



THE SUPREME COURT OF APPEAL
OF SOUTH AFRICA

MEDIA SUMMARY

From: The Registrar, Supreme Court of Appeal
Date: 12 September 2016
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

Neutral citation: *G4S Cash Solutions v Zandspruit Cash & Carry (Pty) Ltd* [2016] ZASCA 113 (12 September 2016)

The SCA today dismissed the appeal of G4S Cash Solutions (SA) (Pty) Ltd against the judgment of the full court of the Gauteng High Court, Johannesburg, in which it was held that the delictual claims of two retailers against the appellant had not prescribed. The delictual claims arose from two incidents in which unknown perpetrators had imitated the cash conveying procedures of the appellant and by using vehicles, uniforms, collection boxes and identity cards similar to that of appellant, caused personnel of the retailers to hand large amounts of cash to the perpetrators who then appropriated the money. The retailers contended that the appellant had negligently allowed the perpetrators to imitate its cash conveying procedures and thereby caused the retailers to suffer the losses. The appellant argued that the claims had prescribed in terms of a time-limitation clause in the agreements that it had concluded with the retailers. The SCA and the High Court held that the claims of the retailers did not fall within the ambit of the time-limitation clauses. Therefore the appeal was dismissed with costs.

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