



HIGH COURT OF NAMIBIA
MAIN DIVISION
2021 LEGAL YEAR REPORT

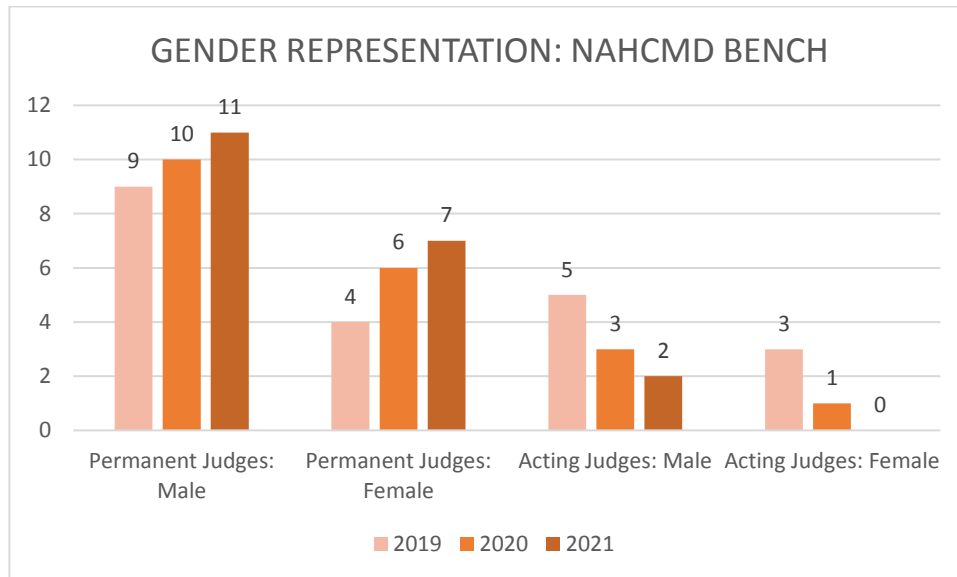
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MAIN DIVISION BENCH & STAFF

In terms of Article 80 of the Constitution the High Court consists of the Judge President and additional judges presided over by the Judge President. During the 2021 Legal Year the High Court, Main Division bench consisted of the Judge President, the Deputy Judge President and 16 additional judges, five of which were assigned to the criminal stream and 11 of which were assigned to the civil & labour stream. The President on recommendation of the Judicial Service commission appointed two acting judges during the course of the year to support the permanent judges in the High Court, Main Division.



The High Court bench was supported by a total of 75 supporting staff members, of which 22 are professional staff, which include the registrar and legal officers. The remaining 53 supporting staff members include administrative officers, legal clerks, secretaries, interpreters, cleaners, messengers and drivers.

A number of key positions, such as the Deputy Registrar, chief legal officer mediations and chief legal officer NAHCMD Registry remained vacant for the majority of the 2021 legal year, which brought about its own challenges.

Both the bench compliment as well as the staffing compliment remained more or less the same with the bench and staff compliment of the 2020 legal year.

The comparison between the 2019, 2020 and the 2021 Legal Years of the bench and staff compliment is more or less equal with a bench of 19 judges comprising of 13 permanent judges and eight acting judges during the 2019 Legal Year, a bench of 20 judges comprising of 16 permanent judges and four acting judges during the 2020 Legal Year and 20 judges comprising of 18 permanent judges and two acting judges during the 2021 Legal Year. The support staff however showed a 4% increase from 2020 with an increase of 3 on the staff compliment.¹

¹ See Annexure "A" for a breakdown of the statistics

MAIN DIVISION CIVIL STREAM

Civil and Labour cases in the High Court resort under the civil stream and may be divided in two types, namely Residual Court cases and cases subjected to Judicial Case Management.

NUMBER OF CASES

During the 2021 Legal Year the High Court, Main Division issued 565 substantive civil and labour applications and reviews, of which 147 were brought as urgent applications, 4954 summonses and 2 electoral court cases. Included in the 565 applications issued were 42 applications for admission as legal practitioner. A total of 2 new civil appeals and 84 labour appeals were registered.

An increase of 76% was observed between the number of substantive applications issued during the 2020 Legal Year (321) and the 2021 Legal Year (565). The number of actions issued during the 2021 Legal Year however showed a decrease of 4,7% from the 2020 Legal Year. It is difficult to determine the cause for the fluctuation in figures, but it is evident that the Restrictions brought about by the Covid 19 Regulations did not have a substantial impact on the number of new civil and labour cases received by the High Court. The High Court's electronic case management system, giving access to court services online definitely contributed towards this. ²

RESIDUAL COURT

During the 2021 Legal Year 159 residual court sessions for undefended and unopposed matters were scheduled with a total of 6113 cases enrolled on the respective rolls. The majority of the orders were issued from chambers in absentia of the parties, which contributed a great deal to service delivery during lockdown. ³ The restriction on travel between Windhoek and other districts had an impact on the speedy finalisation of undefended matrimonial matters, since the appearance of the Plaintiff is a requirement, but any such delays were wiped and we are proud to say that we do not have any backlog on our residual court roll.

JUDICIAL CASE MANAGEMENT

It goes without question that the Judicial Case Management system contributes towards speedy and effective finalisation of defended and opposed matters, but it requires intensive labour and attention by our managing judges. The amount of judges available to manage the cases subjected to judicial case management is simply not enough. Judges in the action stint managed close to 4000 cases during the 2021 legal year, amounting to approximately 440 cases per judge (9 judges) and the judges in the motion stint managed approximately 754 cases during the 2021 legal year, amounting to approximately 377 cases per judge (2 judges).⁴ Despite these challenges our judges performed well having regard to the on time delivery of judgments and the finalisation figure of the civil cases.

² See Annexure "B" for breakdown of the statistics

³ See Annexures "C1" and "C2" for breakdown of the statistics

⁴ See Annexure "D" for Judicial Case Management Breakdown statistics

On 1 January 2021, the beginning of the 2021 Legal year a total number of 2152 cases subjected to Judicial Case Management were brought forward from the previous legal years. An additional 2731 matters became subjected to Judicial Case Management during the 2021 Legal Year. A total number of 4883 were thus under JCM during the past year. The judges managed to finalise 2951 of the 4883 cases on the JCM roll. This amounts to a finalisation figure of 60% of all cases subjected to JCM during 2021. One Thousand Nine Hundred and Forty (1940) matters were carried over to the 2022 JCM roll⁵.

We experienced an increase of 32 matters on the JCM roll in comparison with the 2020 Legal Year, and an increase in the finalisation figure from 55% to 60%. The 2020 Legal Year reflected a total number of 4851 cases subjected to JCM of which 2663 were finalised during the same period.

JUDGMENT DELIVERY

The judges in the civil stream delivered 423 reasoned judgments and/or ruling during the 2021 Legal Year of which 59% were delivered within the prescribed timelines. The judges in the Main Division, Civil stream delivered 32 judgments more than during the 2020 legal year but at the cost of on time delivery. The on time delivery of judgments decreased from 77% during the 2020 Legal Year to 59% during the 2021 Legal Year.⁶

DISPOSAL RATE OF CASES

Main Division dealt with a total of 9828 civil and labour cases of which 6320 were finalised during the 2021 Legal Year. 4511 of the 6320 matters finalised were finalised within the prescribed disposal benchmarks. The on time disposal rate of cases in the Main Division was therefore 60% in the motion stream and 73% in the action stream with a combined rate of 71%.⁷

During the 2020 Legal Year the High Court dealt with 9893 cases and finalised 6133 cases of which 4438 cases were finalised within the required timelines. (72%)⁸

MEDIATIONS

The Mediation Initiative of the High Court continues to be a success story. The 2021 Covid-19 Restrictions had its challenges, once again, but none that couldn't be overcome. The success was majorly as a result of internal teamwork and experience from the previous lock-downs which resulted in a challenge being converted into a success story.

During the 2021 Legal Year, 1049 mediations were scheduled in the Main Division compared to the 1023 scheduled during the 2020 Legal Year. Although the increase is minimal, it can partly be explained by the 326 cancellations during 2021 compared with the 152 cancellations

⁵ See Annexure "D" for the breakdown of statistics

⁶ See Annexure "E" for the breakdown of statistics

⁷ See Annexure "B" for the breakdown of statistics

⁸ See Annexure "B" for the breakdown of statistics

during the 2020 Legal Year. During 2020, most of the cancellations were necessitated by the State of Emergency. During 2021 however, although Covid-19 Restrictions also played a role, most cancellations were as a result of the parties' non-compliance to the prescribed time lines contained in the Court orders.

Mediating at full capacity was hindered during the period April to August 2021, with all mediations ceasing during June and July 2021. Fortunately all mediations proceeded on 9 August 2021 and although we expected a backlog, same was cleared effortlessly and efficiently during the months of August to November resulting in no backlog for mediations at the end of the Year on 17 December 2021.

