



IN THE HIGH COURT OF SOUTH AFRICA
KWAZULU-NATAL DIVISION, PIETERMARITZBURG

CASE NO: 12282/15

ON THE 7th DAY OF AUGUST 2018

BEFORE THE HONOURABLE JUDGE GORVEN

In the matter between:

LINDELANI SITHOLE AND
HUNDRED AND EIGHTY-SIX OTHERS
LISTED AS PER ANNEXURE "MM1" TO THE NOTICE OF MOTION

APPLICANT

and

MPOFANA MUNICIPALITY

FIRST RESPONDENT

MAXWELL MOYO

SECOND RESPONDENT

XOLANI MAGNIFICENT DUMA

THIRD RESPONDENT

HAVING read the rule *nisi* issued out of the Court on 25 June 2018, and the other documents filed of record; and

HAVING heard Counsel for the Applicant;

IT IS ORDERED (BY CONSENT) THAT:

1. The aforesaid rule *nisi* be and is hereby extended to **2 November 2018**.
2. The Respondents will file a detailed report on the steps that they intend implementing to ensure compliance with the court order dated 19 December 2017 (per Sishi J), by 30 August 2018.
3. In the event that the Second and Third Respondents claim that they are not responsible for the failure of the First Respondent to comply with Sishi J's order of 19 December 2017, they are directed to identify any office bearers and/or officials of the First Respondent who are responsible for compliance with orders of this court and give notice to such office bearers and/or officials and the Applicants by no later than 30 August 2018.

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4. The Applicants will file their replying affidavits by 11 October 2018.
5. The administrator, appointed in terms of the administration process under section 139 of the constitution is joined as the Fourth Respondent in this matter.
6. All questions of costs are reserved.
7. The interim order (set out in paragraph 4 of Seegobin J.S order dated 25 June 2018) will continue to operate pending the finalisation of this matter.
8. In the event of the Fourth Respondent desiring to deliver an answering affidavit, that shall be done no later than **20 September 2018**.

BY ORDER OF THE COURT


R J JOOSTE
REGISTRAR

/agoba

Mzila HM Inc

