



Liberty Fighters Network

Est. 2016 - A voluntary association without gain (*Universitas*)

Office of the President: Reyno De Beer

Landline: +27(0)12 023 1976 / Cellular: +27(0)78 174 5878

Electronic Mail: reyno@libertyfighters.co.za

Website: www.libertyfighters.co.za

Telegram: @libertyfightersnews / Twitter: @LFN_SouthAfrica / Facebook: Libertyfightersnetwork

Date: 4 February 2021

VERY URGENT

ATTENTION: JUSTICE NORMAN DAVIS

(GAUTENG DIVISION)

Palace of Justice, Pretoria

Email: TMabona@judiciary.org.za

[BY EMAIL]

ATTENTION: STATE ATTORNEY PRETORIA

Attorneys for the Respondent

TEL. 012- 309 1528

FAX. 086 406 6194

EMAIL: SZulu@justice.gov.za

REF: MR S ZULU/2020/Z76

[BY EMAIL]

ATTENTION: HOLA BON RENAISSANCE FOUNDATION

Amicus Curiae

c/o Sigama Attorneys

Email: info@sigamaattorneys.co.za

Email(2): letumile@sigamaattorneys.co.za

Email(3): info@hbrfoundation.org.za

Email(4): preddy.mothopeng@gmail.com

[BY EMAIL]

Dear Justice Davis,

URGENT: OUTSTANDING JUDGMENT - CONTEMPT OF COURT *et al* - DE BEER & ANOTHER v. MINISTER OF COGTA – HIGH COURT PRETORIA CASE NO. 21542/2020)

1. Above matter refers.
2. The hearing of the above urgent application was held on Tuesday, 12 January 2021, which was three (3) weeks ago.
3. Although writer respects that the litigants are at the mercy of the Court to provide them with the judgment at the Court's discretion, they respectfully request Your Lordship to please consider the following predicaments they, and the People in general, are experiencing due to the fact that the judgment is outstanding at this point:
 - 3.1 The Respondent is continuing to make changes to the DMA Regulations, as she believes she is entitled to, and clarification is required in respect of whether she

is in contempt of court which would constitute a criminal offence, whether she is unintentionally violating the court order which would not justify any penalty, or whether the Applicants are simply wrong.

3.2 While on the one hand, certain claimed violations to our human rights were alleviated by recent amendments to these infamous regulations, without a clear way forward guided by Your Lordship's judgment, on the other, the 2nd Applicant is not in a position to tell its supporters as to what the situation in law actually is. We believe that, should this enforced limbo continue, that the judicial system would then clearly have failed the People.

3.3 All the while, people continue to be arrested and criminally charged for contravention of the DMA Regulations, mainly for not wearing masks, which wearing may indeed turn out not be obligatory at all, pending Your Lordship's judgment. In the latest incident known to writer personally, on Friday, 29 January 2021, two of the members of the 2nd Applicant were arrested on Church Square by the Tshwane Metropolitan Police for not wearing masks in public when both attended a peaceful prayer protest with other demonstrators against the closure of churches and places of worship. That, in itself, is in any event in direct violation of the Regulations of Gatherings Act, 1993 as the Applicants argued at the hearing. Another member, after 16 years of being a loyal employee, is now facing a 2nd disciplinary hearing this coming Monday by his employer for not wearing a mask, this time to request his dismissal. Government reported on 13 January 2021 that since 29 December 2020 a total of 7455 people were arrested for not wearing masks in public. This is becoming ludicrous to say the least, even when considering the Respondent's own evidence; as was argued at the hearing.

3.4 It is further extremely important to know whether the contention of the Applicants, namely that no "disaster" exists as defined in the Act can stand as a valid argument in the eye of the Court; and whether the validity of claimed COVID-19

diagnoses based on nothing but positive results of a laboratory test, and often made without qualified medical health practitioners examining any symptoms, deserve to be called “diagnoses” at all.

- 3.5 Most importantly, if the Court should agree with the argument that the extension of the NSD was invalid, the People have a right to know so that they could start continuing to live their lives normally again, should they wish to do so.
4. The Applicants apologise for having been put in this unfortunate position to request Your Lordship to please consider speeding up the judgment delivery. While knowing that Your Lordship is usually very quick to write and deliver judgments, the Applicants are faced with the unfortunate position to constantly having to explain to the impatient general public and to our supporters / members in particular, that there would be nothing wrong with the delay.
5. Frankly, and that said with utmost respect, the two months’ wait in the previous Section 18(3) application matter made several of our members openly to declare that they have completely lost faith in our judiciary. That is sad to report, especially at a time when the People have no other means of getting justice against their own rogue Government, except to rely on the independence of our Courts.
6. Your kind urgent response or release of the judgment will be highly appreciated.

Yours Faithfully,

Reyno D. De Beer

President: Liberty Fighters Network

[ELECTRONICALLY SUBMITTED WITHOUT A SIGNATURE]