

**COURT ONLINE COVER PAGE**

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

**CASE NO: 2025-092980**

In the matter between:

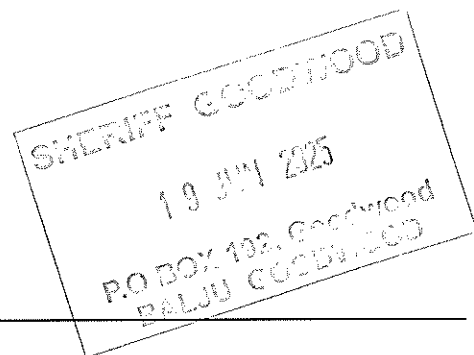
**CAPE UNION MART INTERNATIONAL  
(PTY) LTD, PHILIP JOSEPH KRAWITZ**

**Plaintiff / Applicant / Appellant**

and

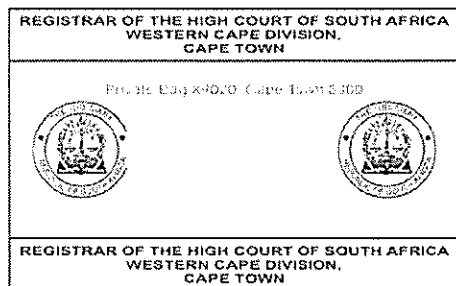
**MAGHMUDA OCKARDS ,MUHAMMAD  
SHAFIQ GAMIET ,MOHAMED ZAIN  
JEENAH ,SHERAZAAD RAHIMA  
SYLVESTER ,SAYED RIDHWAAN  
MOHAMED ,UNIDENTIFIED  
PROTESTERS AT CAPE UNION MART  
PREMISES AT CAPE UNION MART  
PREMISES ,PALESTINIAN SOLIDARITY  
CAMPAIGN, CAPE TOWN**

**Defendant / Respondent**



**Notice of Motion (Long Form)**

**NOTE:** This document was filed electronically by the Registrar on 19/6/2025 at 8:37:01 AM South African Standard Time (SAT). The time and date the document was filed by the party is indicated on the header of each page of this document.



**ELECTRONICALLY SIGNED  
BY:**

**Registrar of The High Court,  
Western Cape Division, Cape  
Town**





19/6/2025-8:37:01 AM

WESTERN CAPE DIVISION OF THE HIGH COURT  
35 Keerom Street, Cape Town, 8001  
Private Bag X9020, Cape Town, 8000  
www.judiciary.org.za

### THIRD DIVISION HEARING / POSTPONEMENT DATE ALLOCATION FORM

|                                                        |   |
|--------------------------------------------------------|---|
| COURT ONLINE MATTER                                    | X |
| (MATTERS ISSUED PRIOR TO COURT ONLINE ("BROWN FILES")) |   |

(Once a date is obtained kindly provide the court with the application / set down and include this document with so that the matter can be physically placed on the court roll.)

|                                                          |                                                   |
|----------------------------------------------------------|---------------------------------------------------|
| CASE NO.                                                 |                                                   |
| PARTIES (PLAINTIFF \ APPLICANT & DEFENDANT \ RESPONDENT) | Cape Union Mart / IPJ K...<br>M Octaras 18 Others |
| PLAINTIFF/S or APPLICANT/S or ATTORNEY'S DETAILS         | MUH Inc                                           |
| DEFENDANT/S or RESPONDENT/S or ATTORNEY'S DETAILS        |                                                   |
| APPLICANT'S HC BOX NO. ALTERNATIVELY E-MAIL ADDRESS      | Box 88                                            |

SHERIFF GOODWOOD  
19 JUL 2025  
P.O BOX 192, Goodwood  
21111 GOODWOOD

#### NATURE OF APPLICATION: COMPULSORY

|                             |   |                                |  |
|-----------------------------|---|--------------------------------|--|
| ADMISSION                   |   | SUMMARY JUDGMENT               |  |
| RULE NISI                   |   | DIVORCE                        |  |
| APPLICATION (SPECIFY TYPE): | X | EVICION                        |  |
| DEFAULT JUDGMENT            |   | RAF ROLL (TUESDAYS)            |  |
| RULE 46A                    |   | RULE 46A (FRIDAY BACKLOG ROLL) |  |

#### FOR REGISTRAR'S OFFICE USE ONLY

|                        |               |
|------------------------|---------------|
| DATE ALLOCATED         | 5 August 2025 |
| SIGNATURE OF REGISTRAR |               |
| DATE STAMP             |               |

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

CASE NO: 2025 - 092980

In the matter between:

CAPE UNION MART INTERNATIONAL (PTY) LTD

FIRST APPLICANT

PHILIP JOSEPH KRAWITZ

SECOND APPLICANT

and

MAGHMUDA OCKARDS

FIRST RESPONDENT

MUHAMMAD SHAFIQ GAMIET

SECOND RESPONDENT

MOHAMED ZAIN JEENAH

THIRD RESPONDENT

SHERAZAAD RAHIMA SYLVESTER

FOURTH RESPONDENT

SAYED RIDHWAAN MOHAMED

FIFTH RESPONDENT

UNIDENTIFIED PROTESTERS AT

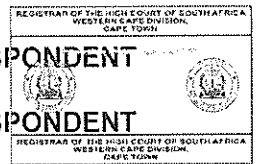
CAPE UNION MART PREMISES

SIXTH RESPONDENT

PALESTINIAN SOLIDARITY CAMPAIGN,

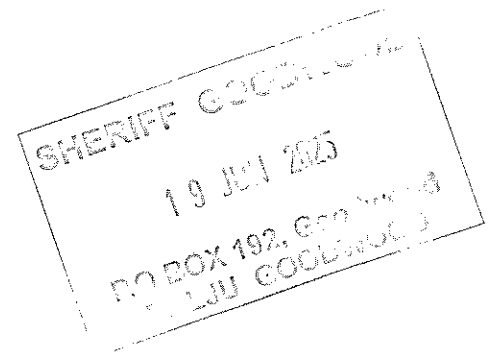
CAPE TOWN

SEVENTH RESPONDENT



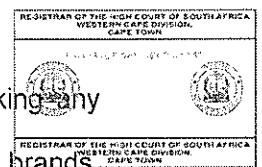
NOTICE OF MOTION

TAKE NOTICE that the applicants intend making application to the above  
Honourable Court for an order in the following terms:

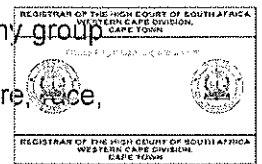




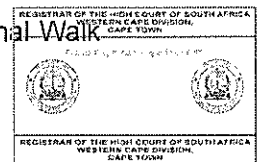
1. That a rule nisi be issued calling upon the respondents to show cause, if any, why the following order ought not to be made final:
  - 1.1. The respondents are interdicted and restrained from harassing and/or intimidating customers of the first applicant at the first applicant's premises;
  - 1.2. The respondents are interdicted and restrained from preventing access to customers of the first applicant to the first applicant's stores;
  - 1.3. The respondents are interdicted and restrained from making any claim that the first applicant (Cape Union Mart) or one of its brands, including Poetry, Old Khaki, and K-Way, are associated with the State of Israel in any way;
  - 1.4. The respondents are interdicted and restrained from making any claim that the first applicant (Cape Union Mart) or one of its brands, including Poetry, Old Khaki, and K-Way, are funding "genocide" or any military conflict in Gaza in any way;
  - 1.5. The respondents are interdicted and restrained from making any claim that the second applicant is "funding genocide", the Israeli army, or the conflict in Gaza in any way;
  - 1.6. The respondents are interdicted and restrained from claiming that the applicants are killing children or are complicit in the killing of children.



- 1.7. The respondents are interdicted and restrained from publishing any defamatory statements regarding or concerning the applicants.
- 1.8. The respondents shall, during any protest action held at the first applicant's premises, comply with the provisions of the Regulation of Gatherings Act 205 of 1993 by:
- 1.8.1. Following the legal prescripts when a gathering consists of more than 15 people;
- 1.8.2. In no manner inciting hatred of other persons or any group of other persons on account of differences in culture, race, sex, language or religion;
- 1.8.3. In no manner performing any act or uttering any words which are calculated or likely to cause or encourage violence against the applicants;
- 1.8.4. By not wearing any disguise or mask or any other apparel or item which obscures their facial features and prevents their identification.
- 1.9. That the Sheriff (assisted by any private security company insofar as it may be necessary) be authorised and directed to enforce the orders in paragraphs 1.1. – 1.8. above.
- 1.10. That any respondent who opposes the application be ordered to pay the applicants' costs, jointly and severally with any further respondent who may oppose the application.



2. That the rule nisi set out above is to operate as an interim interdict with immediate effect pending the return date of the rule nisi.
3. That the rule nisi be served upon the respondents in the following way:
  - 3.1. Service in terms of rule 4 of the Uniform Rules of Court on the first, second, third, fourth and fifth respondents, alternatively in such a manner as the Honourable court deems meet.
  - 3.2. On the sixth respondent by erecting a notice board at the entrances of the first applicant's premises at the V&A Waterfront, Canal Walk Shopping Centre, and Cavendish Square Shopping Centre.
  - 3.3. On the seventh respondent by e-mailing a copying thereof to palestinesouthafrica@gmail.com
4. In the event that the matter is opposed before a rule nisi is granted, that the matter be referred to the Judge President for consideration of granting an expedited hearing date.
5. That the applicants be granted such further and/or alternative relief as the court deems meet.



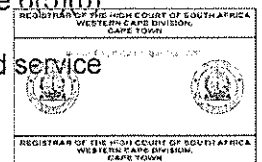
**TAKE NOTICE FURTHER** that the applicant will rely on the accompanying affidavit of **PHILIP JOSEPH KRAWITZ** and annexures thereto in support of the application.

**TAKE NOTICE FURTHER** that the applicant has appointed **Hurter Spies Inc.** **C/O Marais Müller Hendricks Inc.** as its attorneys at the address below as the

address at which it will accept notice and service of all process in these proceedings.

**TAKE NOTICE FURTHER** that, should the respondents intend opposing the application, the respondents are required to:

- a. Notify the applicants' attorneys in writing on or before 10 (ten) days after receipt/service of this document;
- b. and in such notification to appoint an address referred to in Rule 6(5)(h) of the Uniform Rules of Court at which you will accept notice and service of all documents in these proceedings;
- c. and within 15 (fifteen) days after you have so given notice of your intention to oppose the application, to file your answering affidavit, if any;



If no such notice of intention of opposition is given, this application will be set down for hearing on **5 AUGUST 2025** at **10h00** or so soon thereafter as Counsel for the applicant's attorney may be heard.

**DATED AT CAPE TOWN ON THIS THE 17<sup>th</sup> DAY OF JUNE 2025**

**HURTER SPIES INC.**

Attorneys for the Applicants

Block A, 2<sup>nd</sup> Floor, Loftus Park

416 Kirkness Street

Arcadia

**PRETORIA**

Tel: 021 941 9239

Email: [wian@hurterspies.co.za](mailto:wian@hurterspies.co.za)

[arno@hurterspies.co.za](mailto:arno@hurterspies.co.za)

Ref: W SPIES / MAT0002

**C/O MARAIS MULLER HENDRICKS INC.**

4<sup>th</sup> Floor, 42 Burg Street

**CAPE TOWN**

Ref: MJT/KV/MB2032

**TO: THE REGISTRAR OF THE HIGH COURT**  
**WESTERN CAPE DIVISION**  
**CAPE TOWN**

**AND TO: MAGHMUDA OCKARDS**

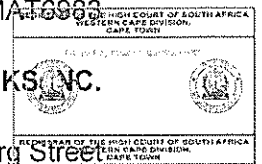
First Respondent

Allan Cormack House (Research Contracts & Innovation)

University of Cape Town

2 Rhodes Avenue, Mowbray

**CAPE TOWN**



**AND TO: MUHAMMAD SHAFIQ GAMIET**

Second Respondent

3 Ringwood Drive

Pinelands

**CAPE TOWN**

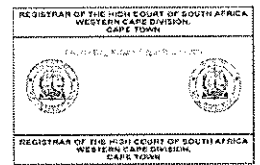
**AND TO: MOHAMED ZAIN JEENAH**

Third Respondent

95 Kent Road

Wynberg

**CAPE TOWN**



**AND TO: SHERAZAAD RAHIMA SYLVESTER**

Fourth Respondent

32 Addison Road

Yorkshire Estate

**CAPE TOWN**

**AND TO: SAYED RIDHWAAN MOHAMED**

Fifth Respondent

12 Shoveller Way

Pelikan Park

**CAPE TOWN**

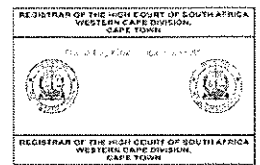
**AND TO: UNIDENTIFIED PROTESTERS AT CAPE UNION MART  
PREMISES**

Sixth Respondent

**AND TO: PALESTINE SOLIDARITY CAMPAIGN, CAPE TOWN**

Seventh Respondent

Email: [palestinesouthafrica@gmail.com](mailto:palestinesouthafrica@gmail.com)



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

CASE NO: 2025 - 092980

In the matter between:

CAPE UNION MART INTERNATIONAL (PTY) LTD

FIRST APPLICANT

PHILIP JOSEPH KRAWITZ

SECOND APPLICANT

and

MAGHMUDA OCKARDS

FIRST RESPONDENT

MUHAMMAD SHAFIQ GAMIET

SECOND RESPONDENT

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SAYED RIDHWAAN MOHAMED

FIFTH RESPONDENT

UNIDENTIFIED PROTESTERS AT

CAPE UNION MART PREMISES

SIXTH RESPONDENT

PALESTINIAN SOLIDARITY CAMPAIGN,

CAPE TOWN

SEVENTH RESPONDENT

FOUNDING AFFIDAVIT

I, the undersigned,

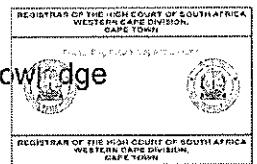
PHILIP JOSEPH KRAWITZ

hereby make oath and state:





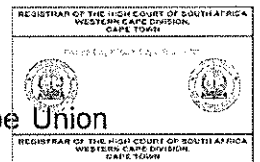
1. I am an adult, businessman and the Executive Chairperson of the Cape Union Mart Group with my place of business at K-Way House, 34-40 Barrack Street, Cape Town, 8001.
2. I am duly authorised by the first applicant to cause the prosecution of this application, which is evident from the resolution attached hereto as annexure "C 1".
3. The facts contained in this affidavit fall within my personal knowledge unless the contrary is stated or appears from the context.
4. All the facts herein are true and correct.



#### THE ESSENCE

5. Cape Union Mart International (Pty) Ltd ("**Cape Union Mart**") has been the subject of a relentless boycott campaign over a prolonged period for no apparent reason other than the fact that the company was founded by and is owned by Jews, who are being collectively blamed for the current war in Gaza. The campaign is driven by individuals, several of whom are anonymous.
6. Whilst Cape Union Mart and I are respectful of all people's qualified rights to protest and even to advocate for the boycott of a certain business, the campaign in this matter has crossed a line which is unacceptable in a free and democratic society in that:

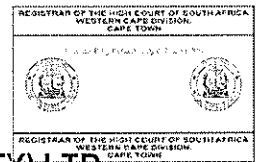
- 6.1. Cape Union Mart and I are being seriously and repeatedly defamed, and my right to dignity impugned, through false claims that Cape Union Mart and I are funding the army of the State of Israel, that we are "killing babies" and "funding genocide".
- 6.2. As will be set out below, pictures of my wife and me are being widely publicised as part of the campaign and the Hawks have advised me that there have been serious threats against my family's safety.
- 6.3. Protestors are displaying, and subjecting clients of Cape Union Mart, to hate symbols such as the swastika.
- 6.4. Cape Union Mart, being a juristic entity and well-known business with recognisable brands, is continuously suffering unlawful reputational damage and economic losses through false claims of the protesters.
- 6.5. The respondents are acting in an unlawful manner and persist with such unlawful conduct despite all reasonable attempts to have them act lawfully.
7. This application is instituted as a last resort after all other attempts to reason with the protesters have failed.
8. The applicants in no way seek to unreasonably limit the respondents' rights to protest. We are simply seeking relief to ensure that the respondents comply with the laws of the Republic, including the Regulation of Gatherings Act, Act 205 of 1993 ("Regulation of



**Gatherings Act**"), and have due regard for the applicants' common law rights to *fama* and dignity.

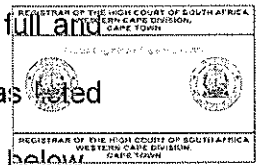
9. The relief sought is framed in the narrowest terms possible to prevent unlawful conduct whilst respecting the respondents' rights to express themselves and to assemble. The first applicant and I cannot be expected to endure ongoing unlawful conduct.

## PARTIES



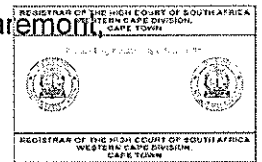
10. The first applicant is **CAPE UNION MART INTERNATIONAL (PTY) LTD**, a company with limited liability duly incorporated in terms of the laws of the Republic of South Africa with registration number 1979/005086/07 and with its registered address at K-Way House, 34-40 Barrack Street, Cape Town.
11. Cape Union Mart is a household name operating a chain of retail stores across Southern Africa. It also owns brands such as K-Way (apparel), Poetry (a female clothing brand), and Old Khaki (another clothing brand). Several stores of the Cape Union Mart Group are operated under the brands of Cape Union Mart (including Travel & Safari), Poetry and Old Khaki. Cape Union Mart sells apparel under the K-Way brand.
12. I am the second applicant. I am the executive chairperson of Cape Union Mart. My grandfather founded the business in 1933, and I joined the business as a young man. As addressed more fully later herein, my family is Jewish.

