



CONSTITUTIONAL COURT OF SOUTH AFRICA

Case CCT 90/14

In the matter between:

MINISTER OF BASIC EDUCATION First Applicant

DIRECTOR-GENERAL OF BASIC EDUCATION Second Applicant

MEMBER OF THE EXECUTIVE COUNCIL,  
LIMPOPO DEPARTMENT OF EDUCATION Third Applicant

ACTING HEAD OF DEPARTMENT,  
LIMPOPO DEPARTMENT OF EDUCATION Fourth Applicant

HEAD OF INTERVENTION TEAM,  
LIMPOPO DEPARTMENT OF EDUCATION Fifth Applicant

and

BASIC EDUCATION FOR ALL First Respondent

SCHOOL GOVERNING BODY,  
TLAME PRIMARY SCHOOL Second Respondent

SCHOOL GOVERNING BODY,  
MARESELENG SECONDARY SCHOOL Third Respondent

SCHOOL GOVERNING BODY,  
ARETHABENG PRIMARY SCHOOL Fourth Respondent

SCHOOL GOVERNING BODY,  
GADABI PRIMARY SCHOOL Fifth Respondent

SCHOOL GOVERNING BODY,  
MANKOPODI PRIMARY SCHOOL Sixth Respondent

RECEIVED  
26 AUG 2014  
EP-fx

<b>SCHOOL GOVERNING BODY, SHAKOLENG SECONDARY SCHOOL</b>	Seventh Respondent
<b>SCHOOL GOVERNING BODY, TSWETLANE PRIMARY SCHOOL</b>	Eighth Respondent
<b>SCHOOL GOVERNING BODY, DAVHANA SECONDARY SCHOOL</b>	Ninth Respondent
<b>SCHOOL GOVERNING BODY, TSOGANG PRIMARY SCHOOL</b>	Tenth Respondent
<b>SCHOOL GOVERNING BODY, SCHOONGEZICHT SECONDARY SCHOOL</b>	11th Respondent
<b>SCHOOL GOVERNING BODY, SEJADIPUDI PRIMARY SCHOOL</b>	12th Respondent
<b>SCHOOL GOVERNING BODY, VHULAUDZI SECONDARY SCHOOL</b>	13th Respondent
<b>SCHOOL GOVERNING BODY, TSHINAVHE SECONDARY SCHOOL</b>	14th Respondent
<b>SCHOOL GOVERNING BODY, MOKOBOLA PRIMARY SCHOOL</b>	15th Respondent
<b>SCHOOL GOVERNING BODY, MASHILOMPANE PRIMARY SCHOOL</b>	16th Respondent
<b>SCHOOL GOVERNING BODY, KHUDUGANE SECONDARY SCHOOL</b>	17th Respondent
<b>SCHOOL GOVERNING BODY, TSHEHLWANENG SENIOR SECONDARY SCHOOL</b>	18th Respondent
<b>SCHOOL GOVERNING BODY, TSHABADIETLA SECONDARY SCHOOL</b>	19th Respondent
<b>SCHOOL GOVERNING BODY, MAKALA SECONDARY SCHOOL</b>	20th Respondent
<b>SCHOOL GOVERNING BODY, REBONE SECONDARY SCHOOL</b>	21st Respondent
<b>SCHOOL GOVERNING BODY, THOROMETSANE PRIMARY SCHOOL</b>	22nd Respondent

**SCHOOL GOVERNING BODY,  
SEKABA SECONDARY SCHOOL**

23rd Respondent

**SOUTH AFRICAN HUMAN RIGHTS COMMISSION**

24th Respondent

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**ORDER DATED 20 AUGUST 2014**

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CORAM: Mogoeng CJ, Moseneke DCJ, Cameron J, Froneman J, Jafta J, Khampepe J, Leeuw AJ, Madlanga J, Nkabinde J, Van der Westhuizen J and Zondo J.

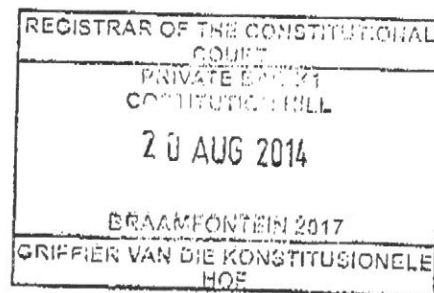
The Constitutional Court has considered all applications lodged in this matter. It has concluded to grant condonation but dismiss the application for leave to appeal because it is not in the interests of justice to hear it at this stage, as the applicants may still approach other competent courts for relief. The Court has also concluded to dismiss the application to cross-appeal as it was conditional on the success of the application for leave to appeal.

Order:

1. Condonation for the late filing of the main application is granted.
2. The main application is dismissed with costs.
3. The application to cross-appeal is dismissed with no orders as to costs.

*M Stander*

**MS STANDER  
SENIOR REGISTRAR  
CONSTITUTIONAL COURT**



**TO: THE STATE ATTORNEY**  
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**AND TO: SECTION 27**

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**AND TO: SOUTH AFRICAN HUMAN RIGHTS COMMISSION**

Twenty-Fourth Respondent

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