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26 August 2014

Dear Judge Erasmus

RE: EW Pease and Another v The Government of RSA and Others

The Applicants have instructed us to respond to the State Attorney's letter of 5 August 2014 as follows:

1) Introduction:

I wish to confirm that all correspondence submitted to Judge Erasmus, upon his invitation to the parties to supplement their documentation filed of record and argument with any relevant new material, has been done on the Applicants' instructions and under the guidance and supervision of my senior counsel, Paul Hoffman, as is further evident from the fact that he has been copied in on all email correspondence submitted by myself to Judge Erasmus. To avoid any doubt my learned leader will counter-sign this letter with me. The Respondents appear to have lost sight of the fact that the invitation extended by the Court was so extended, very properly, in its capacity as the Upper Guardian of all minor children whose best interests are paramount.

2) Ministerial Task Team Report:

Further to the previous correspondence regarding the report leaked to the Sunday Times, please be advised that the whole report was published electronically, which the respondents have failed to divulge to the Court. The report is available at www.education.gov.za/LinkClick.aspx?fileticket=YLrgfGldINU%3d&tabid=36 and is also annexed hereto, marked "Z1".

The executive summary at the beginning of the report adequately identifies the parts of the report that overlap with the issues for determination in this matter. The Applicants regard the report as vindication for the relief they seek in relation to the professionalisation of teachers, the language of instruction and the weaknesses in mathematics, in particular. A copy of the report will, in response to the invitation extended by the Court at the end of argument, be filed of record and duly indexed so that the Court can have regard to the relevant findings of the task team appointed by Second Respondent.

3) Conclusion:

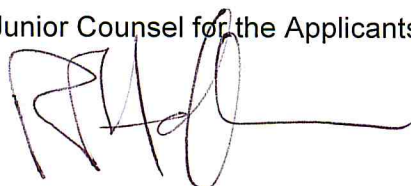
The Applicants accordingly persist in claiming the relief they seek.

Yours sincerely



Adv NC Lawrenson

Junior Counsel for the Applicants



Adv RP Hoffman SC

Lead Counsel for the Applicants