



CONSTITUTIONAL COURT OF SOUTH AFRICA

Case CCT 257/21 and 259/21

In the matter between:

PUBLIC PROTECTOR

Applicant

and

SPEAKER OF THE NATIONAL ASSEMBLY

First Respondent

**PRESIDENT OF THE REPUBLIC
OF SOUTH AFRICA**

Second Respondent

DEMOCRATIC ALLIANCE

Third Respondent

AFRICAN TRANSFORMATION MOVEMENT

Fourth Respondent

UNITED DEMOCRATIC MOVEMENT

Fifth Respondent

PAN AFRICANIST CONGRESS OF AZANIA

Sixth Respondent

and

**COUNCIL FOR THE ADVANCEMENT OF
THE SOUTH AFRICAN CONSTITUTION**

First Amicus Curiae

CORRUPTION WATCH

Second Amicus Curiae

ORDER

CORAM: Kollapen J, Madlanga J, Majiedt J, Mathopo J, Mhlantla J, Mlambo AJ, Theron J, Tshiqi J and Unterhalter AJ.

The Constitutional Court has considered the applications for direct access and rescission. It has concluded that there is no need for directions to be issued in terms of rule 18(4) calling for written submissions and/or answering affidavits. The Court has

concluded that the rescission application does not establish any rescindable errors in the judgment. There are also no exceptional circumstances that warrant the rescission of the judgment. Therefore, the Court has concluded that the application should be dismissed as no case has been made out for rescission. The Court has concluded that the application for direct access should be dismissed as no case has been made out for direct access. The Court has decided not to award costs.

Order:

1. The application for rescission is dismissed.
2. The application for direct access is dismissed.



STEPHEN CINDI
REGISTRAR
CONSTITUTIONAL COURT

TO: SEANEGO ATTORNEYS INCORPORATED

Attorneys for the Applicant
Block B, Suite C
First Floor, 53 Kyalami Boulevard
Kyalami Business Park
MIDRAND

Tel: 011 466 0442

Fax: 011 466 0464

Email: info@seanego.co.za / theo@seanego.co.za / nafeesa@seanego.co.za

Ref: TNS / PUB1 / 0028

c/o MANONG PILANE MOKOTEDI INCORPORATED

164 Katherine Street, Pinmill Farm
Block F, Ground Floor
JOHANNESBURG

Tel: 011 262 0113

Email: info@manongpilaneinc.co.za / theo@seanego.co.za / nafeesa@seanego.co.za

AND TO: STATE ATTORNEY, CAPE TOWN

Attorneys for the First Respondent
22 Long Street
CAPE TOWN

Tel: 021 441 9200

Fax: 021 421 9364

Email: mfaure@justice.gov.za



Ref: 241 / 20 / P17

c/o STATE ATTORNEY, JOHANNESBURG

12th Floor, North State Building

95 Albertina Sisulu Road

JOHANNESBURG

Tel: 011 330 7600 / 011 330 7602

Fax: 011 333 4856

Email: vdhulam@justice.gov.za

Ref: Mr V Dhulam

AND TO: STATE ATTORNEY, CAPE TOWN

Attorneys for the Second Respondent

22 Long Street

CAPE TOWN

Tel: 021 441 9200

Fax: 021 421 9362

Email: msisilana@justice.gov.za / mowen@justice.gov.za

AND TO: MINDE SCHAPIRO AND SMITH ATTORNEYS

Attorneys for the Third Respondent

Building Number 2, Tygervalley Office Park

Cnr Willie van Schoor and Old Oaks Road

BELLVILLE

Tel: 021 918 9000

Email: elzanne@mindes.co.za / karin@mindes.co.za

Ref: Ms E Jonker

c/o CHRISTODOULOU & MAVRIKS

Suite 3A, 5 Fricker Road

Illovo Boulevard

JOHANNESBURG

Tel: 011 325 4201

Fax: 086 713 3180

Email: alex@cm-attorneys.com

AND TO: MABUZA ATTORNEYS

Attorneys for the Fourth to Sixth Respondents

83 Central Street

First Floor

Houghton

JOHANNESBURG

Tel: 011 483 2387 / 011 483 0476

Fax: 011 728 0145

Email: eric@mabuzas.co.za / rudolph@mabuzas.co.za

Ref: Mr E T Mabuza