

SOUTH AFRICA / JUDGMENT

De Lange v First National Bank (NCT/71/2009/56(1)(P)) [2012] ZANCT 14 (19 January 2012) [2012] ZANCT 14

COURT

National Consumer Tribunal

BEFORE

Diane Terblanche, Laura Best, Neo Sephoti

CASE / FILE NUMBER

NCT/71/2009/56(1)(P)

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IN

**THE NATIONAL CONSUMER TRIBUNAL HELD AT CENTURION
CASE****NUMBER: NCT/71/2009/56(1)(P)****DATE: 19/01/2012**

IN

THE MATTER BETWEEN:

MONICA

DE LANGE.....APPLICANT

AND

FIRST

NATIONAL BANK.....RESPONDENT

RULING**FACTS:**

1. This matter was set down for a hearing today, 19th January 2012, at the National Consumer Tribunal Offices in Centurion;
2. The Applicant, Ms De Lange, is not in attendance;
3. The Respondent is in attendance. The Respondent is represented by Mr Wilson, who is briefed by Mr Glover on the instruction of Ms Small of First National Bank;

4. The Respondent made an application in terms of Rule 24 for the matter to be dismissed due to the Applicant's non appearance;
5. The Respondent in its application, draws the Tribunal's attention to the fact that the Tribunal does not, before it, have an application requesting a postponement.
6. Applicant was advised by the Registrar that a formal application for the postponement would have to be made before the date of the hearing to allow the Respondent to answer thereto;
7. No such application was received and no appearance was made however a medical certificate was submitted to the Tribunal via email.

RULING:

The Tribunal, having regard to the Respondent's submissions and in view of the Applicant's failure to appear and without filing a formal application for postponement, hereby dismisses the matter in terms of Rule 24(1) (a) of the Rules of the Tribunal.

Signed at Centurion, on this the.....19th of January 2012.

DIANE TERBLANCHE

PRESIDING MEMBER

Concurring:

MS LAURA BEST

MEMBER

ADV NEO SEPHOTI

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