

~~Office~~

# PUBLIC SECTOR GOVT - POLICE

1989

APRIL - MAY

22 July 1987  
Academic Planning Officer

Dr R Christie

*Rogers Christie*

The correctness of admissions procedures, in a University which takes many fewer people than apply to it, is crucial both academically and in terms of relations with society. Given the condition of secondary education, the University makes every effort to ensure that those whom it admits receive the education necessary for them to take degrees of a high standard, and the Academic Support Programme is part of that effort. The work of the ASP, and of every educator in the University, will be made less difficult and more productive if the University's other response to the condition of secondary education, the Alternative Admissions Research Project, meets with success. The University should to go great lengths to ensure that its selection procedures are correct. Accordingly, GPC is asked to consider the 1988 Pilot Study of the Alternative Admissions Research Project, and to approve it if deemed fit.

7. IMPORTANCE OF THE PILOT STUDY

# Govt to clean up security industry

251  
Star 4/4/89  
Pretoria Correspondent

Legislation aimed at cleaning up South Africa's mushrooming security industry has been announced in the *Government Gazette*.

The Security Officers Act would come into effect immediately but would allow for a 180-day period of grace, SAP public relations division head Colonel Vic Haynes said yesterday.

Under the Act, all security officers would have to register, and people with criminal convictions would be barred from the industry.

At the moment, security officers — numbering almost 200 000 — operated free from legislation.

While some security firms were excellent, the existence of many extremely incompetent "fly by night" operators had caused the industry to approach the SAP to consider imposing legislation, Colonel Haynes said.

"Prime considerations were to protect the interests of consumers and maintain a high standard of security services."

The Act allowed for a code of conduct. Offenders would be liable for fines up to R1 000, a prison sentence not exceeding six months, or both.

A Security Officers Board of 10 members would be established.

All security officers would have to register

with the board and applications had to be accompanied by fingerprints.

People with criminal convictions, found guilty of improper conduct, of "unstable mind" or under 18 would be disqualified.

This meant that thousands of officers already practising could be barred from the industry, Police General Mulder van Eyk confirmed.

He indicated that the code of conduct could also restrict the activities of organisations such as the AWB's Aquilla guards.

"But it must be understood that Rome was not built in a day. Regulations will be introduced piecemeal and it could take some time before they can be enforced."

Colonel Haynes said the Act's provisions would exclude in-house security services and be applicable only to firms that offered security services for financial gain.

## NOMINATIONS

The Commissioner of Police, General Hennie De Witt, yesterday invited nominations for the Security Officers Board.

The board will consist of six security officers selected by the Minister of Law and Order, a commissioned police officer, an officer referred to in section 2(2) or (3) of the Internal Security Act and two additional persons selected by the Minister.

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# SECURITY INDUSTRY NEW LAWS

THE implementation of new legislation intended for the control and discipline of the security industry was announced at the South African Police headquarters in Pretoria yesterday.

The announcement was made by General C A van Eyk, chief deputy commissioner for personnel and administration. He said the

recruitment of security officers would be governed by law with effect from yesterday.

The security industry is presently flourishing in South Africa with a backlog of advanced technique and aids. Basic threats to security create an ever-increasing security awareness, which in turn increases the demand for security

## BY ALINAH DUBE

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“At present the industry functions free from the ambit of specific legislation geared to control the quality of the service. A growing concern as to lack of order and regulation motivated a plea to the South African Police to seriously consider

legislation in this regard.”

The general also stated that the Act provided for the establishing of a board which will deal with and also exercise control over the occupation of a security officer. The board will maintain, promote and protect the status of the security officer's occupation. Persons, associations

and institutions rendering security services have been given as from yesterday to May 15 to make submissions in connection with the appointment of board members. Any person who was at any time found guilty of an offence, or is of unsound mind or under the age of 18 years will not be registered.

# No SAP reaction to spy claims

By Dawn Barkhuizen

The South African Police have refused to comment on African National Congress claims that the ANC is holding an alleged South African police spy, Mr Billy van Zyl.

"The South African Police does not react on speculation or uncorroborated information of any nature," was the official response to questions from The Star.

The SAP added: "It must be pointed out that various parties have already made numerous allegations concerning the case of Mr van Zyl without making any effort at evaluating or verifying the said allegations."

The ANC claims Mr van Zyl (26), a former eastern Cape newspaper photographer, has been in custody since 1986 — after he was allegedly betrayed by self-confessed police spy Lieutenant Olivia Forsyth.

Mr van Zyl's father, Mr Willie van Zyl of Burgersdorp, in the north-east Cape, said his son "disappeared off the face of the earth" three years ago after saying he was going to Lusaka on business for a few days.

Mr van Zyl senior is attempting to establish his son's whereabouts and is not sure whether he is alive.

## Municipal police rebel

7  
5/16/69  
THE South African Police were yesterday summoned to quell a rebellion by about 30 municipal policemen at the Vosloorus Council premises

5/16/69  
The disgruntled municipal police marched into the council premises and demanded to talk to the town clerk, Mr D Prinsloo. Police were summoned to restore order while an urgent meeting with the disgruntled men was being arranged

The mayor of Vosloorus, Mr D Montsheng, said the men complained about salary differences among them. They had complained earlier this year but the council explained to them the various salary increases which they received

He said his council had taken a resolution handing over the municipal police to the SAP but was still responsible for administration as the programme was continuing in phases

The disgruntled policemen would appear before a council disciplinary committee.

29 cases against  
police probed

*Carl Times 6/1/69*  
Political Staff 231

A POLICEMAN in Maritzburg was convicted and sentenced for assault, and 29 other cases against policemen in the area were being investigated, the Minister of Law and Order, Mr Adriaan Vlok, said yesterday.

In a further 73 cases of alleged assault by the police, the A-G declined to institute legal proceedings and the case dockets were closed.

Hansard

Place	Private	Business	Total
Gordon's Bay	1 219	45	457
Grassy Park	2 708	120	2 413
Groot-Drakenstein	477	4	142
Hanover park	4 333	307	831
Hout Bay	2 527	2	432
Kenmere	3 426	1	853
Khayelitsha	2 125	71	2 194
Klappan	180	1	76
Koelenhof	174	1	76
Kommeljie	1 811	2	370
Kraaifontein	7 400	15	1 687
Kuils River	4 574	129	1 382
Leeusig	5 812	1	5 448
Lentegeur (proposed exchange)	—	237	—
Lynedoch	279	—	87
Macassar	1 748	—	557
Maitland	3 494	3	2 498
Mamré	444	—	34
Melkbosstrand	1 329	2	374
Milnerton	3 416	6	1 942
Mitchell's Plain	15 480	716	3 227
Muizenberg	5 639	—	1 177
Muldersvlei	139	14	83
Nederburg	4 359	6	722
Nooienfontein (proposed exchange)	—	462	—
Noordhoek	540	—	277
Ottery	9 007	10	1 385
Paarl	4 083	—	1 772
Parow	7 992	7	2 965
Pinelands	3 982	—	1 496
Protocville	2 258	2	731
Rondebosch	11 896	—	4 117
Salt River	5 457	—	2 990
Scarborough	182	1	48
Sea Point	12 559	9	3 243
Simon's Town	1 122	5	360
Sir Lowry's Pass	233	—	64
Southern West	5 916	32	2 447
Soutrivier	5 457	—	2 990
Steenberg	1 569	393	785
Stellenbosch	6 292	22	2 703
Strand	6 892	129	2 103
Strandfontein	2 831	24	987
Sunnysdale	1 432	2	372
Swartklip	10 399	17	3 566
Table View	4 435	114	1 825
Tierlei	11 804	11	4 178
Welgemoed	2 877	43	1 042
Wellington	3 486	1	643
Windmeul	275	—	57
Wynberg	13 954	457	3 102

