

CONSTITUTIONAL COURT OF SOUTH AFRICA

Case CCT 360/22

In the matter between:

NATIONAL COMMISSIONER OF CORRECTIONAL SERVICES

Applicant

and

DEMOCRATIC ALLIANCE

First Respondent

HELEN SUZMAN FOUNDATION

Second Respondent

AFRIFORUM NPC

Third Respondent

MINISTER OF JUSTICE AND CORRECTIONAL

SERVICES

Fourth Respondent

MEDICAL PAROLE ADVISORY BOARD

Fifth Respondent

and

JACOB GEDLEYIHLEKISA ZUMA

Intervening Party

ORDER

CORAM: Maya DCJ, Kollapen J, Madlanga J, Majiedt J, Mathopo J, Mhlantla J, Rogers J, Theron J, Tshiqi J and Van Zyl AJ.

The Constitutional Court has considered the application for leave to appeal (main application) and the application to intervene. It has concluded that the main application should be dismissed as it bears no reasonable prospects of success. Consequently, the application to intervene falls to be dismissed. The Court has decided to award costs.



- 1. The main application is dimissed with costs.
- 2. The intervention application is dismissed with costs.



REGISTRAR

CONSTITUTIONAL COURT

TO: STATE ATTORNEY, PRETORIA

Attorneys for the Applicant 316 Corner Thabo Sehume and Francis Baard Streets SALU Building

PRETORIA

Tel: 012 309 1576

Email: rsekgobela@justice.gov.za / reubensekgobela@gmail.com

Ref: 2822/2021/Z59

AND TO: MINDE SCHAPIRO AND SMITH INCORPORATED

Attorneys for the First Respondent

Corner Old Oak and Willie van Schoor Roads

Tyger Valley Office Park II

Bellville

CAPE TOWN

Tel: 021 918 9000

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

Ref: E JONKER/ks

C/o CHRISTODOULOU MAVRIKIS INCORPORATED

11 to 9th Street

Office 104B, 104 Oxford Building

Houghton Estate

JOHANNESBURG

Email: alex@cm-attorneys.com

AND TO: WEBBER WENTZEL

Attorneys for the Second Respondent 90 Rivonia Road

Sandton

JOHANNESBURG

Tel: 011 530 5867 Fax: 011 530 6867

Email: vlad.movshovich@webberwentzel.com / pooja.dela@webberwentzel.com / dylan.cron@webberwentzel.com / daniel.rafferty@webberwentzel.com / dee-dee.mathelela@webberwentzel.com / bernadette.lotter@webberwentzel.com Ref: V Movshovich / P Dela / D Cron / D Rafferty / D Mathelela / B Lotter 3050264

AND TO: HURTER SPIES INCORPORATED

Attorneys for the Third Respondent 416 Kirkness Street 2nd Floor, Block A, Loftus Park Arcadia

PRETORIA

Tel: 012 941 9239

Email: spies@hunterspies.co.za / arno@hunterspies.co.za / willie@hurterspies.co.za

AND TO: MEDICAL PAROLE ADVISORY BOARD

Fouth Respondent 124 WF Nkomo Street Poyntons Building (West Block)

PRETORIA

Email: mmulem@dcspwv.gov.za / winnie.phalane.@dcs.gov.za

C/o: STATE ATTORNEY, PRETORIA

Email: ichowe@justice.gov.za

Ref: Isaac Chowe

AND TO: NTANGA NKUHLU INCORPORATED

Attorneys for the Intervening Party 1492 Cranberry Street Wild Fig Business Park Honeydew

JOHANNESBURG

Tel: 010 595 1055 / 072 137 7104

Email: mongezi@ntanga.co.za

Ref: M Ntanga/Z0026/23