13. The first respondent is **MAGHMUDA OCKARDS**, an adult female employed by the University of Cape Town with her business address at **Allan Cormack House (Research Contracts & Innovation), University of Cape Town, 2 Rhodes Avenue, Mowbray, Cape Town**. No further particulars of the first respondent are known to the applicants. Ms Ockards is one of the leading protesters who we have been able to identify.
14. The second respondent is **MUHAMMAD SHAFIQ GAMIET**, an adult male residing at **3 Ringwood Drive, Pinelands Cape Town**, whose full and further particulars are unknown to the applicants. Mr Gamiet has listed himself as one of the organisers of the protests, as will be set out below.
15. The third respondent is **MOHAMED ZAIN JEENAH**, an adult male residing at **95 Kent Road, Wynberg, Cape Town**, whose full and further particulars are unknown to the applicants. Mr Jeenah is also one of the organisers of the protests.
16. The fourth respondent is **SHERAZAAD RAHIMA SYLVESTER**, an adult female residing at **32 Addison Road, Yorkshire Estate, Cape Town**, whose full and further particulars are unknown to the applicants. Ms Sylvester's cell phone number is also listed as one of the organisers, as set out below.
17. The fifth respondent is **SAYED RIDHWAAN MOHAMED**, an adult male residing at **12 Shoveller Way, Pelikan Park, Cape Town**, whose full and further particulars are unknown to the applicants. Mr Mohamed is a protester who has been identified as such through his social media



activities where he posts pictures of himself and spreads defamatory content of and concerning the applicants.

18. The sixth respondent is cited as the **UNIDENTIFIED PROTESTERS AT CAPE UNION MART PREMISES**. We are unable to identify numerous individuals taking part in demonstrations and gatherings outside of Cape Union Mart's stores in the Victoria & Alfred Waterfront, Cape Town, the Canal Walk shopping centre at 490 Century Blvd, Century City, Cape Town, and the Cavendish Shopping Centre at 1 Dreyer Street, Claremont, Cape Town.



19. The seventh respondent is the **PALESTINE SOLIDARITY CAMPAIGN, CAPE TOWN ("PSC Cape Town")**, cited herein as an association, alternatively a firm as defined in Uniform Rule 14. The information about PSC Cape Town known to the applicants is:

19.1. PSC Cape Town operates social media pages under this name.

19.2. On its Facebook page, it describes itself as "a secular initiative to promote the Palestinian cause in South Africa...". No further information on the entity is made available. According to its Facebook page, "PSC members are well-known political and trade union activists, cultural workers, sports and religious personalities and former anti-apartheid activists from a number of NGOS, CBO's and political tendencies". A copy of the Facebook page description is attached as "C 2".

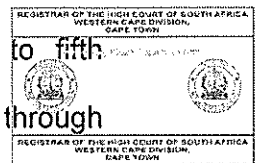
- 19.3. PSC Cape Town actively invites members of the public to boycott Cape Union Mart. I attach a copy of PSC Cape Town's website where they expand on their campaign against, inter alia, Cape Union Mart, and indicating the Cape Union Mart logo as "C 3".
- 19.4. PSC Cape Town has no publicly listed address or office bearers on its website or any of its social media pages. PSC Cape Town invites donations from the public and ostensibly operates a bank account for that purpose, but does not publish the details thereof on its website or social media pages. Members of the public are invited to e-mail PSC Cape Town for purposes of making donations at [palestinesouthafrica@gmail.com](mailto:palestinesouthafrica@gmail.com). A copy of PSC Cape Town's "Contact" page is attached as "C 4".
- 19.5. The above e-mail address is the only contact detail publicly available for PSC Cape Town. The application will be served by e-mailing it to that e-mail address and the applicants seek leave to also e-mail the rule nisi to that address.



## RELIEF SOUGHT

20. The relief sought is framed as a rule nisi for the sole reason that the sixth respondent, being unidentified individuals, cannot be given prior notice of these proceedings and the applicants may also require directions from Court as to service on other respondents.

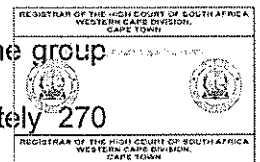
21. A number of the protesters are anonymous. As will be set out below, many of them even wear masks and other coverings to avoid being identified.
22. The applicants appreciate the necessity of giving the protesters a full opportunity to oppose this application. The applicants therefore suggest that the rule nisi and return date be displayed visibly at the sites of the protests. This will ensure that all protestors to which an order will apply will receive notice of the proceedings.
23. The applicants will, however, attempt service on the first to fifth respondents at the addresses the applicants have acquired through enquiries in the community and on the seventh respondent via e-mail. These respondents will therefore have an opportunity to oppose the application even prior to a rule nisi being issued or on the return date.



## BACKGROUND

24. The history of the Holocaust and the Balfour Declaration that led to the formation of the State of Israel is so well-known that it needs no repetition.
25. Similarly, the facts surrounding the current tragic war in the Gaza region are well-known. This is the subject of litigation in the International Court of Justice in The Hague, The Netherlands. I am advised that the Honourable Court may take judicial notice thereof.
26. The war has been ongoing since 7 October 2023.

27. Cape Union Mart and I have no involvement whatsoever with the war. The ties I have with Israel in my personal capacity stem solely from my family's religion of Judaism, which ties are with the Jewish state as a spiritual homeland for Jews and not with the government of Israel.
28. My late grandfather, also Philip Krawitz, came to South Africa at the time of intensifying persecution of Jews. He founded Cape Union Mart in 1933.
29. Our family has been involved in this business ever since. However, Cape Union Mart is currently anything but a small family business. The group has approximately 3000 employees and operates approximately 270 stores throughout Southern Africa and South Africa in particular.
30. It goes without saying that the group's employees on all levels come from all ethnic, religious, cultural, and demographically diverse backgrounds.
31. As is expected from all major businesses, Cape Union Mart has a comprehensive Corporate Social Investment ("CSI") policy. Donations are given to qualifying organizations. Recent beneficiaries include Cape Town Opera, The Red Cross Children's Hospital, the Cape Town Philharmonic Orchestra, Ikamva Labanthu, Afrika Tikkun, and the Amy Biehl Foundation. The above includes cash and in kind donations of clothing, blankets and other useful items.
32. Cape Union Mart's CSI policy includes a requirement that donations are only made in the communities we conduct business in. I can therefore categorically state that Cape Union Mart has never donated anything to any person or organization outside of Southern Africa.





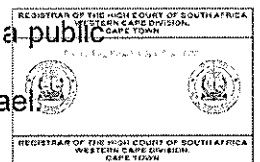
33. In my personal capacity, I have served and continue to serve in several leadership positions. These include:

33.1. Being a trustee of the Cape Town Holocaust & Genocide Centre;

33.2. Being a past president of the South African Chamber of Business ("SACOB") and the Cape Town Chamber of Commerce;

33.3. Acting as Protector of the Ikamva Labantu Trust;

33.4. Being the South African chairperson of Keren Hayesod, a public benefit company and non-profit organization based in Israel.



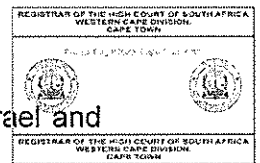
34. I have been privileged to receive several awards during my career, amongst them the Jaycee Distinguished Service Award (1984), the Mayor of Cape Town's medal for contributing to racial peace towards the end of apartheid, the Cape Times Business Personality of the Year Award (1999), the Lexus Lifetime Achiever Award (2005), the Kaapstad Sakekamer/Die Burger Business Leader of the Year Award (2009), the Absa Business Icon Award (2023) and the Keren Hayesod Yakir Award for philanthropy (2015).

35. The last-mentioned award has significant relevance in this matter. I attach, as annexure "C 5", a report from the *SA Jewish Report* dated 24 June 2015, reporting on the award.

36. The publication reported at the time that I was one of four recipients recognised at Keren Hayesod's 2015 Annual World Conference.

37. The publication correctly reported that I told the Jewish Report that I was not quite sure what prompted the recognition "at this particular juncture", being the year 2015. This is because I have been involved in Jewish and non-Jewish organizations my entire career.

38. The publication further correctly reported that I said my recognition might have been prompted by the extraordinary fund-raising efforts of the Cape Town Jewish Community in the preceding year (2014) under my leadership as chairperson of Keren Hayesod South Africa.



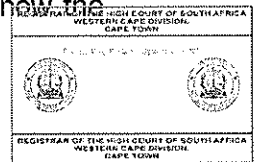
39. During 2014, there was another well-known conflict between Israel and Hamas-affiliated Palestinian militants. The conflict has come to be known as "Operation Protective Edge" or the "2014 Gaza War".

40. Several Israeli citizens were injured, killed, and kidnapped during that conflict.

41. Keren Hayesod South Africa spearheaded a fundraising campaign for the Fund for Victims of Terror. This Fund had been established in 2002 following the increase of terrorism against civilians in Israel. I attach, as "C6", a copy of the Fund's website explaining the work performed by the fund. The Fund provides assistance to civilians of any religious background who are affected by terrorism on Israeli soil. The Fund does so through:

41.1. Immediate grants of 4,000 NIS (Israeli New Shekel) (currently equivalent to about R20,000) to eligible beneficiaries within 72 hours of the event;

- 41.2. Rehabilitation grants to provide victims with in-depth, long-term rehabilitation aid; and
- 41.3. Intervention programmes and group therapy sessions for impacted communities.
42. The Victims of Terror Fund is therefore a purely humanitarian organization offering support to civilians impacted by violence.
43. All of the above-mentioned are facts relevant to the context of how the Cape Union Mart boycott unfolded.



## THE PROTESTS

44. Protesters started targeting Cape Union Mart in 2023. The purported rationale for the protests is to support Palestinians. The protests were aimed at Cape Union Mart and me personally.
45. A pamphlet under the banner of the 'Palestine Solidarity Campaign', being the seventh respondent, inviting members of the public to take part in the protest action has been widely distributed through social media and in hard copy. A copy of the pamphlet is attached hereto as annexure "C 7". It reads *inter alia*:

*"Join us as we picket outside various Cape Union Mart stores every Saturday.*

*2 Venues:*

*Venue: Canal Walk (inside mall)*

*Venue: V&A Waterfront Quay 4 (outside venue)*

*Time: 11:30-2PM (Both venues)*

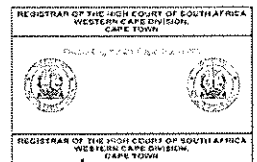
*#EndTheGenocide*

*Contact for further enquiries:*

*Zain: 083 285 7662 (WhatsApp)*

*Sherezaad: 084 456 1231 (WhatsApp)*

*Shafiq: 082 875 5315 (WhatsApp)"*



46. The pamphlet also bore the logo of Cape Union Mart with the words "VOETSEK" written in capital letters.
47. The second, third, and fourth respondents were listed as the organisers of the protests – the reference to "Shafiq" is to the second respondent, to "Zain" is to the third respondent, and to "Sherezaad" is to the fourth respondent.
48. On 18 November 2023, protests were held at Cape Union Mart's stores in Rosebank, Johannesburg, the V&A Waterfront, and Canal Walk shopping centres in Cape Town.
49. The police had to intervene at the V&A Waterfront as approximately 18 protestors were screaming at clients of Cape Union Mart. They also used a megaphone to chant:

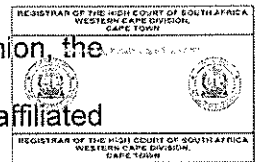
*"Philip, Philip, you can't hide, we charge you with genocide!"; and*

*"If you shop inside we charge you with genocide".*

50. A confirmatory affidavit from Mr Michael Elliott, chief executive officer of Cape Union Mart, who was present during the protests is attached hereto as annexure "C 8".

51. From thereon, protests were held almost every Saturday at various Cape Union Mart stores, predominantly the ones in Cape Town.

52. The vitriol accompanying the protests shocked me and Cape Union Mart employees alike. Several employees of Cape Union Mart were understandably distressed by the events and approached their union, the South African Clothing and Textile Workers Union ("SACTWU") affiliated with Cosatu, to get involved.



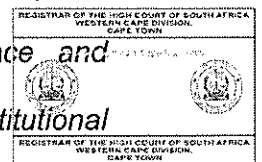
53. On 23 November 2023, representatives of Cape Union Mart met with Mr Malvern de Bruyn, the Western Cape Provincial Secretary of COSATU, Mr Deon Simons from SACTWU and 13 of SACTWU's shop stewards shortly after the first protests. The meeting was facilitated by Professor Brian Williams of the Justice and Peace Commission of the Roman Catholic Church.

54. Following the meeting, and on the same date as the meeting, Cape Union Mart issued a press release to clarify the facts. A copy thereof is attached hereto as annexure "C 9". The press release put the following facts (*inter alia*) in the public domain:

*"The Cape Union Mart Group has only contributed to humanitarian projects in South Africa. The company has not donated funds to any institutions outside of South Africa. The*

*Cape Union Mart Group has never donated funds to Israel, the Israeli army or any other army. Mr. Philip Krawitz, in his personal capacity has also never donated funds to the Israeli army (or any other army)."*

*"Mr. Krawitz is a philanthropist who supports purely humanitarian projects in South Africa and Israel, in his personal capacity. He has made contributions to poverty alleviation, peace and reconciliation projects for several years, as is his constitutional right."*



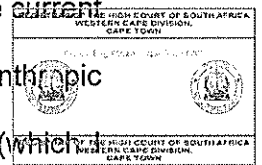
55. The press release was reported on by the news media, thereby further placing the applicable facts in the public domain. On 25 November 2023, the *Weekend Argus* and *IOL* reported that Cape Union Mart denied allegations by pro-Palestinian protesters that the company or I funded the war. A copy of this article is attached hereto as annexure "C 10".
56. The article quoted one Roshan Dadoo of the SA Boycott, Divestment and Sanctions ("BDS") Coalition spreading a complete falsity that I supposedly pledged to "raise money for the Israeli war fund."
57. I did no such thing. In fact, as I was quoted by the *Weekend Argus/IOL* as saying, I pledged support for the Victims of Terror Fund, as set out above.
58. The BDS reportedly rubbished what I said – without offering any countering facts or evidence whatsoever – and brought up my award

bestowed by the public benefit organization Keren Hayesod in 2015. This reference is mind-boggling in that:

58.1. Keren Hayesod is not the Israeli government and most definitely not the Israeli armed forces. It is a public benefit organisation.

58.2. The funds were raised for the Victims of Terror Fund and not for any Israeli government department or military action.

58.3. The fundraising was in 2014, almost a decade prior to the current war. Even if the disgruntled individuals felt that my philanthropic work for which I received an award was objectionable (which I respectfully insist would be absurd), it is in no way rationally connected to the current war that started on 7 October 2023.



58.4. The only relevance of the reference in news reports to "Operation Protective Edge" is that the funds were raised during that period for victims of the 2014 war.

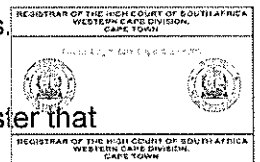
59. The Cape Union Mart protesters did not let these publicly known facts stand in the way of their campaign.

60. On 2 December 2023, and at the V&A store, approximately 20 protestors gathered again. I interpose to state that, as far as the applicants are aware, none of the procedures prescribed in the Regulation of Gatherings Act for gatherings involving more than 15 persons were followed. I say so because Cape Union Mart would have been entitled to notifications of such planned protests and never received any such prior notification. The same applies to subsequent gatherings involving more than 15 persons.

61. The protesters at the V&A store held posters stating, "Cape Union Mart supports the genocide in Gaza", and a banner stating, "Krawitz Way K-Way Killer Way" as is evident from the pictures attached hereto as annexure "C 11". The pictures were posted on the Instagram account of PSC Cape Town, the seventh respondent.

62. I am advised that, to any reasonable reader of the poster, the meaning of the words was that Cape Union Mart supports a genocide in Gaza and that I, personally, and K-Way are complicit in killing human beings.

63. On 9 December 2023, and at Canal Walk, picketers held up a poster that read:



"GAZA. Swastika = Star of David. AUSCHWITZ"

64. A picture of this poster is attached hereto as annexure "C 12".

65. On the same day, being 9 December 2023, approximately 39 protestors gathered at the V&A store – again without following any of the applicable legal requirements. A physical altercation between a client and one of the protestors ensued. Mr Elliot, the CEO, witnessed this, as he confirms in his affidavit already attached hereto as "C 8".

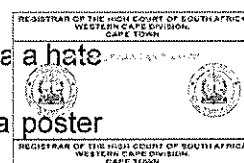
66. The first respondent was present at this event wearing a mask notwithstanding the explicit prohibition in section 8(7) of the Regulation of Gatherings Act against protestors wearing a disguise or mask or any other apparel or item which obscures her facial features and prevents her identification. She held a poster stating, "K-Way Killers Way". My picture was linked with an equation mark to "Killers Way", thereby implying that I



am a killer or am following killers' ways. A photograph of the first respondent displaying this poster is attached hereto as annexure "C 13".

67. Also, at the V&A store on 9 December 2023, another protester held a poster reading: "PHILIP KRAWITZ, GENOCIDE FUNDER." The poster also contained a picture of my wife, Michele Krawitz, and me. A picture of the unidentified protester and her poster is attached hereto as annexure "C 14".

