



**THE LABOUR COURT OF SOUTH AFRICA
HELD AT JOHANNESBURG**

Not Reportable

CASE NO: 2025-030567

In the matter between

SANNYBOY FRANS TIRO

Applicant

and

**DEPARTMENT OF COMMUNITY SAFETY AND TRANSPORT
MANAGEMENT NORTH WEST PROVINCE**

Respondent

Heard: 23 April 2025

Delivered: 25 April 2025

REASONS FOR ORDER

PHEHANE J

[1] On 23 April 2025, this Court, sitting as an urgent Court, issued an order striking this application off the roll.

[2] This application was previously enrolled for hearing on 12 March 2025, when it was struck off the roll per Tlhotlhallemaje J for non-appearance by the parties.¹

[3] This application was re-enrolled for hearing for 23 April 2025. It cannot be ascertained why the application was re enrolled for hearing, as no affidavit in terms of Rule 45 was filed. No such affidavit appears on caselines. Further, it cannot be ascertained whether the provisions of Rule 45(2) were complied with.

[4] The applicant did not appear on 23 April 2025.

[5] The matter was accordingly struck off the roll as it was improperly enrolled in the first instance. Should it transpire that an affidavit in terms of Rule 45 was filed by the applicant and was not uploaded on caselines for reasons unknown to the Court, then, the matter would in any event, have been struck off the roll, as there was no appearance by the applicant.

M. T. M. Phehane
Judge of the Labour Court of South Africa

¹ Caselines, p 007-1.