\* The position as at 31 January 1989

+ These figures include both private and business telephone services installed during 1988 as separate figures are not available

SAP-stationing of patrol vehicles  
88 Mr D J DALLING asked the Minister of Law and Order

(a) How many serviceable patrol vehicles (i) with and (ii) without radio equipment installed are stationed on a daily basis at the (aa) Sandton, (bb) Bramley, (cc) Wynberg/Alexandra and (dd) Lombardy East police stations and (b) in respect of what date is this information furnished?  
B161E

The MINISTER OF LAW AND ORDER

- (a) (i) (ii)
- (aa) 4 —
- (bb) 3 —
- (cc) 5 —
- (dd) 2 —

(b) 10 March 1989

NOTE In question 137 (Hansard col 485) of 1988, 5 vehicles are indicated in respect of Lombardy East. Three vehicles of the detective branch were included in this number

Awaiting-trial youths: places of safekeeping  
93 Mr J VAN ECK asked the Minister of National Health and Population Development

(1) (a) How many places of safekeeping were there in the Republic for (i) White, (ii) Coloured and (iii) Black awaiting-trial youths as at 31 December 1988, (b) in which town is each situated, (c) what is the capacity of each and (d) what was the occupancy rate of each as at the above date,

(2) whether any new places of safekeeping for such youths are being planned, if so, (a) where and (b) for which race groups and (c) when is each scheduled to be completed?  
B233E

The MINISTER OF NATIONAL HEALTH AND POPULATION DEVELOPMENT  
1(a)(i)(b)(c) and (d)

WHITES			BLACKS		
Number	Place	Capacity* Occupancy rate at 31 December 1988	Number	Place	Capacity* Occupancy rate at 31 December 1988
7	Pretoria	90 71	3	Soshanguwe	80 0
	Edenvale	90 55		Rietgat	80 0
	Boksburg	75 69		Pietermaritzburg	25 5
	Bloemfontein	50 41		Pata Durban	300 3
	Durban	88 49		Bayhead	
	Port Elizabeth	50 58			
	Cape Town	62 33			
		376			

\* Total capacity including awaiting-trial youths  
• Total of all children in places of safety. Exact number of awaiting-trial youths at each of these places is not available

1(a)(i)(b)(c) and (d)

COLOURED

Number	Place	Capacity	Occupancy rate at 31 December 1988	Place	Capacity*	Scheduled date of completion
7	Cape Town	170	7	Johannesburg	100	December 1991
	Bonnyton House	80*	—	Port Elizabeth	100	December 1989
	Rosendal House	100*	—	George	100	December 1991
	Vredelus House	80*	—	Worcester	100	December 1990
	Port Elizabeth	100*	—	Uppington	100	December 1992
	Nerina House	80*	—	Bloemfontein	100	December 1991
	Durban	100*	—	Mitchell's Plain	100	December 1992
	Ocean View	100*	—	Atlantis	100	December 1992
	Johannesburg	80*	—			
	Witwatersrand House	100*	—			
	Kimberley	100*	—			
	Mimosa House	100*	—			

\* No provision for awaiting-trial youths  
1(a)(i)(b)(c) and (d)

\* Total capacity including awaiting-trial youths only  
(2) Yes, (a)(b) and (c)

WHITES  
One place of safety in Edenvale in addition to the existing place of safety  
One place of safety each in Durban and Bellville to replace the existing places of safety  
Provision will be made for awaiting-trial youths at each place

COLOURED  
The date of completion are unknown because of shortage of funds  
Provision will be made for 45 awaiting-trial youths at each place

BLACKS  
Transvaal Klipfontein  
250 January 1990  
Bloemfontein  
170 December 1989  
Cape Province  
100 October 1990  
Port Elizabeth  
100 April 1989  
Kimberley  
100 May 1989



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FIVE municipal policemen in Uppington's Paballelo township have been restrained from unlawfully arresting, detaining and assaulting certain pupils at the local high school

# Kitskonstabels restrained from assaults

a specific finding as to who assaulted whom

The interdict was made final last week by order of the Northern Cape Division of the Supreme Court

from their homes. Four families were subsequently evicted, but later reinstated

By GAYE DAVIS, Cape Town

It stems from an incident in September last year, when Paballelo Secondary School pupils taunted and threw stones at municipal policemen evicting a family from their home opposite the school. Thirteen pupils were later taken to the Paballelo police station and allegedly assaulted — one of them with a meat cleaver

Further allegations were that South African Police members helped cover up the municipal policemen's behaviour by refusing to deal with residents when they tried to lay assault charges.

"In none of the cases did the onlookers come forward with any definite evidence as to the nature and extent of the assaults"

court could not solve the question without oral evidence being led, the judge said

They alleged they were threatened with the eviction of their families

Mr Justice Erasmus found many "unsatisfactory features" in the applicants' allegations. Serious assaults were alleged but there was no confirmatory medical evidence

Regarding the "cover-up" allegations, he found a *bona fide* dispute of fact over whether three pupils were told to "f. off" when they tried to lay assault charges against Paballelo police at the Uppington police station.

He issued an order in which each of the five municipal policemen — Dan Swelo, Fele Mpompo, Jonas, Ernest Links and Lawi Somdaki — are specifically restrained from assaulting, or unlawfully arresting and detaining, particular pupils

Some of the pupils said they saw their friends being assaulted — yet

Despite his criticism of evidence by policemen who were on duty at the time and who denied the incident, the

In his judgement, he said he was prepared to accept — without making a finding — that one of the pupils was assaulted with a meat cleaver by Mpompo. With regard to the other pupils he found it impossible to make

All the families were back in their homes and he found no case for a final order restraining police from further evictions

However, the three-day delay before municipal police unlocked the home of a 73-year-old grandmother, after they were ordered to do so the same day she was evicted, was "inexcusable", the judge found



"TWO alleged terrorists were killed in Soweto in a shootout with the South African Police," read a bland police unrest report this week.

What the report omitted to mention was that one of the "terrorists" killed was a disabled, 75-year-old chief of four districts in the Transkei.

Jackson Nkosiyané, Nelson Mandela's cousin and the chief adviser to Chief Sabatha Dalindyebo, King of Thembuland, had come to Johannesburg for medical treatment, according to relatives. They said he was shot dead as he slept.

The other person killed was a young man known only as "Bantu".

The unrest report says "shots were fired at police with an AK-47 rifle when they went to a house in Zondi. Police returned fire and hurled a hand grenade at the house. The bodies of two men, one trained, were found."

Witnesses deny that the shooting was initiated by the men who were killed. Family members said police

## Profile of a shot 'terrorist': a 75-year-old disabled chief

jumped over a locked three-metre gate while the occupants of the house were asleep, and opened fire

When a *Weekly Mail* reporter visited the scene of the shooting later the same day, she found the house badly damaged by gunfire. The family estimates R5 000 damage was caused. Police were also present, apparently inspecting the home.

Relatives said it was a mere coincidence that Nkosiyané had found himself sharing a room with the young man known as "Bantu". Dumile Madiba, at whose house the shootout occurred, said Bantu was brought to the home by a woman from the Madikizela royal family in the Transkei.

