

IN THE CONSTITUTIONAL COURT OF SOUTH AFRICA

CASE NO. _____

LAC CASE NO. JA06/11

In the matter between:

SARS

Applicant

and

CCMA

First Respondent

NOMSA MBILENI N.O

Second Respondent

JJ KRUGER

Third Respondent

NOTICE OF MOTION

BE PLEASED TO TAKE NOTICE THAT application will be made on behalf of the Applicant to the above Honourable Court on a date to be determined by the Registrar for leave to appeal the Judgment and Order of the Labour Appeal Court under case number JA06/11, delivered on 8 December 2015.

KINDLY TAKE FURTHER NOTICE THAT the affidavit of **LUTHER LEBELO**, together with the annexures thereto will be used in support hereof.

KINDLY TAKE FURTHER NOTICE THAT should any of the Respondents intend to oppose this application, they are required to deliver written indication of their intention to oppose as well as an answering affidavit setting out the grounds of opposition within 10 (ten) days after the receipt of hereof.

KINDLY TAKE FURTHER NOTICE THAT the Applicant has appointed the address of its attorneys of record, Hogan Lovells (South Africa) Inc. set out below as the address at which it will accept notice and service of all process in this application.

DATED AT JOHANNESBURG ON THIS THE ____ DAY OF JANUARY 2016

HOGAN LOVELLS (SOUTH AFRICA) INC.

Applicant's Attorneys

22 Fredman Drive

Sandton

P O Box 78333, Sandton City, 2146

Tel: (011) 523 6108

Fax: 086 678 7673

Ref: L01079/Mr L Modise/Ms J Ewang/

Ms P Nkuna

TO:
THE REGISTRAR OF THE ABOVE
HONOURABLE COURT
Constitutional Hill
1 Hospital Street
Braamfontein, 2017
Tel: (011) 359 7459
Fax: (011) 339 5098 / 086 649 1253

BY HAND & EMAIL

**AND TO
COMMISSION FOR CONCILIATION, MEDIATION & ARBITRATION**

First Respondent
CCMA Johannesburg, 127 Fox Street (Cnr. Eloff)
Johannesburg 2001
Tel: (011) 220-5000
Fax: (011) 220-5101/ 2/3/4/ 5 / 0861 392 262

SERVICE BY HAND

**AND TO:
NOMSA MBILENI N.O**

Second Respondent
c/o THE CCMA, First Respondent

SERVICE BY HAND

**AND TO:
TC HITGE INC.**

Sunwood Park
Block 7, First Floor
379 Queen's Crescent
Lynwood, Pretoria
Tel: (012) 348 4701
Fax: (012) 348 3445 / 086 692 9342

BY HAND