

IN THE CONSTITUTIONAL COURT

(REPUBLIC OF SOUTH AFRICA)

Case number: CCT 69/2011

In the matter between:

**THE OCCUPIERS OF PORTIONS 124 AND 150
OF THE FARM ZANDFONTEIN 317 JR**

Applicants

and

BROOKWAY PROPERTY 30 (PTY) LTD

First Respondent

THE CITY OF TSHWANE

Second Respondent

SECOND RESPONDENT'S ANSWERING AFFIDAVIT

I, the undersigned,

Frederik Albertus Prins

do hereby make oath and state that:

1. I am an adult male person employed by the Second Respondent in the capacity of Deputy Director: Legal Services. As such, I am duly authorised to depose to this affidavit on behalf of the Second Respondent and I refer to my delegation marked Annexure "FP1".
2. The purpose of this affidavit is to comply with paragraph 2 of the Honourable Court's directions, dated 2 November 2011, by indicating the 2nd Respondent's view regarding the removal of the

matter from the roll of the 9th of November 2011, with re-enrolment on the 6th of March 2012.

3. I hereby confirm that the 2nd Respondent has no objection to the matter being removed from the roll of the 9th of November 2011, with re-enrolment for hearing on the 6th of March 2012.

DEPONENT

Signed and sworn before me at this day of 2011 after the Deponent declared that he is familiar with the contents of this statement and regards the prescribed oath as binding on his conscience and has no objection against taking the said prescribed oath. There has been compliance with the requirements of the Regulations contained in Government Gazette R1258, dated 21 July 1972 (as amended).

COMMISSIONER OF OATHS: _____

FULL NAMES: _____

CAPACITY: _____

ADDRESS: _____

