

**IN THE HIGH COURT OF SOUTH AFRICA
GAUTENG LOCAL DIVISION, JOHANNESBURG**

CASE NO: 2018 / 20057

In the matter between:

CELL C PROPRIETARY LIMITED

Applicant

And

**INDEPENDENT COMMUNICATIONS
AUTHORITY OF SOUTH AFRICA**

First Respondent

**CHAIRPERSON OF INDEPENDENT
COMMUNICATIONS AUTHORITY OF
SOUTH AFRICA**

Second Respondent

AMANDLA.MOBI

Third Respondent

**CRYSTAL WEB MOBILE AND LEASP
(PTY) LTD**

Fourth Respondent

FREE MARKET FOUNDATION

Fifth Respondent

**INTERNET SERVICE PROVIDERS'
ASSOCIATION NPC**

Sixth Respondent

**LIQUID TELECOMMUNICATIONS
SOUTH AFRICA (PTY) LTD**

Seventh Respondent

MARK P LISTER

Eighth Respondent

**MOBILE TELEPHONE NETWORK (PTY)
LTD**

Ninth Respondent

MWEB

Tenth Respondent

NATIONAL CONSUMER COMMISSION

Eleventh Respondent

**WIRELESS ACCESS PROVIDERS'
ASSOCIATION NPO**

Twelfth Respondent

TELKOM SOC SA LTD

Thirteenth Respondent


VODACOM (PTY) LTD

Fourteenth Respondent

NOTICE OF SET DOWN

TAKE NOTICE THAT that this matter is hereby enrolled for hearing on 15 November 2018 – 16 November 2018 at 10h00 or soon thereafter as Counsel may be heard.

SIGNED at ILLOVO on the 11th day of **OCTOBER 2018**.



FALCON AND HUME INCORPORATED

Applicant's Attorneys

Second Floor

8 Melville Road

Illovo

Sandton

Tel: 010 - 594 5022

Email: heather@fhinc.co.za /

niel@fhinc.co.za

Ref: H Irvine / N Jacobs / MAT1336

TO:

THE REGISTRAR

High Court of South Africa

Gauteng Local Division

Johannesburg

AND TO:

KNOWLES HUSAIN LINDSAY ATTORNEYS

Attorneys for the First and Second Respondents

4th Floor, The Forum

2 Maude Street

Sandown, Sandton

Sandton

Email: pd@khl.co.za

Tel: 011 669 6108

Fax: 011 669 6299

Ref: Mr P David/ICAS10766.006

AND TO:

MBUYISA MOLEELE ATTORNEYS

Attorneys for the Third Respondent

Email: zanele@mbmlaw.co.za / koketso@amandla.mobi

AND TO:

CRYSTAL WEB AND LEASP (PTY) LTD

Fourth Respondent

7 Masfield Street

Farrarmere

Benoni

Gauteng

1501

Email: legal@crystalweb.co.za / paulj@crystalweb.co.za

AND TO:

FREE MARKET FOUNDATION SOUTH AFRICA

Fifth Respondent

Block 5

Bryanston Gate

170 Curzon Road

Bryanston

Email: fmf@mweb.co.za / gailday@fmfsa.org

AND TO:

INTERNET SERVICE PROVIDERS' ASSOCIATION NPC

Sixth Respondent

C/o Charles Gracie

32 George Road

Glen Austin

Midrand

Email: queries@ispa.org.za

AND TO:

CLIFFE DEKKER HOFMEYER

Attorneys for the Seventh and Fourteenth Respondents

1 Protea Place

Sandton

Johannesburg

2196

Email: tracy.cohen@cdhlegal.com / anja.hofmeyer@cdhlegal.com

AND TO:

MARK P LISTER

Eighth Respondent

WEBBER WENTZEL ATTORNEYS

Attorneys for the Ninth Respondent

90 Rivonia Road

Sandton

Johannesburg

Email: Okyerebea.ampofa-anti@webberwentzel.com

Tel: 011 530 5607

Fax: 011 530 5111

AND TO:

MWEB

Tenth Respondent

Wanderers Building

The Campus

57 Sloane Street

Bryanston

Gauteng

2021

Email: legal@mweb.com / psingh@mweb.com

AND TO:

NATIONAL CONSUMER COMMISSION

Eleventh Respondent

Building C

South African Bureau of Standards Campus

Dr. Lategan Road

Groenkloof

Pretoria

Email: E.Mohamed@thenc.org.za / t.mabuza@thenc.org.za /

j.modiba@thenc.org.za

AND TO:

WIRELESS ACCESS PROVIDERS' ASSOCIATION OF SOUTH AFRICA NPO

Twelfth Respondent

731 Broadbury Circle

Cornwall Hill Country Estate

Irene

Email: secretariat@wapa.org.za / info@wapa.org.za

Registered mail: PO Box 71405, Bryanston, 2021

AND TO:

EDWARD NATHAN SONNENBERGS

Attorneys for the Thirteenth Respondent

150 West Street

Sandton

Email: dlambert@ensafrica.com

Tel: 010 269 7600

Fax: 010 596 6176

Ref: D Lambert /0444047



**OFFICE OF THE DEPUTY JUDGE PRESIDENT
HIGH COURT OF SOUTH AFRICA, GAUTENG LOCAL DIVISION**

Private Bag X7
JOHANNESBURG
2000
Republic of South Africa

Telephone number: +27 11 335 0162/0163
Fax number: +27 11 335 0219
e-mail: Secretarydjp@judiciary.org.za

Our Ref: **DJP/272/2017/lt**

Your Ref:

19 September 2018

URGENT

Knowles Husain Lindsay Attorneys
Your Ref: **Pumezo David/OM/323**
Per E-mail: PD@khl.co.za

And

Falcon & Hume Attorneys
Your Ref: **H. Irvine/N. Jacobs/MAT1336**
Per E-mail: heather@fhinc.co.za

And

Webber Wentzel Attorneys
Your Ref: **N. Mngomezulu/O. Ampofo-Anti 3020588**
Per E-mail: noziphomngomezulu@webberwentzel.com

And

ENS Africa
Your Ref: **D. Lambert**
Per E-mail: dlambert@ensafrica.com

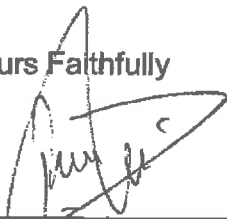
Dear Sir/Madam

**RE: CELL C LTD v THE INDEPENDENT COMMUNICATIONS AUTHORITY OF
SOUTH AFRICA AND OTHERS (CASE NO: 2018/20057)**

1. The case management meeting held on 17 September 2018 refers.
2. The applicant (and possibly the Thirteenth Respondent) must file its supplementary affidavit in relation to Part A and file Part B of its application by no later than 24 September 2018.
3. The respondents must file their answering affidavit by no later than 01 October 2018.

4. The applicant must file their replying affidavit, if any, by no later than 05 October 2018.
5. The applicant must file a consolidated index to both its and the ninth respondent's application by no later than 05 October 2018.
6. The matter is enrolled for hearing for two days on 15 November 2018 – 16 November 2018.
7. The notice of set down must be delivered and a copy furnished to my registrar (room 1210) before noon on 05 October 2018. A copy of this letter must be attached to the notice of set down.
8. The court file, including the electronic copy, must be complete, paginated and indexed (including all affidavits and ancillary applications) and delivered to my registrar (room 1210) before noon on 05 October 2018.
9.
 - 9.1 Heads of argument on behalf of the applicant(s) must be delivered and a copy furnished to my registrar (room 1210) before noon on 11 October 2018.
 - 9.2 Heads of argument on behalf of the respondent(s) must be delivered and a copy furnished to my registrar (room 1210) before noon on 19 October 2018.
 - 9.3 Counsel must indicate in their heads of argument which parties of the papers need not be read and, if applicable, the reasons therefor.
10. Failure to comply with any of the above directives may result in this matter not being accommodated on the allocated date.
11. If, for any reason, this matter is likely not to proceed in 15 November 2018 – 16 November 2018, this office must be notified forthwith in writing.

Yours Faithfully



P. M. MOJAPELO
DEPUTY JUDGE PRESIDENT