

**IN THE HIGH COURT OF SOUTH AFRICA  
GAUTENG LOCAL DIVISION, JOHANNESBURG**

**CASE NO: \_2020/22847**

IN THE MATTER BETWEEN:

**HOLA BON RENAISSANCE FOUNDATION**

APPLICANT

AND

**PRESIDENT OF THE REPUBLIC OF SOUTH AFRICA**

1<sup>ST</sup> RESPONDENT

**DEPARTMENT COOPERATIVE GOVERNANCE AND  
TRADITIONAL AFFAIRS**

2<sup>ND</sup> RESPONDENT

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**NOTICE IN TERMS OF RULE 16A**

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**TAKE NOTE THAT** the Applicant raises the following constitutional issues in this application:

The Applicant seeks an order-

1. Declaring the sourcing of Covid19 vaccine for the 10%(percent) of the South African population is irrational, unlawful and unconstitutional
2. Declaring that the classification Coronavirus as the national disaster in terms of National Disaster Management Act 57 of 2002 is irrational, unlawful and unconstitutional.
3. Declaring that the Disaster Management regulations of Coronavirus lockdown from level five (5) to level one (1), issued in terms of section 27(2) of National Disaster Management Act are irrational, unlawful and unconstitutional.
4. Declare to set aside the Disaster Management regulations of Coronavirus lockdown from level five (5) to level one (1), issued in terms of section 27(2) of National Disaster Management Act, which violates sections 12 (1), 15(1), 21(1), 23(1), 27 and 28 of the Constitution of the Republic of South Africa Act 108 of 1996.
5. Directing the first to second respondent to review, adjust, align and update the threshold that classifies a National disaster within the National Disaster Management Act.
6. Directing the first to second respondent to classify, priorities and categorizes all national disaster under the South African material condition and context

7. Declaring that the respondent has failed to consider the limitation of their imposed regulation on the rights guaranteed in the Bill of Rights of the constitution
8. Declaring that the Coronavirus is a health-related matter and not a disaster in its nature, within the definition and meaning in terms of the National Disaster Management Act.
9. Declaring the establishment of an independent committee made up of panel of experts both in in the country and international to compile and validate the country and a global report on Covid19, and be tabled before the executive , legislature and the nation
10. That the order be with effect from delivery of judgment shall not retrospectively
11. Directing that this application be referred to oral evidence on any point cannot be decided on papers *alternatively* be referred to trial, if material disputes arises on papers.

Costs of Suit; and

**TAKE FURTHER NOTE THAT** any interested party in a constitutional issue raised in this application may, with written consent of all the parties to the proceedings (given less than twenty court days after the date of this notice) be admitted as *amicus curiae* upon such terms and conditions as may be agreed upon in writing by the parties.

**TAKE NOTICE FURTHER THAT** the written consent referred to above shall be lodged with the Registrar of this court within five days of being obtained and that the *amicus* shall, in addition to any other provision, comply with the times agreed upon for the filing of pleadings and written argument.

**TAKE NOTICE FURTHER THAT** times agreed upon may be amended by this Court.

**KINDLY** place this notice on the notice board designed for the purpose and ensure that the notice remains on the notice board for twenty (20) days, whereafter you shall endorse the notice to state on which day the notice was placed on the notice board and, on expiry of the twenty (20) days period, place such endorsement notice in the court file.

**DATED AT JOHANNESBURG** \_\_\_ ON THIS 30 \_\_\_ **DECEMBER 2020**



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**BOUNTSHITSWE PREDDY MOTHOPENG MSIELENG**

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**REF NO:UNLOCK2020/21**