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catalysts for social justice

16 April 2013

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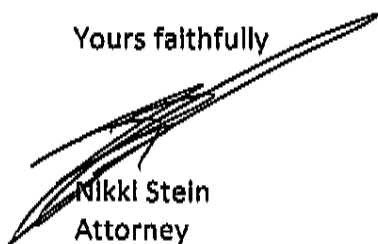
Dear Sirs and Madam

Concerns over Incomplete LTSM delivery for 2013 academic year in Limpopo Schools

1. We refer to the above matter.
2. In terms of the court order handed down by Kollapen J in the North Gauteng High Court on 4 October 2012 –
 - 2.1. CAPS textbooks for Grades 1, 2, 3 and 10 were to be delivered to schools across Limpopo by 12 October 2012; and
 - 2.2. CAPS textbooks for Grades 4, 5, 6 and 11, which Grades commenced the CAPS syllabus this year, were to be delivered to schools across Limpopo by no later than 15 Decembr 2012.
3. On 17 October 2012, an affidavit deposed to by Mzwandile Matthews was filed in the North Gauteng High Court indicating that all outstanding textbooks for 2012 had been delivered.
4. On 15 December 2012, an affidavit deposed to by Allan Subban was filed in the North Gauteng High Court, indicating that, save for the specific CAPS textbooks referred to, textbook delivery to schools across Limpopo was complete. Those outstanding textbooks would be delivered by January 2013.
5. Despite this, we are instructed that there are still significant shortages of CAPS textbooks in the following schools:
 - 5.1. Bessie Maake Secondary School;
 - 5.2. Humbelani Secondary School;
 - 5.3. Jaji Secondary School;
 - 5.4. Muthurwana Secondary School;
 - 5.5. Selowe Primary School;
 - 5.6. Tshividzo Masiagwala Secondary School;
 - 5.7. Valdezla Higher Primary School;
 - 5.8. Laerskool Kruger Park;
 - 5.9. Hoërskool Louis Trichardt; and
 - 5.10. Merensky High School.

6. In the attached table marked "A", we indicate the exact textbook shortages in each of these schools. We note that these shortages are in relation to textbooks for Grades 1 – 6 and Grades 10 – 11. It follows that the Department of Basic Education has failed to comply with both aspects of the court order referred to in paragraph 2 above.
7. We are concerned that these are not the only schools which have not had their full complement of textbooks delivered and whose learners are again experiencing an interruption to their basic education. It is imperative that appropriate steps are taken to verify independently which schools in Limpopo have received their textbooks and which schools are still awaiting textbooks.
8. We are accordingly instructed to demand the following:
 - 8.1. An undertaking by Friday 19 April 2013 to remedy the breach of paragraphs 3 and 6 of the order granted by Kollapen J on 4 October 2013 by delivering the outstanding textbooks as indicated in the attached table marked "A" by no later than Friday 26 April 2013;
 - 8.2. Confirmation by Friday 19 April 2013 that an independent person or group has been appointed by the Department of Basic Education to verify the state of textbook delivery throughout Limpopo Province, which exercise should be completed by no later than 30 April 2013; and
 - 8.3. An undertaking to deliver all outstanding textbooks as identified in the verification exercise by no later than 7 May 2013.
9. We are instructed that, if such undertakings are not provided to us by Friday 19 April 2013, we should approach the North Gauteng High Court for relief on an urgent basis in terms of paragraph 5 of the court order granted by Kollapen J in the North Gauteng High Court dated 17 May 2013.
10. A copy of this letter will be forwarded to the South African Human Rights Commission for the purposes of their investigation into textbook delivery.
11. We trust that you will respond to this request with the requisite urgency.

