

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



Case number: 18152/2013

Date: 8/3/16

DELETE WHICHEVER IS NOT APPLICABLE
(1) REPORTABLE: YES/NO
(2) OF INTEREST TO OTHERS JUDGES: YES/NO
(3) REVISED
8/3/2016 Pretoria
DATE SIGNATURE

In the matter between:

MOTO HEALTH CARE MEDICAL SCHEME

APPLICANT

And

JOHANNES ZACHARIAS HUMAN MULLER N.O.

1ST RESPONDENT

MICHAEL MMATHOMO MASILO N.O.

2ND RESPONDENT

HMI HEALTHCARE CORPORATION (PTY) LTD

3RD RESPONDENT

AGILITY GLOBAL HEALTH SOLUTIONS – AFRICA (PTY) LTD

4TH RESPONDENT

MEDSHIELD MEDICAL SCHEME

5TH RESPONDENT


MASTER OF THE HIGH COURT

6TH RESPONDENT

JUDGMENT

PRETORIUS J.

1. This application was heard on 5 August 2015 and the judgment was handed down on 4 September 2015. Unfortunately, due to the non-availability of senior counsel and myself being on circuit for seven weeks, this application for leave to appeal is only heard on 7 March 2016.
2. Having heard argument by counsel I make the following order:
 1. Leave to appeal is granted to the 3rd and 4th Respondents to the Full Bench of the Gauteng Division of the High Court;
 2. Costs of this application to be costs in the appeal, including the cost occasioned by the use of two counsel.



Judge C Pretorius

Case number : 18152/2013

Application for leave to appeal

heard on : 7 March 2016

For the Applicant : Adv KW Lüderitz SC; Adv TD Prinsloo

Instructed by : Barnard Incorporated

For the Respondent : Adv JJ Brett SC; Adv E Kromhout

Instructed by : Gildenhuis Malatji Incorporated

Date of Judgment : 8 March 2016