

WEBBER WENTZEL

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His Excellency MC Ramaphosa
President of the Republic of South Africa
Union Buildings
Government Avenue
Pretoria

By email: geofrey@presidency.gov.za
livhuwani@presidency.gov.za
angeline@presidency.gov.za

90 Rivonia Road, Sandton
Johannesburg, 2196
PO Box 61771, Marshalltown
Johannesburg, 2107, South Africa

Docex 26 Johannesburg

T +27 (0) 11 530 5000

F +27 (0) 11 530 5111

www.webberwentzel.com

Your reference

Our reference

Date

V Movshovich / D Rafferty / A Rajan
Q Ganey / D Ramraj / C Cambell /
3005347

4 April 2024

Dear Mr Mphaphuli

My Vote Counts – Electoral Matters Amendment Bill

1. We refer to our letter, dated 27 March 2024 ("**our letter**"), and your letter, dated 2 April 2024 ("**your letter**").
2. At the outset, we confirm that the letter published in Business Day on 1 April 2024, which you have attached as annex "**A**" to your letter, is indeed the same letter that we had transmitted to the President on 27 March 2024. It is unclear why this was not received by the President's office as it was sent to the email addresses published for the Presidency.
3. Our client notes that the President has not yet received the Electoral Matters Amendment Bill (B42-2023) ("**the EMAB**") from Parliament, and that the President will require at least a few weeks properly to review the EMAB before making a decision on assent and whether to refer the EMAB back to Parliament.
4. Our client appreciates this communication, but, as you will appreciate, is also anxious to ensure that a patently unconstitutional piece of legislation is not promulgated and enacted (with potentially irreversible and devastating consequences) without the opportunity for our

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client to seek substantial relief on an urgent basis from the Courts. Our client thus respectfully requests that the Presidency keep it informed on the outcome of the consideration of the EMAB. In this regard, should the President decide to implement the EMAB, our client requests at least two weeks' notice prior to its implementation, so that our client can properly exercise its rights.

5. All our client's rights are reserved.

Yours faithfully

WEBBER WENTZEL

V Movshovich

Direct tel: +27 11 530 5867

Direct fax: +27 11 530 6867

Email: vlad.movshovich@webberwentzel.com

Letter sent electronically without signature