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**IN THE HIGH COURT OF SOUTH AFRICA
(GAUTENG DIVISION, PRETORIA)**

26 January 2016

Before the Honourable Mr Justice Fabricius

Case number: 99259/15

In the application of:

(X) *[Handwritten signature]*

TSHWANE UNIVERSITY OF TECHNOLOGY

Applicant

and

**PARTICIPANTS IN PROTEST ACTION AT CAMPUSES
OF THE TSHWANE UNIVERSITY OF TECHNOLOGY** First Respondent

**THE EFF STUDENT COMMAND,
TUT RAND BRANCH** Second Respondent

**PAN AFRICAN STUDENT MOVEMENT OF
AZANIA (PASMA)** Third Respondent

VUSI OLDMAN MAHLANGU Fourth Respondent

AUSTIN MOFYOA Fifth Respondent

[Handwritten signature] DRAFT ORDER

REGISTRAR OF THE HIGH COURT OF
SOUTH AFRICA GAUTENG DIVISION, PRETORIA
PRIVATE BAG, PRIVAATSAK X67
PRETORIA 0001
2016-01-26
J. MAKUNGO
GRIFPER VAN DIE HOË HOF VAN
SUID AFRIKA GAUTENG AFDDELING, PRETORIA

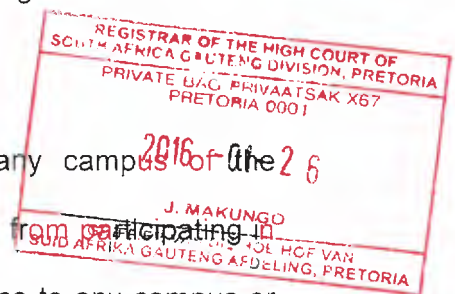
Having heard counsel for the Applicant and having read the papers

THE FOLLOWING ORDER IS ISSUED

1. An order dispensing with the forms, service and time periods prescribed in terms of the Uniform Rules of Court, and directing that

the matter be heard as one of urgency in terms of Rule 6(12) of the Uniform Rules of Court;

2. An order is issued dispensing with the citation requirements in Rule 6(2) in respect of the first respondent;
3. The respondents are directed to show cause, if any, on 23 February 2016 at 10:00 or as soon thereafter as counsel may be heard, why an order in the terms below should not be made final;
4. An order directing the leadership structures of the EFF Student Command, TUT Rand Branch and the leadership structures of PASMA, in respect of any protest action at or near any of the campuses of the Tshwane University of Pretoria, to take all reasonable steps to ensure that no entrance to the premises or property of the Tshwane University of Pretoria is so barred by participants in protest action, or barricaded that reasonable access is denied to students, staff and any person seeking lawful access to such campus;
5. All participants in protest action at or near any campus of the Tshwane University of Technology are restrained from participating in protest action within 150 metres from any entrance to any campus or premises of the Tshwane University of Technology;



6. The South African Police Services and the Public Order Policing Unit are directed to take all reasonable steps in terms of Sec 9 of the Regulation of Gatherings Act, 205 of 1993 to ensure:
 - 6.1 That access to any campus of the Tshwane University of Technology is not impeded by protesters;
 - 6.2 That the vehicular traffic or pedestrian traffic is least impeded;
 - 6.3 The prevention of injury to persons or damage to property;
 - 6.4 Adherence by participants in protest action to the above prohibition of protest action within 150 metres of an entrance to any campus or premises of the Tshwane University of Technology;
 - 6.5 An order interdicting the respondents from participating in unlawful protest action on any of the campuses of the Tshwane University of Technology;
 - 6.6 The South African Police Services and the Public Order Policing Unit are authorised to enter upon any premises or campus of the Tshwane University of Technology in order to ensure compliance with this order;
 - 6.7 An order directing the leadership structures of the EFF Student Command, TUT Rand Branch and the leadership structures of PASMA to take all reasonable and necessary

steps to ensure compliance with this court order by their members and/or followers, by *inter alia*:

6.7.1 Communicating by social media the content of this Court Order; and

6.7.2 Requesting their members and followers to conduct themselves lawfully, and to refrain from participating in unlawful protest action in conflict with this Order;

6.8 Should the leadership structures of the EFF Student Command, TUT Rand Branch or PASMA fail to ensure compliance with this order, they are called upon to advance reasons on the return date why they should not be held in contempt of Court.

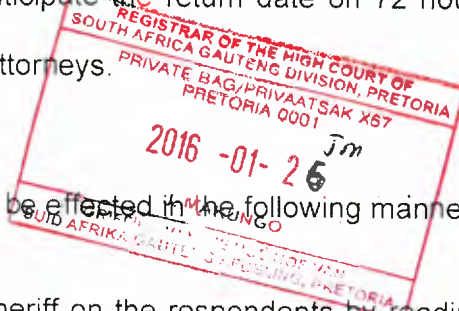
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7. The respondents may anticipate the return date on 72 hours written notice to the applicant's attorneys.

8. Service of this order shall be effected in the following manner:

8.1 Service by the Sheriff on the respondents by reading out the order by loud hailer at the entrance or entrances to campuses or premises affected by protest action;

8.2 By posting this Court Order on the official website of the Tshwane University of Technology;



8.3 By posting a copy of this Court Order at all entrances to campuses of the Tshwane University of Technology;

8.4 By electronic mail to the fifth respondent at outsourcingmustfall@gmail.com.

9. The costs of the application are reserved for determination on the return date

BY THE COURT

REGISTRAR

