IN THE CONSTITUTIONAL COURT OF SOUTH AFRICA

CASE NO:

NGHC CASE NO: 15320/09

In the matter between:

RYAN ALBUTT Applicant

and

CENTRE FOR THE STUDY OF VIOLENCE AND RECONCILIATION First Respondent

KHULUMANI SUPPORT GROUP Second Respondent

INTERNATIONAL CENTRE FOR TRANSITIONAL JUSTICE Third Respondent

INSTITUTE FOR JUSTICE AND RECONCILIATION Fourth Respondent

SA **HISTORY ARCHIVES** Fifth Respondent

HUMAN RIGHTS MEDIA CENTRE Sixth Respondent

FREEDOM OF EXPRESSION INSTITUTE Seventh Respondent

and

THE PRESIDENT OF THE REPUBLIC OF SOUTH AFRICA Eighth Respondent

MINISTER OF JUSTICE Ninth Respondent

and

GERHARDUS JOHANNES TALJAARD	Tenth Respondent
AREND CHRISTIAAN DE WAAL	Eleventh Respondent
WILLEM JACOBUS PETRUS JACOBS	Twelfth Respondent
HANS JACOB WESSELS	Thirteenth Respondent
RYNO ADRIAAN ROSSOUW	Fourteenth Respondent
JOHANNES BENJAMIN VAN DER WESTHUIZEN	Fifteenth Respondent

APPLICANT'S NOTICE OF MOTION: LEAVE TO APPEAL

BE PLEASED TO TAKE NOTICE that the applicant intends applying to this court for:

1 Leave to appeal to it against the whole of the judgment and order of Seriti J under North Gauteng High Court case no. 15320/09, granting the first to seventh respondents ("the applicant bodies") an interim interdict, interdicting the first respondent ("the President) from granting any pardon in terms of the "Special dispensation for Presidential pardons for political offences" until such time as the proceedings described in Part B of the notice of motion in that case are finalised;

2 Condonation for the late delivery of the application for leave to appeal; and

3 Directions for service upon interested parties who were not before the court *a quo.*

TAXE NOTICE FURTHER that within 10 days from the date upon which this application is lodged, the respondents may respond thereto in writing, indicating whether or not they consent to condonation and/or leave to appeal being given and, if the application is opposed, the grounds for such opposition.

TAKE NOTICE FURTHER that the affidavit of Paul Snaid and the annexures thereto will be used in support of the application.

TAKE NOTICE FURTHER that the applicant has appointed the offices of his attorneys of record set out below as the address at which he will accept notice and service of all documents in these proceedings.

Dated at JOHANNESBURG this zek-'iday of May 2009

AID &RTHY ATTORNEYS
plicant's attorneys
1st floor, Heathway Square
Beyers Naude Drive
Blackheath
Johannesburg
Tel: 011 678 4562
Fax: 011 678 8218
Ref: Mr Snaid
Email: sneddie@iafrica.com
Mr Snaid's cellphone: 082 850 1139

TO:
THE REGISTRAR
CONSTITUTIONAL COURT
JOHANNESBURG

AND TO:
LEGAL RESOURCES CENTRE
1st to 7th respondents' attorneys
c/o L du Plessis Attorneys
116 Infotech Building
Arcadia Street, Hatfield
Pretoria
Tel: 021 481 3000
Ref: 10072/08/SK

Received copy hereof this
day of May 2009

for: 1st to 7" _____

respondents' attorney

AND TO:
THE STATE ATTORNEY
8th and 9th respondents' attorney
8th Floor, Bothongo Heights Building
167 Andries Street
Pretoria
Tel: 012 309 1564
Ref: 1779/2009/Z8/PM

Received copy hereof
this day of May 2009

_____

for: 8th and 9th respondents' attorney

AND TO:
FOURIE FISMER
10th to 14th respondents' attorneys
Cnr Brooklyn Rd and Brooks St, Menlopark
Pretoria
Tel: 012 362 1681

Received copy hereof this
day of May 2009

for: 10th to 15th _____

respondents' attorney

AND TO:
THE REGISTRAR
NORTH GAUTENG HIGH COURT
PRETORIA