

# Hoogste Hof van Appèl

## Adjunkhoofregter Hennie van Heerden

**H**ENDRIK Johannes Otto van Heerden is aangestel as Suid-Afrika se eerste adjunkhoofregter. Hy is in Edenburg, Vrystaat, gebore en matrikuleer aan die plaaslike hoërskool. Hy verwerf die grade BA *cum laude* (1951) en LLB *cum laude* (1953) aan die Universiteit van Stellenbosch. Van 1954-1959 is hy aan die Universiteit van die Oranje Vrystaat as senior lektor in die regte verbonde. Gedurende 1956 doen hy navorsing aan die Universiteite van Yale en Heidelberg oor die reg aangaande onregmatige mededinging en verwerf die LLD-graad aan die Universiteit van die Oranje Vrystaat in 1959 op grond van 'n proefskrif getitel *Grondslae van die Mededingingsreg*, later as boek uitgegee. Hy sluit in 1959 aan by die Vrystaatse Balie en praktiseer in Bloemfontein tot sy aanstelling as regter van die Vrystaatse Provinsiale Afdeling op 1 Februarie 1978.

Regter van Heerden het bekendheid verwerf as lid van die regsplan wat van 1963 tot 1965 namens Suid-Afrika die sogenaamde Suidwes-Afrika sake bestry het wat deur Ethiopië en Liberië in die Internasionale Geregshof in Den Haag aanhangig gemaak is. In 1970 tot 1971 was hy lid van die regsplan rakende die Adviserende Mening oor die status van Suidwes-Afrika wat deur die VVO van die Internasionale Geregshof aangevra is. Hy was waarnemende voorsitter van die Persraad gedurende 1974 tot 1975 en voorsitter van die Algemene Balieraad van Suid-Afrika in 1976 tot 1977. Nadat hy in 1980 as waarnemende appèlregter gedien het, word hy permanent op 16 Desember 1982 as appèlregter aangestel. Hy dien in die SA Regskommissie in 1974-1976 en weer vanaf Oktober 1982. Vanaf 1988-1995 was hy voorsitter van die kommissie. Die graad LLD (*honoris causa*) is in September 1996 deur RAU en in Desember 1996 deur die Universiteit van Stellenbosch >



Adjunkhoofregter Hennie en mev. Desirée van Heerden.

# Constitutional Court

## Deputy President Pius Langa

**P**IUS Nkongo Langa has been appointed as deputy president of the Constitutional Court. He was born in the Eastern Transvaal on 25 March 1939, matriculated in 1960 through private study and obtained his B Juris (1973) and LLB (1976) at the University of South Africa. He first joined the Department of Justice as an interpreter and later served as prosecutor and magistrate. He joined the Bar in June 1977 and attained the rank of senior counsel in January 1994. As advocate, his practice involved civil and criminal matters with a predominance of trials of a political nature. As junior counsel, he appeared in most of the more significant political trials in the major centres of the country.

Judge Langa was a member of the Democratic Lawyers Association (DLA) until its voluntary disbandment in 1987. He served on their executive committee for several years and was also a member of the steering committee leading to the formation of the National Association of Democratic Lawyers (NADEL). He became a founder-member and was elected president of NADEL in 1988. He retained this position until resignation on appointment to the Constitutional Court.

He served on the boards and as trustee of various law-related institutions, such as the Community Legal Services Unit (CLSU), the Centre for Development Studies (CDS), the Centre for Applied Legal Studies (CALS), the Legal Resources Trust (LRT) and the Centre for Socio-legal Studies (University of Natal).

Judge Langa was centrally involved in the founding of the South African Legal Defence Fund (SALDEF) and was for several years commissioner of the Human Rights Commission. In the field of education, he was trustee of the Henk van Adel Bursary Trust and the Fundani Trust, and was chairman of the Phambili School Interim Committee.

Judge Langa has always been involved in attempts to improve the quality of life in the community. He helped organise civic organisations and townships residents' associations and gave guidance to youth and recreational clubs. He was a founder member of the Release Mandela Committee (Natal) >




Judge Pius Langa

**Regter Hennie van Heerden***(vervolg)*

aan hom toegeken.


Regter van Heerden is 'n tennisspeler en diepsee-hengelaar.

