

CANDIDATE: JUDGE XOLA MLUNGISI PETSE

APPLICANT: JUDGE XOLA MLUNGISI PETSE

**COURT FOR WHICH APPLICANT APPLIES: DEPUTY PRESIDENT OF
THE SUPREME COURT OF APPEAL**

1 The candidate's appropriate qualifications

1.1 The candidate holds the following qualifications:

1.1.1 B Proc University of Fort Hare 1978; and

1.1.2 LLB University of Natal 1989.

1.2 The candidate is appropriately qualified.

2 Whether the candidate is a fit and proper person

2.1 The Candidate has been a judge since 2005 and has been sitting in the Supreme Court of Appeal since 2012. No adverse information was received. There is therefore no reason to believe that the candidate is not a fit and proper person.

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

3.1 The president of the SCA is currently a black woman. There is therefore no reason why a black male should not be appointed as deputy President.

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

5 The candidate has delivered judgments in a multitude of legal disciplines as evidenced from an analysis of his judgments attached hereto. The candidate's commitment to the values of the Constitution

5.1 The candidate has on a number of occasions adhered to the values of the Constitution in declaring statutes constitutionally invalid.

6 Whether any judgments have been overturned on appeal

6.1 The candidate sits on the bench of the Appeal Court. Only 3 judgments could be sourced that was overturned on Appeal.

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

7.1 The candidate progressed from a clerk in the Department of Justice to Legal Assistant before entering the Attorneys Profession after completing his articles of clerkship. He practiced as an attorney for 23 years before being elevated to the Provincial Bench after acting stints over a period of 7 years. After serving on the Provincial Bench for 7 years he was elevated to the Appeal Court bench after acting stints over a period of 2 years. He has also sat as an acting judge in the Constitutional Court.

8 The candidate's linguistic and communication skills

8.1 The judgments of the candidate surveyed indicate an elegant and accurate use of language, though not overly formalistic.

9 The candidate's ability to produce judgments promptly

9.1 The time taken to deliver judgments is indicated in the analysis indicates that the average time to deliver a judgment is 30 days which is an acceptable standard.

10 The candidate's fairness and impartiality

10.1 No adverse reports or comments have been received. A survey of the candidate's judgements indicates objectivity beyond reproach.

11 The candidate's independent mindedness

11.1 The candidate's judgments indicate an even handedness and conscientious independent mindedness.

12 The candidate's ability to conduct court proceedings

12.1 The candidate has consistently excelled in the execution of his judicial duties and has displayed excellent judicial temperament in conducting hearings.

13 The candidate's administrative ability

13.1 The candidate has acted in numerous administrative and leadership capacities during his tenure as a judge and practising attorney. No adverse comments have been received in this regard

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14 The candidate's reputation for integrity and ethical behaviour

14.1 The candidate continues to display the requisite high standard of integrity and ethical behaviour.

15 The candidate's judicial temperament

15.1 No adverse comments have been received about the candidate's judicial temperament.

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

16.1 The candidate has been involved in his local parish for the past 16 odd years. Judgments surveyed indicate sensitivity towards the role of human rights in the upliftment and empowering of society.

17 The candidate's potential

17.1 The candidate has had a unblemished career as a judge in the SCA. His appointment as the deputy president will be a confirmation of his commitment to hard work, efficiency and proper administration of justice demonstrated over a prolonged period of time

18 The message that the candidate's appointment would sent to the community at large

18.1 The candidate is a role model, not only within the judiciary but also in society at large.

ANNEXURE: LIST OF JUDGMENTS CONSIDERED

Reported decisions

Hattingh v S (20099/2014) [2015] ZASCA 84 (28 May 2015)

Mulaudzi v S (768/2015) [2016] ZASCA 70 (20 May 2016)

Shange v S (613/2016) [2017] ZASCA 51 (2 May 2017)

Tshakwata and Another v S (522/13) [2014] ZASCA 45 (31 March 2014)

Mulovhedzi v S (257/13) [2013] ZASCA 201 (2 December 2013)

Pillay v S (453/15) [2016] ZASCA 26 (18 March 2016)

Montsho v S (20572/2014) [2015] ZASCA 187 (27 November 2015)

Nemavhola v S (45/13) [2013] ZASCA 81 (30 May 2013)

Karrim v S (480/2008) [2011] ZASCA 230 (30 November 2011)

