

REPUBLIC OF SOUTH AFRICA



IN THE HIGH COURT OF SOUTH AFRICA
GAUTENG DIVISION, PRETORIA

Case Number: 2023-114530

(1)	REPORTABLE: NO
(2)	OF INTEREST TO OTHER JUDGES: NO
(3)	REVISED: YES
14/11/2025	[REDACTED]
DATE	SIGNATURE

In the matter between:

**INSTITUTE OF MARKET AGENTS OF
SOUTH AFRICA**

Applicant *a quo*
Respondent in Leave to Appeal

and

**CITY OF JOHANNESBURG
METROPOLITAN MUNICIPALITY**

First Respondent *a quo*
First Applicant in Leave to Appeal

JOBURG MARKET (SOC) LTD

Second Respondent *a quo*
Second Applicant in Leave to Appeal

**MINISTER OF PUBLIC WORKS AND
INFRASTRUCTURE**

Third Respondent *a quo*

MINISTER OF PROVINCIAL AND LOCAL**GOVERNMENT**Fourth Respondent *a quo***MINISTER OF LABOUR AND EMPLOYMENT**Fifth Respondent *a quo***MINISTER OF HEALTH AND FAMILY WELFARE**Sixth Respondent *a quo***NATIONAL TREASURY/MINISTER OF FINANCE**Seventh Respondent *a quo***MINISTER OF JUSTICE AND CONSTITUTIONAL****DEVELOPMENT**Eight Respondent *a quo***AGRICULTURAL PRODUCE AGENTS COUNCIL**Ninth Respondent *a quo*

This judgment was prepared and authored by the Judge whose name is reflected and is handed down electronically by circulation to the Parties/their legal representatives by email and by uploading it to the electronic file of this matter on CaseLines. The date for handing down is deemed to be 14 November 2025.

JUDGMENT: APPLICATION FOR LEAVE TO APPEAL

POTTERILL J

[1] The order was granted on the common cause facts, there were no disputes of fact.

[2] There was no punitive costs order granted.

[3] The same order was granted against the City of Tshwane and same is being implemented rendering any argument that broader administrative and governance issues arise untenable. The Johannesburg Market (SOC) Ltd most certainly can and must fulfil the declaration sought and orders granted.

Order

- [4] The application for leave to appeal is dismissed with costs, including costs of two counsel, on scale C.


S. POTTERILL
JUDGE OF THE HIGH COURT
GAUTENG DIVISION, PRETORIA

CASE NO: 2023-114530

HEARD ON: 13 November 2025

FOR THE 1ST AND 2ND APPLICANTS

(IN THE LEAVE TO APPEAL: ADV. L. MAUNATLALA

ADV. S.P. MHLONGO

INSTRUCTED BY: Wakaba and Partners Inc.

FOR THE RESPONDENT: ADV. J. DE BEER SC

ADV. B. LEDWABA

INSTRUCTED BY: Lötz Baloyi Horn Inc.

DATE OF JUDGMENT: 14 November 2025