

IN THE CONSTITUTIONAL COURT OF SOUTH AFRICA

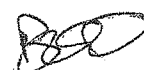
Case No: CCT 48/13

In the matter between:

ALLPAY CONSOLIDATED	
INVESTMENT HOLDINGS (PTY) LTD	First Applicant
ALLPAY FREE STATE (PTY) LTD	Second Applicant
ALLPAY WESTERN CAPE (PTY) LTD	Third Applicant
ALLPAY GAUTENG (PTY) LTD	Fourth Applicant
ALLPAY EASTERN CAPE (PTY) LTD	Fifth Applicant
ALLPAY KWAZULU-NATAL (PTY) LTD	Sixth Applicant
ALLPAY MPUMALANGA (PTY) LTD	Seventh Applicant
ALLPAY LIMPOPO (PTY) LTD	Eighth Applicant
ALLPAY NORTH WEST (PTY) LTD	Ninth Applicant
ALLPAY NORTHERN CAPE (PTY) LTD	Tenth Applicant
MICAWBER 851 (PTY) LTD	Eleventh Applicant
MICAWBER 852 (PTY) LTD	Twelfth Applicant
MICAWBER 853 (PTY) LTD	Thirteenth Applicant
MICAWBER 854 (PTY) LTD	Fourteenth Applicant

and

CHIEF EXECUTIVE OFFICER OF THE	
SOUTH AFRICAN SOCIAL SECURITY AGENCY	First Respondent
SOUTH AFRICAN SOCIAL SECURITY AGENCY	Second Respondent
CASH PAYMASTER SERVICES (PTY) LTD	Third Respondent
EZIDLUBHEDU INVESTMENT HOLDINGS (PTY) LTD	Fourth Respondent
FLASH SAVINGS AND CREDIT COOPERATIVE	Fifth Respondent



ENLIGHTENED SECURITY FORCE (PTY) LTD	Sixth Respondent
MOBA COMM (PTY) LTD	Seventh Respondent
EMPILWENI PAYOUT SERVICES (PTY) LTD	Eighth Respondent
PENSION MANAGEMENT (PTY) LTD	Ninth Respondent
MASINGITA FINANCIAL SERVICES (PTY) LTD	Tenth Respondent
SOUTH AFRICAN POST OFFICE	Eleventh Respondent
ROMAN PROTECTION SOLUTIONS CC	Twelfth Respondent
UBANK LIMITED	Thirteenth Respondent
AFRICAN RENAISSANCE INVESTMENT MANAGEMENT (PTY) LTD	Fourteenth Respondent
STANDARD BANK GROUP LIMITED	Fifteenth Respondent
NEW SOLUTIONS (PTY) LTD	Sixteenth Respondent
ITHALA LIMITED	Seventeenth Respondent
KTS TECHNOLOGY SOLUTIONS CONSORTIUM	Eighteenth Respondent
THE SOUTH AFRICAN RESERVE BANK	Nineteenth Respondent
THE PAYMENT ASSOCIATION OF SOUTH AFRICA	Twentieth Respondent

CONFIRMATORY AFFIDAVIT

I, the undersigned

BATHABILE DLAMINI

do hereby make oath and state that:

1. I am an adult female and the Minister of Social Development.
2. The facts set out in this affidavit are within my personal knowledge and are to the best of my belief true and correct.



C.K

3. Yesterday I deposed to an affidavit in this matter in which I confirmed what was set out in the affidavit of WISEMAN KHEHLA MAGASELA dated 13 March 2017. That affidavit was made in response to the Chief Justice's Directions of 8 March 2017.
4. The affidavit was delivered after the 16h00 time set in the directions. The reason for this is explained in an affidavit deposed to by SASSA's attorney of record, Mr TIMOTHY MANDLA SUKAZI, in support of an application for condonation that to the best of my knowledge was delivered this morning.
5. I respectfully state that I have made every reasonable effort to comply with this Court's directions.
6. I have read the affidavit of TIMOTHY MANDLA SUKAZI dated 14 March 2017 and confirm its contents insofar as they relate to me.



BATHABILE DLAMINI

I certify that the above deponent has acknowledged to me that she knows and understands the contents of this affidavit, which affidavit was signed and sworn to before me at Cape Town on this the 14th day of **MARCH 2017**, in accordance with the requirements of Government Notice R1258 dated 21 July 1972 as amended by Government Notices R1648 dated 19 August 1977 and R1428 dated 11 July 1980 and by GN R774 of 23 April 1982.



