

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

Case No.: 12994 / 2021

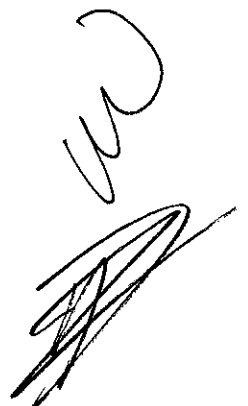
In the matter between:

<b>OBSERVATORY CIVIC ASSOCIATION</b>	First Applicant
<b>GORINGHAICONA KHOI KHOIN INDIGENOUS TRADITIONAL COUNCIL</b> and	Second Applicant
<b>TRUSTEES FOR THE TIME BEING OF LIESBEEK LEISURE PROPERTIES TRUST</b>	First Respondent
<b>HERITAGE WESTERN CAPE</b>	Second Respondent
<b>CITY OF CAPE TOWN</b>	Third Respondent
<b>THE DIRECTOR: DEVELOPMENT MANAGEMENT (REGION 1), LOCAL GOVERNMENT, ENVIRONMENTAL AFFAIRS &amp; DEVELOPMENT PLANNING, WESTERN CAPE PROVINCIAL GOVERNMENT</b>	Fourth Respondent
<b>THE MINISTER FOR LOCAL GOVERNMENT, ENVIRONMENTAL AFFAIRS &amp; DEVELOPMENT PLANNING, WESTERN CAPE PROVINCIAL GOVERNMENT</b>	Fifth Respondent
<b>CHAIRPERSON OF THE MUNICIPAL PLANNING TRIBUNAL OF THE CITY OF CAPE TOWN</b>	Sixth Respondent
<b>EXECUTIVE MAYOR, CITY OF CAPE TOWN</b>	Seventh Respondent
<b>WESTERN CAPE FIRST NATIONS COLLECTIVE</b>	Eight Respondent

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**CONFIRMATORY AFFIDAVIT**

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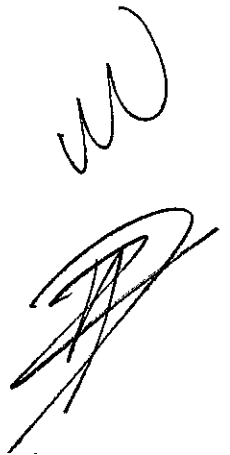
A handwritten signature in black ink, consisting of a large, stylized 'M' or 'W' shape with a long horizontal stroke extending to the right.

I, the undersigned

**HERCULES DU PREEZ WESSELS**

do hereby make oath and say as follows:

1. I am an adult male and practising attorney at Cullinan and Associates Incorporated ("Cullinans"), 18A Ascot Road, Kenilworth, Cape Town. Cullinans are the record of attorneys for the applicants.
2. The facts contained in this affidavit are within my personal knowledge, and are to the best of my belief both true and correct.
3. I have read the replying affidavit deposed to by Professor Leslie London and I confirm that the statements which he makes about actions taken by Cullinans in this matter are true and correct.

Handwritten signature of Hercules du Preez Wessels, consisting of a stylized 'W' above a more complex signature.



HERCULES DU PREEZ WESSELS

I hereby certify that the deponent has acknowledged that she:

- (a) knows and understands the contents of this affidavit;
- (b) has no objection to taking the oath;
- (c) considers the oath to be binding on her conscience.

Thus signed and sworn to before me, at CLAREMONT on 17 September 2021.



COMMISSIONER OF OATHS

NAME:

CAPACITY:

ADDRESS:

AREA:

LISA KATE WOOD  
COMMISSIONER OF OATHS  
PRACTISING ATTORNEY  
FIRST FLOOR, UNIT C  
4 ASCOT ROAD, KENILWORTH  
CAPE TOWN