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15/06/2021
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IN THE HIGH COURT OF SOUTH AFRICA
(GAUTENG DIVISION, PRETORIA)

Case No: 2021/26302

REGISTRAR OF THE HIGH COURT OF SOUTH AFRICA
GAUTENG DIVISION,
PRETORIA
Private Bag X67, Pretoria 0001
2021 -06- 15
GD-PRET-002
REGISTRAR OF THE HIGH COURT OF SOUTH AFRICA
GAUTENG DIVISION,
PRETORIA

BEFORE THE HONOURABLE JUSTICE DAVIS

ON THIS THE 15TH DAY OF JUNE 2021

In the application between:

MAUTLA, LESEDI DIKELEDI **(IDENTITY NUMBER 020125 0563 081)**	**FIRST APPLICANT**
STEYN, ANTOINETTE ELIZABETH BIANCA **(IDENTITY NUMBER 890516 0176 089)**	**SECOND APPLICANT**
DIPPENAAR, GERMARI **(IDENTITY NUMBER 840829 0078 085)**	**THIRD APPLICANT**
STRUASS, JOHANNES CHRISTOFFEL **(IDENTITY NUMBER 730621 5256 086)**	**FOURTH APPLICANT**
SILUMA, NOMTHANDAZO ELIZABETH **(IDENTITY NUMBER 851212 0785 080)**	**FIFTH APPLICANT**
BOKO, SINOVUYO **(IDENTITY NUMBER 991009 0818 080)**	**SIXTH APPLICANT**
RADEBE, NONHLANHLA CECILIA **(IDENTITY NUMBER 830517 0807 080)**	**SEVENTH APPLICANT**
And	
THE ROAD ACCIDENT FUND	**FIRST RESPONDENT**
THE MINISTER OF TRANSPORT	**SECOND RESPONDENT**
MS T MSIBI IN HER CAPACITY AS THE CHAIR OF THE BOARD OF THE ROAD ACCIDENT FUND	**THIRD RESPONDENT**
MR COLINS LETSOALO	**FOURTH RESPONDENT**

15/06/2021

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CHIEF EXECUTIVE OFFICER, ROAD ACCIDENT FUND

THE LEGAL PRACTICE COUNCIL **FIFTH RESPONDENT**

~~DRAFT~~ COURT ORDER

REGISTRAR OF THE HIGH COURT OF SOUTH AFRICA
GAUTENG DIVISION, PRETORIA
Private Bag X67, Pretoria 0001
2021 -06- 15
GD-RRET-002
REGISTRAR OF THE HIGH COURT OF SOUTH AFRICA
GAUTENG DIVISION, PRETORIA

HAVING PERUSED THE FILED DOCUMENTS AND HEARING COUNSEL for the applicants an Order is granted in the following terms:

1. The first respondent is ordered to cease from enforcing:

   1.1. The Management Directive titled *"1/2021 – Compulsory information to be submitted when lodging a claim for compensation with the RAF"* and any directives or instructions issued in terms thereof as a peremptory requirement for the lodgement of any claim with the Road Accident Fund;

   1.2. The *"BOARD NOTICE 58 of 2021"* with description *"Road Accident Fund, Stipulation of Terms and Conditions upon which Claims for the Compensation shall be Administered"*, published in the Government Gazette on 4 June 2021and any directives or instructions issued in terms thereof as a peremptory requirement for the lodgement of any claim with the Road Accident Fund;

T.S
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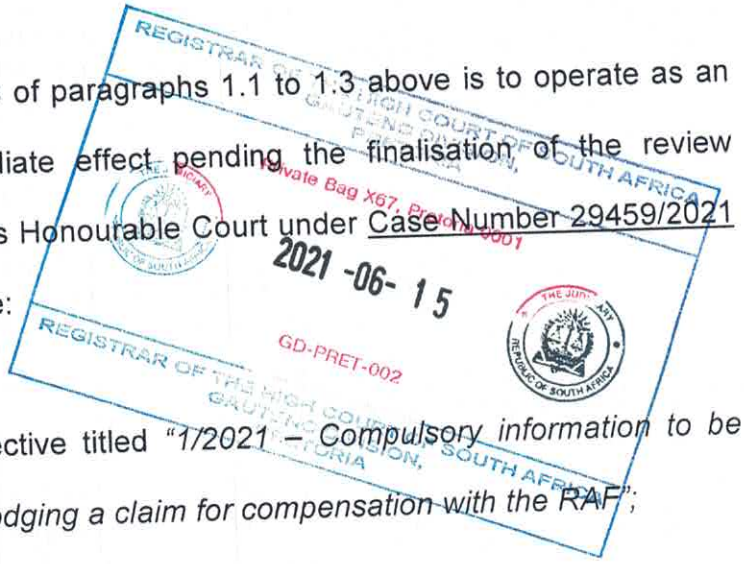
1.3. The *"SUBSTITUTION OF RAF1 CLAIM FORM"* published in the Government Gazette on 4 June 2021 and any directives or instructions issued in terms thereof as a peremptory requirement for the lodgement of any claim with the Road Accident Fund.

2. The relief granted in terms of paragraphs 1.1 to 1.3 above is to operate as an interim order with immediate effect pending the finalisation of the review application instituted in this Honourable Court under Case Number 29459/2021 to review and set aside the:



2.1. Management Directive titled *"1/2021 – Compulsory information to be submitted when lodging a claim for compensation with the RAF"*;

2.2. The *"BOARD NOTICE 58 of 2021"* with description *"Road Accident Fund, Stipulation of Terms and Conditions upon which Claims for the Compensation shall be Administered"*, published in the Government Gazette on 4 June 2021; and

2.3. The *"SUBSTITUTION OF RAF1 CLAIM FORM"* published in the Government Gazette on 4 June 2021.

3. This order shall forthwith be published by the first respondent forwarding a copy of this Court Order to:

T.S
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3.1. To the fifth respondent (Legal Practice Council) for distribution to all legal practitioners;

3.2. By email to all attorneys listed on the first respondent's database;

3.3. To the second respondent (Minister of Transport) by service on the State Attorney;

3.4. Further by publication in the two National Newspapers and the uploading of the order on to the first respondent's website.

4. The first respondent be ordered to pay the costs of this application including the costs occasioned upon the employment where applicable of three counsel.

REGISTRAR OF THE HIGH COURT OF SOUTH AFRICA
GAUTENG DIVISION
FILED BY
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GAUTENG DIVISION,
PRETORIA

BY ORDER OF THE COURT

ADAMS & ADAMS

JPR/JLR/P5272

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Adv V Mabuza, 072 950 2307, adv@vincentmabuza.com

15/06/2021