IN THE CONSTITUTIONAL COURT OF SOUTH AFRICA

SCA CASE NO: 09/2009
SECLD CASE NO: 1764/2007

In the matter between:

OFFIT ENTERPRISES (Pty) Ltd	First Applicant
OFFIT FARMING ENTERPRISES (Pty) Ltd	Second Applicant

And

COEGA DEVELOPMENT CORPORATION (PTY) LTD	First Respondent
THE PREMIER OF THE EASTERN CAPE GOVERNMENT	Second Respondent
THE MINISTER OF PUBLIC WORKS	Third Respondent
THE MINISTER OF TRADE AND INDUSTRY	Fourth Respondent

FIRST RESPONDENT'S OPPOSING AFFIDAVIT IN APPLICANTS' APPLICATION FOR LEAVE TO APPEAL TO THE CONSTITUTIONAL COURT

BE PLEASED TO TAKE NOTICE that First Respondent hereby gives notice of its intention to oppose the above Application for Leave to Appeal to the Constitutional Court.

TAKE NOTICE FURTHER that First Respondent has appointed the offices of FAIRBRIDGES, 16th Floor, Main Tower, Standard Bank Centre, Heerengracht, Cape Town, care of FAIRBRIDGES, 1st Floor, Thrupps Illovo Centre, Oxford Road, Illovo, Johannesburg at which address Respondent will accept service of all notices and processes in these proceedings.

DATED AT THIS DAY OF **MARCH 2010**

FAIRBRIDGES

FIONA STEWART
First Respondent's Attorney
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Standard Bank Centre
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c/o **Fairbridges**
First Floor, Thrupps Illovo Centre
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TO: **The Registrar**
Constitutional Court of South Africa
1 Hospital Street
Constitution Hill
Braamfontein
Fax: 011 339 5098

AND TO: **Rushmere Noach Inc.**
Applicant's Attorneys
c/o **Keith Sutcliffe & Associates Inc.**
Jameson House
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Melrose Estate
JOHANNESBURG
(Ref: Michael Gomerley)
Tel: 011 789 7667

AND TO: **The State Attorney**
Second, Third and Fourth Respondents' Attorneys
29 Western Road
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(Ref: J O Coetzee)
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