Mudau and Another v S (1148/2016) [2017] ZASCA 34 (29 March 2017)

Dipholo v The State (094/2015) [2015] ZASCA 120 (16 September 2015)

Mudzanani v S (179/13) [2013] ZASCA 170 (26 November 2013)

Mkhize v S (741/11) [2012] ZASCA 74 (25 May 2012)

Gilbert v S (065/11) [2011] ZASCA 185 (30 September 2011)

Frieslaar NO and Others v Ackerman and Another (1242/2016) [2018] ZASCA 3
(2 February 2018)

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Bakane v S (1180/2016) [2017] ZASCA 182 (5 December 2017)

Director of Public Prosecutions, Limpopo v Mokgotho (068/2017) [2017] ZASCA 159 (24 November 2017)

Umude and Others v S (148/2017) [2017] ZASCA 150 (21 November 2017)

Minister of Safety and Security v Magagula (991/2016) [2017] ZASCA 103 (6 September 2017)

Karpovska v S (1396/2016) [2017] ZASCA 101 (24 August 2017)

Mphala v Road Accident Fund (698/16) [2017] ZASCA 76 (1 June 2017)

Notshokovu v S (157/15) [2016] ZASCA 112 (7 September 2016)

Lelaka v The State (409/2015) [2015] ZASCA 169 (26 November 2015)

Dominick v Nedbank Limited (20463/14) [2015] ZASCA 160 (13 November 2015)

S v Kwanape 2014 (1) SACR 405 (SCA)

Kgantsi v S (732/2011) [2012] ZASCA 76 (25 May 2012)

Jacobs and Others v S [2019] ZACC 4 (14 February 2019)

Mahlangu and Another v Mahlangu and Others [2017] ZASCA 81

Mthimkhulu v S 2013 (2) SACR 89 (SCA) (4 April 2013)

Hangar and Others v Robertson (211/2015) [2016] ZASCA 102 (10 June 2016)

Geldenhuys NO and Others v Daniels (20848/2014) [2016] ZASCA 45 (31 March 2016)

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Mojapelo and Another v S (574/2014) [2016] ZASCA 22 (8 March 2016)

Duze v State (272/15) [2015] ZASCA 170 (26 November 2015)

Bosielo and Others v S (71/13) [2013] ZASCA 133 (27 September 2013)

Managa and Others v S (118/13) [2013] ZASCA 121 (20 September 2013)

Ramafamba v Score Supermarkets (Pty) Ltd (517/2012) [2012] ZASCA 162 (19 November 2012)

Mmboi and Another v S (167/12) [2012] ZASCA 142 (28 September 2012)

Motsisi v S (513/11) [2012] ZASCA 59 (2 April 2012)

Thwala v S (679/2011) [2012] ZASCA 46 (29 March 2012)

Pitzer v Eskom (336/11) [2012] ZASCA 44 (29 March 2012)

Pillay v S (570/11) [2012] ZASCA 43 (29 March 2012)

Zondo v S (541/11) [2012] ZASCA 27 (28 March 2012)

S v Cloete (317/11) [2012] ZASCA 2 (2 March 2012)

Furlong v S 2012 (2) SACR 620 (SCA)

S v Romer 2011 (2) SACR 153 (SCA)

Investec Bank Limited v Erf 436 Elandspoort (Pty) Limited and Others (1029/2016)
[2017] ZASCA 128 (29 September 2017)

Director of Public Prosecutions, Gauteng v Grobler 2017 (2) SACR 132 (SCA)

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Media 24 Limited t.a Daily Sun and Another v Du Plessis (127/2016) [2017] ZASCA 33 (29 March 2017)

Phasha and Others v Minister of Police (70/2016) [2017] ZASCA 6 (10 March 2017)

Ndaba v Ndaba 2017 (1) SA 342 (SCA)

Joest (Pty) Ltd v Jost GmbH and Others (319/2015, 324/2015) [2016] ZASCA 110 (1 September 2016)

National Tertiary Retirement Fund v Mokadi and Another (419/2015) [2016] ZASCA 92 (1 June 2016)

Merial and Others v Cipla Vet (Pty) Ltd (20772/2014) [2016] ZASCA 57 (1 April 2016)

