



# Office of the State Attorney Pretoria

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**21 JANUARY 2019**

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Enquires: SP MATHEBULA  
Email: simathebula@justice.gov.za

My ref: 5483/17/Z51  
Your ref:

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**By Email: chorsfield@cer.org.za**  
**Attention: Ms C Horsfield**

Centre for Environmental Rights

Dear Madam

**RE: MINING & ENVIRONMENTAL JUSTICE COMMUNITY NETWORK OF SOUTH AFRICA & 7 OTHERS / MINISTER OF ENVIRONMENTAL AFFAIRS (CASE NO: 50779/17)**

We refer to the above matter and your letter of even date.

I confirm that my clients the State Respondents have no intention to proceed with their leave to appeal as indicated before.

Attached find a notice of withdrawal of the leave to appeal for your attention.

The State Respondents tender wasted cost for issuing the application to appeal.

Yours faithfully

SIGNED.....  
**SP MATHEBULA**

**FOR: STATE ATTORNEY (PRETORIA)**

Cc: Francois Joubert Attorneys  
Attorneys for the Third Respondent  
Email: [fjoubert@fasken.com](mailto:fjoubert@fasken.com)

Cc: The Mabola Protected Environment Landowners  
Association  
The Fourth Respondent  
Email: [malansp@vodamail.co.za](mailto:malansp@vodamail.co.za)

**IN THE HIGH COURT OF SOUTH AFRICA**

**GAUTENG DIVISION, PRETORIA**

**CASE NO: 50779/17**

In the matter between :-

<b>MINING ENVIRONMENTAL JUSTICE COMMUNITY NETWORK OF SOUTH AFRICA</b>	1 <sup>ST</sup> Applicant
<b>GROUND WORK</b>	2 <sup>ND</sup> Applicant
<b>EARTHLIFE AFRICA</b>	3 <sup>RD</sup> Applicant
<b>BIRDLIFE SOUTH AFRICA</b>	4 <sup>TH</sup> Applicant
<b>ENDANGERED WILDLIFE TRUST</b>	5 <sup>TH</sup> Applicant
<b>FEDERATION FOR SUSTAINABLE ENVIRONMENT</b>	6 <sup>TH</sup> Applicant
<b>ASSOCIATION FOR WATER AND RURAL DEVELOPMENT</b>	7 <sup>TH</sup> Applicant
<b>BENCH MARKS FOUNDATION</b>	8 <sup>TH</sup> Applicant
and	
<b>MINISTER OF ENVIRONMENTAL AFFAIRS</b>	1 <sup>ST</sup> Respondent
<b>MINISTER OF MINERAL RESOURCES</b>	2 <sup>ND</sup> Respondent
<b>ATHA-AFRICA VENTURES (PTY) LTD</b>	3 <sup>RD</sup> Respondent
<b>THE MABOLA PROTECTED ENVIRONMENT LANDMOWERS ASSOCIATION</b>	4 <sup>TH</sup> Respondent
<b>MEC FOR AGRICULTURE, RURAL DEVELOPMENT, LAND AND ENVIRONMENTAL AFFAIRS, MPUMALANGA</b>	5 <sup>TH</sup> Respondent

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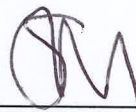
## NOTICE OF WITHDRAWAL

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**BE PLEASED TO TAKE NOTICE** that the State Respondents hereby withdraw their application for leave to appeal.

FUTHERMORE TAKE NOTICE that the State Respondents tender the wasted costs occasioned by bringing such application.

**DATED** at **PRETORIA** this 21<sup>st</sup> day of **JANUARY 2019**.



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**RESPONDENTS' ATTORNEY**

THE STATE ATTORNEY

SALU BUILDING

316 THABO SEHUME (ANDRIES) STREET

cnr FRANCIS BAARD (SCHOEMAN) AND

THABO SEHUME (ANDRIES) STREET

PRIVATE BAG X91, PRETORIA, 0001

**Ref: 5483/17/Z51**

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**Enq: SP MATHEBULA**

TO: THE REGISTRAR OF THE HIGH COURT  
**PRETORIA**

AND  
TO:

APPLICANT'S ATTORNEYS  
**CENTRE FOR ENVIRONMENTAL RIGHTS**  
2<sup>ND</sup> FLOOR, SPRINGTIME STUDIOS  
1 SCOTT ROAD  
OBSERVATORY  
CAPE TOWN  
TEL: 021 447 1647  
REF: **catherine Horsfield**  
EMAIL: [chorsfield@cer.org.za](mailto:chorsfield@cer.org.za)

**C/O DU PLESSIS AND KRUYSHAAR  
INCORPORATED**  
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REF: **Rentia Kruyshaar**

AND TO:

**G F JOUBERT ATTORNEYS**  
ATTORNEYS FOR 3<sup>RD</sup> RESPONDENTS  
3 OAK FIELDS, 67 PORTOBELLO DRIVE  
HIGHVELD EXT 7, 0169  
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REF: **FRANCOIS JOUBERT**