

IN THE HIGH COURT OF SOUTH AFRICA

(GAUTENG DIVISION, PRETORIA)

Case No. 74313/16

<b>PROXI SMART SERVICES (PTY) LTD</b>	<b>Applicant</b>
<b>and</b>	
<b>THE LAW SOCIETY OF SOUTH AFRICA</b>	<b>1<sup>st</sup> Respondent</b>
<b>CHIEF REGISTRAR OF DEEDS</b>	<b>2<sup>nd</sup> Respondent</b>
<b>ROGER DIXON</b>	<b>3<sup>rd</sup> Respondent</b>
<b>THE MINISTER OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT</b>	<b>4<sup>th</sup> Respondent</b>
<b>THE ATTORNEYS FIDELITY FUND</b>	<b>5<sup>th</sup> Respondent</b>
<b>THE LAW SOCIETY OF KWAZULU-NATAL</b>	<b>6<sup>th</sup> Respondent</b>
<b>THE LAW SOCIETY OF THE CAPE OF GOOD HOPE</b>	<b>7<sup>th</sup> Respondent</b>
<b>THE LAW SOCIETY OF THE FREE STATE</b>	<b>8<sup>th</sup> Respondent</b>
<b>THE LAW SOCIETY OF THE NORTHERN PROVINCES</b>	<b>9<sup>th</sup> Respondent</b>
<b>NATIONAL ASSOCIATION OF DEMOCRATIC LAWYERS</b>	<b>10<sup>th</sup> Respondent</b>
<b>BLACK LAWYERS ASSOCIATION</b>	<b>11<sup>th</sup> Respondent</b>
<b>THE BLACK CONVEYANCERS ASSOCIATION</b>	<b>12<sup>th</sup> Respondent</b>
<b>MINISTER OF RURAL DEVELOPMENT AND LAND REFORM</b>	<b>13<sup>th</sup> Respondent</b>
<b>THE NATIONAL FORUM ON THE LEGAL PROFESSION</b>	<b>14<sup>th</sup> Respondent</b>

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CONFIRMATORY AFFIDAVIT

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I, the undersigned

**ANRI – JACQUES SMUTS**

do hereby make oath and say that:

1. I am an adult male admitted attorney and conveyancer. I am a senior director of Smuts & Co Inc Attorneys.
2. The facts contained in this affidavit fall within my personal knowledge, unless I state to the contrary or the contrary appears from the context, and are both true and correct.
3. I annex hereto marked "AJS1", a copy of my most recent curriculum vitae, the contents of which I confirm.
4. I was admitted as a conveyancer in 1988 and have practised as such since then. I have served as a member of the CLS's Property Law Committee since 2000 and have served as its chairperson since 2014. I have served as the CLS's representative on the LSSA's Property Law Committee since 2014.
5. I have read the 7<sup>th</sup> Respondent's answering affidavit deposed to by Andre de Lange.
6. I confirm the content thereof, in particular what is stated therein as regards the practice and laws pertaining to conveyancing in South Africa.

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DEPONENT

I certify that the deponent acknowledged to me that he knows and understands the contents of this declaration, has no objection to taking the prescribed oath and considers the prescribed oath to be binding on his conscience. The deponent thereafter uttered the words: "I swear that the contents of this declaration are true, so help me God." The deponent signed this declaration in my presence at Cape Town on this the 7<sup>th</sup> day of JUNE 2017.



COMMISSIONER OF OATHS

**VESESEN REDDY**  
**COMMISSIONER OF OATHS**  
**PRACTISING ATTORNEY R.S.A.**  
**TYGERVALLEY OFFICE PARK, BLDG. NO. 2**  
**CNR. WILLIE VAN SCHOOR AND**  
**OLD OAK ROADS, BELLVILLE**

**CURRICULUM VITAE**  
**ANRI – JACQUES SMUTS**

**PERSONAL DETAILS**

**Born:** 11 September 1955, Worcester, South Africa

**ID** 550911 5008 083

**Status:** Male, married, three children no longer dependent

**Legal Status:** No previous criminal convictions or civil judgments, currently director of several private companies, trustee of several trusts, not disqualified from acting in any capacity

**Address:** 34 Nederburg Street, Bellville, 7530

**Contact:** 021 8242020 (work); 021 9750166 (fax); 082 7836932 (cell);  
[anri@smutsco.co.za](mailto:anri@smutsco.co.za)

**Affiliations:** No current or previous political affiliations. Senior Director of Smuts & Co Inc Attorneys.

**FORMAL EDUCATION**

1972 Matric (Grade 12) at JBM High School, Bloemfontein. Distinctions in Mathematics, Science, English and Accounting. Winner OFS Science Olimpiad, member OFS Schools Chess team.

