



THE SUPREME COURT OF APPEAL  
REPUBLIC OF SOUTH AFRICA

**MEDIA SUMMARY – JUDGMENT DELIVERED IN THE SUPREME COURT OF APPEAL**

From: The Registrar, Supreme Court of Appeal

Date: 23 September 2011

Status: Immediate

*Please note that the media summary is intended for the benefit of the media and does not form part of the judgment of the Supreme Court of Appeal*

**BURGER & WALLACE CONSTRUCTION (PTY) LTD v BALLPROP TEN (PTY) LTD**

1. Burger & Wallace Construction (Pty) Ltd ('B & W') provide engineering services in construction projects. Ballprop Ten (Pty) Ltd is a property development company that buys and develops land and constructs and sells houses.
2. Ballprop claimed that it had entered into a joint venture agreement with B & W to develop property in the Western Cape and that this agreement had been repudiated. B & W denied any such agreement.
3. The Western Cape High Court found in favour of Ballprop and its decision was confirmed on appeal.

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