

*CANDIDATE: JUDGE PIETER ANDRIES MEYER*

**APPLICANT: JUDGE PIETER ANDRIES MEYER**

**COURT FOR WHICH APPLICANT APPLIES: SUPREME COURT OF APPEAL**

**1 The candidate's appropriate qualifications**

1.1 The candidate holds the following qualifications:

1.1.1 BA (Law) (University of Stellenbosch) (1981); and

1.1.2 LLB (University of Stellenbosch) (1983).

1.2 The candidate is appropriately qualified.

**2 Whether the candidate is a fit and proper person**

2.1 The candidate has served as a Judge of the High Court of South Africa since 12 November 2007. He was an Acting Judge of the Supreme Court of Appeal from 1 April 2013 to 30 November 2013, 1 October 2014 to 31 May 2015 and from 1 October 2017 to 30 November 2017.

2.2 No adverse comments have been received.

**3 Whether the candidate's appointment would help to reflect the racial and gender composition of South Africa**

3.1 The candidate is a White man.

*CANDIDATE: JUDGE PIETER ANDRIES MEYER*

3.2 The Supreme Court of Appeal bench currently composes 22 Justices of Appeal, of whom 15 are men (5 white, 6 black, 3 Indian and 1 coloured) and 7 are women (5 black, 1 white and 1 Indian).

3.3 The appointment of the candidate would therefore not help to reflect the racial and gender composition of South Africa.

**4 The candidate's knowledge of the law, including constitutional law**

4.1 The candidate has a wide knowledge of the law and has produced judgments on a wide range of areas of law.

4.2 His judgments are clear, well-reasoned and comprehensively researched.

4.3 He displays sensitivity towards vulnerable groups and issues. He has developed the law pertaining to the rights of children in terms of The Hague Convention on the Civil Aspects of International Child Abduction. He has also developed the law pertaining to the maximum period of detention of illegal immigrants pending deportation.

4.4 During an acting appointment in the SCA, the candidate wrote an important judgment in *Harmony Gold Mining Company Ltd v Regional Director; Free State Department of Water Affairs and Others* 2014 (3) SA 149 (SCA). The judgment recognises the on-going obligation of a mining company to prevent pollution by pumping subterranean water, despite the company no longer owning or being in control of the land. The judgment is considered below.

*CANDIDATE: JUDGE PIETER ANDRIES MEYER*

4.5 Harmony had been unsuccessful in an application before the Gauteng Provincial Division to set aside directives issued by the Department of Water Affairs in terms of Section 19 of the National Water Act 36 of 1998. The directives required a number of mining companies operating mines in the North West Province, including Harmony, to extract underground water from a number of shafts, and on properties not owned by the named mining companies. Harmony argued that whilst it had operated mines on behalf of ARMGold at the time the directive was issued, this relationship had terminated once ARMGold sold its mining business and the land to Pamodzi Gold Orkney (Pty) Ltd. Thus, said Harmony, it no longer owned, operated or controlled the land in question, as contemplated in Section 19(1) of the National Water Act, and was no longer bound by the directives to contribute to the costs of pumping.

4.6 On appeal before the SCA, Judge Meyer interpreted Section 19 of the National Water Act with reference to Section 24 of the Constitution, which confers on everyone the right to an environment which is not harmful to their life or well-being and to have the environment protected for the benefit of present and future generations. The interpretation was also guided by the National Environment Management Act 107 of 1998 which requires that the cost of remedying must be paid for by those responsible. The process of interpretation led Judge Meyer to conclude that Section 19 of the National Water Act should not be limited in the manner contended for by Harmony, and that Harmony remained liable to contribute to the costs of preventing and remedying pollution, as required by the directives.

*CANDIDATE: JUDGE PIETER ANDRIES MEYER*

4.7 This judgment demonstrates a welcome, purposive approach to the interpretation of environmental legislation, which promotes the rights concerning the environment, reflecting the values of the Constitution. The judgment recognises the ongoing obligation of mining companies to manage the risk of pollution caused by the commercial exploitation of mineral resources.

**5 The candidate's commitment to the values of the Constitution**

5.1 The judgments delivered by the candidate indicate a proper and appropriate understanding and application of the Constitution, particularly that in Harmony (above).

5.2 During his tenure at the Johannesburg Bar, the candidate was actively involved in transformation initiatives in his group as well as at the Bar level. He was involved in the devising and implementation of a financial support strategy for the benefit of pupils as well as newly qualified advocates in the group aimed at redressing racial and gender imbalance and correcting skewed briefing patterns.

5.3 As a Judge he has been actively involved in the training of aspirant Judges as well as Magistrates by acting as a facilitator and also as an author of course material.

