



**IN THE SPECIAL TRIBUNAL
(REPUBLIC OF SOUTH AFRICA)**

CASE NO: EC04/2020

JOHANNESBURG, 18 September 2020

BEFORE THE HONOURABLE Madam Justice Modiba

Proceedings heard virtually

In the **URGENT APPLICATION** by:

SPECIAL INVESTIGATING UNIT

APPLICANT

In the matter between:

SPECIAL INVESTIGATING UNIT

FIRST APPLICANT

and

MEC FOR HEALTH: EASTERN CAPE PROVINCE

FIRST RESPONDENT

**THE SUPERINTENDENT GENERAL: DEPARTMENT OF HEALTH EASTERN CAPE
PROVINCE**

SECOND RESPONDENT

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THE CHIEF FINANCIAL OFFICER: DEPARTMENT OF HEALTH EASTERN CAPE
PROVINCE

THIRD RESPONDENT

FABKOMP (PTY) LTD

FOURTH RESPONDENT

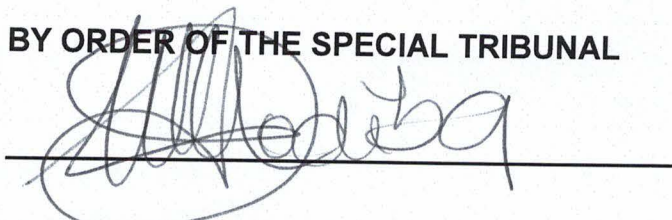
ORDER

HAVING read and considered the papers filed herein and having heard counsel for the applicant, it is ordered that:

1. The normal rules relating to service, filing and enrolment and Applicants' non-compliance with the time limits as to service, filing and enrolment as provided for in the Rules of the Special Tribunal (*'Tribunal'*) are condoned;
2. Pending finalisation of the review application in terms of Part B, the first to the third respondents are interdicted and restrained from making any payment in the amount of R10,148,750.00 or part thereof to the fourth respondent under tender NO. SCMU3-20/21-0022-HO (*'the tender'*); and
3. Pending finalisation of the review application referred to above, the first to the fourth respondents are interdicted and restrained from taking any further steps towards the implementation of the tender.

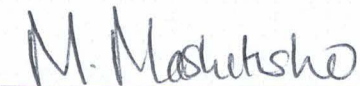
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BY ORDER OF THE SPECIAL TRIBUNAL


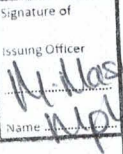


JUDGE L MODIBA

THE REGISTRAR OF THE SPECIAL TRIBUNAL



DATE: 18/09/2020

DEPARTMENT OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT	
SPECIAL TRIBUNAL	
CNR AMANDA AVENUE & RIFLE RANGE ROAD, OAKDEN	
	2020-09-18
C/A No. One	REGIS. RAR
Signature of Issuing Officer	
Name	M. Masutho