



**IN THE SPECIAL TRIBUNAL ESTABLISHED IN TERMS OF SECTION 2 OF THE
SPECIAL INVESTIGATING UNITS AND SPECIAL TRIBUNAL ACT NO. 74 OF 1996,
AS AMENDED**

(REPUBLIC OF SOUTH AFRICA)

CASE NO: GP10/2020

JOHANNESBURG, 04 September 2020

BEFORE THE HONOURABLE Madam Justice Modiba

Proceedings heard virtually

In the ex parte application by:

SPECIAL INVESTIGATING UNIT

APPLICANT

In the matter between:

SPECIAL INVESTIGATING UNIT

APPLICANT

And

**MUNICIPAL EMPLOYEES UNION RETIREMENT
FUND**

FIRST RESPONDENT

PHINEAS KGAHLISO LEGODI

SECOND RESPONDENT

ORDER

HAVING read the papers filed of record and having heard counsel for the Applicant, it is ordered that:

1. the forms, time periods and service provided for in the Special Tribunal Rules are dispensed with. This matter is dealt with on an *ex parte* basis and as one of urgency in terms of rules 23 and 12 of the Special Tribunal Rules respectively.
2. the First Respondent is interdicted and restrained from releasing to the Second Respondent or any other party the money which represents pension and retirement benefits due to the Second Respondent pending the outcome of an action to be instituted within 30 (thirty) days of this order by the Applicant against the Second Respondent for the recovery of financial losses and damages suffered by the First Respondent and/or Lepelle Northern Water Board and/or the Department of Water and Sanitation as a result of the alleged illegality,

misconduct and acts of dishonesty perpetrated by the Second Respondent while he was employed by Lepelle Northern Water Board;

3. the Applicant shall institute the action contemplated in paragraph 2 above within 30 (thirty) days from the date of this order.
4. a *rule nisi* is issued calling upon the Respondents to show cause, on **19 October 2020 at 10:00** or as soon thereafter as counsel may heard (*"the return date"*), why the interim order granted in terms of paragraph 2 above should not be confirmed.
5. the Respondents may anticipate the return date on a 24 (twenty four) hour notice to the Applicant.
6. the Applicant, its legal representatives as well as the personnel of the Special Tribunal may only disclose this order to the media after it has been served on the Respondents.

BY ORDER OF THE SPECIAL TRIBUNAL

[Handwritten signature]

MADAM JUSTICE LT MODIBA

M. Nasuketsleo

THE REGISTRAR OF THE SPECIAL TRIBUNAL

DATE: 04/09/2020

