

**IN THE HIGH COURT OF SOUTH AFRICA
(GAUTENG DIVISION, PRETORIA)**

Case No:

In the matter between:

JACOB GEDLEYIHLEKISA ZUMA

Applicant

And

RAYMOND MNYAMEZELI ZONDO

First Respondent

THE COMMISSION OF INQUIRY INTO STATE CAPTURE,

Second Respondent

FRAUD AND CORRUPTION IN THE PUBLIC SECTOR,

INCLUDING ORGANS OF STATE

AMENDED NOTICE OF MOTION

TAKE NOTICE that the above-named Applicant intends to bring an application on a date and time to be determined by the Registrar of the Honourable Court for the following amended orders;

1. Reviewing and setting aside the ruling of the Chairperson of the **COMMISSION OF INQUIRY INTO STATE CAPTURE CORRUPTION AND FRAUD IN THE PUBLIC SECTOR INCLUDING ORGANS OF STATE**, Acting Chief Justice Raymond Mnyamezeli Zondo dated 23 November 2020 refusing the application to recuse himself from presiding over those issues that pertain to the Applicant and his family.

2. Declaring that the appointment of Acting Chief Justice Zondo to preside over the **COMMISSION OF INQUIRY INTO STATE CAPTURE CORRUPTION AND FRAUD IN THE PUBLIC SECTOR INCLUDING ORGANS OF STATE** (“Commission of Inquiry”) to be contrary to section 84(1)(e) and therefore unconstitutional, accordingly to be set aside;
3. Declaring that, as a consequence of the order in paragraph 1 above, the rulings, directives, and decisions of the Chairperson of the **COMMISSION OF INQUIRY INTO STATE CAPTURE CORRUPTION AND FRAUD IN THE PUBLIC SECTOR INCLUDING ORGANS OF STATE** as they pertain to the Applicant to be unconstitutional and therefore a nullity;
4. Declaring that the decision of the Chairperson of the **COMMISSION OF INQUIRY INTO STATE CAPTURE CORRUPTION AND FRAUD IN THE PUBLIC SECTOR INCLUDING ORGANS OF STATE**, to enforce his directives, rulings and summons in relation to the Applicant, by order of the Constitutional Court to be in breach of the Commission Act 8 of 1947 and accordingly unlawfully;
5. Directing that the President of the Republic of South Africa to appoint a new Chairperson to preside over the **COMMISSION OF INQUIRY INTO STATE CAPTURE CORRUPTION AND FRAUD IN THE PUBLIC SECTOR INCLUDING ORGANS OF STATE**, in terms of section 84(1)(f) of the Constitution as he considers it necessary;

TAKE NOTICE FURTHER that the accompanying affidavits of **JACOB GEDLEYIHLEKISA ZUMA** together with the annexures thereto will be used in support of this review application.