

### Appointment of Deputy Chief Justice Mandisa Maya

The Law Society of South Africa (LSSA) welcomes the appointment of Justice Mandisa Maya as the Deputy Chief Justice of the Republic of South Africa. On behalf of the attorney's profession, the President of the LSSA, Mabaeng Lenyai, conveys the highest esteem on her appointment.

[Read more here](#)

### LSSA National Wills Week 2022

The Law Society of South Africa (LSSA) National Wills Week will take place from 12-16 September 2022. The lists of attorneys partaking in the initiative are on the LSSA website.

[Click here to view](#)

### Invitation to apply for Panel of Arbitrators

The LSSA regularly updates its panel of legal practitioner arbitrators, mediators and experts which is used as its primary source when the LSSA is called on to appoint or nominate arbitrators/experts/mediators in contractual and other disputes.

Applicants must be practising attorneys or advocates, and must possess sufficient relevant experience in a specialist field of practice. The LSSA will take into account its briefing pattern policy when recommending appointments. The LSSA will also confirm good standing of applicants with the Legal Practice Council. If you would like to apply, click below for the online application form and e-mail your CV to Kris Devan at kris@lssa.org.za once the application has been completed.

[Click here for application form](#)

### Codes of Good Practice on Broad-Based Black Economic Empowerment - Draft Legal Sector Code - For comment

The draft Legal Sector Code, which sets out a new framework for determining B-BBEE compliance, was published for comment on 22 July 2022 in Government Gazette 47061. The Gazette appears on the LSSA's website. Practitioners are invited to submit comments to the LSSA at kris@lssa.org.za by 8 September 2022.

[Click here for Sector Codes](#)

### Directive 2 of 2022, Revised Directive 1 of 2021 and Explanatory Note from the AJP

The Acting Judge President of the Gauteng High Court issued two Practice Directives, accompanied by an Explanatory Note. The first Practice Directive, effective from 8 July 2022, revises and amplifies Practice Directive 1 of 2021 and relates to case management, trial allocation and enrolment of civil trial matters, as well as the issuing of process, electronic service and filing of practice notes and Heads of Argument. The prescribed forms are enclosed. Directive 2 of 2022, which comes into operation on 18 July 2022, replaces the Judge President's Consolidated Directive of 11 June 2021 and includes substantial amendments regarding the modes of court hearings and the Court Online and CaseLines platforms. Both Practice Directives and the Explanatory Note appear on the LSSA's website.

[Read Directive here](#)

### Registrars' Conference

The Registrars' Conference is scheduled to take place on 26 October 2022. The practice is for registration related proposals to be submitted to and discussed with the relevant Registrar of Deeds who must determine its suitability for discussion at the Conference. The proposals should be put to the various Registrars in the form of a question with a draft resolution. A motivation may be provided separately. Please liaise with your Registrar timeously to ensure inclusion of the items for the Conference. Practitioners can also submit their proposals, accompanied by a motivation and draft resolution, to the LSSA at kris@lssa.org.za by 10 August 2022 in order for us to take it up with the Registrars.

### Education Diary

Medical Law Course (Online)  
15 August to 18 October 2022

Court Room Techniques (Webinar)  
16 August 2022

Insolvency Online Workshop  
17 to 19 August 2022

Customary Marriages (Online)  
25 August 2022

Cryptocurrency in Ponzi Schemes (Online)  
8 September 2022

Accounts Management (Bookkeeping) (Online)  
19 September to 18 November 2022

 **DE REBUS**  
THE SA ATTORNEYS' JOURNAL

AUGUST 2022

#### AMENDMENT VERSUS SUBSTITUTION: APPLYING S 270 OF THE CPA IN THE INTEREST OF JUSTICE



Dealing with the red tape of a dismissal or unfair labour practice dispute within local government

Common law principles of trust law: One cannot transfer more rights than one has

Young women must go out into the world and exceed their own goals

Understanding economic abuse from a domestic violence perspective

'Trial by ambush' – can an employee be reinstated without formally seeking reinstatement?

It is unconstitutional to impose a levy on the constitutional right to protest

Removing the sword of Damocles: Do claims for damages from competition law infringements prescribe?

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