



THE SUPREME COURT OF APPEAL OF SOUTH AFRICA
JUDGMENT

Not Reportable

Case no: 1102/2021

In the matter between:

ROAD ACCIDENT FUND

APPELLANT

and

M K M obo KM and TM

RESPONDENT

CENTRE FOR CHILD LAW

AMICUS CURIAE

and

In the matter between

ROAD ACCIDENT FUND

APPELLANT

and

N M obo CM and LM

RESPONDENT

CENTRE FOR CHILD LAW

AMICUS CURIAE

Neutral citation: *Road Accident Fund v M K M obo KM and Another; Road Accident Fund v N M obo CM and Another (with Centre for Child Law intervening as Amicus Curiae)* (1102/2021) [2023] ZASCA 50.

Bench: MAKGOKA, MOTHLE and HUGHES JJA and NHLANGULELA and MALI AJJA

Summary: Correction of patent error in the order.

AMENDED ORDER

- 1 Paragraph 2.2 of the order under case number **1677/2019** is amended by the deletion of the word ‘Pretoria’ and the substitution thereof with ‘Johannesburg’.
- 2 Paragraph 3.2 of the order under case number **1928/2019** is amended by the deletion of the word ‘Pretoria’ and the substitution thereof with ‘Johannesburg’.

JUDGMENT

Makgoka JA (Mothle and Hughes JJA, Nhlangulela and Mali AJJA concurring):

[1] Paragraphs 2.2 of the order granted under case number **1677/2019** on 13 April 2023 respectively, reads:

‘2 Sonya Meistre Attorneys are directed to submit a bill of costs in respect of their attorney-and-client fees to the Taxing Master of this court (Gauteng Division, Pretoria), within fifteen (15) days of this order.’

[2] Paragraphs 3.2 of the order granted under case number **1928/2019** on 13 April 2023 in the said appeal reads:

‘3 Sonya Meistre Attorneys are directed to submit a bill of costs in respect of their attorney-and-client fees to the Taxing Master of this court (Gauteng Division, Pretoria), within fifteen (15) days of this order.’

[3] On 2 May 2023 the attorneys who acted for the respondents in the high court drew to the attention of the Registrar of this Court that the said paragraphs, respectively, contained a patent error, namely that ‘Pretoria’ in the said paragraphs, should instead be ‘Johannesburg’. They accordingly sought the correction of the orders. This is clearly a patent error which may be corrected.¹

[4] It is accordingly ordered that:

- 1 Paragraph 2.2 of the order under case number **1677/2019** is amended by the deletion of the word ‘Pretoria’ and the substitution thereof with ‘Johannesburg’.
- 2 Paragraph 3.2 of the order under case number **1928/2019** is amended by the deletion of the word ‘Pretoria’ and the substitution thereof with ‘Johannesburg’.

TATI MAKGOKA
JUDGE OF APPEAL

¹ *Firestone South Africa (Pty) Ltd v Genticuro A.G.* [1977] 4 All SA 600 (A); 1977 (4) SA 298 (A) at 307A-308A.