

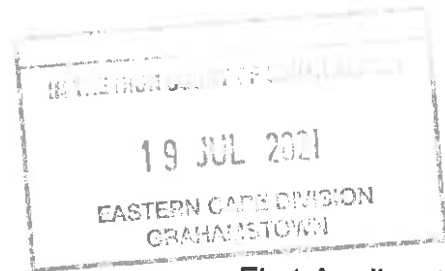
Rule 16 A Notice

IN THE HIGH COURT OF SOUTH AFRICA
EASTERN CAPE DIVISION, MAKHANDA

Case No: 20911/2021

In the matter between:

**MEMBER OF THE EXECUTIVE COUNCIL FOR
FINANCE, ECONOMIC DEVELOPMENT,
ENVIRONMENTAL AFFAIRS AND TOURISM
(EASTERN CAPE)**



First Applicant

HEAD OF DEPARTMENT EASTERN CAPE PROVINCIAL TREASURY Second Applicant

**MEMBER OF THE EXECUTIVE COUNCIL FOR
HEALTH, EASTERN CAPE PROVINCE** Third Applicant

HEAD OF DEPARTMENT FOR HEALTH (EASTERN CAPE) Fourth Applicant

THE PREMIER, EASTERN CAPE PROVINCE Fifth Applicant

and

THE LEGAL PRACTICE COUNCIL First Respondent

THE BOARD OF SHERIFFS Second Respondent

ABSA BANK LIMITED Third Respondent

NATIONAL DEPARTMENT OF HEALTH Fourth Respondent

NATIONAL TREASURY OF SOUTH AFRICA Fifth Respondent

**HENNIE JORDAAN N.O. (SHERIFF FOR KING
WILLIAMS TOWN COURT, KING WILLIAMS TOWN)** Sixth Respondent

**MARKS THAPELO MANGABA N.O. (SHERIFF,
JOHANNESBURG CENTRAL)** Seventh Respondent

**IG BEZUIDENHOUT N.O (DEPUTY SHERIFF, HIGH & LOW)
WILLIAMS TOWN** Eighth Respondent

THE STATE ATTORNEY
Per: D Ngwenya
Tel: (043) 706 5100

| | |
|---|---------------------------|
| FANIE HERMAN N.O (DEPUTY SHERIFF FOR CENTURION EAST) | Ninth Respondent |
| ASIPHE MANISE | Tenth Respondent |
| BABALWA VANTYI-GWAZU | Eleventh Respondent |
| ANDILE GWAXU | Twelfth Respondent |
| BAPHATHE NDIYA | Thirteenth Respondent |
| POZILE DLUNGANE | Fourteenth Respondent |
| APHELELE NDAMASE | Fifteenth Respondent |
| LULEKA NOPHUZA | Sixteenth Respondent |
| LULEKA NTLAKA | Seventeenth Respondent |
| NOBUHLE NDZALA | Eighteenth Respondent |
| PETER BOUCHER | Nineteenth Respondent |
| GRACE JESSICA BOUCHER | Twentieth Respondent |
| MAPHELO ANELISIWE | Twenty-First Respondent |
| LULEKA MBINDA | Twenty-Second Respondent |
| CHATHA MAHILIHILI | Twenty-Third Respondent |
| NOMBUSO VIRONIC MAKALUZA | Twenty-Fourth Respondent |
| NOSIPHO AUDREY KATIYA | Twenty-Fifth Respondent |
| ANEZIWE TSIPA | Twenty-Sixth Respondent |
| ZODWA TETYANE | Twenty-Seventh Respondent |
| VUYANI MAYIBENYE | Twenty-Eighth Respondent |
| SIYOLISE SITHANGA | Twenty-Ninth Respondent |
| BABALWA MBOKODI | Thirtieth Respondent |
| NOLOYISO ANELISA MIRANDA MXONYWA | Thirty-First Respondent |
| ZIKHONA NDWEBI | Thirty-Second Respondent |
| NOMFUNDO MNTUYEDWA | Thirty-Third Respondent |
| NO-ONEST MVELO | Thirty-Fourth Respondent |

