

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

**Case no: 23017/2022**

In the application to compel 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

**IN RE: THE MAIN REVIEW APPLICATION BETWEEN:**

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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** Second Respondent  
(Registration no: 2020/754336/07)

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

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

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

**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** Eighth Respondent  
(Registration no: 2002/015527/30)

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**NOTICE OF INTENTION TO OPPOSE**

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**TAKE NOTICE** that the Second to Fifth Respondents hereby give notice of their intention to oppose the application to compel by the Applicant.

**TAKE NOTICE FURTHER** that the Second to Fifth Respondent have appointed **PINSENT MASONS SOUTH AFRICA INCORPORATED C/O VZLR ATTORNEYS INCORPORATED** as their attorneys of record and accordingly elect the below address to accept notice and service of all documents in these proceedings:

**PINSENT MASONS SOUTH AFRICA INCORPORATED**

9th Floor 61 Katherine Street  
Sandton  
Johannesburg  
2196

**C/O VZLR ATTORNEYS INCORPORATED**

1st Floor/ Block 3  
Monument Office Park  
71 Steenbok Avenue  
Monument Park  
Pretoria  
0181

**TAKE NOTICE FURTHER** that the Second to Fifth Respondents are prepared to accept service by way of electronic mail to following email addresses: [andrew.fawcett@pinsentmasons.com](mailto:andrew.fawcett@pinsentmasons.com); [jason.smit@pinsentmasons.com](mailto:jason.smit@pinsentmasons.com) and [sarah.burford@pinsentmasons.com](mailto:sarah.burford@pinsentmasons.com) in accordance with Rule 6(5)(d) of the Uniform Rules of Court.

**DATED at SANDTON on 30 January 2023**



**PINSENT MASONS SOUTH AFRICA INC.**  
Attorneys for the Second to Fifth Respondents

9<sup>th</sup> Floor  
61 Katherine Street  
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2196

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c/o **VZLR ATTORNEYS INCORPORATED**

1<sup>st</sup> Floor/ Block 3  
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0181  
Tel: 012 435 9444  
Email: [nadiadt@vzlr.co.za](mailto:nadiadt@vzlr.co.za)  
Ref: Nadia Zeelie

TO:

**THE REGISTRAR OF THE ABOVE HONOURABLE COURT  
GAUTENG DIVISION, PRETORIA**

AND TO:

**JENNINGS INCORPORATED**  
Applicant's Attorneys  
149 Anderson Street  
Brooklyn  
Pretoria  
0011  
Tel: 012 110 4442  
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Ref: A JENNINGS/OUT015

**SERVICE BY EMAIL**

AND TO:

**PRINCE MUDAU & ASSOCIATES**  
First Respondent's Attorneys  
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[kganedi@pm-attorneys.co.za](mailto:kganedi@pm-attorneys.co.za)

c/o **DABISHI NTHAMBELENI INC**  
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Colbyn, Hatfield  
Pretoria  
Ref: LIT/PM/MAT180

**SERVICE BY EMAIL**