**6 Whether any judgments have been overturned on appeal**

6.1 Apart from the judgments listed by the candidate at paragraph 16.4 of his application, no other judgments overturned on appeal could be identified. The judgments are considered below.

*CANDIDATE: JUDGE PIETER ANDRIES MEYER*

6.2 *Dorbyl Light & General Engineering (Pty) Ltd v Insamcor* (WLD Case No 04/19272) 2006 JDR 0029 (W), overturned in *Insamcor (Pty) Ltd v Dorbyl Light & General Engineering (Pty) Ltd; Dorbyl Light & General Engineering (Pty) Ltd v Insamcor (Pty) Ltd* 2007 (4) SA 467 (SCA).

6.3 This judgment was delivered by the candidate during September 2005 when he was an acting judge.

6.4 The applicant had been deregistered and then restored by an order of court. The applicant brought an application for the respondent to pay it royalties for a period of time during which it had been deregistered. The respondent brought an application to stay the application before the candidate, pending determination of a separate application brought by the respondent to set aside the restoration of the applicant's registration.

6.5 The candidate dismissed the application to stay on the basis that the respondent had no *locus standi* to oppose the grant of a restoration order and granted the application.

6.6 The SCA considered the appeal of both the application determined by the candidate and the respondent's application to set aside the restoration which had been successful. The SCA found that a third party may be prejudiced by a restoration order and had the standing to oppose it. The candidate's judgment was therefore given in favour of a claimant that did not exist and had to be set aside.

6.7 *Lombard Insurance Company Ltd v Firstrand Bank Ltd and Others* (09/35913) [2011] ZAGPJHC 211 (8 February 2011), was set aside in

*CANDIDATE: JUDGE PIETER ANDRIES MEYER*

*ABSA v Lombard Insurance; Firstrand v Lombard Insurance* 2012 (6) SA 569 (SCA)

6.8 The judgment dealt with a claim for the payment of funds held by FNB and ABSA which had been paid by the applicant into accounts held by an employee of the applicant as a result of the employee's fraud. The candidate found that Lombard had established the *condictio ob turpem vel iniustam causam* and that the banks' defences that they had not been enriched because they had applied the funds to the employee's debt to them was rejected.

6.9 The SCA granted leave to appeal the candidate's judgment. The SCA found that the funds used to discharge the employee's debt with the two banks could not be repaid. The applicant was only entitled to repayment of the amount standing to the employee's credit. The SCA found that the candidate had failed to consider "the question whether any debt owed by the thief to the bank, such as an amount on overdraft, was discharged by the bank's crediting the account."

**7 The extent and breadth of the candidate's professional experience**

7.1 The candidate practised as an advocate of the Johannesburg Bar for a period of approximately 20 years, 3 years of which as senior counsel (SC).

7.2 He acted for a cumulative period of approximately 6 months as a Judge in the Johannesburg High Court before his appointment as a permanent Judge on 12 November 2007.

*CANDIDATE: JUDGE PIETER ANDRIES MEYER*

7.3 In 2013 he acted in the Supreme Court of Appeal for a period of 8 months. In 2014 and 2015 he acted in the Supreme Court of Appeal for a period of 8 months. In 2017 he acted in the Supreme Court of Appeal for a period of 2 months.

7.4 The candidate had a large practice whilst at the Johannesburg Bar and acted in cases covering a broad spectrum of the law.

7.5 His judgments (as a Judge of the Johannesburg High Court and as an Acting Judge of the Supreme Court of Appeal) cover a wide area of the law and serve as an indication that the candidate has a creative legal mind and is not inhibited in finding innovative solutions to legal problems.

**8 The candidate's linguistic and communication skills**

8.1 The candidate has an appropriate command of the English language and expresses himself clearly and succinctly.

8.2 His judgments are well-structured and are a model of linguistic excellence and clarity.

**8.3 The candidate's ability to produce judgments promptly**

8.4 The candidate indicates at paragraph 16.5 two reserved judgments still outstanding.

8.5 The Full Court judgment in the *Democratic Alliance & Economic Freedom Fighters v JG Zuma and Others*, which was reserved on 7 November 2018, has since been handed down on 13 December 2018.

*CANDIDATE: JUDGE PIETER ANDRIES MEYER*

8.6 The Full Bench criminal appeal judgment in *Ben Nkomo v S*, which was reserved on 20 November 2018, has since been handed down on 22 February 2019.

8.7 He produces judgments efficiently and generally within one month after the finalisation of the matter.

**9 The candidate's fairness and impartiality**

9.1 The judgments of the candidate indicate that he has a sound sense of fairness. He seems to be specifically sensitive towards vulnerable groups and issues.

9.2 His judgments demonstrate careful analysis and appropriate weighing of the relevant factors.

**10 The candidate's independent mindedness**

10.1 The judgments written by the candidate indicate that he is able to apply himself independently in arriving at his decisions.

