



REPORTABLE

IN THE HIGH COURT OF SOUTH AFRICA WESTERN CAPE HIGH COURT, CAPE TOWN

Case No: 14355/08

In the matter between:

GARDEN CITIES

(INCORPORATED ASSOCIATION NOT FOR GAIN)

Applicant

and

THE CITY OF CAPE TOWN

1st Respondent

MR AGMAT EBRAHIM N.O. (City Manager)

2nd Respondent

Coram: Yekiso J

Heard: 20 April 2009

Delivered: 21 May 2009

Summary:

Access to information is a fundamental right in the Bill of Rights

- The State, as also organs of State, such as the first respondent, must respect, protect, promote and fulfil the rights in the Bill of Rights.
- Organs of State, such as the first respondent, should adopt measures and systems that facilitate service delivery and not compromise the citizens' right of access to information.
- Organs of State cannot claim not to have the information sought on their records or in their possession or under their control when inability to access such information or records is due to failure of internal systems.