



SAKELIGA'S TRADE AND PROPERTY LITIGATION IMPACT

Protecting Businesses From Excessive Government Intervention

Sakeliga's trade and property litigation strategy helps businesses thrive by resisting state intrusion in the economy, defending property, and preserving commercial freedom.

FIGHTING FOR SECURE PROPERTY AND TRADE FREEDOM

RESIST GOVERNMENT INTRUSION ON BUSINESSES

Invalidated Lockdown Era Business Licencing

SUCCESSFUL

PROBLEM

Gov't Required "Essential Service Certificates"



Most companies did not have a newly required certificate

No Certificate = Possible Prosecution and Harassment



97k small businesses were not allowed to apply

Gov't Aimed to Ban All Businesses Operating Without a Licence



Gov't wanted increased business monitoring & regulations

DIRECT LITIGATION

Sakeliga's Patel Licencing Case



Challenged Minister of Trade and Industry

Won Case in the Gauteng High Court



Invalidated harmful business licencing requirements

Saving Businesses millions in fees & fines



Saving business billions in future licencing admin costs

SOLUTION

DEFEND PROPERTY

Safeguarded Firearm Owners' Property

SUCCESSFUL

PROBLEM

Lapsed Firearm Licences Were Unable to be Renewed



Year of the case—58% of renewal licences were rejected

SAPS Misjudgment Led to Firearm Forfeiture



With no ability to retrieve private property

Private Firearms Were Destroyed By The State



R5B worth of firearms at risk of destruction

FRIEND OF THE COURT LITIGATION

Sakeliga Joined Fidelity Case



Challenged Minister of Police

Helped Win Victory At Constitutional Court



Approved firearm renewal applications increased 141% 1st year after case

±500K lapsed firearm licences now renewable



Firearms spared from destruction and illicit trade

SOLUTION

STOP ECONOMIC DISASTER FROM ABUSE OF POWER

Resisted Greater State Control Over Businesses

SUCCESSFUL

PROBLEM

Gov't Abused Emergency Powers During Covid-19



Caused immense economic harm through arbitrary action

"State of Disaster" (SOD) Arbitrarily Extended



No objective and lawful "disaster" classification

Businesses Required to Enforce Discriminatory Health Measures



Aimed to use businesses as a new State surveillance arm

CURRENT LITIGATION

1. Sakeliga's Decision Records Case



Won default judgment; Now pursuing Minister's contempt of court

PRE-TRIAL LITIGATION

2. Sakeliga's Disaster Management Case



Accelerated SOD's end and restored trade

3. Sakeliga's Health Regulations Case



Pre-litigation moved the State to withdraw key provisions before trial

SOLUTION

END ENFORCED MONOPOLY >> ENHANCE COMPETITIVENESS

Enable Competition to Lower Import Costs

IN DEVELOPMENT

PROBLEM

SARS Mandates Storage at Specific Depots for Imports



SA harbours imported R1.4T of goods in 2022

State Warehouses Priced by Gov't, Not The Market



Lack of competition, and inefficiencies = higher costs

State Warehouse Delays + Unwarranted SAPS Detentions



Cost importers on average 30% of consignment in fees

LEGAL TEAM'S PRE-TRIAL PREPARATION

Sakeliga's SARS Harbour Case



Secure importers' goods and avoid costly detentions

Prevent Illegal Detentions + Unnecessary Warehousing



Allow market to set prices not the State, saving importers time and money

Reducing Storage Costs & Fees By 1/3rd



Would save up to R140B per year in unnecessary fees

SOLUTION

LEVERAGED IMPACT SNAPSHOT

BY DEFENDING BUSINESSES FREEDOM

PROPERTY SAVINGS



By successfully defending ownership of firearms worth R7M in one case, Sakeliga helped establish a precedent that now safeguards R5B worth of firearm property