**11 The candidate's ability to conduct court proceedings**

11.1 The candidate engages with practitioners who appear before him, and his court demeanour is calm and dignified.

11.2 No adverse comments have been received.



*CANDIDATE: JUDGE PIETER ANDRIES MEYER*

**12 The candidate's administrative ability**

12.1 The candidate's administrative ability is borne out by his prompt and efficient delivery of judgments.

**13 The candidate's reputation for integrity and ethical behaviour**

13.1 In the letter of nomination Justice FR Malan states that the candidate is a fair, unbiased person and committed to the values of the Constitution.

13.2 No adverse comments have been received in this regard.

**14 The candidate's judicial temperament**

14.1 The candidate has a reputation for fairness and impartiality. This is also evident from his judgments.

**15 The candidate's commitment to human rights, and experience with regard to the values and needs of the community**

15.1 The candidate's judgments demonstrate an understanding of, and sensitivity for, constitutional rights and values. While at the Bar, he demonstrated a commitment to promoting the transformation of the legal profession. As a Judge he has also been actively involved in the training of aspirant Judges and Magistrates.

**16 The candidate's potential**

16.1 The candidate has proven himself as a competent Judge. He is committed to the Constitution and the need to assist in the development of practitioners of the Law, be it pupil advocates, junior advocates,

*CANDIDATE: JUDGE PIETER ANDRIES MEYER*

Magistrates and aspiring Judges. He has the requisite experience and displays the potential to be a competent Appeal Court Judge and an asset to the judicial community.

16.2 In the letter of nomination Justice FR Malan states that the candidate has the qualities to become an outstanding judge.

**17 The message that the candidate's appointment would send to the community at large**

17.1 Having regard to his judgments it can be said that the candidate is suited to fulfil his role as a Judge of the Supreme Court of Appeal.

17.2 The judgments of the candidate indicate that he is a competent jurist. With his experience as a Judge of the High Court, the candidate would be able to make a contribution on the Supreme Court of Appeal bench, if appointed.

*CANDIDATE: JUDGE PIETER ANDRIES MEYER*

**ANNEXURE: LIST OF JUDGMENTS CONSIDERED**

**Reported decisions**

*Minister of Agriculture v CM de Klerk* 2014 (1) SA 212 SCA

*Aruforse v Minister of Home Affairs and Others* 2010 (6) SA 579 (GSJ)

*Budge and Others NNO v Midnight Storm Investments 256 (Ply) Ltd and Another*  
2012 (2) SA 28 (GSJ)

*S v Engelbrecht* 2012 (2) SACR 212 (GSJ)

*Central Authority for the Republic of South Africa and Another v B* 2012 (2) SA 296  
(GSJ)

*B and Others v G* 2012 (2) SA 329 (GSJ)

*Harmony Gold Mining Company Ltd v Regional Director: Free State Department  
of Water Affairs* 2014 (3) SA 149 (SCA)

*Stabilpave v SARS* 2014 (1) SA 350 (SCA)

*Northern Estate and Trust Administrators v Agricultural and Rural Development  
Corporation* [2014] 1 All SA 655 (SCA)

*Chowan v Associated Motor Holdings (Pty) Ltd and Others* 2018 (4) SA 145 (GJ)

**Unreported decisions: SAFLII**

*Nkomo v S* (A150/2018) [2019] ZAGPJHC 12 (22 February 2019)

*CANDIDATE: JUDGE PIETER ANDRIES MEYER*

*Better Homes Expo (Pty) Ltd v Consep Home Ideas (Pty) Ltd and Others* (48170/17)  
[2019] ZAGPJHC 5 (7 February 2019)

*Violetshelf Investments (Pty) Ltd v Chetty* (24858/18) [2019] ZAGPJHC 1 (28  
January 2019)

*Fast Track Contracting (Pty) Ltd v Constantia Insurance Company Limited and  
Others* (22474/2018) [2019] ZAGPJHC 633 (14 December 2018)

*Democratic Alliance v President of the Republic of South Africa and Others;  
Economic Freedom Fighters v State Attorney and Others* (21405/18; 29984/18)  
[2018] ZAGPPHC 836 13 December 2018

*S v Mwelase* (SH90/2005) [2008] ZAGPHC 485 (13 May 2008)

*S v Sithole* (SH843/06) [2008] ZAGPHC 479 (25 June 2008)

*S v Smith* (2007/0263) [2008] ZAGPHC 473 (12 December 2008)

*S v Mgabhi* (161/07) [2008] ZAGPHC 470 (1 December 2008)

*S v Lefutso* (253/2007) [2008] ZAGPHC 467 (29 October 2008)

*Moitseki v S* (A165/2007) [2008] ZAGPHC 466 (23 October 2008)

