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**IN THE HIGH COURT OF SOUTH AFRICA
(GAUTENG DIVISION, PRETORIA)**

Case No: 2021/26302

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

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CHIEF EXECUTIVE OFFICER, ROAD ACCIDENT FUND

THE LEGAL PRACTICE COUNCIL

FIFTH RESPONDENT



DRAFT COURT ORDER

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.

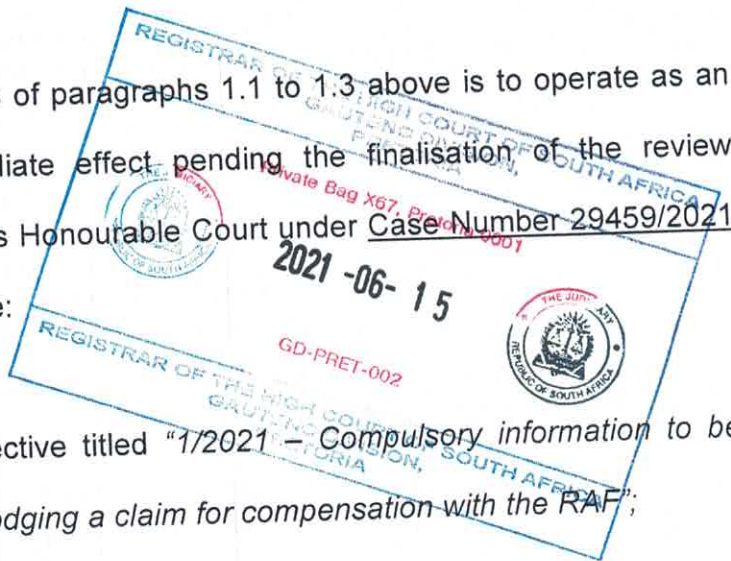
1.1. The Management Directive titled "1/2021 – Compulsory information to be submitted when lodging a claim for compensation with the RAF" and any directives or instructions issued in terms thereof as a peremptory requirement for the lodgement of any claim with the Road Accident Fund;

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 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;

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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";

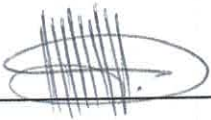
2.2. The "BOARD NOTICE 58 of 2021" with description "Road Accident Fund, Stipulation of Terms and Conditions upon which Claims for the Compensation shall be Administered", published in the Government Gazette on 4 June 2021; and

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:

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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.



BY ORDER OF THE COURT



ADAMS & ADAMS

JPR/JLR/P5272

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

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