

**IN THE HIGH COURT OF SOUTH AFRICA  
(GAUTENG DIVISION, PRETORIA)**

**CASE NO: 22588/2020**

In the matter between:

<b>EQUAL EDUCATION</b>	<b>First Applicant</b>
<b>THE SCHOOL, GOVERNING BODY OF VHULAUDZI SECONDARY SCHOOL</b>	<b>Second Applicant</b>
<b>THE SCHOOL GOVERNING BODY OF MASHAO HIGH SCHOOL</b>	<b>Third Applicant</b>

and

<b>MINISTER OF BASIC EDUCATION</b>	<b>First respondent</b>
<b>MEC OF EDUCATION, EASTERN CAPE</b>	<b>Second Respondent</b>
<b>MEC OF EDUCATION, FREE STATE</b>	<b>Third Respondent</b>
<b>MEC OF EDUCATION, GAUTENG</b>	<b>Fourth Respondent</b>
<b>MEC OF EDUCATION, KWAZULE – NATAL</b>	<b>Fifth Respondent</b>
<b>MEC OF EDUCATION, LIMPOPO</b>	<b>Sixth Respondent</b>
<b>MEC OF EDUCATION, MPUMALANGA</b>	<b>Seventh Respondent</b>
<b>MEC OF EDUCATION, NORTHERN CAPE</b>	<b>Eighth Respondent</b>
<b>MEC OF EDUCATION, NORTH WEST</b>	<b>Ninth Respondent</b>
<b>MEC OF EDUCATION, WESTERN CAPE</b>	<b>Tenth Respondent</b>

---

**FILING NOTICE**

---

1. **Date on the Roll: Not Available**
2. **Document filed: Reporting Affidavit for the eighth Respondent**
3. **Filed by: Office of the State Attorney: Pretoria**

**DATED and SIGNED at PRETORIA on this 13<sup>TH</sup> OCTOBER 2020.**

  
\_\_\_\_\_  
**ATTORNEY FOR RESPONDENTS  
STATE ATTORNEY PRETORIA  
SALU BUILDING  
316 THABO SEHUME  
cnr FRANCIS BAARD AND  
THABO SEHUME STREET  
PRIVATE BAG X91  
PRETORIA, 0001  
Ref: 1955 /2020/Z78  
Tel: (012) 309 1629/067 906 1154  
Fax: (012) 309 1649/50  
Email: [prkhosa@justice.gov.za](mailto:prkhosa@justice.gov.za)  
Enq: Mrs P Khosa**

**TO: THE REGISTRAR OF THE HIGH COURT  
GAUTENG DIVISION, PRETORIA**

**AND  
TO: SECTION 27  
ATTORNEYS FOR APPLICANTS  
First Floor, South Point Corner  
87 De Korte Street  
940 JAN SHOBA STREET  
Braamfontein  
Johannesburg  
TEL: (011) 356 4100**

**Email:** [stevenson@section27.org.za](mailto:stevenson@section27.org.za)  
**REF:** Sasha Stevenson

**EQUAL EDUCATION FOR LAW CENTRE**  
3<sup>RD</sup> Floor Isivivana  
8 Mzala Street  
Khayelitsha  
Cape Town  
**Email:** [chandre@eelawcentre.org.za](mailto:chandre@eelawcentre.org.za)  
**REF:** Chandre Stuurman

**RECEIVED COPY:**

**TIME:**

**DATE:**

---

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

Case No: 22588/2020

In the matter between:

<b>EQUAL EDUCATION</b>	1 <sup>st</sup> Applicant
<b>THE SCHOOL GOVERNING BODY OF VHULAUDZI SECONDARY SCHOOL</b>	2 <sup>nd</sup> Applicant
<b>THE SCHOOL GOVERNING BODY OF MASHAO HIGH SCHOOL</b>	3 <sup>rd</sup> Applicant

and

<b>MINISTER OF BASIC EDUCATION</b>	1 <sup>st</sup> Respondent
<b>MEC EDUCATION, EASTERN CAPE</b>	2 <sup>nd</sup> Respondent
<b>MEC EDUCATION, FREE STATE</b>	3 <sup>rd</sup> Respondent
<b>MEC EDUCATION, GAUTENG</b>	4 <sup>th</sup> Respondent
<b>MEC EDUCATION, KWAZULU-NATAL</b>	5 <sup>th</sup> Respondent
<b>MEC EDUCATION, LIMPOPO</b>	6 <sup>th</sup> Respondent
<b>MEC EDUCATION, MPUMALANGA</b>	7 <sup>th</sup> Respondent
<b>MEC EDUCATION, NORTHERN CAPE</b>	8 <sup>th</sup> Respondent
<b>MEC EDUCATION, NORTH WEST</b>	9 <sup>th</sup> Respondent
<b>MEC EDUCATION, WESTERN CAPE</b>	10 <sup>th</sup> Respondent
<b>CHILDREN'S INSTITUTE</b>	<i>Amicus curiae</i>

---

**AFFIDAVIT IN TERMS OF PARAGRAPH 103.12 OF THE ORDER OF  
COURT: NORTHERN CAPE DEPARTMENT OF EDUCATION**

---

I, the undersigned,

**ONEWANG MOGATLE**

hereby declare under oath as follows:

**1**

**1.1 I am a major male, Director of Legal Services of the Northern Cape Department of Basic Education.**

**1.2 My office is situated at 156 Barklay Road, Kimberley.**

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

**2 This is the fourth Affidavit, reporting back to the above Honourable Court in terms of paragraph 103.12 of the Order dated 17 July 2020.**

**3 A total number of 83,841 (eighty-three thousand eight hundred and forty-one) learners who were provided with cooked meals as per the rotational schedule. A further 183,586 (one hundred and eighty-three thousand five hundred and eighty-six) learners did not receive meals at school but instead received monthly food parcels.**

**4 There is no designated transport for the NSNP. Learners make use of the usual learner transport to ferry all learners back and forth between home and school.**

---

**DEPONENT**

SIGNED and sworn to before me at \_\_\_\_\_ on the  
\_\_\_\_\_ day of \_\_\_\_\_ 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:**