

ANNEXURE 8: DRAFT ORDER SPECIAL INTERLOCUTORY COURT ORDER: *IPSO FACTO* STRIKING OF DEFENCE

**IN THE HIGH COURT OF SOUTH AFRICA
(GAUTENG DIVISION, PRETORIA)**

On this the **[insert]**th day of **[insert month and year]**.
Before the Honourable Justice **[insert Judge's name]**.
Nr **[insert nr]** on the Special Interlocutory motion roll.
In open court / Microsoft teams **[choose applicable]**

Case No. [Insert case nr]

In the matter between:

[INSERT SURNAME, INITIALS]

Applicant /Plaintiff

and

THE ROAD ACCIDENT FUND

Respondent / Defendant

LINK NO.: [INSERT IF KNOWN]
CLAIM NO: [INSERT IF KNOWN]

DRAFT ORDER

After reading the papers and having heard counsel, the following order is made:

1. The respondent is ordered to **[insert compliance required]**, within 10 (ten) days of service of this order in terms of the Rules of court.
2. In the event that the respondent fails to comply with Par 1. of this order, the respondent's defence will *ipso facto* be struck out on the day of default (i.e., on day 11 after service of this order) and the applicant may then approach the registrar for a date for hearing on the default trials roll.

E-mail: [insert]

Mobile: [insert]