FORM 2
NOTICE OF MOTION
(To Registrar and Respondents)

IN THE CONSTITUTIONAL COURT OF SOUTH AFRICA

Case No CCT 60/04

In the matter between:

MINISTER FOR HOME AFFAIRS (FIRST APPLICANT)

AND

DIRECTOR GENERAL OF HOME AFFAIRS (SECOND APPLICANT)

AND

MARIE ADRIAANA FOURIE (FIRST RESPONDENT)

AND

CECELIA JOHANNA BONTHUYS (SECOND RESPONDENT)

In the Application of John Jackson Smyth to be admitted as amicus curiae

TAKE NOTICE that **JOHN JACKSON SMYTH** (hereinafter called the Applicant) hereby makes application to this Honourable Court for an order that he:

1. Be admitted as amicus curiae pursuant to Rule 10(4),
2. Be granted the right to present written submissions.

3. Be granted the right to present oral argument.

4. Further and alternative relief

and further take notice that the accompanying affidavit of the Applicant will be used in support thereof.

AND TAKE FURTHER NOTICE that the applicant has appointed
Janse van Rensburg, Strydom & Botha Inc, Attorneys
Attention: Johann Janse van Rensburg or Nicolene Davis
27 Lothbury Road, Auckland Park , 2006
PO Box 300 Auckland Park 2006
Tel 011 726 6171 Fax 011 726 6119
as the formal address (pursuant to Rule 11(1)) at which notice and service of all processes in these proceedings will be accepted.

AND TAKE FURTHER NOTICE that the applicant in person to whom all communications should be addressed is
John J Smyth,QC PO Box 200, Umdloti, KZN 4350
jjs@eject.co.za
Tel and Fax 031-568-2521 Cell 083 653 8804

AND TAKE FURTHER NOTICE that if you intend opposing this application you are required

(a) to notify the applicant, on or before the 5th day of March 2005

(b) within 15 days after you have so given notice of your intention to oppose the application to file your answering affidavit, if any.

If no such notice of intention is given, the applicant will request the Registrar to place the matter before the Chief Justice to be dealt with in terms of rule 11 (4).

Dated at UMDLOTI, this day of February 2005

…… John J Smyth, Applicant in Person, Unit 26, Bahia Village, First Ave, Umdloti, 4350 and PO Box 200, Umdloti, KZN 4350 Tel & Fax 031-568-2521 Ref: JJS

TO: The Registrar of this Honourable Court

AND TO: STATE ATTORNEY (Attorneys for the First and Second Applicants) Ref 2808/02/266
8th Floor, Old Mutual Centre
P/Bag X91
167, Andries Street
PRETORIA 0002
Tel 012 309 1500 Fax 012 328 2662/3

AND TO: M VAN DEN BERG (Attorney for the First and Second Respondents)
502, Olivetti House
241, Schubart Street
PRETORIA 0002
Tel 012 321 9485/6 Fax 012 328 6181