



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

Case No: **9233/2022**

- (1) REPORTABLE: NO  
(2) OF INTEREST TO OTHERS JUDGES: NO  
(3) REVISED

.....  
SIGNATURE

.....31 JANUARY 2024

DATE

In the matter between:

**THE ASSOCIATION OF MEAT IMPORTERS AND EXPORTERS**

Applicant

and

**INTERNATIONAL TRADE ADMINISTRATION COMMISSION**

First Respondent

**MINISTER OF TRADE, INDUSTRY & COMPETITION**

Second Respondent

**MINISTER OF FINANCE**

Third Respondent

**SOUTH AFRICAN REVENUE SERVICES**

Fourth Respondent

**SOUTH AFRICAN POULTRY ASSOCIATION**

Fifth Respondent

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## JUDGMENT

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### RETIEF J

1. The parties before me, at the hearing of the main application, namely the Applicant, the First, Second and Fifth Respondents [Respondents] [collectively, the parties] have all served applications for leave to appeal the judgment and/or order, this includes an application for cross-appeal by the Applicant. To avoid any confusion which may arise as a result of the respective applications filed, I shall retain the reference of each party as they appeared in the main application.
2. I have considered the concise grounds of appeal formulated by the Respondents in their respective applications for leave to appeal as too, the concise grounds relied on by the Applicant in its application for leave to cross appeal.
3. I have read the judgment, reconsidered the reasons and the order and have come to the conclusion that I have no further comments to add. Having said that, if one has regard, not only to the importance of the subject matter upon which I adjudicated, but the importance of its outcome to the respective parties, the Poultry Industry and International Trade relations, the cumulative grounds of appeal and cross-appeal are persuasive.
4. It is for these reasons that the threshold of both section 17(1)(a)(i) and (ii) of the Superior Courts Act 10 of 2013 have been met and leave should be granted to all the parties.
5. In the premises, the parties respective applications are successful. I make the following order:

1. The Applicant, the First, Second and Fifth Respondents are granted leave to appeal and/or cross appeal, as the case maybe, directly to the Supreme Court of Appeal.
2. Costs to be costs in the Appeal.

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**L.A. RETIEF**  
**JUDGE OF THE HIGH COURT**  
**GAUTENG DIVISION, PRETORIA**

**Appearances:**

For the Applicant:	Adv. H Epstein SC Adv. S Tshikila
Instructed by:	Malatji & Co Attorneys c/o Macintosh, Cross & Farquharson
For the First Respondent:	Adv E Muller Adv JW Kiarie
Instructed by:	State Attorney: Pretoria
For the Second Respondent:	Adv. N H Maenetje SC Adv. M Salukazana
Instructed by:	State Attorney: Pretoria

For the Fifth Respondent: Adv. A Cockrell SC  
Instructed by: Webber Wentzel  
c/o Hills Incorporated  
Judgment granted: 31 January 2024