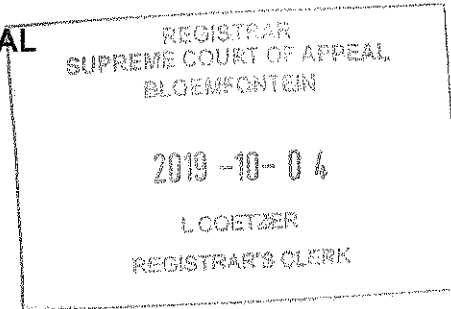


**THE REGISTRAR
SUPREME COURT OF APPEAL
BLOEMFONTEIN**



DATE

2019-10-04

YOUR REFERENCE

NEW MATTER

OUR REFERENCE

L VENTER/FM2214

Dear Sir/Madam

APPEAL: HELEN SUZMAN FOUNDATION/ROBERT McBRIDE AND OTHERS

We refer to the above matter and annex hereto a copy of the Notice of Appeal for your attention.

The original will be filed within the 10-day period as prescribed by the rules.

We trust that you find same in order.

Yours faithfully
SYMINGTON DE KOK INC
PER: D MÖLLER

lventer@symok.co.za

SOLUTIONS

SYMINGTON & DE KOK INCORPORATED | REG. NO. 1994/010235/21
CERTIFIED AS A LEVEL TWO (2) CONTRIBUTOR TO B-BBEE AND A VALUE ADDING SUPPLIER
VAT REG NO. 4530147711

BLOEMFONTEIN
169B NELSON MANDELA DRIVE, WESTDENE, BLOEMFONTEIN, SOUTH AFRICA, PO BOX 12012, BRANDHOF, 9324
TEL: 051 505 6600, FAX: 051 430 4806 | DOCEX 18 BLOEMFONTEIN

BELLVILLE * | TEL: 021 913 3137

DIRECTORS: LEON STRATING, THEUNS WOLMARANS, ETIENNE VAN ZYL, CHRISTIE BEUKES, GILES REHBOCK, PIERRE JOUBERT, JANINE FOUCHÉ *,
ELNA POHL, TONIE O'REILLY, KUTLWANO MOHALEROE, GWEN JOHNSTONE, DIEPERINK MÖLLER, RUWAYNE SMITH

CONSULTANT: GERHARD VAN GRAAN

SENIOR ASSOCIATES: PIET SWANEPOEL, OBA VAN TONDER, STEFANI SLABBERT, MIGUEL FRANCISCO

ASSOCIATES: NATALIE WOLMARANS, LELANI VAN BLERK, LARISSA ARENDS, ROCHELLE BRINK, NADINE DAVIS, PIERRE VENTER, KAGISHO MORURI, JESS DONNELLY, LERATO MANGENA,
AVIWE MAGATYANA

FINANCIAL MANAGER: RIANA NEL

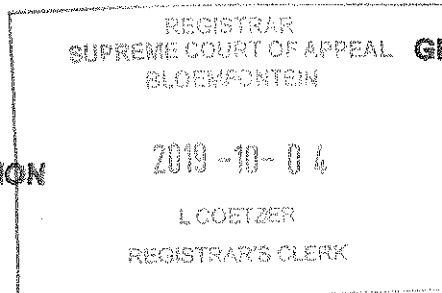
HUMAN RESOURCES MANAGER: RITA-LIZE COETSEE

IT MANAGER: JACQUES VAN DER MERWE

WWW.SYMOK.CO.ZA

IN THE SUPREME COURT OF APPEAL OF SOUTH AFRICA
(BLOEMFONTEIN)

APPEAL CASE NO 424/19



GP CASE NO 6175/19

In the matter between:

HELEN SUZMAN FOUNDATION

Appellant

and

ROBERT McBRIDE

First Respondent

**THE INDEPENDENT POLICE INVESTIGATIVE
DIRECTORATE**

Second Respondent

MINISTER OF POLICE

Third Respondent

**PORTFOLIO COMMITTEE ON POLICE:
NATIONAL ASSEMBLY**

Fourth Respondent

NOTICE OF APPEAL

TAKE NOTICE THAT, leave to appeal having been granted to the appellant on 4 September 2019 by this Honourable Court (per the Honourable Mr Justice Leach and the Honourable Mr Acting Justice Dolamo) to appeal to the Supreme Court of Appeal against the whole of the judgment and order handed down by the Honourable Madam Justice Hughes on 12 February 2019 in the High Court of South Africa, Gauteng Division, Pretoria ("the judgment and order"), the appellant hereby notes its appeal to the Supreme Court of Appeal against the whole of the judgment and order.

