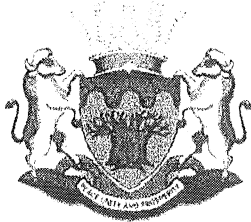


GENERAL NOTICE 375 OF 2014

**NOTICE IN TERMS OF SECTION 21(3) OF CONSUMER AFFAIRS
(UNFAIR BUSINESS PRACTICES) ACT 8 OF 1996 AS AMENDED.**



LIMPOPO
PROVINCIAL GOVERNMENT
REPUBLIC OF SOUTH AFRICA

DEPARTMENT OF
ECONOMIC DEVELOPMENT, ENVIRONMENT & TOURISM

IN THE CONSUMER AFFAIRS COURT FOR THE PROVINCE OF
LIMPOPO HELD AT POLOKWANE.

CASE NO: LCC45/09/10

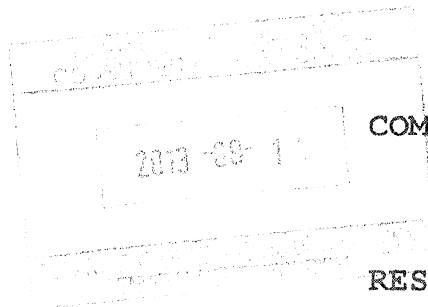
In the matter between:

GLORIA HLOHANI SHIVAMBU:

And

ROBERT MUOFHE MULAUDZI

t/a L M CONSTRUCTION



COMPLAINANT

RESPONDENT

JUDGEMENT

CORAM:

PATRICK NTAKUSENI ACE VELE NDOU (CHAIRPERSON)

ADV G C M MASEMOLA (MEMBER)

MS M A MPHAHLELE (MEMBER)

MR M I MANGENA (MEMBER)

FOR THE CONSUMER PROTECTOR

MR MOJAPELO



FOR THE RESPONDENT**IN DEFAULT****DATE****25. JULY. 2013**

INTRODUCTION

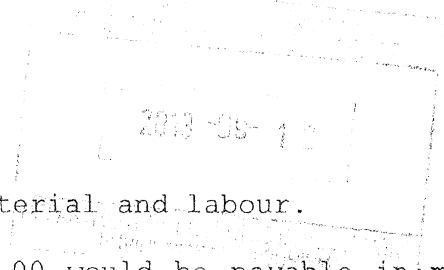
This matter proceeded before us unopposed as the Respondent did not turn up. The return of service indicates that the Respondent was served with both the Summons and the Notice of Set Down on the 14th of June 2013 and 11th of July respectively.

We were satisfied that there had been proper service on the Respondent.

CONSUMER'S CASE

The Consumer's case is fairly straight forward. On the 2nd November 2009, she and the Respondent who purported to act for a body which he called LM Construction entered into an agreement the material terms of which were as follows:

- a) The Respondent would continue to build her house to completion at Xikukwani village, which building was half complete.
- b) That he would finalise the labour for a consideration of R60 000.00 (Sixty thousand rand).
- c) That a deposit of R20 000,00 was payable before construction starts.
- d) That construction would commence on the 9th November 2009.

- 
- e) That he would supply both material and labour.
- f) That the balance of R40 000,00 would be payable in monthly instalments of R1500,00.

Subsequent to the above agreement, the consumer paid a deposit of R20 000,00.

The Respondent however failed to commence with the works and to date nothing has happened.

Several arrangements with the Respondent have yielded nothing.

Applicant seeks cancellation of the agreement and a refund of her R20,000.00 deposit together with interest at the rate of 15.5% per annum with effect from the 1st December 2009 to date of final payment


CONCLUSION


As the matter is unopposed we find no difficulty in coming to the following decision:


1. The agreement entered into between the parties on the 2nd November 2009 is hereby cancelled.
2. The Respondent is ordered to refund to the Complainant her deposit of R20 000,00 forthwith.
3. The Respondent is further ordered to pay interest on the said amount of R20 000,00 at the rate of 15,5% per annum with effect from the 1st December 2009 to date of final payment.
4. Should payment not be effected within fourteen days from the date of service of this decision, a warrant of

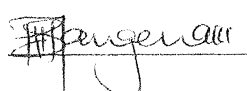
execution may be issued and section 65 proceedings may be instituted.

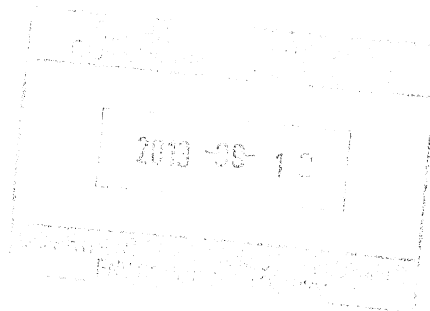
Dated at Polokwane on this the 25th day of July 2013.

1. 
PATRICK NTAKUSENI.VELE NDOU
CHAIRPERSON

2. I concur
ADV G.C.M MASEMOLA


3. I concur
MS M.A MPHABLELE


4. I concur
MR M I MANGENA




NOTICE – CHANGE OF TELEPHONE NUMBERS: GOVERNMENT PRINTING WORKS

As the mandated government security printer, providing world class security products and services, Government Printing Works has adopted some of the highly innovative technologies to best serve its customers and stakeholders. In line with this task, Government Printing Works has implemented a new telephony system to ensure most effective communication and accessibility. As a result of this development, our telephone numbers will change with effect from 3 February 2014, starting with the Pretoria offices.

The new numbers are as follows:

- Switchboard : 012 748 6001/6002
- Advertising : 012 748 6205/6206/6207/6208/6209/6210/6211/6212
- Publications Enquiries : 012 748 6052/6053/6058 GeneralEnquiries@gpw.gov.za
 - Maps : 012 748 6061/6065 BookShop@gpw.gov.za
 - Debtors : 012 748 6060/6056/6064 PublicationsDebtors@gpw.gov.za
 - Subscription : 012 748 6054/6055/6057 Subscriptions@gpw.gov.za
- SCM : 012 748 6380/6373/6218
- Debtors : 012 748 6236/6242
- Creditors : 012 748 6246/6274

Please consult our website at www.gpwonline.co.za for more contact details.

The numbers for our provincial offices in Polokwane, East London and Mmabatho will not change at this stage.