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COURT STRIKES OFF THE ROLL THE URGENT APPLICATION BY FORMER DEPUTY DIRECTOR GENERAL, MR T.P NYONI AGAINST THE DIRECTOR GENERAL AND THE PREMIER OF MPUMALANGA PROVINCE.

The Mpumalanga Division of the High Court in Mbombela has struck off the urgent application brought by Mr. Peter Nyoni against the Director-General and the Premier of Mpumalanga for lack of urgency.

The matter arose after Mr. Nyoni challenged the conclusion of his fixed-term employment contract in the Office of the Premier, which came to an end on 28 February 2026. He sought urgent court intervention to suspend the decision confirming the expiry of his contract and to compel continued compliance with the terms of his employment agreement.

Following the expiry of the contract in February, Mr Nyoni lodged an urgent application at the High court in March 2026. The application was in two fold. In Part A, the applicant lodged the application as an urgent matter, while in Part B, he was challenging the legality of employment contract.

The Court found amongst other matters that:

The application did not meet the legal threshold for urgency and was therefore improperly brought on an urgent basis.

The applicant ought to have been aware well in advance that his fixed-term contract would expire on 28 February 2026.

The letter issued by the Director-General on 4 March 2026 did not terminate the contract but merely confirmed its expiry.

There was no automatic right to permanent employment arising from the contract, as key conditions for such an outcome were not met.

The Court further emphasised that even if the letter confirming the expiry were set aside, it would not revive a contract that had already lapsed by operation of time.

The Court ordered that:

The application be struck from the roll due to lack of urgency; and

The applicant, Mr T.P Nyoni to pay the legal costs of the respondents the Director General and the Premier, including the costs of two counsel.

The Office of the Premier warmly welcomes the judgement.

Ends...

ISSUED BY THE OFFICE OF THE PREMIER

Enquiries: Mr George Mthethwa (Provincial Government Spokesperson)

Contact: 013 766 2242/ 083 302 2774