

CONDONATION GUIDELINES

Kindly note that in terms of Rule 31 of the DRC Rules:

1. The application for condonation must be served on the respondent before being filed with the DRC.
2. Once the application has been served on the respondent it may, in turn, serve on the applicant and file with the DRC a notice of opposition and an answering affidavit within 14 days from the day the application has been served.
3. The applicant may then serve on the respondent and file with the DRC a replying affidavit within 7 days from the day on which any notice of opposition and answering affidavit are delivered.
4. Proof of service on the other party must accompany all the aforementioned process.

Kindly note the content of Rule (3) of the said rules, which deals with calculating time periods.

It reads: How to calculate time periods in these rules

- 1) For the purpose of calculating any period of time in terms of these rules -
 - a) day means a calendar day; and
 - b) the first day is excluded and the last day is included, subject to sub-rule (2)
- 2) The last day of any period must be excluded if it falls on a Saturday, Sunday, Public Holiday or on a day during the period between 16 December to 7 January.