The 2021 Legal Year thus resulted in 1049 scheduled mediations of which 326 were cancelled. 380 of the 723 mediations remaining were successful while 343 failed. 52.5% of all mediations were thus successful compared to the 67% successful mediations of the previous year. Although the revenue expense in respect of the 2021 Mediations amounted to N\$1 812 786.00, the success rate depicted above, amounted to a saving of at least N\$38 Million in the hands of the various High Court litigants and 1520 court days for the bench.⁹

PREVENTION OF ORGANISED CRIME ACT CASES: NAHCMD

	2018	2019	2020	2021
NR OF POCA CASES BROUGHT FORWARD FROM PREVIOUS LEGAL YEARS	5	11	11	4
NEW POCA APPLICATIONS ISSUED	9	7	5	11
NR OF POCA MNATTERS FINALIZED	3	7	12	11
NR OF POCA MATTERS CARRIED FORWARD TO THE NEXT LEGAL YEAR	11	11	4	4

⁹ See Annexure "F" for statistical breakdown

MAIN DIVISION CRIMINAL STREAM

INDICTMENT CASES

A total number of 62 indictment cases were brought forward from the 2020 Legal Year and 10 new indictments were received and registered during the 2021 Legal Year. The High Court finalised 21 of the 72 criminal indictment cases amounting to 29% of the cases being finalised. The finalisation figure during 2020 was 30%.¹⁰

The 21 cases finalised during the 2021 legal year were finalized with the following outcomes:

- One (1) matter withdrawn;
- One (1) matter acquitted;
- One (1) matter joined with another indictment matter;
- Eighteen (18) matters guilty and sentenced.

One or more of the charges in fifteen (15) of the 21 matters finalised during 2021 related to crimes of violence against women, three (3) cases had one or more charges of crimes of dishonesty and three (3) of the cases had charges relating to crimes of violence against women and crimes of dishonesty.

The 51 cases which remain on the 2022 court roll are enrolled for continuation of trial (35), plea & trial (6) and mentions roll (6). Four matters are removed from the roll since the accused person(s) absconded.

The 51 remaining matters on the 2022 roll comprises of cases with one or more charges of crimes relating to:

- violence against women & children and crimes of dishonesty (3 cases);
- violence against women & children (25 cases);
- crimes of dishonesty (18 cases);
- human trafficking / kidnapping and violence against women & children (4 cases).

CRIMINAL APPEALS

One Hundred and Nine (109) new criminal appeal matters were registered during the 2021 legal year of which 86 were finalised during the same period. The finalisation figure amounts to 79% in comparison with a finalisation figure of 54% during the 2020 Legal Year and 49% during the 2019 Legal Year.¹¹

PRESIDENT'S PATIENT DISCHARGE APPLICATIONS

During the 2021 Legal Year the High Court received 9 new applications for discharge of President's Patients. All applications were considered and finalized and the applicable recommendations were delivered the Honourable President for consideration.

¹⁰ See Annexure "G" for breakdown of statistics

¹¹ See Annexure "G" for breakdown of statistics

CRIMINAL REVIEWS

The Main Division received 2285 new criminal reviews from the Magistrates' Courts of which 2066 were finalised prior by the end of the 2021 legal year. The finalisation figure amounted to 90% in comparison with the 87% finalisation figure achieved during 2020.¹²

CRIMINAL STREAM JUDGMENTS AND RULINGS

The Main Division delivered 65 reasoned judgments / rulings in indictment cases, 51 reasoned judgments / rulings in criminal appeal matters and 115 criminal review judgments during the 2021 Legal Year. The on time delivery rate for 2021 is 80%.¹³ The on time delivery of judgments during the 2020 Legal Year was 88%.

Total number of judgments delivered	
<i>Criminal Indictment case Judgments / Rulings</i>	65
<i>Criminal Appeal Judgments</i>	51
<i>Criminal Review Judgments</i>	115
Total number of judgments delivered within the prescribed time periods	
<i>Criminal Indictment case Judgments</i>	52
<i>Criminal Appeal Judgments</i>	51
<i>Criminal Review Judgments</i>	82
% On time delivery of judgments and rulings	80%

¹² See Annexure "G" for breakdown of statistics

¹³ See Annexure "G" for breakdown of statistics

2021 ACHIEVEMENTS

1. The High Court, Main Division despite the challenges brought about by Covid 19 managed to:
 - 1.1. Provide service to all without the need to close it's doors;
 - 1.2. Wipe the backlog accumulated during the period June - July 2021 in
 - 1.2.1. Mediations by 17 December 2021;
 - 1.2.2. Residual Court (Civil and Labour) by beginning of September 2021;
 - 1.2.3. Judicial Case Management proceedings by the end of August 2021;
 - 1.3. Provide set down dates to all civil trials matters which required hearing dates within six months from date of such request (which period included 1 month court recess);
 - 1.4. Issue court process, irrespective of the numbers received on any given day, within 24 hours from being submitted for issuance;
 - 1.5. Accommodate the majority of appeal hearings, interlocutory hearings and opposed motions without interruption by either video conferencing or by agreement to decide the matter on the papers before court;
 - 1.6. Implement policies to combat Covid-19 spread without interrupting service delivery, i.e. strict 1st contact isolation, demarcation policies and cleaning & disinfection policies
2. The Main Division currently have 3 court rooms equipped with video conferencing facilities in order to accommodate virtual proceedings.
3. The appointment of 2 permanent judges, in the Main Division, civil stream.

CHALLENGES FACED DURING THE YEAR 2021

1. Renovation and building work done whilst the court is operational
2. Finding suitable candidates to fill professional vacancies
3. Budget constraints
4. Lockdown constraints
5. Not enough judges to cater for the amount of civil and labour cases subjected to Judicial Case Management

NEW INITIATIVES AND PROGRAMS PLANNED FOR 2022

1. Appointment of suitable candidates in key positions which remained vacant for a year and longer;
2. Finalisation of phase 1 of the High Court renovation project;
3. Continued training of judges and staff;
4. Introduction of rules of court applicable to commercial disputes;
5. Initiatives aimed to improve on time delivery of judgments and disposal rate of civil and criminal cases.

ANNEXURES

ANNEXURE "A": BENCH & STAFF

2021 Legal Year

A	Staffing	Heads of Court		2
			<i>Judge President</i>	1
			<i>Deputy Judge President</i>	1
		Judges		16
			<i>Criminal Stream</i>	5
			<i>Civil Stream</i>	11
		Acting Judges		2
			<i>Criminal Stream</i>	0
			<i>Civil Stream</i>	2
		Support Staff		75
			<i>Professional staff (eg registrars and researchers)</i>	22
			<i>Administrative (eg legal clerks, secretaries, drivers, cleaners, messengers, interpreters & administrative officers)</i>	53

2020 Legal Year

A	Staffing	Heads of Court		2
			<i>Judge President</i>	1
			<i>Deputy Judge President</i>	1
		Judges		14
			<i>Criminal Stream</i>	4
			<i>Civil Stream</i>	10
		Acting Judges		4
			<i>Criminal Stream</i>	2
			<i>Civil Stream</i>	2
		Support Staff		72
			<i>Professional staff (eg registrars and researchers)</i>	20
			<i>Administrative (eg legal clerks, secretaries, drivers, cleaners, messengers, interpreters & administrative officers)</i>	52

A	Staffing	Heads of Court		2
			<i>Judge President</i>	1
			<i>Deputy Judge President</i>	1
		Judges		11
			<i>Criminal Stream</i>	4
			<i>Civil Stream</i>	7
		Acting Judges		8
			<i>Criminal Stream</i>	5
			<i>Civil Stream</i>	3
		Support Staff		76
			<i>Professional staff (eg registrars and researchers)</i>	21
<i>Administrative (eg legal clerks, secretaries, drivers, cleaners, messengers, interpreters & administrative officers)</i>	55			

ANNEXURE “B”: NUMBER OF CIVIL CASES

2021 Legal Year

Motions Reviews Summary	&	Urgent applications	
		<i>Number of Substantive applications issued as urgent applications brought forward from previous year (civil)</i>	92
		<i>Number of Substantive applications issued as urgent applications brought forward from previous year (labour)</i>	1
		<i>Number Substantive applications issued as urgent applications brought forward from previous years but finalised during 2021 (civil)</i>	90
		<i>Number Substantive applications issued as urgent applications brought forward from previous years but finalised during 2021 (labour)</i>	1
		<i>Number of Substantive Urgent applications issued (civil)</i>	127
		<i>Number of Substantive Urgent applications issued (labour)</i>	20
		<i>Number new Substantive Urgent applications finalised (civil)</i>	99
		<i>Number new Substantive Urgent applications finalised (labour)</i>	18
		All inclusive Motion and Review Summary (civil and labour)	
Nr of Substantive Motions / Reviews brought forward from previous years (including urgent applications)	476		
Number of Substantive motions / reviews brought forward finalised (Residual & JCM Cases) (including urgent applications)	373		
Number of Substantive motions reviews brought forward finalised within the prescribed time period finalised (Residual & JCM Cases) (including urgent applications)	129		
% Substantive Motions / Reviews brought forward finalised within the prescribed time period (6 months) (including urgent applications)	35%		
Number of new Substantive motions / reviews registered (including urgent applications)	565		
Number of new Substantive motions / reviews finalised (Residual & JCM Cases) (including urgent applications)	320		
Number of new Substantive motions reviews finalised within the prescribed time period finalised (Residual & JCM Cases) (including urgent applications)	288		

