



## THE SUPREME COURT OF APPEAL OF SOUTH AFRICA

### MEDIA SUMMARY OF JUDGMENT DELIVERED IN THE SUPREME COURT OF APPEAL

**FROM** The Registrar, Supreme Court of Appeal  
**DATE** 27 September 2013  
**STATUS** Immediate

*Please note that the media summary is for the benefit of the media and does not form part of the judgment.*

*MEC for Finance and Economic Development, KwaZulu-Natal v  
Masifundisane Training  
(606/2012) [2013] ZASCA 138 (27 September 2013)*

#### **Media Statement**

The SCA upheld an appeal against an order granted by the KwaZulu-Natal High Court in application proceedings directing the appellant to make payment of the sum of R3 877 119.16 to the respondent, on the ground that there was a dispute of fact incapable of resolution on the papers, which precluded the high court from deciding the issues between the parties. The SCA declined to determine the issue of whether the agreement between the parties qualified as a public private partnership in terms of regulation 16 of the Treasury Regulations in respect of Government Departments, promulgated in terms of the Public Finance Management Act 1 of 1999.

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