

CHENNELLS ALBERTYN
ATTORNEYS, NOTARIES & CONVEYANCERS

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12 May 2025

Our ref: 12391FB/cvdv

Adv Peter Kantor
Per email: kantorcc@iafrica.com

cc: The Green Connection NPC
Attention: Liz McDaid
Per email: liziwe@mweb.co.za

Adrian Pole – Per email: adrian@adrianpole.co.za

Aukotowa Fisheries Primary Co-Operative Limited
Per email: aukotowafisheries@gmail.com and
Waltersteenkamp72@gmail.com and
Johannessteenkamp72@gmail.com

Natural Justice
Attention: Melissa Groenink
Per email: melissa@naturaljustice.org
Zenani Mhlungu – Per email: zenani@naturaljustice.org
Rantsho Alfred Moraka – Per email: rantsho@naturaljustice.org

Dear All

**RE: AUKOTOWA FISHERIES AND OTHERS / DEPARTMENT OF MINERAL AND
PETROLEUM RESOURCES AND OTHERS / CASE NO. 24492/2024**

We refer to the above and advise that the Supplementary Founding Affidavit was filed and served on the 9th instant. A copy of the Affidavit is attached.

We also advise that the attached letter was forwarded to the Respondents' Attorneys on the 9th instant.

Kind regards

FIONA BESTER
CHENNELLS ALBERTYN

Partners: F Bester BLuris BProc; AJ Dorer LLB; S Etsebeth LLB; GJ Hendriksz BSocSc LLB
Assisted by: E Mukasa LLB;
Consultants: RS Chennells BCom LLB LLM PhD; GE Williams BA LLB;

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In association with Chrystelle van Staden Attorneys



IN THE HIGH COURT OF SOUTH AFRICA
(WESTERN CAPE DIVISION, CAPE TOWN)

Case No 24492 / 2024

In the matter between:

AUKOTOWA FISHERIES PRIMARY CO-OPERATIVE LIMITED	First Applicant
THE GREEN CONNECTION NPC	Second Applicant
NATURAL JUSTICE	Third Applicant

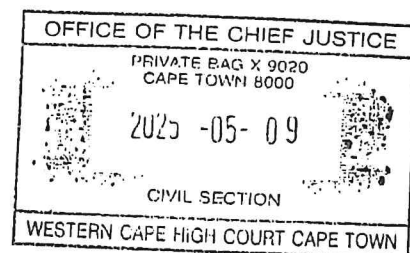
and

DIRECTOR-GENERAL: DEPARTMENT OF MINERAL AND PETROLEUM RESOURCES	First Respondent
MINISTER OF FORESTRY, FISHERIES AND THE ENVIRONMENT	Second Respondent
TGS GEOPHYSICAL COMPANY (UK) LIMITED	Third Respondent
MINISTER OF MINERAL AND PETROLEUM RESOURCES	Fourth Respondent

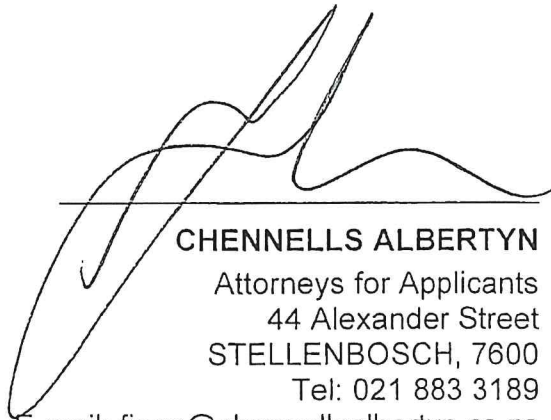
FILING SHEET

Documents filed herewith:

1. Supplementary Founding Affidavit with annexures;
2. Confirmatory Affidavit – Shahil Singh;
3. Confirmatory Affidavit – Lucien Limacher;
4. Confirmatory Affidavit – Fiona Bester; and
5. Proof of electronic service on Bowmans



DATED AT STELLENBOSCH THIS 9TH DAY OF MAY 2025.