	% New Substantive Motions / Reviews finalised within the prescribed time period (6 months) (including urgent applications)	81%
	% Total (new and brought forward) Substantive Motions / Reviews finalised within the prescribed time period (6 months) (including urgent applications)	60%

Actions Summary	Nr of actions brought forward from previous years	3833
	Number of actions brought forward finalised (Residual & JCM Cases)	3180
	Number of actions brought forward finalised within the prescribed time period finalised (Residual & JCM Cases)	1684
	% actions brought forward finalised within the prescribed time period (12 months & matrimonial 8 months)	53%
	Number of new actions registered	4954
	Number of new actions finalised (Residual & JCM Cases)	2447
	Number of new actions finalised within the prescribed time period finalised (Residual & JCM Cases)	2410
	% new actions finalised within the prescribed time period (12 months & matrimonial 8 months)	98%
	Total % (new & brought forward) actions finalised within the prescribed time period (12 months & matrimonial 8 months)	73%

Number of Electoral Court cases	
<i>Number of EC Cases brought forward from previous year</i>	3
<i>Number of EC Cases registered during 2021</i>	2
<i>Number of EC Cases heard</i>	5

Appeals		
	<i>Number of Civil Appeals brought forward from previous years</i>	7
	<i>Number of Civil Appeals registered</i>	2
	<i>Number of Labour Appeals brought forward from previous years</i>	77
	<i>Number of Labour Appeals registered</i>	84
	<i>Number of Civil Appeals finalised, incl appeals from previous years</i>	7
	<i>Number of Labour Appeals finalised, incl appeals from previous years</i>	103

Applications for Admission Legal Practitioner		
	<i>Number of applications brought forward from previous year</i>	21

	<i>Number of applications registered</i>	42
	<i>Number of admission orders granted</i>	47
	<i>Number of applications withdrawn</i>	4
	<i>Number of cases carried to 2022</i>	12

2020 Legal Year

Motions Reviews Summary	& Urgent applications	
	<i>Number of Substantive Urgent applications brought forward from previous year (civil)</i>	62
	<i>Number of Substantive Urgent applications brought forward from previous year (labour)</i>	3
	<i>Number Substantive Urgent applications brought forward finalised (civil)</i>	49
	<i>Number Substantive Urgent applications brought forward finalised (labour)</i>	2
	<i>Number of Substantive Urgent applications issued (civil)</i>	195
	<i>Number of Substantive Urgent applications issued (labour)</i>	7
	<i>Number new Substantive Urgent applications finalised (civil)</i>	113
	<i>Number new Substantive Urgent applications finalised (labour)</i>	6
	All inclusive Motion and Review Summary (civil and labour)	
	Nr of Substantive Motions / Reviews brought forward from previous years (including urgent applications)	327
	Number of Substantive motions / reviews brought forward finalised (Residual & JCM Cases) (including urgent applications)	263
	Number of Substantive motions reviews brought forward finalised within the prescribed time period finalised (Residual & JCM Cases) (including urgent applications)	38
	% Substantive Motions / Reviews brought forward finalised within the prescribed time period (6 months) (including urgent applications)	14%
	Number of new Substantive motions / reviews registered (including urgent applications)	644
Number of new Substantive motions / reviews finalised (Residual & JCM Cases) (including urgent applications)	321	
Number of new Substantive motions reviews finalised within the prescribed time period finalised (Residual & JCM Cases) (including urgent applications)	292	

	% New Substantive Motions / Reviews finalised within the prescribed time period (6 months) (including urgent applications)	91%
	% Total (new and brought forward) Substantive Motions / Reviews finalised within the prescribed time period (6 months) (including urgent applications)	57%
Actions Summary	Nr of actions brought forward from previous years	3724
	Number of actions brought forward finalised (Residual & JCM Cases)	2913
	Number of actions brought forward finalised within the prescribed time period finalised (Residual & JCM Cases)	1516
	% actions brought forward finalised within the prescribed time period (12 months & matrimonial 8 months)	52%
	Number of new actions registered	5198
	Number of new actions finalised (Residual & JCM Cases)	2636
	Number of new actions finalised within the prescribed time period finalised (Residual & JCM Cases)	2592
	% new actions finalised within the prescribed time period (12 months & matrimonial 8 months)	98%
	Total % (new & brought forward) actions finalised within the prescribed time period (12 months & matrimonial 8 months)	74%

Number of Electoral Court cases	
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<i>Number of EC Cases heard</i>	9
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Appeals	
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	<i>Number of Civil Appeals brought forward from previous years</i>	1
	<i>Number of Civil Appeals registered</i>	6
	<i>Number of Labour Appeals brought forward from previous years</i>	74
	<i>Number of Labour Appeals registered</i>	73
	<i>Number of Civil Appeals finalised, incl appeals from previous years</i>	2
	<i>Number of Labour Appeals finalised, incl appeals from previous years</i>	81

Applications for Admission Legal Practitioner	
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	<i>Number of applications brought forward from previous year</i>	11
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	<i>Number of applications registered</i>	78
	<i>Number of admission orders granted</i>	68
	<i>Number of applications withdrawn</i>	7
	<i>Number of cases carried to 2022</i>	14

2019 Legal Year

Actions Summary	Nr of actions brought forward from previous years	2437
	Number of new actions registered	4979
	Number of actions finalised (Residual & JCM Cases)	4364
	Number of actions finalised within the prescribed time period finalised (Residual & JCM Cases)	3482
	% actions finalised within the prescribed time period (12 months & matrimonial 8 months)	80%

Urgent applications	127	
	<i>Number of Urgent applications issued (civil)</i>	117
	<i>Number of Urgent applications issued (labour)</i>	10
	<i>Number finalised (civil)</i>	97
	<i>Number finalised (labour)</i>	9

Motions & Reviews Summary	Nr of Motions / Reviews brought forward from previous years	202
	Number of new motions / reviews registered	457
	Number of motions / reviews finalised (Residual & JCM Cases)	428
	Number of motions reviews finalised within the prescribed time period finalised (Residual & JCM Cases)	290
	% Motions / Reviews finalised within the prescribed time period (6 months)	68%

Applications for Admission Legal Practitioner		63
	<i>Number of applications brought forward from previous year</i>	12
	<i>Number of applications registered</i>	51
	<i>Number of admission orders granted</i>	50
	<i>Number of applications withdrawn</i>	4
Appeals		99
	<i>Number of Civil Appeals registered</i>	23
	<i>Number of Labour Appeals registered</i>	76
	<i>Number of Civil Appeals finalised, incl appeals from previous years</i>	16

	<i>Number of Labour Appeals finalised, incl appeals from previous years</i>	82
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ANNEXURE “C₁”: RESIDUAL COURT SESSIONS

2021 Legal Year

Residual Court	<i>Number of motion court sessions</i>	159
	<i>First Motion</i>	40
	<i>Second Motion – Default Judgment</i>	40
	<i>Second Motion – Rule 108</i>	40
	<i>Undefended Matrimonial Court</i>	39

2020 Legal Year

Residual Court	<i>Number of motion court sessions</i>	156
	<i>First Motion</i>	39
	<i>Second Motion – Default Judgment</i>	39
	<i>Second Motion – Rule 108</i>	39
	<i>Undefended Matrimonial Court</i>	39

2019 Legal Year

<i>Number of motion court sessions</i>		153
	<i>First Motion</i>	36
	<i>Second Motion – Default Judgment</i>	39
	<i>Second Motion – Rule 108</i>	36
	<i>Undefended Matrimonial Court</i>	42

ANNEXURE “C₂”: RESIDUAL COURT CASE ENROLLMENT

2021 Legal Year

Residual Court	Total Number of cases enrolled	6113
	<i>First Motion</i>	793
	<i>Second Motion – Default Judgment</i>	2592
	<i>Second Motion – Rule 108</i>	630
	<i>Undefended Matrimonial Court</i>	2098

First Motion Court

	DIVISION	RESIDUAL COURT TYPE	JUDGE	DATE	NR OF CASES ENROLLED
1	High Court Main Division	First Motion Court Roll	Thomas Masuku	03/12/2021 10:00	33
2	High Court Main Division	First Motion Court Roll	Collins Parker	26/11/2021 10:00	16
3	High Court Main Division	First Motion Court Roll	Harald Geier	19/11/2021 10:00	12
4	High Court Main Division	First Motion Court Roll	Thomas Masuku	12/11/2021 10:00	22
5	High Court Main Division	First Motion Court Roll	Collins Parker	05/11/2021 10:00	15
6	High Court Main Division	First Motion Court Roll	Harald Geier	29/10/2021 10:00	5
7	High Court Main Division	First Motion Court Roll	Hosea Angula	22/10/2021 10:00	24
8	High Court Main Division	First Motion Court Roll	Collins Parker	08/10/2021 10:00	24

