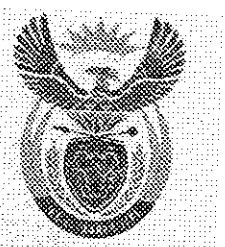


GRIFPER VAN DIE HOOGGERICHTHOFF VAN S.A.
TRANSVAALSE PROVINSIALE AFTDELING
PRIVAATSAK/PRIVATE BAG X67

2008 -06- 26

PRETORIA 0001
TRANSVAAL PROVINCIAL DIVISION
REGISTRAR OF THE HIGH COURT OF S.A.



CASE NO: 59251/2007

**IN THE HIGH COURT OF SOUTH AFRICA
(TRANSVAAL PROVINCIAL DIVISION)**

PRETORIA 18 JUNE 2008

BEFORE THE HONOURABLE MR JUSTICE PRETORIUS

In the matter between:

CHINESE ASSOCIATION OF SOUTH AFRICA
VICTOR CHONG
ALBERT PETER FUNG
AND

1ST APPLICANT
2ND APPLICANT
3RD APPLICANT

THE MINISTER OF LABOUR
THE MINISTER OF TRADE AND INDUSTRY
THE MINISTER OF JUSTICE AND
CONSTITUTIONAL DEVELOPMENT

1ST RESPONDENT
2ND RESPONDENT
3RD RESPONDENT

HAVING HEARD counsel(s) for the party(ies) and having read the documents filed of record

IT IS ORDERED

1. THAT it is declared that South African Chinese people:
 - (a) fall within the ambit of the definition of "black people" in section 1 of the Employment Equity Act 55 of 1998;
 - (b) fall within the ambit of the definition of "black people" in section 1 of the Broad-Based Black Economic Empowerment Act 53 of 2003;
2. THAT the first and second respondents are directed to pay the applicant's costs including the costs of occasioned by two counsel on a joint and several basis, the one paying the other to be absolved.

BY THE COURT

REGISTRAR

Att: WEAVIND
HIGH COURT TYPIST: V.V. SKOSANA