*S v Mambila* (SH796/03) [2008] ZAGPHC 465 (22 September 2008)

*S v Mahlangu* (SH36 5/2 007) [2008] ZAGPHC 462 (25 June 2008)

*Khoza v S* (03/27289) [2011] ZAGPHC 218 (21 November 2011)

*S v Kgosi* (27/11) [2011] ZAGPJHC 215 (27 May 2011)

*CANDIDATE: JUDGE PIETER ANDRIES MEYER*

*S v Lekwadu* (A 478) [2011] ZAGPJHC 214 (19 May 2011)

*S v Matlala* (247/2007) [2010] ZAGPJHC 172 (31 March 2010)

*S v Mkhabela* (22/2009) [2010] ZAGPJHC 171 (10 May 2010)

*S v Matlala* (247/2007) [2010] ZAGPJHC 170 (28 May 2010)

*S v S* (09/37186) [2009] ZAGPJHC 119 (18 November 2009)

*Nyembezi v S* (1458/2008) [2009] ZAGPJHC 116 (9 June 2009)

*S v Smith* (2007/0263) [2009] ZAGPJHC 107 (17 April 2009)

*S v Mahlasela* (CC97/2008) [2009] ZAGPJHC 106 (27 March 2009)

*Moreira v McLoughlin* (A377/2011) [2012] ZAGPPHC 62 (15 May 2012)

*S v Mba* (42/1955/2004) [2008] ZAGPHC 481 (1 August 2008)

*S v Ntsele* (A1/1504/05) [2008] ZAGPHC 480 (17 July 2008)

*S v Tshabalala and Others* (A1267/2006) [2008] ZAGPHC 477 (9 June 2008)

*S v Ramaisa* (SH 430/07) [2008] ZAGPHC 476 (9 June 2008)

*S v Mahlasela and Another* (CC97/2008) [2008] ZAGPHC 474 (18 December 2008)

*S v Mgaga* (43/0122/2008) [2008] ZAGPHC 469 (28 November 2008)

*S v Nkalanga and Another* (A5071/2006) [2008] ZAGPHC 460 (18 June 2008)

*S v Nkalanga and Another* (A5071/2006) [2008] ZAGPHC 459 (5 June 2008)

*CANDIDATE: JUDGE PIETER ANDRIES MEYER*

*Pretorius v Pretorius and Others* (18611/07) [2008] ZAGPHC 458 (16 February 2008)

*Khabeer v Sene and Others* (2006/56669) [2008] ZAGPHC 453 (22 August 2008)

*P and Another v S* (27515/2011) [2012] ZAGPJHC 56 (12 April 2012)

*M v Road Accident Fund* (09439/2010) [2012] ZAGPJHC 37 (12 February 2012)

*Ilisley v Lechoba and Another* (50748/10) [2011] ZAGPJHC 222 (2 December 2011)

*Preston and Another v S* (A68/2011) [2011] ZAGPJHC 221 (20 October 2011)

*Investec Bank Ltd v Welman* (25078/2011) [2011] ZAGPJHC 219 (15 December 2011)

*S v Mlombo* (CC25/2010) [2011] ZAGPJHC 212 (18 February 2011)

*Horwood v Firstrand Bank Ltd* (2010/36853) [2011] ZAGPJHC 121 (21 September 2011)

*S v Mlombo* (CC25/2010) [2010] ZAGPJHC 178 (8 November 2010)

*Matladi v Road Accident Fund* (36243/08) [2010] ZAGPJHC 173 (10 June 2010)

*S v Chirwa and Others* (SS118/2008) [2010] ZAGPJHC 169 (15 March 2010)

*S v Chirwa and Others* (SS118/2008) [2010] ZAGPJHC 168 (5 March 2010)

*Ferreira v Road Accident Fund* (29295/08) [2010] ZAGPJHC 166 (23 September 2010)

*Hamaty v Road Accident Fund* (03/8026) [2010] ZAGPJHC 162 (5 February

*CANDIDATE: JUDGE PIETER ANDRIES MEYER*

2010)

*Twala and Others v S* (A188/2009) [2009] ZAGPJHC 122 (30 April 2009)

*Zotter v Road Accident Fund* (08/15848) [2009] ZAGPJHC 117 (26 October 2009)

*S v Villet* (DH712/2009) [2009] ZAGPJHC 112 (14 October 2009)

*Molise v Road Accident Fund* (12944/07) [2009] ZAGPJHC 111 (14 October 2009)

*S v Sejane* (C1123/09) [2009] ZAGPJHC 110 (13 October 2009)

*Matsipe v Road Accident Fund* (04/29811) [2009] ZAGPJHC 108 (20 August 2009)

*Van Wyk v Road Accident Fund* (05/15893) [2009] ZAGPHC 64 (6 February 2009)