9	High Court Main Division	First Motion Court Roll	Harald Geier	01/10/2021 10:00	8
10	High Court Main Division	First Motion Court Roll	Hosea Angula	24/09/2021 10:00	17
11	High Court Main Division	First Motion Court Roll	Thomas Masuku	17/09/2021 10:00	17
12	High Court Main Division	First Motion Court Roll	Collins Parker	10/09/2021 10:00	14
13	High Court Main Division	First Motion Court Roll	Harald Geier	03/09/2021 10:00	22
14	High Court Main Division	First Motion Court Roll	Thomas Masuku	20/08/2021 10:00	19
15	High Court Main Division	First Motion Court Roll	Collins Parker	13/08/2021 10:00	33
16	High Court Main Division	First Motion Court Roll	Hosea Angula	06/08/2021 10:00	40
17	High Court Main Division	First Motion Court Roll	Harald Geier	30/07/2021 10:00	14
18	High Court Main Division	First Motion Court Roll	Thomas Masuku	23/07/2021 10:00	33
19	High Court Main Division	First Motion Court Roll	Collins Parker	16/07/2021 10:00	21
20	High Court Main Division	First Motion Court Roll	Hosea Angula	09/07/2021 10:00	19
21	High Court Main Division	First Motion Court Roll	Harald Geier	02/07/2021 10:00	21
22	High Court Main Division	First Motion Court Roll	Thomas Masuku	25/06/2021 10:00	20

23	High Court Main Division	First Motion Court Roll	Collins Parker	18/06/2021 10:00	26
24	High Court Main Division	First Motion Court Roll	Harald Geier	11/06/2021 10:00	15
25	High Court Main Division	First Motion Court Roll	Harald Geier	04/06/2021 10:00	17
26	High Court Main Division	First Motion Court Roll	Collins Parker	21/05/2021 10:00	23
27	High Court Main Division	First Motion Court Roll	Hosea Angula	14/05/2021 10:00	15
28	High Court Main Division	First Motion Court Roll	Harald Geier	07/05/2021 10:00	11
29	High Court Main Division	First Motion Court Roll	Thomas Masuku	30/04/2021 10:00	20
30	High Court Main Division	First Motion Court Roll	Collins Parker	23/04/2021 10:00	29
31	High Court Main Division	First Motion Court Roll	Harald Geier	16/04/2021 10:00	14
32	High Court Main Division	First Motion Court Roll	Kobus Miller	26/03/2021 10:00	10
33	High Court Main Division	First Motion Court Roll	Collins Parker	19/03/2021 10:00	21
34	High Court Main Division	First Motion Court Roll	Hosea Angula	12/03/2021 10:00	21
35	High Court Main Division	First Motion Court Roll	Kobus Miller	05/03/2021 10:00	33
36	High Court Main Division	First Motion Court Roll	Collins Parker	19/02/2021 10:00	24

37	High Court Main Division	First Motion Court Roll	Hosea Angula	12/02/2021 10:00	9
38	High Court Main Division	First Motion Court Roll	Kobus Miller	05/02/2021 10:00	12
39	High Court Main Division	First Motion Court Roll	Thomas Masuku	29/01/2021 10:00	13
40	High Court Main Division	First Motion Court Roll	Collins Parker	22/01/2021 10:00	31

Second Motion Court: Default Judgment

	DIVISION	RESIDUAL COURT TYPE	JUDGE	DATE	NR OF CASES ENROLLED
1	High Court Main Division	Second Motion Court Roll: Default Judgements	Esi Schimming-Chase	03/12/2021 10:00	57
2	High Court Main Division	Second Motion Court Roll: Default Judgements	Nate Ndauendapo	26/11/2021 10:00	38
3	High Court Main Division	Second Motion Court Roll: Default Judgements	Marlene Tommasi	19/11/2021 10:00	36
4	High Court Main Division	Second Motion Court Roll: Default Judgements	Shafimana Ueitele	12/11/2021 10:00	58
5	High Court Main Division	Second Motion Court Roll: Default Judgements	Herman Oosthuizen	05/11/2021 10:00	48
6	High Court Main Division	Second Motion Court Roll: Default Judgements	Hannelie Prinsloo	29/10/2021 10:00	40
7	High Court Main Division	Second Motion Court Roll: Default Judgements	Kobus Miller	22/10/2021 10:00	98
8	High Court Main Division	Second Motion Court Roll: Default Judgements	Orben Sibeya	08/10/2021 10:00	62

9	High Court Main Division	Second Motion Court Roll: Default Judgements	Esi Schimming-Chase	01/10/2021 10:00	52
10	High Court Main Division	Second Motion Court Roll: Default Judgements	Nate Ndauendapo	24/09/2021 10:00	36
11	High Court Main Division	Second Motion Court Roll: Default Judgements	Marlene Tommasi	17/09/2021 10:00	56
12	High Court Main Division	Second Motion Court Roll: Default Judgements	Shafimana Ueitele	10/09/2021 10:00	55
13	High Court Main Division	Second Motion Court Roll: Default Judgements	Herman Oosthuizen	03/09/2021 10:00	109
14	High Court Main Division	Second Motion Court Roll: Default Judgements	Kobus Miller	20/08/2021 10:00	63
15	High Court Main Division	Second Motion Court Roll: Default Judgements	Eileen Rakow	13/08/2021 10:00	60
16	High Court Main Division	Second Motion Court Roll: Default Judgements	Orben Sibeya	06/08/2021 10:00	100
17	High Court Main Division	Second Motion Court Roll: Default Judgements	Esi Schimming-Chase	30/07/2021 10:00	41
18	High Court Main Division	Second Motion Court Roll: Default Judgements	Nate Ndauendapo	23/07/2021 10:00	57
19	High Court Main Division	Second Motion Court Roll: Default Judgements	Shafimana Ueitele	16/07/2021 10:00	66
20	High Court Main Division	Second Motion Court Roll: Default Judgements	Marlene Tommasi	09/07/2021 10:00	27
21	High Court Main Division	Second Motion Court Roll: Default Judgements	Kobus Miller	02/07/2021 10:00	68
22	High Court Main Division	Second Motion Court Roll: Default Judgements	Herman Oosthuizen	25/06/2021 10:00	84
23	High Court Main Division	Second Motion Court Roll: Default Judgements	Boas Usiku	18/06/2021 10:00	51

24	High Court Main Division	Second Motion Court Roll: Default Judgements	Hannelie Prinsloo	11/06/2021 10:00	54
25	High Court Main Division	Second Motion Court Roll: Default Judgements	Eileen Rakow	04/06/2021 10:00	133
26	High Court Main Division	Second Motion Court Roll: Default Judgements	Esi Schimming-Chase	21/05/2021 10:00	71
27	High Court Main Division	Second Motion Court Roll: Default Judgements	Nate Ndauendapo	14/05/2021 10:00	43
28	High Court Main Division	Second Motion Court Roll: Default Judgements	Marlene Tommasi	07/05/2021 10:00	29
29	High Court Main Division	Second Motion Court Roll: Default Judgements	Kobus Miller	30/04/2021 10:00	77
30	High Court Main Division	Second Motion Court Roll: Default Judgements	Herman Oosthuizen	23/04/2021 10:00	60
31	High Court Main Division	Second Motion Court Roll: Default Judgements	Boas Usiku	16/04/2021 10:00	133
32	High Court Main Division	Second Motion Court Roll: Default Judgements	Eileen Rakow	26/03/2021 10:00	76
33	High Court Main Division	Second Motion Court Roll: Default Judgements	Orben Sibeya	19/03/2021 10:00	60
34	High Court Main Division	Second Motion Court Roll: Default Judgements	Nate Ndauendapo	12/03/2021 10:00	57
35	High Court Main Division	Second Motion Court Roll: Default Judgements	Marlene Tommasi	05/03/2021 10:00	91
36	High Court Main Division	Second Motion Court Roll: Default Judgements	Herman Oosthuizen	19/02/2021 10:00	80
37	High Court Main Division	Second Motion Court Roll: Default Judgements	Boas Usiku	12/02/2021 10:00	51
38	High Court Main Division	Second Motion Court Roll: Default Judgements	Eileen Rakow	05/02/2021 10:00	43

39	High Court Main Division	Second Motion Court Roll: Default Judgements	Orben Sibeya	29/01/2021 10:00	96
40	High Court Main Division	Second Motion Court Roll: Default Judgements	Herman Oosthuizen, Hannelie Prinsloo	22/01/2021 10:00	76

