

Jonathan Sive

Associate



Jonathan Sive is an Associate in our Dispute Resolution practice.

About Jonathan

Jonathan joined CDH as a candidate attorney in 2020 and was retained in the firm's Dispute Resolution practice as an Associate in January 2022. With a focus on commercial litigation, Jonathan assists a diverse range of clients at all stages of the dispute resolution process.

Credentials

Education

- BA, University of the Witwatersrand
- BA (Hons in Psychology) with distinction, University of the Witwatersrand
- LLB, University of Cape Town

Experience

- Experience in a wide range of litigation

Jonathan has extensive experience in diverse litigation matters, spanning across multiple divisions of the Superior Courts and alternative dispute resolution forums, as well as specialised courts. While his primary focus lies within general commercial litigation, Jonathan's expertise and exposure also encompass mining law, property law, and public law.

News

Overlaps and oversight: Navigating mineral rights in South Africa

As the global economy begins to embrace the transition to green metals, ensuring certainty of mineral right tenure is crucial for the sustainability of these aspirations. The granting of ostensibly exclusive rights to multiple parties poses a significant challenge to role players in South Africa's ever-fluctuating mining landscape.

Side-stepping subpoenas

A long-standing favourite of court-room dramas, the service and use of subpoenas plays a central role in the functioning of our legal system.

Contact Jonathan

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[Jonathan on LinkedIn](#)

Expertise

[Dispute Resolution](#)

Location

Johannesburg

Language

English

[A 30-year-old brawl in the kingdom in the sky](#)

A land of mountains aptly referred to as a "kingdom in the sky", Lesotho is the only country in the world which has all its land lying at altitudes in excess of 1,500m above sea-level; it is a land of heights and extremes.

[Limitation to objections to produce documentation in terms of Rule 35\(12\)](#)

Rule 35(12) is somewhat different to the remaining discovery provisions of Rule 35 of the Uniform Rules of Court. This is as a result of Rule 35(12)'s wording not specifying whether the documents sought under it must relate to the matter in question. Prima facie, the only prerequisite to this rule is that reference must be made to the documentation sought in the opposing party's pleadings and which has not been attached to such pleading.

[Ignore mediation at your own peril: Rule 41A reconsidered](#)

The period for comment on the South African Law Reform Commission (SALRC) Discussion Paper 154 – Project 141: Medico-legal Claims (published in October 2021) expired on 31 January 2022. In its assessment of the current status of medico-legal matters in South Africa, the SALRC recommended that, while the constitutional right of access to courts can never be denied, "taking a matter to court should be avoided as far as possible". The SALRC's draft recommendations emphasise the role that mediation can play in the resolution of medico-legal disputes. This has highlighted (and possibly renewed) the debate about mediation's place in the South African legal dispute resolution system.

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