68. Other unidentified protesters carried posters depicting the swastika a hate symbol of Nazi Germany superimposed on an Israeli flag and a poster stating: "Boycott Cape Union Mart: They fund genocide." A picture of these posters held by unidentified protesters is attached hereto as annexure "C 15".



69. In a particularly offensive development, the protesters, including the first respondent, chanted:

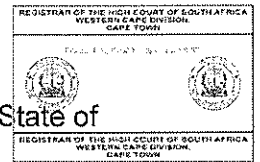
*"Philip, Philip what do you say how many kids have you killed today?"*

70. The aforesaid facts are again confirmed by Mr Elliot, the CEO, who was present. Mr Elliot's confirmatory affidavit is already attached hereto as "C 8". I was therefore unambiguously accused of killing children.

71. Cape Union Mart again tried to engage with the pro-Palestine protesters. A meeting was held at Cape Union Mart's head office on 13 December 2023 with representatives from Cosatu, SACTWU, the Palestine Solidarity Campaign ("PSC") and BDS. A copy of the attendance list is attached

hereto as annexure "C 16". Cape Union Mart was represented by its legal advisor, Simone Sulcas, Mike Elliott the CEO, and a director, Martine Vogelmann, whose confirmatory affidavits are attached hereto as "C 8", "C 17" and "C 18" respectively.

72. Sulcas, Elliott and Vogelmann again conveyed the facts set out above and listened to the grievances of the PSC representatives. It was explained to the PSC representatives that their campaign against Cape Union Mart is ill-conceived as:



72.1. Cape Union Mart has no connection whatsoever with the State of Israel or the Israeli army. It follows naturally that Cape Union Mart has no influence whatsoever over the current war.

72.2. I also have no connection with the Israeli State and army. I have only ever assisted humanitarian projects in South Africa and Israel. I do not have any influence in the affairs of the State of Israel. In fact, I do not even have citizenship of that country.

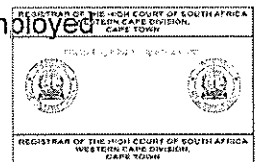
72.3. There is no rational connection between the plight of Palestinians on the one hand and Cape Union Mart's business activities or my philanthropic activities on the other.

73. Unfortunately, this engagement also did not let rationality and sanity prevail.

74. Just three days later, on 16 December 2023, protesters returned to the V&A store where they intimidated customers of Cape Union Mart. The first respondent was present at this gathering as well, even though she

attempted to conceal her face when Cape Union Mart employees took pictures of her. A photo of the first respondent at the event is attached hereto as annexure "C 19". The picture was taken by Mr Malden Warren, operations executive of Cape Union Mart, who also identified the first respondent from having interacted with her on various occasions. A confirmatory affidavit of Mr Warren is attached as "C 20".

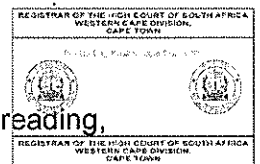
75. The protests continued unabated. In order not to overburden the papers, I do not include all defamatory and insulting posters and chants employed by the protesters over the last 19 months but highlight only a few.



76. On 6 January 2024, the first respondent held a placard at the V&A stating, "Boycott Cape Union Mart. They fund genocide." A copy of this picture is attached hereto as annexure "C 21".
77. On 13 January 2024, an unidentified protester at the V&A store held up a poster stating, "Philip Krawitz award winning baby killer". A copy of this picture is attached hereto as annexure "C 22".
78. The first respondent took part in a gathering at the Canal Walk store on 10 February 2024 holding a poster stating, "Phillip Krawitz Genocide Funder". The poster also featured the logos of Old Khaki and K-way together with a picture of my wife and me. A picture of the poster is attached hereto as annexure "C 23".
79. On 9 March 2024 the first respondent attended the protest at V&A. She had a poster loosely quoting from the Bible, Revelations 2:9:

*"I know your suffering and your poverty (but you are rich), and how you are BLASPHEMED & SLANDERED by those who say they are Jews (Zio's) and are not THEY ARE THE SYNAGOGUE OF SATAN."*

80. A picture of the first respondent at her poster is attached hereto as annexure "C 24". The first respondent intimated that Cape Union Mart belongs to "the synagogue of Satan". It is an overt attempt to demonise Jews in general and me in particular.

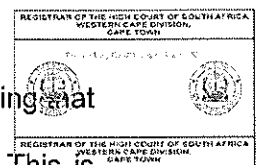


81. On 13 April 2024, protesters held up a poster at the V&A store reading, "Philip J. Krawitz (owner) supports & funds occupation, colonisation, genocide, forced Starvation. YOU'RE SUPPORTING GENOCIDE". The poster bore the Star of David, being a religious symbol associated with Judaism, alongside the deeply offensive swastika. The logos of Cape Union Mart, Poetry and Old Khaki were also displayed. A picture of the poster is attached hereto as annexure "C 25".

82. On the same day, the first respondent again held up the poster of my face "= Killers way" whilst covering her face and beating a drum to attract attention of Cape Union Mart customers. Photos hereof are attached hereto as hereto annexure "C 26" and annexure "C 27".

83. On 11 May 2024, a protester at the Canal Walk shop waived a poster containing pictures of dead children with the words, "killed by Cape Union Mart". A copy of the picture is attached hereto as "C 28".

84. On 6 April 2024, at Canal Walk, an unidentified protester wore a t-shirt with the words, "From the river to the sea, Palestine will be free". This phrase is well-recognised to be a reference to the Jordan River and the Mediterranean Sea that would be Palestine, leaving no space for a Jewish state. It is a hateful slogan which has been banned in several countries throughout the world. The protester carried a poster claiming that Cape Union Mart "support(s) the genocide of Palestinians". A picture hereof is attached as "C 29".



85. On 1 June 2024, at Canal Walk, a protestor held up a poster claiming that I made "financial contributions to the Israeli Occupation Force". This is false, as I have already set out. A picture of the poster is attached hereto as "C 30". It also contained a picture of my wife and me during the Keren Hayesod award ceremony in 2015 which was also attended by Israeli Prime Minister Benjamin Netanyahu. The aim of the picture is clearly to portray me as being close, or even acquainted with, Mr Netanyahu, which is simply false. I do not know him personally and had never met him before the award ceremony or thereafter.

86. A physical altercation between protesters and a passerby ensued at the V&A Waterfront on 3 August 2024. Video footage of the incident will be made available to this Honourable Court. The South African Police Service had to intervene.

87. A poster claiming that "Cape Union Mart support(s) killing children in Palestine" was displayed at the V&A store on 21 December 2024. A

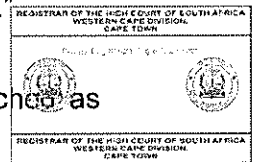
picture of this poster hanging next to a large white poster is attached as annexure "C 31".

88. On 18 January 2025, at the V&A Waterfront, an unidentified protester, protesting alongside the first respondent held placards saying:

88.1. "Murders of Kids", alongside my name, a picture of mine, and Cape Union Mart's logo.

88.2. "Cape Union Mart supports killing of children in Palestine."

88.3. The above-mentioned is depicted in a photograph attached as annexure "C 32".



89. On 26 January 2025, at the V&A Waterfront, the first respondent held up a poster consisting of a picture of my wife and me, as is evident from the picture attached hereto as annexure "C 34". A more complete picture of the poster is attached as annexure "C 35". The poster:

89.1. Manipulated the photograph of me to include devil's horns on my head. I was therefore depicted as Satan/the devil.

89.2. Along with depicting me as Satan/the devil, the words "Killer Way" and "Cape Union Mart" were written on the bottom right.

89.3. Referred to me as "Fill-lip Krapwits", a wordplay on Philip Krawitz, meant to insult me and/or to impair my dignity.

89.4. Reproduces a purported quotation from me that read, "I would be proud to be a bigger donor to Israel (Genocide)" (sic).

90. The last-mentioned phrase meant to an ordinary reader that I am proud to fund genocide and would be proud to be a bigger donor to Israel, which is, on the face of it, defamatory.
91. However, this is a prime example of the misinformation and falsities spread by the protesters. I have never said those words quoted on the poster.
92. I have been repeatedly and deliberately misquoted by the protesters from an interview I took part in on 28 October 2024 during a private function of the non-profit organization ORT Jet hosted in Johannesburg where I was a guest speaker. The engagement was recorded and thereafter widely distributed on social media. I was not even aware that a member of the audience took video footage. Unfortunately, the video recording has been misquoted, abused, and distorted to suit the agenda of protestors.
93. A video of the interview will be made available to this Honourable Court and the respondents. What I actually said during the interview, when I was prompted about the boycott campaign against Cape Union Mart, was:

*"The Jewish Report published a picture of me together with my wife together with (Israeli Prime Minister) Netanyahu.*

*"Suddenly I became, quote unquote, the biggest funder of the Israeli army.*

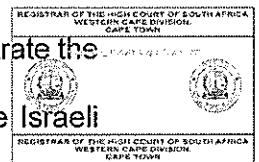
*"I would be privileged to be the biggest funder of anything in Israel...*



*"And so, they picked up on that, 'I'm the biggest funder to the Israeli army and you must boycott K-Way and you mustn't buy from K-Way.'"*

94. The picture of me, my wife and Netanyahu comes from the Keren Hayesod award ceremony in 2015 where the Prime Minister was a guest, as I already indicated.

95. During the recorded interview in question, I emphatically denied funding the Israeli army. My correct quotation was clearly sarcastic to illustrate the ludicrous nature of claiming that "I am the biggest funder of the Israeli army". I said I would be privileged if I were, in fact, the biggest funder of anything in Israel as that would imply that I was a man of such wealth that I could be the biggest funder of anything in Israel, let alone the Israeli army.



96. The misquote on the poster that I supposedly said I want to be "a bigger donor to Israel" is a deliberate misrepresentation of what I said.

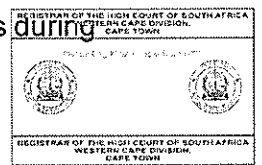
97. The protests continued after January 2025. With a handful of exceptions, protestors arrive every Saturday at Cape Union Mart's stores at the V&A Waterfront, Canal Walk, and Cavendish Stores with no sign of relenting. The same defamatory and insulting posters are reused and displayed at every event, and I do not intend to overburden these papers by attaching pictures of the same posters and actions for every Saturday of this year.

98. I must add that the first respondent is consistently present at all the protests and therefore a central figure.



99. On 22 March 2025, protestors blocked the entrance to the Cape Union Mart store at the V&A Waterfront with a large banner so that customers could not enter the store. A police officer had to remove them. The first respondent was one of the protestors holding the banner and actively preventing customers from entering the store.

100. Cape Union Mart staff did not initially know the full names of the second, third, fourth and fifth respondents or what they looked like. It was therefore not possible to collect photographs of their participation in protests during 2023 and 2024.



101. However, towards the end of March 2025 we managed to ascertain the full name of the third respondent, Mr Zain Jeenah, thereby enabling us to identify him.

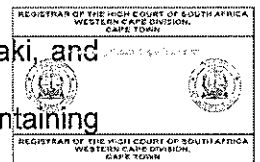
102. The third respondent was spotted – together with the first respondent – protesting at the V&A Waterfront on 5 April 2025. Mr Jeenah bore the defamatory poster saying, "Cape Union Mart, They fund genocide". Ms Ockards, the first respondent, was again present and wore a mask. Ms Vogelmann identified them and took video footage of both individuals, which can be made available to this Honourable Court. Her confirmatory affidavit is already attached. Screenshots of the video footage showing Ms Ockards and Mr Jeenah are attached hereto as "C 36".

103. On 19 April 2025, a video was posted on the Instagram page of BDS bragging about how the "boycott is biting". As part of that video, another picture emerged of the first respondent protesting with a placard containing a bald-faced lie:

*"The owner of this store – Philip Krawitz – donates money to the Israeli Occupation Forces. DONATES MONEY TO THE ARMY THAT KILLS CHILDREN."*

104. A screenshot of the video clearly depicting the first respondent and the poster is attached hereto as "C 37".

105. We have also recently managed to fully identify the second respondent, Mr Shafiq Gamiet. He was photographed on 29 June 2024 at Canal Walk holding up the defamatory posters claiming that Poetry, Old Khaki, and Cape Union Mart "fund genocide". He had another poster containing pictures of my wife and me, making the same claim that I am funding the "Israeli Occupation Forces". Copies of these pictures are attached as "C 38" and "C39".



106. Over the weekend of 31 May 2025, the second respondent was also photographed alongside the first and third respondent at the V&A Waterfront. Pictures of them are attached as "C 40".

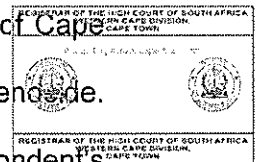
107. Ms Ockards was video graphed at this opportunity bending on her knees to spray-paint a new poster. The video footage will be made available to this Honourable Court. A screenshot thereof is attached as "C 41".

108. The poster the first respondent painted, reads: "ISRAEL KILLS/Starves BABIES". A copy thereof is attached as "C 42".

109. However, the first respondent went further by later painting an arrow on the poster pointing towards the Cape Union Mart store, thereby again

intimating to any ordinary reader that Cape Union Mart is somehow complicit in, or responsible for killing and or starving babies.

110. Over the weekend of 31 May 2025, the fifth respondent, Mr Sayed Ridhwaan Mohamed, was also identified for the first time. Upon accessing his public Instagram account, we saw he is posting pictures of himself taking part in protests at Cape Union Mart stores. In one picture he publishes for the public in general to access, he bears a poster bearing a picture of me that identifies me by name, together with a logo of Cape Union Mart, bearing the words: "Cape Union Mart supports genocide. Proudly supports MURDERS OF KIDS." A copy of the fifth respondent's Instagram post where he posted the picture of himself is attached as "C 43".



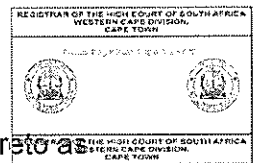
## UNLAWFUL CONDUCT

111. As set out in detail above, the protesters' chants and posters are defamatory of Cape Union Mart and me. They state in so many words that the applicants are killing babies/children or are complicit in the killing of children, as well as funding of a genocide, which are defamatory *per se*.
112. No right-thinking person would want to support any business that funds any genocide. An ordinary reader of the posters would also think less of me based on the blatant untruths and distortions published by the protestors.

113. The chants and posters detailed above, including the display of the swastika, also impair my dignity.

114. It is further abundantly clear that Cape Union Mart and I are targeted for being Jewish. Many of the posters detailed above are simply expressing disgust at Jews in general.

115. The continuous protests have caused me to have a reasonable fear for my safety and the safety of my family. On or about 3 July 2024, Ms Vogelmann was contacted by General Daries from the Hawks.



116. Ms Vogelmann, whose confirmatory affidavit is already attached hereto as "C 18", was informed by General Daries that they had credible information of a planned hit on me. General Daries therefore advised that I ought to leave the country temporarily. A confirmatory affidavit from General Daries is attached hereto as "C 44".

117. After some time had passed, a Detective Franks from the Hawks advised Ms Vogelmann that the active threat to my life has allegedly been resolved. However, both General Daries and Detective Franks advised that the constant escalation of my public profile by virtue of the photos and references to me on the posters displayed at the various malls each week caused concern for them as it could reasonably spark another hit on my life.

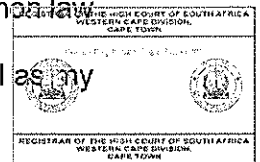
118. I have had to take the drastic step of employing full-time bodyguards and utilising a bulletproof vehicle.

## CLEAR RIGHT

119. I am advised that every person has the right to assemble with other persons and to express their views as long as the exercise of such right takes place peacefully and with due regard to the rights of others.

120. The respondents' rights to protest are subject to, *inter alia*, the limitations set out in the Regulation of Gatherings Act.

121. Moreover, the protesters' rights must be weighed against the common law rights of the first and second applicants' right to reputation as well as my right to dignity.



122. On the statutory front, the Regulation of Gatherings Act places obligations on any assembly of more than 15 persons in a public space (defined as a "gathering") and for smaller protests (defined as a "demonstration").

123. As can be seen on the pictures already attached to this affidavit, the protests have often exceeded the limit of 15 persons without complying with the legal requirements for gatherings.

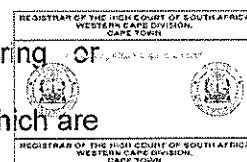
124. The applicants, as the target of the gatherings, have a clear right to the safeguards afforded in the Regulation of Gatherings Act as it pertains to notice to be given and appointment of conveners and responsible officers for the sake of accountability.

125. There can be no prejudice for the respondents to be ordered to comply with the provisions of legislation.

126. Moreover, the Regulation of Gatherings Act sets out safeguards applicable to both gatherings and demonstrations:

126.1. No person present at or participating in a gathering or demonstration shall by way of a banner, placard, speech or singing or in any other manner incite hatred of other persons or any group of other persons on account of differences in culture, race, sex, language or religion.

126.2. No person present at or participating in a gathering or demonstration shall perform any act or utter any words which are calculated or likely to cause or encourage violence against any person or groups of persons.



126.3. No person shall at any gathering or demonstration wear a disguise or mask or any other apparel or item which obscures his facial features and prevents his identification.

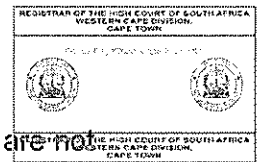
127. I am advised that the applicants have a clear right – in terms of the relevant legislation and indeed the common law – not to be subjected to words and conduct that are likely to cause or encourage violence against any person. I have set out above how the conduct and words of the protesters are already encouraging violence through the extremely emotive and false accusations of “child killings”, complicity in “genocide”, and the dehumanisation of my family and me through demonisation.