| | |
|---|---------------------------|
| NOWAM YOBO | Thirty-Fifth Respondent |
| NOZIBELE SIKADE | Thirty- Sixth Respondent |
| LUSANDA MPHIKISWA | Thirty-Seventh Respondent |
| THANDISWA NOYILA | Thirty-Eighth Respondent |
| NIWE MADYIBI | Thirty-Ninth Respondent |
| ZIKHONA QWABE (nee MPOFU) | Fortieth Respondent |
| THEMBISA SIPHETHUKANA | Forty-First Respondent |
| NELISWA MBOLA | Forty-Second Respondent |
| NONESI MBUTUMA | Forty-Third Respondent |
| VOYI VUYISWA | Forty-Fourth Respondent |
| NOWETHU C. THAFENI | Forty-Fifth Respondent |
| NELISWA MTUTUZELI | Forty-Sixth Respondent |
| NOKULUNGA SOMTHI | Forty-Seventh Respondent |
| NOSANGE GLADILE | Forty-Eighth Respondent |
| YONELA SAHLULO | Forty-Ninth Respondent |
| ASIPHE GOGOSE | Fiftieth Respondent |
| SANDISILE MATOWANE | Fifty-First Respondent |
| DUDULA INC. | Fifty-Second Respondent |
| W LANGSON & ASSOCIATES | Fifty-Third Respondent |
| MJULELWA INC. | Fifty-Fourth Respondent |
| WIM KRYNAUW ATTORNEYS | Fifty-Fifth Respondent |
| ZYN NDZABELA INC. | Fifty-Sixth Respondent |
| AKHONA PELE ATTORNEYS | Fifty-Seventh Respondent |
| MGWESHE NGQELENI INC | Fifty-Eighth Respondent |
| M DAYIMANI INC. | Fifty-Ninth Respondent |
| DAYIMANI SAKHELA INC. | Sixtieth Respondent |
| McWILLIAMS & ELLIOTT ATTORNEYS | Sixth-First Respondent |

| | |
|-------------------------------------|---------------------------|
| MT KLAAS ATTORNEYS | Sixty-Second Respondent |
| MPENDULO STOYILE ATTORNEYS | Sixty-Third Respondent |
| MPAMBANISO ATTORNEYS | Sixty-Fourth Respondent |
| CINGA NOHAJI INC. | Sixty-Fifth Respondent |
| O JOUBERT ATTORNEYS | Sixty-Sixth Respondent |
| T A NKELE AND SONS INC | Sixty-Seventh Respondent |
| WT MNQANDI & ASSOCIATES | Sixty-Eighth Respondent |
| CAPS PANGWA & ASSOCIATES | Sixty-Ninth Respondent |
| NONXUBA INC. | Seventieth Respondent |
| S BOOI & SONS | Seventy-First Respondent |
| NTYATYEKA ATTORNEYS | Seventy-Second Respondent |
| NIEHAUS McMAHON | Seventy-Third Respondent |



NOTICE IN TERMS OF RULE 16A

BE PLEASED TO TAKE NOTICE that the Applicant has raised a constitutional issue in this matter. The interim relief sought in Part A of the notice of motion is set down for hearing on **17 AUGUST 2021**. The final relief is still to be enrolled.

The only interim relief being sought which requires compliance with Rule 16A is summarised below.

