

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

CASE NO: /11

In the matter between:

JACOBUS DU PLESSIS BOTHA N.O. First Applicant

ESTELLE BOTHA N.O. Second Applicant

GERHARD BOTHA N.O. Third Applicant
(In their capacity as trustees for the time being of the Kobot Besigheid Trust (IT 969/2009))

and

MEMBER OF THE EXECUTIVE COUNCIL FOR EDUCATION, WESTERN CAPE First Respondent

THE GOVERNING BODY OF THE GROOTKRAAL UCC PRIMARY SCHOOL (OUDTSHOORN) Second Respondent

GROOTKRAAL UCC PRIMARY SCHOOL (OUDTSHOORN) Third Respondent

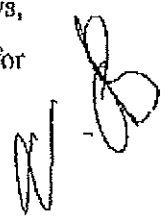
AFFIDAVIT

I the undersigned

ESTELLE BOTHA

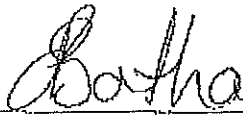
do hereby make oath and state that:

1. I am an adult female currently resident at 11 St Andrews Drive, Greenways, Strand the second applicant in the above matter in my capacity as a trustee for



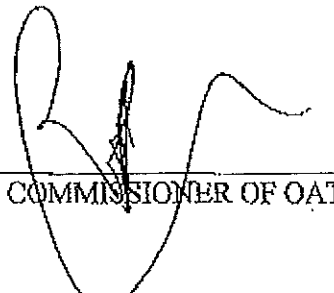
the time being of the Kobot Trust (IT 969/2009) (hereinafter "the trust") I am duly authorised to depose of this affidavit.

- 2. The facts herein deposed to are within my personal knowledge unless specifically stated to the contrary and are true and correct.
- 3. I have read the Affidavit of Jacobus Botha in the above matter and wish to confirm the correctness thereof insofar as same relates to me.



ESTELLE BOTHA

I certify that the Deponent has acknowledged that he knows and understands the contents of this Affidavit which was signed and sworn before me at Strand on this 2nd day of December 2011, after the provisions of the Government Notice No. R1528 of 21 July 1972 as amended had been duly complied with.



COMMISSIONER OF OATHS

COMMISSIONER OF OATHS
 HENDRIQUE GERALD SIMMONS
 PRACTISING ATTORNEY S.W.A.
 Legis House 15 van Rynswald Street
 STRAND



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

CASE NO: /11

In the matter between:

JAKOBUS DU PLESSIS BOTHA N.O.	First Applicant
ESTELLE BOTHA N.O.	Second Applicant
GERHARD BOTHA N.O. (In their capacity as trustees for the time being of the Kobot Besigheid Trust (T' 969/2009)	Third Applicant

and

MEMBER OF THE EXECUTIVE COUNCIL FOR EDUCATION, WESTERN CAPE	First Respondent
THE GOVERNING BODY OF THE GROOTKRAAL UCC PRIMARY SCHOOL (OUDTSHOORN)	Second Respondent
GROOTKRAAL UCC PRIMARY SCHOOL (OUDTSHOORN)	Third Respondent

AFFIDAVIT

I the undersigned

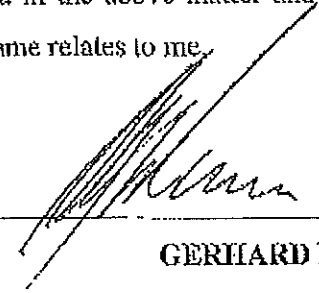
GERHARD BOTHA

do hereby make oath and state that:

- I am an adult male currently residing at 4 McLcod Street, the third applicant in the above matter in my capacity as a trustee for the time being of the Kobot

Trust (IT 969/2009) (hereinafter "the trust") I am duly authorised to depose of this affidavit.

- 2. The facts herein deposed to are within my personal knowledge unless specifically stated to the contrary and are true and correct.
- 3. I have read the Affidavit of Jakobus Botha in the above matter and wish to confirm the correctness thereof insofar as same relates to me.




 GERHARD BOTHA

I certify that the Deponent has acknowledged that he knows and understands the contents of this Affidavit which was signed and sworn before me at SOMERSET WEST on this 2 day of DECEMBER 2011, after the provisions of the Government Notice No. R1528 of 21 July 1972 as amended had been duly complied with.

CERTIFIED A TRUE COPY OF THE ORIGINAL

.....

COMMISSIONER OF OATHS
 SYBRAND ALBERTUS NEL LOUW
 (MEMBER NO. 20306)
 PROFESSIONAL ACCOUNTANT (SA)
 POSTNET SUITE #274, PIBAG X15
 SOMERSET WEST



 COMMISSIONER OF OATHS

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

CASE NO: 11

In the matter between:

JACOBUS DU PLESSIS BOTHA N.O.	First Applicant
ESTELLE BOTHA N.O.	Second Applicant
GERHARD BOTHA N.O. (In their capacity as trustees for the time being of the Kobot Besigheid Trust (IT 969/2009))	Third Applicant

and

MEMBER OF THE EXECUTIVE COUNCIL FOR EDUCATION, WESTERN CAPE	First Respondent
THE GOVERNING BODY OF THE GROOTKRAAL UCC PRIMARY SCHOOL (OUDTSHOORN)	Second Respondent
GROOTKRAAL UCC PRIMARY SCHOOL (OUDTSHOORN)	Third Respondent

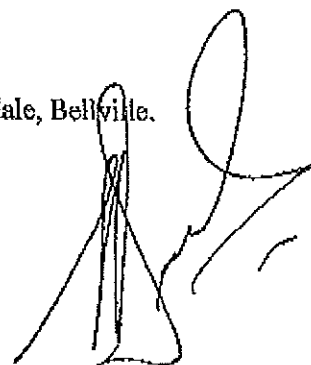
AFFIDAVIT

I the undersigned

LODEWYK JOHAN DE KLERK

do hereby make oath and state that:

- I am an adult male currently residing at 77 Florence Street, Oakdale, Bellville.

