COURT ONLINE COVER PAGE

IN THE HIGH COURT OF SOUTH AFRICA
WESTERN CAPE DIVISION, CAPE TOWN

CASE NO: **2026-234163**

In the matter between:

CITY OF CAPE TOWN Plaintiff / Applicant / Appellant

and

THE HANOVER PARK CIVIC ORGANISATION,SOUTH AFRICAN NATIONAL CIVIC ORGANISATION,THE HANOVER PARK ABORIGINAL COUNCIL,GODFREY JOSEPH ,ASHRAF GAMIELDIEN ,GARY HARTZENBERG ,DENVER ANDREWS ,ALL UNKNOWN PERSONS WHO ARE MEMBERS OF, ASSOCIATED WITH, OR ACTING IN CONCERT WITH THE FIRST TO SEVENTH RESPONDENTS AND WHO ENGAGE IN THE CONDUCT DESCRIBED IN THIS APPLICATION Defendant / Respondent

---

COURT ORDER AS GRANTED BY DAVIS J ON 23 SEPT 2026

NOTE: **This document was filed electronica Registrar on 23/9/2026 at 3:38:09 PM South African Standar ST). The time and date the document was filed by the party is presented on the header of each page of this document.**

REGISTRAR OF THE HIGH COURT OF SOUTH AFRICA
WESTERN CAPE DIVISION,
CAPE TOWN

Private Bag X9020, Cape Town 8000

REGISTRAR OF THE HIGH COURT OF SOUTH AFRICA
WESTERN CAPE DIVISION,
CAPE TOWN

ELECTRONICALLY SIGNED BY:

Registrar of The High Court, Western Cape Division, Cape Town



" X "

23/9/2026-3:38:09 PM

DMD 23/9/2026

IN THE HIGH COURT OF SOUTH AFRICA
WESTERN CAPE DIVISION, CAPE TOWN

Cape Town, Wednesday, 23 September 2026
Before the Honourable Ms Justice Davis

CASE NO.: 2026-234163

In the matter between:

REGISTRAR OF THE HIGH COURT OF SOUTH AFRICA
WESTERN CAPE DIVISION,
CAPE TOWN
Private Bag X9020, Cape Town 8000
2026 -09- 23
WCD-009
WH

THE CITY OF CAPE TOWN	Applicant
and	
THE HANOVER PARK CIVIC ORGANISATION	First respondent
SOUTH AFRICAN NATIONAL CIVIC ORGANISATION (SANCO)	Second respondent
THE HANOVER PARK ABORIGINAL COUNCIL	Third respondent
GODFREY JOSEPH	Fourth respondent
ASHRAF GAMIELDIEN	Fifth respondent
GARY HARTZENBERG	Sixth respondent
DENVER ANDREWS	Seventh respondent
THE UNKNOWN PERSONS WHO ARE MEMBERS OF, ASSOCIATED WITH, OR ACTING IN CONCERT WITH THE FIRST TO SEVENTH RESPONDENTS AND WHO ENGAGE IN THE CONDUCT DESCRIBED IN THIS APPLICATION	Eighth respondent

REGISTRAR OF THE HIGH COURT OF SOUTH AFRICA
WESTERN CAPE DIVISION,
CAPE TOWN
Private Bag X9020, Cape Town 8000
REGISTRAR OF THE HIGH COURT OF SOUTH AFRICA
WESTERN CAPE DIVISION,
CAPE TOWN

DMD ~~DRAFT~~ **ORDER**

HC BOX: 383
VON LIERES, COOPER & BARLOW ATTORNEYS
Per: Hein von Lieres
hein@vlcb.co.za
Ref: HvL/MAT/

23/9/2026-3:38:09 PM

Having read the papers filed of record, and having heard counsel for the applicant and having heard the respondents' spokesperson,

REGISTRAR OF THE HIGH COURT OF SOUTH AFRICA
WESTERN CAPE DIVISION,
CAPE TOWN
Private Bag X9020, Cape Town 8000
2026 -09- 23
WCD-009
REGISTRAR OF THE HIGH COURT OF SOUTH AFRICA
WESTERN CAPE DIVISION,

IT IS HEREBY ORDERED THAT:

1. This matter is heard as one of urgency in accordance with Rule 6(12) and the applicant's failure to comply with the prescribed forms, manner of service and the time periods provided in the Uniform Rules is condoned.