Feedpro Animal Nutrition (Pty) Ltd v Nienaber NO and Another (20866/2014) [2016] ZASCA 32 (23 March 2016)

Nurcha Finance Company (Pty) Ltd v Oudtshoorn Municipality (20821/2014) [2016] ZASCA 28 (23 March 2016)

Mbaba v Mbaba and Others (474/2012) [2013] ZASCA 137 (27 September 2013)

MedX (Randburg)(Pty) Ltd v Branfield (676/2012) [2013] ZASCA 113 (18 September 2013)

CShell 271 (Pty) Ltd v Oudtshoorn Municipality (481/2012) [2013] ZASCA 62 (24 May 2013)

Nevhotalu v S (692/12) [2013] ZASCA 44 (28 March 2013)

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Adidas AG and Another v Pepkor Retail Ltd (187/12) [2013] ZASCA 3 (28 February 2013)

Chauke and Another v S (70/12) [2012] ZASCA 143 (28 September 2012)

Mapule v S (817/11) [2012] ZASCA 80 (30 May 2012)

Long and Another v Jacobs (145/11) [2012] ZASCA 58 (2 April 2012)

Stander v S 2012 (1) SACR 537 (SCA)

Director of Public Prosecutions v Phillips 2013 (1) SACR 107 (SCA)

Mthembu v S 2012 (1) SACR 517 (SCA)

Pillay v S 2011 (2) SACR 409 (SCA)

HMI Healthcare Corporation (Pty) Limited v Medshield Medical Scheme and Others [2017] ZASCA 160

Goosen and Others v Mont Chevaux Trust (148/2015) [2017] ZASCA 89 (6 June 2017)

Slabbert v MEC for Health and Social Development of Gauteng Provincial Government (432/2016) [2016] ZASCA 157 (3 October 2016)

Law Society of the Northern Province v Le Roux (185/2015) [2015] ZASCA 168 (26 November 2015)

Muldersdrift Sustainable Development Forum v Council of Mogale City (20424/2014) [2015] ZASCA 118 (11 September 2015)

Pithey v Road Accident Fund 2014 (4) SA 112 (SCA)

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M v M and Others 2014 (4) SA 575 (SCA)

Kruger v S 2014 (1) SACR 647 (SCA)

De Haas v Fromentin and Others 2013 (6) SA 621 (SCA)

Nedzamba v S 2013 (2) SACR 333 (SCA)

Lykes Lines Ltd, LCC v Vereeniging Meat Packers (Pty) Ltd (279/2012) [2013]
ZASCA 18 (20 March 2013)

Telkom SA Ltd v ZTE Mzanzi (Pty) Ltd and Others (383/12) [2013] ZASCA 14 (18
March 2013)

Minister of Safety and Security and Others v Ndlovu 2013 (1) SACR 339 (SCA)

Emilel Investments (Pty) Ltd v Silvestri and Others (080/2012) [2012] ZASCA 181
(29 November 2012)

Khula Enterprise Finance Ltd v Geldenhuys and Another (745/11) [2012] ZASCA
165 (21 November 2012)

Firststrand Bank Ltd v Venter (829/11) [2012] ZASCA 117 (14 September 2012)

Minnies and Others v S 2012 (2) SACR 386 (SCA)

MEC for Education: Mpumalanga v Skhosana (523/11) [2012] ZASCA 63 (17 May
2012)

Rademan v Moqhaka Municipality and Others 2012 (2) SA 387 (SCA)

White v City of Cape Town (918/10) [2011] ZASCA 212 (29 November 2011)

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Grey Global Group Inc v Khumalo and Another (725/10) [2011] ZASCA 160 (28 September 2011)

Emfuleni Resorts (Pty) Ltd v Mazizini Community and Others (655/2010) [2011] ZASCA 139 (23 September 2011)

Nkosi and Another v S 2011 (2) SACR 482 (SCA)

Ruta v Minister of Home Affairs (CCT02/18) [2018] ZACC 52 (20 December 2018)

Stedall and Another v Aspeling and Another 2018 (2) SA 75 (SCA)

Smyth and Others v Investec Bank Limited and Another 2018 (1) SA 494 (SCA)

Loch Logan Waterfront (Pty) Limited and Another v Bentel Associates International (Pty) Ltd Limited (147/2015) [2017] ZASCA 135 (29 September 2017)

