

S U M M A R Y

Schools – the right of learners to basic education as enshrined in section 29 of the Constitution of the Republic of South Africa, 1996 – educators tendering their resignations to applicant school pre-maturely with short notice during school vacation – in order to take up better paying educators posts – the best interests of learners paramount in terms of section 28(2) of Constitution – when to order specific performance for respondent educators to serve their notice of termination periods under teaching contracts – section 14(1)(a) of the Employment of Educators Act No 76 of 1998.