Second Motion Court: Rule 108

	DIVISION	RESIDUAL COURT TYPE	JUDGE	DATE	NR OF CASES ENROLLED
1	High Court Main Division	Second Motion Court Roll: Rule 108 Application	Thomas Masuku	03/12/2021 10:00	18
2	High Court Main Division	Second Motion Court Roll: Rule 108 Application	Collins Parker	26/11/2021 10:00	30
3	High Court Main Division	Second Motion Court Roll: Rule 108 Application	Harald Geier	19/11/2021 10:00	12
4	High Court Main Division	Second Motion Court Roll: Rule 108 Application	Thomas Masuku	12/11/2021 10:00	12
5	High Court Main Division	Second Motion Court Roll: Rule 108 Application	Collins Parker	05/11/2021 10:00	15
6	High Court Main Division	Second Motion Court Roll: Rule 108 Application	Harald Geier	29/10/2021 10:00	18
7	High Court Main Division	Second Motion Court Roll: Rule 108 Application	Hosea Angula	22/10/2021 10:00	19
8	High Court Main Division	Second Motion Court Roll: Rule 108 Application	Collins Parker	08/10/2021 10:00	23
9	High Court Main Division	Second Motion Court Roll: Rule 108 Application	Harald Geier	01/10/2021 10:00	6
10	High Court Main Division	Second Motion Court Roll: Rule 108 Application	Hosea Angula	24/09/2021 10:00	22
11	High Court Main Division	Second Motion Court Roll: Rule 108 Application	Thomas Masuku	17/09/2021 10:00	15
12	High Court Main Division	Second Motion Court Roll: Rule 108 Application	Collins Parker	10/09/2021 10:00	20
13	High Court Main Division	Second Motion Court Roll: Rule 108 Application	Harald Geier	03/09/2021 10:00	21

14	High Court Main Division	Second Motion Court Roll: Rule 108 Application	Thomas Masuku	20/08/2021 10:00	24
15	High Court Main Division	Second Motion Court Roll: Rule 108 Application	Collins Parker	13/08/2021 10:00	36
16	High Court Main Division	Second Motion Court Roll: Rule 108 Application	Hosea Angula	06/08/2021 10:00	14
17	High Court Main Division	Second Motion Court Roll: Rule 108 Application	Harald Geier	30/07/2021 10:00	23
18	High Court Main Division	Second Motion Court Roll: Rule 108 Application	Thomas Masuku	23/07/2021 10:00	22
19	High Court Main Division	Second Motion Court Roll: Rule 108 Application	Collins Parker	16/07/2021 10:00	16
20	High Court Main Division	Second Motion Court Roll: Rule 108 Application	Hosea Angula	09/07/2021 10:00	11
21	High Court Main Division	Second Motion Court Roll: Rule 108 Application	Harald Geier	02/07/2021 10:00	15
22	High Court Main Division	Second Motion Court Roll: Rule 108 Application	Thomas Masuku	25/06/2021 10:00	14
23	High Court Main Division	Second Motion Court Roll: Rule 108 Application	Collins Parker	18/06/2021 10:00	9
24	High Court Main Division	Second Motion Court Roll: Rule 108 Application	Harald Geier	11/06/2021 10:00	13
25	High Court Main Division	Second Motion Court Roll: Rule 108 Application	Harald Geier	04/06/2021 10:00	10
26	High Court Main Division	Second Motion Court Roll: Rule 108 Application	Collins Parker	21/05/2021 10:00	10
27	High Court Main Division	Second Motion Court Roll: Rule 108 Application	Hosea Angula	14/05/2021 10:00	15
28	High Court Main Division	Second Motion Court Roll: Rule 108 Application	Harald Geier	07/05/2021 10:00	7

29	High Court Main Division	Second Motion Court Roll: Rule 108 Application	Thomas Masuku	30/04/2021 10:00	14
30	High Court Main Division	Second Motion Court Roll: Rule 108 Application	Collins Parker	23/04/2021 10:00	17
31	High Court Main Division	Second Motion Court Roll: Rule 108 Application	Harald Geier	16/04/2021 10:00	22
32	High Court Main Division	Second Motion Court Roll: Rule 108 Application	Kobus Miller	26/03/2021 10:00	20
33	High Court Main Division	Second Motion Court Roll: Rule 108 Application	Collins Parker	19/03/2021 10:00	10
34	High Court Main Division	Second Motion Court Roll: Rule 108 Application	Hosea Angula	12/03/2021 10:00	11
35	High Court Main Division	Second Motion Court Roll: Rule 108 Application	Eileen Rakow	05/03/2021 10:00	14
36	High Court Main Division	Second Motion Court Roll: Rule 108 Application	Collins Parker	19/02/2021 10:00	9
37	High Court Main Division	Second Motion Court Roll: Rule 108 Application	Hosea Angula	12/02/2021 10:00	3
38	High Court Main Division	Second Motion Court Roll: Rule 108 Application	Kobus Miller	05/02/2021 10:00	17
39	High Court Main Division	Second Motion Court Roll: Rule 108 Application	Thomas Masuku	29/01/2021 10:00	18
40	High Court Main Division	Second Motion Court Roll: Rule 108 Application	Collins Parker	22/01/2021 10:00	5

Undefended Matrimonial Court Roll

	DIVISION	RESIDUAL COURT TYPE	JUDGE	DATE	NR OF CASES ENROLLED
1	High Court Main Division	MD Undefended Matrimonial Roll	Nate Ndauendapo	06/12/2021 10:00	44
2	High Court Main Division	MD Undefended Matrimonial Roll	Thomas Masuku	29/11/2021 10:00	105
3	High Court Main Division	MD Undefended Matrimonial Roll	Harald Geier	15/11/2021 10:00	48
4	High Court Main Division	MD Undefended Matrimonial Roll	Thomas Masuku	08/11/2021 10:00	66
5	High Court Main Division	MD Undefended Matrimonial Roll	Collins Parker	01/11/2021 10:00	23
6	High Court Main Division	MD Undefended Matrimonial Roll	Harald Geier	25/10/2021 10:00	68
7	High Court Main Division	MD Undefended Matrimonial Roll	Hosea Angula	18/10/2021 10:00	67
8	High Court Main Division	MD Undefended Matrimonial Roll	Collins Parker	04/10/2021 10:00	31
9	High Court Main Division	MD Undefended Matrimonial Roll	Harald Geier	27/09/2021 10:00	17
10	High Court Main Division	MD Undefended Matrimonial Roll	Hosea Angula	20/09/2021 10:00	39
11	High Court Main Division	MD Undefended Matrimonial Roll	Thomas Masuku	13/09/2021 10:00	64
12	High Court Main Division	MD Undefended Matrimonial Roll	Collins Parker	06/09/2021 10:00	53
13	High Court Main Division	MD Undefended Matrimonial Roll	Harald Geier	30/08/2021 10:00	73
14	High Court Main Division	MD Undefended Matrimonial Roll	Thomas Masuku	16/08/2021 10:00	90
15	High Court Main Division	MD Undefended Matrimonial Roll	Collins Parker	09/08/2021 10:00	39
16	High Court Main Division	MD Undefended Matrimonial Roll	Hosea Angula	02/08/2021 10:00	46
17	High Court Main Division	MD Undefended Matrimonial Roll	Harald Geier	26/07/2021 10:00	70

18	High Court Main Division	MD Undefended Matrimonial Roll	Thomas Masuku	19/07/2021 10:00	36
19	High Court Main Division	MD Undefended Matrimonial Roll	Collins Parker	12/07/2021 10:00	48
20	High Court Main Division	MD Undefended Matrimonial Roll	Hosea Angula	05/07/2021 10:00	55
21	High Court Main Division	MD Undefended Matrimonial Roll	Harald Geier	28/06/2021 10:00	53
22	High Court Main Division	MD Undefended Matrimonial Roll	Thomas Masuku	21/06/2021 10:00	33
23	High Court Main Division	MD Undefended Matrimonial Roll	Collins Parker	14/06/2021 10:00	46
24	High Court Main Division	MD Undefended Matrimonial Roll	Harald Geier	07/06/2021 10:00	60
25	High Court Main Division	MD Undefended Matrimonial Roll	Harald Geier	31/05/2021 10:00	22
26	High Court Main Division	MD Undefended Matrimonial Roll	Collins Parker	17/05/2021 10:00	71
27	High Court Main Division	MD Undefended Matrimonial Roll	Hosea Angula	10/05/2021 10:00	47
28	High Court Main Division	MD Undefended Matrimonial Roll	Harald Geier	03/05/2021 10:00	14
29	High Court Main Division	MD Undefended Matrimonial Roll	Thomas Masuku	26/04/2021 10:00	60
30	High Court Main Division	MD Undefended Matrimonial Roll	Collins Parker	19/04/2021 10:00	96
31	High Court Main Division	MD Undefended Matrimonial Roll	Thomas Masuku	29/03/2021 10:00	86
32	High Court Main Division	MD Undefended Matrimonial Roll	Collins Parker	15/03/2021 10:00	37
33	High Court Main Division	MD Undefended Matrimonial Roll	Hosea Angula	08/03/2021 10:00	40
34	High Court Main Division	MD Undefended Matrimonial Roll	Thomas Masuku	01/03/2021 10:00	44
35	High Court Main Division	MD Undefended Matrimonial Roll	Collins Parker	15/02/2021 10:00	53
36	High Court Main Division	MD Undefended Matrimonial Roll	Hosea Angula	08/02/2021 10:00	56

37	High Court Main Division	MD Undefended Matrimonial Roll	Kobus Miller	01/02/2021 10:00	20
38	High Court Main Division	MD Undefended Matrimonial Roll	Kobus Miller, Thomas Masuku	25/01/2021 10:00	34
39	High Court Main Division	MD Undefended Matrimonial Roll	Hosea Angula, Collins Parker	18/01/2021 10:00	144

