

IN THE HIGH COURT OF SOUTH AFRICA
GAUTENG DIVISION, PRETORIA

Case No: 22588/2020

In the matter between:

EQUAL EDUCATION 1st Applicant

THE SCHOOL GOVERNING BODY OF
VHULAUDZI SECONDARY SCHOOL 2nd Applicant

THE SCHOOL GOVERNING BODY OF
MASHAO HIGH SCHOOL 3rd Applicant

and

MINISTER OF BASIC EDUCATION 1st Respondent

MEC EDUCATION, EASTERN CAPE 2nd Respondent

MEC EDUCATION, FREE STATE 3rd Respondent

MEC EDUCATION, GAUTENG 4th Respondent

MEC EDUCATION, KWAZULU-NATAL 5th Respondent

MEC EDUCATION, LIMPOPO 6th Respondent

MEC EDUCATION, MPUMALANGA 7th Respondent

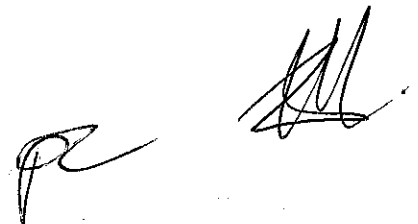
MEC EDUCATION, NORTHERN CAPE 8th Respondent

MEC EDUCATION, NORTH WEST 9th Respondent

MEC EDUCATION, WESTERN CAPE 10th Respondent

CHILDREN'S INSTITUTE *Amicus curiae*

AFFIDAVIT IN TERMS OF PARAGRAPH 103.12 OF THE ORDER OF
COURT: GAUTENG DEPARTMENT OF EDUCATION



I, the undersigned,

LEHLOHONOLO MAGQOKI

hereby declare under oath as follows:

1

1.1 I am a major male, Director for School Nutrition of the Department of Basic Education.

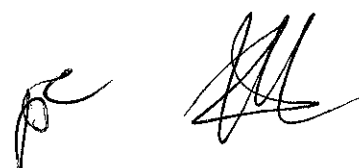
1.2 My office is situated at 6 Hollard Street, Talis Building, Johannesburg.

1.3 The facts deposed to herein fall within my person knowledge, save where otherwise stated, and are true and correct.

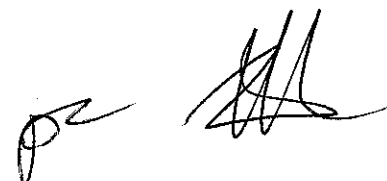
2 The purpose of this Affidavit is to report back to the above Honourable Court in terms of paragraph 103.12 of the Order of the above Honourable Court dated 17 July 2020.

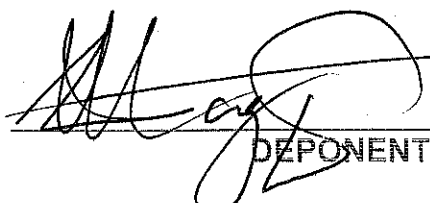
3 In respect of the steps that the Provincial Education Department ("PED") has taken, I first of all refer the above Honourable Court to the previous Affidavit filed on behalf of the PED, dated 31 July 2020.

4 In respect of the number of learners receiving a daily meal in terms of the NSNP the following information is furnished:

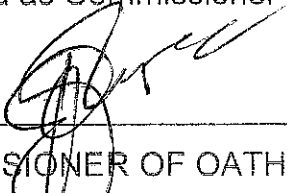


- 4.1 The number of learners fed prior to the National State of Disaster was 1,501,736 learners;
 - 4.2 Currently 509,918 learners receive a daily nutritional meal;
 - 4.3 The meal consists of a hot cooked meal;
 - 4.4 The type of transport used by learners to collect food parcels, is the learner transport as provided by the Department;
 - 4.5 The total number of schools in Gauteng Province is 1629 schools, all of which are equipped with a kitchen.
- 5 The Gauteng Department of Education communicated with all School Principals, as well as the School Governing Bodies of all schools on 25 July 2020, instructing them to prepare meals for learners on a daily basis. Principals were also instructed to make all necessary arrangements to ensure that the programme is implemented which includes communicating this to all learners and their parents.
- 6 In order to ensure that all learners receive the meals in terms of the NSNP, the Department will from now on also utilise the broad stream media to broadcast these arrangements so that it will come to the attention of learners and parents.




DEPONENT

SIGNED and sworn to before me at JOHANNESBURG on the 28 day of AUGUST 2020, the deponent having acknowledged that he/she knows and understands the contents of this affidavit and all the provisions of Act 16 of 1963 and the Regulations promulgated in terms thereof concerning the taking of the oath having been complied with in my presence and within the area for which I have been appointed as Commissioner of Oaths.



COMMISSIONER OF OATHS

Capacity:

Full names:

Physical address:

PHATHUTSHEDZO CYRIL THABELA
ATTORNEY R.S.A.
COMMISSIONER OF OATHS EX OFFICIO
Suite 2222 CARLTON Int. TRADE CENTRE
COMMISSIONER Str. JOHANNESBURG