128. I further submit that the words and conduct of the protesters are inciting hatred of other persons and groups of persons on account of differences

in religion and ethnic origin. Some even display the swastika alongside the flag of Israel and the Star of David.

129. Over and above the legislative framework cited above, - as already indicated, both applicants have common law rights to our reputations and I have a right to dignity.

130. It is defamatory in the extreme to state that the applicants are funding genocide and kill babies. There can be no ground of justification for such utterances:



130.1. The statements are all phrased as factual statements but are not the truth. There can never be a public interest in publishing falsities.

130.2. Insofar as some statements may be found to amount to commentary (which I deny to be the case), I am advised that such commentary is not protected commentary as the facts upon which such opinions are based are not fairly stated by the protesters and are not true.

131. The statements that I am funding genocide, kill babies, belong to the synagogue of Satan, and the manipulation of pictures of me to depict me with devil's horns also constitute an *iniuria* or injury to my dignity.

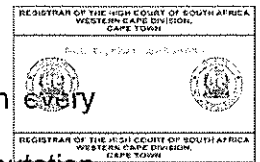
132. The display of the swastika alongside criticism of me adds insult to injury in light of the well-known history of the Holocaust committed against Jews and the hate implied through that symbol. The fact that the display of the swastika is directed at Cape Union Mart and me because I am Jewish and

the company is therefore perceived to be a "Jewish company" is egregious and unacceptable in a free and democratic society.

133. I am advised that the words and acts complained about are wrongful as they are, objectively determined, insulting, dignity impairing and degrading to a person in my position.

### IRREPERABLE HARM

134. My right to dignity and reputation continue to be infringed with every publication/act of the protesters. I continue to suffer harm to my reputation and dignity.



135. Cape Union Mart, as a juristic entity, is also entitled to its reputation which is tarnished for the same reasons and based on the same unlawful statements set out above. Cape Union Mart's brand, K-Way, is consistently being called "Killers Way", implying that the company and/or its brands is/are complicit in the killing of people.

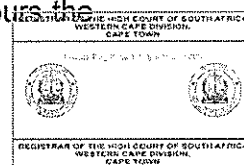
136. Moreover, Cape Union Mart is suffering economic damage that it will never be able to recover. The company's clientele is continuously being subjected to harassment by the respondents through verbal abuse, intimidation, and physical barriers to the entrance of stores. The company's clientele is actively discouraged from visiting Cape Union Mart's stores.



137. While it is near impossible to quantify the economic impact this has on Cape Union Mart's operations, economic harm to Cape Union Mart is the explicit and overt aim of the boycott and protests.

#### **BALANCE OF CONVENIENCE (FOR INTERIM RELIEF)**

138. The issuing of a rule nisi is interim in nature and I am advised that the applicants need to illustrate that the balance of convenience favours the applicants in considering interim relief.



139. It cannot be emphasised enough that the applicants are in no way attempting to prevent the respondents from exercising their right to freedom of expression and freedom to assemble.

140. The relief sought in these proceedings does not curtail those rights in any way. The applicants are not attempting to prevent the respondents from assembling in public spaces, from expressing whatever opinions they have about the State of Israel and the war in Gaza, or even to advocate for the boycott of Cape Union Mart insofar as the respondents apparently believe that such protests have any potential bearing on the plight of Palestinians, which I reiterate is entirely illogical.

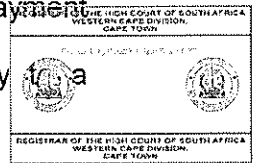
141. The respondents cannot be prejudiced at all by being ordered to adhere to the laws of the country and to refrain from unlawful conduct.

142. The applicants, on the other hand, will continue to suffer harm if the relief is not granted.

## NO ALTERNATIVE REMEDY

143. The applicants will institute an action based on the *actio iniuriarum* against the first to fifth respondents and, depending on who can be identified through these proceedings, such further defendants.

144. The applicants do not, and will not in the main action, seek any monetary compensation from defendants, but rather a public apology and payment of an amount of sentimental damages to be donated directly to a charitable organisation chosen by the Applicant.



145. However, such action is no substitute for the relief sought in this application for the following reasons:

145.1. The harm suffered by the applicants continues. It is submitted that the applicants cannot be expected to endure unlawful conduct that continues unabated.

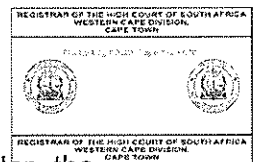
145.2. Moreover, no damages claim to be instituted against the first to fifth respondents or any other protester could undo or prevent the continuous harm being suffered by the applicants.

145.3. It is not possible to institute an action against protesters who have not been identified and who cannot be linked to specific acts and publications.

145.4. As already stated above, it is an impossibility for Cape Union Mart to accurately quantify its pecuniary damages suffered due to the conduct of the protesters.

146. Based on the above, it is respectfully submitted that the applicants have no other effective remedy but to seek this Honourable Court's intervention through an interdict.

#### URGENCY



147. The applicants do not approach this Honourable Court under the provisions of Rule 6(12) of the Uniform Rules of Court as the protests have been ongoing for a considerable period. However, this needs to be contextualised.

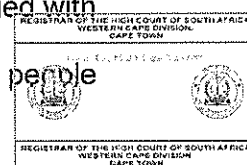
148. Cape Union Mart and I have initially not taken legal action against the respondents as we first sought to find an amicable solution.

149. When that failed, we sincerely hoped that the respondents would – at some point – cease their unlawful conduct.

150. Moreover, given the credible threats to my safety and my family's safety, we did not want to draw additional attention to the protests through litigation.

151. However, it became clear over the past few weeks that the protestors are only emboldened in their conduct after the recent closure of Cape Union Mart's store in Killarney Mall in Johannesburg. The store closed on 30

April 2025 when the lease agreement with Killarney Mall ended. As set out above, BDS started a fresh social media boycott campaign on 19 April 2025 with an inciting and dramatic video claiming that "boycotts are biting!". A screenshot of the video and the claims made is attached hereto as "C 45". The video has been widely shared by the Instagram accounts of the South African BDS Coalition, Boycott Apartheid ZA, and the Palestine Solidarity Youth League. It is not possible to see exactly what the reach of the social media post is and how many people engaged with its contents, but it can be safely accepted that thousands of people accessing the internet see this.

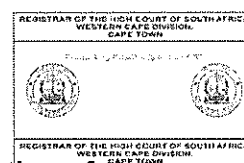


152. Over weekend of 31 May 2025, the protest at V&A Waterfront was also characterised by counter-protests of people bearing the Israeli flag. There were no incidents of physical altercations, but we fear that these clashes could escalate in the near future.
153. Cape Union Mart, and its customers, are now being drawn into a battlefield of opposing views about a war we have no part in. The untenable situation forced our hand to approach this Honourable Court as a last resort.
154. The applicants are suffering ongoing, intensifying, and irreparable harm. As such, we will not be able to obtain substantial redress in due course if the application is only heard in the ordinary course, which I am advised can be more than a year down the line if the application is opposed.
155. It is for this reason that the applicants seek relief for a referral to the Judge President for an expedited hearing of the matter in the event that the application is opposed prior to a rule nisi being issued.

**COSTS**

156. The applicants do not seek a cost order against the respondents if they do not oppose the application. The applicants are not trying to bully the respondents by mulcting them with costs.

157. However, should any respondent oppose the application in the face of what is set out in this affidavit, the applicants seek costs on a party-party scale against those respondents opposing the application.



**WHEREFORE the applicants pray for an order as set out in the notice of motion.**

**DEPONENT**

THUS SWORN AND SIGNED AT Cape Town ON THIS 11<sup>th</sup> DAY OF June 2025, BEFORE ME, THE DEPONENT HAVING ACKNOWLEDGED THAT HE UNDERSTANDS THE CONTENTS OF THIS AFFIDAVIT, HAS NO OBJECTION IN TAKING THE OATH AND REGARDS THE OATH AS BINDING ON HIS CONSCIENCE AFTER COMPLYING WITH THE REQUIREMENTS OF GOVERNMENT NOTICE R1258, DATED 21 JULY 1972, AS AMENDED.

**COMMISSIONER OF OATHS**

**NAME:**  
**CAPACITY:**  
**ADDRESS:**

**JESSICA ANN CANTER**  
Commissioner of Oaths  
Admitted Legal Practitioner (Attorney) RSA  
**SALVATORE PUGLIA ATTORNEYS**  
Unit 302, 3rd Floor, The Colosseum Building,  
3 St Georges Mall, Cape Town

**COURT ONLINE COVER PAGE**

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

**CASE NO: 2025-092980**

In the matter between:

**CAPE UNION MART INTERNATIONAL  
(PTY) LTD, PHILIP JOSEPH KRAWITZ**

**Plaintiff / Applicant / Appellant**

and

**MAGHMUDA OCKARDS ,MUHAMMAD  
SHAFIQ GAMIET ,MOHAMED ZAIN  
JEENAH ,SHERAZAAD RAHIMA  
SYLVESTER ,SAYED RIDHWAAN  
MOHAMED ,UNIDENTIFIED  
PROTESTERS AT CAPE UNION MART  
PREMISES AT CAPE UNION MART  
PREMISES ,PALESTINIAN SOLIDARITY  
CAMPAIGN, CAPE TOWN**

**Defendant / Respondent**

---

**Annexure 16 and More**

---

**NOTE:** This document was filed electronically by the Registrar on 19/6/2025 at 9:28:05 AM South African Standard Time (SAST). The time and date the document was filed by the party is presented on the header of each page of this document.



**ELECTRONICALLY SIGNED  
BY:**

**Registrar of The High Court,  
Western Cape Division, Cape  
Town**



CAPE UNION MART INTERNATIONAL PROPRIETARY LIMITED  
(REGISTRATION NUMBER 1979/005086/07)  
(the "Company")

ROUND ROBIN RESOLUTION OF THE BOARD OF DIRECTORS PASSED ON 29 MAY 2025

AUTHORISATION TO ACT ON BEHALF OF THE COMPANY

It was RESOLVED by ordinary resolution

That Philip Krawitz is hereby duly authorised as a director and elected person to act and depose to any affidavit or affidavits on behalf of the Company in any legal proceedings which pertain to the illegal protesters.



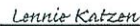


P. J. KRAWITZ



Mike Elliott (Jun 3, 2025 17:59 GMT+2)

M. G. ELLIOTT



Lennie Katzen (Jun 4, 2025 08:12 GMT+2)

L. E. KATZEN



Martine Vogelman (Jun 4, 2025 12:34 GMT+2)

M. VOGELMAN



L. VAN STADEN





# CUMI Resolution - PJK authorisation (protests)

Final Audit Report

2025-06-04

|                 |                                              |
|-----------------|----------------------------------------------|
| Created:        | 2025-05-29                                   |
| By:             | Ninke Botes (Ninke@capeunionmart.co.za)      |
| Status:         | Signed                                       |
| Transaction ID: | CBJCHBCAABAAb1mEDG3A2v2t1qhMhoKc0ph8WTLJX1Qm |

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-  Document created by Ninke Botes (Ninke@capeunionmart.co.za)  
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-  Document emailed to Philip Krawitz (chairman@cumi.co.za) for signature  
 2025-05-29 - 11:32:14 AM GMT
-  Email viewed by Philip Krawitz (chairman@cumi.co.za)  
 2025-06-02 - 8:20:01 AM GMT
-  Document e-signed by Philip Krawitz (chairman@cumi.co.za)  
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-  Document emailed to Martine Vogelmann (martine@cumi.co.za) for signature  
 2025-06-04 - 6:12:24 AM GMT



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2025-06-04 - 10:34:28 AM GMT

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2025-06-04 - 11:33:13 AM GMT

 Document e-signed by Landi van Staden (landi@cumi.co.za)

Signature Date: 2025-06-04 - 11:34:00 AM GMT - Time Source: server

 Agreement completed.

2025-06-04 - 11:34:00 AM GMT







## PALESTINE SOLIDARITY CAMPAIGN (PSC) - SOUTH AFRICA

[Join group](#)
[Share](#)


### WHO IS PALESTINE SOLIDARITY CAMPAIGN (PSC)?

The PSC was renamed after it expanded nationally but was previously known as the Palestine Solidarity Group (PSG).

- The PSC was formed as part of an initiative for the WCAR (World Conference Against Racism) in 2000 and as a secular initiative to promote the Palestinian cause in South Africa and to lead an international anti-apartheid movement against Apartheid Israel.
- PSC members are well-known political and trade union activists, cultural workers, sports and religious personalities and former anti-apartheid activists from a number of NGOS, CBO's and political tendencies.
- PSC declaration focuses on the parallels between South African and Israeli apartheid and the parallels between the liberation struggles. It calls for an end to Israeli occupation, the return of the Palestinian refugees and for the establishment of a secular democratic Palestinian state.

### PSC'S AIMS AND OBJECTIVES

We, South Africans, extend our hands to the heroic people of Palestine. Theirs is the struggle, slingshots in hand, of David against Goliath. Theirs is the vision of a country shorn of racist dominion. Theirs is the passion for life without oppression. Theirs is the struggle, Arab and Jews to be free from discrimination and injustice. As South Africans we understand these struggles, visions and passions.

We pledge ourselves to be part of a new International Anti-Apartheid movement against Israel and we support the demand for :

1. Immediate and Urgent International Protection for the Palestinian people in the Gaza Strip and the West Bank
2. Dismantling of all Jewish Settlements in the Occupied Territories
3. Withdrawal of all Israeli Troops from the Gaza Strip and the West Bank
4. The right of return and reparations for 4,5 million Palestinian refugees
5. The establishment of a sovereign independent Palestinian state with Jerusalem as its capital
6. The establishment of a secular democratic state in historic Palestine

### HOW TO JOIN PSC AND BECOME INVOLVED

The PSC are embarking on a number of programmes from our regular placard demonstrations, public meetings to media campaigns and other awareness programmes. Join the PSC and help free Palestine. [See less](#)





### Cultural Campaigns

"The role of the artist is to make the revolution irresistible." – Toni Cade Bambara



### Academic Boycott

An initiative to end academic partnerships with institutions supporting Israel's occupation

### Targeted Consumer Boycott Campaigns

Targeted boycotts focus on specific companies to maximise their effectiveness. The companies below represent the priority targets identified by the SA BDS Coalition. Supporters are still encouraged to boycott other companies who are complicit in upholding the Israeli regime.



*[Handwritten signature]*



"C4"

**PSC CAPE TOWN**[Home](#) [Campaigns](#) [Statements](#) [Contact](#) [!\[\]\(666e09182d4cd268646ea700ea60dcdf\_img.jpg\)](#) [!\[\]\(1ef1ef0bf9af6c6996401964cf280f2d\_img.jpg\)](#) [!\[\]\(e9a80c8557f9285916925bd4ac40fff5\_img.jpg\)](#)

## Contact Us

We stand united in the global struggle against oppression and injustice. PSC Cape Town is committed to building bridges of solidarity and resistance. Join us as we work towards a world rooted in justice, equality, and dignity for all.

## Follow Us

To learn more about the struggle for justice in Palestine, follow our work, or get in touch with us.

- **Facebook:** Palestine Solidarity Campaign – South Africa
- **Instagram:** @psc\_capetown
- **Email:** palestinesouthafrica@gmail.com



"C5"

← → ↻ sajir.co.za/ct-s-philip-krawitz-honoured-by-k-hayesod/

☆

South African  
**Jewish Report**  
The source of living content, news and insights



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**Keeping that voice requires  
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ISRAEL



CT's Philip Krawitz honoured by K-Hayesod

ISRAEL

Hate speech the soundtrack to  
DC murders

ISRAEL

Israel's combat tactics failing on  
media front

ISRAEL

Israel's Yuval Raphael comes  
second at Eurovision, propelled  
largely by popular vote

ISRAEL

Netanyahu says he has ordered  
'basic' Gaza aid amid widening  
offensive and starvation concerns

ISRAEL

Jewish bickering prolongs Iron  
Swords War

ISRAEL

In a trap: Alexander's release  
deepens Israel's divisions



*[Handwritten signatures]*

ISRAEL

In a trap: Alexander's release deepens Israel's divisions

ISRAEL

From mourning to fleeing from fire in Israel's worst blaze

ISRAEL

## CT's Philip Krawitz honoured by K-Hayesod

Published 10 years ago on June 24, 2015

By admin

VANESSA VALKIN

Krawitz was one of four recipients to be recognised at Keren Hayesod's 2015 Annual World Conference. The other three distinguished community leaders and philanthropists hailed from Hong Kong, Brazil and Switzerland respectively.



*[Handwritten signatures]*



## Jewish Report

[Home](#) [News](#) [Israel](#) [World](#) [Religion](#) [OpEds](#) [Community](#) [Lifestyle](#) [Webinars](#)

In his acceptance speech Krawitz told the audience, which included Israeli President Reuven Rivlin, how, as a boy, his father had shown him photographs of refugee ships passing through Cape Town harbour, filled with Jews who were unable to find sanctuary in any port, in any country.

**RIGHT: Philip and Michele Krawitz**

"That reality made me realise that, whether or not Israel requires the financial support of Diaspora Jews, we as Diaspora Jews have a need to support the only country in the world that will take us in, regardless of wealth, health, age, financial status, skin colour or level of Jewish observance."



Krawitz told Jewish Report that he wasn't quite sure what prompted his recognition at this particular juncture but thought it was because he spearheaded the Cape Town Jewish community's fundraising efforts during Operation Protective Edge last year when Cape Town raised the most amount of funds per capita in the world for Israel.