**Jackson Nkosiyané, killed by police in Soweto this week, leaves four districts of the Transkei without leadership. By THANDEKA GOUBULE**

Madiba said he was reluctant to accommodate the stranger, as 15 children lived in his four-roomed Soweto home and there was no space for him.

Nkosiyané had come to Johannesburg to receive medical treatment and was due to return to the Transkei shortly, relatives said. He had a disabled right leg. Although he was a long-time oppo-

nent of the Matanzima brothers and an adviser to Chief Sabatha Dalindyebo, former King of Thembuland and a member of the African National Congress, he was never a member of the ANC.

In 1962 Nkosiyané challenged the jumping together of Greater Thembuland and Migrant Thembuland — the traditional seat of the Matanzimas — under the homeland system.

In 1968, he was tried and convicted in the Transkei for conspiracy and plotting to kill his cousin Kaiser Matanzima. He was sent to prison for seven years and subsequently banished for five years.

"Even in 1953, when he was given

chieftainship of four districts in the Transkei, he wanted non-racialism in one South Africa," his brother told the *Weekly Mail*.

After leaving the country and joining the African National Congress, Sabatha died in Lusaka in 1984. Nkosiyané's cousin, Kaiser Matanzima, refused him the right to address his protégé's funeral.

Nkosiyané was educated at Healdtown College in the Eastern Cape, often termed the "black Eton" of the time. Other traditional rulers, such as Swaziland's King Sobhuza II, were educated at the school.

After completing his studies in the Eastern Cape he became a keen student of politics — particularly of Thembuland.

Among other duties, Nkosiyané kept the books of Chief Sabatha and acted as an interpreter during important discussions between the Thembu people and the South African government.

# Massive blast rocks police quarters

DURBAN — A massive bomb blast rocked Durban last night after an explosive device was planted in a daring raid on Natalia Court — which is the sleeping quarters for members of the South African Police — near the C R Swart Police headquarters.

Soon afterwards police launched a huge dragnet for two white men who were seen fleeing from a blue Ford Sierra which hit another car near the corner of Stanger Street and Old Ford Road.

At least one person was reported injured in the explosion but police would not give details

The drama started at about 9.45 pm when

OWN CORRESPONDENT

people in Natalia Court — where several hundred policemen and women are quartered — alerted police headquarters next door in Stanger Street that they were suspicious about a car which was circling the area

## Device

A police team was sent to investigate.

Meanwhile the suspects had apparently driven to Natalia Court and planted the device.

The patrol spotted them and gave chase at high speed. The getaway car doubled back to try to escape and shots were fired by the police.

When the car crashed the men ran off and managed to lose themselves during the ensuing confusion. Then as police began a search of Natalia Court, the explosive device went off.

The police immediately evacuated the building and threw a cordon around the area.

Later police gave the official time of the blast as 10.10 pm. Police searched for a second bomb but did not find one.

11 172  
CMT-Trip 8/26/87  
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# Kitskonstabels patrol streets in Sea Point

Municipal Reporter

KITSKONSTABELS have been deployed in Sea Point in response to complaints from local businessmen that disorderly types on the streets were dragging the tone of the neighbourhood down

Mr Chris Joubert, the city councillor for the area, said yesterday that the deployment had come as a direct response to his letter to the Minister of Law and Order, Mr Adriaan Vlok, whom he wished to thank

Mr Joubert said he had written to the minister after the situation deteriorated so much that a local hotel used to warn its guests not to venture into certain parts of Regent Road

Now, however, the situation had improved tremendously, he said.

By SELLO SENEPE

THE ALLEGED insurgent who was shot dead in Zondi, Soweto, this week by SAP members might have been responsible for the grenade attack which caused the death of two persons and injured 14 others at a shebeen in Orlando West at the weekend

The insurgent, named only as "Ban-tu", died with a 75-year-old pensioner, Jackson Nkosiyanane, who was a cousin to jailed ANC leader, Nelson Mandela, during the lam shoot-out on Tuesday

Police spokesman in Pretoria, Capt R Crewe, told *City Press* that "police have strong suspicions that the terrorist exploded the grenade which fatally wounded a person and injured others

# SUNDAY

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Answers  
9/24/81

at an Orlando shebeen in Soweto" Bheki Johnson Mhlongo, 40, died instantly while Jabu Thabethe, 24, who was employed as driver at the shebeen, died on Monday at Baragwanath Hospital from injuries

Crewe said police were still investigating and could not elaborate further

He added that police were also



**A relative of the men shot dead by police goes through the blood spattered clothes taken out of the room after the shoot-out with the police in Zondi, Soweto.**

investigating whether Nkosiyanane collaborated with the insurgent, whom residents said was a youth between 18 and 20 years of age

This week's shoot-out in Zondi took place at the Nkosiyananes' house along the busy Zola-Ikwezi station taxi route

Nkosiyanane, a former member of Transkei Democratic Party, was suffering from amnesia and was temporarily staying with his brother while receiving medical treatment

He was asleep in a backyard-room with the man when a police convoy of about 20 vehicles arrived at the house

An earlier police statement said two alleged terrorists were killed, adding that shots were fired at the police with an AK-47 rifle when they went to a house in Zondi

"The SAP members returned the fire and hurled a hand-grenade at the house

"The bodies of two men, one a trained terrorist, were found. Police investigations are continuing," the statement said

Bullet holes on the outside kitchen and the ill-fated backyard-room bore testimony of the fierce gun-battle. There was also a big opening on the side of the room caused by a police hand-grenade

The furniture, including windows and the door of the room, were also destroyed during the exchange of fire

## Dead man linked to Orlando attack

Mpopsyhe Nkosiyanane, 74, a brother of the dead old man, told *City Press* that the youth, "Bantu," had been staying with them for the past three weeks after he was introduced to the family by a relative, a Mrs Madike zela, from Bizana in the Transkei

"She told me that the youth had nowhere to stay and I agreed to offer him temporary shelter

"I did not ask her about his background because I trusted her," Nkosiyanane said

He added that after the "cease fire" police searched the house

Although police could not confirm any seizure of weapons, a family member said he saw a policeman carrying a wardrobe drawer which contained an arm's-length gun and a shot gun from the room

9/4/89

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Mpoposhe Nkosiyanane in the room where the two men were shot dead by police.



Pics: Evans Mboweni.

# SAP killed Mandela's cousin

CAF 7m/3 10/6/87  
Staff Reporter

MR Nelson Mandela's cousin, 75-year-old Transkeian chief Mr Jackson Nkosiyané, was one of the two "alleged terrorists" killed by police in Soweto last week

Professor Fatima Meer, spokesperson for Mrs Winnie Mandela, yesterday confirmed that Mr Nkosiyané was one of the two dead men. She said Mrs Mandela had attended the funeral.

Police said in their unrest re-

port that they had been fired on with an AK-47 rifle when they went to a house in Zondi, so they fired at the house and threw a grenade at it.

According to a Johannesburg newspaper report, Mr Nkosiyané had come to Johannesburg for medical treatment for his leg.

While in Soweto, he stayed at the home of Mr Dumile Madiba, sharing the room with another guest, known only as "Bantu". He was the other person killed.

At the time of his death Mr Nkosiyané was chief of four districts in Transkei. He had been a close friend of another famous Transkeian chief, the late Mr Sabatha Dalindyebo, who fell foul of the Matanzimas, fled the country and joined the ANC before his death in 1984.

