



**IN THE SPECIAL TRIBUNAL ESTABLISHED IN TERMS OF SECTION 2 (1) OF  
THE SPECIAL INVESTIGATING UNITS AND  
SPECIAL TRIBUNALS ACT 74 OF 1996**

**(REPUBLIC OF SOUTH AFRICA)**

DEPARTMENT OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT	
SPECIAL TRIBUNAL	
CNR AMANDA AVENUE & RIFLE RANGE ROAD, OAKDENE	
CASE NUMBER: KZN01/2022	
BEFORE THE HONOURABLE MADAM JUSTICE MODIBA	
On this 21 <sup>st</sup> day of February 2022	2022 -02- 22
In the ex parte application by:	Issuing Officer <i>[Signature]</i> Name: <i>Bonhelo</i>
C/A No: One	
REGISTRAR	

**THE SPECIAL INVESTIGATING UNIT**

**FIRST APPLICANT**

**THE DEPARTMENT OF PUBLIC WORKS AND  
INFRASTRUCTURE**

**SECOND APPLICANT**

In the matter between:

**THE SPECIAL INVESTIGATING UNIT**

**FIRST APPLICANT**

**THE DEPARTMENT OF PUBLIC WORKS AND  
INFRASTRUCTURE**

**SECOND APPLICANT**

-and-

**CLIVE CHARLTON**

**FIRST RESPONDENT**

**THE GOVERNMENT EMPLOYEES PENSION  
FUND**

**SECOND RESPONDENT**

**GOVERNMENT PENSIONS FUND**

**THIRD RESPONDENT**

**ADMINISTRATION AGENCY**

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**ORDER**

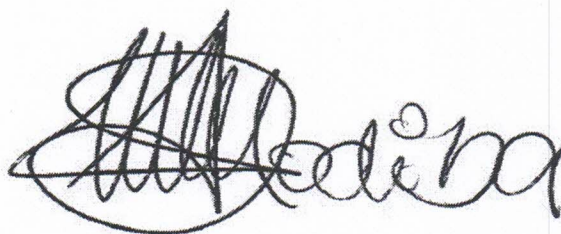
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**HAVING** read the papers file and having considered the matter, the following order is granted;

1. This application is considered on an urgent basis in terms of Tribunal Rule 12.
2. Pending finalisation of the action to be instituted against the First Respondent and NECS Electrical Consulting within 30 days of the date of this order, the Second and Third Respondents are interdicted and restrained from paying to the First Respondent an amount of R 510 024.00 in pension benefits held by them on behalf of the First Respondent.
3. Paragraph 1 of this order shall operate as an interim interdict with immediate effect, pending the final determination of the action referred to in that paragraph, including any subsequent appeal thereto.
4. Any Respondent who wishes to have this order reconsidered shall on notice to all the parties, enrol the matter for reconsideration in terms of Rule 12(9) of the Tribunal's Rules and the Clerk of the Presiding Tribunal Member will convene a case management meeting to

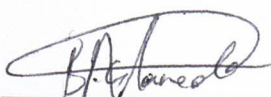
determine the further conduct of the application.


5. This order shall not be made public, until the copy thereof, together with the application, have been served on the Respondents.
6. The costs of this application are reserved.



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**JUDGE L.T. MODIBA**  
**MEMBER OF THE SPECIAL TRIBUNAL**

P.T.   
**THE TRIBUNAL REGISTRAR**

DEPARTMENT OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT	
SPECIAL TRIBUNAL	
CNR AMANDA AVENUE & RIFLE RANGE ROAD, OAKDENE	
	Signature of
	Issuing Officer
	Name <i>Bortumeo</i>
2022-02-22	
C/A No: One	
REGISTRAR	