

IN THE CONSTITUTIONAL COURT OF SOUTH AFRICA

CC CASE NO.: CCT54/16

HIGH COURT CASE NO.

(GAUTENG DIVISION, PRETORIA) 3558/2013

In the matter between:

SOUTH AFRICAN MUNICIPAL WORKERS' UNION Applicant

and

THE MINISTER OF CO-OPERATIVE GOVERNANCE & TRADITIONAL AFFAIRS	First Respondent
THE SPEAKER OF THE NATIONAL ASSEMBLY	Second Respondent
THE CHAIRPERSON OF THE NATIONAL COUNCIL OF PROVINCES	Third Respondent
THE PREMIER OF THE EASTERN CAPE	Fourth Respondent
THE PREMIER OF THE FREE STATE	Fifth Respondent
THE PREMIER OF GAUTENG	Sixth Respondent
THE PREMIER OF KWAZULU-NATAL	Seventh Respondent
THE PREMIER OF MPUMALANGA	Eighth Respondent
THE PREMIER OF THE NORTHERN CAPE	Ninth Respondent
THE PREMIER OF LIMPOPO	Tenth Respondent
THE PREMIER OF NORTH WEST	Eleventh Respondent
THE PREMIER OF THE WESTERN CAPE	Twelfth Respondent
THE SOUTH AFRICAN LOCAL GOVERNMENT ASSOCIATION	Thirteenth Respondent

NOTICE OF INTENTION TO AMEND

KINDLY TAKE NOTICE THAT the applicant intends amending its notice of application, dated 14 March 2016 (as amended in terms of the notice of intention to amend dated 10 August 2016), in the following manner:

1. By inserting the following as paragraph 3.3:

“3.3 in the alternative to paragraph 3.1, granting the applicant direct access to this Court to determine whether s 56A of the Local Government: Municipal Systems Act 32 of 2000, read together with the definition of ‘political office’ in s 1 of the Act, is inconsistent with the Constitution and invalid.”

2. By deleting the word ‘*and*’ at the end of paragraph 3.1 and replacing the full stop at the end of paragraph 3.2 with a semi-colon, followed by the word ‘*and*’.
3. By inserting, after the word ‘*Court*’ in paragraph 4, the following ‘*alternatively, granting the applicant the relief sought in its direct access application*’.

TAKE NOTICE FURTHER THAT the affidavit of **GLYN ERIC WILLIAMS** will be used in support of the relief sought.

TAKE NOTICE FURTHER THAT unless objection in writing is made within five days to the proposed amendment set out above, the applicant will amend the notice of application accordingly.

DATED AT CAPE TOWN ON THIS THE DAY OF SEPTEMBER 2016.

CHENNELLS ALBERTYN

Per:

Applicant's Attorneys

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(Ref: David Short)

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AND TO: THE REGISTRAR
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AND TO: THE STATE ATTORNEY, PRETORIA

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