P A Pearson (Proprietary) Limited v eThekweni Municipality and Others 2017 (6) SA 82 (SCA)

Minister of Safety and Security v Augustine and Others 2017 (2) SACR 332 (SCA)

Deez Realtors CC t/a Firzt Realty Company and Others v South African Securitisation Program (Pty) Limited and Others (175/2016) [2016] ZASCA 194 (2 December 2016)

Naidoo v Minister of Police 2016 (1) SACR 468 (SCA)

Casey and Another v Firststrand Bank Ltd 2014 (2) SA 374 (SCA)

Ngqukumba v Minister of Safety & Security and Others 2013 (2) SACR 381 (SCA)

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Tristar Investments (Pty) Ltd v The Chemical Industries National Provident Fund
(455/12) [2013] ZASCA 59 (16 May 2013)

BHP Billiton PLC Inc and Another v De Lange and Others [2013] 2 All SA 523
(SCA)

Ingonyama Trust v Ethekewini Municipality 2013 (1) SA 564 (SCA)

Burger & Wallace Construction (Pty) Ltd v Ballprop Ten (Pty) Ltd (406/10) [2011]
ZASCA 136 (23 September 2011)

Eedenprop (Pty) Ltd v Kouga Municipality [2011] 4 All SA 121 (SCA)

S v Boekhoud (2011 (2) SACR 124 (SCA)) [2011] ZASCA 48; 522/10 (30 March
2011)

McDonald v Young 2012 (3) SA 1 (SCA)

*Volkswagen South Africa (Pty) Ltd v Commissioner for the South African Revenue
Service* [2018] 1 All SA 716 (SCA)

Westminster Tobacco (Pty) Ltd v Philip Morris Products S.A. and Others [2017] 2
All SA 389 (SCA)

Hohne v Super Store Mining (Pty) Ltd 2017 (3) SA 45 (SCA)

Bonitas Medical Fund v The Council for Medical Schemes and Another [2016] 4
All SA 684 (SCA)

*Dobsa Services CC v Dlamini Advisory Services (Pty) Ltd and Another; Dlamini
Advisory Services (Pty) Ltd and Another v Dobsa Services CC* (050/2016)
[2016] ZASCA 131 (28 September 2016)

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Registrar of Pension Funds v British American Tobacco Pension Fund and Others
[2016] 4 All SA 812 (SCA)

Blue Chip 2 (Pty) Ltd t/a Blue Chip 49 v Ryneveldt and Others 2016 (6) SA 102
(SCA)

Lucky Star Ltd v Lucky Brands (Pty) Ltd and Others 2017 (2) SA 588 (SCA)

Chairperson of the Nation Council of Provinces v Malema 2016 (5) SA 335 (SCA)

Goqwana v Minister of Safety NO & Others 2016 (1) SACR 384 (SCA)

Merck Sharpe Dohme Group v Cipla Agrimed (Pty) Ltd 2016 (3) SA 22 (SCA)

Non-Detonating Solutions (Pty) Ltd v Durie 2016 (3) SA 445 (SCA)

ABSA Bank Limited v Mahomed and Another [2014] 2 All SA 1 (SCA)

CA Focus CC v Village Freezer t/a Ashmel Spar 2013 (6) SA 549 (SCA)

Competition Commission v Yara (South Africa) (Pty) Ltd and Others 2013 (6) SA
404 (SCA)

Eskom Holdings Soc Ltd v Hitachi Power Africa (Pty) Ltd and Another (139/2013)
[2013] ZASCA 101 (12 September 2013)

Grancy Property Ltd v Manala and Others 2015 (3) SA 313 (SCA)

Mashike and Ross NNO and Another v Senwesbel Ltd [2013] 3 All SA 20 (SCA)

*Emalahleni Local Municipality and Another v Propark Association and
Another*[2013] 1 All SA 277 (SCA)

National Commissioner of Police and Another v Coetzee 2013 (1) SACR 358 (SCA)

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Law Society of the Northern Provinces v Dube [2012] 4 All SA 251 (SCA)

Du Plooy and Another v Du Plooy and Others [2012] 4 All SA 239 (SCA)

MEC for Education, KZN v Shange 2012 (5) SA 313 (SCA)

Lekup Prop Co No 4 (Pty) Ltd v Wright 2012 (5) SA 246 (SCA)

