

COURT ONLINE COVER PAGE

**IN THE HIGH COURT OF SOUTH AFRICA
Gauteng Division, Pretoria**

CASE NO: 2024-037092

In the matter between:

**MEDIA MONITORING AFRICA
TRUST,SOUTH AFRICA NATIONAL
EDITORS' FORUM,CAMPAIGN FOR
FREE EXPRESSION,SOS SUPPORT
PUBLIC BROADCASTING
COALITION,PRESS COUNCIL OF
SOUTH AFRICA**

Plaintiff / Applicant / Appellant

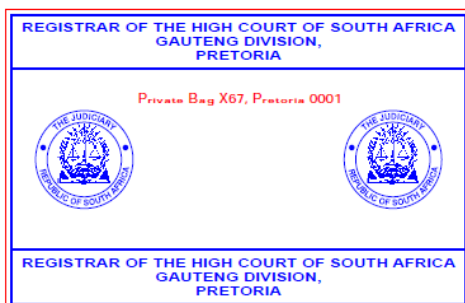
and

**FILM AND PUBLICATION
BOARD,MINISTER OF
COMMUNICATIONS AND DIGITAL
TECHNOLOGIES,ELECTORAL
COMMISSION OF SOUTH AFRICA**

Defendant / Respondent

Notice of Motion (Long Form)

NOTE: This document was filed electronically on 5/4/2024 at 3:55:11 PM South African Standard Time (SAST). The time and date the document was filed by the party is recorded on the header of each page of this document.



ELECTRONICALLY SIGNED BY:

**Registrar of High Court of South
Africa , Gauteng Division,Pretoria**

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

CASE NO.: _____

In the matter between:

MEDIA MONITORING AFRICA TRUST First Applicant

SOUTH AFRICA NATIONAL EDITORS' FORUM Second Applicant

CAMPAIGN FOR FREE EXPRESSION Third Applicant

SOS SUPPORT PUBLIC BROADCASTING COALITION Fourth Applicant

PRESS COUNCIL OF SOUTH AFRICA Fifth Applicant



and

FILM AND PUBLICATION BOARD First Respondent

**MINISTER OF COMMUNICATIONS
AND DIGITAL TECHNOLOGIES** Second Respondent

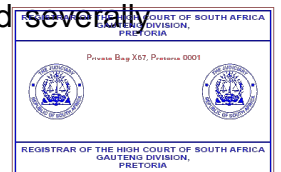
ELECTORAL COMMISSION OF SOUTH AFRICA Third Respondent

NOTICE OF MOTION

TAKE NOTICE that the applicants will apply to this Court, on **TUESDAY 23 APRIL 2024** at **10h00**, or soon thereafter as counsel may be heard, for an order in the following terms:

1. This application is dealt with as a matter of urgency under Rule 6(12), and the applicants' non-compliance with the Rules relating to forms, service and time periods is condoned.

2. The “Notice in terms of section 18H and section 27A of the Films and Publications Act, 1996 (Act No. 65 of 1996), as amended”, published by the first respondent on 22 March 2024 in Government Notice No. 4526 of Government Gazette No. 50311, is declared unconstitutional and invalid, and is set aside.
3. The costs of this application, including the costs of two counsel, shall be paid by:
 - 3.1. the first respondent; and
 - 3.2. any further respondents opposing this application jointly and severally with the first respondent.
4. Further and/or alternative relief.



TAKE NOTICE FURTHER that the accompanying affidavit of **WILLIAM ROBERT BIRD** will be used in support of this application.

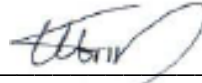
TAKE NOTICE FURTHER that the applicants have appointed **POWER AND ASSOCIATES INC.** as their attorneys of record in this application, at whose addresses (including the email addresses), set out below, they will accept service of all process and documents in these proceedings.

TAKE NOTICE FURTHER that if any respondent intends to oppose this application, they are required:

- (a) by **TUESDAY 9 APRIL 2024**, to deliver a notice of intention to oppose and appoint an email address for the service of documents in these proceedings; and
- (b) by **FRIDAY 12 APRIL 2024**, to deliver their answering affidavit.

KINDLY enrol the matter accordingly.

SIGNED at Rosebank on this the **5th** day of **April 2024**.



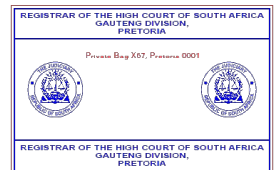
POWER & ASSOCIATES INC.

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Ref: C0614



TO: THE REGISTRAR
High Court of South Africa
Gauteng Division
PRETORIA

AND TO: MOTSOENENG BILL ATTORNEYS INCORPORATED
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AND TO: MINISTER OF COMMUNICATIONS AND DIGITAL TECHNOLOGIES
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hmagwedze@dcdt.gov.za

AND TO: ELECTORAL COMMISSION OF SOUTH AFRICA

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AND TO: OFFICE OF THE STATE ATTORNEY, PRETORIA

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