

CASE NO. 2114/2006

**IN THE HIGH COURT OF SOUTH AFRICA
DURBAN AND COAST LOCAL DIVISION**

Before the Honourable Mr Justice Balton A J

On the 27 February 2006

AB AHLALI BASEMJONDOLO MOVEMENT (SA)

Applicant

and

MINISTER FOR SAFETY AND SECURITY

First Respondent

eTHEKWINI COUNCIL

Second Respondent

UPON the motion of Counsel for the applicant and upon reading the notice of motion and the other documents filed of record.

IT IS ORDERED

1.

THAT it is declared that the march organised by the applicant from Botha Park to the City Hall in Durban on 27 February 2006 to highlight issues of landlessness and lack of housing is not prohibited or illegal.



2.

THAT the respondents are interdicted and restrained from preventing or prohibiting the march referred to in paragraph 1 from taking place.

3.

THAT a rule *nisi* do issue calling upon the respondents to show cause on the 13th day of March 2006 at 09h30 or so soon thereafter as Counsel may be heard why the respondents should not be ordered to jointly and severally pay the costs of this application on the attorney and client scale.

By order of the Court


REGISTRAR