

Insertion of Form 2A in the Rules

5. The following Form is hereby inserted in the First Schedule of the Rules after Form 2:

“FORM 2A”

NOTICE OF APPLICATION TO DECLARE IMMOVABLE PROPERTY EXECUTABLE IN TERMS OF RULE 46A

In the High Court of South Africa

(.....Division)

Case no.....

In the matter between:

..... Applicant

and

..... Respondent

Please take notice that the applicant herein intends to make application to the above Honourable Court onat.....or as soon thereafter as the matter may be heard for an order in the following terms:

(a).....

(b).....

(c).....

And take note that –

- (a) The affidavit ofannexed hereto, together with annexures thereto, will be used in support of the application; and
- (b) the applicant appoints the address below as the address at which service of documents in this application will be accepted.

The /any respondent may oppose the application or make relevant submissions to the court. A respondent intending to do so must-

- (a) set out such opposition or submissions in an affidavit;
- (b) serve a copy of the affidavit on the applicant / attorney and file the original with the registrar of the above court within 10 days of service of this notice of application;
- (c) together with service and filing of affidavit, appoint an address within 15 kilometres of the office of the registrar of the above court where documents may be served on the respondent; and
- (d) appear at the above court on.....

A respondent who opposes the application must in addition in such respondent's affidavit –

- (a) admit or deny the allegations made by the applicant; and
- (b) state the reasons for opposing the application and set out the grounds upon which the opposition is based.

Failure by a respondent to do any of the things mentioned in this notice of application may result in the court granting the orders prayed for above.

DATED atthis.....day of20.....

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Applicant / his or her Attorney
Address:
.....
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To: The Registrar of the High Court

And to:

..... Respondent

Address:

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