

The application for a rescission of judgment is only made on

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22/11/95 - a year after applicant had become aware of the existence of the judgment.

In the additional affidavit applicant states in paragraph 4 that (I quote), "I have a bonafide defence in that I deny that I drove negligently and that the collision was due to my negligence. This is clearly insufficient for purposes of showing a good cause. Applicant must set out briefly how he alleges plaintiff was negligent and not him. In this regard see Nathan (Pty) Ltd vs All Metals (Pty) Ltd 1961(1) SA 296(N) at 29B F-G.

In the result, the application for a rescission of judgment is dismissed with costs.

BY ORDER OF THE COURT GIVEN UNDER MY HAND AT MBABANE THIS 1ST DAY OF JULY
1996

J. M. MATSEBULA

JUDGE