

Our Ref: N328/KS
Your Ref: TBA

DATE: 25 JULY 2022

NATIONAL UNION OF METALWORKERS OF SOUTH AFRICA

Per Email: irvinj@numsa.org.za
simonel@numsa.org.za

RE: RUTH NTLOKOTSE // NATIONAL UNION OF METAL WORKERS OF SOUTH AFRICA (NUMSA) AND TWO OTHERS
CASE NUMBER: J885/22

“EXTREMELY URGENT”

1. The above matter bears reference.
2. We are informed by our clients that NUMSA intends proceeding with its 11th National Congress on even date.
3. We remind you of the court order handed down by the honourable Judge Moshona on the 23rd of July 2022, interdicting and restraining NUMSA from proceeding with its 11th National Congress which is scheduled to take place between 25-29 July 2022. We attach hereto a copy of the judgement for your ease of reference.
4. Any convening, alternatively opening of the congress for any reason whatsoever, would be unconstitutional and thus be in contempt of court.

5. In light of the above and in effort to protect our clients' rights, and the sanctity of the court order, we hereby demand that you immediately cease and desist from proceeding with the national congress in any way. Furthermore, it is our instruction to demand from you as we hereby do that you provide us with your express undertaking by no later than 5pm today, that the National Congress will not be convened, opened or proceed in any manner whatsoever.
6. Should you fail to cease and desist and/or fail to provide our clients with your express undertakings in terms of 5 above, and/or fail to prevent the congress from proceeding in any manner, our clients shall approach the court on an urgent basis, holding you in contempt of court and declaring the convened congress as null and void. Such actions would follow the application for an adverse costs order.
7. Furthermore, we inform you that any decision taken at the national congress, were it to proceed, shall be unconstitutional and thus be declared and null and void.
8. We trust you find the above in order.
9. In the interim all our clients' rights remain strictly reserved.

Yours Faithfully

ELECTRONICALLY TRANSMITTED

Mr. Yusuf Sujee

AHMED GANI (B COM LAW – UNIVERSITY OF JOHANNESBURG, LLB – UNIVERSITY OF SOUTH AFRICA, HIGHER DIPLOMA IN TAX LAW – UNIVERSITY OF JOHANNESBURG)) **KEVIN SMITH** (LLB – UNIVERSITY OF WITWATERSRAND) **DR. MOHAMED SHAHIEM PATEL** (B COM LAW – UNIVERSITY OF JOHANNESBURG, B COM HR – UNIVERSITY OF JOHANNESBURG, B COM HONOURS (BUSINESS MANAGEMENT) – UNIVERSITY OF SOUTH AFRICA, M COM (LEADERSHIP STUDIES) – UNIVERSITY OF KWA-ZULU NATAL, PHD (LEADERSHIP STUDIES) – UNIVERSITY OF KWA ZULU NATAL) **YUSUF SUJEE** (LLB (CUM LAUDE) – UNIVERSITY OF SOUTH AFRICA) **IBRAHIM MIA** (LLB – UNIVERSITY OF SOUTH AFRICA, MASTERS IN ISLAMIC JURISPRUDENCE – DUZ)