

**IN THE HIGH COURT OF SOUTH AFRICA  
GAUTENG DIVISION, PRETORIA**

**CASE NO.: 38800/20**

In the matter between:

**HOLA BON RENAISSANCE FOUNDATION**

Applicant

and

**PRESIDENT OF THE REPUBLIC OF SOUTH  
AFRICA**

Respondent

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**RESPONDENT'S PRACTICE NOTE**

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**1 Date of hearing:** 25 August 2020

**2 Number allocated on the roll:** 30

**3 Counsel for the Applicant:** The Applicant is unrepresented.

The Applicant's deponent is Bontshitswe Preddy Mothopeng Msieleng

Tel: 084 054 4733; Email: hbrfoundation@gmail.com

**4 Counsel for the Respondent:** G Snyman, Tel: 072 180 7524, Email:

Gina.Snyman@gmail.com

**5 The application is opposed:**

5.1 The application was launched on 19 August 2020.

5.2 The Respondent filed a notice of intention to oppose on 21 August 2020.

5.3 The Respondent was afforded until close of business on 21 August 2020 to file an answering affidavit. This was simply not reasonable nor possible given

the nature, substance and volume of the application, and the extensive relief sought.

5.4 Should this Honourable Court be minded to hear this application, it is respectfully submitted that the Respondent ought to be permitted a reasonable opportunity to file an answering affidavit.

## **6 Nature of the Application:**

6.1 The Applicant seeks *inter alia* the review and setting aside of:

6.1.1 The declaration and classification of the National State of Disaster of concerning the Covid-19 pandemic;

6.1.2 The Disaster Management Regulations promulgated since 17 March 2020 in terms of section 27(2) of the Disaster Management Act, 57 of 2002 pertaining to the National State of Disaster; and

6.2 The Applicant seeks further and various ancillary and extensive relief and structural remedies involving Parliament, the Auditor-General, and the establishment of investigatory expert panels to be overseen by this Court.

## **7 Respondent's Main Submissions:**

7.1 The Applicant has not made out a case for urgency.

7.2 The Applicant has not complied with the with the Uniform Rules of Court and the Practice Directives for this division concerning urgent applications.

7.3 The application ought to be struck for lack of urgency.

7.4 The Respondent does not seek an order as to costs.

**8 Necessity to read the papers:** It is necessary for the Honourable Court to consider the Notice of Motion and Founding Affidavit. It is not necessary to read the annexures.