Mr Nkosiyané's relatives said he himself had never joined the ANC, although he had been a fierce opponent of his cousins the Matanzimas.

...TOP ONE OF I...  
...says the residents' fe...  
By PETER DENNEHY

# Cops needed at stations, says MP

CAPE TIMES 10/4/89 251  
Political Correspondent

THE knifing to death of a man at Woodstock station at the weekend could have been prevented by the presence of a single armed policeman, the MP for Green Point, Mr Tian van der Merwe, said last night.

Mr Van der Merwe, who was appointed to the National Board of the new Democratic Party at the weekend, said he had on many occasions appealed to the government to ensure that there was at least one policeman on duty at every railway station and on every train at all times.

Mr Van der Merwe said the people who most often used public transport did so because they could not afford private transport "and they should not have to travel at risk of losing life or possessions".

He noted that a retired police major had in the past week suggested that the special police guard for certain MPs should be scrapped.

"I would suggest that the number of policemen used to guard cabinet ministers, Parliament and other government institutions are exaggerated while ordinary South Africans have to live without adequate protection."

He said Nationalist ministers always claimed there was not enough money in the state coffers.

"I say their priorities are wrong and suggest the following.

"1 Stop sending policemen around to restaurant owners who sell wine without a liquor licence;

"2 Stop the ridiculous practice of pouncing on topless women on the beaches

"3. Stop wasting police time on enforcing apartheid. Last year more than 1 600 group areas cases were investigated. This waste thousands of police man-hours.

"4. Stop sending armies of policemen to squash harmless political protests just for the sake of putting up a show of toughness"

Mr Van der Merwe said these immediate steps could release a number of policemen to improve the safety situation.





Humane

THE DEPUTY MINISTER OF LAW AND ORDER

(1) Yes

(a) The Transvaal Provincial Administration, the Mayor and Town Council of Lebohang

(b) 28 April 1988  
20 February 1989 and  
11 March 1989

(c) (i) and (ii) The representations mainly dealt with the increase of the numerical strength, remuneration and housing of municipal police as well as the provision of vehicles, a public address system and better office accommodations. These representations were considered thoroughly and during discussions between the South African Police and the parties concerned, resolved to the satisfaction of all the parties

(2) Yes, the complaints are being investigated, but could up until now, not be confirmed on the basis of available evidence. The investigation is continuing

Cape Town, meetings between private sector and Joint Management System

\*4 Mr J J WALSH asked the Minister of Law and Order

- (1) Whether, with reference to his reply to Question No 19 on 19 April 1988, further meetings of the community liaison forum between the private sector and the Joint Management System have been held in Cape Town, if so, when, if not, why not,
- (2) whether such forums have been established in any other areas, if not, why not if so, (a) where and (b) when,
- (3) whether similar meetings have been held in other areas if so (a) when and (b) where, if not why not?

THE DEPUTY MINISTER OF LAW AND ORDER

(1) Yes. It is part of the normal liaison on a local level between the NMS and the private sector and takes place if and when

Humane

(2) whether this official has been appointed to another post in the Public Service, if so, (a) with effect from what date and (b) (i) to what post and (ii) what is the grading of this post?

Yes

THE MINISTER OF EDUCATION AND DEVELOPMENT AID

(1) No

In view of my reply to question 5 the transfer of the official is being delayed until the investigation of the charge of misconduct is finalised. In the meantime the official is on compulsory leave

(2) Falls away

National servicemen: video films/photographs shown

\*7 Mr J VAN ECK asked the Minister of Defence

Whether groups of national servicemen stationed in the vicinity of Pretoria were shown (a) video films and/or (b) photographs this year in which a certain person, whose name has been furnished to the South African Defence Force for the purpose of the Minister's reply, as well as other persons who visited the residential area of Mamelodi appeared, if so, (i) (aa) how many national servicemen were shown this film material and (bb) what are the names of the persons who appear in it, (ii) what was the purpose of showing this material to the national servicemen and (iii) what attitude to the persons appearing in the videos and/or photographs concerned did the persons who showed the material convey to the national servicemen concerned?

THE DEPUTY MINISTER OF DEFENCE

(a) and (b) No

Mr J VAN ECK Mr Speaker, arising out of the hon the Deputy Minister's reply, I want to ask him if he is aware of a statement issued to a Transvaal newspaper on 17 March which reads

A Defence Force spokesman said videos and briefings are routine and aimed at orientating new troops into the area in which they are to operate. As far as this specific case is concerned at no stage did

the briefing officer refer to the people mentioned by Mr Van Eck as the enemy

This is an admission that there was, in fact, such a video and I am asking the hon the Minister on what grounds this statement was made and why he is replying negatively today

THE DEPUTY MINISTER OF DEFENCE

Mr Speaker, it is mainly about what was written in the newspapers. Technically, I replied correctly to the question as put by the hon member [Interjections] If the hon member wishes to rephrase his question, he must please place it on the Question Paper

Mr J VAN ECK Mr Speaker, further arising out of the hon the Deputy Minister's reply, is he suggesting that this statement issued by the Defence Force to the newspapers, was not issued by the Defence Force, or is it the truth?

Mr Speaker, I am not referring to statements, I am referring to the reply to the question placed on the question paper by the hon member [Interjections]

Mr J VAN ECK Mr Speaker, further arising out of the hon the Deputy Minister's reply, is he not aware of the fact that the Defence Force, in fact, issued a statement relevant to that matter in the Transvaal?

Mr Speaker, I shall reply a third time. I am aware of that statement, but the hon member must just put his question correctly, then I shall reply to it

Protection of SA citizens in Nkqonkqwen

\*8 Mr P G SOAL asked the Minister of Foreign Affairs

(1) Whether, with reference to his reply to Question No 21 on 7 March 1989 and in the light of recent incidents allegedly involving South African citizens and members of the Police Force and Defence Force of Ciskei, particulars of which have been furnished to the Minister's Department for the purpose of his reply, he has made further representations to the Government of Ciskei regarding the protection of South African citizens living in Nkqonkqwen, East Peleton, if not why not, if so (a) (i) when and (ii) with what

In the Geneva Protocol there is no question of Swapo having to be in bases north of the sixteenth parallel where they can be monitored. I have the agreement in my possession. I shall show the hon the Minister that there is no obligation for them to be in their bases.

This omission and this real deficiency in the Geneva Protocol, for which the hon the Minister of Foreign Affairs has to bear the responsibility, is only now being rectified, after the time, with the so-called Mount Etjo Declaration—only now, after we have had many killed and many wounded on our side. [Time expired.]

**\*THE MINISTER OF FOREIGN AFFAIRS**  
Mr Speaker, I shall make the documents available to the hon member, then he will see that in a letter to the Secretary General Mr Nujoma did in fact accept the Geneva Protocol, exactly as I also had to do, and therefore committed himself to being north of the sixteenth parallel. [Interjections.]

The whole world accepts this. It is accepted in all legal studies. No less a person than Mrs Thatcher accepted it. There is not a single newspaper that did not accept it. Only the CP and Swapo do not want to accept it. [Interjections.] I cannot go along with a party that refuses. [Interjections.] and wants to derive a bit of propaganda from this for political objectives. That is why I am not prepared to discuss this matter with them any further. That is why I just want to emphasise that if we had wanted to act the way they do—in the Boksburg style—I would no doubt have suspended the entire peace negotiating process when Mr Papatius was not handed over on time. [Interjections.] Then he would never have been handed over. Strictly speaking Mr Papatius should have been handed over far earlier. If we had been such sticklers for perfection, that man would not have been back home. [Interjections.] Because Cuba and Angola pointed out certain problems to us, we proceeded in an atmosphere of level-headedness and the man was handed over on 31 March. [Interjections.]

