

APPLICANT: FRANCES MARIA MAGRIETHA SNYMAN

COURT FOR WHICH CANDIDATE APPLIES: NORTH WEST DIVISION

1 The candidate's appropriate qualifications:

1.1 B. Juris – 1999

1.2 LLB – 2001

1.3 These are formal qualifications.

2 Whether the candidate is a fit and proper person:

2.1 There is nothing in the application that would suggest 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 candidate is a white female. Her appointment would therefore assist in reflecting the gender demographics of the Republic, but not its racial demographics.

4 The candidate's commitment to the values of the constitution:

4.1 The candidate states in her application that her experience is primarily civil litigation, criminal and labour law.

4.2 The cases dealt with, all of which are unreported, demonstrate that the candidate has a broad knowledge of the law.

5 The candidate's knowledge of the law, including constitutional law:

5.1 The candidate's experience of judgments does not include constitutional law.

6 Whether any judgments have been overturned on appeal:

6.1 The candidate appeared on behalf of the Respondent in the matter of *Corporate Liquidators (Pty) Ltd and another v Wiggill and others* 2007 (2) SA 520 (T) and the appeal was dismissed.

6.2 The candidate appeared on behalf of the Respondents as Junior Counsel in the matter of *Clarence v National Commissioner of the SA Police Service* (2011) 32 ILI 2927 (LAC). The Labour Appeal Court found the dismissal to be unfair and the employee was reinstated.

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

7.1 The candidate has regularly sat as acting Judge during the period 2019 to 2021.

7.2 In total the candidate has sat in Johannesburg, Pretoria and North West High Courts for 8 months and 22 days.

7.3 The candidate has 19 years' experience as a practising advocate at the Pretoria Bar.

8 The candidate's linguistic and communication skills:

8.1 Whilst the candidate has not written any legal publications, a review of her judgments, which are written in English, demonstrates that she is a proficient and able communicator in that language.

9 The candidate's ability to produce judgments promptly:

9.1 There is nothing to indicate that the candidate is not able to produce judgments promptly.

10 The candidate's fairness and impartiality:

10.1 No adverse comments were received.

11 The candidate's independent mindedness:

11.1 No adverse comments were received.

12 The candidate's ability to conduct court proceedings:

12.1 No adverse comments were received.

13 The candidate's administrative ability:

13.1 The candidate's experience as a practising Advocate and as an acting Judge would suggest that she is an experienced administrator.

14 The candidate's reputation for integrity and ethical behaviour:

14.1 No adverse comments were received.

15 The candidate's judicial temperament:

15.1 No adverse comments were received.

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

16.1 The candidate was a member of the Training Committee and presented lectures to the pupils on Ethics for five years, served in the

Bar Council for 2 years and was an active member of the Professional and Ethics Committee for 15 years.

17 The candidate's potential:

17.1 The judgments of the candidate are sound in law.

17.2 The candidate has the potential to be a good Judge of the High Court.

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

18.1 The appointment of the candidate would contribute to the transformation of the judiciary as regards gender.