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13/03/2023

**IN THE HIGH COURT OF SOUTH AFRICA
GAUTENG DIVISION, PRETORIA**

CASE NO: 39724/2019

ON 13 MARCH 2023
BEFORE MADAM JUSTICE COLLIS
Heard virtually on MS Teams

In the matter between:

**THE TRUSTEES FOR THE TIME BEING OF
GROUNDWORK TRUST**

First Applicant

**VUKANI ENVIRONMENTAL JUSTICE
ALLIANCE MOVEMENT IN ACTION**

Second Applicant

and

**THE MINISTER OF ENVIRONMENTAL AFFAIRS
NATIONAL AIR QUALITY OFFICER**

First Respondent

Second Respondent

THE PRESIDENT OF THE REPUBLIC OF SOUTH AFRICA

Third Respondent

**MEMBER OF THE EXECUTIVE COUNCIL FOR
AGRICULTURE AND RURAL DEVELOPMENT,
GAUTENG PROVINCE**

Fourth Respondent

**MEMBER OF THE EXECUTIVE COUNCIL FOR
AGRICULTURAL, RURAL DEVELOPMENT, LAND
AND ENVIRONMENTAL AFFAIRS,
MPUMALANGA RESPONDENT**

Fifth Respondent



13/03/2023
D.T.

THE UN SPECIAL RAPPORTEUR ON HUMAN RIGHTS AND THE ENVIRONMENT

Amicus Curiae

This Order is made an Order of Court by the Judges whose name is reflected herein, duly stamped by the Registrar of the Court and is submitted electronically to the Parties/their legal representatives by email. This Order is further uploaded to the electronic file of this matter on Case Lines by the Judge or her secretary. The date of this Order is deemed to be 13th March 2023 and is heard via Microsoft Teams Platform.

DRAFT ORDER C.J.C

Having considered the application for leave to appeal, it is ordered that –

1. Leave to appeal to the Supreme Court of Appeal is granted in respect of paragraphs 241.2 to 241.5 inclusive, of the Order made by this Court on 18 March 2022.
2. The costs of the application for leave to appeal will be costs in the appeal.

BY ORDER
Registrar of the High Court
Gauteng Division
Pretoria