Bonugli and Another v Standard Bank of South Africa Ltd 2012 (5) SA 202 (SCA)

TEB Properties CC v MEC, Department of Health and Social Development, North West [2012] 1 All SA 479 (SCA)

Council for Medical Schemes and Another v Selfmed Medical Scheme and Another [2011] ZASCA 207 (25 November 2011)

Clear Enterprises (Pty) Ltd v Commissioner for South African Revenue Services and Others (757/10) [2011] ZASCA 164 (29 September 2011)

Law Society of the Northern Provinces v Mabando[2011] 4 All SA 238 (SCA)

Netshituka v Netshituka and Others [2011] 4 All SA 63 (SCA)

Mahlangu and Another v S (2011 (2) SACR 164 (SCA)

Cloete and Another v S; Sekgala v Nedbank Limited (CCT324/17; CCT63/18) [2019] ZACC 6 (19 February 2019)

Competition Commission of South Africa v Hosken Consolidated Investments Limited and Another (CCT296/17) [2019] ZACC 2 (1 February 2019)

Mulowayi and Others v Minister of Home Affairs and Another (CCT249/18) [2019] ZACC 1 (29 January 2019)

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Mkhize NO v Premier of the Province of KwaZulu-Natal and Others (CCT285/17)
[2018] ZACC 202 (6 December 2018)

Electoral Commission of South Africa v Speaker of the National Assembly and Others (CCT55/16) [2018] ZACC 46 (22 November 2018)

Mlungwana and Others v S and Another 2019 (1) BCLR 88 (CC)

eThekweni Municipality v Mounthaven (Pty) Limited 2019 (2) BCLR 236 (CC)

Tarr v S 2019 (1) BCLR 151 (CC)

Thwala v S 2019 (1) BCLR 156 (CC)

Transalloys (Pty) Ltd v Mineral-Loy (Pty) Ltd (781/2016) [2017] ZASCA 95 (15 June 2017)

National Society for the Prevention of Cruelty to Animals v Minister of Justice and Constitutional Development 2016 (1) SACR 308 (SCA)

De Villiers v S [2015] 4 All SA 268 (SCA)

Dean of the Law Faculty of the University of North West and Others v Masisi 2014 (6) SA 61 (SCA)

Mettenheimer and Another v Zonquasdrijf Vineyards CC and Others [2014] 1 All SA 645 (SCA)

Knox D'Arcy AG and Another v Land and Agricultural Development Bank of South Africa [2013] 3 All SA 404 (SCA)

Arendsnes Sweefspoor CC v Botha 2013 (5) SA 399 (SCA)

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Dulce Vita CC v van Coller and Others [2013] 2 All SA 646 (SCA)

Trustees of the Insolvent Estate of Whitehead v Dumas and Another 2013 (3) SA 331 (SCA)

Absa Technology Finance Solutions (Pty) Ltd v Michaela's Bid a House CC and Another 2013 (3) SA 426 (SCA)

Transman (Pty) Ltd v South African Post Office Ltd and another [2013] 1 All SA 78 (SCA)

Paixao and Another v Road Accident Fund 2012 (6) SA 377 (SCA)

Enviroserv Waste Management (Pty) Ltd v Wasteman Group (Pty) Ltd and Others [2012] 3 All SA 386 (SCA)

Visser v Mopani District Municipality and Others (2012) 33 ILJ 321 (SCA)

Diggers Development (Pty) Ltd v City of Matlosana and Others [2012] 1 All SA 428 (SCA)

Majola v Nitro Securitisation 1 (Pty) Ltd [2012] 1 All SA 628 (SCA)

Polonyfis v Minister of Police and Others 2012 (1) SACR 57 (SCA)

Aquila Steel (S Africa) (Pty) Limited v Minister of Mineral Resources and Others (CCT08/18) [2019] ZACC 5 (15 February 2019)

Stokwe v Member of the Executive Council: Department of Education, Eastern Cape and Others (CCT33/18) [2019] ZACC 3 (7 February 2019)

Mkhize NO v Premier of the Province of KwaZulu-Natal and Others (CCT285/17) [2018] ZACC 50 (6 December 2018)

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South African Commercial, Catering and Allied Workers Union and Others v Woolworths (Pty) Limited (2019) 40 ILJ 87 (CC)

