

IN THE CONSTITUTIONAL COURT OF SOUTH AFRICA

Case No: 108/13

In the application of –

AB AHLALI BASEMJONDOLO MOVEMENT SA First Applicant

AARON MKHALISEMI MZIMELA Second Applicant

**THE FURTHER RESIDENTS OF THE CATO CREST
INFORMAL SETTLEMENT LISTED IN ANNEXURE
“A” TO THE APPLICANTS’ FOUNDING AFFIDAVIT** Third to Thirty-
First Applicants

In the matter between –

JABULANI ZULU AND 389 OTHERS Appellants

and

ETHEKWINI MUNICIPALITY First Respondent

MINISTER OF POLICE Second Respondent

**MEC FOR HUMAN SETTLEMENTS AND
PUBLIC WORKS FOR THE PROVINCE OF
KWAZULU-NATAL** Third Respondent

NOTICE OF MOTION

PLEASE TAKE NOTICE THAT the applicants for leave to intervene (“the applicants”) intend to apply, on a date to be determined by the Registrar, for an order in the following terms -

1 Granting the applicants leave to intervene as parties in the above matter.

ALTERNATIVELY

2 Granting the applicants leave to intervene as *amici curiae* in the above matter.

3 Granting the *amici curiae* –

3.1 the right to lodge written argument; and

3.2 the right to present oral argument at the hearing of this matter.

provided that such argument does not repeat matter set forth in the arguments of the other parties, and raises new contentions which may be useful to the court.

4 Further and/or alternative relief.

TAKE NOTICE FURTHER THAT the affidavit of **AARON MKHALISE MZIMELA**, and the annexures thereto, will be used in support of this application.

AND TAKE NOTICE FURTHER THAT applicants have appointed as their attorneys the **SERI LAW CLINIC** at the address set out below, at which they will accept notice and service of all process in these proceedings.

SIGNED AT JOHANNESBURG ON THIS DAY OF DECEMBER 2013

SERI-SA LAW CLINIC
Applicants Attorneys
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Johannesburg
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Ref: Tashwill/Abahlali

TO **THE REGISTRAR OF THE CONSTITUTIONAL COURT
BRAAMFONTEIN**

AND TO **THE LEGAL RESOURCES CENTRE**

Appellants' Attorneys
N246 Diakonia Centre
20 Diakonia Avenue
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Tel: 031 301 7572
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Email: emma@lrc.org.za
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c/o **LEGAL RESOURCES CENTRE**
16TH Floor, Bram Fischer Towers
20 Albert Street
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Tel: 011 836 9831
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AND TO **eTHEKWINI MUNICIPALITY**
First Respondent
c/o **LEGAL SERVICES DEPARTMENT**
12th Floor
221 Anton Lembede Street
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Tel: 031 311 3196
Fax: 031 311 3261

AND TO: **THE STATE ATTORNEY**
Second and Third Respondents' Attorneys
6th Floor, Metropolitan Life Building
391 Anton Lembede
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Tel: 031 365 2500
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Ref: 551/067/13/L/P17
Ms O James
c/o **THE STATE ATTORNEY**
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