Krawitz, who has grown outdoor clothing retailer Cape Union Mart from a one-store operation to one of South Africa's largest family-owned companies, is moving to a more non-executive role so he can focus his energies on philanthropy.

He is chairman of the board of the United Jewish Campaign, which raises funds for both local and Israeli



## Jewish Report

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He is chairman of the board of the United Jewish Campaign, which raises funds for both local and Israeli causes; he is a trustee of the South African Holocaust and Genocide Foundation as well as the CSO and is a protector of the Trust of Ikamva Labantu. He has also won the SA Jewish Report's Lifetime Achiever Award.

Krawitz was thrilled to have his wife Michele as well as two of his daughters at the ceremony with him. One of his daughters lives in Israel.

Former SA winners include: Stanley Seeff, Russel Gaddin, Robert Kaplan, Mervyn Horwitz and Geoffrey Herman



"C6"

fvt.jewishagency.org/en/about/



Homepage

About

Aid Programs

In The Media



Submit A Claim

Eligibility Check



The Fund for Victims of Terror of the Jewish Agency for Israel was established in 2002 following the increase in acts of terrorism against civilian population. Over the years, the Fund has been providing victims with comprehensive assistance, a full support system that helps them function alongside the trauma, find comfort, and hopefully, be able to look ahead and recover.

The Fund operates under the Jewish Agency that aspires to reinforce mutual guarantee, strengthen the resilience of Israeli society, and provide aid in times of emergency, and is currently also mobilizing to help Jews in Israel and the Diaspora who were impacted by the war.

The Fund, led by Chairwoman Ayelet Nahmias-Verbin, operates through a professional committee that reviews aid requests on an ongoing basis to optimally allocate support. The Committee includes representatives from the Ministry of Defense, the National Insurance Institute, Ministry of Aliyah and Integration, and the Jewish Agency.

Thank you, our partners in the Jewish world. We could not have made it without your help.

#### Our Vision:

To Rehabilitate And Integrate Victims Back Into Society,  
Help Them Live Productive Lives, Restore Self-Sufficiency  
And Maintain Positive Social Relationships.

[More About The Fund](#)
[Annual Report 2024](#)

## Milestones

- 2002 The Fund For Victims Of Terror Was Established
- 2005 The Emergency Fund Was Established
- 2006 The Second Lebanon War  
Distributed orphan grants and operated respite days for more than 45,000 children and teens + started distributing supplementary rehabilitation grants
- 2010 Camps For Children Of Terror-Impacted Families
- 2011 Expanded Services Included In The Rehabilitation Basket
- 2014 Operation Protective Edge  
Respite days for 80,000 children and teens
- 2021 Operation Guardian Of The Walls  
300 emergency grants were allocated in one week
- 2023 October 7 Events And The Iron Swords War  
Over 8,500 emergency grants were distributed





"C7"



PRESENTS:

# BOYCOTT CAPE UNION MART PROTEST

JOIN US AS WE PICKET  
OUTSIDE VARIOUS CAPE  
UNION MART STORES  
EVERY SATURDAY

2 VENUES:

VENUE: CANAL WALK (INSIDE MALL)

VENUE: VEC JUNCTION (QUIK &amp; JOHNS)

(VENUE)

WEEKLY PROTEST!!!

TIME: 11:30-2PM (BOTH VENUES)

#ENDTHEGENOCIDE

CONTACT FOR FURTHER ENQUIRES:

ZAIN: 0832857662 (WHATSAPP)

SHEREZAAD: 0844561231 (WHATSAPP)

SHAFIQ: 0828755315 (WHATSAPP)



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

CASE NO: 2025 - 092980

In the matter between:

CAPE UNION MART INTERNATIONAL (PTY) LTD

FIRST APPLICANT

PHILIP JOSEPH KRAWITZ

SECOND APPLICANT

and

MAGHMUDA OCKARDS

FIRST RESPONDENT

MUHAMMAD SHAFIQ GAMIET

SECOND RESPONDENT

MOHAMED ZAIN JEENAH

THIRD RESPONDENT

SHERAZAAD RAHIMA SYLVESTER

FOURTH RESPONDENT

SAYED RIDHWAAN MOHAMED

FIFTH RESPONDENT

UNIDENTIFIED PROTESTERS AT

CAPE UNION MART PREMISES

SIXTH RESPONDENT

PALESTINIAN SOLIDARITY CAMPAIGN,

CAPE TOWN

SEVENTH RESPONDENT



*[Handwritten signatures]*



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**CONFIRMATORY AFFIDAVIT**

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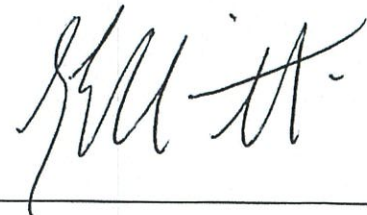
I, the undersigned,

**MICHAEL ELLIOTT**

hereby declare under oath as follows:



1. I am an adult male and the Chief Executive Officer of the Cape Union Mart Group with my place of employment at K-Way House, 34-40 Barrack Street, Cape Town, 8001.
2. The facts contained herein are within my personal knowledge, except where otherwise indicated or where the contrary appears from the context and are both true and correct.
3. I have read the Notice of Motion and Founding Affidavit deposed to by Philip Joseph Krawitz and confirm the contents thereof insofar as it relates to me, my actions and the actions of the Applicant's attorneys of record.



**DEPONENT**



THUS SIGNED AND SWORN TO BEFORE ME AT Cape Town ON  
 THE 11<sup>th</sup> DAY OF June 2025 BY THE DEPONENT  
 WHO HAS ACKNOWLEDGED THAT THE DEPONENT KNOWS AND  
 UNDERSTANDS THE CONTENTS OF THIS AFFIDAVIT, THAT THE DEPONENT  
 HAS NO OBJECTION TO TAKING THE PRESCRIBED OATH AND THAT THE  
 PRESCRIBED OATH IS BINDING ON THEIR CONSCIENCE.

  
 \_\_\_\_\_  
**COMMISSIONER OF OATHS**

**JESSICA ANN CANTER**  
 Commissioner of Oaths  
 Admitted Legal Practitioner (Attorney) RSA  
**SALVATORE PUGLIA ATTORNEYS**  
 Unit 302, 3rd Floor, The Colosseum Building,  
 3 St Georges Mall, Cape Town





"C9"



**Cape Union Mart Group (Pty) Ltd**  
Reg. No. 1980/003138/07

Press Release- 23<sup>rd</sup> November 2023

#### Clarification of Facts: Cape Union Mart Group – COSATU and SACTWU

The Cape Union Mart Group met with the Mr Malvern De Bruyn, the Western Cape Provincial Secretary of COSATU, Mr. Deon Simons the Western Cape Provincial Secretary of SACTWU the 13 SACTWU Shop Stewards today at a meeting facilitated by Professor Brian Williams of the Justice and Peace Commission of the Roman Catholic Church. The purpose of the meeting was to clarify the facts relating to the allegations made against the Cape Union Mart Group and Mr. Krawitz, linked to the current conflict in the Middle East. The following points were clarified to all parties:



The Cape Union Mart Group has only contributed to humanitarian projects in South Africa. The company has not donated funds to any institutions outside of South Africa. The Cape Union Mart Group has never donated funds to Israel, the Israeli army or any other army. Mr. Philip Krawitz, in his personal capacity has also never donated funds to the Israeli army (or any other army).

Mr. Krawitz is a philanthropist who supports purely humanitarian projects in South Africa and Israel, in his personal capacity. He has made contributions to poverty alleviation, peace and reconciliation projects for several years, as is his constitutional right.

The Cape Union Mart Group is committed to creating and protecting jobs within South Africa. A few weeks ago, Mr. Krawitz publicly stated to other business leaders at a national event, *"If we create jobs, we will reduce poverty. If we reduce poverty, we will reduce crime. If we reduce crime, we will get foreign direct investment. If we get foreign direct investment, we will grow our economy and create more jobs for our people. And that is where it starts in making this country great, and I believe there is so much that we can do"*.

Please contact Patuvuyo Mtiya at pr@cumi.co.za for any queries.



Head Office: K-Way House, 34 – 40 Barrack Street, Cape Town, 8001 \* P O Box 2545, Cape Town, 8000, South Africa  
Phone: +27(21) 464-5800 \* E-mail: info@capunionmart.co.za \* Website: www.capeunionmart.co.za

Directors: G Diamond, K Getz, A L Herson, L E Katzen, P J Krawitz, L J Reynolds, M R Vogelmann, L Katz, L van Staden

1



C10

6/4/25, 2:46 PM

Retailer denies funding Israel in war

WEEKEND ARGUS NEWS

## Retailer denies funding Israel in war

Francesco Villette | Published 1 year ago

3min



A handful of people protested in Observatory against the recent deadly Israeli air strikes in the Gaza Strip. | LEON LESTRADE/INDEPENDENT NEWSPAPERS

The CEO of Cape Union Mart has denied allegations by pro-Palestinian protesters that he contributes to Israel's "war fund".

The clothing and outdoor apparel retailer's stores across the country were recently the site of demonstrations as part of a targeted boycott.

Last week, the SA Boycott, Divestment and Sanctions (BDS) coalition's co-ordinator Roshan Dadoo told *Cape Argus*: "We targeted Cape Union Mart because after October 7, the owner Philip Krawitz, spoke at a public rally pledging, in fact, Cape Town's support for Israel and the aim was to raise money for the Israeli war fund. He is clearly supporting the genocide that is taking place in Gaza..."

Krawitz, however, denied this, clarifying that "together with organisations like the Zionist Federation", he had pledged to "support the Victims of Terror Fund".

The Cape Union Mart Group met representatives from Cosatu and the Southern African Clothing and Textile Workers' Union (Sactwu) to discuss issues affecting staff.

In a statement following the meeting, Cape Union Mart said the company had never donated funds to the Israeli army.



### Videos in Weekend Argus

Mamelodi Sundowns vs Pyra...



Featured in: Five key players that can guide Mamelodi Sundowns to their Champions League dream

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WEDNESDAY, JUNE 4, 2025



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<https://iol.co.za/weekend-argus/news/2023-11-25-retailer-denies-funding-israel-in-war/>

1/5



6/4/25, 2:46 PM

## Retailer denies funding Israel in war

"Philip Krawitz is a philanthropist who supports purely humanitarian projects in South Africa and Israel, in his personal capacity.

"He has made contributions to poverty alleviation, peace and reconciliation projects for several years, as is his constitutional right."

BDS, however, has rejected Cape Union Mart's claims as "disingenuous and a 'lie'".

"Their statement is disingenuous, they are lying; it's a distortion of the truth," said BDS coalition co-ordinating committee member, Salim Vally.

In a statement in reaction to Cape Union Mart's claims, BDS said: "Krawitz was honoured by Keren-Hayesod, 'the pre-eminent fundraising organisation for Israel' in 2015.

"Krawitz said 'he wasn't quite sure what prompted his recognition ... but thought it was because he spearheaded the Cape Town Jewish community's fundraising efforts during Operation Protective Edge' ... when Cape Town raised the most amount of funds per capita in the world for Israel. ('Israel's 2014 war on Gaza, SA Jewish Report)."

Cosatu provincial secretary, Malvern de Bruyn, said the trade federation met with Cape Union Mart management after employees asked them to get involved. He said no resolution was taken on the matter, as Cosatu would still monitor the issue.

"The meeting was to get clarity on the issue and hear their side of the story.

"There are always two versions. Cosatu supports Palestine and we thought we would have a meeting with Cape Union Mart to hear what they had to say," De Bruyn said.

Sactwu provincial secretary, Deon Simons, said they would also monitor the matter.

"Members in Cape Union Mart stores raised concern when the protests happened and how it would affect them. We had a discussion with the federation and a meeting with Cape Union Mart. As a trade union we will be monitoring," he said.

Meanwhile, Save our Sacred Lands with San and Khoi contingents held a solidarity demonstration on Friday at the Two Rivers Urban Park, Amazon's headquarters.

The event included a San and Khoi cleansing ceremony honouring the thousands of murdered Palestinians, and South African ancestors, on the site of the Khoi Dutch War of 1659.

"As part of the National San and Khoi Liberation and Resistance Route, this precinct forms part of our 'heroes acres' to commemorate our fallen heroes, in solidarity with the brave people of Palestine who continue to resist atrocities," the protesters said.

francesca.villette@iul.co.za

## Weekend Argus

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Retailer denies funding Israel in war

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WEDNESDAY, JUNE 4, 2025



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Retailer denies funding Israel in war

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WEDNESDAY, JUNE 4, 2025



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4/5

6/4/25, 2:46 PM

#### Retailer denies funding Israel in war

Southern Mail  
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A handwritten signature in black ink, consisting of a large, stylized 'S' followed by a series of loops and a final flourish.



"C11"



psc\_capetown

...



28 likes

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MART GROUP 🇪🇬 ... more

9 minutes ago

*[Handwritten signature]*





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*[Handwritten signature]*





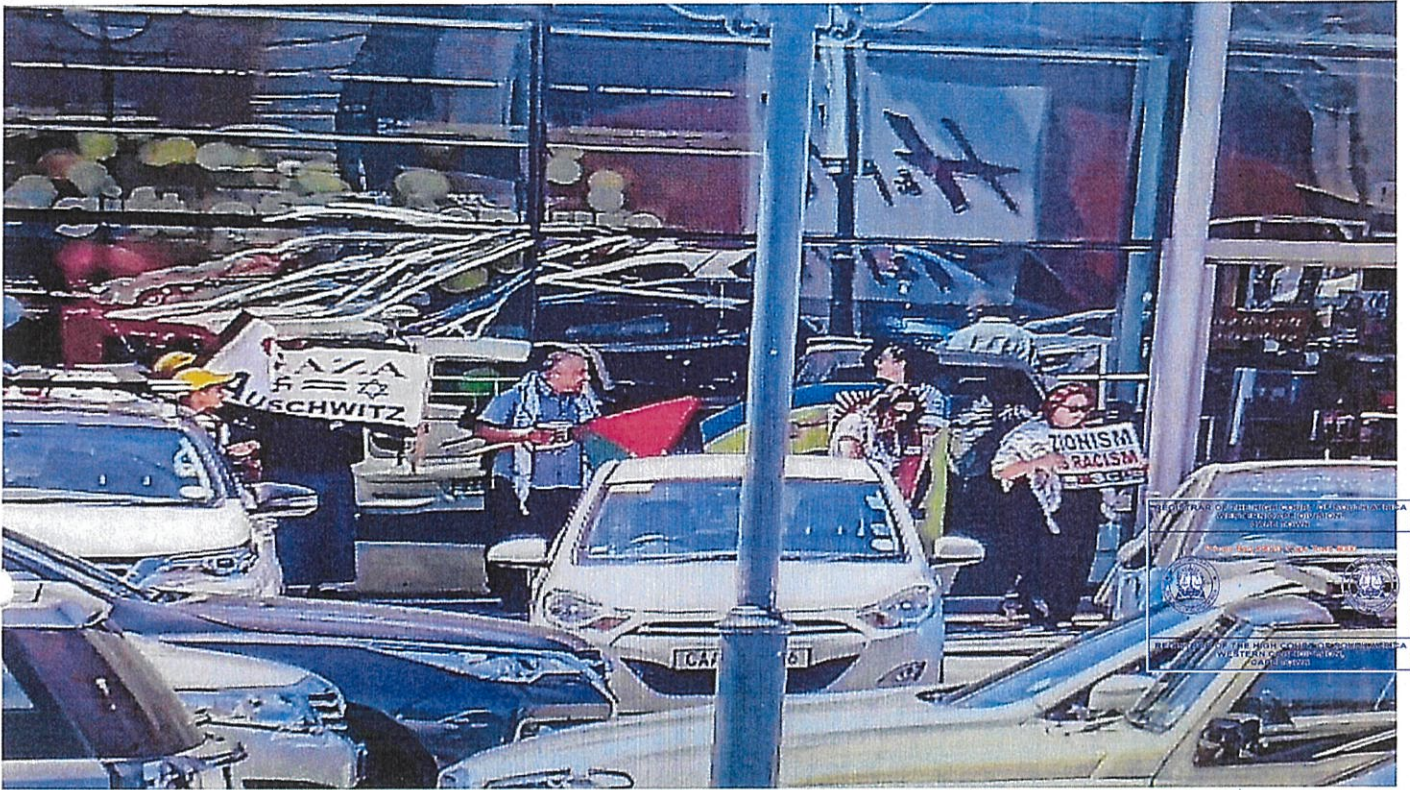
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*[Handwritten signature]*



