

SOUTH AFRICA / JUDGMENT

Chuang Yi Trading (Edms) Bpk v Vrystaat Dobbel en Drankowerheid and Another; Gallery on Levisieur (Edms) Bk v Vrystaat Dobbel en Drankowerheid and Another; Mdi v Free State Gambling and Liquor Authority and Another (4464/2015, 203/2016, 1814/2015) [2016] ZAFSHC 92 (5 May 2016)

[2016] ZAFSHC 92

COURT

Free State High Court, Bloemfontein

BEFORE

A. Kruger

CASE / FILE NUMBER

4464/2015, 203/2016, 1814/2015

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FREE

STATE HIGH COURT, BLOEMFONTEIN

REPUBLIC

OF SOUTH AFRICA

Case

No. : 4464/2015

In

the matters between:-

CHUANG

YI TRADING

(EDMS)

BPK

Applicant

and

VRYSTAAT

DOBBEL EN

DRANKOWERHEID 1st

Respondent

DIE

VOORSITTER VAN DIE VRYSTAAT

DOBBEL

EN

DRANKOWERHEID 2nd

Respondent

Case

No. : 203/2016

GALLERY

ON LEVISEUR

CEDMS) BK

Applicant

VRYST

AAT DOBBEL EN DRANKOWERHEID

1st

Respondent

DIE

VOORSI TTER VAN DIE VRYSTAAT

DOBBEL

EN

DRANKOWERHEID 2nd

Respondent

Case

No. : 1814/2015

MTUTUZELI

SIDNEY

MDI Applicant

FREE

STATE GAMBLING & LIQUOR

AUTHORITY 1st

Respondent

THE

CHAIRPERSON OF THE FREE STATE

GAMBLING

& LIQUOR

AUTHORITY 2nd

Respondent

ORDER:

COSTS

JUDGMENT

BY KRUGER, J

DELIVERED ON: 5 MAY 2016

[1] In the judgment of 21 April 2016 the members of the Free State Gambling and Liquor Board were granted leave to place evidence under oath before the court why an order de bonis propriis should not be made against them. A detailed affidavit by second respondent, the Chairperson of the Board, has now been placed before me. In that affidavit the second respondent explains that the administration staff misconceived their statutory duties and did not convey their lack of understanding to the members of the Board. He explains that the Board did not intend to act in defiance of the court. He is at pains to explain that the conduct of the Board Members, Secretariat and Legal Department was not ma/a tides.

[2] I accept the explanation by the second respondent given on behalf of the Board.

ORDER

In all three cases the first respondent is ordered to pay the costs of the applications on the scale as between attorney and client.

A. KRUGER, J

On behalf of Applicants: Adv L le R Pohl SC

Instructed by:

Honey Attorneys

BLOEMFONTEIN

On behalf of

1st & 2nd Respondents: Adv ABG Choudree

Matsepes Inc.

/wm

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