Hy was getroud met Jean Marie Heese wat in Februarie 1994 oorlede is. In 1996 trou hy weer met Desireé Jo du Toit. Hy het drie kinders uit sy eerste huwelik. 

**Judge Pius Langa***(continued)*

and served in the regional and national reception committees formed to accelerate and in preparation of the release of political prisoners. He furthermore served in structures of the United Democratic Front, and was involved in CODESA and the Multi-Party Negotiations Forum. He was also a member of the Constitutional Committee

of the African National Congress. Judge Langa also served as member of the Police Board established in terms of the National Peace Accord, chaired the Technical Committee to review and rationalise Health Legislation and was a member of the Commission of Inquiry into Unrest in Prisons.

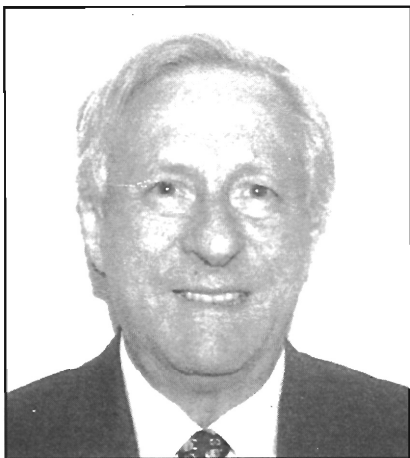
He is married to Thandekile Beauty (born Mncwabe) and they have six children. 

# High Court • Hooggeregshof

## Cape Provincial Division

**Deputy Judge President Edwin King**

**E**DWIN Leslie King has been appointed as Deputy Judge President of the Cape Provincial Division from 5 August 1997. He was born in London in 1929 and came to South Africa as a young child. He matriculated at St Andrews College in 1945 and obtained the degrees of BA and LLB (1954) at the University of Cape Town. He joined the Cape Bar in 1955 and was assistant secretary in 1959. He thereafter served on the Bar Council continuously, save for a period of one year, until he was appointed to the Bench in 1986. He served

*Judge Edwin King*

on numerous subcommittees of the Bar Council and also represented the Cape Bar Council on the General Council of the Bar from time to time.

He was the Chancellor (legal advisor) of the Diocese of Cape Town (Anglican) under five archbishops, but was obliged to resign upon acceptance of a permanent judicial appointment. During this time he assisted innumerable clergy and lay persons and appeared in many cases in which clergy were involved. He has for many years been active in the Independent School Movement, as regional chairperson of the Independent Schools Council and as chairperson of the governing body of the Western Province Preparatory School. As advocate he appeared in innumerable "political" cases. He served in many organisations aimed at the alleviation of oppression, racial discrimination and suffering, inter alia Kupugani and the Institute of Citizenship. He was first appointed as an acting judge in 1978. Judge King was also appointed to the Special Electoral Court in 1994.

He participated in many sporting activities when he was younger and now attends the Sports Science Institute Gym regularly in order to "neu-

tralise the effects of his many social activities".

Judge King is married to Estelle (née Phillips) and they have three children.

## *New judges*

### Bophuthatswana High Court

**Reetsang Mogoeng**

**M**OGOENG Thomas Mogoeng has been appointed as a judge of the Bophuthatswana High Court from 1 June 1997. He was born in Koffiekraal Village and attended the Mokgattha Primary School and the Hebron High School where he matriculated in 1980. He obtained the degrees of B Juris (1983) at the University of Zululand, LLB (1985) at the University of Natal (Durban) and LLM (1989) at the University of South Africa and was admitted as an advocate in 1986. He worked as a state advocate from 1986 to 1990 and joined the Johannesburg Bar in 1990. He was a member of that Bar until December 1991 when he joined the Bophuthatswana Bar in January 1992 where he practised until his appointment as a judge. He was also chairman of Law->

yers for Human Rights in Bophuthatswana from 1992 until 1994 and taught law as a part-time senior lecturer at the then University of Bophuthatswana. Apart from this he was chairperson of the boards of the North West Agricultural Services Corporation, the North West Agricultural Marketing Board, the Taung College of Agriculture and the North West Parks Board, and a member of the Evangelical Lutheran



Judge Reetsang Mogoeng

Church's national land committee. He was vice-chairman of the North West Bar Association from 1993 to 1997.