C12

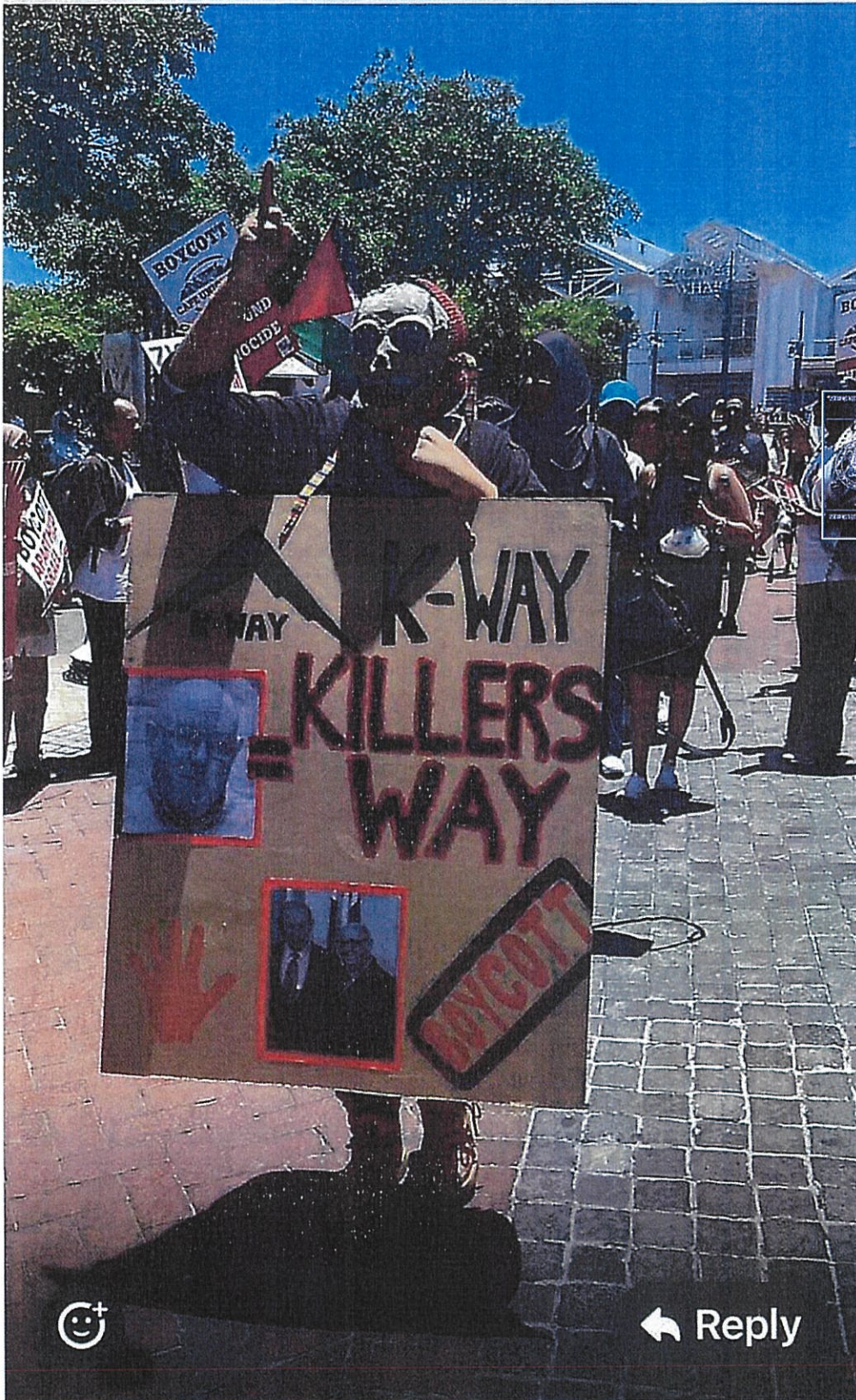


*[Handwritten signature]*



Malden Warren

2023/12/09, 12:52



Reply



*[Handwritten signature]*

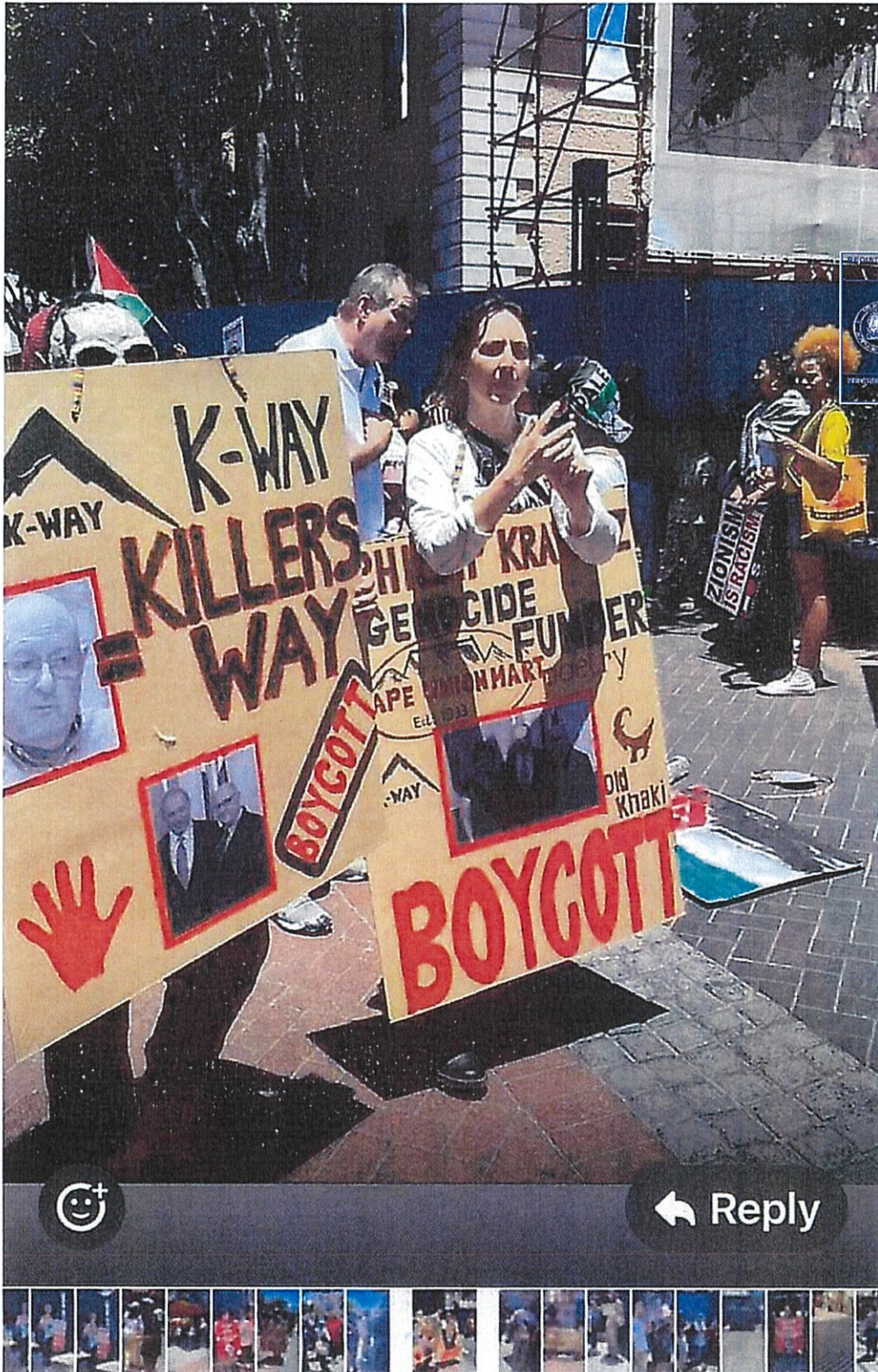




Malden Warren

2023/12/09, 13:20

"C14"



Reply





You  
17 minutes ago





"C16"



13/12/23

Malverin

- COSATU provincial

Faghtmy Abrahams

- SACTWU collective negotiator

~~Melvin~~ Deon

- SACTWU

Motlatsi

- COSATU chairperson

Yusuf Chikhe

PSC

Martin Janssen

PSC

Abeela Hendricks<sup>(Adams)</sup>

PSC

Nu holas

Alex Hotz

BDS/cayco →

Kelly Eve

cayco

Azada Parker

PSC

- we lived thru  
Apartheid- During op pro  
edge- violent protest  
→ pls provideCOSATU Interest

1. Interest of workers

2. Political obligation to support struggles  
and people of Palestine. Denounce people  
supporting genocide



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

CASE NO: 2025 - 092780

In the matter between:

CAPE UNION MART INTERNATIONAL (PTY) LTD

PHILIP JOSEPH KRAWITZ

and

MAGHMUDA OCKARDS

MUHAMMAD SHAFIQ GAMIET

MOHAMED ZAIN JEENAH

SHERAZAAD RAHIMA SYLVESTER

SAYED RIDHWAAN MOHAMED

UNIDENTIFIED PROTESTERS AT

CAPE UNION MART PREMISES

PALESTINIAN SOLIDARITY CAMPAIGN,

CAPE TOWN

FIRST APPLICANT

SECOND APPLICANT



FIRST RESPONDENT

SECOND RESPONDENT

THIRD RESPONDENT

FOURTH RESPONDENT

FIFTH RESPONDENT

SIXTH RESPONDENT

SEVENTH RESPONDENT

*[Handwritten signatures]*



---

**CONFIRMATORY AFFIDAVIT**

---

I, the undersigned,

**SIMONE SULCAS**

hereby declare under oath as follows:



1. I am an adult female and the head of legal at the Cape Union Mart Group with my place of employment at K-Way House, 34-40 Barrack Street, Cape Town, 8001.
2. The facts contained herein are within my personal knowledge, except where otherwise indicated or where the contrary appears from the context and are both true and correct.
3. I have read the Notice of Motion and Founding Affidavit deposed to by Philip Joseph Krawitz and confirm the contents thereof insofar as it relates to me, my actions and the actions of the Applicant's attorneys of record.

  
\_\_\_\_\_  
**DEPONENT**



THUS SIGNED AND SWORN TO BEFORE ME AT Cape Town ON  
 THE 11<sup>th</sup> DAY OF June 2025 BY THE DEPONENT  
 WHO HAS ACKNOWLEDGED THAT THE DEPONENT KNOWS AND  
 UNDERSTANDS THE CONTENTS OF THIS AFFIDAVIT, THAT THE DEPONENT  
 HAS NO OBJECTION TO TAKING THE PRESCRIBED OATH AND THAT THE  
 PRESCRIBED OATH IS BINDING ON THEIR CONSCIENCE.



COMMISSIONER OF OATHS

**JESSICA ANN CANTER**  
 Commissioner of Oaths  
 Admitted Legal Practitioner (Attorney) RSA  
**SALVATORE PUGLIA ATTORNEYS**  
 Unit 302, 3rd Floor, The Colosseum Building,  
 3 St Georges Mall, Cape Town



SP

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

CASE NO: 2025 - 092980

In the matter between:

CAPE UNION MART INTERNATIONAL (PTY) LTD

FIRST APPLICANT

PHILIP JOSEPH KRAWITZ

SECOND APPLICANT

and

MAGHMUDA OCKARDS

FIRST RESPONDENT

MUHAMMAD SHAFIQ GAMIET

SECOND RESPONDENT

MOHAMED ZAIN JEENAH

THIRD RESPONDENT

SHERAZAAD RAHIMA SYLVESTER

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SIXTH RESPONDENT

PALESTINIAN SOLIDARITY CAMPAIGN,

CAPE TOWN

SEVENTH RESPONDENT



---

**CONFIRMATORY AFFIDAVIT**

---

I, the undersigned,

**MARTINE VOGELMAN**

hereby declare under oath as follows:



1. I am an adult female and the strategic brands director of the Cape Union Mart Group with my place of employment at K-Way House, 34-40 Barrack Street, Cape Town, 8001.
2. The facts contained herein are within my personal knowledge, except where otherwise indicated or where the contrary appears from the context and are both true and correct.
3. I have read the Notice of Motion and Founding Affidavit deposed to by Philip Joseph Krawitz and confirm the contents thereof insofar as it relates to me, my actions and the actions of the Applicant's attorneys of record.

---

**DEPONENT**



THUS SIGNED AND SWORN TO BEFORE ME AT Cape Town ON  
 THE 11<sup>th</sup> DAY OF June 2025 BY THE DEPONENT  
 WHO HAS ACKNOWLEDGED THAT THE DEPONENT KNOWS AND  
 UNDERSTANDS THE CONTENTS OF THIS AFFIDAVIT, THAT SHE HAS NO  
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 \_\_\_\_\_  
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 3 St Georges Mall, Cape Town





09:49



19/6/2025-9:28:05 AM

"C19"



Malden Warren

2023/12/16, 13:35



Reply



*[Handwritten signature]*

C20

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

CASE NO: 2025 - 092980

In the matter between:

CAPE UNION MART INTERNATIONAL (PTY) LTD

FIRST APPLICANT

PHILIP JOSEPH KRAWITZ

SECOND APPLICANT

and

MAGHMUDA OCKARDS

FIRST RESPONDENT

MUHAMMAD SHAFIQ GAMIET

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PALESTINIAN SOLIDARITY CAMPAIGN,

CAPE TOWN

SEVENTH RESPONDENT





---

**CONFIRMATORY AFFIDAVIT**

---

I, the undersigned,

**MALDEN WARREN**

hereby declare under oath as follows:



1. I am an adult male and operations executive of the Cape Union Mart Group with my place of employment at K-Way House, 34-40 Barrack Street, Cape Town, 8001.
2. The facts contained herein are within my personal knowledge, except where otherwise indicated or where the contrary appears from the context and are both true and correct.
3. I have read the Notice of Motion and Founding Affidavit deposed to by Philip Joseph Krawitz and confirm the contents thereof insofar as it relates to me, my actions and the actions of the Applicant's attorneys of record.

  
\_\_\_\_\_  
**DEPONENT**



THUS SIGNED AND SWORN TO BEFORE ME AT Cape Town ON  
 THE 11<sup>th</sup> DAY OF June 2025 BY THE DEPONENT  
 WHO HAS ACKNOWLEDGED THAT THE DEPONENT KNOWS AND  
 UNDERSTANDS THE CONTENTS OF THIS AFFIDAVIT, THAT THE DEPONENT  
 HAS NO OBJECTION TO TAKING THE PRESCRIBED OATH AND THAT THE  
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 \_\_\_\_\_  
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**JESSICA ANN CANTER**  
 Commissioner of Oaths  
 Admitted Legal Practitioner (Attorney) RSA  
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09:44



19/6/2025-9:28:05 AM

Cape



Jacques Botha

2024/01/06, 12:28



Reply



*[Handwritten signature]*







17:11



19/6/2025 9:38:05 AM



You

2024/02/10, 14:33



Reply





09:40

19/6/2025-9:28:05 AM

C24





"Cas"

Charmaine

2024/04/13, 12:37



Poster.



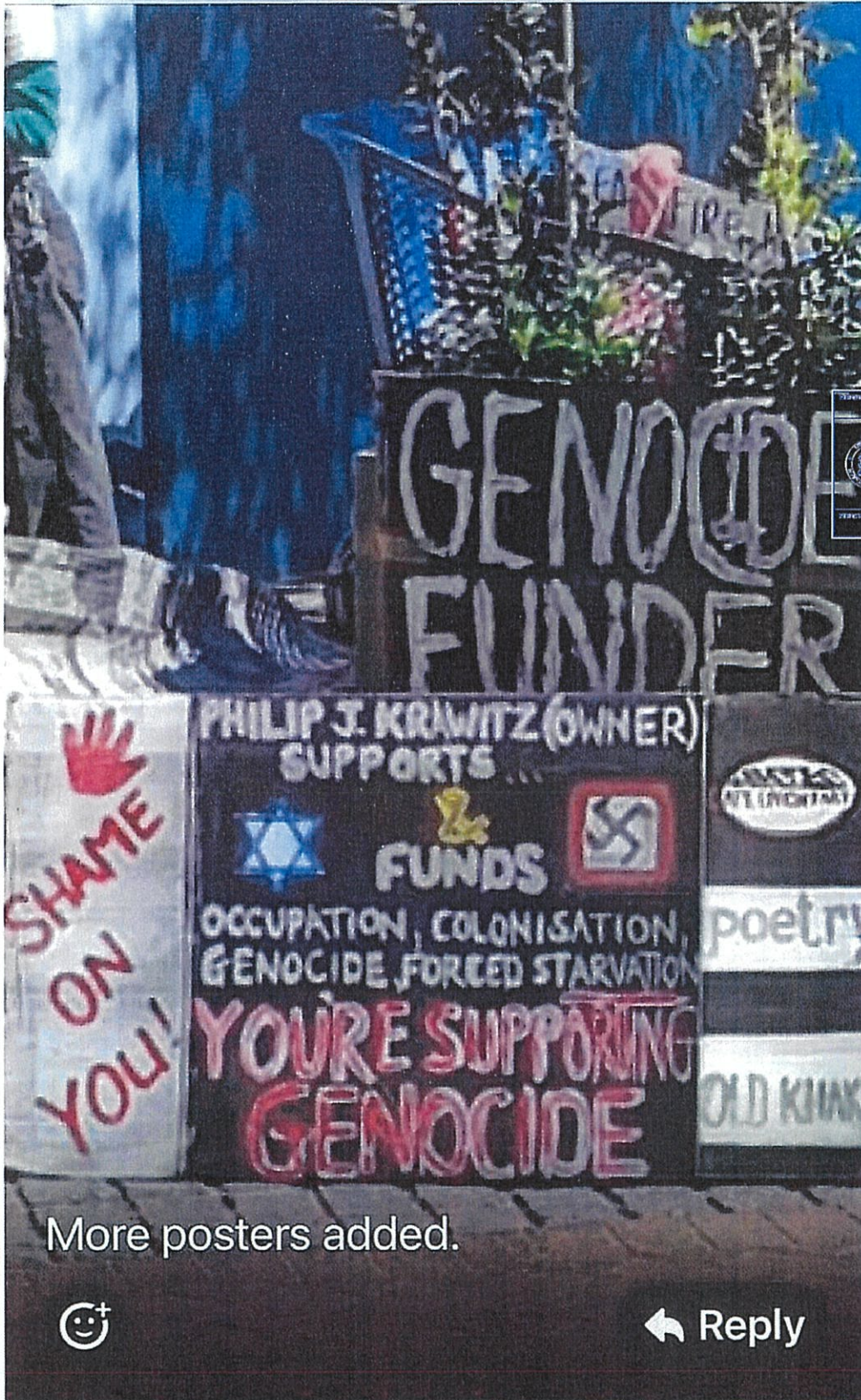
Reply





Charmaine

2024/04/13, 12:39



More posters added.