ANNEXURE “D”: JUDICIAL CASE MANAGEMENT BREAK DOWN

2021 Legal Year

Civil Stream (including Labour): Judicial Case Management	Motions, Reviews & Actions	Number of JCM cases assigned and managed					
		No. of cases brought forward from previous year reflected on 1 Jan 2020	No. of new cases assigned	No. of cases transferred to other judges	No. of cases transferred from other judges accepted	No of cases finalised	No. of cases active on JCM roll as reflected on 31 December 2020
Action Stint							
<i>Ndauendapo J</i> MD: Action	290	155	13	9	291	158	
<i>Tommasi J</i> MD: Action	233	166	18	8	238	171	
<i>Ueitele J</i> MD: Action	256	201	10	15	262	190	
<i>B Usiku J</i> MD: Action	259	194	9	15	284	163	
<i>Oosthuizen J</i> MD: Action	238	157	28	3	245	175	
<i>Prinsloo J</i> MD: Action	236	163	14	12	241	160	
<i>Rakow J</i> MD: Action	210	327	19	2	395	159	
<i>Sibeya J</i> MD: Action	185	297	24	4	354	148	
<i>Schimming-Chase J</i> MD: Action	13	372	18	4	226	173	
Motion Stint							
<i>Geier J</i> MD: Motion	72	251	31	67	108	179	
<i>Masuku J</i> MD: Motion	118	313	7	32	184	222	
Acting, Special Assignments and brought forward from previous years Stint							
<i>Claasen J</i> MD: Brought forward	5	3	2	0	6	4	
<i>Parker AJ</i> MD: Special allocations	13	43	13	3	54	12	
<i>Unengu AJ</i> MD: Brought forward	2	0	0	0	2	0	
<i>Miller AJ</i> MD: Special allocations	19	89	12	36	61	23	
<i>Kangueehi AJ</i> MD: Brought forward	3	0	0	0	0	3	

Civil Stream (including Labour): Judicial Case Management	Motions, Reviews Actions &	Number of JCM cases assigned and managed					
		No. of cases brought forward from previous year reflected on 1 Jan 2020	No. of new cases assigned	No. of cases transferred to other judges	No. of cases transferred from other judges accepted	No of cases finalised	No. of cases active on JCM roll as reflected on 31 December 2020
	<i>Angula DJP¹⁴</i> MD: Motion NLD: Motion & Action	100	116	13	21	111	97
	<i>Ndauendapo J</i> MD: Action	228	405	6	19	335	285
	<i>Tommasi J</i> MD: Action	242	341	6	13	352	224
	<i>Geier J</i> MD: Motion	70	172	1	8	164	71
	<i>Ueitele J</i> MD: Action	160	254	149	19	304	240
	<i>Masuku J</i> MD: Motion	83	188	6	7	152	118
	<i>B Usiku J</i> MD: Action	278	255	4	4	280	253
	<i>Oosthuizen J</i> MD: Action	258	268	7	13	290	230
	<i>Prinsloo J</i> MD: Action	281	300	23	14	361	229
	<i>Claasen J</i> MD: Brought forward from previous year	10	4	3	1	11	5
	<i>Rakow J</i> MD: Action	123	399	12	145	180	209
	<i>Sibeya J</i> MD: Action	2	229	13	0	60	184
	<i>Parker AJ</i> MD: Mixed and standing in for judges on leave	14	16	8	2	24	12
	<i>Unengu AJ</i> MD: Flow over from previous year	1	4	8	0	11	2
	<i>Miller AJ</i> MD: Mixed and standing in for judges on leave	7	28	10	6	22	17
	<i>Schimming-Chase AJ</i> MD: Mixed and standing in for judges on leave	0	15	6	2	6	13

¹⁴ Figures only apply to MD cases and do not include NLD case assignments

ANNEXURE “E”: CIVIL STREAM JUDGMENT DELIVERY BREAKDOWN

2021 Legal Year

Civil Stream (including Labour): Judgments	Judgment Delivery Summary	Total number of judgments delivered		423
		Total number of judgments delivered within the prescribed time periods		248
		% On time delivery of judgments and rulings		59%
	<i>Individual judgment delivery breakdown</i>			
Judgment Delivery break Down	Angula DJP	Nr of Judgments delivered	16	
		Nr of Judgments delivered timely	11	
		% On-time delivery	68,75%	
	Ndauendapo J	Nr of Judgments delivered	18	
		Nr of Judgments delivered timely	4	
		% On-time delivery	22,22%	
	Tommasi J	Nr of Judgments delivered	21	
		Nr of Judgments delivered timely	6	
		% On-time delivery	28,57%	
	Geier J	Nr of Judgments delivered	20	
		Nr of Judgments delivered timely	9	
		% On-time delivery	45%	
	Ueitele J	Nr of Judgments delivered	17	
		Nr of Judgments delivered timely	9	
		% On-time delivery	52,94%	
	Masuku J	Nr of Judgments delivered	73	
		Nr of Judgments delivered timely	22	
		% On-time delivery	30,14%	
	Oosthuizen J	Nr of Judgments delivered	20	

			Nr of Judgments delivered timely	8
			% On-time delivery	40%
		B Usiku J	Nr of Judgments delivered	32
			Nr of Judgments delivered timely	22
			% On-time delivery	68,75%
		Prinsloo J	Nr of Judgments delivered	41
			Nr of Judgments delivered timely	34
			% On-time delivery	82,93%
		Claasen J	Nr of Judgments delivered	2
			Nr of Judgments delivered timely	2
			% On-time delivery	100%
		Rakow J	Nr of Judgments delivered	38
			Nr of Judgments delivered timely	26
			% On-time delivery	68,42%
		Sibeya J	Nr of Judgments delivered	29
			Nr of Judgments delivered timely	14
			% On-time delivery	48,28%
		Schimming-Chase J	Nr of Judgments delivered	17
			Nr of Judgments delivered timely	13
			% On-time delivery	76,47%
		Parker AJ	Nr of Judgments delivered	45
			Nr of Judgments delivered timely	45
			% On-time delivery	100%
		Unengu AJ	Nr of Judgments delivered	1
			Nr of Judgments delivered timely	1
			% On-time delivery	100%
		Miller AJ	Nr of Judgments delivered	32
			Nr of Judgments delivered timely	22
			% On-time delivery	68,75%
		Elize Angula AJ	Nr of Judgments delivered	1

			Nr of Judgments delivered timely	0
			% On-time delivery	0%

2020 Legal Year

Civil Stream (including Labour): Judgments	Judgment Delivery Summary	Total number of judgments delivered		391	
		Total number of judgments delivered within the prescribed time periods		301	
		% On time delivery of judgments and rulings		76.98	
		Judgment delivery break down			
	Judgment Delivery break Down	Angula DJP	Nr of Judgments delivered		19
			Nr of Judgments delivered timely		17
			% On-time delivery		84
		Tommasi J	Nr of Judgments delivered		29
			Nr of Judgments delivered timely		14
			% On-time delivery		48.28
Geier J		Nr of Judgments delivered		15	
		Nr of Judgments delivered timely		13	
		% On-time delivery		86.79	
Ueitele J		Nr of Judgments delivered		20	
		Nr of Judgments delivered timely		14	
		% On-time delivery		70	
Masuku J		Nr of Judgments delivered		73	
		Nr of Judgments delivered timely		52	
		% On-time delivery		71	
Oosthuizen J		Nr of Judgments delivered		19	
		Nr of Judgments delivered timely		15	
		% On-time delivery		78.9	

		B Usiku J	Nr of Judgments delivered	37
			Nr of Judgments delivered timely	35
			% On-time delivery	94.6
		Prinsloo J	Nr of Judgments delivered	53
			Nr of Judgments delivered timely	42
			% On-time delivery	79
		Claasen J	Nr of Judgments delivered	3
			Nr of Judgments delivered timely	3
			% On-time delivery	100
		Rakow J	Nr of Judgments delivered	57
			Nr of Judgments delivered timely	46
			% On-time delivery	80.7
		Sibeya J	Nr of Judgments delivered	12
			Nr of Judgments delivered timely	10
			% On-time delivery	83.5
		Parker AJ	Nr of Judgments delivered	17
			Nr of Judgments delivered timely	17
			% On-time delivery	100
		Unengu AJ	Nr of Judgments delivered	10
			Nr of Judgments delivered timely	10
			% On-time delivery	100
		Miller AJ	Nr of Judgments delivered	19
			Nr of Judgments delivered timely	14
			% On-time delivery	74
Schimming-Chase AJ	Nr of Judgments delivered	8		
	Nr of Judgments delivered timely	7		
	% On-time delivery	87.5		

