



**IN THE EQUALITY COURT OF SOUTH
(WESTERN CAPE DIVISION, CAPE TOWN)**

CASE NO: EC 23/2025

**BEFORE THE HONOURABLE MR JUSTICE DM THULARE
HELD AT CAPE TOWN ON THIS 19th DAY OF FEBRUARY 2026**

In the matter between:

CAPE TOWN MINISTREL ASSOCIATION

PLAINTIFF

and

CITY OF CAPE TOWN

DEFENDANT

DIRECTIVES

THULARE J

Having regard to the complaint and the duty of the City of Cape Town as envisaged in section 25(1)(a), (b) and (c)(iv) of PROMOTION OF EQUALITY AND PREVENTION OF UNFAIR DISCRIMINATION ACT 4 OF 2000 (PEPUDA) which reads:

“25 Duty of State to promote equality

- (1) The State must, where necessary with the assistance of the relevant constitutional institutions-
- (a) develop awareness of fundamental rights in order to promote a climate of understanding, mutual respect and equality;
 - (b) take measures to develop and implement programmes in order to promote equality; and
 - (c) where necessary or appropriate-
 - (iv) provide assistance, advice and training on issues of equality;”

The parties are directed:

1. To prepare Heads of Arguments on why this matter should not be referred, as envisaged in Regulations 6 (7) –(12), to a workshop to be hosted by the City, inviting the applicant and all other known minstrel associations as well as other bodies in respect of its equality plans as well as application processes, availability of venues and all relevant considerations on the hosting of minstrel and other community-driven events within the City of Cape Town, and for the City to file a report as envisaged in Regulation 6 on the said workshop setting out the programme(s) delivered, the names and credentials of the facilitators and speakers at the event, the attendees, the objectives, the content delivered by facilitators and speakers, any agreements reached at the plenary session of the workshop, any disagreements outstanding, the way forward and any other relevant feedback.
2. To agree on the timeframes for the delivery of the Heads of Arguments and liaise with the Secretary of Thulare J for the date of the hearing of the arguments on the prima facie view of referral.

Dated today the 19th February 2026 at Cape Town

DM THULARE
JUDGE OF THE HIGH COURT