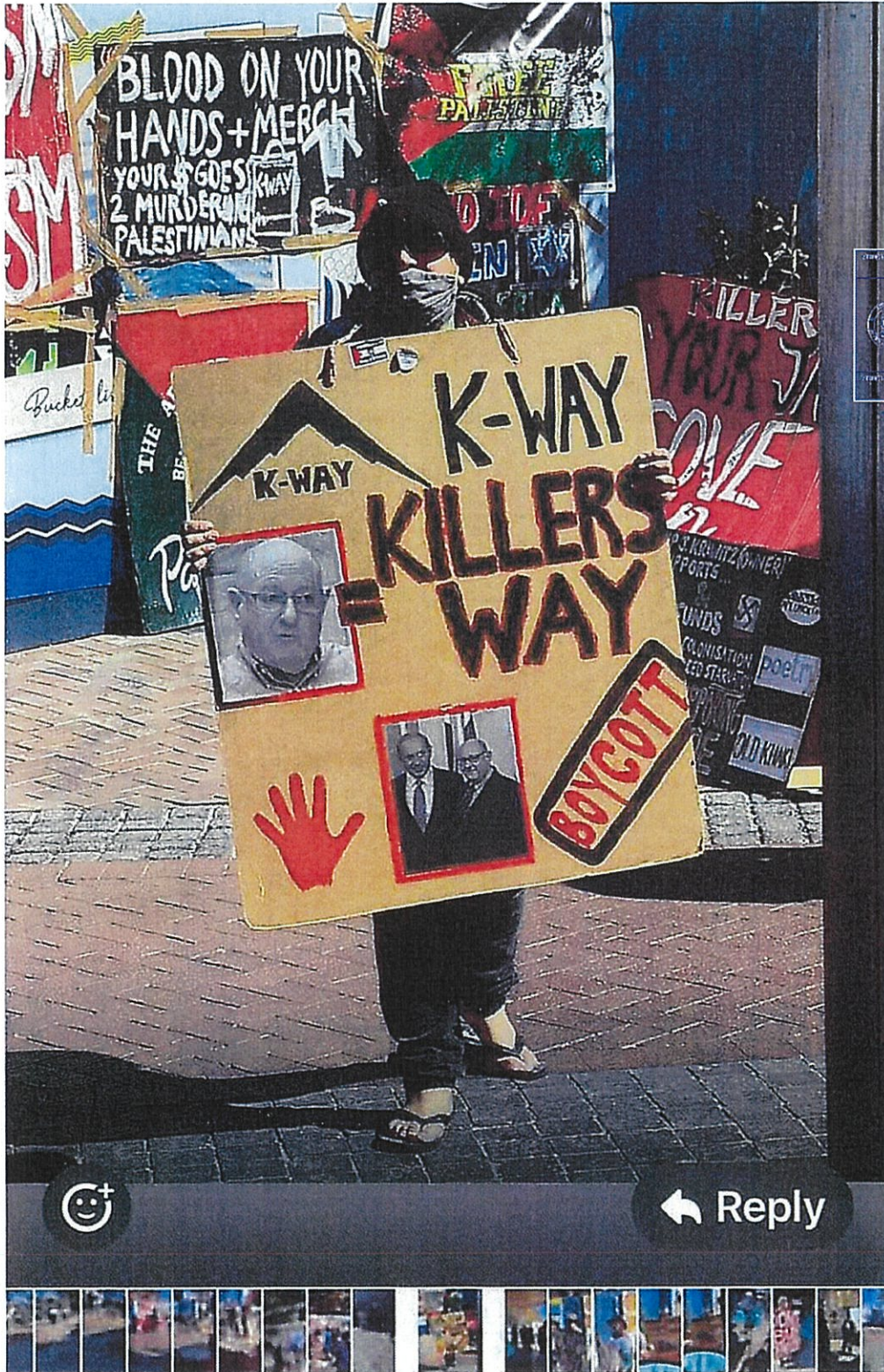
Reply







You  
2024/04/13, 13:17



Reply



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WESTERN CAPE DIVISION,  
CAPE TOWN

Private Bag 90020, Cape Town 8000

REGISTRAR OF THE HIGH COURT OF SOUTH AFRICA  
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CAPE TOWN

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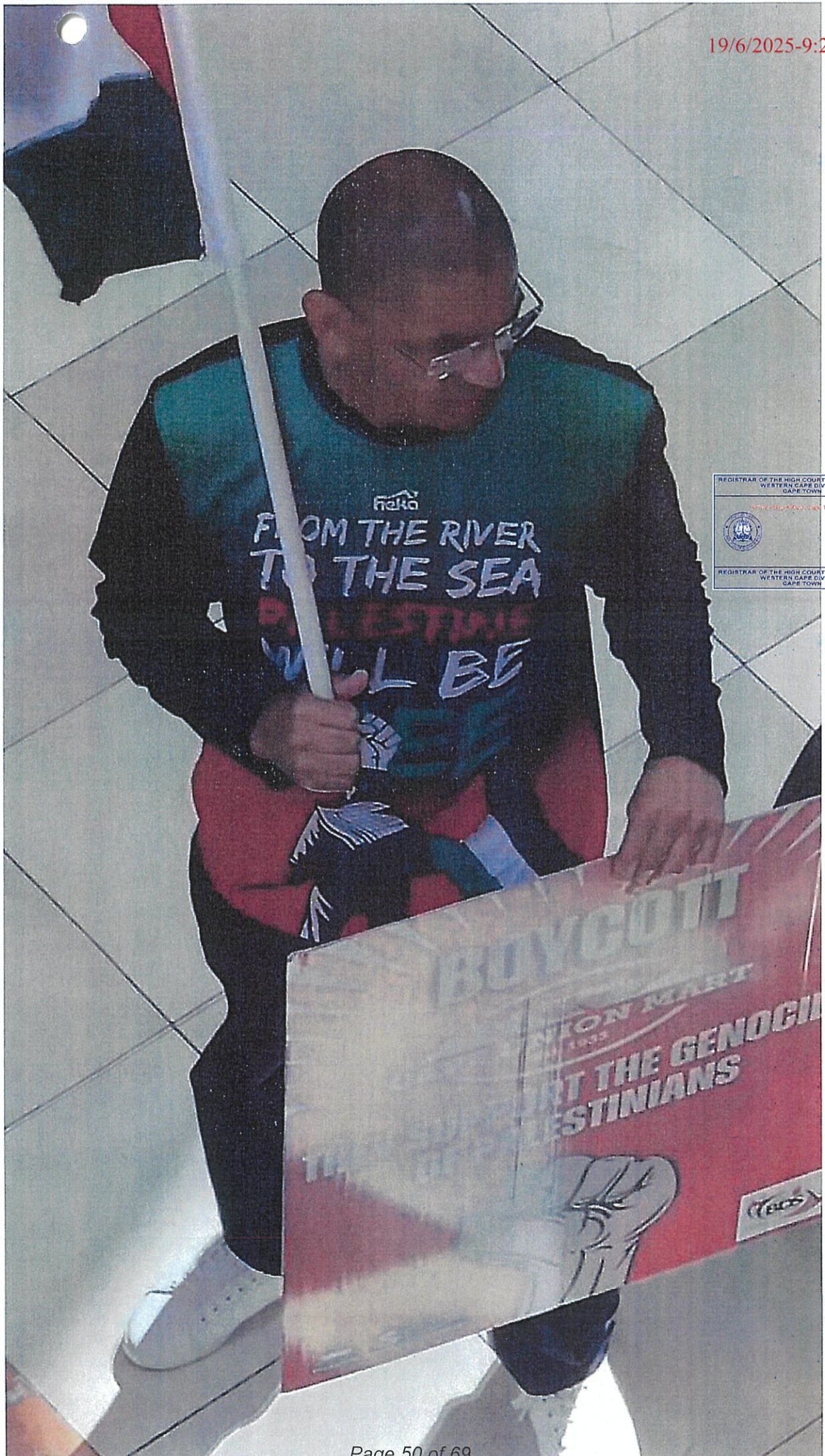
C28



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C29

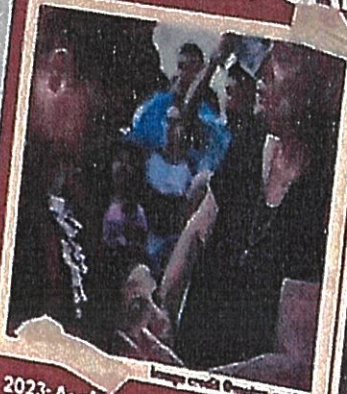


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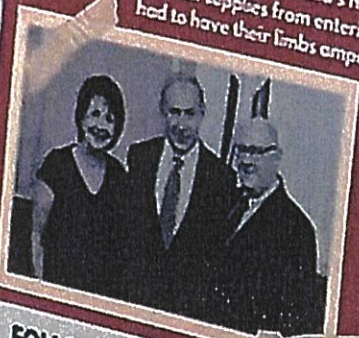


ZARA

## BOYCOTT CAPE UNION MART



2023: As of 24 November, more than 70% of homes in Gaza have been damaged or destroyed by the Israeli Occupation Force. Churches, mosques, hospitals and schools sheltering civilians have also been bombed. Since 7 October over 24 448 Palestinians were murdered by Israeli bombings in Gaza, including over 10 600 children. Almost 8 000 people are unaccounted for. Over 60 000 people have been severely injured and cannot be adequately treated because Israel has bombed all of Gaza's hospitals, deliberately killed medical staff, and blocked medical supplies from entering the area. Hundreds of children have had to have their limbs amputated without anaesthesia.



2015: Philip Krawitz, proudly standing next to Benjamin Netanyahu — the Israeli prime minister who has ordered the genocide in Gaza — after receiving the Yehonatan Hayesod award for his financial contributions to the Israeli Occupation Force.

FOLLOW PSC CAPE TOWN FOR MORE WAYS TO SUPPORT PALESTINE, AND OPPRESSED PEOPLE EVERYWHERE.





17:04

Instagram



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*[Handwritten signature]*



17:04

Instagram



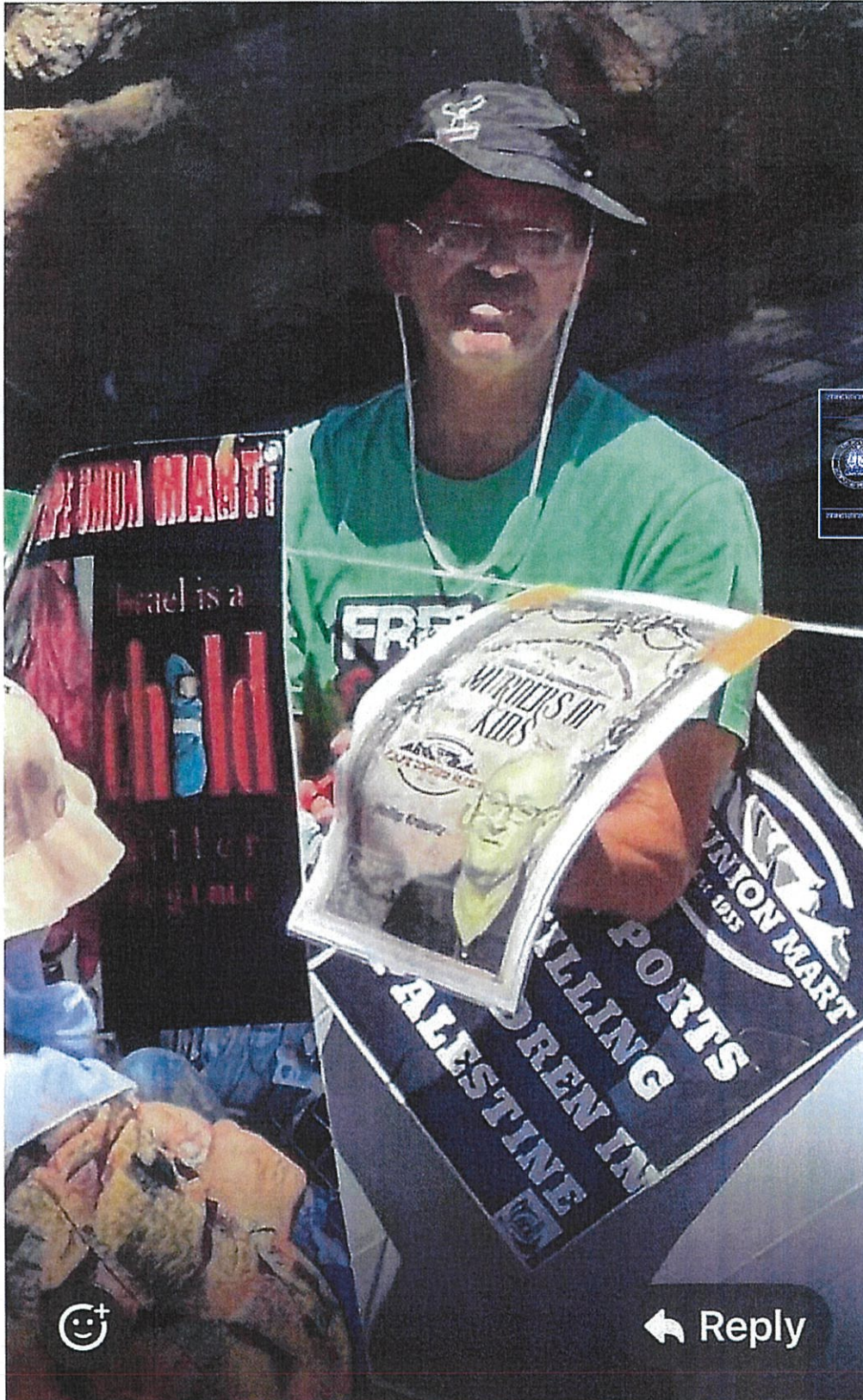
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C32



You

2025/01/18, 14:16



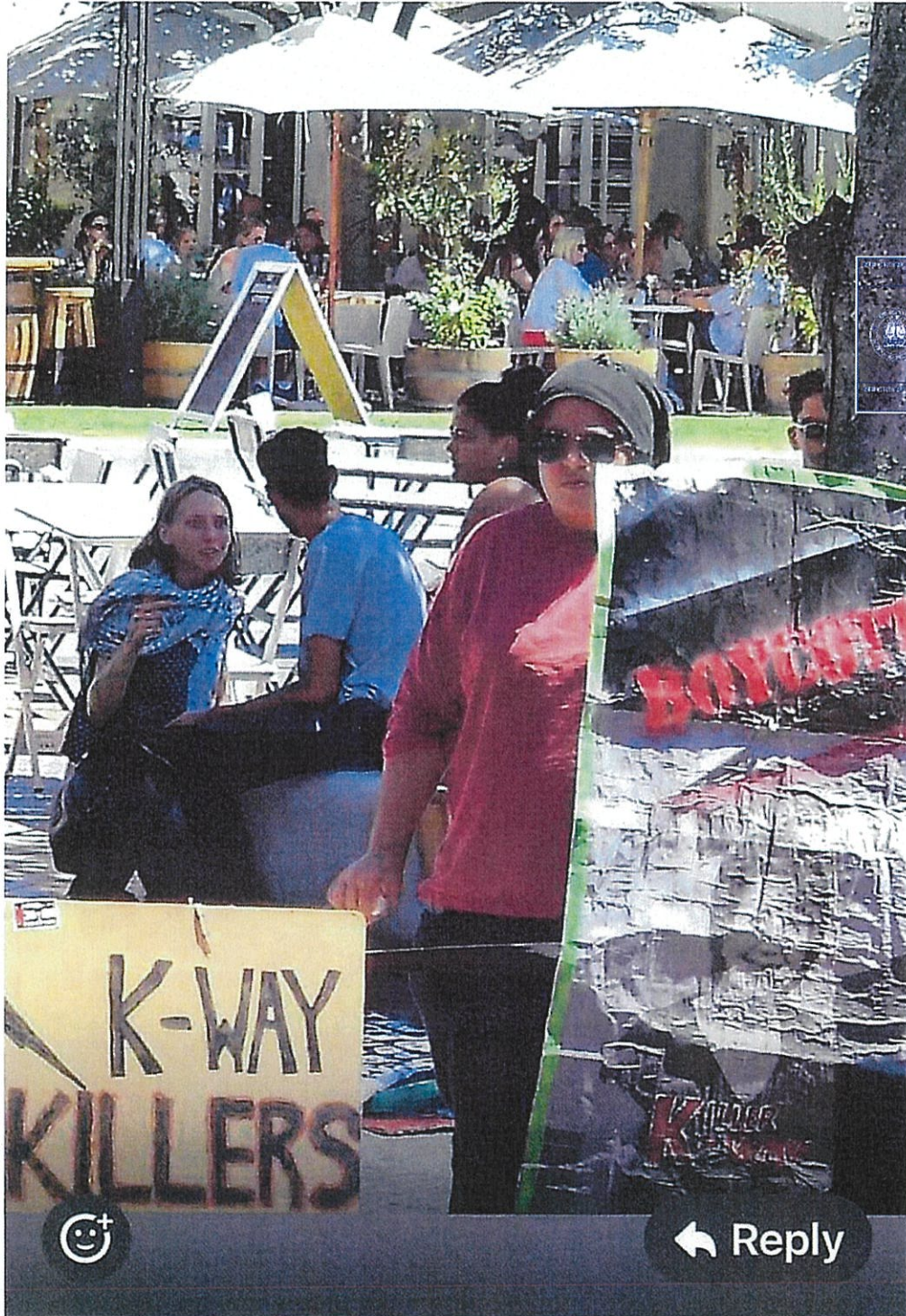
Reply







You  
2024/03/04, 13:57



Reply



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*[Handwritten signatures]*





*[Handwritten signature]*





Original audio



Boycotts are biting!! Cape Union Mart in Killarney Mall has closed down! Watch the video to find out why we are calling for a boycott of Philip Krawitz's chain of shops....



