

LRC

LEGAL RESOURCES CENTRE

Registration No 023-004-NPO

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Your ref :
Our ref : MRC/eag/2006

23 November 2006

VIA FAX – 311-2100

Dr. M O Sutcliffe
City Manager
eThekweni Municipality
1st Floor, City Hall
West Street, Durban

Dear Sir:

RE: RELOCATION OF INFORMAL SETTLEMENT RESIDENTS, JUBA PLACE

Individuals and families are being rendered homeless as a direct result of the eThekweni Municipality's actions. The eThekweni Municipality is relocating shack owners in informal settlements to newly created housing developments, including the Nazareth Island development near Pinetown. Following the relocation of some, but not all, of the settlement's residents, the municipality demolishes the shack settlement, rendering remaining residents homeless. The process by which the municipality is relocating the Motala Farm informal settlement is currently under litigation in the High Court, Case No. 11981/2006, in which the eThekweni Municipality is the respondent.

This correspondence serves to bring your attention to similar a relocation process currently taking place at the Juba Place informal settlement near Reservoir Hills. Please see the enclosed schedule of residents who are, or will be, rendered homeless by the municipality's current and ongoing process of relocating Juba Place shack owners and then demolishing the shack settlement. These residents have informed us that they are not being relocated to a new housing development, nor have they been offered any alternative form of shelter.

Regarding the municipality's Juba Place relocation process, we request details from your offices by 12 noon on Monday 27 November 2006, as to how the municipality intends to provide these people with the necessary shelter envisaged in the Constitution. Thank you for your co-operation in the timely resolution of this issue.

Yours faithfully,
LEGAL RESOURCES CENTRE


MAHENDRA R CHETTY

cc. Mr. M. Sibisi, Head: Legal Services, eThekweni Municipality – by Fax: 311-3261

ENCLOSURE

National Office:
Cape Town:
Durban:
Grahamstown:
Johannesburg:
Pretoria:
Constitutional Litigation Unit:

J Love (National Director), R Williams (Director: Finance), A Reed (Director: Donor Liaison), D B Reid
W R Kerfoot (Director), A Andrews, C N Fortuin, J W Pleneer, V Saklanha, H J Smith, S Kalenovitz, C Joseph
MR Chetty (Director), N Gobodo, R J Furshotam, S Samuel
S Sephton (Director), A M Maseki, M Ndlovu
D Gillan, T Mbalha, F Shalh
L du Plessis, N Mkhize, E Nicod, NH de Villiers
A Mayel (Director), G Bizos S C, A Dodson
For more details about the Legal Resources Centre go to www.lrc.co.za

JUBA PLACE EVICTIONS AND SHACK DEMOLITION – CLIENT SCHEDULE

	TENANT NAME	SPOUSE	CHILDREN	LIVED IN SHACK	SHACK OWNER	EMPLOYED
1.	Nonhlanhla Kotelani	-	-	D12	Ndtovu	Domestic worker
2.	Ntonbekhaya Tibe	Jabulani	2	C1	Lungile	Domestic worker
3.	Vuyokazi Mkathazo	Nkanyiso	1	A13	Nkanyiso	Domestic worker
4.	Sbonelo Mtshali	Thandeka	1	A9		Yes
5.	Maxwell Ngcobo	Thabekile	-	B13	Mrs. Mbhele	Wife - Domestic worker
6.	Zandile Vyonne Mnisi	Babongile	1	C10	Jomo	Domestic worker
7.	Hlengiwe Cynthia Mbnele		1	C4	Senzo Hlengwa	No
8.	Goodness Mbhele	Bonga	1	C4	Themba	No
9.	Mpume Sbhongile Sibiya	-	1	C14	Sabelo	No
10.	Nomusa Thiphile Sibiya	-	3	B11	Soren	Domestic worker
11.	Thulile Ntonzonke Maciwaza	-	4	C5	Mgobhozi	No
12.	Jabulani Kubheka	Mantwa Mishali	1	C13	Alis	Domestic worker
13.	Cebisile Nozizwe Majola	-	2	A14	Phakamani	Domestic worker
14.	Nompumelelo J Ndlovu	Mandla Msane	4	C23	Elias Manyoni	No
15.	Nonkanyiso Maswazi	-	2	A13	Wonderboy	Domestic worker
16.	Happiness Khulelaphi Mkhize	-	2	B25	Ntomblezi	Domestic worker
17.	Ntomboxolo Constance Mthembu	-	1	D9	Sthembile	Domestic worker
18.	Bhekumuzi Bongumusa Ncube	-	-	D9	Sthembile	Domestic worker
19.	Hlengiwe Zondi	Jabu	-	C1	Lungile	Domestic worker
20.	Khumbulani Eric Mhlongo	-	-	A2	Innocent	-
21.	Fezeka Patricia Tungela	Piko Yolokazi	-	C1	Lungile	Domestic worker
22.	Feziwe Cynthia Nodunyelwa	Awethu	-	C10	Jomo	Domestic worker
23.	Qandile (?) Ngcobo	Sipho	-	B22	Ngwenya	Domestic worker
24.	Makhosazane Nobuhle	Simphiwe Nontobeko	-	C5	Mgobhozi	Domestic worker
25.	Sifiso Robert Hlophe	Khethiwe	-	D4	Sbusiso	-
26.	Philani Innocent Phewa	Lungani	-	C12	Sbonelo	No
27.	Bongani Ndlovu	Linda	-	C29	Zama	No
28.	Sibusiso Mthokozisi Wiseman Khuzwayo	-	-	B21	Ngwenya	No
29.	Goodhope Sakhiseni Khosa	Mpumelelo	-	B5	Maqhawe	No
30.	Wonderboy Chamane	Asanda	-	B23	Lethiwe	No

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31.	Mthobezeli Mthembu	-	-	C30	Shaya	No
32.	Thamba Mnguni	Sihle	-	B24	Sipho	No
33.	Wonderboy Mqwandile Mnguni	Sane	-	B24	Sipho	No
34.	Christopher MaPhumulo	Mthobisi	-	A13	Nicolas Ntshela	No
35.	Thakiso Cosmos Mashiyane	Zinhle	-	B6	Zanele	Guarder