TAKE NOTICE FURTHER THAT the appellant seeks a variation of the judgment and

order by the setting aside of the order and the substitution thereof with an order in terms of the draft attached hereto marked "NA1".

TAKE NOTICE FURTHER THAT a copy of the order granting leave to appeal is annexed hereto marked "NA2".

DATED AT SANDTON ON THIS 5th DAY OF OCTOBER 2018.



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Appellant's attorneys
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2196

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C/O SYMINGTON DE KOK ATTORNEYS

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Ref: L Venter

To:
THE REGISTRAR
Supreme Court of Appeal
Bloemfontein

To:
THE REGISTRAR
High Court of South Africa
Gauteng Division, Pretoria

RECEIVED OF THE HIGH COURT OF
SOUTH AFRICA GAUTENG DIVISION, PRETORIA
PRIVATE BAG/PRIVAATSAK X87
PRETORIA 0001
2019 -10- 04
Z. KHANYILE
REGISTRAR'S CLERK
GRIFFIE VAN DIE HOE HOF VAN
RIKA, GAUTENG AFDELING, PRETORIA

AND TO:
ADAMS & ADAMS
First and second respondents' attorneys
Lynnwood Bridge Office Park
4 Daventry Street
Lynnwood Manor
Tel: 012 432 6000
Email: jac.marais@adams.africa;
thando.manentsa@adams.africa;
moya.vaughanwilliams@adams.africa;
Mpumelelo.ndlela@adams.africa
Ref: JSM/TDM/mnn/LT4287

Received without Prejudice
Ontvang sonder
benadeling van regte
2019 -10- 03
[Signature] 15.13

AND TO:
THE STATE ATTORNEY, PRETORIA
Third and fourth respondents' attorneys
Ground Floor
SALU Building
316 Thabo Sehume Street
Pretoria
Tel: 012 309 1623 / 086 507 1910
Email: rsebelametse@justice.gov.za
Ref: 00418/2019 /Z64/jb

STATE ATTORNEY
RECEPTION
2019 -10- 03
PRIVATE BAG/PRIVAATSAK X81
PRETORIA 0001
STAATSPROKUREUR

[Handwritten signature] H LUIS

"NA1"

**IN THE SUPREME COURT OF APPEAL OF SOUTH AFRICA
(BLOEMFONTEIN)**

APPEAL CASE NO 424/19

GP CASE NO 6175/19

In the matter between:

HELEN SUZMAN FOUNDATION

Appellant

and

ROBERT McBRIDE

First Respondent

**THE INDEPENDENT POLICE INVESTIGATIVE
DIRECTORATE**

Second Respondent

MINISTER OF POLICE

Third Respondent

**PORTFOLIO COMMITTEE ON POLICE:
NATIONAL ASSEMBLY**

Fourth Respondent

DRAFT ORDER

It is ordered that:

1. The appeal is upheld.
2. The order of the High Court dated 12 February 2019 is set aside and replaced with the following:

- 2.1 declaring unlawful and setting aside the preliminary decision taken or recommendation made by the Minister of Police not to renew the appointment of Robert McBride as the Executive Director of the Independent Police Investigative Directorate ("IPID");
- 2.2 declaring that Mr McBride's tenure as the Executive Director of IPID is renewed for a five year period from 1 March 2019 to 28 February 2024.
3. The costs of the appeal (including the costs of two counsel) shall be paid by the third and fourth respondents, jointly and severally, the one paying the other to be absolved.

BY ORDER OF THE COURT

"NA2"



SUPREME COURT OF APPEAL OF SOUTH AFRICA

CASE NO: 424/19
GP CASE NO: 6176/19

BEFORE THE HONOURABLE JUSTICES LEACH JA AND DOLAMO AJA
On the 04th SEPTEMBER 2019

In the application between:

HELEN SUZMAN FOUNDATION

and

Applicant

ROBERT McBRIDE

1st Respondent

**THE INDEPENDENT POLICE INVESTIGATIVE
DIRECTORATE**

2nd Respondent

MINISTER OF POLICE

3rd Respondent

**PORTFOLIO COMMITTEE ON POLICE:
NATIONAL ASSEMBLY**


4th Respondent

Having considered the Notice of Motion and the other documents filed.

IT IS ORDERED THAT:

1. Leave to appeal is granted to the Supreme Court of Appeal.
2. The costs order of the court a quo in dismissing the application for leave to appeal is set aside AND the costs of the application for leave to appeal in this court and the court a quo are costs in the appeal. If the applicant does not proceed with the appeal, the applicant is to pay these costs.

BY ORDER OF THIS COURT


COURT REGISTRAR
F.S.W. MYBURGH (Mr.)/SM

