

IN THE HIGH COURT OF SOUTH AFRICA
GAUTENG DIVISION, PRETORIA

ON THIS 11TH DAY OF NOVEMBER 2020
BEFORE MADAM JUSTICE VAN DER SCHYFF

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11-11-2020
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CASE NO: 54506 / 2020

In the matter between:

BRENDON GEORGE STERNBERG

Applicant

And

**THE NATIONAL COMMISSIONER OF THE
SOUTH AFRICAN POLICE SERVICES
GENERAL K J SITHOLE
(IN HIS CAPACITY AS REGISTRAR OF FIREARMS)**



1st Respondent

**THE MINISTER OF THE SOUTH AFRICA
POLICE SERVICES**

2nd Respondent

**MAJOR GENERAL MAMOTHEI
(IN HER CAPACITY AS HEAD OF THE FIREARMS,
LIQUOR AND SECOND-HAND GOODS CONTROL
DEPARTMENT "FLASH")**

3rd Respondent

ORDER

AFTER HAVING HEARD Counsel for the Applicant and having read the papers filed of record an order is granted in the following terms: -

1. The Respondents are ordered jointly and severally to:
 - 2.1 Receive and process amnesty applications from, and applications to licence those firearms to, Brendon George Sternberg for the following firearms:

- 2.1.1 .20 BR Shotgun, serial number 99931 Perazzi.
- 2.1.2 .300 Win Mag rifle, serial number 9/89507 Blaser.
- 2.1.3 .375 H&H Mag rifle, serial number 9/72894 Blaser.
- 2.1.4 500 Nitro Express, serial number 9/72894 Blaser.



2.2 The Respondents, are ordered to instruct the designated firearm officers and designated amnesty officers at all police stations, as follows:

- 2.2.1 That they are to accept amnesty applications from any person who physically surrenders a firearm at a police station within the validity period of the amnesty declared on 31 July 2020 in terms of section 139 of the Firearms Control Act, Act 60 of 2000;
- 2.2.2 That they are to receive and process new licence applications for such firearms;
- 2.2.3 That the South African Police Services shall not be entitled to refuse to accept amnesty applications on the basis that:
 - 2.2.3.1 The person surrendering the firearm cannot prove ownership of such firearm;

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2.2.3.2 The firearm is not registered on the EFRS or any other firearm recording system of the South African Police Services;

2.2.3.3 That it is a deceased estate firearm where the licence expired in the name of the licence holder prior to the death of the licence holder;

2.2.3.4 For any reason that is contrary to the provisions of Section 139 (4) (a) of the Firearms Control Act 60 of 2000.

2. No order for costs is granted.

BY ORDER

REGISTRAR

[Signature]
Adv M Snyman SC
Counsel for Applicant
082 571 2797

MJ HOOD & ASSOCIATES ATTORNEYS
Applicants Attorneys
+27 11 234 7520

REGISTRAR OF THE HIGH COURT OF SOUTH AFRICA GAUTENG DIVISION, PRETORIA PRIVATE BAG/PRIVAATSAK 117 PRETORIA 0001 2028-11-11 JUDGE'S SECRETARY REGTERE KLERK GRIFFIER VAN HOE HOF VAN SUIDAFRIKA GAUTENG DIVISION, PRETORIA
