

IN THE HIGH COURT OF SOUTH AFRICA  
GAUTENG DIVISION, PRETORIA

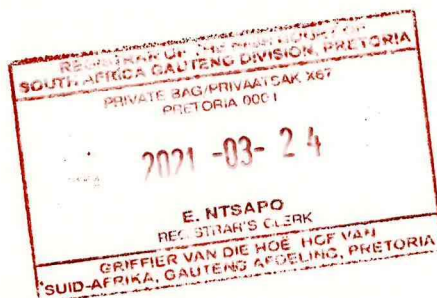
Case no.: 14996/21

In the matter between:

**BLIND SA**

Applicant

and



**MINISTER OF TRADE, INDUSTRY AND COMPETITION**

First Respondent

**MINISTER OF INTERNATIONAL RELATIONS  
AND COOPERATION**

Second Respondent

**SPEAKER OF THE NATIONAL ASSEMBLY**

Third Respondent

**CHAIRPERSON OF THE NATIONAL COUNCIL  
OF PROVINCES**

Fourth Respondent

**PRESIDENT OF THE REPUBLIC OF SOUTH AFRICA**

Fifth Respondent

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**APPLICANT'S NOTICE IN TERMS OF RULE 16A**

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**KINDLY TAKE NOTICE THAT** the applicant has raised the following constitutional issues in this application:

Whether the Copyright Act 98 of 1978 is inconsistent with the Constitution of the Republic of South Africa, 1996 to the extent that it –

- limits and/or prevents persons with visual and print disabilities accessing works under copyright that persons without such disabilities are able to access; and/or
- does not include provisions designed to ensure that persons with visual and print disabilities are able to access works under copyright in the manner contemplated by the Marrakesh Treaty to Facilitate Access to Published Works for Persons Who Are Blind, Visually Impaired, or Otherwise Print Disabled;

and in so doing, unreasonably and unjustifiably limits the rights of persons with visual and print disabilities to equality, dignity, freedom of expression, and basic and further education, and to participate in the cultural life of their choice.

**TAKE NOTICE FURTHER** that any interested party may, with the written consent of all the parties to the proceedings, given not later than 20 days after this notice has been filed, be admitted as *amicus curiae* upon such terms and conditions as may be agreed upon in writing by the parties.

**TAKE NOTICE FURTHER** that any such written consent shall, within five days of it having been obtained, be lodged with the Registrar, and the *amicus curiae* shall, in addition to any relevant provision of the Uniform Rules of Court, comply with the times agreed upon by the parties for the lodging of affidavits and/or written argument.

**TAKE NOTICE FURTHER** that if any interested party is unable to obtain the parties' written consent, they may, within five days of the expiry of the 20-day period referred to above, apply to this Court in the manner contemplated by rule 16A(6) to be admitted as *amicus curiae* in the proceedings.

**SIGNED** and **DATED** at **JOHANNESBURG** on this 24th day of **MARCH 2021**.



**SECTION27**

Applicant's attorneys  
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**TO:**

**THE REGISTRAR  
HIGH COURT OF SOUTH AFRICA  
GAUTENG DIVISION, PRETORIA**

**AND TO:**

**THE STATE ATTORNEY, PRETORIA**

**FIRST, SECOND AND FIFTH RESPONDENTS' ATTORNEYS**

SALU Building  
316 Thabo Sehume Street  
Corner Francis Baard and Thabo Sehume Streets,  
Pretoria Central,  
0001

**AND TO:**

**THE STATE ATTORNEY, CAPE TOWN  
THIRD AND FOURTH RESPONDENTS' ATTORNEYS**

5<sup>th</sup> Floor, Liberty Life Centre,  
22 Long Street,  
Cape Town,  
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