



OFFICE OF THE JUDGE PRESIDENT  
MR JUSTICE E.M MAKGOBA

HIGH COURT OF SOUTH AFRICA, LIMPOPO DIVISION, POLOKWANE

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Private Bag X 9693  
POLOKWANE  
0700  
36 Biccard Street  
Polokwane, 0699

Telephone number: (015) 495 1790  
Fax: 086 476 2842  
E-mail: KMoabelo@judiciary.org.za

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## **JUDGE PRESIDENT'S DIRECTIVE N° 06/2022**

**TO: ALL LEGAL PRACTITIONERS  
REGISTRARS**

1. I refer to my circular / directive dated 3 February 2022 wherein it was said:

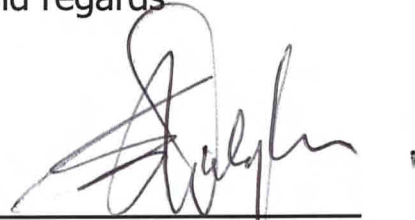
*"All Applications for Default Judgements in terms of Rule 31(5) pertaining to the **National Credit Act 34 of 2005** will no longer be considered by the Registrar's office and must be directly placed on the motion court roll by way of Notice of Set Down."*

2. This practice has contributed to a congestion of matters in the Unopposed Roll.
3. In the light of the Full Bench decision of the Mpumalanga High Court in **Nedbank Limited v Mollentze Case N° 2757/2021 delivered in 23 March 2022**, our Division has decided to follow the Mpumalanga High Court decision.

4. I accordingly direct that the Limpopo Division of the High Court reverts to the previous dispensation where the Registrar should grant default judgments in terms of Rule 31(5) in matters pertaining to the National Credit Act 34 of 2005, save in those special cases involving residential property (i.e. where Rule 46 is applicable).
  
5. This directive is to come into effect on the 7 June 2022.

Dated at POLOKWANE on this 02 June 2022.

Kind regards

A handwritten signature in black ink, appearing to read 'E M Makgoba', written over a horizontal line.

**E M MAKGOBA**  
**JUDGE PRESIDENT OF THE HIGH**  
**COURT, LIMPOPO DIVISION**