Civil Stream (including Labour): Judgments	Judgment Delivery Summary	Total number of judgments delivered		357
		Total number of judgments delivered within the prescribed time periods		252
		% On time delivery of judgments and rulings		71%
		<i>Judgment delivery break down</i>		
	Judgment Delivery break Down	<i>Angula DJP</i>	Nr of Judgments delivered	32
			Nr of Judgments delivered timely	28
			% On-time delivery	88%
		<i>Tommasi J</i>	Nr of Judgments delivered	18
			Nr of Judgments delivered timely	9
			% On-time delivery	50%
<i>Geier J</i>		Nr of Judgments delivered	27	
		Nr of Judgments delivered timely	25	
		% On-time delivery	93%	
<i>Ueitele J</i>		Nr of Judgments delivered	17	
		Nr of Judgments delivered timely	5	
		% On-time delivery	29%	
<i>Masuku J</i>		Nr of Judgments delivered	63	
		Nr of Judgments delivered timely	27	
		% On-time delivery	43%	
<i>Oosthuizen J</i>		Nr of Judgments delivered	22	
		Nr of Judgments delivered timely	8	
		% On-time delivery	36%	
<i>B Usiku J</i>		Nr of Judgments delivered	42	
		Nr of Judgments delivered timely	32	
		% On-time delivery	76%	

		Prinsloo J	Nr of Judgments delivered	49
			Nr of Judgments delivered timely	39
			% On-time delivery	80%
		Parker AJ	Nr of Judgments delivered	16
			Nr of Judgments delivered timely	16
			% On-time delivery	100%
		Unengu AJ	Nr of Judgments delivered	8
			Nr of Judgments delivered timely	5
			% On-time delivery	63%
		Miller AJ	Nr of Judgments delivered	6
			Nr of Judgments delivered timely	4
			% On-time delivery	67%
		Bassingth-waighte AJ	Nr of Judgments delivered	2
			Nr of Judgments delivered timely	1
			% On-time delivery	50%
		Narib AJ	Nr of Judgments delivered	1
			Nr of Judgments delivered timely	1
			% On-time delivery	100%
		Claasen AJ	Nr of Judgments delivered	28
			Nr of Judgments delivered timely	26
			% On-time delivery	93%
		Rakow AJ	Nr of Judgments delivered	7
			Nr of Judgments delivered timely	7
			% On-time delivery	100%
		Sibeya AJ	Nr of Judgments delivered	5
			Nr of Judgments delivered timely	5
			% On-time delivery	100%
Kangueehi AJ	Nr of Judgments delivered	14		
	Nr of Judgments delivered timely	14		
	% On-time delivery	100%		

ANNEXURE “F”: MEDIATIONS

2021 Legal Year

Civil Stream (including Labour): Judgments	Mediation	Total Mediations scheduled	1049
		Total Mediations cancelled	326
		Total Mediations successful	380
		Total Mediations failed	343
		Percentage mediations successful	52%
		Total Revenue spent in respect of Mediators	N\$1 812 786
		Approximate saving in court days	1520
		Approximate saving in litigation costs	N\$38 000 000

2020 Legal Year

Civil Stream (including Labour): Judgments	Mediation	Total Mediations scheduled	1023
		Total Mediations cancelled	152
		Total Mediations successful	583
		Total Mediations failed	288
		Percentage mediations successful	67%
		Total Revenue spent in respect of Mediators	954,762.00
		Approximate saving in court days	2332 court days
		Approximate saving in litigation costs	58,300,000.00

2019 Legal Year

Civil Stream (including Labour): Judgments	Mediation	Total of Mediations scheduled	852
		Total Mediations cancelled	35
		Total of Mediations successful	484
		Total of Mediations failed	333
		Percentage of mediations successful	57%
		Total Revenue spent in respect of Mediators	N\$1 821 154
		Approximate saving in court days	1936
		Approximate saving in litigation costs	N\$48 400 000

ANNEXURE “G”: CRIMINAL CASE BREAK DOWN

2021 Legal Year

Indictment Summary	<i>Nr of criminal Indictment cases brought forward from previous years</i>		62
	<i>Nr of new Indictment cases registered during 2021</i>		10
	<i>Nr of cases finalised during 2021</i>		21
	<i>% Criminal Indictment cases finalised during 2021</i>		29%
	<i>Nr of part heard matters (including matters set down for judgment or sentence during 2022) at end of 2021</i>		35
	<i>Nr of cases set down for plea and trial during 2022</i>		6
	<i>Nr of cases removed from role due to accused being at large</i>		4
	<i>Nr of cases on mentions roll</i>		6
Case breakdown	Angula DJP	<i>Nr of cases b/f</i>	1
		<i>Nr of new cases received</i>	0
		<i>Nr of cases finalised</i>	0
	Ndauendapo J	<i>Nr of cases b/f</i>	4
		<i>Nr of new cases received</i>	0
		<i>Nr of cases finalised</i>	0
	Liebenberg J	<i>Nr of cases b/f</i>	6
		<i>Nr of new cases received</i>	2
		<i>Nr of cases finalised</i>	3
	Shivute J	<i>Nr of cases b/f</i>	6
		<i>Nr of new cases received</i>	2
		<i>Nr of cases finalised</i>	4
	January J	<i>Nr of cases b/f</i>	2
		<i>Nr of new cases received</i>	4
		<i>Nr of cases finalised</i>	0
	D Usiku J	<i>Nr of cases b/f</i>	9
		<i>Nr of new cases received</i>	2
		<i>Nr of cases finalised</i>	2
Masuku J	<i>Nr of cases b/f</i>	1	
	<i>Nr of new cases received</i>	0	
	<i>Nr of cases finalised</i>	0	

	B Usiku J	<i>Nr of cases b/f</i>	1
		<i>Nr of new cases received</i>	0
		<i>Nr of cases finalised</i>	1
	Salionga J	<i>Nr of cases b/f</i>	1
		<i>Nr of new cases received</i>	0
		<i>Nr of cases finalised</i>	0
	Claasen J	<i>Nr of cases b/f</i>	6
		<i>Nr of new cases received</i>	3
		<i>Nr of cases finalised</i>	5
	Rakow J	<i>Nr of cases b/f</i>	3
		<i>Nr of new cases received</i>	0
		<i>Nr of cases finalised</i>	2
	Sibeya J	<i>Nr of cases b/f</i>	3
		<i>Nr of new cases received</i>	0
		<i>Nr of cases finalised</i>	2
	Siboleka AJ	<i>Nr of cases b/f</i>	2
		<i>Nr of new cases received</i>	0
		<i>Nr of cases finalised</i>	0
	Unengu AJ	<i>Nr of cases b/f</i>	3
		<i>Nr of new cases received</i>	0
		<i>Nr of cases finalised</i>	1
	Miller AJ	<i>Nr of cases b/f</i>	2
		<i>Nr of new cases received</i>	0
		<i>Nr of cases finalised</i>	1

Criminal Reviews	<i>Received</i>	2285
	<i>Finalised</i>	2066
	<i>% Criminal Reviews Finalised</i>	90%

Criminal Appeals	<i>New appeals registered</i>	109
	<i>New appeals Finalised</i>	86
	<i>% Criminal Appeals Finalised</i>	79%

President's Patients	<i>New discharge applications received</i>	9
	<i>2020 Discharge application re-submitted for judge during 2021</i>	0
	<i>New discharge application queried by judge and returned to PG – Not yet re-submitted</i>	0
	<i>Finalised</i>	9

2020 Legal Year

Indictment Summary	<i>Nr of criminal Indictment cases brought forward from previous years</i>	66
	<i>Nr of new Indictment cases registered during 2020</i>	22

	<i>Nr of cases finalised during 2020</i>	26	
	<i>% Criminal Indictment cases finalised during 2020</i>	30%	
	<i>Nr of part heard matters (including matters set down for judgment or sentence during 2021) at end of 2020</i>	37	
	<i>Nr of cases set down for plea and trial during 2021</i>	14	
	<i>Nr of cases removed from role due to accused being at large</i>	3	
	<i>Nr of cases on mentions roll</i>	8	
Case breakdown	Angula DJP	<i>Nr of cases b/f</i>	1
		<i>Nr of new cases received</i>	0
		<i>Nr of cases finalised</i>	0
	Ndauendapo J	<i>Nr of cases b/f</i>	6
		<i>Nr of new cases received</i>	0
		<i>Nr of cases finalised</i>	1
	Liebenberg J	<i>Nr of cases b/f</i>	6
		<i>Nr of new cases received</i>	5
		<i>Nr of cases finalised</i>	5
	Shivute J	<i>Nr of cases b/f</i>	6
		<i>Nr of new cases received</i>	3
		<i>Nr of cases finalised</i>	4
	January J	<i>Nr of cases b/f</i>	0
		<i>Nr of new cases received</i>	3
		<i>Nr of cases finalised</i>	0
	D Usiku J	<i>Nr of cases b/f</i>	7
		<i>Nr of new cases received</i>	5
		<i>Nr of cases finalised</i>	3
	Masuku J	<i>Nr of cases b/f</i>	1
		<i>Nr of new cases received</i>	0
		<i>Nr of cases finalised</i>	1
	B Usiku J	<i>Nr of cases b/f</i>	1
		<i>Nr of new cases received</i>	0
		<i>Nr of cases finalised</i>	0
	Salionga J	<i>Nr of cases b/f</i>	1
		<i>Nr of new cases received</i>	0
		<i>Nr of cases finalised</i>	0
Claasen J	<i>Nr of cases b/f</i>	5	
	<i>Nr of new cases received</i>	2	
	<i>Nr of cases finalised</i>	1	
Rakow J	<i>Nr of cases b/f</i>	7	