PART A

The Applicant seeks the following interim relief herein:

1. *Dispensing with the forms, service and time periods prescribed in terms of the Uniform Rules of Court and directing that the matter be heard as one of urgency in terms of Rule 6(12) of the Uniform Rules of Court.*

2. *Interdicting and restraining the Tenth to Fiftieth Respondents, and any other plaintiffs who obtain court orders for the payment of damages in medico-legal claims against the Third and/or Fourth and/or Fifth Applicants, after the date of issuing this Notice of Motion, or prior thereto from attaching and removing and/or continuing with the attachment or removal of immovable or movable property in the possession of the Fourth Applicant, and/or the Province of the Eastern Cape, other than an attachment of Fourth Applicant's right, interest and title in its Pay Master General Bank Account ("PMG") bank account(s) held at the Third Respondent of R500 000 or less per court order, in accordance with paragraphs 3 and 4 below for a period as determined by this Court, alternatively until the finalisation of Part B of this application;*

3. *Interdicting and restraining the Tenth to Seventy-Third Respondents, and any other plaintiffs who obtain court orders for the payment of damages in respect of medico-legal claims against the Third and/or Fourth and/or Fifth Applicants after the date of issuing this notice of motion, from attaching and/or continuing with the attachment of the Provincial Revenue Fund ("PRF") or the PMG bank account(s) other the Fourth Applicant's right, interest and title in its PMG bank account(s) held at the Third Respondent, ABSA of any amount in excess of R500 000 per attachment per court order per litigant, in circumstances where the damages awarded or no part thereof in excess of R 500 000, had not already been paid to the litigant by the Third and/or Fourth and/or Fifth*

Applicants as an interim payment arising from any court order issued pursuant to the action and which forms the subject matter of the writ issued;

4. *Interdicting and restraining the Fifty-Second to Seventy-Third Respondents, and any other attorneys representing Plaintiffs who obtain/ed court orders for the payment of damages on behalf of such Plaintiffs against the Third and/or Fourth and/or Fifth Applicants, who may not be cited herein and yet have an order and/or who obtain such orders after the date of issuing this notice of motion, from claiming legal fees of more than 25% of the amount attached in terms of paragraph 3 above, or R125 000, whichever amount is the lesser, regardless of any contingency fee agreement or other fee agreement concluded with such plaintiff;*
5. *Directing that the Third Respondent may pay out an amount of not more than R500 000 per writ of execution per court order per litigant, and to otherwise preserve the Fourth Applicant's PMG bank account(s) and the PRF; to remove holds, if any, over the Fourth Applicant's PMG bank account(s) and the PRF; and to allow the Fourth Applicant to transact on its PMG and PRF bank account(s) immediately upon the granting of this order, pending the finalisation of the Part B proceedings;*
6. *Prior to any such pay-out being made, and in cases where the pay-out relates to a medico-legal matter involving a minor child, the parent or legal guardian, or attorney of record is to present the minor child to Mrs Nolubeko Soyizwaphi, (contact tel: 0663039219 at email addresses soyinp@webmail.co.za / soyizwapi@echealth.gov.za), together with such minor child's birth certificate*

and proof of parentage / guardianship as well as proof of address, and will be provided with a certificate confirming such. In the absence of such certificate being obtained, payment to be effected under paragraphs 3 and 5 will be deferred, until such certificate has been obtained.

- 7. The Sixth to Ninth Respondents and any other Sheriff of the Court is interdicted and restrained in relation to medico-legal claims, from attaching and removing any of the immovable or movable property of the Fourth Applicant and the Province of the Eastern Cape, including from its PMG bank account(s) and PRF other than accordance with paragraphs 3 and 5 above and is to ensure that all writs furnished to it have been served at the offices of the Fifth Applicant [insert address for SLU] and the Second Applicant [insert address] before executing pursuant to paragraphs 3 and 5 above;*
- 8. The Third Respondent is interdicted and restrained for a period of 240 days (or such longer period as the Court may sanction) from paying out any amount to plaintiffs who obtain orders in their favour for the payment of damages and legal costs in respect of medico-legal claims after the date of this order, such 240 days to run from the date of such orders;*
- 9. The Third and Fourth Applicants, are directed, with the assistance of the First and Second Applicants, to endeavour to conclude agreements with the Tenth to Fifty-First Respondents to pay their damages awards in instalments in terms of section 3(3)(a) of the State Liability Act 20 of 1957 ("SLA") within 60 days of this order, failing such agreement to bring an application for variation of such awards to permit instalment payments, and to take all other necessary steps to*

address the payments of such awards in a manner that does not prevent, nor have the consequence, directly or indirectly of impeding the delivery of medical and emergency services at Fourth Applicant's health facilities and which also does not impede the treatment required for the Plaintiff, or any person on whose behalf the Plaintiff had instituted the action;