BUSINESS SAVINGS



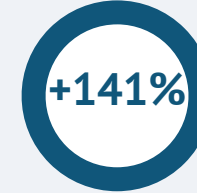
By challenging proposed gov't healthcare monitoring requirements, Sakeliga saved businesses up to R38B annually

REGULATION SAVINGS



Prohibited gov't establishing CIPC business certification arm, freed hundreds of thousands of businesses to operate, and diminished the harm of the 'state of disaster'

PROTECTING PROPERTY



The Fidelity case resulted in improved SAPS firearm licence procedure which saw approvals up 141%, from 75,311 to 181,593 within a year

UNLOCK COMPETITION



Sakeliga is litigating to lower import fees at the harbor, benefiting the entire economy and increasing supply chain efficiency



SAKELIGA'S TRADE AND PROPERTY LITIGATION IMPACT

A Closer Look at the Significance of Key Litigation

Sakeliga successfully resisted government intrusion, staunchly defended property, and preserved freedoms for businesses.

Sakeliga's legal efforts were instrumental in shielding businesses from undue prosecution during the health crisis, safeguarding property from unwarranted intrusion, and robustly checking the abuse of state power in litigation tied to the "State of Disaster" and health regulations.

BUSINESS LICENCING

Protected Businesses From Prosecution

Sakeliga successfully challenged the government's business licence requirement during the Covid lockdown preventing businesses from facing prosecution and harassment for not possessing such certificates and avoiding proposed permanent business licencing.

PRIVATE PROPERTY

Stopped Senseless Destruction of Private Property

Sakeliga's involvement as a friend of the court in the Fidelity case was crucial in recognising property, as it ensured that firearm owners could re-apply for licenses for firearms with expired licences, thus safeguarding their property.

HEALTHCARE POLICY

Held Government Accountable for Halting Trade

Sakeliga's litigation was essential in accelerating the end of the "State of Disaster" (SOD) and pushed back against state overreach, protected constitutional principles, and checked abuses of power in cases related to emergency regulations and state interference.

WHAT WAS AT STAKE

Businesses Closed
43%

of small and medium sized businesses closed due to the pandemic and lockdown

Only
48%

businesses were awarded "essential service certificates"

Lapsed Licences
700

after 90 days delinquent, Fidelity had no ability at SAPS to renew their lapsed firearm licences

Fidelity Would Lose
R7M

from 700 destroyed firearms if the CC agreed with SAPS

'State of Disaster'
EXTENDED

repeatedly & arbitrarily causing significant economic harm while SOD classification did not exist

Businesses Forced To
DISCRIMINATE

against clients based on health status or subject to criminal punitive measures

WHY IT MATTERED

Unshackled
52%

of formal businesses who would be illegally operating without an "essential service" certificate

Restored Trade For
100%

of businesses, creating an environment to recover, expand, and hire staff

Renewals Increased
+141%

for firearm licences and approved applications were up 134% in 1 year

Firearms Destroyed
-26%

decrease in 1 year as the CC ruled property owners must retain possession

SA GDP Lost
-R328B

within 12 months after March 2020 lockdown; 29 months to fully recover

Businesses Saved
R38B

By fighting health monitoring projected to cost each business an average 0.25% revenue

WHAT IT MEANT

Licencing Was
ILLEGAL

Invalidated by the CC; gov't rescinded it after litigation, bringing relief to hundreds of thousands of businesses

Long-Term Licencing
PREVENTED

as the gov't introduced a new licencing regime which Sakeliga thwarted through its litigation efforts

Required SAPS To
RENEW

lapsed firearm licence applications, protecting 500K firearms at risk of destruction or confiscation

Property
PROTECTION

for all gun owners as SAPS issued new instructions across all 9 provinces to not confiscate or destroy private property

'State of Disaster'
DISCONTINUED

and with it the withdrawal of a new era of planned state interference and health monitoring

Ensured Gov't
CAUTION

by demanding how disaster management decisions were made by gov't officials or be found in contempt of court