*S v Pieterse and Another* (JPV2007/0403) [2008] ZAGPHC 488 (14 February 2008)

*Sanlam Life Insurance Ltd v Sibanda* (08/13667) [2008] ZAGPHC 484 (20 August 2008)

*Kriel NOP v Road Accident Fund* (04/30915) [2008] ZAGPHC 483 (29 February 2008)

*S v Pieterse and Another* (JPV 2007/0403) [2008] ZAGPHC 478 (20 June 2008)

*Van Tonder v Road Accident Fund* (04/15865) [2008] ZAGPHC 475 (4 August 2008)

*S v Nkalanga and Another* (CC 375/07) [2008] ZAGPHC 461 (18 June 2008)

*CANDIDATE: JUDGE PIETER ANDRIES MEYER*

*Greenberg v De Preez and Another* (23302/2002) [2013] ZAGPJHC 67 (31 March 2013)

*S v Liesabon and Another* (A566/09) [2011] ZAGPJHC 216 (27 May 2011)

*S v Smith and Another* (CC18/10) [2011] ZAGPJHC 231 (4 April 2011)

*S v Smith and Another* (A566/10) [2011] ZAGPJHC 177 (4 November 2010)

*Myhill NO v Road Accident Fund* (09/30430) [2010] ZAGPJHC 174 (4 August 2010)

*Ubisse Enviro-Fill (Pty) Ltd* (08/31219) [2010] ZAGPJHC 165 (2 August 2010)

*Pillay v Minister of Safety and Security* (2004/9388) [2008] ZAGPHC 463 (2 September 2008)

*Maroga v Eskom Holdings Ltd and Others* (A5021/11) [2011] ZAGPJHC 171 (16 November 2011)

*Kilian and Others v Road Accident Fund* (06/14110) [2010] ZAGPJHC181 (14 June 2010)

*Goldberg and Another v Boshoff NO and Another* (09/53076) [2010] ZAGPJHC 164 (30 July 2010)

*S v V and Others* (2003/20813, 2007/9126) [2009] ZAGPJHC 120 (11 December 2009)

*V v V and Others* (2003/20813, 2007/9126) [2009] ZAGPJHC 114 (29 April 2009)

*Mhlango and Others v S* (A613/2008) [2009] ZAGPJHC 105 (13 March 2009)



*CANDIDATE: JUDGE PIETER ANDRIES MEYER*

*Panayiotou v Full Swigh Trading 357 CC (30929/2008) [2009] ZAGPJHC 104 (6 March 2009)*

*Clearfreight (Ply) Ltd v Pitech Sales CC (186/12) [2013] ZASCA 181 (29 November 2013)*

*Mostert NO v Wi Capitall (Ply) Ltd and Others (05/14894) [2008] ZAGPHC 472 (5 December 2008)*

*Van der Westhuizen v Hollard Life Assurance Company Ltd (06/21491) [2008] ZAGPJHC 457 (10 December 2008)*

*Oberholzer and Others v Body Corporate of Nahoon-San Martinho (07/16806) [2008] ZAGPHC 455 (18 November 2008)*

*Carrim v Premier of the Gauteng Province and Another (04/12338) ZAGPHC 454 (7 November 2008)*

*Lombard Insurance Company Ltd v Firstrand Bank Ltd and Others (09/35913) [2011] ZAGPJHC 211 (8 February 2011)*

*Daltron Forge (Pty) Ltd v Etana Insurance Company Ltd (2011/35677) [2011] ZAGPJHC 129 (3 October 2011)*

*Director of Public Prosecutions v Holzen No and Radovan Krejcir (28126/07) [2010] ZAGPJHC 129 (1 September 2010)*

*Gearhouse South Africa (Ply) Ltd v Nqulo and Another (2006/8373) [2010] ZAGPJHC 163 (18 June 2010)*

*B and Another v B (1592/2010) ZAGPJHC 159 (20 January 2010)*

*CANDIDATE: JUDGE PIETER ANDRIES MEYER*

*Electro-Motive Sibanye Joint Venture v Transnet Ltd and Others* (2009/3994) [2009]  
ZAGPJHC 113 (11 March 2009)

*Marvanic Developments (Pty) Ltd v Minister of Safety and Security* (06/21636)  
[2009] ZAGPJHC 109 (10 October 2009)

*Levitan v Mopana Properties 69 and Others* (09/46494) [2009] ZAGPJHC 103 (10  
December 2009)

*Premier of the Gauteng Province v Carrim and Another* (04/12338) [2009]  
ZAGPJHC 98 (1 April 2009)

*Copper Cobalt Development Ltd v Thermo Fisher Scientific (Johannesburg) (Pty)  
Ltd* (07/2743) [2008] ZAGPHC 464 (8 September 2008)

