

REPUBLIC OF SOUTH AFRICA



IN THE HIGH COURT OF SOUTH AFRICA  
GAUTENG DIVISION, PRETORIA

CASE NO: 2025-167557

|                    |                                                                                                 |
|--------------------|-------------------------------------------------------------------------------------------------|
| (1)                | <u>REPORTABLE: NO</u>                                                                           |
| (2)                | <u>OF INTEREST TO OTHER JUDGES: NO</u>                                                          |
| (3)                | <u>REVISED.</u>                                                                                 |
| <br>               |                                                                                                 |
| 02/02/2026<br>DATE | <br>SIGNATURE |

In the matter between:

**STARUTS CONSTRUCTION AND PROJECTS  
(PTY) LTD**

Applicant

and

**THE CONSTRUCTION INDUSTRY  
DEVELOPMENT BOARD**

First Respondent

**THE BOARD OF THE CONSTRUCTION  
INDUSTRY DEVELOPMENT BOARD**

Second Respondent

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**J U D G M E N T**

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*The judgment was handed down electronically by circulation to the parties' legal representatives by email and uploading it to the electronic file of this matter on Caselines. The date and time of hand-down is deemed to be 10:00 on 2 February 2026.*

**TEFFO, J:**

[1] The application came before Hassim J on 30 September 2025, and it was removed from the roll. The issue of urgency was not dealt with.

[2] It came before me again on 8 October 2025 where urgency became an issue. It is my view that the matter lost its urgency when the parties allowed it to be removed from the roll before Hassim J. It was not heard at the time it was said to be urgent. When it came before me it had already lost its urgency.

[3] Furthermore, it appears from the papers that the applicant was aware as early as 23 April 2025 of the threats of being removed from the register of contractors. It should have approached the court as early as 23 April 2025 to prevent the Board from taking the decision to remove it from the register of contractors and not wait to come to court after 20 August 2025 when the decision had already been taken.

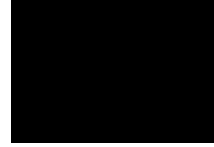
[4] Under the circumstances I find that the matter is not urgent. It is therefore struck from the roll due to lack of urgency.

### Costs

[5] Mr Louw for the respondents sought costs on attorney and client scale. I am not persuaded that there is any justification to award costs on attorney and client scale.

[6] Consequently, I make the following order:

1. The matter is struck from the roll.
2. The applicant is to pay costs which costs include the costs of counsel on Scale B.



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**M J TEFFO  
JUDGE OF THE HIGH COURT  
GAUTENG DIVISION, PRETORIA**

Appearances

For the applicant

M R Maphutha

Instructed by

Marishane Attorneys

For the respondents

M Louw

Instructed by

Hahn & Hahn Attorneys

Heard on

8 October 2025