

SOUTH AFRICA / JUDGMENT

National Credit Regulator v King Side Trading CCt/a Easy Cash (NCT/112959/2018/140(1)) [2019] ZANCT 5 (28 January 2019) [2019] ZANCT 5

COURT

National Consumer Tribunal

BEFORE

H Devraj, F Manamela, L Best

CASE / FILE NUMBER

NCT/112959/2018/140(1)

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IN THE NATIONAL CONSUMER TRIBUNAL

HELD IN CENTURION

Case number: NCT/112959/2018/140(1)

In the matter between:

THE NATIONAL CREDIT REGULATOR

APPLICANT

and

KING SIDE TRADING CC T/A EASY CASH

RESPONDENT

Coram:

Ms. H Devraj - Presiding Member

Adv. F Manamela - Tribunal Member

Dr. L Best - Tribunal Member

Date of Hearing

– 25 January 2019

Date of Postponement order – 28 January 2019

POSTPONEMENT ORDER

1. The Applicant in the main matter is the National Credit Regulator, hereinafter referred to as (“the Applicant”).
2. The Respondent in the main matter is King Side Trading CC t/a Easy Cash, hereinafter referred to as (the “Respondent”).
3. The matter was set down on 25 January 2019, on a default basis. According to Rule 25(3):-
The Tribunal may make a default order-
 - (a) after it has considered or heard any necessary evidence; and
 - (b) if it is satisfied that the application documents were adequately served.
4. At the hearing, there was no appearance by the Respondent, or a representative of the Respondent.
5. The Tribunal considered the previous postponement ruling; dated 25 October 2018 and was not satisfied that the Applicant had addressed

the issues raised in that ruling. The postponement order of 25 October 2018; had specifically required of the Applicant to

investigate whether it had the correct party before the Tribunal and to further place as much credible information before the Tribunal in order for it to reach a decision in this matter. The Applicant had not filed a response, nor had it filed any documentation to address the issues it was required to. Rather, the Respondent had merely filed and served some documentation with the Tribunal and the Applicant, without any explanation of the contents or relevance of the documents it had filed.

ORDER

6. The Tribunal postponed the matter, in order for the Applicant to file and serve an affidavit no later than 1 February 2019, addressing the issues it was required to in terms of the postponement ruling dated 25 October 2018.
7. The Registrar must set the matter down to be heard on 6 February 2019.
8. There is no order made as to costs.

DATED 28th January 2019

(signed)

Ms. H Devraj

Presiding Member

Adv. F Manamela (Tribunal member) and Dr. L Best (Tribunal member) concurring.

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