

is gewaardeerde oud-lede van die Vrystaatse Balie.

Appèlregter Smalberger neem tans waar as adjunk-hoofregter.

Lede

Gedurende November 2000 het Hlalele Molotsi die Balie-eksamen met sukses voltooi nadat hy as pupil in ons Balie opgelei is.

Op 2 Februarie het vyf persone met hul pupilskap aan die Balie begin: Lourens Alberts, Bernard Bantjes, Talita Carstens, Inez Bezuidenhout en Andrew Tonyane. Hulle en (miskien veral) die onderskeie mentors word sterkte toegewens met die opleiding en ook die eksamen wat later afgelê sal word.

Cape

In with the new

Contributed by Patsi Weyer

The Cape Bar has continued to attract ever-increasing numbers of new advocates who hail from various backgrounds and who display a wide variety of talents and interests. Since July 2000 some 20 new advocates have taken up chambers in Cape Town. We hope to feature short resumés of our new colleagues in this and following issues of *Advocate*.

Bernadine Bachar obtained her BA at UCT and her LLB from Unisa. After completing her articles with Ince, Wood & Raubenheimer in Cape Town she embarked on pupillage. Prior to pursuing her legal career Bernadine also spent two years in Israel and New York where she wrote legal articles on the internet and acted as a legal adviser respectively. Bernadine is also the mother of one son.

Hanri Loots is from Stellenbosch where he obtained his BA and LLB degrees. After a year's stint at the Institute of Medico-Legal Affairs Hanri completed his articles at attorneys Nicky Klopper in Cape Town before embarking upon pupillage. To escape the pressures of the young advocate he takes to fly-fishing and good wine over weekends.

Henco de la Rey het die graad BLC LLB verwerf aan die Universiteit van Pretoria in 1998. Hy het as prokureur gedurende Mei 1993 tot 1999 gepraktiseer waarna hy toegelaat is tot die Kaapse Balie. Soos mede-Kapenaars geneig is om te doen, spandeer hy sy vrye tyd onder meer op skubaduik en golf.

John Kirkpatrick was born and raised in Namibia and obtained his BA degree from UCT where he was a member of the Students' Representative Council. He went on to study for his LLB degree whilst completing his national service, for the duration of which he was seconded to the Department of Customs and Excise. His served his articles of clerkship at Findlay & Tait Attorneys in Cape Town and also practised as a professional assistant at Silberbauers Inc. He was a director at Cliffe Dekker Fuller-Moore prior to leaving the attorneys' profession and joining the Bar in 2000. He is a man given to the great outdoors and (outside of his chambers of course!) he is happiest in the Kalahari, the Richtersveld and the remoter parts of Namibia.

Lucinda Orr is one of our younger members who graduated from UCT in December 1998 having obtained her BA LLB degree. Lucinda started her practice at the Cape Bar in the second half of 2000 and

finds herself doing mainly criminal work at present.

David Turley is a graduate of Stellenbosch University where he completed his BA LLB degree in 1996. He completed his period of articles of clerkship with Webber Wentzel Bowens before starting pupillage last year. Since completing his degree David has retained his ties with academia by tutoring or lecturing various courses at the Universities of Cape Town, Western Cape and the Witwatersrand. Cape Town is clearly the place for him as he enjoys hiking, beach volleyball and sport when he is not otherwise occupied with building a practice.

Pieter le Roux het sy BA LLB grade alreeds in 1966 aan die Universiteit van Stellenbosch verwerf, waarna hy drie jaar aan die Oxford Universiteit studeer en die graad MA (Oxon) verwerf. Pieter het onder meer as staatsaanklaer, staatsadvokaat, prokureursklerk, professionele assistent en vennoot by prokureursfirma Jan S De Villiers in Kaapstad sy ondervinding verkry. Klaarblyklik was die Balie die enigste beroep binne die regsprofessie wat hy tot dusver dus nie intiem geken het nie. Pieter is ook 'n gesinsman met vier kinders en die buitelewe lok hom van tyd tot tyd weg van die druk van die beroep.

Mzamo Nobatana has featured in previous Cape news: he comes from Port Elizabeth and obtained his BA Honours degree in Political Science and LLB degree from Durban Westville. At present he is busy with his MA thesis through Rhodes University. He has also studied through Lund University in Sweden where he completed a diploma in Advanced International Human Rights. He was also

awarded the first Pius Langa Scholarship last year and his full resumé appeared in 2000(4) *Advocate* 5.

Mike Pothier, some would argue, could only have been born to the legal profession. Having obtained his B Soc SC (Hons) at UCT in 1987 he went on to complete his LLB degree through Unisa in 1998 and his LLM in Constitutional Law and Human Rights Law through Unisa in 1999. Mike acted as co-ordinator of the Catholic Justice and Peace Commission between 1989 and 1997 and as a research director, Catholic Parliamentary Liaison Office, between 1997 and the commencement of his articles last year. He is a family man with a deep interest in politics and in his spare time, woodwork.

Siobahn Seth is an Irish lass who obtained her BA Honours degree from Trinity College in Dublin. After emigrating to South Africa she obtained her LLB degree through UCT before joining our Bar. She is the mother of two teenage children, an active member of the Gilbert and Sullivan Society, a qualified speech and drama teacher and a linguist of note, speaking French, Spanish and Arabic.

Awie Jamie completed his BA LLB degree through the University of the Western Cape in 1996. He practised as a member of the Independent Bar for a year before joining the Cape Bar.

