

**IN THE HIGH COURT OF SOUTH AFRICA
(WESTERN CAPE DIVISION, CAPE TOWN)**

(X)
17/3/23

Case No.: 4427/2023

Cape Town: Friday 17 March 2023

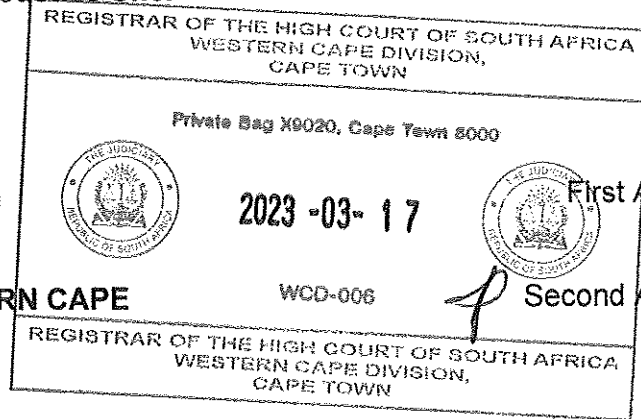
Before the Honourable Mr Justice Sher

In the matter between:

THE CITY OF CAPE TOWN

PREMIER OF THE WESTERN CAPE

and



First Applicant

Second Applicant

THE ECONOMIC FREEDOM FIGHTERS

First Respondent

**THE ECONOMIC FREEDOM FIGHTERS:
WESTERN CAPE REGION**

Second Respondent

JULIUS SELLO MALEMA

Third Respondent

FLOYD NYIKO SHIVAMBU

Fourth Respondent

MARSHALL DLAMINI

Fifth Respondent

UNATHI NTAME

Sixth Respondent

MBULELO MAGWALA

Seventh Respondent

MZUBANZI DAMBUZA

Eighth Respondent

NTSIKELELO TYANDELA

Ninth Respondent

NTSIKELELO GIFT MANDYOLI

Tenth Respondent

THE MINISTER OF POLICE

Eleventh Respondent

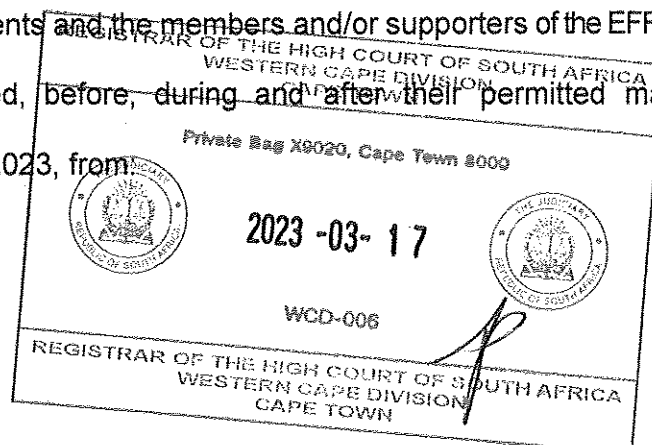
**THE WESTERN CAPE PROVINCIAL COMMISSIONER:
SOUTH AFRICAN POLICE SERVICE**

Twelfth Respondent

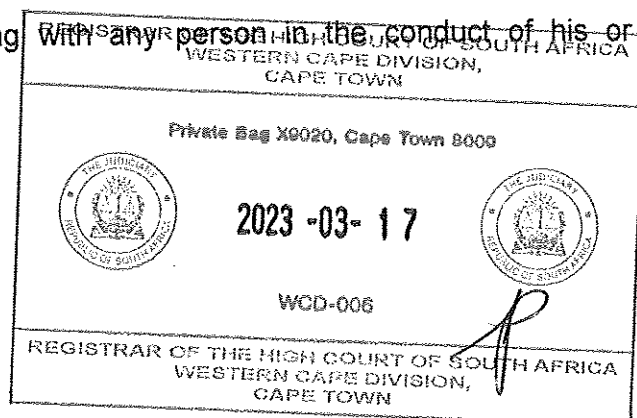
ORDER

HAVING READ THE PAPERS FILED OF RECORD AND HAVING HEARD COUNSEL FOR THE APPLICANTS AND THE FIRST TO TENTH RESPONDENTS, it is ordered that:

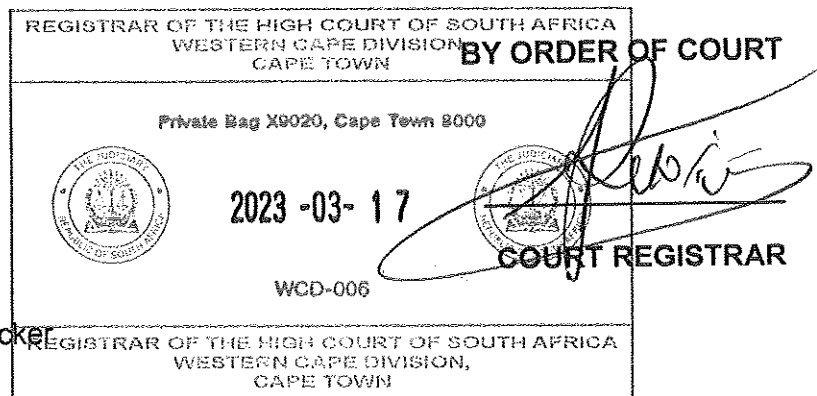
1. This application is dealt with as one of urgency, and the applicant's failure to comply with the rules in relation to the periods for service and the filing of papers, is condoned.
2. It is directed that the permitted march scheduled for 20 March 2023 that the first to tenth respondents have organised within the applicants' territorial jurisdiction shall comply with the law, including the Regulation of Gatherings Act 205 of 1993, together with all terms and conditions contained in the agreement reached between the first respondent and the applicant dated 7 March 2023.
3. The first to tenth respondents ~~and the members and/or supporters of the EFF are interdicted and restrained, before, during and after their permitted march scheduled for 20 March 2023, from:~~



- 3.1. harassing or intimidating any person or making any threatening or intimidating statements concerning the permitted march.
- 3.2. participating in, or inciting others to participate in any unlawful conduct and/or unlawful protest action.
- 3.3. inciting violence or taking part in any form of violence on or before 20 March 2023, whether directly or indirectly.
- 3.4. inciting, implying or threatening the looting of, or damage to, any business, home, building, public or private property, or infrastructure and/or looting or damaging these properties.
- 3.5. shutting down or damaging schools, and inciting others to shut down schools.
- 3.6. shutting down or damaging businesses or government property and infrastructure.
- 3.7. preventing persons from attending their place of employment on 20 March 2023 or taking public transport.
- 3.8. unlawfully interfering with any person in the conduct of his or her business or work.



4. The interdict granted herein shall apply in the province of the Western Cape.
5. The costs of this application are to be paid by the first to tenth respondents, jointly and severally, the one paying, the others to be absolved, including the costs of two counsel.
6. That service of the order granted by the court be served on the respondents electronically.



Fairbridges Wertheim Becker

D Oliver

Box 42

State Attorney

Leon Manuel

Box 30