Maledu and Others v Itereleng Bakgatla Mineral Resources (Pty) Limited and Another 2019 (1) BCLR 53 (CC)

Airports Company South Africa v Big Five Duty Free (Pty) Limited and Others 2019 (2) BCLR 165 (CC)

Morudi and Others v NC Housing Services and Development Co Limited and Others 2019 (2) BCLR 261 (CC)

Minister of Safety and Security v South African Hunters and Game Conservation Association 2018 (2) SACR 164 (CC)

Aon South Africa (Pty) Ltd v Van den Heever NO and Others 2018 (6) SA 38 (SCA)

Shoprite Checkers (Pty) Ltd v Member of the Executive Council for Economic Development, Tourism and Environmental Affairs: KwaZulu-Natal and Others [2017] 1 All SA 429 (SCA)

South African National Roads Agency Limited v City of Cape Town 2017 (1) SA 468 (SCA)

Westinghouse Electric Belgium Societe Anonyme v Eskom Holdings (Soc) Ltd and Another 2016 (3) SA 1 (SCA)

Minister of Basic Education v Basic Education for All 2016 (4) SA 63 (SCA)

Motor Industry Staff Association v Macun NO & Others 2016 (5) SA 76 (SCA)

President of South Africa and Others v Reinecke (2014) 35 ILJ 1485 (SCA)

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Quartermark Investments (Pty) Ltd v Mkhwanazi and Another 2014 (3) SA 96 (SCA)

Opposition to Urban Tolling Alliance and Others v The South African National Roads Agency Ltd and Others [2013] 4 All SA 639 (SCA)

South African National Road Agency Ltd v The Toll Collect Consortium and Another 2013 (6) SA 356 (SCA)

City of Tshwane v Marius Blom & GC Germishuizen Inc and Another 2014 (1) SA 341 (SCA)

Provincial Commissioner, Gauteng South African Police Services and Another v Mnguni (2013) 34 ILJ 1107 (SCA)

Adcock Ingram Intellectual Property (Pty) Ltd and Another v Cipla Medpro (Pty) Ltd and Another [2012] 3 All SA 1 (SCA)

Phillips v South African Reserve Bank and Others 2013 (6) SA 450 (SCA)

Gutsche Family Investments (Pty) Ltd and Others v Mettle Equity Group (Pty) Ltd and Others (115/2011) [2012] ZASCA 4 (8 March 2012)

Premier of the Western Cape Provincial Government NO v Lakay [2012] 1 All SA 465 (SCA)

Gainsford NO and Others v Tiffski Property Investments (Pty) Ltd and Others 2012 (3) SA 35 (SCA)

Eskom Pension and Provident Fund v Krugel and Another 2012 (6) SA 143 (SCA)

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Trustees of the Simcha Trust v Da Cruz and Others; City of Cape Town v Da Cruz and Others (CCT125/18; CCT128/18) [2019] ZACC 8 (19 February 2019)

Long v South African Breweries (Pty) Ltd and Others; Long v South African Breweries (Pty) Ltd and Others (CCT61/18) [2019] ZACC 7 (19 February 2019)

Law Society of South Africa and Others v President of the Republic of South Africa and Others (CCT67/18) [2018] ZACC 51 (11 December 2018)

South African Veterinary Association v Speaker of the National Assembly and Others 2019 (2) BCLR 273 (CC)

Diener NO v Minister of Justice and Correctional Services and Others 2019 (2) BCLR 214 (CC)

Amardien and Others v Registrar of Deeds and Others 2019 (2) BCLR 193 (CC)

Rahube v Rahube and Others 2019 (1) BCLR 125 (CC)

Ahmed and Others v Minister of Home Affairs and Another 2019 (1) SA 1 (CC)

Gavric v Refugee Status Determination Officer, Cape Town and Others 2019 (1) BCLR 1 (CC)

Hunter v Financial Sector Conduct Authority and Others 2018 (12) BCLR 1481 (CC)

Sigcau and Another v Minister of Cooperative Governance and Traditional Affairs and Others 2018 (12) BCLR 1525 (CC)

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My Vote Counts NPC v Minister of Justice and Correctional Services and Another
2018 (5) SA 380 (CC)

Commissioner, South African Revenue Service v Van der Merwe and Others [2017]
2 All SA 335 (SCA)

