



**IN THE SPECIAL TRIBUNAL
(REPUBLIC OF SOUTH AFRICA)**

IN THE SPECIAL TRIBUNAL (REPUBLIC OF SOUTH AFRICA)
(HELD AT BOOYSENS MAGISTRATES' COURT, JOHANNESBURG)

On the 16th October 2020

BEFORE THE HONOURABLE MADAM JUSTICE MODIBA

Case no: **GP 15/2020**

In the *EX PARTE* application by:

THE SPECIAL INVESTIGATING UNIT

**FIRST
APPLICANT**

**THE MEC FOR THE DEPARTMENT OF
HEALTH, GAUTENG**

**SECOND
APPLICANT**

**THE MEC FOR THE DEPARTMENT OF
EDUCATION, GAUTENG**

**THIRD
RESPONDENT**

-and-

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NOSIPHO ZIBANI

**FIRST
RESPONDENT**

THE GOVERNMENT EMPLOYEES PENSIONS FUND

**SECOND
RESPONDENT**

THE GOVERNMENT PENSIONS ADMINISTRATION AGENCY

**THIRD
RESPONDENT**

ORDER

HAVING READ THE PAPERS and heard counsel for the Applicants, the following order is granted:

1. The Applicants' non-compliance with the Special Tribunal's Rules relating to forms, time periods and service is hereby condoned and the matter is heard as an urgent application in terms of the Tribunal's Rules;
2. A *Rule nisi* is hereby issued calling upon the Respondents to show cause (if any) on the **26th November 2020 at 10h00**, why an order in the following terms should not be confirmed;
 - 2.1. that pending the final determination an action, including, all appeals and petition process, to be instituted against the First Respondent in the above Honourable Tribunal, within 20 days of this order, the Government

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Employees Pension Fund and the Government Pensions Administration Agency be and are interdicted and restrained from paying to the First Respondent any portion of the pension benefits held and administered by them on behalf of the First Respondent;

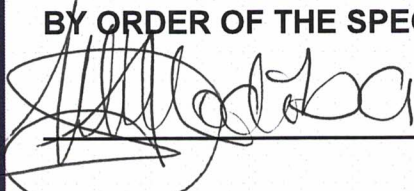
2.2. That any Respondent, who opposes this application be and is hereby directed to pay the costs hereof, on a scale as between attorney and client;

3. That the relief granted in paragraph 2.1 above, shall operate an interim order, until the return date;

4. The costs of this application are reserved;

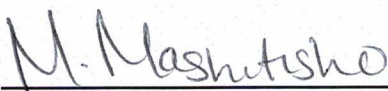
5. The Applicants, their legal representatives and their personnel including the personnel of the Special Tribunal, may only disclose this order to the media, after it has been served on the Respondents and filed with the Registrar of the Special Tribunal.

BY ORDER OF THE SPECIAL TRIBUNAL



JUDGE L MODIBA

THE REGISTRAR OF THE SPECIAL TRIBUNAL



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