

**IN THE SUPREME COURT OF APPEAL, BLOEMFONTEIN**

**SCA CASE NO:**

**GP CASE NO: 32858/2020**

In the matter between:

**HELEN SUZMAN FOUNDATION**

Applicant

and

**THE SPEAKER OF THE NATIONAL ASSEMBLY**

First Respondent

**THE PRESIDENT OF THE REPUBLIC OF  
SOUTH AFRICA**

Second Respondent

**THE CABINET OF THE REPUBLIC OF  
SOUTH AFRICA**

Third Respondent

**CHAIRPERSON OF THE NATIONAL COUNCIL  
OF PROVINCES**

Fourth Respondent

**THE MINISTER OF COOPERATIVE  
GOVERNANCE AND TRADITIONAL AFFAIRS**

Fifth Respondent

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**NOTICE OF APPLICATION FOR LEAVE TO APPEAL IN TERMS OF SECTIONS  
16(1)(a)(ii) AND 17(2)(b) OF THE SUPERIOR COURTS ACT, 2013**

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**TAKE NOTICE THAT** the applicant hereby makes application to the Supreme Court of Appeal, in terms of sections 16(1)(a)(ii) and 17(2)(b) of the Superior Courts Act, 2013, for an order in the following terms:

1. that the applicant is granted leave to appeal to the above Honourable Court against the whole of the judgment and order of the Full Court of the Gauteng Division of the High Court, Pretoria handed down on 7 October 2020 ("**the Full Court Decision**"), leave to appeal to this Court against the Full Court Decision having been refused by the Full Court on 4 December 2020 ("**the original leave to appeal application**").

2. that costs of this application and the original leave to appeal application be costs in the appeal; and
3. granting further and/or alternative relief.

**TAKE NOTICE FURTHER THAT** the accompanying affidavit of **FRANCIS ANTONIE** will be used in support of this application.

4. **TAKE FURTHER NOTICE THAT** the applicant appoints Webber Wentzel as its attorneys of record and will accept service of all notices and other process in these proceedings at the address of their attorneys of record set forth below **c/o Symington De Kok Attorneys**. Please also transmit copies of all documents electronically to [vlad.movshovich@webberwentzel.com](mailto:vlad.movshovich@webberwentzel.com), [pooja.dela@webberwentzel.com](mailto:pooja.dela@webberwentzel.com), [dylan.cron@webberwentzel.com](mailto:dylan.cron@webberwentzel.com), [daniel.rafferty@webberwentzel.com](mailto:daniel.rafferty@webberwentzel.com), [jessica.dutoit@webberwentzel.com](mailto:jessica.dutoit@webberwentzel.com)

**TAKE FURTHER NOTICE THAT** if the respondents intend to oppose this application, they must file an answering affidavit within one month after the delivery of this application.

**DATED AT JOHANNESBURG ON THIS 4<sup>th</sup> DAY OF JANUARY 2021**



**WEBBER WENTZEL**

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Bloemfontein

TO:  
**THE REGISTRAR**  
Supreme Court of Appeal  
BLOEMFONTEIN

AND TO:  
**THE REGISTRAR**  
Gauteng Division  
PRETORIA

AND TO:  
**STATE ATTORNEY, CAPE TOWN**  
Attorney for the First Respondent  
[SChothia@justice.gov.za](mailto:SChothia@justice.gov.za)

**BY EMAIL**

AND TO:  
**STATE ATTORNEY, PRETORIA**  
Attorney for the Second, Third and Fifth Respondents  
[naqongqo@justice.gov.za](mailto:naqongqo@justice.gov.za)

**BY EMAIL**

AND TO:  
**CHAIRPERSON OF THE NATIONAL COUNCIL OF PROVINCES**  
Fourth Respondent  
[chairpersonsoffice@parliament.gov.za](mailto:chairpersonsoffice@parliament.gov.za); [nmasondo@parliament.gov.za](mailto:nmasondo@parliament.gov.za);  
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**BY EMAIL**