

IN THE HIGH COURT OF SOUTH AFRICA

GAUTENG DIVISION, PRETORIA

Case no: 23017/2022

In the application to compel between:

**ORGANISATION UNDOING TAX ABUSE NPC
(Registration no: 2012/064213/08)**

Applicant

and

**THE NATIONAL ENERGY REGULATOR OF
SOUTH AFRICA**

First Respondent

**KARPOWERSHIP SA COEGA (RF) (PTY) LTD
(Registration no: 2020/754336/07)**

Second Respondent

**KARPOWERSHIP SA SALDANHA BAY (RF) (PTY) LTD
(Registration no: 2020/754347/07)**

Third Respondent

**KARPOWERSHIP SA RICHARDS BAY (RF) (PTY) LTD
(Registration no: 2020/754352/07)**

Fourth Respondent

**KARPOWERSHIP SA (PTY) LTD
(Registration no: 2019/537869/07)**

Fifth Respondent

IN RE: THE MAIN REVIEW APPLICATION BETWEEN:

**ORGANISATION UNDOING TAX ABUSE NPC
(Registration no: 2012/064213/08)**

Applicant

and

**THE NATIONAL ENERGY REGULATOR OF
SOUTH AFRICA**

First Respondent

KARPOWERSHIP SA COEGA (RF) (PTY) LTD (Registration no: 2020/754336/07)	Second Respondent
KARPOWERSHIP SA SALDANHA BAY (RF) (PTY) LTD (Registration no: 2020/754347/07)	Third Respondent
KARPOWERSHIP SA RICHARDS BAY (RF) (PTY) LTD (Registration no: 2020/754352/07)	Fourth Respondent
KARPOWERSHIP SA (PTY) LTD (Registration no: 2019/537869/07)	Fifth Respondent
MINISTER OF MINERAL RESOURCES AND ENERGY N.O.	Sixth Respondent
MINISTER OF FORESTRY, FISHERIES, AND THE ENVIRONMENT N.O.	Seventh Respondent
ESKOM HOLDINGS (SOC) LTD (Registration no: 2002/015527/30)	Eighth Respondent


NOTICE IN TERMS OF RULE 35(12) AND (14)

KINDLY TAKE NOTICE THAT the Applicant requires the First Respondent to produce for their inspection and copying, within five (5) days from date hereof the following documents:

1. A copy of the Policies and Guidelines as referred to in the Answering Affidavit between paragraphs 22 and 23 under the heading (as well as the subparagraphs 23 - 29:

**NERSA IS BOUND BY ITS POLICY AND GUIDELINS ON THE TREATMENT
OF CONFIDENTIAL INFORMATION SUBMITTED TO IT**

SIGNED AT PRETORIA ON THIS 6TH DAY OF MARCH 2023.


JENNINGS INCORPORATED
Attorneys for Applicant
149 Anderson Street
Brooklyn, Pretoria
Tel: 012 110 4442
Email: andri@jinc.co.za; delia@jinc.co.za
Ref: A JENNINGS/OUT015

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

AND TO: **PRINCE MUDAU & ASSOCIATES** (Service by email)
Attorneys for First Respondent
Thornhill Office Park
Building 2
94 Bekker Road
Vorna Valley, Midrand
Tel: 010 224 0608
Fax: 086 695 0882
Email: dineo@pm-attorneys.co.za
prince@pm-attorneys.co.za
kganedi@pm-attorneys.co.za

C/O DABISHI NTHAMBELENI INC
103 Doreen Street
Colby, Hatfield
Pretoria
Ref: LIT/PM/MAT180

AND TO: **PINSENT MASONS SOUTH AFRICA INC** (Service by email)
Attorneys for Second to Fifth Respondents
9th Floor
61 St Katherine Street
Sandton
Johannesburg
2196
Tel: 010 493 4603
Fax: 010 493 4611
Email: Jason.Smit@pinsentmasons.com
Andrew.Fawcett@pinsentmasons.com
Tinyiko.Ndlovu@pinsentmasons.com
Sarah.Burford@pinsentmasons.com
Ref: 691335.07000

C/O VZLR ATTORNEYS INCORPORATED

1st Floor/Block 3
Monument Office Park
71 Steenbok Avenue
Monument Park
Pretoria
0181
Tel: 012 435 9444
Email: nadiadt@vzlr.co.za
Ref: Nadia Zeelie