



CONSTITUTIONAL COURT OF SOUTH AFRICA

Case CCT 209/18

In the matter between:

MINISTER OF BASIC EDUCATION

First Applicant

**MEMBER OF THE EXECUTIVE COUNCIL
FOR EDUCATION, LIMPOPO**

Second Applicant

**MEMBER OF THE EXECUTIVE COUNCIL
FOR EDUCATION, FREE STATE**

Third Applicant

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

Fourth Applicant

**MEMBER OF THE EXECUTIVE COUNCIL
FOR EDUCATION, GAUTENG**

Fifth Applicant

**MEMBER OF THE EXECUTIVE COUNCIL
FOR EDUCATION, KWAZULU-NATAL**

Sixth Applicant

**MEMBER OF THE EXECUTIVE COUNCIL
FOR EDUCATION, MPUMALANGA**

Seventh Applicant

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

Eighth Applicant

**MEMBER OF THE EXECUTIVE COUNCIL
FOR EDUCATION, NORTH WEST**

Ninth Applicant

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

Tenth Applicant

and

EQUAL EDUCATION

First Respondent

AMATOLAVILLE PRIMARY SCHOOL

Second Respondent

and

BASIC EDUCATION FOR ALL

Amicus Curiae

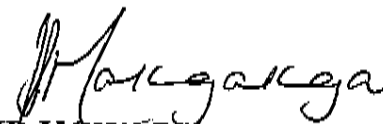
ORDER DATED 29 OCTOBER 2018

CORAM: Basson AJ, Cameron J, Dlodlo AJ, Froneman J, Goliath AJ, Khampepe J, Mhlantla J, Petse AJ and Theron J.

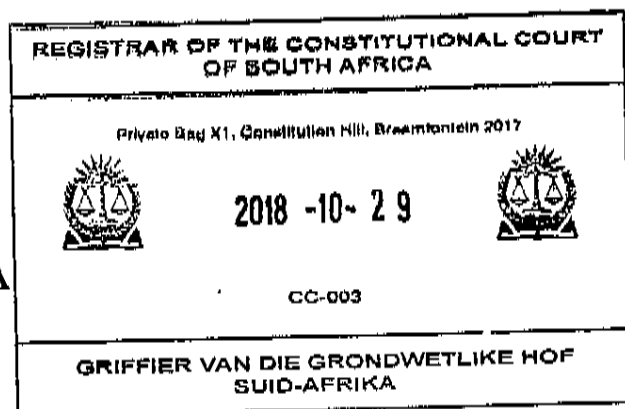
The Constitutional Court has considered the applications for condonation and leave to appeal. It has concluded that the application for condonation should be granted, but that the application for leave to appeal should be dismissed as it bears no prospects of success.

Order:

1. The application for condonation is granted.
2. The application for leave to appeal is dismissed with costs.


MR KGWADI MAKGAKGA
REGISTRAR
CONSTITUTIONAL COURT

TO: STATE ATTORNEY PRETORIA
 Attorneys for the Applicants
 Ground Floor, SALU Building
 316 Thabo Sehume Streets
PRETORIA
 Tel: 012 309 1510
 Fax: 012 309 1650
 Email: etprinsloo@justice.gov.za / smodiselle@justice.gov.za



Ref: EP/SM/3693/2016/Z54

AND TO: EQUAL EDUCATION LAW CENTRE

Attorneys for the First Respondent

Third Floor, Isivavana Centre

8 Mzala Street

Khayelitsha

CAPE TOWN

Tel: 021 461 1421

Fax: 086 572 4675

Email: daniel@eelawcentre.org.za

Ref: D Linde

c/o LEGAL RESOURCES CENTRE

16th Floor, Braam Fischer Towers

20 Albert Street

Marshalltown

JOHANNESBURG

Tel: 011 836 9831

Fax: 011 836 8680

Email: tina@lrc.org.za

Ref: T Power

AND TO: AMATOLAVILLE PRIMARY SCHOOL

Second Respondent

Zonnebloem Street

STUTTERHEIM

Tel: 043 683 1498

Email: amatolavillejss@gmail.com

AND TO: SECTION 27

Attorneys for the Amicus Curiae

First Floor, South Point Corner Building

87 De Korte Street

Braamfontein

JOHANNESBURG

Tel: 011 356 4100

Email: linderboom@section27.org.za