

THE COMPANIES TRIBUNAL IN PARTNERSHIP WITH UKZN'S SCHOOL OF LAW

CORDIALLY INVITES LAW PRACTITIONERS, THE BUSINESS
COMMUNITY, ACADEMICS AND MEMBERS OF THE LEGAL
COMMUNITY, TO ATTEND A SEMINAR ON:

THE IMPORTANCE OF ALTERNATIVE DISPUTE RESOLUTION (ADR) ENVISAGED BY SECTION 166 OF THE COMPANIES ACT NO 71 OF 2008.

**The seminar is aimed at making stakeholders and members of the public aware of
the Tribunal's ADR mechanism of resolving company disputes.**

DATE:
FRIDAY, 15 MARCH 2024

VENUE:
MOOT COURT
HOWARD COLLEGE CAMPUS, UKZN

TIME:
08H30 FOR 09H00 – 14H00

Alternative Dispute Resolution (ADR) is a welcomed active solution-seeking consultation process aimed at furthering the right to access to justice of parties involved in civil matters. Hence, this Seminar creates a platform for discussion on Alternative Dispute Resolution and Access to Justice in the 21st Century and how the Companies Tribunal's ADR mechanism can deliver justice to companies as contemplated in the Companies Act. The seminar will also delve into the Jurisdictional perspective of ADR and access to justice, the role of the legal profession in promotion of the ADR as well as the various types of disputes experienced by the business sector and the manner in which these disputes may be resolved.

FACILITATORS:



Professor Freddy Mnyongani
Acting Dean of Teaching and Learning at UKZN's College of Law and Management Studies

Professor Freddy Mnyongani is the acting Dean of Teaching and Learning in the College of Law and Management Studies. He holds a Bachelor of Theology (BTh) degree from St Joseph's Theological Institute, a Bachelor of Laws (LLB) degree and a Masters degree in Law (LLM) from the University of the Witwatersrand and a Doctorate in Law (LLD) from the University of South Africa. Freddy is an Attorney of the High Court of South Africa.

His research cover areas such as Legal Philosophy, Ethics, Bioethics, Public International Law, International Human Rights Law, and some aspects of Private Law. He is a regular reviewer for various South African law journals, and is also an editorial Board member of the South African Journal of Bioethics and Law (SAJBL).



Ms Hlaleleni Dlepu
Co-Founder of Molefe-Dlepu Incorporated

Ms Hlaleleni Kathleen Dlepu has been in the legal profession for several years and is an admitted attorney, conveyancer, and notary public. She was appointed as the first chairperson of the Legal Practice Council in 2018. Her career highlights also include her tenure as Secretary General of the Black Lawyers Association, a council member of the Law Society of the Northern Provinces, and co-chairperson of the Law Society of South Africa. In 2022, she was named one of Courtroom Mail's Top 100 Most Influential Women in Law in Africa. She also received a Lifetime Achievement Award at the WOZA Women in Law Awards and was recently given a special recognition award from the Black Lawyers Association for her commitment, leadership, and contribution to the transformation of the legal profession, judiciary, and the organisation. She holds the following qualifications: BProc, LLB, and a Certificate in Arbitration, Mediation and Dispute Resolution.

KEYNOTE SPEAKERS INCLUDE:



Professor Darren Subramanien
Associate Professor at UKZN

Professor Darren Subramanien lectures in the fields of Commercial Law, Corporate Law and the Law of Contract at the School of Law. He lectures these modules at both undergraduate and at postgraduate level. He is also the Academic Leader for Socio-legal studies at the Pietermaritzburg Campus. He holds a Bachelor of Laws (LLB) degree, a Master of Laws (LLM) and PhD in Company Law from the University of KwaZulu-Natal (UKZN). Prof Subramanien is also an admitted Advocate of the High Court of South Africa. He was a member of the Anti-Human Trafficking task team based in KwaZulu-Natal and is on the panel of legal experts for Legalwise where he provides legal advice in the areas of commercial, company and labour law. Prof Subramanien has been a facilitator for the department of Legal Education & Development (LEAD) for over 10 years where he lectures Constitutional Practice, Legal Drafting and Dispute Resolution to Candidate Attorneys. He is currently on the editorial committee for the Journal of Corporate and Commercial Law & Practice and is a registered commercial and civil mediator.



