



## **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** 28 November 2014

**STATUS** Immediate

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

***HOLFORD v CARLEO ENTERPRISES (977/2013) [2014] ZASCA 195  
(28 November 2014)***

The SCA today upheld an appeal by Basil A Holford against the reviewing and setting aside in the North Gauteng High Court, Pretoria, of an award of an arbitration appeal tribunal. The court below held that the award was reviewable under s 33(1)(b) of the Arbitration Act 42 of 1965 in that the appeal tribunal had exceeded its powers in two respects and had committed a latent gross irregularity.

The SCA, setting out the approach to be taken to such a review, held that none of the three grounds on which the court below had reviewed and set aside the award were valid. It upheld the appeal and substituted an order dismissing the application for review with costs orders in both courts.