**\*Mr SPEAKER Order!**

**\*THE MINISTER** Now they are angry and ashamed. Once again they are out of step and have chosen the wrong course. It is a thorn in their flesh that our structures worked, and they know that they worked. Today there is one thing

HOUSE OF ASSEMBLY

I want to make very clear. I do not know whether Swapo will cheat again. If they know it, they must tell me. I do not know. If Swapo cheats again, I say once again, the structures will be there to deal with them. [Interjections.] We are extremely sorry about what happened but I say that not only did South Africa come out clean from this bitter experience, it came out of it constructively and level-headedly and with honour and dignity. [Interjections.]

**\*Mr SPEAKER Order!** We are dealing with interpellations, not with the election. The time for the second interpellation has expired now and we shall therefore proceed with the questions on the Question Paper.

Debate concluded

#### QUESTIONS

†Indicates translated version

*For oral reply*

*General Affairs*

*State President*

**Chief Minister of KwaZulu** commission of inquiry

**\*1 Mr C J DERBY-LEWIS** asked the State President

- (1) Whether the Chief Minister of KwaZulu or any members of his government have requested him to appoint a commission of inquiry into alleged corrupt land deals involving members of the KwaZulu Legislative Assembly and/or councillors serving on KwaZulu town councils, if so,
- (2) whether any officials seconded by the South African Government were involved in these land deals, if so, (a) which officials and (b) from which Government Departments had they been seconded?

B574E

**†THE MINISTER OF CONSTITUTIONAL DEVELOPMENT AND PLANNING** (for the State President)

- (1) No
- (2) Fall away

**Comdt C J DERBY-LEWIS** Mr Speaker, arising out of the hon the Minister's reply, may I ask him, in view of the fact that this type of corruption is common knowledge throughout Natal, whether the hon the State President is going to take the bull by the horns himself and appoint a commission to investigate this corruption?

**†THE MINISTER** Mr Speaker, fact is that if a commission has to be appointed in KwaZulu the KwaZulu Government in terms of the Act is supposed to do it.

*Ministers*

**Mr S Bopape: investigation into disappearance**

**\*1 Mr J VAN ECK** asked the Minister of Law and Order †

Whether, since his reply to Question No 3 on 7 March 1989, any progress has been made in the investigation into the disappearance of Mr Sianza Bopape from police custody on 12 June 1988, if so, what progress?

B449E

**†THE DEPUTY MINISTER OF LAW AND ORDER**

The investigation into the matter is still continuing unabatedly. It is receiving the highest priority and any progress will be made known, when it is convenient.

**†Mr J VAN ECK** Mr Speaker, arising out of the reply of the hon the Deputy Minister, may I ask him whether it is not a fact that the person has been missing for 10 months since his so-called escape on 10 June last year and whether there is any reason that he can think of why the family must not reach the conclusion that in fact he died while in detention?

**†THE DEPUTY MINISTER** Mr Speaker, the hon member has now introduced an additional element to the question that he posed. The reply to the question was clear, namely that the investigation continues. If the hon member wishes to conduct a debate on it, ample opportunity for this will be provided later. [Interjections.]

**†Mr J VAN ECK** Mr Speaker, further arising out of the reply of the hon the Deputy Minister,

may I ask him whether he will be prepared to furnish the attorneys who are acting on behalf of the disappeared person, with the names of the three policemen who were in the vehicle at the time of the escape, so that they can be questioned?

**†THE DEPUTY MINISTER** Mr Speaker, the hon member must have his question included in the Question Paper.

**Ibayi Town Council alleged irregularities**

**\*2 Mr D J N MALCOMESS** asked the Minister of Law and Order

- (1) Whether the Attorney-General referred the matter of alleged irregularities in the Ibayi Town Council to him, if so,
- (2) whether this matter is being investigated by the South African Police, if so, (a) what progress has been made in this regard and (b) when is it anticipated that the matter will be finalized?

B450E

**†THE DEPUTY MINISTER OF LAW AND ORDER**

- (1) No, the Advocate-General brought the matter to the attention of the South African Police
- (2) Yes

(a) and (b) Although the investigation has already progressed far, it is at present not possible to give an indication when it will be completed.

**Lebohang Township municipal police**

**\*3 Mrs H SUZMAN** asked the Minister of Law and Order

- (1) Whether he or the South African Police have received any representations regarding the number or use of municipal police in Lebohang Township, if so, (a) from whom, (b) when and (c) what was the (i) purport of and (ii) response to each such representation,
- (2) whether any complaints regarding the actions or conduct of municipal police in this township have been brought to his notice, if so, what action has been taken as a result of these complaints?

B451E

HOUSE OF ASSEMBLY

mines must decide on this. If he complains about this now, he is merely emphasising that he was never serious when he made that promise to them [Interjections]

In conclusion I want to tell the hon the Minister that parent communities are opting for the principle of separate education in increasing numbers. NP supporters who must vote in management board elections say they prefer to vote for supporters of the CP, because they can trust those people with their children's future.

This afternoon I want to give hon members a few examples of parent communities which have recently taken a clear stand in favour of separate education for their children. I promise the hon member for Pinetown that I will not do this again [Interjections]. The Helderkrans Primary School in the constituency of the hon the Minister of Information, Broadcasting Services and the Film Industry, the Gerrit Maritz Primary School in Westonaria, the Pietersburg Commercial School, the Piet Hugo Primary School, Pietersburg, the Tom Naude Technical High School, Pietersburg, the John Vorster High School, Nigel, the Vaalkop Primary School, the Bzeestekraal Primary School, the Skeerpoort Primary School, the Cullinan Primary School, the Rapportryers Primary School, Randfontein, the Ermelo Primary School, the Riebeeck High School, Randfontein; the Ben Vorster High School, Tzaneen, the Merensky High School, Tzaneen, the Tzaneen Primary School, the Vischkui Primary School, the Westonaria High School; the Lichtenburg High School, the Piet Joubert Special School, Pietersburg, the Kuschke Agricultural School, Pietersburg, the Hofmeyer Primary School, the Pietersburg Primary School. [Interjections]

\*Mr SPEAKER Order! I am sorry, but the hon member's list is too long for him to continue reading it out. Unfortunately his time has expired.

\*The MINISTER OF EDUCATION AND CULTURE Mr Speaker, I should like to carry on from where I left off a while ago. The former member for Koedoespoort then said that if I called on people to participate in school boards he would, referring to the hon the Minister of Education and Development Aid, not stop me [Interjections]

Humanoid

Whether any persons in the service of his Department have requested principals in a formal and/or an informal manner not to discuss problems in education with their local members of Parliament, if so, what are the relevant details?

B573E

†The MINISTER OF EDUCATION AND CULTURE

No, not by direction or according to my knowledge.

For written reply

General Affairs

Police complement: increase

92 Mr S S VAN DER MERWE asked the Minister of Law and Order

Whether he is considering increasing the police complement at the (a) Cape Town, (b) Sea Point and (c) Woodstock police stations, if so, (1) when, and (ii) by how many, in each case, if not, why not?