7 likes   Reply



2 likes   Reply



Liked by mzanziorganics and others  
April 29



Add a comment...







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WESTERN CAPE DIVISION,  
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Private Bag 90020, Cape Town 8000

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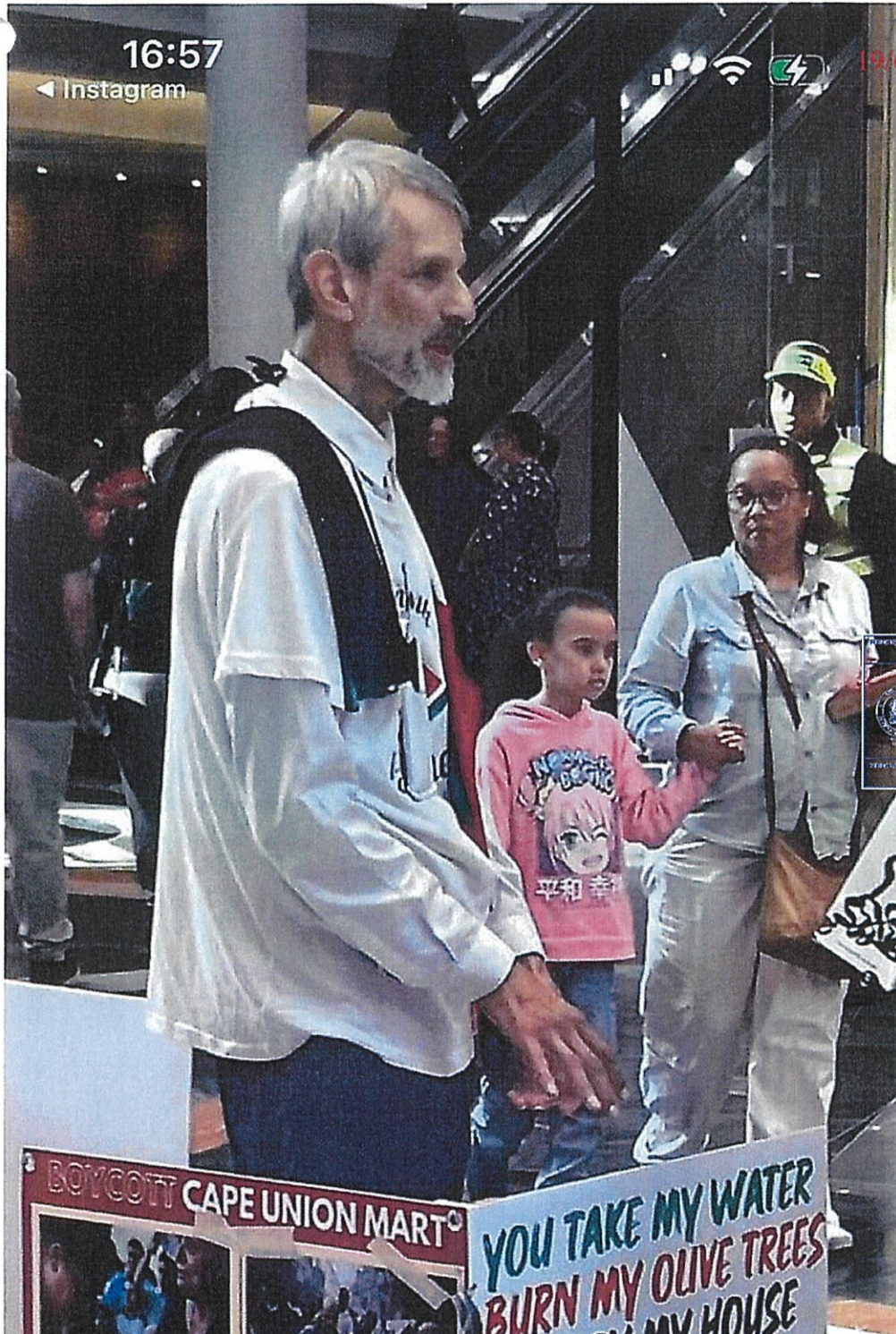


16:57

Instagram

19/6/2025-9:28:05 AM

"C39"



**BOYCOTT CAPE UNION MART**

**YOU TAKE MY WATER  
BURN MY OLIVE TREES  
DESTROY MY HOUSE  
TAKE MY JOB  
STEAL MY LAND  
IMPRISON MY FATHER  
KILL MY MOTHER  
BOMB MY COUNTRY  
STARVE US  
HUMILIATE US  
BUT I AM TO BLAME**

2023: As of 24 November, more than 70% of homes in Gaza have been damaged or destroyed by the Israeli Occupation Force. Churches, mosques, hospitals and schools sheltering civilians have also been bombed.

Since 7 October over 24,440 Palestinians were murdered by Israeli bombings in Gaza, including over 10,600 children. Almost 6,000 people are unaccounted for.

Over 60,000 people have been severely injured and cannot be adequately treated because Israel has bombed all of Gaza's hospitals, deliberately killed medical staff, and blocked medical supplies from entering the area. Hundreds of children have had to have their limbs amputated without anesthesia.

2016: proudly standing next to Benjamin Netanyahu — the Israeli prime minister who has ordered the the Tahir Karen Heywood toward for his financial contributions to the Israeli Occupation Force.

**FOLLOW PSC CAPE TOWN FOR MORE  
PALESTINE, AND OPPRESSED PEOPLES**

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"C40"











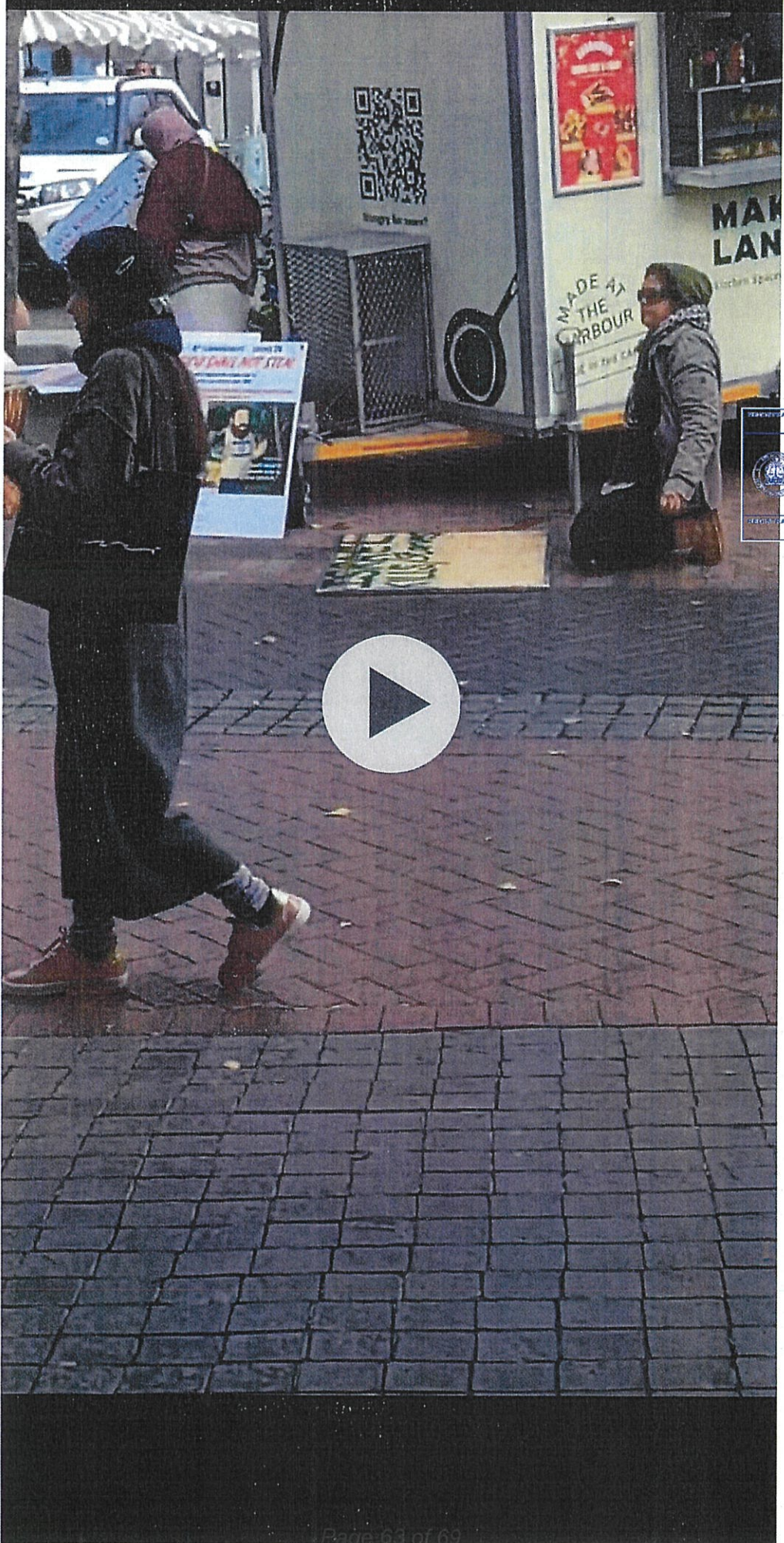
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WESTERN CAPE DIVISION,  
CAPE TOWN

Private Bag X8020, Cape Town 8000

REGISTRAR OF THE HIGH COURT OF SOUTH AFRICA  
WESTERN CAPE DIVISION,  
CAPE TOWN



C41



REGISTRAR OF THE HIGH COURT OF SOUTH AFRICA  
WESTERN CAPE DIVISION,  
CAPE TOWN

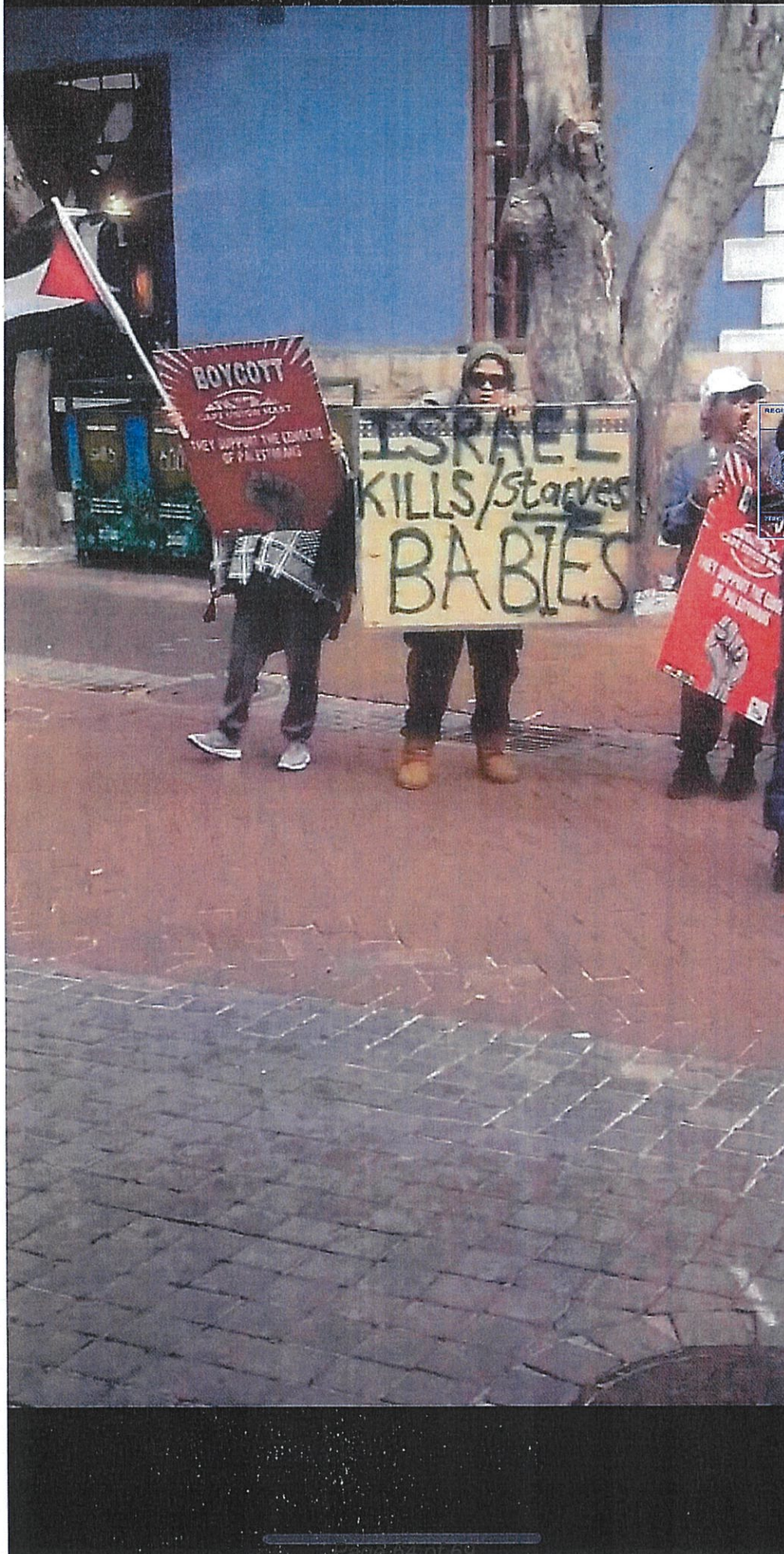
Private Bag 10020, Cape Town 8000

REGISTRAR OF THE HIGH COURT OF SOUTH AFRICA  
WESTERN CAPE DIVISION,  
CAPE TOWN

*[Handwritten signature]*



"C42"



|                                                                                     |                                                                                     |
|-------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------|
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*[Handwritten signature]*



13:00

16

19/6/2025-9:28:05 AM

C43



## Posts

sayedridhwaan786

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sayedridhwaan786



65



9



**sayedridhwaan786** Protests Mount Against Cape Union Mart's Support for Israel

Pro Palestine demonstrators were seen at shopping centres across South Africa on Saturday to voice their outrage against Cape Union Mart Stores, accusing the retail giant of supporting the Israeli Apartheid and violence against Palestinians The protests were organized by various pro Palestine

C 44

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

CASE NO: 2025 - 092980

In the matter between:

CAPE UNION MART INTERNATIONAL (PTY) LTD

FIRST APPLICANT

PHILIP JOSEPH KRAWITZ

SECOND APPLICANT

and

MAGHMUDA OCKARDS

FIRST RESPONDENT

MUHAMMAD SHAFIQ GAMIET

SECOND RESPONDENT

MOHAMED ZAIN JEENAH

THIRD RESPONDENT

SHERAZAAD RAHIMA SYLVESTER

FOURTH RESPONDENT

SAYED RIDHWAAN MOHAMED

FIFTH RESPONDENT

UNIDENTIFIED PROTESTERS AT

CAPE UNION MART PREMISES

SIXTH RESPONDENT

PALESTINIAN SOLIDARITY CAMPAIGN,

CAPE TOWN

SEVENTH RESPONDENT



*[Handwritten signature]*

NW



---

**CONFIRMATORY AFFIDAVIT**

---

I, the undersigned,

**MICHAEL ANTHONY DARIES**

hereby declare under oath as follows:



1. I am an adult male pensioner and former member of the Hawks, with residential address at 18 Gannet Street, Pelican Heights, Cape Town, 7941.
2. The facts contained herein are within my personal knowledge, except where otherwise indicated or where the contrary appears from the context and are both true and correct.
3. I have read the Notice of Motion and Founding Affidavit deposed to by Philip Joseph Krawitz and confirm the contents thereof insofar as it relates to me, my actions and the actions of the Applicant's attorneys of record.



**DEPONENT**

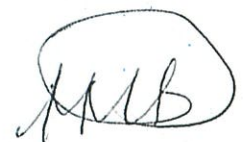
NW

THUS SIGNED AND SWORN TO BEFORE ME AT Bellville ON  
 THE 17 DAY OF June 2025 BY THE DEPONENT  
 WHO HAS ACKNOWLEDGED THAT THE DEPONENT KNOWS AND  
 UNDERSTANDS THE CONTENTS OF THIS AFFIDAVIT, THAT THE DEPONENT  
 HAS NO OBJECTION TO TAKING THE PRESCRIBED OATH AND THAT THE  
 PRESCRIBED OATH IS BINDING ON THEIR CONSCIENCE.



### COMMISSIONER OF OATHS

Commissioner of Oaths  
**NINA WIESE**  
 Chartered Accountant (SA)  
 SAICA No: 30740961  
 Tygerforum A, 2nd Floor, 53 Willie van  
 Schoor Avenue, Bellville, 7530





Original audio



Boycotts are biting!! Cape Union Mart in Killarney Mall has closed down! Watch the video to find out why we are calling for a boycott of Philip Krawitz's chain of shops....



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April 29



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