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

CASE NO: 33051/17

PRETORIA, 6 JUNE 2017

Before the Honourable Judge *Basson.*

In the matter between:



DEMOCRATIC ALLIANCE

Applicant

and

MINISTER OF PUBLIC ENTERPRISES

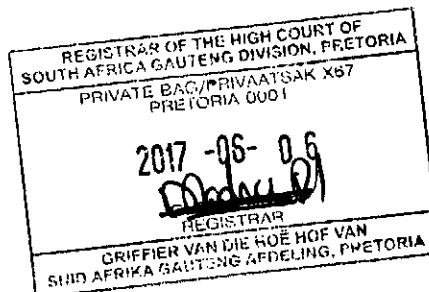
First Respondent

ESKOM HOLDINGS LIMITED

Second Respondent

BRIAN MOLEFE

Third Respondent



CASE NO: 34568/17

And in the matter between:

ECONOMIC FREEDOM FIGHTERS

Applicant

and

ESKOM HOLDINGS SOC LIMITED

First Respondent

MINISTER OF PUBLIC ENTERPRISES

Second Respondent

BRIAN MOLEFE

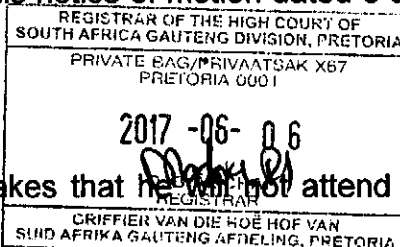
Third Respondent



~~DRAFT ORDER~~

HAVING heard counsel for the Democratic Alliance, the Economic Freedom Fighters, Eskom and Mr B Molefe, the following Order is made by agreement:

1. Pending the finalisation of the application launched by Mr Molefe in the Labour Court, Johannesburg under case number J1276/17 in which he seeks the relief set out in his notice of motion dated 3 June 2017 (annexed marked "A"):



- 1.1. Mr Molefe undertakes that he will not attend at the Eskom head office, or at any of the Eskom sites, for the purposes of performing his employment duties;
- 1.2. Eskom does not require that Mr Molefe performs any employment duties.
- 1.3. The Labour Court application will be postponed to a date to be arranged with the Registrar of the Labour Court, provided that Mr Molefe's attorney will give reasonable advance notice thereof to the DA's and the EFF's attorneys.

2. The combined applications under the above High Court case numbers are postponed sine die.
3. The costs occasioned by the postponement will be reserved.
4. In the event that Mr Molefe succeeds in the relief sought in the annexed notice of motion in the Labour Court, the Democratic Alliance and/or the Economic Freedom Fighters shall, after consultation with Eskom and Mr Molefe, and subject to any direction of the Honourable Deputy Judge President, be entitled to take the necessary steps to enrol Part A of their notices of motion dated 15 May 2017 and 18 May 2017, respectively.

BY THE COURT

