

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

**Case no: 23017/2022**

In the matter between:

**ORGANISATION UNDOING TAX ABUSE NPC  
(Registration no: 2012/064213/08)**

**Applicant**

and

**THE NATIONAL ENERGY REGULATOR OF  
SOUTH AFRICA**

**First Respondent**

**KARPOWERSHIP SA COEGA (RF) (PTY) LTD  
(Registration no: 2020/754336/07)**

**Second Respondent**

**KARPOWERSHIP SA SALDANHA BAY (RF) (PTY) LTD  
(Registration no: 2020/754347/07)**

**Third Respondent**

**KARPOWERSHIP SA RICHARDS BAY (RF) (PTY) LTD  
(Registration no: 2020/754352/07)**

**Fourth Respondent**

**KARPOWERSHIP SA (PTY) LTD  
(Registration no: 2019/537869/07)**

**Fifth Respondent**

**MINISTER OF MINERAL RESOURCES AND  
ENERGY N.O.**

**Sixth Respondent**

**MINISTER OF FORESTRY, FISHERIES, AND THE  
ENVIRONMENT N.O.**

**Seventh Respondent**

**ESKOM HOLDINGS (SOC) LTD  
(Registration no: 2002/015527/30)**

**Eighth Respondent**

---

**NOTICE IN TERMS OF RULE 30A**

---

**TAKE NOTICE** that in terms of the Notice of Motion in the review application issued on 26 April 2022 out of the above Honourable Court under the above case number, the first respondent was called upon in terms of Rule 53(1)(b) of the Uniform Rules of Court to despatch to the Registrar of the above Honourable Court, within 15 (fifteen) days after service of the Notice of Motion upon it, the records of all documents and all electronic records that relate to the making of the decisions referred to in the Notice of Motion, together with such reasons as the first respondent is by law required or desired to give, and to notify the applicant that it has done so.

**TAKE NOTICE FURTHER** that by having delivered a redacted record on 17 June 2022 and by having failed to deliver a complete record, the first respondent has failed to comply with a request made or notice given pursuant to Rule 53(1)(b).

**TAKE NOTICE FURTHER** that the applicant hereby affords the first respondent a period of 10 (ten) days from service hereof to comply with the request made or notice given pursuant to the provisions of Rule 53(1)(b) to deliver the records of all documents and all electronic records that relate to the making of the decisions referred to in the Notice of Motion and to notify the applicant that it has done so failing which the applicant intends, after the lapse of 10 days, to apply for an order that the said notice or request be complied with.

SIGNED AT PRETORIA ON THIS 12<sup>TH</sup> DAY OF DECEMBER 2022.



---

**JENNINGS INCORPORATED**  
**Attorneys for Applicant**

149 Anderson Street  
Brooklyn, Pretoria

**Tel:** 012 110 4442

**Email:** [andri@jinc.co.za](mailto:andri@jinc.co.za)  
[delia@jinc.co.za](mailto:delia@jinc.co.za)

**Ref:** A JENNINGS/OUT015

**TO:** THE REGISTRAR OF THE HIGH COURT  
GAUTENG DIVISION, PRETORIA

**AND TO:** **PRINCE MUDAU & ASSOCIATES** *(Service by email)*  
**Attorneys for First Respondent**  
Thornhill Office Park  
Building 2  
94 Bekker Road  
Vorna Valley, Midrand  
**Tel:** 010 224 0608  
**Fax:** 086 695 0882  
**Email:** [dineo@pm-attorneys.co.za](mailto:dineo@pm-attorneys.co.za)  
[prince@pm-attorneys.co.za](mailto:prince@pm-attorneys.co.za)  
[kganedi@pm-attorneys.co.za](mailto:kganedi@pm-attorneys.co.za)

**C/O DABISHI NTHAMBELENI INC**  
103 Doreen Street  
Colby, Hatfield  
Pretoria  
**Ref:** LIT/PM/MAT180

**AND TO:** **PINSENT MASONS SOUTH AFRICA INC** *(Service by email)*  
**Attorneys for Second to Fifth Respondents**  
9<sup>th</sup> Floor  
61 St Katherine Street  
Sandton  
Johannesburg  
2196  
**Tel:** 010 493 4603  
**Fax:** 010 493 4611  
**Email:** [Jason.Smit@pinsentmasons.com](mailto:Jason.Smit@pinsentmasons.com)  
[Andrew.Fawcett@pinsentmasons.com](mailto:Andrew.Fawcett@pinsentmasons.com)  
[Tinyiko.Ndlovu@pinsentmasons.com](mailto:Tinyiko.Ndlovu@pinsentmasons.com)  
[Sarah.Burford@pinsentmasons.com](mailto:Sarah.Burford@pinsentmasons.com)  
**Ref:** 691335.07000

**C/O VZLR ATTORNEYS INCORPORATED**

1<sup>st</sup> Floor/Block 3  
Monument Office Park  
71 Steenbok Avenue  
Monument Park  
Pretoria  
0181  
**Tel:** 012 435 9444  
**Email:** [nadiadt@vzlr.co.za](mailto:nadiadt@vzlr.co.za)  
**Ref:** Nadia Zeelie

**AND TO: THE MINISTER OF MINERAL RESOURCES AND ENERGY N.O.**  
**Sixth Respondent**  
C/O THE STATE ATTORNEY  
SALU BUILDING  
316 THABO SEHUME STREET  
PRETORIA

**AND TO: THE MINISTER OF FORESTRY, FISHERIES, AND THE ENVIRONMENT N.O.**  
**Seventh Respondent**  
C/O THE STATE ATTORNEY  
SALU BUILDING  
316 THABO SEHUME STREET  
PRETORIA

**AND TO: KADITWALA INCORPORATED** *(Service by email)*  
**T/A DENTONS SOUTH AFRICA**  
**Attorneys for Eight Respondent**  
Unit 36, 5<sup>th</sup> Floor, Katherine & West Building  
114 West Street  
Sandton  
**Tel:** 011 326 6257  
**Email:** [Johannesburg.Litigation@dentons.com](mailto:Johannesburg.Litigation@dentons.com)  
**Ref:** V Jacklin-Levin/0027171.01880

**C/O RUDOLPH BOTHA ATTORNEYS**

273 Cradock Avenue  
Lyttelton Manor  
Centurion  
**Tel:** 012 664 0656  
**Email:** [anzelle@rbattorneys.co.za](mailto:anzelle@rbattorneys.co.za)  
**Caselines:** [litigation@rbattorneys.co.za](mailto:litigation@rbattorneys.co.za)  
**Ref:** AN/PK/BE197