

**IN THE HIGH COURT OF SOUTH AFRICA  
GAUTENG LOCAL DIVISION, JOHANNESBURG**

CASE NO: 2017/24574

P/H NO: 0

JOHANNESBURG, 06 July 2017  
BEFORE THE HONOURABLE JUDGE FRANS

In the matter between:-

**ABSA BANK LIMITED**

**Applicant**

and

**BLACK FIRST LAND FIRST  
MNGXITAMA ANDILE**

**1<sup>st</sup> Respondent  
2<sup>nd</sup> Respondent**

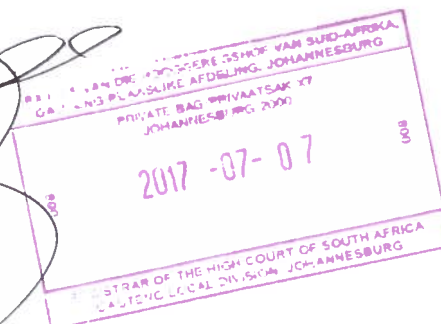
HAVING read the documents filed of record and having considered the matter :-

**IT IS ORDERED THAT:-**

1. Draft Order marked "X" signed and dated the 6<sup>th</sup> of July 2017 as amended, is made an Order of Court

**BY THE COURT**

**REGISTRAR**  
/gpm



"X" 6/7/2017

IN THE HIGH COURT OF SOUTH AFRICA  
GAUTENG LOCAL DIVISION, JOHANNESBURG

CASE NO: 2017/24974

JOHANNESBURG, 06 July 2017

BEFORE THE HONOURABLE JUDGE Francis

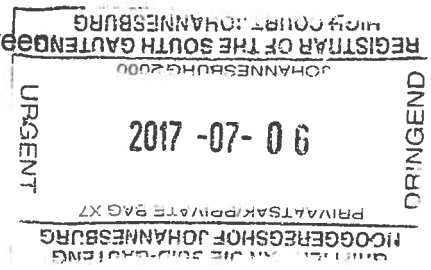
In the *ex parte* matter between

ABSA BANK LIMITED

and

BLACK FIRST LAND FIRST

MNGXITAMA, ANDILE



Applicant

First Respondent

Second Respondent

HAVING considered the matter, and by agreement between the parties, it is hereby ordered that:-

1. ABSA's application is urgent.
2. A *rule nisi* is hereby issued calling upon the respondents to show cause, if any, <sup>15 August 2017</sup> on a date to be determined by the Registrar, why an order in the following terms should not be made final:

6/7/2017

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- 2.1 interdicting the BLF and its members and associates from engaging in protest action which is not conducted in accordance with the provisions of the Regulation of Gatherings Act 205 of 1993,
- 2.2 ~~interdicting the BLF and its members and associates from entering the premises of any ABSA branches, unless (and to the extent) so authorised by ABSA personnel for the purpose of enabling such individual BLF member to carry out their banking activities,~~
- 2.3 interdicting the BLF and its members and associates from unlawfully trespassing on any ABSA-owned or ABSA-controlled property,
- 2.4 interdicting the BLF and its members and associates from in any way damaging or destroying ABSA's property,
- 2.5 interdicting the BLF and its members and associates from damaging any public or private property at or near the premises of ABSA branches,
- 2.6 interdicting the BLF and its members and associates from impeding or otherwise blocking or preventing entrances or other access to ABSA branches and ABSA ATMs,
- 2.7 interdicting the BLF and its members and associates, during the BLF protests, from in any way engaging in threats of violence or actual violence and/or intimidation of:
- 2.7.1 ABSA's staff members, and/or
- 2.7.2 ABSA's clients, and/or

*Wesley*

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- 2.7.3 ABSA's service providers and contractors, and/or
- 2.7.4 members of the public,
- 2.8 directing the South African Police Services immediately to give effect to this court order and to arrest any person who infringes any of the terms of the court order set out above at paragraphs 2.1 to 2.7.4 above, without requiring any further order of contempt of this court order; and
- 2.9 directing Mr Andile Mngxitama and all national office bearers of the BLF immediately to:
- 2.9.1 instruct members of the BLF to abide by the terms of the court order, and
- 2.9.2 publish this entire court order on the BLF twitter account and on any BLF webpage and any other BLF social media platform, including facebook page;
3. Directing that the order set out in paragraphs 2.1 to 2.9.2 above operate as an interim order pending the return date of this application;
4. The first respondent and/or the second respondent can, at any point in time, anticipate the return day of the rule nisi and approach this court on reasonable notice to the applicant and affording the applicant a reasonable opportunity to file any replying papers, in order to amend and/or discharge the interim order granted where good cause is shown.
5. Costs reserved.

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BY THE COURT

REGISTRAR

/sps

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