

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

Case number: 2025 - 081684

Before the Hon. Ms Justice Ralarala

3 June 2025

In the matter between:

CITY OF CAPE TOWN

and

DON SIKHUNDLA

SENZO NTLAKA

PHILIPPI BUSINESS FORUM

CROSSROADS BUSINESS FORUM

ALL OTHER PERSONS UNLAWFULLY INTERFERING WITH THE
IRT PHASE 2A PROJECT AT GOVAN MBEKI ROAD

Applicant

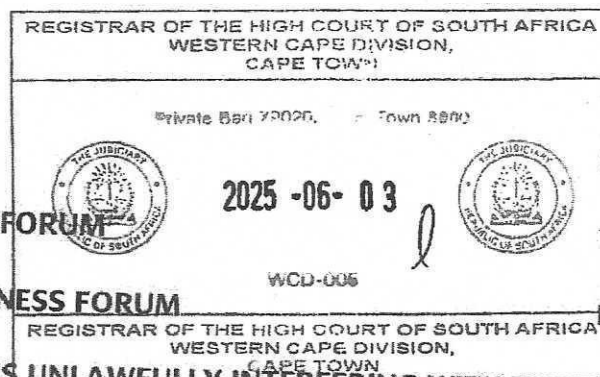
First Respondent

Second Respondent

Third Respondent

Fourth Respondent

Fifth Respondent



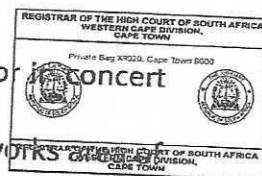
ORDER

Having heard counsel for the Applicant and read the papers filed as of record the following order is made:

1. A rule *nisi* is hereby issued calling upon the Respondents to show cause on **1 July 2025 at 10h00** or so soon thereafter as the matter may be heard why an order in the following terms should not be made final:

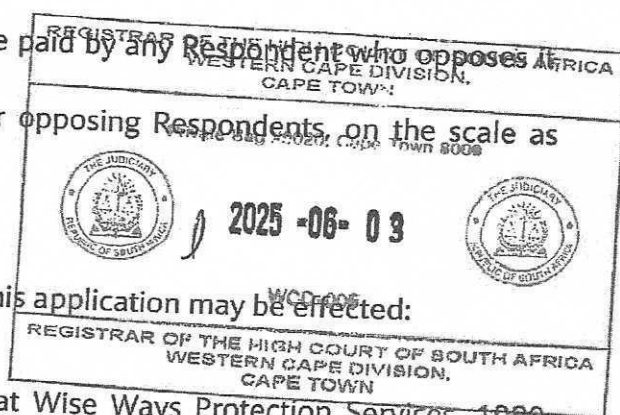
1.1. The Respondents, and any other persons acting under their instruction or in concert with them, are interdicted and restrained from directly or indirectly interfering with, obstructing, or stopping the construction works of the IRT Phase 2A project on Govan Mbeki Road, Philippi, or elsewhere on the Lansdowne/Wetton Corridor ("the Project"), or threatening or intimidating any City officials, staff or contractors or community members on or in relation to the Project.

1.2. The Respondents, and all persons acting under their instruction or in concert with them, are interdicted from entering the construction site or works of the Project without the prior written permission of the Project manager or the City's duly authorised representative.



1.3. The South African Police Service is directed and authorised to assist the Sheriff of this Court in the enforcement of the above orders, including by removing any person contravening the order from the Project site and taking such other steps as may be necessary to ensure compliance with this order.

1.4. The costs of this application shall be paid by any Respondent who opposes it jointly and severally with any other opposing Respondents, on the scale as between attorney and client.



2. Service of the rule *nisi* and the papers in this application may be effected:

2.1. By Sheriff on the First Respondent at Wise Ways Protection Services, 1989 Unathi LOC, Old Crossroads, Nyanga, Gugulethu, Cape Town.

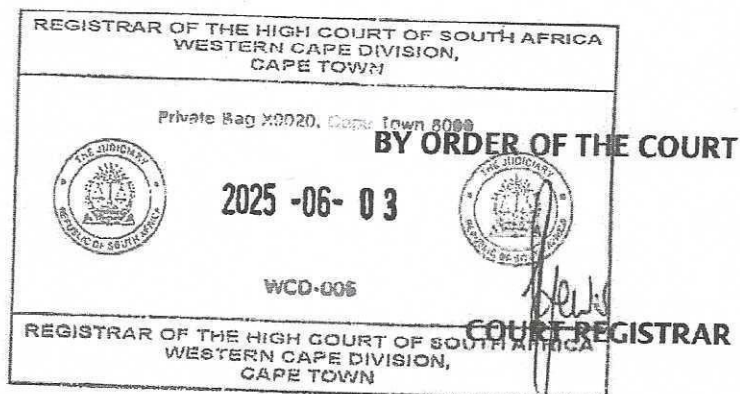
2.2. By City law enforcement or other City officials as follows:

2.2.1. On posts, fences or gates at 3 prominent and visible areas at the Project site at the IRT Phase 2A project on Govan Mbeki Road, Philippi,

2.2.2. Delivery where possible to any of the Respondents who attempt to access the Project site; and

2.2.3. Posting on the noticeboard at the local community centre in Phillipi.

3. Paragraphs 1.1 to 1.3 above shall operate as an interim interdict with immediate effect pending the return date.



FAIRBRIDGES WERTHEIM BECKER ATTORNEYS

Applicant's Attorneys
22nd Floor, Portside Building
5 Buitengracht St
CAPE TOWN
Ref: D Olivier
Box 42