

**IN THE HIGH COURT OF SOUTH AFRICA
(EASTERN CAPE LOCAL DIVISION, PORT ELIZABETH)**

Case No. 3251/2018

In the matter between:

**ST FRANCIS BAY (WARD 12) CONCERNED
RESIDENTS' ASSOCIATION**

Applicant

and

KOUGA LOCAL MUNICIPALITY

First Respondent

**ST FRANCIS PROPERTY OWNERS
ASSOCIATION**

Second Respondent

ST FRANCIS PROPERTY OWNERS NPC

Third Respondent

CONFIRMATORY AFFIDAVIT

I the undersigned,

EDWARD JOHN MURRAY

do hereby make oath and state that:

1. I am a major male attorney of the High Court of South Africa and director of Mc Williams & Elliott, a firm of attorneys, practicing as such at 152 Cape Road, Port Elizabeth.
2. I am the First Respondent's attorney of record.
3. The facts herein are to the best of my knowledge true and correct and fall within my direct knowledge, unless it appears from the context or is stated to the contrary.
4. I have read the answering affidavit of the First Respondent, deposed to by Charl Du Plessis, and confirm the truth and correctness insofar as it relates to me. Any reference therein to the "*First Respondent's attorney of record*" or the "*First Respondent's attorney*" is reference to me.
5. In particular I confirm the truth and correctness of the following paragraphs:
 - 5.1. 10: the consideration of legislative framework and proposed amendments thereto;

5.2. 43: the map and the sectional title units;

5.3. 52, 54.3.5, 60, 158.2, 203.4 - 204: the verification of the votes and disqualification; and

5.4. 62, 164.1 and 175.1: the council meeting.

EDWARD JOHN MURRAY

SWORN to and **SIGNED** before me at _____ on this the ____ day of **NOVEMBER 2018**, the Deponent having acknowledged that he knows and understands the contents of the affidavit, has no objection to taking the prescribed oath and regards the oath as binding on his conscience.

COMMISSIONER OF OATHS