



IN THE HIGH COURT OF SOUTH AFRICA  
EASTERN CAPE DIVISION, MAKHANDA

CASE NO: 1100/2024

BEFORE THE HONOURABLE MADAM ACTING JUSTICE WATT

On the 27<sup>th</sup> day of March 2024

IN THE MATTER BETWEEN:

**H & I CONSTRUCTION PTY LTD**

**Applicant**

and

**TRANSNET SOC LTD**

**First Respondent**

**TERRASTRATA CONSTRUCTION (PTY) LTD**

**Second Respondent**

**STEFFANUTTI STOCKS LTD**

**Third Respondent**

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Having heard Adv. Nepgen (SC), Counsel for the Applicant and Adv. Ntsepe, Counsel for the Respondents and having read the documents filed of record

**IT IS ORDERED THAT:**

1. The Applicant's non-compliance with the time periods provided for in the Uniform Rules be and is hereby condoned.
2. The First Respondent be and is hereby interdicted and restrained from proceeding with the tender for the provision of a service provider for the refurbishment of the Latimer's Landing Jetty at the port of East London with reference TNPA/2023/10/0002/44106/RFP ("the Tender") pending the finalisation of part B of the Notice of Motion.

3. The First Respondent be and is hereby directed to extend the closing date of the Tender to after the finalisation of part B of the Notice of Motion.
4. The First Respondent's extension of the closing date in paragraph 3 above shall be done prior to the current closing time and date of 16h00 on 28 March 2024.
5. The costs of part A of the Notice of Motion be and are hereby reserved for determination in part B of the Notice of Motion.

BY ORDER OF COURT



S. KLEU  
REGISTRAR  
W R&C