B214E

The MINISTER OF LAW AND ORDER

No. The situation is, however, being carefully monitored. At present the manpower situation at the three police stations mentioned, compares favourably with that in the rest of the country. In view of this fact, it is not intended to increase the numerical strength before the completion of the re-evaluation of the duties of all stations and offices in the Republic by the De Witt Committee of Investigation.

Western Cape: land available for Blacks

149 Mr J J WALSH asked the Minister of Constitutional Development and Planning

Whether he is considering declaring any land available for (a) informal housing, (b) formal housing, (c) commercial development and (d) industrial development for Blacks in the Western Cape in 1989, if so, (1) where, and (ii) when, in each case?

B348E

The MINISTER OF CONSTITUTIONAL DEVELOPMENT AND PLANNING

No. However, should any applications be submitted to me during 1989 in terms of section 33 of the Black Communities Develop-

Humanoid

ment Act, 1984 for the provision of more land for Black development in the Western Cape, I will consider the merits thereof.

Dora Falcke Sunrise Memorial Camp: SAP operation

165 Mr S S VAN DER MERWE asked the Minister of Law and Order

(1) Whether any members of the South African Police Force were involved in an operation at the Dora Falcke Sunrise Memorial Camp in Muzzenberg on or about 23 February 1989, if so, (a) what was the purpose of the operation, (b) how many (i) units and (ii) members were involved, (c) how long did the operation last and (d) what was the rank of the person in charge of the operation,

(2) whether all the members involved in the operation wore standard uniform, if not, (a) why not and (b) what were they wearing,

(3) whether any members involved in the operation were armed, if so, (a) why and (b) what arms were they carrying,

(4) whether any persons were detained or arrested during or after the operation, if so, (a) who and (b) why;

(5) whether any shots were fired during or after the operation, if so, (a) by whom, (b) at whom, (c) why and (d) when?

B372E

The MINISTER OF LAW AND ORDER

On 23 February 1989 a number of units of the South African Police under the command of a captain took part in a police operation. During this action a search was conducted to trace two foreign trained ANC terrorists who, according to information, were armed.

The police units were made up of members of the uniform branch, security branch and detective branch, consequently the policemen were dressed in standard uniform or in civilian clothes and armed with handguns, shotguns or rifles.

The operation lasted approximately 2 hours and a densely bushed coastal strip was searched. The camp to which the honourable member refers, is situated in this area.

151

*Thumana*

Nobody was arrested during the police action and no firearms were fired. However, a flare was discharged on the instruction of the officer in command, because it was dark and the area is not lit up.

Fezeka High School: SAP present

233 Mr K M ANDREW asked the Minister of Law and Order

- (1) Whether members of the South African Police were present at or near Fezeka High School on the morning of 3 March 1989, if so, (a) why, (b) to which police station or unit were they attached, (c) how many policemen were there, (d) under whose command were they and (e) who called them there,
- (2) whether these policemen took any action, if so, (a) what action, (b) why and (c) in terms of what statutory provisions or regulations was such action taken,
- (3) whether any laws were broken, if so, (a) which laws, (b) by whom and (c) how many persons were arrested?

B537E

The MINISTER OF LAW AND ORDER

- (1) Yes
- (a) to (c) A number of members of the divisional riot unit under the command of a captain went to the school

*Thumana*

1987/88

Investment in industrial sector	Total amount invested		
	(a)(i)	(a)(ii)	(b)(iii)
Gazankulu	Nil	R118 000	R118 000
KaNgwane	Nil	R7 145 525	Nil
KwaNdebele	Nil	R4 400 000	R4 400 000
KwaZulu	Nil	R3 844 000	R3 844 000
Lebowa	Nil	R50 596 000	Nil
OwaOwa	Nil	R33 233 000	R3 587 000

As the figures for the 1988/89 financial year are not available as yet, figures as at 30 September 1988 are provided

Investment in industrial sector	Total amount invested		
	(a)(i)	(a)(ii)	(b)(iii)
Gazankulu	Nil	Nil	Nil
KaNgwane	Nil	Nil	Nil
KwaNdebele	Nil	R7 300 000	R7 300 000
KwaZulu	Nil	R13 959 000	R13 959 000
Lebowa	Nil	R3 708 000	R3 708 000
OwaOwa	Nil	Nil	Nil

(1) Figures not available

A senior official of the Department of Education and Training requested the police action in order to prevent an illegal gathering from being held

- (2) Yes
- (a) to (c) The police instructed pupils to return to their classes as the holding of such a gathering would have constituted a contravention of the Security Emergency Regulations
- (3) No, the police action effectively prevented the contravention of any laws
- (a) to (c) Fall away

Self-governing territories: manufacturing concerns

252 Mr P G SOAL asked the Minister of Education and Development Aid

What, as at 31 December 1988, was the total (a) number of (i) manufacturing concerns and (ii) persons employed and (b) amount invested by development corporations in each of the self-governing territories where decentralisation concessions or incentives are applicable?

B557E

The MINISTER OF EDUCATION AND DEVELOPMENT AID

All the figures up to 31 December 1988 are at this stage not available but in the list hereunder it is given up to the latest available date

	(a)(i)	(a)(ii)	(b)
Gazankulu	155	6 718	R35 367 925
KaNgwane	49	1 759	R17 859 000
KwaNdebele	223	9 250	R93 035 000
KwaZulu	227	36 881	R260 012 000
Lebowa	188	11 814	R78 923 000
OwaOwa	206	25 000	R73 358 000
Total	1 048	91 422	R558 554 925

Self-governing territories: amounts invested

253 Mr P G SOAL asked the Minister of Education and Development Aid

- (a) What amounts were invested by (i) the State and (ii) foreign agencies in the industrial sector, and (b) what was the total amount

invested by (i) the development corporation concerned, (ii) South African companies and (iii) foreign companies, in each of the self-governing territories in the 1987-88 and 1988-89 financial years, respectively?

B558E

The MINISTER OF EDUCATION AND DEVELOPMENT AID

Cape Times 12/4/84  
Stations not to  
(251)  
get more cops

**Political Staff**

**THE** government was not considering an increase in the police component at the Cape Town, Sea Point and Woodstock police stations, the Minister of Law and Order, Mr Adriaan Vlok, said yesterday.

The situation was being carefully monitored, but the manpower situation at these three police stations compared favourably with those at the rest of the country, he said in reply to a question from Mr Tian van der Merwe (PFP, Green Point).

... company proud to be involved in hiking in - Sapa

... continue to trade under the Score or Grand Supermarket banner, these interests have been consolidated under a single management struc-

... group to give it a wholesale base in Natal for the first time Results vindicated the decision to acquire control of Clicks

ough- the had nce cov- pay- abil- to be ser- pay- was bles 9.

