

31/08/21

IN THE HIGH COURT OF SOUTH AFRICA

(GAUTENG DIVISION, PRETORIA)

Before the Honourable Sibuyi AJ

CASE NUMBER: 40460/21

In the matter between.

DR. NABIELA RAGOOLOO AND 108

OTHERS

APPLICANTS

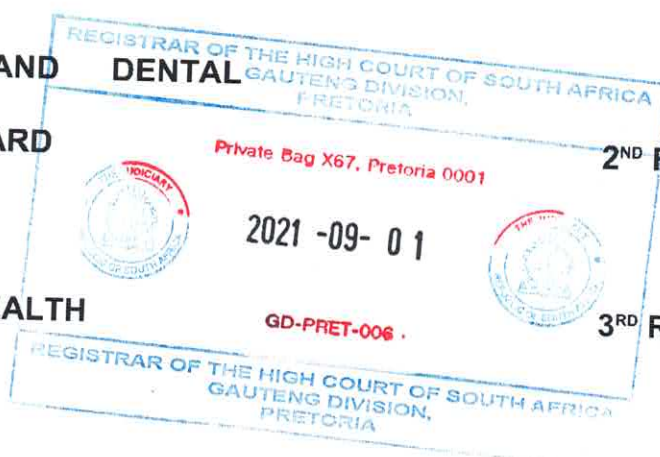
and

THE HEALTH PROFESSIONS

COUNCIL OF SOUTH AFRICA

1ST RESPONDENT

THE MEDICAL AND DENTAL
PROFESSIONAL BOARD



2ND RESPONDENT

THE MINISTER OF HEALTH

3RD RESPONDENT

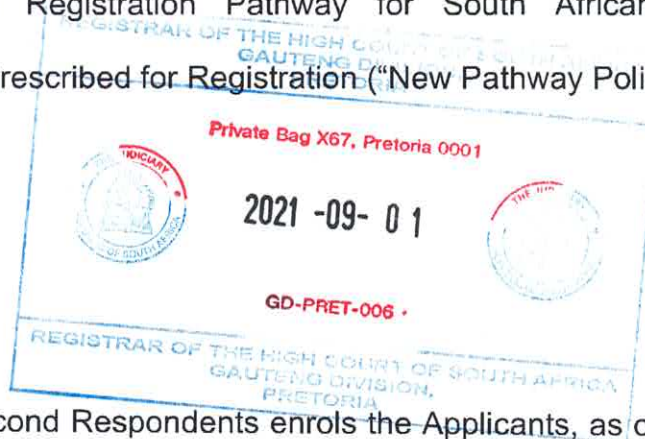
DRAFT ORDER

Having read the papers and heard Counsel for the Applicant, it is ordered:

That the matter is enrolled as an urgent application and the forms, service and time periods prescribed in terms of the Uniform Rules of Court 6(12) are dispensed with as necessitated by the agency of this matter.

That the First and Second Respondents are interdicted and restrained from invoking the provisions of the Registration Pathway for South African Citizens who hold Qualifications not Prescribed for Registration ("New Pathway Policy Guideline/Policy").

That -



the First and/or Second Respondents enrolls the Applicants, as contemplated in section 25(2) of the Health Professions Act No. 56 of 1974 ("the Act"), for the Objective Structured Clinical Examinations ("OSCE/Practical Examinations") which is scheduled to take place on 9 and 10 September 2021;

Alternatively, enrolls the Applicants who will not be accommodated for the 9 and 10 September 2021 OSCE, at the next OSCE examination/evaluation to be

scheduled by the First and/or Second Respondents after the Theory examination/evaluation scheduled for the 28 September 2021; and

That the First and Second Respondents enrolls all other Applicants as contemplated in section 25(2) of the Act, to write the scheduled Theory examination/evaluation scheduled for the 28 September 2021.

That the First and Second Respondents, jointly and severally, are to pay the Applicants' costs for the Application which costs to include costs of two Counsel.

REGISTRAR