CHENNELLS ALBERTYN
Attorneys for Applicants
44 Alexander Street
STELLENBOSCH, 7600
Tel: 021 883 3189

E-mail: fiona@chennellsalbertyn.co.za
and carol@chennellsalbertyn.co.za

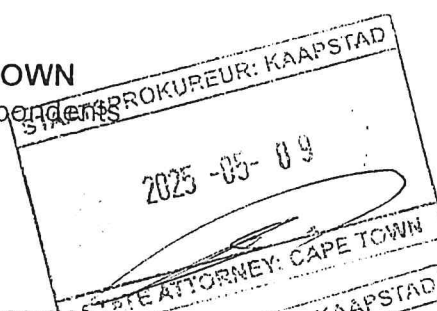
Per: Fiona Bester/cvdv/12252FB
C/O CHENNELLS ALBERTYN

18A Greenwich Grove
Station Road
RONDEBOSCH, 7700

TO: THE REGISTRAR
HIGH COURT
CAPE TOWN

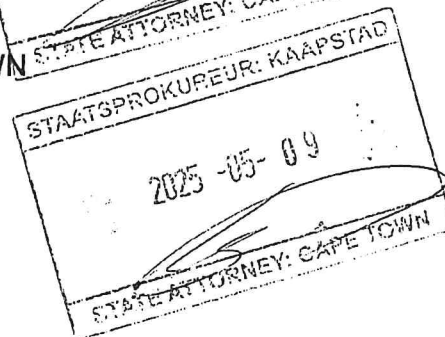
AND TO: THE STATE ATTORNEY CAPE TOWN

Attorneys for First and Fourth Respondents
4th Floor, 22 Long Street
Cape Town, 8001
Attention: L Ngwenya and B Cata
Ref: Your ref: 4399/24/P11



AND TO: THE STATE ATTORNEY CAPE TOWN

Attorneys for Second Respondents
4th Floor, 22 Long Street
Cape Town, 8001
Attention: A Hoosain
Ref: Your ref: 4402/24/P40



AND TO: BOWMANS ATTORNEYS

Attorneys for Third Respondent
11 Alice Lane
SANDTON, 2196
Tel: 011 669 9402
Ref: C Tucker / S Sibeko/TGS
Attention: Claire Tucker
Per email: claire.tucker@bowmanslaw.com
Attention: Sibongile Sibeko
Per email: Sibongile.sibeko@bowmanslaw.com

Carol van der Vyver | Chennells Albertyn

From: Carol van der Vyver | Chennells Albertyn <carol@chennellsalbertyn.co.za>
Sent: Friday, 09 May 2025 14:57
To: 'State Attorney L Ngwenya'; 'Bongi Cata'; 'State Attorney A Hoosain'; 'Cedras Ilse'; 'Claire Tucker'; 'Sibongile Sibeko'
Cc: 'Fiona Bester'
Subject: Case No. 24492/2024: Aukotowa Fisheries and others / Dept Mineral and Petroleum Resources and others
Attachments: doc26443520250509142340.pdf

Dear Sir / Madam

Attached is our letter for your attention.

Kind regards

Carol van der Vyver

Secretary to Fiona Bester (Senior Partner)

CHENNELLS ALBERTYN

Attorneys and Conveyancers

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9 May 2025

The State Attorney

Attention: Mr L Ngwenya
Attorney for Minister and DG: Department of Mineral
and Petroleum Resources
Per email: LNgwenya@justice.gov.za
and BCata@justice.gov.za

Our ref: 12391FB/cvdv

Your ref: 4399/24/P11

The State Attorney

Attention: Ms A Hoosain
Attorneys for Minister of Forestry, Fisheries
and the Environment
Per email: AHoosain@justice.gov.za
and ICedras@justice.gov.za

Your ref: 4402/24/P40

Bowmans Attorneys

Attention: Claire Tucker
Per email: claire.tucker@bowmanslaw.com

cc: Sibongile Sibeko
Per email: Sibongile.sibeko@bowmanslaw.com

Dear Sir / Madam

**RE: WESTERN CAPE HIGH COURT CASE NO. 24492/2024 (TGS)
AUKOTOWA FISHERIES PRIMARY CO-OPERATIVE LIMITED, THE GREEN
CONNECTION NPC AND NATURAL JUSTICE // DIRECTOR-GENERAL: DEPARTMENT
OF MINERAL AND PETROLEUM RESOURCES, MINISTER OF FORESTRY, FISHERIES
AND THE ENVIRONMENT, TGS GEOPHYSICAL COMPANY (UK) LIMITED AND
MINISTER OF MINERAL AND PETROLEUM RESOURCES**

