

**Andri Jennings**

"AJ" 3

**From:** Boitumelo Moti <bmoti@werksmans.com>  
**Sent:** 26 April 2022 10:30 AM  
**To:** Andri Jennings  
**Cc:** Tumi Modubu; Matthew Scorgie; Senzo Mbatha; Irene Pienaar; Neil Kirby; Raisah O Mahomed  
**Subject:** RE: ORGANISATION UNDOING TAX ABUSE NPO//SOUTH AFRICAN NATIONAL ROADS AGENCT LTD, MINISTER OF TRANSPORT, NAZIR ALLI, DANIEL MOTAUNG, SKHUMBUZO MACOZOMA AND N3 TOLL CONCESSION (RF) (PTY) LTD (32095/2020) - OUT003 [IWOV-LITIGATION.FID560906]  
**Attachments:** Letter Jennings Inc. 26-04-22\_final(8527357.1).pdf

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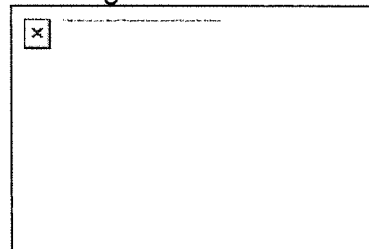
WERKSMANS ATTORNEYS

This email and its attachments are private, confidential, may be subject to legal professional privilege and are only for the use of the intended recipient.

Dear Andri

Please find attached a letter for your attention.

Kind regards



**Boitumelo Moti**  
 Senior Associate  
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**From:** Andri Jennings <andri@jinc.co.za>  
**Sent:** 25 April 2022 14:57 PM  
**To:** Boitumelo Moti <bmoti@werksmans.com>; Neil Kirby <NKirby@werksmans.com>; Raisah O Mahomed <romahomed@werksmans.com>  
**Cc:** Tumi Modubu <tmodubu@ensafrica.com>; Matthew Scorgie <mscorgie@ensafrica.com>; Senzo Mbatha <smbatha@ensafrica.com>; Irene Pienaar <irene@jinc.co.za>  
**Subject:** RE: ORGANISATION UNDOING TAX ABUSE NPO//SOUTH AFRICAN NATIONAL ROADS AGENCT LTD, MINISTER OF TRANSPORT, NAZIR ALLI, DANIEL MOTAUNG, SKHUMBUZO MACOZOMA AND N3 TOLL CONCESSION (RF) (PTY) LTD (32095/2020) - OUT003

Good day.

We refer to the abovementioned matter as well as our correspondence below.

We confirm that we have not been afforded a reply.

We would be pleased to receive your soonest reply herein.

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**DELIVERED BY EMAIL**

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Jennings Inc.  
Attention: Ms A Jennings  
Per e-mail: [andri@jinc.co.za](mailto:andri@jinc.co.za)

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YOUR REFERENCE: A Jennings/ OUT003  
OUR REFERENCE: Mr N Kirby/Ms B Moti/ NTHR1011.58  
DIRECT PHONE: +27 11 535 8198/ +27 11 535 8352  
DIRECT FAX: +27 11 535 8698/+27 11 535 8636  
EMAIL ADDRESS: [nkirby@werksmans.com](mailto:nkirby@werksmans.com)/ [bmoti@werksmans.com](mailto:bmoti@werksmans.com)

26 April 2022

Dear Sirs

**ORGANISATION UNDOING TAX UNDOING TAX ABUSE NPC / SOUTH AFRICAN NATIONAL ROAD AGENCY SOC LIMITED AND 5 OTHERS – HIGH COURT OF SOUTH AFRICA, PRETORIA DIVISION - CASE NO. 32095/2020**

- 1 We refer to the above matter and your letter dated 13 April 2022.
- 2 We confirm that -
  - 2.1 our client is a third party to your client's request for information ("RFI") dated 30 July 2019, submitted to the South African National Road Agency SOC Limited ("SANRAL") in accordance with the provisions of the Promotion to Access to Information Act No. 2 of 2000 ("PAIA"). As such, our client is under no obligation to furnish your client with documents requested in terms of the RFI;
  - 2.2 as clearly stated in our client's answering affidavit dated 28 March 2022 ("answering affidavit"), our client does not object to the disclosure, by SANRAL to your client, of certain documents as set out in paragraph 34 of our client's answering affidavit, in so far as SANRAL is in possession of those documents. It is important to note, however, that, as set out in paragraph 34.3 of our client's answering affidavit, whilst our client does not object to the disclosure of the independent engineer/s reports submitted to SANRAL related to the Concession Agreement concluded between our client and SANRAL, such a position is only to the extent that such reports do not contain financial, commercial, scientific or technical information, the disclosure of which would likely to cause harm to the financial, commercial or technical interests of our client, as a third party; and



2.3 any request by your client for access to the abovementioned documents may be directed directly to SANRAL.

3 We trust that the above is in order.

4 Our client's rights remain expressly reserved.

Yours faithfully

WERKSMANS INC.

THIS LETTER HAS BEEN ELECTRONICALLY TRANSMITTED WITH NO SIGNATURE.

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