

IN THE HIGH COURT OF SOUTH AFRICA
GAUTENG DIVISION, PRETORIA

CASE NO.: 32799/22

In the matter between

TRUSTEES FOR THE TIME BEING
OF THE BLACK SASH TRUST

Applicant

and

MINISTER OF SOCIAL DEVELOPMENT

First Respondent

MINISTER OF FINANCE

Second Respondent

SOUTH AFRICAN SOCIAL SECURITY AGENCY

Third Respondent

PRESIDENT OF THE REPUBLIC OF SOUTH AFRICA

Fourth Respondent



NOTICE OF MOTION

TAKE NOTICE THAT the applicant will apply to this Court on a date to be determined by the Registrar of this Court for an order in the following terms:

- 1 That the application be dealt with urgently in accordance with the provisions of Rule 6(12) of the Uniform Rules of Court and any deviation from the ordinary times, forms and service prescribed by Rule 6 is condoned.

- 2 Declaring unlawful, and reviewing and correcting or setting aside regulations 2(4), 2(5), 3(2) and 6(c) of the Regulations in terms of the Social Assistance Act 13 of 2004 as gazetted by Minister Lindiwe Zulu on 22 April 2022 as GN R 2042 in *Government Gazette* 46271.
- 3 The costs of this application are paid by the first respondent along with any other respondent who opposes it, on a joint and several basis.
- 4 Further and/or alternative relief.

TAKE NOTICE FURTHER THAT the applicant will rely on the accompanying affidavit of **RACHEL BUKASA** in support of its application.

TAKE NOTICE FURTHER THAT the applicant has appointed the address of its attorneys of record mentioned below at which it will accept notice and service of all documents in these proceedings.

TAKE NOTICE FURTHER THAT the applicant consents to service of documents by way of e-mail to Ariella.Scher@wits.ac.za.

TAKE NOTICE FURTHER THAT the first respondent must file the record of its decision within 15 days of service of this notice of motion.

TAKE NOTICE FURTHER THAT if you wish to oppose this application, you must:

- (a) within 10 days of service of this notice of motion, give notice of your intention to oppose to the applicant's attorneys and, in the notice, appoint an address

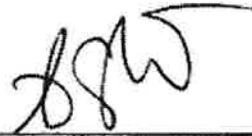
within 15 kilometres of the office of the Registrar of this court at which you will accept notice and service of all documents in these proceedings; and

- (b) within 15 days after your notice of intention to oppose, deliver any affidavits in answer to the allegations of the applicant.

TAKE NOTICE FURTHER THAT, if you do not give notice of your intention to oppose this application, it may be enrolled for hearing without any further notice to you.

KINDLY PLACE THE MATTER ON THE ROLL FOR HEARING ACCORDINGLY.

DATED AT Johannesburg ON THIS THE 17th DAY OF JUNE 2022.



**CENTRE FOR APPLIED LEGAL STUDIES
ATTORNEYS FOR APPLICANT
DJ Du Plessis Building
West Campus
University of the Witwatersrand
Braamfontein
Tel: 083 390 4480
E-Mail: Ariella.Scher@wits.ac.za
Ref: A Scher / A Dera
C/O Centre for Child Law
Faculty of Law, Law Building
University of Pretoria, Pretoria
Ref: Stanley Malematja**

TO:

**REGISTRAR OF THE ABOVE HONOURABLE COURT
PRETORIA**

AND TO:

**MINISTER OF SOCIAL DEVELOPMENT
FIRST RESPONDENT**

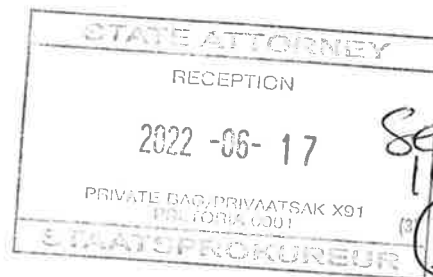
National Department of Social Development
134 Pretorius Street
USRC Building
Pretoria
C/O State Attorney
SALU Building
316 Thabo Sehume Street
Pretoria



AND TO:

**MINISTER OF FINANCE
SECOND RESPONDENT**

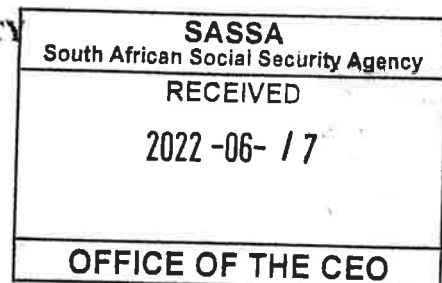
Department of National Treasury
2nd Floor, 40 Church Square
Old Reserve Bank Building
Pretoria
C/O State Attorney
SALU Building
316 Thabo Sehume Street
Pretoria



AND TO:

**SOUTH AFRICAN SOCIAL SECURITY AGENCY
THIRD RESPONDENT**

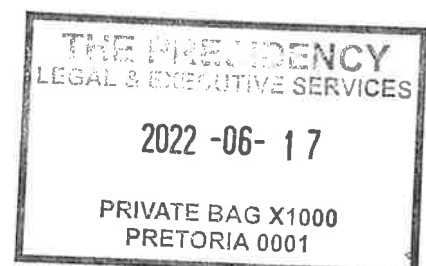
SASSA Head Office, SASSA House
501 Prodinsa Building
Cnr Steve Biko and Pretorius Streets
Pretoria
C/O State Attorney
SALU Building
316 Thabo Sehume Street
Pretoria



AND TO:

**PRESIDENT OF THE REPUBLIC OF SOUTH AFRICA
FOURTH RESPONDENT**

Union Buildings, Government Avenue
Pretoria, 0002
C/O State Attorney
SALU Building



316 Thabo Sehume Street
Pretoria