

Tim Fletcher

Chairperson, Director



Tim Fletcher is the Chairperson of Cliffe Dekker Hofmeyr, and Director in our Dispute Resolution practice. He has been involved in commercial dispute resolution for many years including High Court litigation and private arbitration - both domestic and international. He has successfully resolved disputes concerning general commercial and contractual issues, administrative law issues including tender reviews as well as education, insurance, gambling, information technology, product liability and real estate issues. Tim is also an expert on education regulatory matters.

About Tim

Tim is a presently Chairperson of the firm and Director in the Dispute Resolution practice.

Credentials

Education

- BA LLB LLM, University of the Witwatersrand
- Solicitor of the Senior Courts of England and Wales (non-practising)
- Year of admission as an attorney: 1991
- Year of admission as a notary public: 1995
- Year of admission as a solicitor: 2009

Memberships

- Law Society of England & Wales

Experience

- **Commercial disputes**

Managing complex commercial disputes before the High Court and in domestic and international arbitrations

- **Complex regulatory issues.**

Regularly involved in negotiations with the Department of Higher Education on behalf of leading private higher education service providers about complex regulatory issues.

Contact Tim

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[Tim on LinkedIn](#)

Expertise

[Dispute Resolution](#)

Corporate & White Collar Investigations

Education & Training

[Healthcare & Pharmaceuticals](#)

[Government and State-Owned Entities](#)

Insurance Law

International Arbitration

Pensions & Employee Benefits

Public Law

[Industrials, Manufacturing & Trade](#)

[Technology & Communications](#)

Location

Johannesburg

Language

English

- **General commercial issues**

Assists a major international retail group with general commercial issues including perfection of securities, retail and real estate disputes.

- **Indemnity claims**

Represents insurance brokerages and underwriters in indemnity claims.

- **High level investigations**

Has conducted high level investigations for major corporations

- **Administrative action**

Involved in numerous reviews of administrative action involving state tender awards

- **Matters before Equality and Constitutional Court**

Engaged from time to time in matters before the Equality Court and the Constitutional Court.

- **Gambling legislation**

Often Involved in appeals and reviews in the context of gambling legislation.

- **Pro Bono and Human Rights**

Assists our Pro Bono and Human Rights Department with litigious matters.

News

[Consistency underlies CDH's domination of M&A deal flow for 14 out of 15 years](#)

Leading corporate and commercial law firm, Cliffe Dekker Hofmeyr (CDH) continues to cement its market-leading position as one of South Africa's top M&A legal advisers, according to the Ansarada DealMakers Annual Awards, held at the Sandton Convention Centre on 13 February 2024.

[Law and disorder: Sense check on litigation](#)

Voltaire famously said that "Common sense is not so common" and there are some court stories that support that. Like the infamous McDonald's coffee matter in 1994 where Stella Liebeck, having been burned by a cup of spilled coffee, claimed that McDonald's coffee was defective and more likely to cause serious injury than coffee served at any other establishment. She was awarded \$2,9 million in a jury trial.

[Arbitration: Careful drafting applies as much to the arbitration agreement as to the pleadings](#)

An agreement to arbitrate a specific issue will generally describe both the issue the arbitrator is required to decide and the arbitrator's powers. The arbitrator has no power beyond the agreed terms of reference. The parties will then usually set out their respective claims or defences in documents referred to as pleadings. Unless the terms of reference are broad, for example allowing the arbitrator to decide whatever issues arise from the pleadings, the arbitrator may be restricted by what is in the terms of reference. Even if the terms of reference are broadly to deal with any dispute that arises on the pleadings, anything not "on the papers" would seem to be excluded.

[The Legal 500 Private Practice Arbitration Powerlist for Africa](#)

Congratulations to our Dispute Resolution Lawyers that have been included in the Legal 500 Private Practice Arbitration Powerlist for Africa.

[Factual disputes in review proceedings? Trial or application](#)

A leadership dispute in the Babirwa BaGa Mamadi traditional community ended up in court recently when the Premier of Limpopo Province appointed Aborekwe Thomas Mamadi as the community's acting traditional leader. Disgruntled members of the Mamadi family applied to the High Court to review and set aside the Premier's decision in terms of Rule 53 of the Uniform Rules of the High Court.

Videos

[The Cradock Four](#)

Tim Fletcher, Head of our Dispute Resolution practice, joined eNCA to discuss the application in the Pretoria High Court to compel the National Prosecuting Authority to make a decision on whether it will prosecute those suspected of being behind the 1985 murder of the Cradock Four. CDH is acting on a pro bono basis for the family of Lukhanyo Calata, and others.

Podcasts

[What Directors expect from their juniors](#)

Chairperson, Tim Fletcher and CDH Partner Njeri Wagacha speak to Graduate Programme Manager, Boipelo Mathodlana.

[Njeri Wagacha provides a summary of the year's recordings](#)

Every month CDH Kenya Partner Njeri Wagacha publishes a podcast 'Njeri Talks Law'. In this final podcast for 2022, Njeri extends her gratitude to her listeners for accompanying her on your journey and provides a summary of her 2022 podcasts.

[Njeri Wagacha talks to Tim Fletcher](#)

Every month CDH Kenya Partner, Njeri Wagacha, publishes the podcast 'Njeri Talks Law'.

[All news by Tim Fletcher →](#)

Recognition

- **Market recognition**
 - Chambers Global 2022 - 2024 ranked Tim in Band 2 for Dispute Resolution.
 - Chambers Global 2019-2021 he was ranked in Band 3. Between 2015 - 2018 Tim was ranked in Band 4 for Dispute Resolution.
 - The Legal 500 EMEA 2016-2023 recommended him as a leading individual for dispute resolution.
 - Tim was listed in the Legal 500 Private Practice Arbitration Powerlist: Africa 2023.
 - Tim was the exclusive South African winner of the ILO Client Choice Awards 2017 and 2018 in the litigation category.
 - The International Who's Who of Business Lawyers 2015 identified Tim as being among the world's leading asset recovery lawyers.
 - Who's Who Legal 2015-2019 identified Tim as one of the world's leading Insurance & Reinsurance lawyers
 - Expert Guides: Insurance and Reinsurance has listed Tim as one of the top legal practitioners advising on insurance and reinsurance from 2013 - 2019.