10. *The First Applicant is directed to report to Court in 60 days and every 60 days thereafter in relation to any agreements concluded with Plaintiffs in relation to the orders and writs already in existence, or in the absence of any such agreements being concluded, any variation applications instituted in respect of such orders as granted;*

11. *The Fourth Applicant is directed to ensure that any urgent medical services required by the Tenth to Fifty-First Respondents, or persons on whose behalf they had instituted the medico-legal claim, arising from such claims, over and above those services which are paid for by the R375 000, must be delivered by the Fourth Applicant's facilities in the interim, failing which, such Respondent/s may, on 5 days' notice, or on any other lesser notice, as is necessary, depending on the urgency of the situation, on notice to the Second and Third Applicant c/o Adv L Kubukeli at Lwazi.Kubukeli@ecotp.gov.za, and service at Office of the Premier Building, 32 Alexander Road, King Williams Town, approach this Court for further relief;*

12. *The Applicants are ordered to ensure that this order is published in a national and regional newspaper and on the SAFLii website;*

13. *The Legal Practice Council is directed to ensure that this order is published on its website within 7 days of this order being granted and to bring it specifically to the attention of its members;*
14. *The Board of Sheriffs is directed to publish this order on its website within 7 days of this order being granted and to bring it specifically to the attention of its members;*
15. *Granting the Applicants such further and/or alternative relief;*
16. *Directing that any Respondent who opposes this application be liable to pay the costs of this application, jointly and severally, the one paying to be absolved.*

PART B :

TAKE NOTICE that the Applicants intend to make an application to this Honourable Court on a date to be arranged with Registrar for final relief, seeking an order in the following terms:

1. *The Second, Third and/or Fourth Applicants, as applicable, are directed to amend their pleas and to file an affidavit in each medico-legal damages claim where the merits have been determined or conceded, but quantum has not been determined, detailing the financial implications of such awards against the Fourth Applicant, and to seek orders which would permit the Third and/or Fourth Applicants to proffer a tender to make payments through instalments.*
2. *The Third and Fourth Applicant is afforded a period of 360 days from the date of the granting by the Courts in the Eastern Cape Province of any further orders*

in favour of a plaintiff for the payment of damages and legal costs in relation to medico-legal matters before enforcement proceedings, including the issuing of writs of execution, attachments and sales in execution ("enforcement proceedings") may be instituted against it, save that a writ of execution may be executed against the Fourth Applicant's right, interest and title in its bank account(s) held at the Third Respondent, ABSA, for an amount not exceeding one payment of R500 000 in respect of each order granted per litigant per case in a twelve month period, from which the attorney will be entitled to not more than 25% of the amount or R125 000, whichever amount is the lesser, regardless of any contingency fee agreement or other fee agreement concluded with the Plaintiff. In circumstances where matters involve minor children and the court order contemplates the appointment of a trust, alternatively a curator, such must be established and the trustee / curator must be appointed and the amount of R375 000 is to be paid directly to such trust / curator in each matter.

