

**IN THE HIGH COURT OF SOUTH AFRICA
(EASTERN CAPE LOCAL DIVISION, BHISHO)**

Bhisho, Tuesday, the 27th day of JUNE 2017

BEFORE THE HONOURABLE MR JUSTICE MAGEZA (AJ)

Case Number: 662/2015

In the matter between:

MNIKELI ELLIOT KIVA **1ST APPLICANT**

AM AHLATHI CRISIS COMMITTEE **2ND APPLICANT**

And

THE PREMIER OF THE EASTERN CAPE **1ST RESPONDENT**

**THE MEC FOR LOCAL GOVERNMENT AND
TRADITIONAL AFFAIRS** **2ND RESPONDENT**

**THE COMMISSION ON TRADITIONAL
LEADERSHIP CLAIMS AND DISPUTES** **3RD RESPONDENT**

**CHAIRPERSON OF THE COMMISSION ON
TRADITIONAL LEADERSHIP DISPUTES AND CLAIMS** **4TH RESPONDENT**

LUVUYO MAQOMA **5TH RESPONDENT**

**DEPARTMENT OF COOPERATIVE GOVERNANCE
AND TRADITIONAL AFFAIRS** **6TH RESPONDENT**

Having heard Adv. Bishop, Counsel for the Applicants and having read the documents filed of record.

IT IS ORDERED THAT:

1. Extending the period of 180 days contemplated in Section 7(1) of the Promotion of Administrative Justice Act 3 of 2000;
2. Reviewing and setting aside the decision of the First Respondent, taken on or about 10 October 2013, to dismiss the First Applicant's claim for the disestablishment of a Senior Traditional Leadership in Amahlathi;
3. The substitution of the decision in paragraph 2 with a decision to disestablish the Senior Traditional Leadership in the area referred to as Amahlathi;
4. Ordering the First, Second, Third, Fourth and Sixth Respondents to pay the costs of this application on an unopposed scale.

BY ORDER OF THIS COURT



ASSISTANT REGISTRAR

V. MATI

GORDON McCUNE ATTORNEYS

STATE ATTORNEY