

**IN THE HIGH COURT OF SOUTH AFRICA
KWAZULU-NATAL LOCAL DIVISION, DURBAN**

CASE NO: 3692/2017

In the matter between:

UPPER HIGHWAY AIR NPC

Plaintiff

and

ENVIROSERV WASTE MANAGEMENT (PTY) LTD

First Defendant

DEAN LEE THOMPSON

Second Defendant

ESME GOMBAULT

Third Defendant

THE MINISTER OF ENVIRONMENTAL AFFAIRS

Fourth Defendant

MINISTER OF WATER AND SANITATION

Fifth Defendant

THE MEC: ECONOMIC DEVELOPMENT, TOURISM

AND ENVIRONMENTAL AFFAIRS

Sixth Defendant

ETHEKWINI MUNICIPALITY

Seventh Defendant

**CONSENT ORDER APPLICATION IN TERMS OF RULE 30A READ TOGETHER
WITH RULE 35(12)**

1.

The period for delivery of the Applicant's replying affidavit per the order of Court of 8 May 2017, is varied and substituted with an order that the Applicant is given leave to file its replying affidavit or any supplementary replying affidavit, within 10 days of the 23rd of April 2018;

2.

The First Respondent is directed to pay the costs of the application, and it is further directed that the person or persons entitled to practice as advocates or attorneys in the Republic who

have provided free legal assistance or representation to the Applicant in the conduct of this application be entitled to recover such costs on the party and party scale.