3. *The Third and Fourth Applicants, are directed, with the assistance of the First and Second Applicants to endeavour to conclude agreements in terms of section 3(3)(a) of the SLA to agree to the payments in instalments of such awards in medico-legal litigation matters, failing such agreement to bring an application for variation of such awards within 21 days of such agreement not being reached to permit such instalment payments, and to take all other necessary steps to address the payments of such awards in a manner that does not disrupt or materially impede the delivery of medical and emergency services at all of the public health facilities in the Eastern Cape Province and which also does not impede any emergency treatment required for the Plaintiff, or any*

person on whose behalf the Plaintiff had instituted action arising from the claim instituted.

4. *No execution or attachment shall occur during the 21-day period provided for in paragraph 3, and providing that such an application is brought within 21 days, and until the determination of such application.*

5. *The Third and Fourth Applicants are directed with the assistance of the First and Second Applicants to file a quarterly report, confirmed on affidavit, from the date of the order of this Court, setting out what has been achieved and whether, and why, inter alia, the arrangement in terms of paragraphs (1) to (3) above should either be uplifted or continued.*

6. *The Sixth to Ninth Respondents and any other Sheriff of the Court is restrained from attaching and removing any of the immovable or movable property of the Fourth Applicant and/or the Province of the Eastern Cape including its bank accounts held with the Third Respondent, as the case may be in relation to medico-legal claims arising against them, prior to the expiry of the period of 360 days referred to in prayer 2, with the exception that:*
 - (a) *any other plaintiffs who obtain court orders for the payment of damages in medico-legal claims against the Third and/or Fourth Applicants and/or Fifth Applicant after the date of issuing this notice of motion, may attach one amount not exceeding R500 000 per court order per litigant in a twelve month period in the event the damages awarded exceed such amount and no such amount, or portion thereof, had not already been paid by the Eastern Cape Province;*

- (b) *any other attorneys representing plaintiffs who obtain court orders for the payment of damages on behalf of their clients against the Third and/or Fourth Applicants and/or Fifth Applicant arising from medico-legal claims, after the date of issuing this notice of motion, may claim legal fees of not more than 25% of the amount attached in terms of paragraph 3 above, or R125 000, whichever amount is the lesser, regardless of any contingency fee agreement or other fee agreement concluded with such plaintiff per each court order in a twelve month period;*
- (c) *The Fourth Applicant is directed to ensure that any urgent medical services required by claimants, alternatively, the person on whose behalf the legal proceedings were instituted, with orders for damages must be delivered by the Eastern Cape Department of Health's facilities in the interim, failing which, such Respondents may, on 5 days' notice, or such shorter time as required, approach this Court for further relief;*
7. *The Court will, upon receipt of the report referred to in paragraph (4) above determine whether the arrangement as set out herein should be uplifted or continued, and if continued, the further period during which it shall be continued and the terms of the continued arrangement.*
8. *The Applicants shall cause the order granted to be published in one national newspaper as well as two regional newspapers in each of the local divisions of the Eastern Cape within 7 days of the grant of the order and serve such on the Legal Practice Council.*

9. *The Legal Practice Council is directed to bring this order to the attention of its members and publish such on its website.*
10. *The Board of Sheriffs is directed to post this order on its website within 7 days of this order and to bring it specifically to the attention of its members.*
11. *Granting the Applicants such further and/or alternative relief that the Court deems appropriate.*
12. *Directing that any Respondent/s who opposes this application shall be liable to pay the costs of this application, jointly and severally, the one paying to be absolved, which costs may be deducted from any payments to be made to the Respondents.*

THE CONSTITUTIONAL ISSUES

1. The constitutional issues raised in this application are whether, the Applicants are entitled to the interim and final relief sought, in which they rely *inter alia* upon the common law and Section 173 of the Constitution to stay the current and future writs of execution, in light of the obligations upon the Third and Fourth Applicant to render health care services in terms of the following provisions of the Constitution and the constitutional and statutory duties which the Third Applicant bears in in the Eastern Cape:
 - 1.1. To respect, promote, protect and fulfil the rights in the Bill of Rights in compliance with section 7(2) of the Constitution;