*ABSA Bank Ltd v Innovent Rental and Asset Management Solutions (Pty) Ltd*  
(14073/2010) [2011] ZAGPJHC 209 (1 September 2011)

*Trans Hex Group Ltd v Matsapa Trading 609 CC NO and Others* (09/42044) [2010]  
ZAGPJHC 179 (10 December 2010)

*SP &C Catering Investments (Pty) Ltd v Da Cruz and Others* (2010/09079) [2010]  
ZAGPJHC 176 (22 September 2010)

*South African Municipal Workers Union National Provident Fund v City of  
Johannesburg and Others* (08/3523) [2008] ZAGPJHC 471 (3 December 2008)

*Baron Izikhwepha Security Services (Pty) Ltd v Johannesburg Metropolitan Bus  
Service (Pty) Ltd* (05/4557) [2008] ZAGPJHC 456 (3 December 2008)

*CANDIDATE: JUDGE PIETER ANDRIES MEYER*

*Eleanor Mary Duncan t/a Inyati Financial Services v Bensure Financial Consultants (Pty) Ltd (A5060/10) [2012] ZAGPJHC 40 (24 February 2012)*

*Excellent Petroleum (Pty) Ltd v Synchrony Logistics (Pty) Ltd t/a Imperial Bulk Services (2008/32155) [2011] ZAGPJHC 2010 (8 September 2011)*

*Excellent Petroleum (Pty) Ltd v Synchrony Logistics (Pty) Ltd t/a Imperial Bulk Services (09/35913) [2011] ZAGPJHC 208 (16 May 2011)*

*Luxottica South Africa (Pty) Ltd v Stanley Building Investments (Pty) Ltd and Another (20303/10, 20304/10) [2010] ZAGPJHC 175 (10 September 2010)*

*First Realty (Randburg) CC t/a Chas Everitt International Property Group v Hugo (2006/26060) [2009] ZAGPJHC 99 (20 October 2009)*

*Spencer and Others v Memani and Another (675/2012) [2013] ZASCA146 (1 October 2013)*

*Sandvik Mining and Construction RSA (Pty) Ltd v South African Wetland Rehabilitation (Association Incorporated Under Section 21) (07/14045) [2008] ZAGPHC 468 (7 November 2008)*

*Solenta Aviation (Pty) Ltd v Aviation Work (Pty) Ltd (754/2012) [2013] ZASCA 103 (12 September 2013)*

*Topham v MEC for the Department of Health, Mpumalanga (351/2012) [2013] ZASCA 65 (27 May 2013)*

*Firststrand Bank Ltd v Powell, Firststrand Bank Ltd v Nsele and Another, Firststrand Bank Ltd v Herbst and Another (2011/9130, 2011/20765, 2011/31969) [2012] ZAGPJHC 20 (6 March 2012)*

*CANDIDATE: JUDGE PIETER ANDRIES MEYER*

*King Civil Engineering Contractors (Pty) Ltd and Another v Member of the Executive Council for the Department of Transport, Roads and Works of Gauteng Provincial Government and Others* (2009/12600) [2009] ZAGPJHC 102 (2 April 2009)

*Metlika Trading Ltd v Commissioner for the South African Revenue Services* (24997/2011) [2012] ZAGPPHC 360 (20 July 2012)

*Chemical, Energy, Paper, Printing, Wood and Allied Workers Union and Another v Shongwe and Others* (49285/09) [2009] ZAGPJHC 127 (15 December 2009)

*Denmyr Body Corporate v Van Den Bos* (52828/09) [2010] ZAGPJHC 189 (1 October 2010)

*Brad Anassis T/A Bikefin Honda v President of MSA National Court of Appeal No 151 and Others* (48254/2011) [2013] ZAGPJHC 300 (20 March 2013)

*Firststrand Bank Ltd v Arbour Village (Pty) Ltd and Eii Holdings (Pty) Ltd v Arbour Village (Pty) Ltd* (2011/6253) [2013] ZAGPPHC 467 (8 August 2013)

*Smith v Road Accident Fund* (33463/2010) [2012] ZAGPJHC 302 (13 February 2013)

*Mashiloane v Road Accident Fund* (09349/2010) [2012] ZAGPJHC 295 (27 February 2012)

*Two Pedestrians Mining CC v Exxaro NBC Coal* (25392/2011) [2013] ZAGPPHC 466 (12 February 2013)

*Red Ant (Pty) Ltd v Mogale City Municipality and Others* (16813/2012) [2013] ZAGPJHC 301 (22 March 2013)

*CANDIDATE: JUDGE PIETER ANDRIES MEYER*

*Stabilpave (Pty) Ltd v South African Revenue Services (615/12) [2013] ZASCA 128*  
(26 September 2013)