Judge Dennis Davis
Companies Tribunal's Chairperson

Judge Dennis Davis is the Chairperson of the Tribunal. He is also a member of the Commission of Enquiry into Tax Structure of South Africa and was a Technical Advisor to the Constitutional Assembly where negotiations for South Africa's interim and final constitutions were formulated and concluded. He previously served as the head of the Competition Appeal Court and the Tax Appeal Court. He was appointed a Judge of the High Court in 1998 and as President of the Competition Appeal Court in 2000. Since his appointment to the Bench, he has continued to teach constitutional law and tax law at UCT where he is an Honorary Professor of Law. He has been a visiting lecturer/ professor at the Universities of Cambridge, Florida, Toronto and Harvard. He holds the following qualifications: BCom LLB from the University of Cape Town and an MPhil from the University of Cambridge.



Mr Ebrahim Patelia
Director of Mediate Works

Mr Ebrahim Patelia is the Head of Mediate Works (Pty) Ltd and a legal consultant at Cliffe Dekker Hofmeyr (CDH) law firm, specializing in employment law. He is a respected mediator, arbitrator, facilitator, and trainer, blending his legal expertise with dispute resolution and teaching experience. While primarily based in South Africa, Patelia has worked internationally. He chairs disciplinary inquiries, leads investigations in conflict-prone areas, and supports organizations in understanding and implementing diversity and inclusion strategies. He holds key roles with organizations like CCMA, ITCILO, University of the Witwatersrand, Mandela Institute, and Conflict Dynamics. Accredited as a commercial mediator with CEDR (UK), Patelia has successfully conducted training programmes globally on diverse topics such as negotiation, mediation, arbitration, conflict management, and labour law. He co-authored a book on dispute resolution and has written numerous employment-related articles.



Advocate Kerusha Pillay
Practising Advocate of the High Court of South Africa

Advocate Kerusha Pillay is a practising member of the Johannesburg Society of Advocates and holds chambers at the Duma Nokwe Group of Advocates in Sandton, Johannesburg. She is also an associate member of the KZN Society of Advocates and holds door membership at Advocates Group 2 in Pietermaritzburg. During 2008, Kerusha completed her pupillage at the Pietermaritzburg Bar under the mentorship of Adv Eddie Lotz SC. She has appeared in various High Courts in Gauteng, KwaZulu-Natal, the Eastern Cape and the Free State. She has also appeared in the Supreme Court of Appeal. She has served as a member of the Bar Council in KwaZulu – Natal and Johannesburg, a member of the Pupillage Committee in both provinces and as a member of the KwaZulu- Natal Executive Committees of the National Association of Democratic Lawyers and Advocates for Transformation. She has been elected as a member of the Management Committee of the Duma Nokwe Group for 2024.



Dr Simphiwe Phungula
Senior Lecturer at the University of Cape Town

Dr Simphiwe Phungula lectures in the Faculty's Commercial Law Department. He has published articles both in Corporate Law and Labour Law. Dr Phungula is admitted as an Advocate of the High Court of South Africa, and has a PhD in Corporate Law from University of KwaZulu Natal. His area of interests includes Corporate Law in general with specific expertise in business rescue; and Labour Law.

To save your seat, RSVP here for:

Physical Attendance

CLICK HERE

Scan Here



Virtual Attendance

CLICK HERE

Scan Here



For Enquiries contact Prof Darren Subramanien or Mr Simukele Khoza

SubramanienD@ukzn.ac.za | Skhoza@companiestribunal.org.za

Live stream on



INSPIRING GREATNESS