REGISTRAR OF THE HIGH COURT OF SOUTH AFRICA
WESTERN CAPE DIVISION,
CAPE TOWN
Private Bag X9020, Cape Town 8000
REGISTRAR OF THE HIGH COURT OF SOUTH AFRICA
WESTERN CAPE DIVISION,
CAPE TOWN

2. A rule *nisi* do issue calling upon the respondents to show cause on 16 NOVEMBER **2026** at 10h00 or so soon thereafter as the matter may be heard why an order should not be made final in the following terms:

2.1. The first to eighth respondents, and any person acting through them, under their direction or in concert with them, are interdicted and restrained from:

2.1.1. unlawfully interfering with, obstructing, preventing or disrupting officials, employees, agents or contractors of the applicant in the performance of their lawful duties in relation to City-owned rental housing in Hanover Park, Cape Town;

2.1.2. intimidating, threatening, harassing or otherwise unlawfully interfering with any official, employee, agent

or contractor of the applicant in connection with the performance of those duties;

2.1.3. unlawfully obstructing or preventing the applicant from carrying out maintenance, repairs, securing or barricading of vacant rental units, allocation, tenancy management or property-management processes in Hanover Park;

REGISTRAR OF THE HIGH COURT OF SOUTH AFRICA
WESTERN CAPE DIVISION,
CAPE TOWN
Private Bag X9020, Cape Town 8000
2026 -09- 23
REGISTRAR OF THE HIGH COURT OF SOUTH AFRICA
CAPE TOWN

2.1.4. inciting, procuring, encouraging or mobilising any other person to engage in any of the conduct described in paragraphs 2.1.1 to 2.1.3 above;

2.1.5. unlawfully disrupting the ordinary operations and service-delivery functions of the Hanover Park Housing Office or the other municipal services operating from the same premises, including by refusing to leave the premises when lawfully requested to do so or by using amplified sound in a manner that materially disrupts those services;

2.2. Any respondent who opposes the granting of the rule *nisi* and/or opposing confirmation of the rule *nisi* is directed to pay the applicant's costs of suit, including the costs of counsel on Scale B.

3. Paragraphs 2.1.1 to 2.1.5 above shall operate with immediate effect as an interim interdict pending the return day.

REGISTRAR OF THE HIGH COURT OF SOUTH AFRICA
WESTERN CAPE DIVISION,
CAPE TOWN
Private Bag X9020, Cape Town 8000
2026 -09- 23
WCD-009
REGISTRAR OF THE HIGH COURT OF SOUTH AFRICA
WESTERN CAPE DIVISION,
CAPE TOWN

4. The applicant is authorised and directed to serve this application and the order granted herein as follows:

REGISTRAR OF THE HIGH COURT OF SOUTH AFRICA
WESTERN CAPE DIVISION,
CAPE TOWN
Private Bag X9020, Cape Town 8000
REGISTRAR OF THE HIGH COURT OF SOUTH AFRICA
WESTERN CAPE DIVISION,
CAPE TOWN

4.1. upon the first respondent, by the Sheriff at 2 Inari Place, Hanover Park, 7780 and at the office situated at or near the Engen Garage corner of Surran Road and Stonelands Road (near the Hanover Park terminus area); and by transmission by the applicant's attorneys to josephgodfrey73@gmail.com;

4.2. upon the second respondent, by the Sheriff at Ground Floor, Block A, Empire Park, 55 Empire Road, Parktown, Johannesburg and at the office situated at or near the Engen Garage corner of Surran Road and Stonelands Road (near the Hanover Park terminus area); and by transmission by the applicant's attorneys to reception@sanco.org.za and by posting on the second respondent's Facebook page https://www.facebook.com/SouthAfricanNationalCivicOrganisation2015/) and transmission by direct message through Facebook/Messenger;

4.3. upon the third respondent, by the Sheriff at care of Mrs Bahia Davids, (who is the third respondent's treasurer) residing at 14 Oribi Court, Hanover Park;

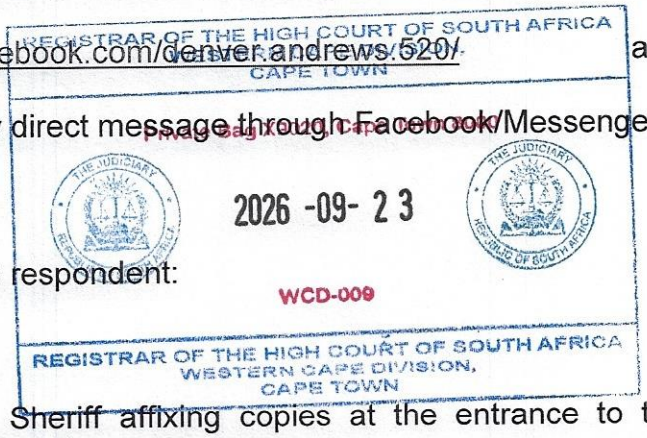
4.4. upon the fourth respondent, by the Sheriff at 2 Inari Place also known as 28 Halman Walk, Hanover Park; and by transmission via WhatsApp and/or SMS despatched by the applicant's attorneys to 0790348970;