- 1.2. In compliance with section 27(2) of the Constitution, to take reasonable legislative and other measures, within its available resources, to achieve the progressive realisation of the right of everyone to have access to healthcare services contained in section 27(1)(a) of the Constitution;
 - 1.3. Not to refuse anyone emergency medical treatment in terms of section 27(3) of the Constitution; and
 - 1.4. To ensure that every child's right to basic healthcare services in terms of section 28(1)(c) of the Constitution is fulfilled.
 - 1.5. To comply with section 28(2) of the Constitution in terms of which "*a child's best interests are of paramount importance in every matter concerning the child*".
2. The Applicants seek these exceptional remedies in terms of section 38 of the Constitution, and in doing so rely on the common law and section 173 of the Constitution, alternatively Rule 45A.
 3. The issue is whether this court in terms of its inherent powers under the common law and section 173 of the Constitution to control and regulate its process, is permitted to stay enforcement proceedings in the present circumstances. This is sought in that nothing precludes a court in the exercise of its powers, when awarding damages for future pecuniary loss in respect of personal injury to make a periodical payments order, a lump sum award or a combination of the two.

4. The relief being sought in this application is to stay the execution of orders and setting aside of writs temporarily because it has reached the point where it severely disrupts service delivery, threaten life and puts the safety and security of the general public who require public health services in the EC at risk, because funds contained in the bank accounts of the ECDOH that are essential for purposes of paying for essential health services, in particular during the Covid 19 pandemic, are being diverted to pay for medico-legal purposes.

5. The applicants submit that the present is such a justifiable case, because of the patients who will not receive medical treatment or have their access to such essential health services materially and prejudicially impeded unless such relief is granted, who are so deserving.

TAKE NOTICE FURTHER that should you wish to apply to join in Part A of this application as an *amicus curiae*, you are required to comply with the provisions of Rule 16 A within an expedited timeframe, as the interim relief is being heard on an urgent basis on 17 August 2021, and to submit your application to join as an amicus on or before 3 August 2021.

TAKE NOTICE FURTHER that should you wish to apply to join in Part B of this application as an *amicus curiae*, you are required to comply with the provisions of Rule 16 A.

TAKE NOTICE FURTHER that the Applicant has appointed the office of The State Attorney, East London as set out herein below as the address at which the Applicants will accept notice of all documents and service of all process in these proceedings.

The Applicants will accept electronic service at the following email addresses:

DNgwenya@justice.gov.za

and

marius@dullabhs.co.za

In the event that there is no confirmation that such email has been received within two days, please contact Mr Ngwenya at [tel / mobile no 082 972 9848 or Mr Marius Wolmarans at 082 365 4211.

KINDLY PLACE THIS NOTICE ON THE NOTICEBOARD IN THE EASTERN CAPE DIVISION HELD AT MAKHANDA.

KINDLY TAKE NOTICE FURTHER THAT THE APPLICANTS WILL ENSURE THAT THIS NOTICE IS PLACED ON THE NOTICEBOARD IN THE EASTERN CAPE DIVISION HELD AT MTHATHA, BISHO, EAST LONDON AND PORT ELIZABETH.

Dated at **EAST LONDON** on this day of **JULY 2021**.

THE STATE ATTORNEY

per:

MR DUGMORE NGWENYA

c/o ATTORNEYS

Applicants' Attorneys

17 Fleet Street,

Station Street

East London
Applicants' Attorneys

c/o

Dullabh NN & Co.
5 Bertram Street
Grahamstown
6139

Per: Mr Marius Wolmarans
082 365 4211.

marius@dullabhs.co.za

TO: THE REGISTRAR
High Court
MAKHANDA

AND TO: THE LEGAL PRACTICE COUNCIL
First Respondent
20 Thornhill Office Park
94 Bekker Road
Vorna Valley
MIDRAND
Tel: 010 001 8500
Fax: 012 323 2606
Email: info@lpc.org.za