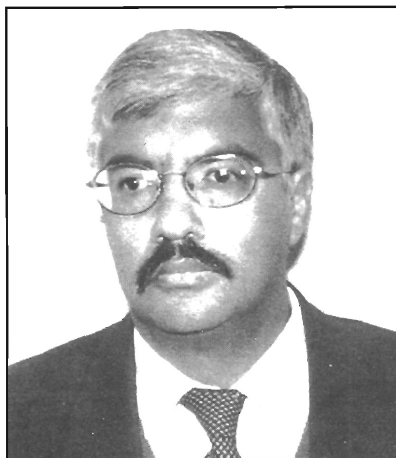
Judge Mogoeng is interested in game driving, watching soccer, boxing and wrestling, and listening to music.

He is married to Mmapuefo and they have three children.

## Transvaal Provincial Division

### Ismail Hussain

**I**SMAIL Hussain has been appointed as a judge of the Transvaal Provincial Division from 1 June 1997. He was born in Durban and matriculated at Greytown High School in December 1971. He obtained the BA (1978) degree at the University of Durban Westville and the degrees of LLB (1980) and LLM (1992) and the HDip Company Law (1983) at the University of the Witwatersrand. He became a member of the Johannesburg Bar in 1983 and served as secretary of



Judge Ismail Hussain

the Bar Council from 1995 to 1996 and as a member from 1995. His application for silk was approved in April 1997. He was also involved in the Bar Council pupil training programme. Before joining the Bar he was admitted as an attorney in 1982.

Judge Hussain's hobbies include reading and collecting rare books (he has a valuable collection of English literature and African), gardening and wildlife.

He is married to Fazila Hussain and they have two children.

### Frans Malan

**F**RANCOIS Retief Malan is aangestel as regter van die Transvaalse Provinsiale Afdeling met ingang Julie 1997. Hy is in 1944 in Bethlehem, Vrystaat, gebore en matrikuleer as Duxleerling aan die Helpmekaar Hoër Seunskool, Johannesburg. Hy behaal die grade BA (regte) cum laude, LLB (cum laude) en LLD aan die Universiteit van Pretoria in 1965, 1967 en 1975 respektiewelik. Hy was die beste student in elke jaar van sy regstudie en verskeie pryse is aan hom toegeken. Hy praktiseer aan die Johannesburgse Balie van 1968 tot 1971. Voordat hy by die Balie aangesluit het, het hy 'n leerklerskap voltooi en Handelsreg aan Unisa gedoseer. Hy sluit in 1971 aan by die Randse Afrikaanse Universiteit as 'n senior lektor en word bevorder tot professor in 1973. As dosent was hy onder meer verantwoordelik vir die aanbieding van die LLM-kursus in Bankreg. Hy was dekaan van die regsfakulteit in 1982 en later weer in


1987. Afgesien van navorsing in die Verenigde Koninkryk, die VSA en Europe is die USICA-beurs in 1982 deur die Amerikaanse regering aan hom toegeken. Ook is die Alexander von Humboldtbeurs twee keer, in 1977 en in 1983, aan hom toegeken om Bankreg aan die Universiteit van Keulen na te vors.

Regter Malan is die skrywer en medeskrywer van talle artikels en boeke – onder meer *Wisselreg en Tjekreg* (1981) en van *Malan Bills of Exchange, Cheques and Promissory Notes in South African Law* (3de uitgawe 1997 met JT Pretorius en CR de Beer). Hierbenewens was hy mederedakteur van die *Index to the pre-1947 South African Law Reports*



Regter Frans Malan

waarvan sewe volumes reeds gepubliseer is en verskeie studiehandleidings. Hy was in 1989 voorsitter van die Sowetostadsraad se kommissie van ondersoek na onreëlmatighede en was ook sedert 1994 'n deeltydse regsconsultant van die South African Futures Exchange.

Hy is getroud met Willemien Cillié, 'n wiskundige, en die egpaar het drie kinders. 

### Erratum

Judge Andreas Dhlodhlo of the Ciskei High Court obtained his LLB degree at the University of Zululand (and not from Unisa) as stated in 1997 May *Consultus* 21). We apologise. - Editor