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000(05-1/
S, 17/10/23

IN THE HIGH COURT OF SOUTH AFRICA
(GAUTENG DIVISION, PRETORIA)

At Pretoria, on 17 October 2023,
Before His Lordship Mr. Justice Swanepoel.

CASE NUMBER: 097536/2023

In the matter between:

DR BRETT LYNDALL SINGH AND 73 OTHERS

APPLICANTS

and

**THE HEALTH PROFESSIONS COUNCIL OF
SOUTH AFRICA**

FIRST RESPONDENT

**THE MEDICAL AND DENTAL PROFESSIONAL
BOARD**

SECOND RESPONDENT

THE NATIONAL MINISTER OF HEALTH

THIRD RESPONDENT

THE NATIONAL DEPARTMENT OF HEALTH

FOURTH RESPONDENT

DRAFT ORDER

HAVING HEARD COUNSEL FOR THE APPLICANTS AND THE RESPONDENTS,
THE FOLLOWING AGREEMENTS BETWEEN THE APPLICANTS AND THE
RESPONDENTS ARE MADE AN ORDER OF COURT:

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1. As between the Applicants and the First and Second Respondents it is ordered that the following applicants be invited to write exams on the 25th of October 2023:

Michael Naidoo

Antoinette Mogane

Saumeah Khan

Tshepiso Selepe

Deon Nel

Paulos Motaung

Tumelo Sekaledi

Bongiwe Shongwe

Noxolo Msibi

Issac Tsotesi

Yvonne Esterhuizen

Priyanka Ramharak

Ashwarya Ramsarup

Yeniv Jaynath

Irfaan Haffajee

Ugeshni Pillay

Patience Manaleng

Ashvir Ramnunan

Zaeem Mohamed

Menaal Mahdoo



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Muhammad Peer

2. On the next examination date:

Shah Rawat

Abdulftah Suliman

Abduwahab Ashkal

Reabetswe Modise

Sayurie Naicker

Leeanne Masilela

Shuaib Padayachy

Mbali Magubane

Vannesa Ngwenya

Emmanuel Mnisi

Njabulo Nkayenzi

Ziyad Essa

Anna Kazumba

With regard to prayer 17:

3. Status of Applicants awaiting OSCE Exams

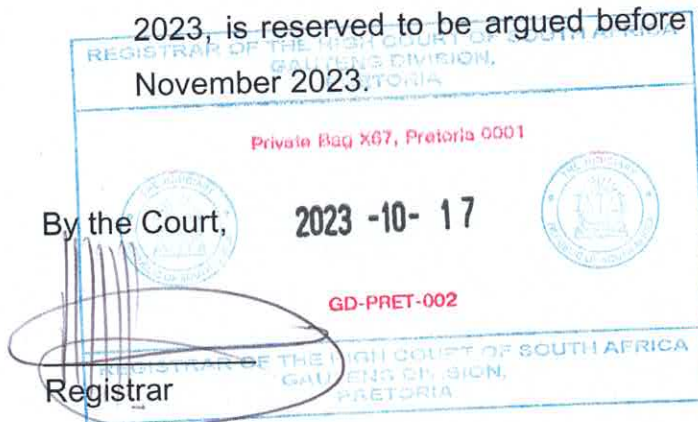
3.1. The HPSCA undertakes to negotiate a new contract with Sefako Makgatho University (SMU) to enable the applicants to conduct their exams at SMU.

3.2. The HPSCA undertakes to revert to the applicants within 30 days of the 11th of October 2023 on the progress of its negotiations with SMU.

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4. As between all the parties the above application is removed from the Urgent Roll of 17 October 2023, to be re-enrolled by the Applicants for the Urgent Roll of Tuesday, 14 November 2023 at 10h00.
5. The Applicants are to file their Replying Affidavits, if any, on or before the close of business on Friday, 20 October 2023.
6. The question of urgency is reserved to be argued before the court hearing the matter on 14 November 2023.
7. The question of the wasted costs, occasioned by the removal on 17 October 2023, is reserved to be argued before the court hearing the matter on 14 November 2023.



The Parties were represented as follows:

Counsel for the Applicants:
 Adv Anna-Marie de Vos SC
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Counsel for the First and Second Respondents
 Advocate Lerato Maite
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Counsel for the Third and Fourth Respondents:
 Adv Carlos Da Silva SC
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