COMMISSIONER OF OATHS

Commissioner of Oaths
 Christopher Klausli
 ex officio Commissioner of Oaths
 FNB Trust Services (Pty) Ltd
 Reg No 1986/003488/07
 A member of First Rand Bank Group
 27th Floor, 5 Buitengracht Street
 Portside, Foreshore
 Cape Town, 8001
 South Africa
 14th of March 2017

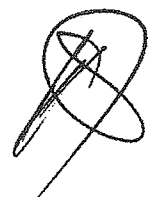
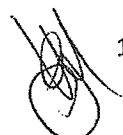


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and	
CHIEF EXECUTIVE OFFICER OF THE SOUTH AFRICAN SOCIAL SECURITY AGENCY	First Respondent
SOUTH AFRICAN SOCIAL SECURITY AGENCY	Second Respondent
CASH PAYMASTER SERVICES (PTY) LTD	Third Respondent
EZIDLUBHEDU INVESTMENT HOLDINGS (PTY) LTD	Fourth Respondent
FLASH SAVINGS AND CREDIT COOPERATIVE	Fifth Respondent


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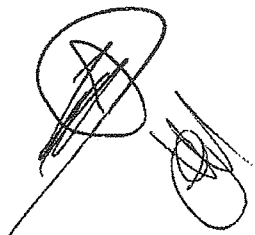
ENLIGHTENED SECURITY FORCE (PTY) LTD	Sixth Respondent
MOBA COMM (PTY) LTD	Seventh Respondent
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KTS TECHNOLOGY SOLUTIONS CONSORTIUM	Eighteenth Respondent
THE SOUTH AFRICAN RESERVE BANK	Nineteenth Respondent
THE PAYMENT ASSOCIATION OF SOUTH AFRICA	Twentieth Respondent

CONFIRMATORY AFFIDAVIT

I, the undersigned

WISEMAN KHEHLA MAGASELA

do hereby make oath and state that:

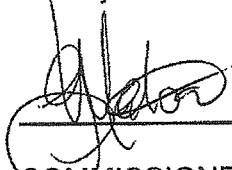


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1. I am a Deputy Director General in the Department of Social Development ("the Department") responsible for research and policy development. Between 8 and 12 March 2017 I was the acting Chief Executive Officer ("CEO") of the second respondent ("SASSA") during the absence on sick leave of the current CEO of SASSA, Mr Thokozani Magwaza. Mr Magwaza returned to office on 13 March 2017.
2. The facts contained herein are within my personal knowledge unless otherwise stated or apparent from the context, and are to the best of my knowledge and belief true and correct.
3. I deposed to an affidavit dated 13 March 2017 in response to the Chief Justice's directions dated 8 March 2017. The affidavit was delivered after the 16h00 time set in the directions. The reason for this is explained in an affidavit deposed to by SASSA's attorney of record, Mr TIMOTHY MANDLA SUKAZI, in support of an application for condonation that to the best of my knowledge was delivered this morning.
4. During the four days in which I acted as CEO of SASSA, and yesterday, when I no longer held that office, I made every reasonable effort to comply with this Court's directions. I believe that the Minister did as well. I am not sure whether she will be able to depose to an affidavit confirming this by the 15h00 deadline now set, but I know that she did depose to an affidavit yesterday dealing with the matters set out in the directions.
5. Thamo Mzobe, who acted as SASSA CEO for a short period prior to my appointment, was taken ill and hospitalized on or about 7 March 2017, before the relevant directions were made. I do not believe that she could do anything to assist in the preparation of the affidavits that were signed yesterday evening..
6. I have read the affidavit of TIMOTHY MANDLA SUKAZI dated 14 March 2017 and confirm its contents insofar as they relate to me.


WISEMAN KHEHLA MAGASELA

I certify that the above deponent has acknowledged to me that he knows and understands the contents of this affidavit, which affidavit was signed and sworn to before me at SANDTON on this the 14 day of **MARCH 2017**, in accordance with the requirements of Government Notice R1258 dated 21 July 1972 as amended by Government Notices R1648 dated 19 August 1977 and R1428 dated 11 July 1980 and by GN R774 of 23 April 1982.



COMMISSIONER OF OATHS

Gugulethu Meiso
COMMISSIONER OF OATHS
Practising Attorney
POSWA INCORPORATED
1st Floor, Block A
Sandton Close Two
Cnr 5th Street & Norwich Close
Sandton, South Africa 2146