ONLY one man was held as a suspect in last Friday's bomb blast at CR Swart Police headquarters in Durban, police said. He was Rafiq Rohan, 36, news editor of the Durban newspaper Post Natal, whose family said he had not been seen since Friday night. Police denied reports that a second suspect had been arrested. They said confusion arose over the fact that Rohan at first gave his mother's maiden name, Jones, which led to reports that a second suspect had been arrested. Law and Order Minister Adriaan

# Police HQ bomb blast: only one man held

Vlok announced at a police medal parade yesterday that the news editor of a Durban newspaper had been arrested in connection with the blast, but did not name Rohan. Rohan was understood to be under guard in a Durban hospital, where he was being treated for a broken leg. The suspect was arrested after a car chase on Friday night, at about the time the bomb went off. Police had noticed a blue car, similar to one seen at the scene of at least

one other Durban bomb blast, circling CR Swart Square. Police gave chase. Shots were fired at the car, which crashed. The occupant of the car fled on foot, fell into a hole and broke his leg. At about the same time a bomb went off at police single quarters. Police later visited Rohan's flat, where they allegedly found a large arms cache which included hand grenades, limpet mines, demolition mines, two rifles and a remote control device - Sapa

14/1/87

257

# 5 000 attend shot chief's funeral

UMTATA — More than 5 000 mourners from as far as the Reef and Natal braved wet weather at Mqanduli near here yesterday to pay their last respects at the funeral of a 75-year-old Transkei chief shot dead when SA security forces raided a house at Zondi, Soweto, a week ago

Also present at funeral of Chief Jackson Balisile Nksiyane were Mrs Winnie Mandela and her daughter Zinzi

Chief Nksiyane died in a hail of bullets after SA security forces raided the home of his son, Geoffrey, a week ago

A police unrest report at the time said security forces had shot and killed "two trained ter-

rorists", <sup>cap. TIMES 17/4/89</sup> Mourners were told that, at the time of his death, the chief was visiting his son to be nearer to a medical specialist attending him in Johannesburg — Sapa

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(CAA29557)

In terms of the legislation we have therefore succeeded not only in protecting the plants about which the hon member is talking, but also in getting the private sector to participate in the conservation programme I submit that if we were not prepared to accept that people who participate in the conservation programme must also be entitled to sell their plants, we would never have achieved the conservation success in this country which we have achieved in many spheres [Interjections]

Of course it is true that South Africa is a member of the Convention on International Trade in Endangered Species of Wild Fauna and Flora. Yet according to the exporters not only the provisions but also the spirit of the convention were complied with. What are the provisions which must apply when an export permit or consent are considered? [Time expired]

Mr R J LORIMER Mr Speaker, the hon the Minister is missing the point. The point that I am making is that we signed a solemn undertaking—we have an international obligation not to deal in these

The hon the Minister says that collectors should have the right to sell. That is not correct. That is not adequate. When one follows the CITES regulations, one looks at the particular situation. Did the Cape Department of Conservation inspect this particular shipment, because CITES regulations say that before any export can be legitimised a scientific authority of the state of export has to advise that such export will not be detrimental to the survival of the species. I have established from various authorities that a huge shipment like this one will definitely be detrimental to the survival of several of the species concerned.

I have been made extremely suspicious of events surrounding the whole affair and it appears to me that a dedicated conservation organisation like the Cape Department of Conservation would not have granted the permit for export unless pressure had been exerted on them from somewhere [Interjections]. This pressure must have come from a very high level [Interjections].

There are other aspects which make one very suspicious. These plants are supposed to be from a collection which was owned by a certain Mr Trevor Berni, a dealer in cycads. I have information that the list of plants supplied were not

HOUSE OF ASSEMBLY

plants growing in Mr Berni's house. His home collection of approximately 150 to 200 plants consisted almost entirely of hybrids and foreign species. The plants on the export list were all South African species that he had stockpiled for sales at his Maclean town nursery which was not open to the public.

The Cape and Natal have protected indigenous plants including cycads for decades. Since when did they not protect them? It was not just since 1974—it was long before that. So where did these cycads come from? Why was such an irreplaceable collection allowed to leave the country? What special pull did Mr Joe Berardo enjoy that he was able to organise this export to Madera?

I would also like to ask the hon the Minister whether the authorities have established whether Mr Berardo did not gain financially from the transaction. I find it extremely strange that the original documentation from the Madera authority was faxed on a letterhead belonging to a tobacco company in which Mr Berardo has a big interest. He might well be the owner. Apparently the excuse for this was that the Government's fax machine was not working on that day. I believe that the whole affair requires investigation and I would like to know where those cycads are today and whether they are all actually in the Madera Botanical Gardens or perhaps in the hotel garden. I would urge the hon the Minister to institute an investigation as a matter of urgency.

It is this sort of action which contravenes the spirit and quite possibly even the letter of CITES's regulations. This will make South Africa's approach to conservation stunk in the nostrils of the world. We have been warned that if we do not police the CITES agreement better, action will be taken against us. I specifically want an answer to my question [Time expired].

\*THE MINISTER OF CONSTITUTIONAL DEVELOPMENT AND PLANNING Mr Speaker, the hon member's concluding remarks actually prove my allegation. He is not concerned about the protection of endangered species, but, interestingly enough, about corruption [Interjections].

If the hon member wants to hear the reply I will give it to him with pleasure. I assume that he put the question on the Question Paper to get it somewhere in the reply. All I want to say is that

under our obligations in terms of the convention the specific plants were handled in accordance with the schedule to the convention.

What is more we in the province complied with all the conditions. They consist of four parts and I should like to read them out to hon members. It is stated:

(1) Die uitvoer mag moet nie skadelik wees vir die oorlewing van die plant nie.

Nothing which the hon member said gave any indication that there was such a threat. I am continuing to quote.

(2) die Staat van waar uitgevoer moet word, moet tevrede wees dat die eksemplare nie in stryd met die wette van beskerming van flora van daardie Staat bekom is nie.

Nothing which the hon member has said, is jeopardising this. I am continuing to quote.

(3) die Staat van waar uitgevoer word, is tevrede dat lewende eksemplare so voorberei en verskep sal word dat die gevaar van beskadiging of besering tot die minimum beperk sal word, en

(4) die Staat van waar uitgevoer word, is tevrede dat die Staat waarheen uitgevoer word 'n permit vir die invoer van die eksemplare uitgereik het.

According to all the information I have this was complied with. However, if the hon member has evidence that laws were contravened, it is his duty to make a statement to the authorities [Time expired].

Debate concluded

QUESTIONS

† Indicates translated version

For oral reply

General Affairs

SAP members visiting certain person

\*1 Mr J B DE R VAN GEND asked the Minister of Law and Order

(1) Whether any members of the South African Police visited the home of a certain

person, whose name has been furnished to the police for the purpose of the Minister's reply, on or about 8 March 1989, if so, (a) why, (b) how many policemen were involved and (c) what is the name of this person,

(2) whether the police paid any further visits to the home of this person, if so, why,

(3) whether any action is being contemplated against this person, if so, what are the relevant details? B536E

† THE MINISTER OF LAW AND ORDER

(1) Yes

(a) To investigate complaints in terms of the Media Emergency Regulations, 1988 and section 18 of the Publications Act, 1974 (Act 42 of 1974)

(b) 4

(c) The name which was furnished by the hon member

(2) Yes To complete certain aspects of the investigation

(3) Yes, as soon as the investigation has been completed, the docket will be submitted to the Attorney-General for a decision

Chief Minister of Kwazulu: charges laid with SAP

\*2 Mr C J DERBY-LEWIS asked the Minister of Law and Order

Whether any charges have been laid with the South African Police by the Chief Minister of Kwazulu or any members of the Kwazulu Legislative Assembly in regard to alleged corrupt land deals, if so, (a) what are the circumstances surrounding these land deals and (b) (i) what is the nature of the charges so laid and (ii) (aa) by whom, (bb) against whom and (cc) when were they laid? B575E

THE MINISTER OF LAW AND ORDER

No

(a) and (b) Fall away

Certain person: release from prison

\*3 Mr D S PIENNAAR asked the Minister of Law and Order †

HOUSE OF ASSEMBLY



KWUNANIN

HOUSE OF ASSEMBLY

251

85

INTERPELLATIONS

The sign \* indicates a translation. The sign †, used subsequently in the same interpellation, indicates the original language.

