



OFFICE OF THE CHIEF JUSTICE
REPUBLIC OF SOUTH AFRICA

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Enq : R J Jooste

Date: 2 June 2022

The Provincial Manager
Legal Practice Council
PIETERMARITZBURG

Dear Ms Mfusi,

SUBJECT : DEFAULT JUDGMENTS.

The issues underlined below are being repeated over and over.

“Applications for Default Judgments are unnecessary being delayed and returned to the Plaintiff’s Attorneys for the following reasons :

1. There is no compliance with the practice directive in that : “The draft order and application for default judgment does not comply with the requirements set out in paragraph 20.3 of the in The Firstrand Bank Limited t/a Wesbank vs Davel (1229/2018) 2019 ZASCA 168 (29 November 2019).

The draft order should state the following :

“The Plaintiff shall allege and prove in its action for any outstanding damages, that it has complied with the requirements set out in paragraph 20.3 of the order)and cite the case mentioned above).”

2. Applications for default judgment and the court orders do not correspondent with each other.
3. There is no provision on the court orders for the Registrar to sign/issue the order.
4. The correspondent/s details do not appear on the draft orders.

5. No compliance with practice directive 2.3, i.e, when summons was served longer than 6 months' ago.

6. Attorneys are requested to please ensure that their full details appear on the pleadings (this will also assist the Registrar when notifications are sent of the allocation of trial dates) .i.e. :

XXXXXXXXXXXXAttorneys
56 Palm Str
DURBAN

REF NO.

TEL NO.
E-MAIL

Local Attorneys :

CCCCCCCC Attorneys
4 Green Str
PMBURG

Ref No.
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Kindly circulate to all KZN Attorneys.

Yours faithfully,


R.J. JOOSTE
REGISTRAR
PIETERMARITZBURG
HIGH COURT