City of Tshwane Metropolitan Municipality and Others v Nambiti Technologies
(Pty) Ltd 2016 (2) SA 494 (SCA)

Theron N.O and Another v Loubser N.O and Others, InRe; Theron N.O and Another
v Loubser and Others 2014 (3) SA 323 (SCA)

Justice Alliance of South Africa and Another v National Minister of Safety and
Security and Others [2013] 2 All SA 15 (SCA)

Judicial Service Commission and Another v Cape Bar Council and Another [2013]
1 All SA 40 (SCA)

Fawu obo Mbatha and Others v Pioneer Foods (Pty) Ltd t/a Sasko Milling and
Baking and Others [2012] 4 BLLR 317 (SCA)

Stand 242 Hendrik Potgieter Road Ruimsig Pty) Ltd v GÃ¶bel NO and Others
[2011] 3 All SA 549 (SCA)

Black Sash Trust v Minister of Social Development and Others (Freedom Under Law
Intervening) 2018 (12) BCLR 1472 (CC)

Duncanmec (Pty) Limited v Gaylard NO and Others (2018) 39 ILJ 2633 (CC)

M T v S; A S B v S; September v S 2018 (11) BCLR 1397 (CC)

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South African Social Security Agency and Another v Minister of Social Development and Others 2018 (10) BCLR 1291 (CC)

Moosa NO and Others v Minister of Justice and Correctional Services and Others 2018 (10) BCLR 1280 (CC)

AllPay Consolidated Investment Holdings (Pty) Ltd and Others v CEO of the South African Social Security Agency and Others 2013 (4) SA 557 (SCA)

South African Property Owners Association v Council of the City of Johannesburg Metropolitan Municipality and Others 2013 (1) SA 420 (SCA)

Absa Bank Ltd v Lombard Insurance Company Ltd, Firststrand Bank Ltd v Lombard Insurance Company Ltd 2012 (6) SA 569 (SCA)

Assign Services (Pty) Limited v National Union of Metalworkers of South Africa and Others (2018) 39 ILJ 1911 (CC)

City of Johannesburg Metropolitan Municipality v Chairman of the National Building Regulations Review Board and Others 2018 (8) BCLR 881 (CC)

Picbel Groep Voorsorgfonds v Somerville; Sable Industries Pension Fund v Nash and Others; Mitchell Cotts Pension Fund and Another v Nedbank Ltd and Another Ltd and Others 2013 (5) SA 496 (SCA)

Marota v The State (300/15) [2015] ZASCA 130

Molema v S (555/10) [2011] ZASCA 62

Gwadiso and Another v Member of the Executive Council: Department of Housing and Local Government and Traditional Affairs and Another (1003/2007) [2008] ZAECHC 181

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Minister of Safety and Security and Another v Madyibi (1034/2004) [2008]
ZAECHC 180

*Cash Paymaster Services (Eastern Cape) (Pty) Ltd v Member of the Executive
Council Responsible for Social Development and Another* (336/06) [2007]
ZAECHC 70

Sekese v S (A104/08) [2009] ZAECMHC 10

Manukha v Road Accident Fund 2017 (4) SA 453 (SCA)

Gowar and Another v Gowar and Others 2016 (5) SA 225 (SCA)

Mitchell NO v Wren and Others (153/2015) [2016] ZASCA 50

Masike v The State [2015] ZASCA 189

Griffiths v Janse van Rensburg NO 2016 (3) SA 389 (SCA)

Spemac (Pty) Ltd v Tatrim CC 2015 (3) SA 46 (SCA)

Kogana v SBV Services (Pty) Ltd (384/11) [2012] ZASCA 25

Cellular Insurance Managers (Pty) Ltd v Foschini Retail Group (Pty) Ltd
(456/2010) [2011] ZASCA 85

Sim Road Investments CC v Morgan Air Cargo (Pty) Ltd (024/10) [2011] ZASCA
81

A S v S (349/10) [2011] ZASCA 52

Legal Aid Board: In re Four Children (512/10) [2011] ZASCA 39

Minister of Safety and Security and Another v Madyibi [2010] 1 All SA 139 (SCA)

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Department of Transport and Others v Tasima (Pty) Limited; Tasima (Pty) Limited and Others v Road Traffic Management Corporation and Others 2018 (9) BCLR 1067 (CC)

Dyantyi v S 2011 (1) SACR 540 (ECG)

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