



South African Community Government Union

(Association Incorporated Under Section 21)

Registration No 2001/013313/08

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214a Louis Botha Ave., Orange Grove, JHB, RSA

Date 31s March 2010

HIGH COURT CASE NUMBER: 05/20976

CASES NUMBER: CCT 04/10 and CCT 11/10

TO: THE MINISTER OF JUSTICE
AND CONSTITUTIONAL
DEVELOPMENT
REPUBLIC OF SOUTH AFRICA
PRIVATE BAG X 276, PRETORIA,
0001, TEL: (012) 357 8217
FAX: (012) 315 1749

ATTENTION: J N LABUSCHAGNE
CHIEF: LEGAL RESEACH

URGENT NOTICE

APPLICATION IN TERMS OF SECTION 38 (e) OF CONSTITUTION OF THE REPUBLIC
OF SOUTH AFRICA ACT 108 OF 1996

The Minister,

BE PLEASED TO TAKE NOTICE that the **South African Community Government Union-SACGU** addresses concerns to the Minister for his urgent attention as the following:

1. That the concern is about the administration of Justice in our South African High Courts specially the **SOUTH GAUTENG HIGH COURT OF JOHANNESBURG**, there is no administrative of justice specially for Black people discriminated by white Judges, this is ascertained in the following instances, if it happens for a Black person to take a white man to the high court in a civil matter as a Respondent, the Applicant Black person is deemed and must loose the case in favour of a white man Respondent because he is white and should be free from committing fraud and perjury.
2. The High Court Judges promote non compliance with the rules of the High Court by going against them to use technicalities to defeat the ends of Justice in civil cases to prejudice the Black community by passing wrong orders against them, even where a white man supposed to file a Notice of intention to oppose and thereafter filing an answering affidavit to the alleged case failing to do so the Judges will condone such failure and dismiss the Applicant's Application with costs because the Applicant is a black person bringing an application against a white man therefore the Applicant must loose the case due to his race that he is a Black man.

BOARD OF DIRECTOS

AMOS MAGOPANE, STEPHEN KHOZA, MONTSIOAGAE LIONEL DAVID, LINQE MXOLISI GILSON, MAJOLA
EPHRIM SIYABONGA, MUHOLOVE HENRIQUE JEREMIA, PHAKATHI ROBERT, NUVUNGA BEATA

South African Community Government Union (2001/013313/08)

Stephen Khoza (Master) Dr Harry Sferopoulos (Economist)

3. The rules of court in terms of rule 4 of the uniform rules of court are no longer respected or enforced to be complied with, and if any black man brings an Urgent Application in terms of RULE 6 (12) for the relief sought with the aspect of urgency specially where the Respondent is a white man the Judge will not deal with the Application in terms of the requirement of rule 6 (12) the application will be dismissed against the Black person Applicant because the person being taken to court on urgent basis is a white man this has happened to the **SOUTH AFRICAN COMMUNITY GOVERNMENT UNION-SACGU** treated with racism by white Judges who claims that the **SOUTH AFRICAN COMMUNITY GOVERNMENT UNION –SACGU** should not be allowed to use section 38 (e) of the Constitution to bring cases to the High Court of South Africa in the interest of its members.
4. In all cases where the Judges have a conflict of interest specially in matters of fraudulent unlawful evictions court orders, if the **SOUTH AFRICAN COMMUNITY GOVERNMENT UNION-SACGU** challenges the unlawfulness of such fraudulent evictions orders wherein the Judges have a material conflict of interest, the Judge will dismiss the Application and then saying, look for legal assistance to come to this court, undermining section 38 (e) of the Constitution, in most cases when this happens it causes a prejudice to the members of **SOUTH AFRICAN COMMUNITY GOVERNMENT UNION-SACGU** due to the fact that the Judges and certain White Advocates well known to us they use fraudulent court orders granted by the Judges in order to hijack immovable properties and buildings to own them through fraudulent transfer of such immovable properties made at the Deed Registry Office because the fraudsters rely upon certain Judges to continue with white collar crime herein classified as the (“ **the Organized Judicial Crime Corruption Syndicate**”) against the State and the Government of the Republic of South Africa.
5. The concern is that most of immovable properties have been hijacked by whites in townships through orders granted by the High Court and Magistrates Courts when the **SACGU** take such matters to the High Court the Judges act arrogantly against the **SOUTH AFRICAN COMMUNITY GOVERNMENT UNION –SACGU** especially wherein the **SACGU’S** application is to stop unlawful eviction orders granted fraudulently by the High Court Judges of Johannesburg and thereafter the Judges say you can not address this Court as an Applicant herein look for an advocate or go to legal aid board.
6. The fact in law is that the Legal Aid board policy does not allow to represent Companies or Body Corporate because these are legal person on their own capacity and their chairman are allowed to approach the High Court without a counsel or with a counsel if the chairman or Director not vested with the rules of the High Court, but the treatment **SACGU** gets from the High Court **JUDGES** in Johannesburg is discriminatory and inconsistent with the Constitution in terms of section 9 Equality Act of the Constitution of the Republic of South Africa Act 108 of 1996 which states that Everyone is equal before the law and has the right to equal protection

and benefit of the law reads with section 38 enforcement of rights of the Constitution Act.

7. That the Minister will consider that the victims of unlawful fraudulent eviction courts orders and fraudulent writ of executions done by the Judges in the High Court of Johannesburg, they do not have the money to pay the sum of **R 12. 000.00** or more to fight their threatened rights posed by the fraudulent court orders passed by some of corrupt Judges and Magistrates, therefore such poor communities come to **SACGU** as their relief to their threatened matters but if there is no justice at the end of the day rendered to them due to corrupt Judges and Magistrates this becomes a choking scenario and if people will realise that they loose their immovable properties due to such corruption, the community will turn into a civil war against the whites to regain back what they lost due to Organized Judicial Crime Corruption Syndicate, we do not want to see the symptoms of a civil war in South Africa.
8. That the Minister will consider further that when the **SOUTH AFRICAN COMMUNITY GOVERNMENT UNION-SACGU** file its application to the High Court it does not represent anyone the **SACGU** and its members are both Applicants in the matter, therefore there is no material breach of the Advocates Act, or Attorneys Act, because when an Advocate takes any matter to the High Court must get instructions from his Attorney and such an Advocate needs not to be the Applicant on the matter hence such Advocate represents the client. Therefore the **SOUTH AFRICAN COMMUNITY GOVERNMENT UNION-SACGU** in all matters acting in the interest of its members they are together with **SACGU** the applicants in those matters.

CONCLUSION

9. Therefore the **SOUTH AFRICAN COMMUNITY GOVERNMENT UNION-SACGU** in conclusion request an urgent meeting with the Minister of Justice and Constitutional Development in order for us to find a solution to resolve the above mentioned problems of concerns with the Judges of the South Gauteng High Court of Johannesburg because they are conducting a civil cold war against the **SOUTH AFRICAN COMMUNITY GOVERNMENT UNION-SACGU** and we do not want that way, and that in conclusion all eviction orders granted must be suspended with immediate effect pending our urgent meeting with the Minister of Justice and Constitutional Development as a matter of urgency.

C.C. A.N.C Headquarters office Johannesburg Albert Luthuli House

to: Speaker of Parliament and National Assembly Cape Town.

To: Minister of Police Law and Order.

Hoping that you will find the above to be in order and as per request thereby.

DATE at Johannesburg on this day of the 31st of March 2010

Your faithfully

**SACGU / JPBF
Per: THE MASTER
OF SACGU**