

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

CASE NO: 2920/16

Monday 22 February 2016 at CAPE TOWN
Before the Honourable Justice Nelson (Acting)

[Handwritten signature]
22/2/2016

In the matter between:

UNIVERSITY OF THE WESTERN CAPE

Applicant

and

HLANGABEZA MQHAYI

First Respondent

DARIADA VANAS

Second Respondent

NOLITHA GECE

Third Respondent

NOSICELO LUWANDA

Fourth Respondent

STACY MATEYISI

Fifth Respondent

YOMINA NGCWABE

Sixth Respondent

SELNAH WILSON

Seventh Respondent

NOZIBELE LUKHO

Eight Respondent

MONDE NONABE

Ninth Respondent

**PEGASUS CONSULTING SERVICES
EMPLOYEES STATIONED AT UWC**

Tenth Respondent

**METSERVE MANAGED SOLUTIONS
EMPLOYEES STATIONED AT UWC**

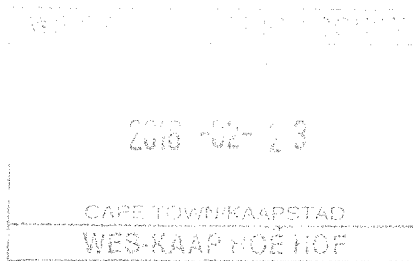
Eleventh Respondent

**BIDVEST PRESTIGE CLEANING
EMPLOYEES STATIONED AT UWC**

Twelfth Respondent

**THOSE PERSONS WHO ASSOCIATE
THEMSELVES WITH ANY UNLAWFUL CONDUCT
AT ANY OF THE UNIVERSITY'S PREMISES**

Thirteenth Respondent



Cliffe Dekker Hofmeyr Inc.
Per: Mr. Lionel Egypt
Tel: 021481 6424 / 082 3742547
Fax: 021 481 9558
Email: lionel.egypt@cdhlegal.com

PEGASUS CONSULTING SERVICES

Fourteenth Respondent

METSERVE MANAGED SOLUTIONS

Fifteenth Respondent

BIDVEST PRESTIGE CLEANING

Sixteenth Respondent

ORDER

Having heard the oral evidence and counsel on behalf of the Applicant, the following order is granted:

1. a *rule nisi* calling on the first to thirteenth Respondents to show cause on 22 March 2016 why the following order should not be made final:

- 1.1. Interdicting and restraining first to thirteenth of the respondents from any action that obstructs or frustrates the effective rendering of university services or decision-making processes of the applicant, including, but not limited to:

- 1.1.1. entering or occupying any of the applicant's premises other than for providing services that requires their attendance at UWC premises.

- 1.1.2. destroying or defacing any of the applicant's property;

- 1.1.3. participating in, or inciting others to participate in, unlawful or violent protest;

1.1.4. inciting violence.

1.2. Costs against any of the respondents that oppose the application.

1.3. Further and/or alternative relief.

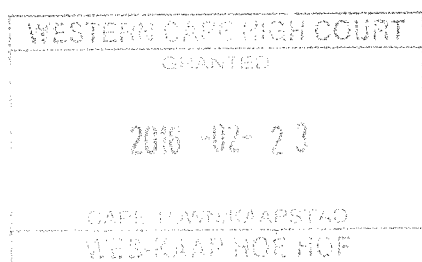
2. The *rule nisi* in paragraphs 1.1 and 1.2 above shall operative as an interim interdict with immediate effect until the final resolution of the matter.

3. the applicant file its founding papers on or before Thursday 10 March 2016;

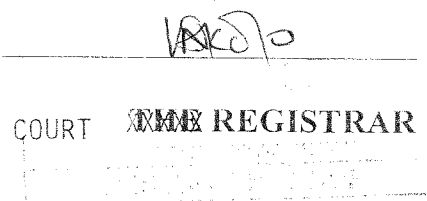
3.1. that in the event of any of the respondents opposing the relief sought in Part B of this application, that they:

- i. deliver to the applicant a notice of opposition and to appoint in such notice an address, within 15km of the office of the Registrar of this court, at which they will accept notice and service of all process in these proceedings by not later than 10h00 on Friday 4 March 2016.
- ii. deliver any affidavits they may desire to make in answer to the allegations made by and on behalf of the applicant by no later than 16h00 on Wednesday 16 March 2016.

4. A copy of this order has to be served on the Respondents as soon as possible
 - 4.1. By placing on the notice boards at the Applicant's premises.
 - 4.2. On site offices of thirteenth, fourteenth and fithteenth Respondents.
5. South African Police Services and Metro Police are authorised and directed to assist the Applicant in effecting the implementation of this order.
6. Any of the Respondents may anticipate the return of this interim order on not less than twenty-four hours written notice to the Applicant's attorney of record Mr. Lionel Egypt from Cliffe Dekker Hofmeyr Inc. (Tel: 021 481 6426/ 082 3742547)
7. The parties are directed to explain in any further papers filed ~~of~~ record in this matter whether or not they ~~are~~ are prepared to submit the conflict that currently exists between them to mediation.
8. In the event that they are not prepared to do so to provide the court with an explanation for such refusal.
9. That evidence is to be transcribed as soon as possible and to be served in accordance with clause 4 herein.



BY ORDER OF THE COURT



127 Cliffe Dekker Hofmeyr Inc, CAPE TOWN

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