Dumisa Ntsebenza who is also a new member of the Cape Bar has had a most interesting legal history, a summary of which was published in 2000(4) *Advocate* 6.

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2000(1) *Advocate* 15 at the time when he took silk. He was a member of the Heath Special Investigating Unit since 1999 until his appointment as a judge.

TL Skweyiya SC has been appointed as a judge of the Natal High Court (Durban) from 1 February 2001. A curriculum vitae has not been received at the time of going to press.

Transvaal High Court

From 1 December 2000

Judge John Motata



Nkola John Motata was born in Alexandra Township, Johannesburg, on 6 February 1947. Ithute Primary School, Alexandra Township; matriculated at Orlando High School, Soweto, in 1966. BLuris (1979) Fort Hare LLB (1986) University of the Witwatersrand; Diploma in Trial Advocacy (1992) Colorado, USA. Admitted as an attorney 1982 and practised until 1984; studied full-time at Wits 1985–86; legal advisor 1987–88. Admitted as an advocate 1989. Participated in Johannesburg Bar activities; chairman of Black Advocates' Forum 1996–97. Was director of various companies; member and tutor of Black Lawyers Association; member TRC Committee on Amnesty. Acting judge in 1999. Co-ed-

tor of *Trial Advocacy*. Speaks and reads eight SA languages. Interested in debates and public speaking, music, films, reading, travelling, and watching sport. Married to Ramoraswi Jeannette Makoea; two children.

Judge Sisi Khampepe

Sisi SV Khampepe was born in Johannesburg on 8 January 1957. Mosepele Primary School, Soweto; matriculated at Dwangezwa High School, Natal, in 1975. BProc (1980) University of Zululand LLM (1981) Harvard Law School. Admitted as an attorney in 1985. Own legal practice from 1985–1995, when appointed as commissioner of the Truth and Reconciliation Commission. Interested in reading, music, and sports. Married to Siza Khampepe; two children.

NJ Coetzee SC of the Pretoria Bar has also been appointed as a judge of the Transvaal High Court. A curriculum vitae has not been received at the time of going to press.

From 22 January 2001

Judge Anna-Marié de Vos

Anna-Marié de Vos is gebore te Nylstroom op 13 Januarie 1960. Matrikuleer aan die Hoërskool Alberton in 1977. BLuris (1980) Universiteit van Pretoria; LLB (1984) LLM (1994) Unisa. Aanvanklik aanklaer; lid van Pretoria Balie sedert 1985. Lid van Balieraad vir vier jaar. Woon saam met Suzanne du Toit; twee kinders.

From 29 January 2001

Judge Dion Basson

Dion Basson, formerly a Labour Court judge, has been appointed as a judge of

the Transvaal High Court. Judge Basson's curriculum vitae was published in 1998 *May Consultus* 26.

Messrs G Webster, SB Shongwe and LO Bosielo have been appointed as judges of the Transvaal High Court. Curricula vitae have not yet been received at the time of going to press.

Transkei High Court

From 1 May 2000

Judge Mandisa Maya

Mandisa Muriez Lindelwa Maya was born in Transkei on 20 March 1964. Norwood Primary School, Umtata, and Zwelitsha Primary School, King William's Town; matriculated at St John's College, Umtata, in 1981. BProc (1986) University of Transkei LLB (1988) University of Natal (Durban) LLM (1990) Duke Law School NC USA. Served pupillage in Johannesburg; admitted as an advocate in 1994; joined Transkei Bar in 1994. Public prosecutor 1988–1989, Dept of Justice, Umtata; policy counsel Womens' Legal Defense Fund, Washington DC, 1990–1991; part-time law lecturer 1991–1993 and 1995, University of Transkei. Interested in gardening, music, reading, gourmet cooking, cinema, projects directed at empowering women and rural communities, travel. Married to Dabulamanzi Mlokoti; two children.

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Dale Hutchison obtained his BCom LLB (*magna cum laude*) from UCT in 1975. He completed his PhD degree at Cambridge University in 1979 where the title of his

thesis was "Damages for non-fraudulent misrepresentation in English and South African Law." This thesis was completed just prior to the decision in *Administrateur, Natal v Trust Bank van Suid-Afrika Bpk*. Before joining the Bar last year, Dale distinguished himself as a lecturer, and held the chair of Professor of Private Law at UCT from 1993 until joining the Cape Bar. Dale continues as a part-time professor of law at UCT where he now confines his lecturing to contract law. Dale is also the general editor of the 8th edition of *Wille's Principles of SA Law* and is a prolific writer of numerous articles mainly in the field of delict and contract. Dale is a family man with three children, a keen competitive bowler and a DIY expert. Possibly his main claim to fame, however, is that he has taught many of the members now at the Cape Bar. 

In for a white-knuckle ride

The fall in market demand for barristers' services will result in tighter fees, force greater specialisation and require higher quality according to David Platt in *Counsel* April 2000. He writes: "Many will leave the Bar. For those in the *banlieue* of the profession, life will be uncertain, perhaps even (to use a Hobbesian metaphor) nasty, brutish and short. The size of the Bar will regress to numbers more akin to those seen before the major expansion in numbers in the 1970's. Professional life, indeed the existence of the profession itself, will no longer be the guaranteed existence which it once was. Whether that is in the public interest is another matter. But if you want some form of guarantee, I'd go buy a toaster."