



# **Office of the State Attorney Pretoria**

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05 JULY 2021

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My ref: 0554/2021/Z75  
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THE ACTING CHIEF JUSTICE  
C/O THE ACTING REGISTRAR  
THE CONSTITUTIONAL COURT  
CONSTITUTION HILL  
BRAAMFONTEIN

Dear Acting Chief Justice R Zondo

**RE: APPLICATION IN TERMS OF RULE 29 OF THE CONSTITUTIONAL COURT RULES: J G ZUMA vs. THE COMMISSION OF INQUIRY INTO THE STATE CAPTURE, FRAUD AND CORRUPTION IN THE PUBLIC SECTOR, INCLUDING ORGANS OF STATE AND OTHERS: CASE NUMBER: CCT52/21**

1. We refer to the above matter and act herein on behalf of the Minister of Police and the National Commissioner of the South African Police.
2. We have been instructed by our clients to write to the Honourable Acting Chief Justice in view of the recent developments in the matter in which the Honourable Court has found Mr J G Zuma (Mr Zuma) guilty of a crime of

- contempt of court and accordingly sentenced, upon which a warrant of committal was issued.
3. In the Court Order handed down by the Honourable Court, the Minister of Police and the National Commissioner of the South African Police have been ordered to take all reasonable steps that are necessary and permissible in law to ensure that Mr Zuma is delivered to the correctional centre in order to commence serving the sentence imposed on him.
  4. As indicated in paragraph 2 above, Mr Zuma has launched an urgent application in the Pietermaritzburg High Court in which he among others seek the stay of his committal pending the outcome of an application for reconsideration and rescission of orders and judgement finding him guilty of contempt of court and sentence.
  5. A further application has been launched with the Constitutional Court in which Mr Zuma seeks the rescission of judgement and orders against him. Our clients will be filing a notice to abide by the court's decision in this matter.
  6. The litigation steps taken by Mr Zuma are being processed and will adjudicated upon by both the High Court and the Constitutional Court within and beyond the time limits our clients are expected to take action to deliver Mr Zuma to a correctional centre to commence serving his sentence.
  7. It is our clients' view that the pending litigation has a direct impact on the action which they should take in terms of the Court Order on the basis that the very Court Order has become the subject of litigation in both Courts. Our clients are fully aware that the litigation steps taken by Mr Zuma cannot be categorised as appeal processes which in usual cases would have an effect of suspending the operation of a court order.
  8. In view of the unique situation presented by the developments and the legal matrix involved, our clients will, out of respect of the unfolding litigation the processes, hold further actions they are expected to take in terms of the Honourable Court's orders in abeyance pending the finalisation of the litigation alternatively, pending any directions the Honourable Acting Chief Justice may possibly issue regarding the conduct of the litigation and any other related matter relevant to the litigation.

9. We trust you find the above in order and our clients will be bound by any direction which the Honourable Court may issue pursuant to our clients' intention to hold any steps in abeyance as indicated herein.

Yours faithfully



**K.T. SHOWE**  
**FOR: STATE ATTORNEY (PRETORIA)**

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