FORM A

IN THE HIGH COURT OF SOUTH AFRICA, MPUMALANGA DIVISION,

MAIN / LOCAL SEATS

Case no:

In the matter between

Plaintiff

And

Defendant

FIRST CASE MANAGEMENT CONFERENCE

Before the honourable judge: _____ Date: _____

1. **This matter is case managed by the judicial officer.**

2. The matter is enrolled for the second case management conference on _____as matter number _____ of that roll.

2.1. On the date in question the court will commence at 8h45 for case management.

2.2. It is hereby recorded that no trial date will be allocated unless the case management judge is satisfied that the matter is ready for trial and that all efforts have taken to settle the matter or shorten trial proceedings.

2.3. The defendant is hereby directed to seek to settle the merits by not later than ……., seen in the light of the fact that this is a dependant's claim or seen in the light of the fact that the plaintiff was a passenger in a single or two motor-vehicle collision.

2.3.1 Failure to settle merits by the said date, the defendant is hereby directed to file an affidavit by the said date explaining why merits cannot be settled.

3. The Plaintiff is hereby directed to file all reports by not later than_____, failing which Plaintiff's attorneys are directed to file an affidavit by said date explaining why the expert\reports are not filed timeously.

4. The Defendant is hereby directed to file all its reports, including its investigation reports if so required by not later than _____, failing which the matter will proceed on the basis of the Plaintiff's reports.

5. Parties are hereby directed to file joint minutes by both experts by not later than _____ if there is a dispute setting out the nature of the dispute and agreement if any; necessary for the purpose of trial and hold a pre-trial conference amongst the parties by not later than _____ and thereafter file pre-trial minutes by not later than _____.

5.1 Irrespective of whether or not joint minutes have been filed or applicable, pre-trial conference shall be held as in paragraph 5. Above.

6. Should this matter be settled, parties are directed to file a settlement agreement together with notice of removal from the case management roll by not later than_____; which shall not be less than 7 clear court days before the date of the second judicial case management conference.

Requests for settlement or drafts thereof to be made order of court, shall be managed and attended to in terms of paragraph 7 of the Practice Directive issued on 24 July 2019.

7. Furthermore, it is hereby recorded that this matter shall not be postponed or removed from the case management roll by agreement between the parties.

8. It is further recorded that there shall be no stand downs on the date of judicial case management conference.

9. Failure to comply with any of the case management directives herein, shall invite summary inquiry with regards to costs as contemplated in sub-rules (12) (h) and (16) of 37A read with Practice Note 2/2019 issued on 20 November 2019.

10. The case management conference whether first or second conference, shall be proceeded with irrespective of whether or not all parties are in attendance and the unavailability of the other party or such party's legal representative shall not prevent the case management judge from proceeding with case management of the matter.

11. _____

_____

_____

_____

12. _____

_____

_____

_____

13. _____

_____

_____

_____

NB. Please draw a line where not applicable.

Legal representatives of the parties:

For plaintiff

Cell:

Landline:

Email Address:

For defendant:

Cell:

Landline:

Email:

PLEASE NOTE:

1. **Completion of the judicial case management form as provided above should not be used as a routine.**

2. **There will be vigorous engagement of parties by the judge during pre-trial conference on both merits and quantum and therefore attendance of the case management conference is obligatory.**

3. **Only legal representatives with right of appearance in the high court will be engaged and address the judge during pre-trial conference proceedings.**