



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

CASE NO: EC04/2020

JOHANNESBURG, 28 May 2021

BEFORE THE HONOURABLE Madam Justice Modiba

Proceedings heard virtually

In the **URGENT APPLICATION** by:

SPECIAL INVESTIGATING UNIT

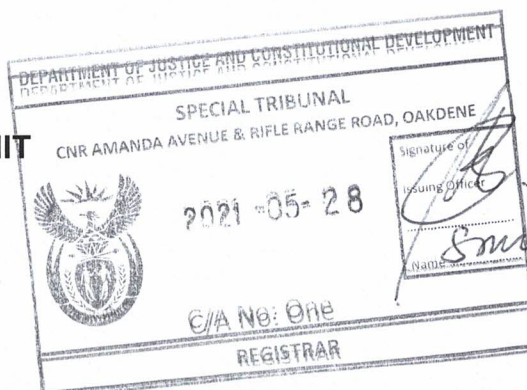
APPLICANT

In the matter between:

SPECIAL INVESTIGATING UNIT

FIRST APPLICANT

and



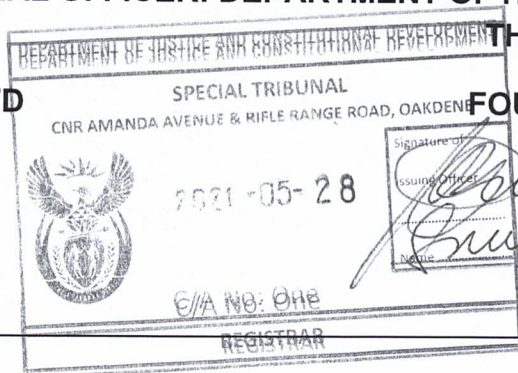
MEC FOR HEALTH: EASTERN CAPE PROVINCE

FIRST RESPONDENT

THE SUPERINTENDENT GENERAL: DEPARTMENT OF HEALTH EASTERN CAPE PROVINCE
SECOND RESPONDENT

THE CHIEF FINANCIAL OFFICER: DEPARTMENT OF HEALTH EASTERN CAPE PROVINCE
THIRD RESPONDENT

FABKOMP (PTY) LTD



FOURTH RESPONDENT

ORDER

HAVING read and considered the papers filed herein and having heard counsel, it is ordered that:

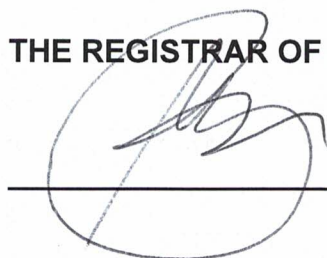
1. The decision by the Eastern Cape Department of Health ("the Department") to award a tender to the fourth respondent FABKOM (Pty) Ltd ("FABKOM") under Tender No.: SCMU3-20/21-0022-HO ("the tender"), for the supply of scooters with side carts for an amount of R10,148,750 is reviewed and set aside.
2. Condonation for the late filing of the Special Investigating Unit's ("SIU") replying affidavit to FABKOM's explanatory affidavit is granted.
3. There is no order as to costs.

BY ORDER OF THE SPECIAL TRIBUNAL


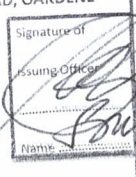


JUDGE L MODIBA

THE REGISTRAR OF THE SPECIAL TRIBUNAL



DATE:

DEPARTMENT OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT	
SPECIAL TRIBUNAL	
CNR AMANDA AVENUE & RIFLE RANGE ROAD, OAKDEN	
	2021-05-28
C/A No: One	Signature of Issuing Officer: 
REGISTRAR	Name: 