

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

Case No.: 12994 / 2021

In the matter between:

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


FILING NOTICE

BE PLEASED TO TAKE NOTICE that the Applicants files herewith:

1. Replying affidavit deposed to by Professor Leslie London;
2. Replying affidavit deposed to by Tauriq Jenkins

3. Expert's replying affidavit deposed to by Bridget O'Donoghue;
4. Expert's replying affidavit deposed to by Deidre Prins-Solani;
5. Supporting affidavit deposed to by Derick Henstra;
6. Confirmatory affidavit deposed to by Jonathan Cogger; and
7. Confirmatory affidavit deposed to by Hercules Wessels.

DATED at CAPE TOWN this 17th day of SEPTEMBER 2021.



CULLINAN & ASSOCIATES

Attorneys for the First and Second
Applicants

18A Ascot Road

Kenilworth

CAPE TOWN

Ref.: Hercules Wessels / O023
002

Tel: 021 671 7002

hercules@greencounsel.co.za

To: **THE REGISTRAR**
Western Cape High Court

CAPE TOWN

And to: **NICHOLAS SMITH ATTORNEYS**

First Respondent's Attorneys

2nd Floor

114 Bree Street

CAPE TOWN

Tel: 021 424 5826

Fax: 021 424 5825

Email: nicks@nmsithlaw.co.za

Ref.: Mr. N.D Smith / L38 – 001

And to: **HERITAGE WESTERN CAPE**

Second Respondent

c/o

THE STATE ATTORNEY

4th Floor

22 Long Street

CAPE TOWN

Email: penelope.meyer@westerncape.gov.za

And to: **WEBBER WENTZEL ATTORNEYS**

Third, Sixth and Seventh Respondents' Attorneys

15th Floor, Convention Tower

Heerengracht Street, Foreshore

CAPE TOWN

Tel: +27 431 7335

Email: Sabrina.defreitas@webberwentzel.com

Ref: Sabrina De Freitas

And to: **OFFICE OF THE STATE ATTORNEY**

Fourth and Fifth Respondents' Attorneys

Liberty Life Centre, 5th floor

22 Long Street

(Ref: TBC / 21 / P7)

Email: mowen@justice.gov.za

CAPE TOWN

And to: **BASSON & PETERSEN ATTORNEYS INC.**

Eight Respondent's Attorneys

Suite no. 6A, Bellpark Building

De Lange Street, Bellville

Email: Bpinc.law@gmail.com

C/O SEBOGODI ATTORNEYS

7th Floor, The Regus

Mandela Rhodes Building

Corner Wale and Burg Street

CAPE TOWN

8001