*S v Ladodana (27/2014 [2014] ZAGPJHC 110 (30 April 2014)*

*JE v NM (38571/2013) [2014] ZAGPJHC 175 (20 June 2014)*

*M & E Tools v Dave Sheer Gunsmithing and Firearms Exchange CC (70131/2011)*  
[2014] ZAGPPHC 733 (6 September 2014)

*Dwenga and Others v Surgeon-General of the South African Military Health*  
*Services and others (40844/2013) [2014] ZAGPPHC 727 (26 September 2014)*

*Murgatroyd v Van den Heever NO and Others (20456/2014) [2014] ZAGPJHC 142*  
(29 July 2014)

*Moodley v On Digital Media (Pty) LTD and Others (20456/2014) [2014] ZAGPJHC*  
137 (11 July 2014)

*Bellet Industries CC t/a Bellet Cellular v MTN Service Provider (Pty) Ltd (936/2013)*  
[2014] ZASCA 181 (24 November 2014)

*Mahlamuza and Another v S (20288/14) [2014] ZASCA 213 (1 December 2014)*

*Glynden Props 21 (Pty) Ltd v Powell Boswell & Associates and Others (13620/2013)*  
[2015] ZAGPJHC 8 (27 January 2015)

*Firststrand Bank v Kona & another (20003/2014) [2015] ZASCA 11 (13 March 2015)*

*Mahano v Road Accident Fund (20008(2014) [2015] ZASCA 23 (23 March 2015)*

*Kilburn v Turning Fork (Pty) Ltd [2015] ZASCA 53 (27 March 2015)*

*CANDIDATE: JUDGE PIETER ANDRIES MEYER*

*Ndwambi v The State* (611/2013) [2015] ZASCA 59 (31 March 2015)

*Miles Plant Hire v Commissioner SARS* (20430/2014) [2015] ZASCA 98 (1 June 2015)

*Smith v Absa Bank Ltd* (A892/2014) [2015] ZAGPPHC 486 (1 July 2015)

*Masstores (Proprietary) Limited v South African Broadcasting Corporation Limited* (A5071/2014, 3294/2012) [2015] ZAGPJHC 192 (31 August 2015)

*Erstwhile Tenants of Williston Court and Another v Lewray Investments (Pty) Ltd and Another* (17119/15) [2015] ZAGPJHC 233 (10 September 2015)

*Msimanga v Minister of Police* (10932/13) [2015] ZAGPJHC 101 (15 September 2015)

*Siebels Hard Asset Fund Limited v Pouroulis* (44754/14) [2015] 247 (28 October 2015)

*Getsoft CC v Post Paid Company (Pty) Ltd; Neosoft CC v Post Paid Company (Pty) Ltd; Conycare (Pty) Ltd v Post Paid Company (Pty) Ltd* (36983/14, 11803/14, 14021/14, 4180/14) [2015] ZAGPJHC 297 (6 November 2015)

*Bhima v Minister of Police* (A557/2014) [2015] ZAGPPHC 678 (27 November 2015)

*Moeng v S* (A350/2014) [2015] ZAGPJHC 1044 (11 December 2015)

*Firststrand Bank Limited t/a First National Bank v Sentio Building (Pty) Limited* (36162/13) [2016] ZAGPJHC 377 (1 April 2016)

*Komana v S* (A559/2015) [2016] ZAGPJHC 378 (22 April 2016)

*CANDIDATE: JUDGE PIETER ANDRIES MEYER*

*Micro Finance South Africa v Minister of Trade and Industry and Another*  
(16746/2016) [2016] ZAGPPHC 332 (5 May 2016)

*De Beer v Absa Bank Ltd* (25071/2012) [2016] ZAGPPHC 325 (6 May 2016)

*Heart Rate Properties CC v Wynstar* (2015/11210) [2016] ZAGPJHC 376 (24 May  
2016)

*Fletcher and Another v Zeag SA (Pty) Limited* (A5028/2015) [2016] ZAGPJHC 375  
(24 June 2016)

*Makgosi Properties (Pty) Limited v Fichard NO and Others* (24249/2015) [2016]  
ZAGPJHC 374 (13 July 2016)

*Unlocked Properties 4 (Pty) Limited v A Commercial Properties CC* (18549/2015)  
[2016] ZAGPJHC 373 (29 July 2016)

*Attieh v Commissioner for the South African Revenue Service* (A5024/2015) [2016]  
ZAGPJHC 371 (11 August 2016)

*Sithole v S* (A92/2016) [2016] ZAGPJHC 372 (11 August 2016)

*Tri-Star Construction (Pty) Limited v Mehboob Adam Parrow (Pty) Limited*  
(27918/2016) [2016] ZAGPJHC 383 (19 August 2016)