1977 Receive Hons.-B.Eng (Civil) Degree, University of Stellenbosch. Member Stellenbosch University Choir, First Team Squash for Dagbreek Residence, member Stellenbosch University Carnival Committee.

1982 Qualify as Professional Engineer (Pr. Eng.)

1983 Receive LL.B. degree, UNISA.

1985 Receive Hons. Business Administration degree (Cum Laude) at University of Stellenbosch. Receive Directors award as top final year student (part-time).

1986 Receive MBA Degree at University of Stellenbosch.

1987, 1988 Admitted as an Attorney, Notary and Conveyancer of the Cape High Court.

2012 Passed UNISA-LSSA Business Rescue course for attorneys and accountants

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2014 Qualified as Master Practitioner Real Estate (MPRE, NQF5).

#### PROFESSIONAL EXPERIENCE

- 1978 – 1979 National service in SA Navy. Appointed as Professional Officer (Civil Engineering) at Naval Works Department. Trained and Qualified as Navy diver and Diving Officer.
- 1980 – 1982 Appointed as engineer with Vorster, van der Westhuizen & Partners (now known as V3 Kwezi), Consulting Engineers in Bloemfontein. Design structures and act as resident engineer on road and bridge contract for OFS Provincial Administration.
- 1982 – 1984 Appointed as structural engineer at BKS Consulting Engineers in Cape Town. Attend to design of concrete and steel structures and supervision of construction projects.
- 1984 – 1985 Appointed as Project Manager at Old Mutual Properties in Pinelands, Cape Town. Manage property development projects, including a new Computer Centre Complex for Old Mutual Head Office.
- 1985 – 1987 Contracted as Candidate Attorney at Silberbauers Attorneys, Cape Town.
- 1987 – 1988 Appointed as attorney at Bowman Gilfillian Attorneys, Johannesburg. Specialise in building and construction law.
- 1988 – 1991 Appointed as attorney at Jan S De Villiers & Son, Cape Town, (now known as Werksmans). Concentrate on litigation and commercial work, as well as implementation of software systems.
- 1991 – 2012 Commence practice under the name Smuts Kemp & Smal in Bellville as senior partner and director. Concentrate on commercial contracts and conveyancing. Over the past 15 years specialised in property development and housing projects.
- 2012 + Continue practice as Smuts & Co Attorneys specialising in property development projects and related conveyancing work.

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General During previous twenty years involved in major property developments in Western Cape where more than 5000 houses and dwelling units were transferred to end users, in addition to transfers of existing dwellings and registration of bonds. Currently appointed in major projects over an extended period involving the construction and delivery of several thousand houses in middle to high income range, as well as more than 1 500 houses in projects for state assisted and low income to middle income purchasers, as well as social housing in conjunction with City of Cape Town, Provincial Government Western Cape and private developers.

#### COMMUNITY INVOLVEMENT AND ORGANISATIONS

1981	Member of Committee for Institute of Civil Engineers, Orange Free State.
1994 – 1998	Acted as Commissioner of Small Claims Court, Bellville.
1895 – 1997	Member Tygerberg Attorneys Association.
1998	Chairperson Tygerberg Attorneys Association.
1999 – 2002	Elected as Councillor of Cape Law Society and member of Disciplinary Committee.
2001 – 2003	Member of Joint Audit Committee of LSSA (Law Societies of South Africa) and SAICA (South African Institute of Chartered Accountants).
2000 – 2003	Appointed as member of Planning Advisory Board to Western Cape Minister of Environmental Affairs and Development Planning.
2001 – 2003	Appointed as Chairman Planning Advisory Board to Western Cape Minister of Environmental Affairs and Development Planning.
2000+	Member of Cape Law Society Property Law Committee, since 2014 as chairperson.
2014+	Appointed as Cape Law Society representative on Law Society of South Africa (LSSA) Property Law Committee.
2014+	Appointed as LSSA representative on national SAICA Estate Agents Projects Group.

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