		<i>Nr of new cases received</i>	0
		<i>Nr of cases finalised</i>	4
	Sibeya J	<i>Nr of cases b/f</i>	4
		<i>Nr of new cases received</i>	4
		<i>Nr of cases finalised</i>	5
	Siboleka AJ	<i>Nr of cases b/f</i>	5
		<i>Nr of new cases received</i>	0
		<i>Nr of cases finalised</i>	2
	Unengu AJ	<i>Nr of cases b/f</i>	1
		<i>Nr of new cases received</i>	2
		<i>Nr of cases finalised</i>	1
	Miller AJ	<i>Nr of cases b/f</i>	4
		<i>Nr of new cases received</i>	0
		<i>Nr of cases finalised</i>	1

Criminal Reviews	<i>Received</i>	2032
	<i>Finalised</i>	1764
	<i>% Criminal Reviews Finalised</i>	87%

Criminal Appeals	<i>New appeals registered</i>	121
	<i>New appeals Finalised</i>	65
	<i>% Criminal Appeals Finalised</i>	54%

President's Patients	<i>New discharge applications received</i>	14
	<i>2019 Discharge application re-submitted for judge during 2020</i>	1
	<i>New discharge application queried by judge and returned to PG – Not yet re-submitted</i>	0
	<i>Finalised</i>	15

2019 Legal Year

Indictment Summary	<i>Nr of criminal Indictment cases brought forward from previous years</i>	69
	<i>Nr of new Indictment cases registered during 2019</i>	31
	<i>Nr of cases finalised during 2019</i>	34
	<i>% Criminal Indictment cases finalised during 2019</i>	30%
	<i>Nr of part heard matters at end of 2019</i>	46

	<i>Nr of cases set down for plea and trial during 2020</i>		19
	<i>Nr of cases on mentions roll</i>		6
Case breakdown	Angula DJP	<i>Nr of cases b/f</i>	1
		<i>Nr of new cases received</i>	0
		<i>Nr of cases finalised</i>	0
	Ndauendapo J	<i>Nr of cases b/f</i>	12
		<i>Nr of new cases received</i>	0
		<i>Nr of cases finalised</i>	3
	Liebenberg J	<i>Nr of cases b/f</i>	7
		<i>Nr of new cases received</i>	4
		<i>Nr of cases finalised</i>	5
	Shivute J	<i>Nr of cases b/f</i>	8
		<i>Nr of new cases received</i>	3
		<i>Nr of cases finalised</i>	6
	D Usiku J	<i>Nr of cases b/f</i>	7
		<i>Nr of new cases received</i>	5
		<i>Nr of cases finalised</i>	6
	Masuku J	<i>Nr of cases b/f</i>	1
		<i>Nr of new cases received</i>	0
		<i>Nr of cases finalised</i>	0
	B Usiku J	<i>Nr of cases b/f</i>	2
		<i>Nr of new cases received</i>	0
		<i>Nr of cases finalised</i>	0
	Salionga J	<i>Nr of cases b/f</i>	1
		<i>Nr of new cases received</i>	0
		<i>Nr of cases finalised</i>	0
	Siboleka AJ	<i>Nr of cases b/f</i>	9
		<i>Nr of new cases received</i>	0
		<i>Nr of cases finalised</i>	4
	Unengu AJ	<i>Nr of cases b/f</i>	1
		<i>Nr of new cases received</i>	0
		<i>Nr of cases finalised</i>	0
	Miller AJ	<i>Nr of cases b/f</i>	0
		<i>Nr of new cases received</i>	8
		<i>Nr of cases finalised</i>	1
	Claasen AJ	<i>Nr of cases b/f</i>	0
		<i>Nr of new cases received</i>	5
		<i>Nr of cases finalised</i>	0
Rakow AJ	<i>Nr of cases b/f</i>	0	
	<i>Nr of new cases received</i>	6	
	<i>Nr of cases finalised</i>	0	
Sibeya AJ	<i>Nr of cases b/f</i>	0	
	<i>Nr of new cases received</i>	7	
	<i>Nr of cases finalised</i>	2	
Kangueehi AJ	<i>Nr of cases b/f</i>	0	
	<i>Nr of new cases received</i>	1	

		<i>Nr of cases finalised</i>	1
Case Categories	<i>Violence against women and children</i>		68
	<i>Crimes of Dishonesty</i>		38
	<i>Human Trafficking & Child Kidnapping</i>		7
Criminal Reviews	<i>Received</i>		2568
	<i>Finalised</i>		2385
	<i>% Criminal Reviews Finalised</i>		93%
Criminal Appeals	<i>New appeals registered</i>		116
	<i>New appeals Finalised</i>		56
	<i>% Criminal Appeals Finalised</i>		49%
President's Patients	<i>New discharge applications received</i>		2
	<i>2018 Discharge application re-submitted for judge during 2019</i>		1
	<i>New discharge application queried by judge and returned to PG</i>		1
	<i>Finalised</i>		2

COMPARATIVE PERFORMANCE STATISTICS BETWEEN LEGAL YEARS 2019, 2020 AND 2021

HIGH COURT MAIN DIVISION COMPARATIVE MATRIX		2021	2020	2019
BENCH & SUPPORT STAFF	Permanent Judges	18	16	13
	Acting Judges	2	4	8
	Support Staff	75	72	76
CIVIL & LABOUR MOTIONS & REVIEWS	Number of new Substantive motions / reviews registered (including urgent applications)	565	644	572
	Number of new Substantive motions / reviews finalised (Residual & JCM Cases) (including urgent applications)	320	321	289
	Number of new Substantive motions reviews finalised within the prescribed time period finalised (Residual & JCM Cases) (including urgent applications)	288	292	253
	% New Substantive Motions / Reviews finalised within the prescribed time period (6 months) (including urgent applications)	81%	91%	88%
CIVIL ACTIONS	Number of new actions registered	4954	5198	5474
	Number of new actions finalised (Residual & JCM Cases)	2447	2636	2565
	Number of new actions finalised within the prescribed time period finalised (Residual & JCM Cases)	2410	2592	2532
	% new actions finalised within the prescribed time period (12 months & matrimonial 8 months)	98%	98%	99%
CIVIL & LABOUR APPEALS	Number of Civil Appeals brought forward from previous years	7	1	Not available
	Number of Civil Appeals registered	2	6	3
	Number of Labour Appeals brought forward from previous years	77	74	Not available
	Number of Labour Appeals registered	84	73	75

	Number of Civil Appeals finalised, incl appeals from previous years	7	2	2
	Number of Labour Appeals finalised, incl appeals from previous years	103	81	10
ARBITRATION AWARDS	Labour Arbitration Awards registered in terms of section 87 of the Labour Act	247	269	304
RESIDUAL COURT	Number of Motion Court Sessions	159	156	153
	Number of Cases enrolled on the residual court rolls	6113	Not available	Not available
CIVIL & LABOUR JUDGMENT DELIVERY	Total number of judgments delivered	423	391	357
	Total number of judgments delivered within the prescribed time periods	248	301	252
	% On time delivery of judgments and rulings	59%	76.98%	71%
MEDIATIONS	Total Mediations scheduled	1049	1023	852
	Total Mediations cancelled	326	152	35
	Total Mediations successful	380	583	484
	Total Mediations failed	343	288	333
	Percentage mediations successful	52%	67%	57%
	Total Revenue spent in respect of Mediators	N\$1 812 786	N\$954,762.00	N\$1 821 154
	Approximate saving in court days	1520	2332	1936
	Approximate saving in litigation costs	N\$38 000 000	N\$58,300,000.00	N\$48 400 000
CRIMINAL INDICTMENT CASES	Nr of criminal Indictment cases brought forward from previous years	62	66	69

	Nr of new Indictment cases registered during Legal Year	10	22	31
	Nr of cases finalised during Legal Year	21	26	34
	% Criminal Indictment cases finalised during Legal Year	29%	30%	30%
	Nr of part heard matters (including matters set down for judgment or sentence during) at end of Legal Year	35	37	46
	Nr of cases set down for plea and trial during next Legal Year	6	14	19
	Nr of cases removed from role due to accused being at large	4	3	0
	Nr of cases on mentions roll	6	8	6
CRIMINAL REVIEWS	Received	2285	2032	2568
	Finalised	2066	1764	2385
	% Criminal Reviews Finalised	90%	87%	93%
CRIMINAL APPEALS	New appeals registered	109	121	116
	New appeals Finalised	86	65	56
	% Criminal Appeals Finalised	79%	54%	49%
PRESIDENT'S PATIENTS	New discharge applications received	9	14	2
	Discharge application re-submitted for judge during Legal Year	0	1	1
	New discharge application queried by judge and returned to PG – Not yet re-submitted	0	0	1
	Finalised	9	15	2