Yours faithfully



Nikki Stein
Attorney
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Annexure A

School	Grade	Learning Area	Quantity
1. Bessie Maake Secondary School	10	History	100
	11	History	44
		Economics	26
		Life Science	60
2. Humbelani Secondary School	10	Geography	77
		Accounting	28
	11	Accounting	8
		Business Studies	20
3. Jaji Secondary School	10	Economics	59
4. Muthurwana Secondary School	11	Venda	16
		English	56
		Maths Literacy	15
		Life Orientation	55
		Physical Science	1
		Life Science	38
		Geography	10
5. Selowe Primary School	1	Literacy	26
		Numeracy	26
		Life Skills	26
		Maths	26
		Sepedi	26
		English	26
2	Literacy	26	
	Numeracy	26	

		Life Skills Maths Sepedi English	26 26 26 26
3		Literacy Numeracy Life Skills Maths Sepedi English	21 21 21 21 21 21
4		Sepedi Natural Science and Technology Maths Social Science	24 24 24 24
5		Natural Science and Technology Maths Social Science Life Skills English	17 17 17 17 17
6		Sepedi Natural Science and Technology Social Science Life Skills English Maths English readers	19 19 19 19 19 12 13
10	6. Tshwidzo Masiagwala Secondary School	Accounting English Maths Literacy	12 23 40

			Economics Venda Business Studies Life Orientation History Maths Physical Science Life Science	22 23 22 12 15 18 18 42
	11		English Life Science Accounting	54 27 20
7. Valdezia Higher Primary School	5		Maths English Tsonga Natural Sciences Technology	112 112 98 112 112
	6		Maths English Tsonga Natural Sciences Technology	117 117 117 117 117
8. Laerskool Kruger Park	4		Afrikaans Home Language Wiskunde Sosial Wetenskap Natuur Wetenskap Lewensvaardigheid	140 140 140 140 140

	5	Afrikaans Home Language Wiskunde Sosial Wetenskap Natuur Wetenskap Lewensvaardigheid	140 140 140 140 140
	6	Afrikaans Home Language Wiskunde Sosial Wetenskap Natuur Wetenskap Lewensvaardigheid	135 135 135 135 135
9. Hoërskool Louis Trichardt	10	Business Studies (Eng) CAT (Eng) Economics (Eng) EGD (Afri) Geography (Eng) Hospitality (Afri) IT (Eng) IT (Afri) Venda Afrikaans FAL (Afri) Afrikaans HL (Afri) LO (Eng) Maths Literacy	38 22 39 9 40 44 9 4 13 7 28 72 50
	11	Venda Maths Literacy (Eng) Maths Literacy (Afri) Life Science (Afri) Geography (Afri)	10 24 40 70 35

		<p>Economics (Eng) Business Studies (Afri) Accounting (Eng) Accounting (Afri) IT (Eng) IT (Afri) CAT (Afri) EGD (Afri) Mechanical Technology (Afri) Tourism (Afri) Hospitality (Afri)</p>	<p>10 45 35 25 3 12 30 35 18 20 35</p>
<p>10. Merensky High School.</p>	<p>10</p>	<p>Accounting Agricultural Sciences Economics Engineering Graphics Geography Hospitality Studies Life Orientation Life Sciences Maths Literacy Tourism Information Technology Business Studies</p>	<p>41 8 45 30 15 20 125 45 40 20 20 70</p>
	<p>11</p>	<p>Afrikaans Home Language English Home Language English First Additional Language Wiskunde Geletterheid</p>	<p>75 106 104 35</p>

Maths Literacy	40
Life Orientation	130
Lewenswetenskap	35
Landbouwetenskap	20
Agricultural Sciences	10
Geografie	15
Geography	15
Rekeningkunde	15
Accounting	50
Besigheidstudies	20
Business Studies	75
Ekonomie	10
Economics	50
Toerisme	25
Tourism	25
Gesvryheidstudies	30
Hospitality Studies	25
Inligtings Tegnologie	15
Information Technology	55
Rekenaartoepassingstegnologie	55
Landboubestuurs- praktyk	15
Agricultural Management Practice	8
Ingenieursgrafika and Ontwerp	30
Engineering Graphics and Design	30
Siviele Tegnologie	20
Civil Technology	20
Afrikaans Eerste Addisionele Taal	14
Sepedi HL	5
Xitsonga HL	5

Lewensorientering	20
Mathematics	20
Physical Science	5