bank Limited vs Anthony Kritzinger
7355/09	Standard Bank of South Africa Limited vs Petrus Jacobus Pienaar
7744/09	The Standard Bank of South Africa Limited vs Steven John Raats

STRAFSAKE

<u>AFDELING A</u>	S vs E Koopman
<u>AFDELING B</u>	S vs Q Marinus & 14 ander
<u>AFDELING C</u>	
<u>AFDELING D</u>	S vs T J Mtshagi & 1 ander
<u>AFDELING E</u>	S vs C Arendse & 8 ander
<u>AFDELING F</u>	S vs R Jacobs
<u>AFDELING G</u>	
<u>AFDELING H</u>	S vs D P Adams & 2 ander
<u>AFDELING I</u>	S vs M Mtakati & 9 ander
<u>AFDELING J</u>	S vs W Jones & 5 ander
<u>AFDELING K</u>	S vs T Mdunge & 5 ander