1. We refer to previous correspondence in this matter.
2. We confirm that in our previous correspondence with you, you indicated that:

Partners: F Bester Bluris BProc; AJ Dorer LLB; S Etsebeth LLB; GJ Hendriksz BSocSc LLB
Assisted by: E Mukasa LLB;
Consultants: RS Chennells BCom LLB LLM PhD; GE Williams BA LLB;

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• E-mail: chenstel@chennellsalbertyn.co.za

In association with Chrystelle van Staden Attorneys



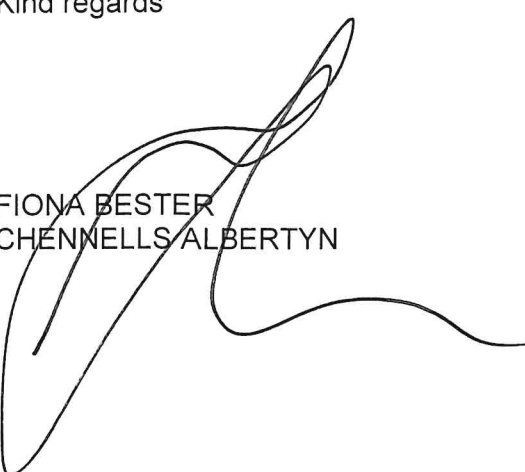
- 2.1. the Rule 53 record that we received from you on 5 March 2025, in which the index was entitled "Record of the First and Second Respondents", was in fact the record that served before the Second Respondent only; and
- 2.2. the unpaginated record that we received from you on 8 April 2025, in which the index was entitled "Record of Decision Index", was the record that served before the First Respondent.
3. In our letter to you dated 10 April 2025 we requested you *inter alia* to amend the index to the record received from you on 5 March 2025 to reflect that it pertained only to the Second Respondent, and to provide a paginated record and index of documents that served before the First Respondent. We further requested an extension of time until 9 May 2025 to file our clients' supplementary papers.
4. In order to avoid further delays we:
 - 4.1. attended to the pagination and the indexing of the Record of Decision Index, which was delivered to the parties on 23 April 2025; and
 - 4.2. instructed counsel to draft our clients' supplementary papers on the basis that your indications referred to in paragraph 2.1 and 2.2 above were correct.
5. As you will note from our clients' supplementary papers, which will be delivered today, in the event that:
 - 5.1. the First Respondent discloses that any documents other than those reflected in the Record of Decision Index served before the First Respondent; or
 - 5.2. the Second Respondent discloses that any documents other than those reflected in the record that served before the Second Respondent, referred to in paragraph 2.1 above, served before the Second Respondent,

the applicants have reserved the right to further supplement their papers.
6. You have been included in correspondence with Bowmans, who act for the Third Respondent, in which attempts are being made to expedite this matter by agreeing to a schedule for filing papers and requesting a hearing date from the Deputy Judge President.
7. In our view it will be in the interests of all parties to expedite the matter, and therefore to avoid any need for our clients to file a further supplementary affidavit.
8. In order to avoid the need to file a further supplementary affidavit we required your confirmation of the completeness of the Rule 53 records referred to in paragraph 2 above.
9. We accordingly request that you respond to us in writing by no later than 7 days from the date of this letter:
 - 9.1. confirming that the record referred to in paragraph 2.1 above is the complete record of documents that served before the Second Respondent; and
 - 9.2. confirming that the record referred to in paragraph 2.2 above is the complete record of documents that served before the First Respondent;

- 9.3. or, alternatively, disclosing any further documents that served before either the First Respondent or the Second Respondent, as the case may be, and supplementing the relevant record(s) and amending the relevant indexes accordingly.
10. We trust that you will assist the parties in expediting this matter and await to hear from you within 7 days from the date of this letter.
11. Our clients' rights remain reserved.

Kind regards

FIONA BESTER
CHENNELLS ALBERTYN

A large, stylized handwritten signature in black ink, consisting of several overlapping loops and a long horizontal tail, positioned to the right of the printed name.