



REPUBLIC OF MALAWI
IN THE HIGH COURT OF MALAWI
LILONGWE DISTRICT REGISTRY
JUDICIAL REVIEW CAUSE NO. ...14..... OF 2018

729515
High Court of Malawi
Lilongwe District Registry
03 DEC 2018
PAID
Private Bag 15, Lilongwe

K2,000=

BETWEEN:

THE REGISTERED TRUSTEES OF CENTER FOR HUMAN RIGHTS AND REHABILITATION	1 ST CLAIMANT
THE REGISTERED TRUSTEES OF CENTRE FOR THE DEVELOPMENT OF PEOPLE	2 ND CLAIMANT
THE REGISTERED TRUSTEES OF YOUTH AND SOCIETY	3 RD CLAIMANT
AND	
THE SPEAKER OF THE MALAWI NATIONAL ASSEMBLY	1 ST DEFENDANT
LEADER OF GOVERNMENT IN THE NATIONAL ASSEMBLY	2 ND DEFENDANT

ORDER GRANTING LEAVE FOR JUDICIAL REVIEW

IMPORTANT:

Notice to the DEFENDANTS

This Order prohibits you from doing the acts set out in this Order. You have a right to ask the Court to vary or discharge this Order.

Penal Notice

If you disobey this Order you may be found guilty of contempt of court and may be sent to prison or fine or your assets may be seized.

The Order

An application was made by Counsel for the Claimants to the Judge in Chambers. The Judge heard the Application and read the Application and accompanied documents listed in Schedule 1 and accepted the undertakings in Schedule 2 at the end of this Order.
UPON reading the Application for leave for Judicial Review herein;

IT is HEREBY ORDERED as follows:

1. Leave for Judicial Review is hereby granted;
2. The Claimants are hereby ordered to file inter-partes summons within 14 days;
3. The Defendants are hereby restrained either by themselves, or their agents or whosoever, from tabling or debating the NGO (Amendment) Bill in Parliament until a further Order of this Court.

Costs of the Application

The costs of this Application are costs in the cause.

Variation or Discharge of this Order

The Defendants may apply to the Court at any time to vary or discharge this Order but if they wish to do so they must inform the Plaintiff's Legal Practitioner in writing at least 48 hours before hand.

Name and Address of the Claimants' Legal Practitioners

Messrs. Kawelo Lawyers

PO Box 242

Mzuru

Email: wesley@kawelolawyers.com

Cell: +265996 171 434

Interpretation of this Order

In this Order the words 'he' 'him' or 'his' include 'she' 'her' and 'it' or 'its'.

Where there are two or more Defendants then (unless the context requires so)

- a. References to 'the Defendant' Means both or all of them;
- b. An Order requiring 'the Claimant' to do or not do anything requires each Defendant to do or not to do it.

The effect of this Order

A party who is an individual who is ordered not to do something must not do it himself or in any other way. He must not do it through others acting on his behalf or on his instructions or with his encouragement.

A party which is a corporation and which is ordered not to do something must not do it itself or by its directors, officers, employees or agents or in any other way.

Schedule 1

Application for leave for judicial review together with FORM 86A.

Schedule 2

Undertaking given to the Court by the Claimants

If the Court later finds that this Order has caused loss to the Defendants, and the Court decides that the Defendants should be compensated for that loss, the Claimants will comply with any Order the Court may make.

Dated this 3rd day of December 2018



JUDGE/REGISTRAR

