

REPUBLIC OF SOUTH AFRICA



**IN THE HIGH COURT OF SOUTH AFRICA
GAUTENG DIVISION, JOHANNESBURG**

Case Number: 1319/2019

Reportable: No
Of Interest to other Judges: No

22 April 2024 Vally J

In the matter between:

HARD HAT EQUIPMENT HIRE (PTY) LTD**RESPONDENT / PLAINTIFF**

AND

K2014137790 (PTY) LTD T/A RHINO CIVILS**FIRST DEFENDENT****HECTOR HAROLD SPARK****APPLICANT / SECOND DEFENDENT**

LEAVE TO APPEAL: JUDGMENT

Vally J

This is an application for leave to appeal to the Supreme Court of Appeal (SCA), alternatively to the full court of the Gauteng Division of the High Court, against a judgment and order I issued on 12 March 2024.

Having read the papers and having extensively debated the grounds of appeal with the applicant I have come to the conclusion that there is no prospect that another

court would come to a different conclusion. At the same time, I am of the view that there are no compelling reasons to grant leave to appeal to another court.

The matter is a very simple one. Costs should be awarded on the lowest scale.

Accordingly, the following order is made:

- a. Application for leave to appeal is dismissed with costs on the A

scale

Vally J

Gauteng High Court, Johannesburg

Date of hearing:	22 4 April 2024
Date of judgment:	22 4 April 2024
For the applicant:	A Bester SC
Instructed by:	Fairbridges Wertheim Becker
For the respondents:	J van Rooyen
Instructed by:	Donn E Bruwer Attorneys