

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



Case number: 5468/2016

Date: 12/5/2016

DELETE WHICHEVER IS NOT APPLICABLE

- (1) REPORTABLE: YES/NO
(2) OF INTEREST TO OTHERS JUDGES: YES/NO
(3) REVISED

12/5/2016
DATE

SIGNATURE

In the matter between:

J F H VAN DER WESTHUIZEN

FIRST APPLICANT

PROTEA AFTREE-OORD (VERWOERDBURG) (PTY) LTD

SECOND APPLICANT

And

ELMO-YORK STUART

FIRST RESPONDENT

EY STUART INCORPORATED

SECOND RESPONDENT

LAW SOCIETY OF THE NORTHERN PROVINCES

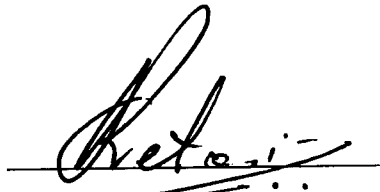
THIRD RESPONDENT

JUDGMENT

(APPLICATION FOR LEAVE TO APPEAL)

PRETORIUS J.

1. I have considered the application for leave to appeal, as well as the arguments and decided cases I have been referred to.
2. I have dealt extensively with my reasons for judgment and do not intent repeating it once more.
3. I am of the opinion that no other court will come to a different decision.
4. Order:
 1. The application for leave to appeal is dismissed;
 2. The applicant to pay the costs, including the costs of senior counsel.



Judge C Pretorius

Matter heard on : 10 May 2016

For the Applicant : Adv J Rust

Instructed by : Pieterse & Curlewis Inc

For the Respondent : Adv Q Pelser (SC)

Instructed by : Bernhard Van Der Hoven Attorneys

Date of Judgment :