

IN THE HIGH COURT OF SOUTH AFRICA  
(WESTERN CAPE DIVISION, CAPE TOWN)

On Tuesday 26 May 2015 at Cape Town  
Before the Honourable Justice Cloete

A  
"X"  
D. Cloete  
26.5.15

CASE NO: 9613 / 15

In the matter between:

**THE UNIVERSITY OF CAPE TOWN**

Applicant

and

**ZITHEMBISO MAHLANGU**

First Respondent

**SIBUSISO LUKHELE**

Second Respondent

**LINDOKUHLE PATIWE**

Third Respondent

**NTOKOZO DLADLA**

Fourth Respondent

**ALEX HOTZ**

Fifth Respondent

**LUVOYO SHOBA**

Sixth Respondent

**REFILOE MASHAPE**

Seventh Respondent

**PERSONS WHO ARE UNLAWFULLY  
OCCUPYING AVENUE HOUSE, MOWBRAY,  
UNIVERSITY OF CAPE TOWN**

Eighth Respondent

**THE RHODES MUST FALL MOVEMENT**

Ninth Respondent

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~~DRAFT ORDER~~

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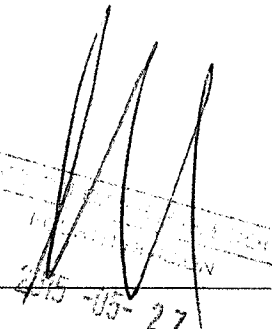
By agreement between the Applicant and the First to Seventh and Ninth Respondents

("the Respondents"), it is ordered as follows:

1. The parties will enter into a mediation process. The terms of the mediation and the identity of the mediator shall be agreed to between the parties by no later than 19 June 2015. The mediation will be completed by 31 July 2015 unless the parties mutually agree to an extension of the mediation.
  
2. From the date of this Order until the finalisation of the mediation process undertaken in terms of paragraph (1):
  - 2.1. the Respondents (all of whom have vacated Avenue House, No 6 – 8 Avenue Road, Mowbray, University of Cape Town (“**Avenue House**”) on 25 May 2015) are directed to refrain from occupying or re-occupying Avenue House or any other building on the campus of the University of Cape Town (with the exception of Avenue Hall which the Applicant has granted the Respondents permission to occupy) other than for the transaction of university business that requires their attendance in the building (including the attendance of lectures, tutorials, and examination venues and for occupying student housing for which they are lawfully registered).
  
  - 2.2. the Respondents are directed to refrain and desist from any action that obstructs or frustrates the effective rendering of university services or decision-making processes of the University of Cape Town, including the sitting of examinations, tests and lectures.

3. In the event that after the mediation process, the Respondents act in a manner that is inconsistent with paragraphs 2.1 and 2.2 above, the Applicant shall be entitled to set this matter down for hearing on the same papers as duly supplemented.

4. There is no order as to costs.

  
445-05-27  
BY ORDER OF COURT  
COURT REGISTRAR

42 Fairbridges Wertheim Becker  
16<sup>th</sup> Floor Main Tower  
Standard Bank Centre  
Heerengracht  
Cape Town

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