4.5. upon the fifth respondent, by the Sheriff at 19C Silica Walk, Newfields; and by transmission via WhatsApp and/or SMS despatched by the applicant's attorneys to 0659352908;



4.6. upon the sixth respondent, by the Sheriff at 17 Petunia Street, Newfields; and by transmission via WhatsApp and/or SMS despatched by the applicant's attorneys to 0717488330;

4.7. upon the seventh respondent, by the applicant's attorneys by posting on the seventh respondent's Facebook profile https://www.facebook.com/denver.andrews.520/ and transmission by direct message through Facebook/Messenger;



4.8. upon the eighth respondent:

4.8.1. by the Sheriff affixing copies at the entrance to the Hanover Park Housing Office, Lansdowne Corner Mall, corner Jan Smuts Drive and Govan Mbeki Road, and at 2 Inari Place, Hanover Park, 7780;

4.8.2. by the applicant publishing a copy of the application and the order, *alternatively* a notice containing a link by which they may be accessed, on its official website and official social-media channels; and

REGISTRAR OF THE HIGH COURT OF SOUTH AFRICA
WESTERN CAPE DIVISION,
CAPE TOWN
Private Bag X9020, Cape Town 8000
2026 -09- 23
WCD-009
REGISTRAR OF THE HIGH COURT OF SOUTH AFRICA
WESTERN CAPE DIVISION,
CAPE TOWN

4.8.3. by a Sheriff or Law Enforcement officer by handing copies of the application and order to any person subsequently encountered engaging in conduct described in paragraphs 2.1.1 to 2.1.5 above, and

REGISTRAR OF THE HIGH COURT OF SOUTH AFRICA
WESTERN CAPE DIVISION,
CAPE TOWN
Private Bag X9020, Cape Town 8000
REGISTRAR OF THE HIGH COURT OF SOUTH AFRICA
WESTERN CAPE DIVISION,
CAPE TOWN

4.9. in addition to the forms of service set out above, upon any respondent by transmitting copies of this application and the order granted herein to any email address or cellular telephone number known to be used by that respondent, including by SMS or WhatsApp, and by transmitting the documents, or a link by which they may be accessed, by direct message through Facebook to any Facebook account or profile reasonably believed to be used by that respondent.

5. Any respondent affected by the interim order may anticipate the return day on not less than 24 hours' written notice to the applicant's attorneys.

6. Any respondent intending to oppose confirmation of the rule shall deliver:

6.1. its notice of opposition within 10 (ten) days of service of this order as provided above; and

23/9/2026-3:38:09 PM

6.2. its answering affidavit within 15 (fifteen) days of delivering notice of its opposition, and the applicant shall deliver any replying affidavit within 10 (ten) days of receipt of such answering affidavit.

7. The applicant is directed, pending the return day, to engage with the first to third respondents, through duly authorised representatives, concerning their grievances relating to the administration, maintenance and allocation of City-owned rental housing in Hanover Park, and to afford them a reasonable opportunity to raise those concerns with the applicant.

REGISTRAR OF THE HIGH COURT OF SOUTH AFRICA
WESTERN CAPE DIVISION,
CAPE TOWN
Private Bag X9020, Cape Town 8000
REGISTRAR OF THE HIGH COURT OF SOUTH AFRICA
WESTERN CAPE DIVISION,
CAPE TOWN

8. The costs occasioned by the first hearing are reserved for determination on the return day.

BY ORDER OF THE COURT

REGISTRAR OF THE HIGH COURT OF SOUTH AFRICA
WESTERN CAPE DIVISION,
CAPE TOWN
Private Bag X9020, Cape Town 8000
2026 -09- 23
WCD-009
REGISTRAR OF THE HIGH COURT OF SOUTH AFRICA
WESTERN CAPE DIVISION,
CAPE TOWN

COURT REGISTRAR

HC BOX: 383
VON LIERES, COOPER & BARLOW ATTORNEYS
Per: Mr H von Lieres
Email: hein@vlcb.co.za
Tel: 021 422 1870