AND TO: THE BOARD OF SHERIFFS
Second Respondent
88 Loop Street
CAPE TOWN
Tel: 021 426 0577

Email: contacts@sheriffs.org.za

AND TO: ABSA BANK LIMITED

Third Respondent

7th Floor, Absa Towers West

15 Troye Street

JOHANNESBURG

Provincial Branch:

1st Floor, Sanlam Park Building

Western Avenue

Vincent

EAST LONDON

Email: mandisa.mgabadeli@absa.africa

AND TO: NATIONAL DEPARTMENT OF HEALTH

Fourth Respondent

The Director General: Dr Sandile Buthelezi

Civitas Building,

Cnr Thabo Sehume and Struben Streets,

PRETORIA

Email: dg@health.gov.za

c/o **THE STATE ATTORNEY**

8th Floor, Old Mutual Centre

167 Andries Street

PRETORIA

Email: StateAttorneyPretoria@justice.gov.za

AND TO: NATIONAL TREASURY

Fifth Respondent

240 Madiba Street (formerly Vermeulen Street)

PRETORIA

c/o **THE STATE ATTORNEY**

PRETORIA

AND TO: HENNIE JORDAAN N.O. (SHERIFF FOR THE HIGH AND LOWER COURT, KING WILLIAMS TOWN)

Sixth Respondent

20 Fleming Road

Schornville

KING WILLIAMS TOWN

Email: kwtsheriff@gmail.com

**AND TO: MARKS THAPELO MANGABA N.O.
(SHERIFF, JOHANNESBURG CENTRAL)**

Seventh Respondent

21 Hubert Street

Westgate

JOHANNESBURG

Email: sheriffjoburgcentral@gmail.com

AND TO: IG BEZUIDENHOUT (THE DEPUTY SHERIFF, FOR THE HIGH AND LOWER COURT, KING WILLIAMS TOWN)

Eighth Respondent

20 Fleming Road

Schornville

KING WILLIAMS TOWN

Email: kwtsheriff@gmail.com

AND TO: FANIE HERMAN N.O.

Ninth Respondent

33 Kersieboom Crescent,

Zwartkop,

Centurion East

PRETORIA

Email: movables@sheriffcenturioneast.co.za

AND TO: ASIPHE MANISE

Tenth Respondent
c/o Nonxuba Inc.
345 Rivonia Boulevard
Ground Floor, Block B
Edenburg
RIVONIA
Email: zethu@nonxubainc.co.za

AND TO: BABALWA VANTYI-GWAXU
Eleventh Respondent
c/o **W LANGSON ASSOCIATES**
23 Ralston Road
Ferglen
PORT ELIZABETH
Email: wlangsonandassociates@telkomsa.net

AND TO: ANDILE GWAXU
Twelfth Respondent
c/o **W LANGSON ASSOCIATES**
23 Ralston Road
Ferglen
PORT ELIZABETH
Email: wlangsonandassociates@telkomsa.net

AND TO: BAPHATHE NDIYA
Thirteenth Respondent
c/o Mjulelwa Inc.
Unit 2, Glencombe
45 Leeds Road
MTHATHA
Email: mjulelwa@gmail.com

AND TO: POZILE DLUNGANE
Fourteenth Respondent

c/o O JOUBERT ATTORNEYS
22 Viljoen Street
Riviera
PRETORIA
Email: oj@ojlaw.co.za

AND TO: APHELELE NDAMASE
Fifteenth Respondent
c/o NONXUBA INC.
345 Rivonia Boulevard
Ground Floor, Block B
Edenburg
RIVONIA
Email: zethu@nonxubainc.co.za

AND TO: LULEKA NOPHUZA
Sixteenth Respondent
c/o NONXUBA INC.
345 Rivonia Boulevard
Ground Floor, Block B
Edenburg
RIVONIA
Email: zethu@nonxubainc.co.za

