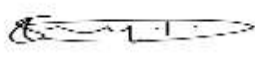




**IN THE HIGH COURT OF SOUTH AFRICA  
GAUTENG DIVISION, PRETORIA**

Case number: 58762/2017

(1)	REPORTABLE: NO
(2)	OF INTEREST TO OTHER JUDGES: NO
(3)	REVISED: YES
	11 August 2022
..... SIGNATURE	..... DATE

JUSTIN MYBURGH

PLAINTIFF

And

THE ROAD ACCIDENT FUND

DEFENDANT

Delivered: this judgment was prepared and authored by the judge whose name is reflected herein and is handed down electronically and by circulation to the parties/their legal representatives by email and by uploading it to the electronic file of this matter on CaseLines.

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**ADDENDUM JUDGMENT**

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LESO AJ

**INTRODUCTION**

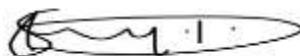
[1] The addendum is made pursuant to the judgment that I handed down on 17 June 2022.

[2] On 27 August 2019, before DJP Ledwaba the parties reached an agreement to settle the merits on the basis that the defendant shall pay 70% of the plaintiff's proven or agreed damages. I found that the plaintiff was entitled to loss of earnings in the amount of R 2 353 864.00 before merits apportionment. In my calculation of the loss of earnings, I made an error by subtracting 70% instead of 30% from the amount of loss of earnings. Consequently, I awarded the plaintiff an amount of R706 159.00 whereas I should awarded an amount of R1 647 704.80 for loss of earning.

[3] On the judgment it did not make an order regarding general damages.

ACCORDINGLY, I MAKE THE FOLLOWING ORDER

1. The plaintiff's claim for general damages is postponed sine die.
2. The defendant shall pay the Plaintiff an amount of R 1 647 704.80.



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JT LESO  
Acting Judge of the High Court

Date of Hearing: 12 October 2021

Judgment Delivered: 17 June 2022

Date of amended judgment: 12 August 2022

For the Plaintiff: Pruyt Inc

Plaintiff's representative: Adv Venter

Contact No: 082-412 0939

Email Address: [pieterventer@lawcircle.co.za](mailto:pieterventer@lawcircle.co.za)

For the Defendant: Unrepresented