

**IN THE HIGH COURT OF SOUTH AFRICA
(WESTERN CAPE HIGH COURT, CAPE TOWN)**

LVY
11/02/2009

Before the Hon. Mr Justice Van Reenen
At Cape Town on 11 June 2009

Case No. 12209/08

In the matter between:

THE LAW SOCIETY OF SOUTH AFRICA

First Applicant

**SOUTH AFRICAN ASSOCIATION OF PERSONAL
INJURY LAWYERS**

Second Applicant

LUVUYO NICOLAAS MBELLE

Third Applicant

And

THE ROAD ACCIDENT FUND

First Respondent

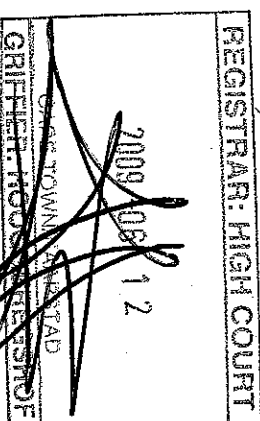
THE MINISTER OF TRANSPORT

Second Respondent

ORDER

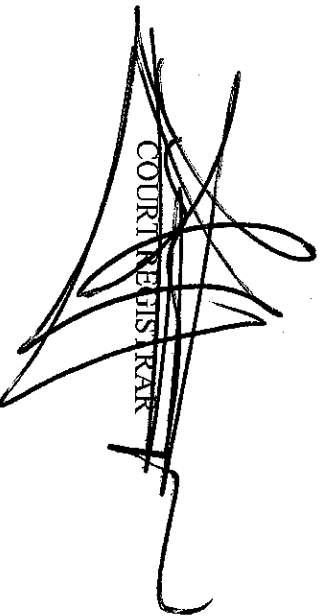
Having heard counsel for the first and second applicants and the first respondent, it is hereby ordered that:

1. The decision by the first respondent announced on 21 July 2008 (comprising its decision of June or July 2007 to adopt a direct payment system and its decision of 30 October 2007 to implement same) ('the decision') is reviewed and set aside, and declared invalid and of no force or effect.



2. The first respondent is interdicted and restrained from implementing and enforcing the decision as circumscribed in paragraph 1 above.
3. The first respondent shall pay the first, second and third applicants' costs of this application on the attorney and client scale, such to include, in each instance, the costs of two counsel (where two counsel were employed).

BY ORDER OF THE COURT


COURT REGISTRAR

43 Bowman Gilfillan
CAPE TOWN

/mdz