AND TO: LULEKA NTLAKA
Seventeenth Respondent
c/o S BOOI & SONS
50 Stewart Drive
Berea
EAST LONDON
Email: sbooi@telkomsa.net

AND TO: NOBUHLE NDZALA
Eighteenth Respondent

c/o WIM KRYNAUW ATTORNEYS

98 Frederick Cooper Street

Kenmare

KRUGERSDORP

Email: karendj@mweb.co.za

AND TO: PETER BOUCHER

Nineteenth Respondent

c/o MC WILLIAMS & ELLIOT ATTORNEYS

152 Cape Road

Mill Park

PORT ELIZABETH

Email: law@mcwilliams.co.za

AND TO: GRACE JESSICA BOUCHER

Twentieth Respondent

c/o MC WILLIAMS & ELLIOT ATTORNEYS

152 Cape Road

Mill Park

PORT ELIZABETH

Email: law@mcwilliams.co.za

AND TO: MAPHELO ANELISIWE

Twenty-First Respondent

c/o MJULELWA INC.

Unit 2, Glencombe

45 Leeds Road

MTHATHA

Email: mjulelwa@gmail.com

AND TO: LULEKA MBINDA

Twenty-Second Respondent

c/o O JOUBERT ATTORNEYS

22 Viljoen Street

Riviera

PRETORIA

Email: oj@ojlaw.co.za

AND TO: CHATHA MAHILIHILI

Twenty-Third Respondent

c/o **T A NKELE & SONS INC.**

56 Wesley Street

MTHATHA

Email: t.n.nkele@mweb.co.za

AND TO: NOMBUSO VIRONIC MAKALUZA

Twenty-Fourth Respondent

c/o **ZYN NDZABELA INC.**

20 Carnegie Street

Extension 2, Butterworth

EAST LONDON

Email: zymndzabelainc@telkomsa.net

AND TO: NOSIPHO AUDREY KATIYA

Twenty-Fifth Respondent

c/o **NIEHAUS McMAHON ATTORNEYS**

43 Union Avenue

Selborne

EAST LONDON

Email: nm@niehausmcmahon.co.za

AND TO: ANEZIWE TSIPA

Twenty-Sixth Respondent

c/o **NONXUBA INC.**

345 Rivonia Boulevard

Ground Floor, Block B

Edenburg

RIVONIA

Email: zethu@nonxubainc.co.za

AND TO: ZODWA TETYANE
Twenty-Seventh Respondent
c/o **NONXUBA INC.**
345 Rivonia Boulevard
Ground Floor, Block B
Edenburg
RIVONIA

Email: zethu@nonxubainc.co.za

AND TO: VUYANI MAYIBENYE
Twenty-Eighth Respondent
c/o **AKHONA PELE ATTORNEYS**
14 Sansom Road, Office No 1
Office Max Sansom House
Vincent
EAST LONDON

Email: akhonapeleattorneys@gmail.com

AND TO: SIYOLISE SITHONGA
Twenty-Ninth Respondent
c/o **DAYIMANI INC.**
72 Madeira Street
MTHATHA

Email: info@dmdayimaniinc.co.za

AND TO: BABALWA MBOKODI
Thirtieth Respondent
c/o **DAYIMANI SAKHELA INC.**
7 Craister Street
MTHATHA

Email: nsakhelah@telkomsa.net

AND TO: NOLOYISO ANELISA MIRANDA MXONYWA
Thirty-First Respondent
c/o **MT KLAAS ATTORNEYS**
45 Stewart Drive
Baysville
EAST LONDON
Email: klaasmce@gmail.com and
mtklaasattorneys@telkomsa.net

AND TO: ZIKHONA DWEBI
Thirty-Second Respondent
c/o **DAYIMANI SAKHELA INC.**
7 Craister Street
MTHATHA
Email: nsakhelah@telkomsa.net

AND TO: NOMFUNDO MNTUYEDWA
Thirty-Third Respondent
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