*Nilgra Flats CC v Central Country Lodge CC and Another* (26980/2016) [2016]  
ZAGPJHC 384 (19 August 2016)

*Zilwa v Industrial Development Corporation of South Africa* (9719/2013) [2016]  
ZAGPJHC 382 (14 October 2016)

*Tauetswala v S* (A154/2016) [2016] ZAGPJHC 381 (3 November 2016)

*CANDIDATE: JUDGE PIETER ANDRIES MEYER*

*Astral Operations Limited v Ekurhuleni Metropolitan Municipality and Another*  
(39702/2016) [2016] ZAGPJHC 380 (18 November 2016)

*Obaba v S* (A339/2015) [2016] ZAGPJHC 379 (8 December 2016)

*DeFries v Independent Regulatory Board for Auditors and Others* (46856/13) [2016]  
ZAGPJHC 352 (23 December 2016)

*Haribhai v Da Silva NO and Others* (95806/2015) [2017] ZAGPPHC 89 (3 March  
2017)

*PM obo TM v MEC for Health, Gauteng Provincial Government* (A5093/2014)  
[2017] ZAGPJHC 346 (7 March 2017)

*Grand Aviation (Pty) Ltd v Bray* (A5043/2015) [2017] ZAGPJHC 345 (24 March  
2017)

*Ekurhuleni Metropolitan Municipality v Grandbridge Trading 74 (Pty) Ltd and  
Others* (40502/2014) [2017] ZAGPJHC 344 (28 March 2017)

*Bhengu and Others v G4S Cash Solutions (SA) (Pty) Ltd* (34196/2014) [2017]  
ZAGPPFIC 355 (28 March 2017)

*Malesela Taihan Electric Cable (Pty) Ltd v Fidelity Security Services (Pty) Ltd*  
(17193/2014) [2017] ZAGPJHC 341 (18 April 2017)

*Kennedy v Oasys Innovations (Pty) Ltd and Another* (21826/2015) [2017]  
ZAGPJHC 331 (19 April 2017)

*Jacobs v S* (A02/2017) [2017] ZAGPPHC 725 (3 May 2017)



*CANDIDATE: JUDGE PIETER ANDRIES MEYER*

*Central Bridge Trading 333 CC v Extreme Motion Marketing CC; In re: Extreme Motion Marketing CC v Central Bridge Trading 333 CC (A18075/16) [2017] ZAGPJHC 334 (17 June 2017)*

*Gainsford NO and Others v Sasol Chemical Industries (Pty) Limited (24803/2015) [2017] ZAGPJHC 333 (5 August 2017)*

*Cook v Morrison and Another (A5058/16) [2017] ZAGPJHC 330 (18 August 2017)*

*Nkomo and Others v S (A103/2017) [2017] ZAGPJHC 329 (19 September 2017)*

*Mbuyane Communal Property Association v Sibiya NO and Others (45865/2014) [2017] ZAGPPHC 724 (2 October 2017)*

*United Manganese of Kalahari (Proprietary) Limited v Commissioner for the South African Revenue Service (74158/2016) [2017] ZAGPPHC 628 (3 October 2017)*

*Allen and Another v Kirkinis (20428/2014) [2017] ZAGPJHC 327 (10 October 2017)*

*Dorfman and Another v Kimberley House Jewellers (Pty) Ltd and Another (19253/2016) [2017] ZAGPJHC 328 (10 October 2017)*

*Anders v Road Accident Fund (70826/2011) [2017] ZAGPPHC 164 (14 October 2017)*

*Hlano Investments (Pty) Ltd v Investec Bank Limited (31648/2016) [2017] ZAGPJHC 326 (1 November 2017)*

*CANDIDATE: JUDGE PIETER ANDRIES MEYER*

*Member of the Executive Council for Local Government, Environmental Affairs and Development Planning, Western Cape and Another v Plotz NO and Another (495/2017) [2017] ZASCA 175 (1 December 2017)*

*Gauteng Province Driving School v Amaryllis Investment (Pty) Ltd and Another (A364/2010) [2012] ZAGPPHC 124 (22 June 2012)*

*AG v S (A534/2013) [2014] ZAGPPHC 784 (18 August 2014)*

**Judgments upheld on appeal**

*Red Ant (Pty) Ltd v Mogale City Municipality and Others (16813/2012) [2013] ZAGRJHC 301 (22 March 2013)*

*Atlantis Industries v PepsiCo Inc. (A479/2014) [2016] ZAGPPHC 514 (26 May 2016)*

**Judgments overturned on appeal**

*Dorbyl Light & General Engineering (Pty) Ltd v Insamcor 2006 JDR 29 (W)*

*Lombard Insurance Company Ltd v Firstrand Bank Ltd and Others (09/35913) [2011] ZAGRJHC 211 (8 February 2011)*