

been placed on the roll, I ask that it should be dismissed, My Lord.

PLEWMAN J.: And I should think you are going to ask that the Condonation Application should be dismissed as well?

MR. MOOROSI: Yes, My Lord, the application.

PLEWMAN J.: Yes, and you are asking for Costs?

MR. MOOROSI: Yes, My Lord.

SCHUTZ J.P.: Well, I would suggest that the Order then is that the Condonation Application be dismissed with Costs and that there is no appeal.

PLEWMAN J.: In this matter the Applicant files the Condonation for the late filing of the Notice of Appeal, and this should be held on a Record which is being prepared. Mr. Moorosi for the Respondent has asked that the Application for Condonation be dismissed.

It appears to us (to me) that that is the proper Order to make, and it is now therefore, I am making an Order dismissing the Application for Condonation.

SCHUTZ J.P.: I agree, and I would add an observation, that is, I regard it as grossly discourteous on the part of Advocate Kambule not to have informed this court that this Appeal would not have to be an opposed matter. This court has greatly been imposed upon at this Session and the previous one and had its time wasted and over again, and this is another example.

AARON J.: I also agree.

PLEWMAN J.: Well then it is so ordered. The court will adjourn to be reconstituted.

(SIGNED) FOR.....
C. PLEWMAN
JUDGE OF APPEAL

(SIGNED) FOR
W.P. SCHUTZ
PRESIDENT

(SIGNED)
S. AARON
JUDGE OF APPEAL