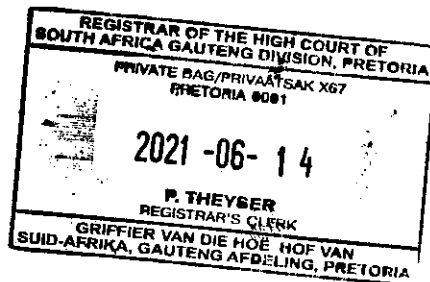


**IN THE HIGH COURT OF SOUTH AFRICA
GAUTENG DIVISION, PRETORIA**



CASE NO: 29433/21

In the matter between

**SOUTH DURBAN COMMUNITY ENVIRONMENTAL
ALLIANCE**

Applicant

and

**MINISTER OF ENVIRONMENT, FORESTRY AND
FISHERIES**

First Respondent

MINISTER OF MINERAL RESOURCES AND ENERGY

Second Respondent

**DEPUTY DIRECTOR-GENERAL MINING, MINERALS
AND ENERGY**

Third Respondent

**SOUTH AFRICAN AGENCY FOR THE PROMOTION OF
PETROLEUM EXPLORATION AND EXPLOITATION**

Fourth Respondent

ENI SOUTH AFRICA BV

Fifth Respondent

SASOL LIMITED

Sixth Respondent

SASOL SOUTH AFRICA LIMITED

Seventh Respondent

SASOL AFRICA (PTY) LIMITED

Eighth Respondent

EZEMVELO KWAZULU-NATAL WILDLIFE

Ninth Respondent

ISIMANGALISO WETLAND PARK AUTHORITY

Tenth Respondent

NOTICE OF MOTION: RULE 53

TAKE NOTICE THAT the applicant intends applying to this Honourable Court, on a date and time to allocated by the Registrar, for an Order in the following terms:

1. Reviewing and setting aside the decision taken by the third respondent on 26 August 2019, in terms of which he granted an environmental authorisation to Eni South Africa B.V and "Sasol Africa Limited," which authorised exploration drilling within Offshore Block ER236 in KwaZulu-Natal, South Africa ("the Initial Decision").
2. Reviewing and setting aside the decision taken by the first respondent on 17 December 2020, which dismissed the applicant's appeal against the Initial Decision, ("the Appeal Decision").
3. Directing only those respondents who oppose this application to pay the costs of this application, including the costs of two counsel.
4. Further, other or alternative relief.

TAKE NOTICE FURTHER that the applicants have appointed **CULLINAN &**

ASSOCIATES INC. care of Jacobson & Levy Incorporated, at the address listed below, as the address at which it will accept notice and service of all process in these proceedings.

TAKE NOTICE FURTHER that the accompanying affidavits of **DESMOND MATTHEW D'SA, JEAN MARY HARRIS, MARK NEW, SHAYAN BARMAND, ERIK CORDES, MICHELLE FOURNET, SIMON ELWEN** and **DAVID OGIER** will be used in support of this application, which will be supplemented in terms of Uniform Rule of Court 53(4).

TAKE NOTICE FURTHER that the first and third respondents, are called upon, in terms of Uniform Rule 53(1)(a), to deliver the record of the proceedings of in respect of the Initial and Appeal Decision sought to be reviewed and set aside herein.

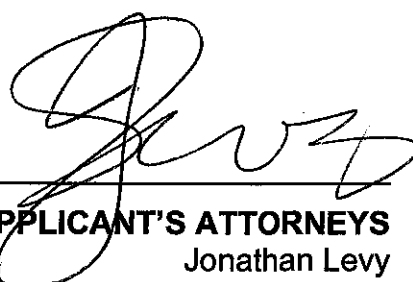
TAKE NOTICE FURTHER that, if any of the respondents intend opposing this application, they are required:

- (a) within fifteen (15) days after receipt of this notice of motion to deliver notice to the applicant that they intend to oppose, and in such notice, to appoint an address within fifteen (15) kilometres of the office of the Registrar at which they will accept notice and service of all process in such proceedings; and
- (b) thereafter deliver their opposing affidavits in accordance with Rule 53.

TAKE NOTICE FURTHER that, if no such notice of intention to oppose be given, the application for the relief envisaged in this notice of motion will be made on a date to

be determined by the Registrar.

DATED at Pretoria on this 14th day of JUNE 2021.



APPLICANT'S ATTORNEYS

Jonathan Levy
Jacobson & Levy Incorporated
215 Orient Street
Arcadia, Pretoria
0001

Tel: 021 342 3311

Fax: 012 342 3313

litigation@jllaw.co.za

(Ref: J LEVY/lj/K6207)

NEW ADDRESS AS FROM

28 JUNE 2021

BUILDING A, FIRST FLOOR

141 BOSHOFF STREET

NIEUW MUCKLENEUK

PRETORIA

As correspondent for:

Melissa Groenink
Cullinan & Associates Inc.
Applicants' attorney
18A Ascot Road
Kenilworth, Cape Town
7708

melissa@greencounsel.co.za

TO: THE REGISTRAR OF THE HIGH COURT

AND TO: Minister of Forestry, Fisheries and the Environment
First Respondent
c/o State Attorney
SALU Building
316 Thabo Sehume Street
PRETORIA CENTRAL

AND TO: Minister of Mineral Resources and Energy
Second Respondent
c/o State Attorney
SALU Building
316 Thabo Sehume Street
Pretoria Central

AND TO: Deputy Director-General: Mining, Minerals and Energy
Third Respondent
71 Trevenna Campus
Cnr Meintjies and Francis Baard Streets
Block 2C, Floor 4,
Sunnyside, Pretoria.

AND TO: South African Agency for the Promotion of Petroleum Exploration and Exploitation (Pty) Ltd
Fourth Respondent
Tygerpoort Building
7 Mispel Road
Bellville
Cape Town

AND TO: Eni South Africa BV
Fifth Respondent
1st Floor, Icon Building
Cnr Lower Long Street and Hans Strijdom Road
Foreshore
Cape Town

AND TO: Sasol Ltd
Sixth Respondent
Sasol Place
50 Katherine Street

Sandton
Johannesburg

AND TO: Sasol South Africa Ltd
Seventh Respondent
Sasol Place
50 Katherine Street
Sandton
Johannesburg

AND TO: Sasol Africa (Pty) Ltd
Eighth Respondent
Sasol Place
50 Katherine Street
Sandton
Johannesburg

AND TO: Ezemvelo KwaZulu-Natal Wildlife
Ninth Respondent
1 Peter Brown Drive
Town Bush Valley
Pietermaritzburg

AND TO: iSimangaliso Wetland Park Authority
Tenth Respondent
The Dredger Harbour
St Lucia
KwaZulu-Natal