

70



**SUPREME COURT OF APPEAL OF
SOUTH AFRICA**

APPEAL CASE NO: 535/2013
LAC CASE NO: JA 78/2012

In the matter between:

GEZANI JULIUS BALOYI

APPLICANT

and

**MEC FOR HEALTH AND SOCIAL
DEVELOPMENT - LIMPOPO**

1st RESPONDENT

**HOD FOR HEALTH AND SOCIAL
DEVELOPMENT - LIMPOPO**

2nd RESPONDENT

**PUBLIC HEALTH WELFARE SECTORAL
BARGAINING COUNCIL**

3rd RESPONDENT

DENGA MULIMA NO

4th RESPONDENT

**COURT ORDER
PER LEACH JA *et* VAN DER MERWE AJA
ORDERED ON 15 OCTOBER 2013**

The application for leave to appeal is dismissed with costs.

Reasons for dismissing applications:

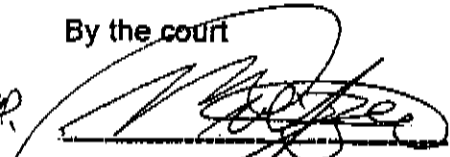
1. This court does not give full reasons for its order in dismissing applications for condonation or leave to appeal. This is in line with international practice and does not offend any constitutional principle.
2. Dismissal of an application for leave to appeal signifies that this court is of the view that the intended appeal has no reasonable prospects of success and that there is no other compelling reason why it should be heard. This court therefore, in general terms, concurs in the reasoning set out in the judgment of the High Court.

71

Consideration for special significance:

An appeal in this case requires special leave to appeal. The application for leave to appeal does not fulfil the tests for such leave as laid down in *Westinghouse Bracket Equipment (Pty) Ltd V Bilger Engineering (Pty) Ltd 1986 (2) SA 555 (A)*.

By the court


A VAN DEN BERGH (MRS)
pp-REGISTRAR