



PUBLIC LAW

"Cliffe Dekker Hofmeyr provides excellent advice and strategy, and follows through. The team is extremely knowledgeable."

"The firm has a strong multidisciplinary team that is extremely skilled and knowledgeable."

CHAMBERS GLOBAL 2024

PUBLIC LAW



Public law governs the relationship between individuals (private companies and citizens) and the state (government). Whenever a private or public body undertakes a public function or performs a public power, or whenever an organ of state engages with the public, public law is likely to apply



Our Public Law specialists have extensive experience in many key areas of public law, including public procurement, public finance management, constitutional law, administrative law, municipal law, regulatory law, competition and health law



Our lawyers have in-depth knowledge and understanding of the broader legal and policy framework for decision making. We support public and private sector bodies in meeting and avoiding legal challenges in a complex legal and regulatory context. We assist in the application of administrative law to all levels of government



We understand the constitutional principles of government accountability and transparency and a public procurement system which is fair, equitable, transparent, competitive and cost-effective



OUR SERVICES

We are a leading business law firm in South Africa with a strong international presence in Johannesburg, Cape Town, Nairobi and Stellenbosch.

- Advising on the Public Finance Management Act, Municipal Structures, the Municipal Systems Acts and Municipal Finance Management Act
- Advising on Public procurement law procedures and legislative framework
- Drafting and negotiating outsourcing and performance management agreements
- Challenging irrational and unlawful administrative action
- Representing clients in proceedings before quasi-judicial bodies and parliamentary sub-committees
- Furnishing opinions on constitutional, administrative and local government issues
- Undertaking judicial reviews and litigation
- Advising on property acquisition, development and management
- Advising on company acquisitions and sales.
- Employment law advice
- Structuring public-private partnership transactions
- Drafting and commenting on national, provincial and local government legislation
- Lobbying/submissions to Parliament and all levels of government regarding legislative changes
- Advising on access to information from public bodies

MARKET RECOGNITION

Our Pro Bono & Human Rights team is externally praised for its depth of resources, capabilities and experience.

Chambers Global 2021–2023 ranked our Administrative & Public Law team in Band 3.

The way we support and interact with our clients attracts significant external recognition.

Rishaban Moodley is the Practice Head of the Dispute Resolution team and Head of the Gambling & Regulatory Compliance sector. *The Legal 500 EMEA 2016–2023* recommended Rishaban for dispute resolution.

Tim Fletcher is the Chairperson and a Director in our Dispute Resolution team. *Chambers Global 2022–2023* ranked Tim in Band 2 for dispute resolution. *Chambers Global 2019–2021* ranked him in Band 3 for dispute resolution. *The Legal 500 EMEA 2016–2023* recommended him as a leading individual for dispute resolution.

The Legal 500 EMEA 2023 recommended **Anja Hofmeyr** for Dispute Resolution.

The Legal 500 EMEA 2022–2023 recommended **Corné Lewis** for dispute resolution.

The Legal 500 EMEA 2022–2023 recommended **Mongezi Mpahlwa** for dispute resolution.

Aadil Patel is the Practice Head of the Employment Law team, and the Joint Sector Head of the Government & State-Owned Entities sector. *Chambers Global 2015–2023* ranked him in Band 2 for employment. *The Legal 500 EMEA 2021–2023* recommended Aadil as a leading individual for employment and recommended him from 2012–2020.

Tim Smit is the Joint Head of the Consumer Goods, Services & Retail sector, and a director in our Dispute Resolution practice. *The Legal 500 EMEA 2020–2023* recommended him as a next generation lawyer for dispute resolution.



OUR TEAM

For more information about our Public Law team and services in South Africa and Kenya, please contact:



Rishaban Moodley

Practice Head & Director:
Dispute Resolution
Sector Head:
Gambling & Regulatory Compliance
T +27 (0)11 562 1666
E rishaban.moodley@cdhlegal.com



Tim Fletcher

Chairperson
Director: Dispute Resolution
T +27 (0)11 562 1061
E tim.fletcher@cdhlegal.com

Neha Dhana

Director:
Dispute Resolution
T +27 (0)11 562 1267
E neha.dhana@cdhlegal.com

Tiffany Gray

Director:
Dispute Resolution
T +27 (0)11 562 1388
E tiffany.jegels@cdhlegal.com

Anja Hofmeyr

Director:
Dispute Resolution
T +27 (0)11 562 1129
E anja.hofmeyr@cdhlegal.com

Corné Lewis

Director:
Dispute Resolution
T +27 (0)11 562 1042
E corne.lewis@cdhlegal.com

Vincent Manko

Director:
Dispute Resolution
T +27 (0)11 562 1660
E vincent.manko@cdhlegal.com

Mongezi Mpahlwa

Director:
Dispute Resolution
T +27 (0)11 562 1476
E mongezi.mpahlwa@cdhlegal.com

Aadil Patel

Practice Head & Director: Employment Law
Joint Sector Head:
Government & State-Owned Entities
T +27 (0)11 562 1107
E aadil.patel@cdhlegal.com

Tim Smit

Joint Sector Head:
Consumer Goods, Services & Retail
Director: Dispute Resolution
T +27 (0)11 562 1085
E tim.smit@cdhlegal.com

Charl Williams

Director:
Corporate & Commercial
T +27 (0)21 405 6037
E charl.williams@cdhlegal.com

Imraan Abdulla

Senior Associate:
Dispute Resolution
T +27 (0)11 562 1177
E imraan.abdullah@cdhlegal.com

BBBEE STATUS: LEVEL ONE CONTRIBUTOR

Our BBBEE verification is one of several components of our transformation strategy and we continue to seek ways of improving it in a meaningful manner.

PLEASE NOTE

This information is published for general information purposes and is not intended to constitute legal advice. Specialist legal advice should always be sought in relation to any particular situation. Cliffe Dekker Hofmeyr will accept no responsibility for any actions taken or not taken on the basis of this publication.

JOHANNESBURG

1 Protea Place, Sandton, Johannesburg, 2196. Private Bag X40, Benmore, 2010, South Africa.

Dx 154 Randburg and Dx 42 Johannesburg.

T +27 (0)11 562 1000 F +27 (0)11 562 1111 E jhb@cdhlegal.com

CAPE TOWN

11 Buitengracht Street, Cape Town, 8001. PO Box 695, Cape Town, 8000, South Africa. Dx 5 Cape Town.

T +27 (0)21 481 6300 F +27 (0)21 481 6388 E ctn@cdhlegal.com

NAIROBI

Merchant Square, 3rd floor, Block D, Riverside Drive, Nairobi, Kenya. P.O. Box 22602-00505, Nairobi, Kenya.

T +254 731 086 649 | +254 204 409 918 | +254 710 560 114

E cdhkenya@cdhlegal.com

STELLENBOSCH

14 Louw Street, Stellenbosch Central, Stellenbosch, 7600.

T +27 (0)21 481 6400 E cdh Stellenbosch@cdhlegal.com

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