2. The facts herein deposed to are within my personal knowledge unless specifically stated to the contrary and are true and correct.
3. I have read the Affidavit of Jacobus Botha in the above matter and wish to confirm the correctness thereof insofar as same relates to me.



LODEWYK JOHAN DE KLERK

I certify that the Deponent has acknowledged that he knows and understands the contents of this Affidavit which was signed and sworn before me at Bellville on this 2nd day of December 2011, after the provisions of the Government Notice No. R1528 of 21 July 1972 as amended had been duly complied with.

~~D. J. JAGEL~~
 P. DE JAGEL
 COMMISSIONER OF OATHS
 DEAN OF JAGEL
 ORGANISED CRIME
 AT. WEST RD, SARS BUILDING
 BELLVILLE,
 SARS.

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

CASE NO: /11

In the matter between:

JACOBUS DU PLESSIS BOTHA N.O.	First Applicant
ESTELLE BOTHA N.O.	Second Applicant
GERHARD BOTHA N.O. <i>(In their capacity as trustees for the time being of the Kobot Besigheid Trust (IT 969/2009))</i>	Third Applicant

and

MEMBER OF THE EXECUTIVE COUNCIL FOR EDUCATION, WESTERN CAPE	First Respondent
THE GOVERNING BODY OF THE GROOTKRAAL UCC PRIMARY SCHOOL (OUDTSHOORN)	Second Respondent
GROOTKRAAL UCC PRIMARY SCHOOL (OUDTSHOORN)	Third Respondent

AFFIDAVIT

I the undersigned

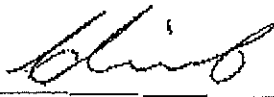
CHRISTO NIMB

do hereby make oath and say.

1. I am an adult male attorney practicing under the manner and style Louw du Plessis Inc, applicant's attorney of record in the above matter.

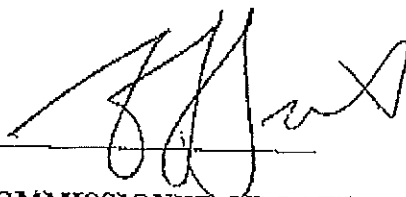
- 2. The content hereof is both true and correct, and within my personal knowledge except insofar as may appear from the context thereof.

- 3. I have read the affidavit of Jacobus Botha in the above matter and wish to confirm the correctness thereof insofar as same relates to me.



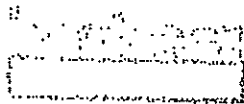
DEPONENT

I hereby certify that the deponent has acknowledged that he knows and understands the contents of this affidavit and this is the truth to the best of his knowledge, which affidavit was deposed and sworn to before me at *Somerset - Weston* this the 2nd day of December 2011 and that the provision of the regulations as contained in the Government Notice no 3619 of 21 July and no. 1648 of 19 August 1972, had been adhered to.



COMMISSIONER OF OATHS

CHRISTIAAN FREDERIK SWART
KOMMISSARIS VAN EDE/
COMMISSIONER OF OATHS
PRAKTISERENDE PROKUREUR RSA/
PRACTISING ATTORNEY RSA
9 NETHZ STRAAT/STREET, SOMERSET-WEST



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

CASE NO: **24611/11**

In the matter between:

JACOBUS DU PLESSIS BOTHA N.O.

First Applicant

ESTELLE BOTHA N.O.

Second Applicant

GERHARD BOTHA N.O.

Third Applicant

(In their capacities as trustees for the time being
of the Kobot Besigheid Trust (IT 969/2009)

and

**MEMBER OF THE EXECUTIVE COUNCIL FOR
EDUCATION, WESTERN CAPE**

First Respondent

**THE GOVERNING BODY OF THE GROOTKRAAL
UCC PRIMARY SCHOOL (OUDTSHOORN)**

Second Respondent

**GROOTKRAAL UCC PRIMARY SCHOOL
(OUDTSHOORN)**

Third Respondent

FILING SHEET

DOCUMENT FILED:


1. NOTICE OF INTENTION TO ABIDE
2. FIRST RESPONDENT'S
EXPLANATORY AFFIDAVIT

FILED BY:

STATE ATTORNEY, CAPE TOWN

DATED at CAPE TOWN this 13th day of DECEMBER 2011.

STATE ATTORNEY

Per: 
Z KARJIKER
 First Respondent's Attorney
 4th Floor
 22 Long Street
CAPE TOWN
 (Ref: 1978/11/P18)

Z KARJIKER
 STATE ATTORNEY
 Tel: 021 - 441 9270

TO: **THE REGISTRAR**
High Court
CAPE TOWN

AND TO: **LOUW DU PLESSIS ATTORNEYS**
Applicants' Attorneys
31a St James Street
SOMERSET WEST

c/o

WALKERS INC
15th Floor Plein Park
Plein Street
CAPE TOWN

WALKERS INC.
RECEIVED COPY OF HEREOF

PER _____
DATE 2011-12-14 TIME 9:05

AND TO: **BOTHA PRETORIUS INC**
Second & Third Respondents' Attorneys
Unit 1, Nina Street
BRACKENFELL
(Ref: JERALD/ag/MAT362)

c/o

HEYNS & PARTNERS
Ground Floor, "The Chambers"
50 Keerom Street
CAPE TOWN

09:22
HEYNS & VENNOTE INC.
KAAPSTAD
2011-12-14
ONTVANGS