

IN THE HIGH COURT OF SOUTH AFRICA
(EASTERN CAPE HIGH COURT, BHISHO)

Case No. 81/12

Thursday : 11th July 2013

BEFORE THE HONOURABLE MR. JUSTICE DUKADA (J)

In the matter between:

EQUAL EDUCATION

FIRST APPLICANT

INFRASTRUCTURE CRISIS COMMITTEE OF MWEZE

SECOND APPLICANT

MKANZINI JUNIOR SECONDARY SCHOOL

THIRD APPLICANT

And

MINISTER OF BASIC EDUCATION

FIRST RESPONDENT

M.E.C FOR EDUCATION: EASTERN CAPE

SECOND RESPONDENT

GOVERNMENT OF THE EASTERN CAPE PROVINCE

THIRD RESPONDENT

GOVERNMENT OF THE REPUBLIC OF SOUTH AFRICA

FOURTH RESPONDENT

MEC. FOR EDUCATION: FREE STATE

FIFTH RESPONDENT

MEC. FOR EDUCATION: GAUTENG

SIXTH RESPONDENT

MEC. FOR EDUCATION: KWA-ZULU NATAL

SEVENTH RESPONDENT

MEC. FOR EDUCATION: LIMPOPO

EIGHTH RESPONDENT

MEC. FOR EDUCATION : MPUMALANGA

NINTH RESPONDENT

MEC. EDUCATION : NORTHERN CAPE

TENTH RESPONDENT

MEC. FOR EDUCATION: NORTH WEST

ELEVENTH RESPONDENT

MEC. FOR EDUCATION : WESTERN CAPE

TWELFTH RESPONDENT

MINISTER OF FINANCE

THIRTEENTH RESPONDENT

Having heard Advocate Erasmus S.C for the Respondents Advocate Seplen for the Applicant.

IT IS ORDERED THAT :

- 1. The Minister must, by 12 September 2013, publish for comments, amended draft regulations for Minimum Uniform Norms and Standards for School Infrastructure in terms of Section 5A(1)(a) of the South African School Act, 84 of 1996, and in her sole discretion consult directly with stakeholders.**

- 2. The Minister must, by 30 November 2013, prescribe Minimum Uniform Norms and Standards, by the promulgation of Regulations, for School Infrastructure, in terms of Section 5A(1)(a) of the South African Schools Act, 84 of 1996, which provides for the availability of the school infrastructure referred to in Section 5A(2)(a) of the Act. The Regulations shall prescribe Minimum Uniform Norms and Standards for school infrastructure, and the time-frames within which they must be complied with.**

- 3. There is no order as to costs.**

BY ORDER OF THE COURT


REGISTRAR