



IN THE HIGH COURT OF SOUTH AFRICA
FREE STATE DIVISION, BLOEMFONTEIN

Case No: 140/2016

Before the Honourable Acting Judge AJR VAN RHYN

On the 23rd day of JUNE 2016

In the matter between:

UNIVERSITY OF THE FREE STATE

Applicant

and

SOUTH AFRICAN STUDENTS CONGRESS

1st Respondent

STUDENT REPRESENTATIVE COUNCIL,
UNIVERSITY OF THE FREE STATE

2nd Respondent

ALL OTHER INDIVIDUALS ACTING UNDER OR
ON BEHALF OF THE 1ST OR 2ND RESPONDENTS
OR OTHERWISE DIRECT OR INDIRECT
SUPPORT OF THE ACTIVITIES TO
WHICH THIS MATTER APPLIES

3rd Respondent

Having considered the notice of motion and the other documents filed of record and having heard Counsel for applicant,

IT IS ORDERED THAT:

1. The rule *nisi* issued on the 15th of JANUARY 2016 is made an order of court.

BY ORDER OF THIS COURT


COURT REGISTRAR


PHATSHOANE HENNEY INC



IN THE HIGH COURT OF SOUTH AFRICA
FREE STATE DIVISION, BLOEMFONTEIN

Case No: 140/2016

Before the Honourable Judge S EBRAHIM

On the 15th day of JANUARY 2016

In the matter between:

UNIVERSITY OF THE FREE STATE

Applicant

and

SOUTH AFRICAN STUDENTS CONGRESS

1st Respondent

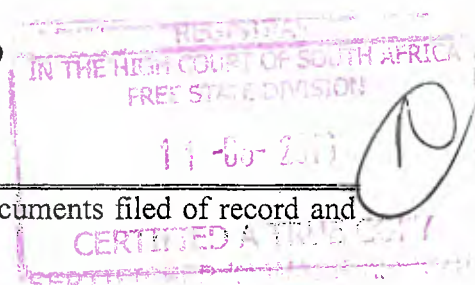
STUDENT REPRESENTATIVE COUNCIL,
UNIVERSITY OF THE FREE STATE

2nd Respondent

ALL OTHER INDIVIDUALS OR LEGAL PERSONS
ACTING UNDER OR ON BEHALF OF THE 1ST OR
2ND RESPONDENTS OR OTHERWISE IN DIRECT
OR INDIRECT SUPPORT OF THE ACTIVITIES TO
WHICH THIS MATTER APPLIES

3rd Respondent

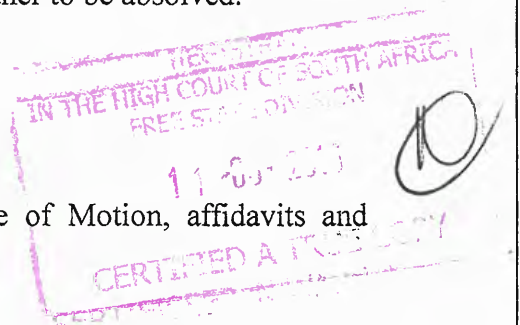
Having considered the notice of motion and the other documents filed of record and having heard Counsel for applicant,



IT IS ORDERED THAT:

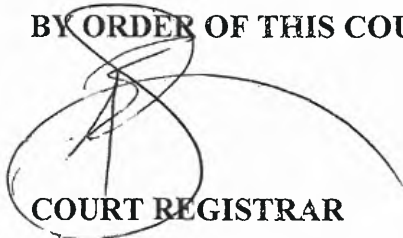
1. The matter is heard on an urgent, ex parte basis and that condonation is granted in respect of the applicant's non-compliance with the usual forms and manner of service as prescribed by the Uniform Rules of Court.
2. A *rule nisi* is issued, calling upon the respondents to show cause (if any) on **THURSDAY, 23 JUNE 2016 at 09H30** why a final order in the following terms should not be granted:

- 2.1 That the respondents be prohibited from doing anything which directly or indirectly obstructs, impedes, disrupts, postpones, delays or interferes with the academic and residential registration of students and all welcoming and other functions at the applicant's campuses, as well as tests or examination processes and/or the orderly academic education, administration and ordinary student activities of the applicant and/or blockading of entrances, roads and buildings and/or damaging any property situated on the applicant's campuses, whether movable or immovable and regardless of who the owner thereof may be;
- 2.2 That the respondents be prohibited from barricading of entrances or buildings, molesting, assaulting, threatening or intimidating any student, member of staff, employee, contractor or official of the applicant, including any person present on the applicant's property who may not fall into one of these categories;
- 2.3 That the respondents be prohibited from in any manner whatsoever inciting, taunting, encouraging, instigating, prompting and/or provoking other individuals or students to perform any of the acts described in paragraphs 2.1 and 2.2 above.
- 2.4 That the Sheriff of this Honourable Court and/or the South African Police Services be authorised and directed to remove and expel from the property and premises of the applicant any respondents who refuse to comply with paragraphs 2.1, 2.2 and 2.3 above.
3. The relief in paragraphs 2.1, 2.2, 2.3 and 2.4 above shall serve as an interim interdict with immediate effect;
4. The costs of this application is to be paid by the applicant, except if the matter is opposed, in which case those respondents opposing the relief sought are to pay the costs jointly and severally, the one paying the other to be absolved.
5. Service is effected in the following manner:
 - 5.1 By serving a copy of this order, Notice of Motion, affidavits and annexures on the 1st and 2nd Respondents;
 - 5.2 By affixing a copy of this order to all official notice boards on the applicant's campus properties;



- 5.3 By keeping a copy of the Notice of Motion, affidavits and annexures as well as this order at the administration building of the applicant's campuses, for inspection and so that any respondent who requests a copy during normal office hours may be supplied with one;
- 5.4 By the Sheriff of the Honourable court reading out the order, in ENGLISH, by megaphone at such places and occasions on the applicant's campuses as may be deemed necessary to bring the order to the notice of the respondents;
- 5.5 By handing a copy of this order to any respondents who are removed or expelled from the applicant's campuses pursuant to paragraph 2.4 above;
6. The applicant is granted leave to send the court order to the Sheriff of Phuthadijhaba by way of e-mail or fax and that such e-mailed or faxed version may be used for purposes of service.

BY ORDER OF THIS COURT



COURT REGISTRAR

PHATSHOANE HENNEY INC

