

# Paige Winfield

Associate



Paige Winfield is an Associate in our Dispute Resolution practice with a focus on general commercial litigation. Paige assists clients to resolve disputes in the High Court, Magistrates Court and through private mediation and arbitration proceedings.

## About Paige

Paige joined Cliffe Dekker Hofmeyr as a Candidate Attorney in 2020. She was retained as an Associate in the Dispute Resolution practice and admitted as an attorney in 2022.

## Credentials

### Education

- BCom Law (majors: Accounting and Taxation), University of Pretoria
- LLB, University of Pretoria

## Experience

- Assisting in general commercial litigation matters in the High Court, Magistrates Court and through private mediation and arbitration proceedings.
- Drafting pleadings and notices.
- Insurance related opinions and disputes.
- Assisting our Pro Bono and Human Rights Department with litigious matters, with a particular focus on the prosecutions and inquests stemming from the TRC.

## News

[Can you unscramble the egg? The retrospective effect of forfeiture clauses for partly fraudulent insurance claims](#)

Insurers are the 'masters of their own policies' and, accordingly, they are free to devise their own policies unilaterally. The insured often has no say in the process and derived terms and they simply elect to buy into what the insurer is selling, or not.

## Contact Paige

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## Expertise

Dispute Resolution

Consumer Goods, Services & Retail

Insurance Law

Corporate & White Collar Investigations

Technology & Communications

## Location

Johannesburg

## Language

English

### [Crypto fraud: Judge grants service, through NFTs, on unknown defendants](#)

Cryptocurrency is yet another revolutionary invention in the online world. However, with innovation comes uncertainties, particularly in the legal field. This innovation requires us, like it, to redefine the parameters set in the past in the name of advancement. For litigation this means having to find new boundaries for elements like jurisdiction and service.

### [Good riddance to 'gag orders'? South African courts move away from prior restraint orders](#)

Freedom of expression in South Africa is guaranteed by the Bill of Rights. This includes, inter alia, freedom of speech, access to information, and, importantly, media freedom. The right to freedom of expression is fundamental and a prerequisite in any democracy. The post-1994 South African media landscape is turbulent and often somewhat adversarial. However, just like any other right enshrined in the Constitution, the right to freedom of expression may be limited where it is justifiable and reasonable. Even the media's freedom may be constrained to protect another constitutional right or to preserve the integrity of the administration of justice.

### [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.

### ["Should I stay or should I go now?" – Enforceability of arbitration clauses / agreements in liquidation scenarios](#)

The Supreme Court of Canada recently examined the clash between arbitration and insolvency law when Ernst & Young (EY), in its capacity as the appointed receiver and manager over a company placed under receivership, issued court papers in a civil claim for debt recovery on behalf of the company, notwithstanding the existence of arbitral dispute resolution clauses in the contracts entered into between the company and the alleged debtor.

[All news by Paige Winfield →](#)