General Affairs

Election candidates exempted from reservist duty

1 Mr M J MENTZ asked the Minister of Law and Order

Whether in the municipal elections of October 1988 he exempted from duty any candidates who were reservists, if so, (a) why and (b) for how long?

B679E INT

\*The MINISTER OF LAW AND ORDER, Mr Speaker, I would be pleased to reply to the hon member for Ermelo's question

Yes, members of the Reserve Police Force—better known as police reservists—who stood as candidates during the municipal elections of October 1988, were placed on the "inactive" list of reservists and were exempted from active service. It is a pity that we had to take this step, but I am firmly convinced that it was in the best interests of the SA Police and the community. We were forced to take these steps because political parties had now entered into the field of municipal affairs as well.

After the municipal elections it was decided, after careful thought and consideration, to maintain the *status quo* in respect of these members, whether they had been elected or not. At the same time it was decided that they would not be permitted to do active service again. This policy is strictly implemented, irrespective of whether the person stood as a candidate for a political party or as a so-called independent candidate.

Today I want to express my thanks and appreciation to these reservists for the excellent service they rendered to the SA Police and the community. However, it is very important for the SA Police to ensure, as far as possible, that the Force and the Reserve Police Force are not political in character.

For this reason specific provisions in this regard are laid down in the Police Act—Act No 7 of 1958—the Regulations of the SA Police Force and in the Standing Orders. In the definition of a "member of the Force" it is stated that a member of the Reserve Police Force—ie a police reservist—is also a member of the Force while he or she is serving in the Force.

Standing Order 85 further provides that as members of the Force have to serve all groups in the community impartially, members are prohibited from being involved in political discussions or from giving vent to political feelings.

For the same reason Regulation 58(33) and Regulation 72 provide that members of the Force are not permitted to stand as candidates or in any way actively promote the candidature of a candidate for Parliament, a city council, a municipal council, a village management board, a health committee, a local authority or a school board.

This is our well-considered opinion, and hon members will appreciate the fact that once a person has entered the political arena, there can no longer be any question of impartiality. Even when the person concerned has stood as an independent candidate, without "official" party connections, political alliances are unavoidable.

If such a person subsequently takes up active service in the SA Police Force, it is possible that a perception of bias might arise among individuals or in a portion of the community. Such a perception is in no way beneficial to the vitally important relations and co-operation between the Police and the community—an element without which effective policing is simply not possible. Under the circumstances it is therefore in the best interests of the Force and of South Africa for this policy to be maintained and implemented.

\*Mr M J MENTZ, Mr Speaker, I think the hon the Minister is doing the country and the Police a great disservice at a time when the Police Force is understaffed. He is allowing himself to be led by considerations which ought to have no bearing on the question of whether or not a person is competent or capable of being a member of the Police Reserve Force. In terms of the legislation and the regulations the only considerations that apply here are the simple questions of whether a

person is of good character and whether he is physically and mentally suitable and competent to serve in the police. These are the only considerations which should apply. Whether a person belongs to a particular political party or whether he has at some stage committed himself to standing for a particular political party should, as far as we are concerned, play no role in determining whether a person is competent to perform this task. [Interjections]

We want to make it very clear that the hon the Minister is mistaken, just as he is politically mistaken, when he refers to certain regulations to justify his standpoint. Regulation 85(6) and Regulation 72 specifically provide for a person to stand in a municipal election and still remain a member of the Force. It is as simple as that. It is because the hon the Minister finds himself in a position in which he can do what he wants, when he wants, that he does not even have a proper look at the provisions contained in the regulations. Those who stood for election acquainted themselves in advance with the provisions contained in the regulations, ie that there was no obstacle in this regard. The regulations specifically empower them to stand, yet now the hon the Minister is depriving them of the right to be a reservist. This is a terrible error on the part of the hon the Minister.

The hon the Minister has become so blind in one eye that he has overlooked a further point. There sits the hon member for Bezuidenhout, and if I am not mistaken he is still a police reservist. [Interjections] What is his position? The regulations specifically prohibit him from being a member of the Police Reserve Force. The regulations state that if a person stands for election to the House of Assembly, he may not be a member of the Police Reserve Force. This is contained in the regulations, but is overlooked by that hon Minister.

I am sorry to have to say so, but it seems to me that this problem we are dealing with today perhaps arises from the fact that too many of the police reservists, to the Minister's liking, are members of the CP. [Interjections]

HOUSE OF ASSEMBLY

make themselves available on a voluntary basis [Time expired]

\*Mr S VAN DER MERWE: Mr Speaker, it is almost unnecessary to say that police reservists are not full-time officials of the State or of the Police. Naturally the approach to them must be different to the approach adopted towards normal public servants.

I want to suggest to the hon the Minister that the approach he has adopted in this regard means that he unavoidably runs the specific risk of there being political bias. It is difficult to avoid the conclusion that, depending on what kind of police reservists make themselves available, the Government subsequently acts in such a way as to make it difficult for them to continue performing their duties as reservists. Whatever the hon the Minister's initial objectives were, he is unavoidably exposing himself to accusations of political bias in this specific regard.

The hon member for Ermelo put forward the view that the Police Force is understaffed. The country is confronted with a terribly serious situation. It is, to say the very least, questionable whether one can now afford, on these grounds, to get rid of people who give good service. In South Africa one must be careful about espousing the principle that people who enter politics should not carry out some kind of governmental function.

It is true that an enormous percentage of White South Africans are in some way involved in the Public Service or semi-Government institutions. If one were to make politics completely taboo for them, one would have a completely false approach, a completely false picture of what was actually going on in the politics of the country. I would therefore again warn against that approach. [Time expired]

\*The MINISTER OF LAW AND ORDER: Mr Speaker, the hon member for Ermelo addressed me very sharply on this matter. I want to tell the hon member that it is very clear to me from his arguments that they would like to bring party politics into the Police Force. [Interjections] We must not tell one another little stories about these things. I want to give the same reply to the hon member for Green Point. We must be very careful of one thing, and that is that we should never allow party politics to play a role in the

security forces of this country. [Interjections] Never.

The rules provide—I quoted this—that a Police Reservist, someone in uniform who is on duty in the charge office, is considered to be a member of the Force. Do the hon members now want it to be said that the person who was involved in an election campaign until recently, and who tomorrow stands behind a counter in the charge office, or who goes to investigate a reported complaint, is now a policeman again?

We will never reach the end of the agony surrounding this situation, because do hon members know what will happen next? The accusations will pour in, because it will be said that because this man stood as an NP candidate or CP candidate, he did not investigate the matter properly. For that reason we can never allow that.

The CP is very angry with me today in this regard, but I did not devise the standpoint which we are adopting here today. It comes from the Police themselves. They took this decision. [Interjections] The SAP themselves tell me that they want to be safeguarded against all politics within the SAP. [Interjections]

Hon members now want to draw the Police in. It will be a bad day for South Africa if we allow the SAP, or if we expect them to participate in party politics, and tomorrow the Police must once again try to act impartially. [Time expired]

\*Mr F J LE ROUX: Mr Speaker, the hon the Minister's reply was a surprising demonstration of inconsistency. It appears to me that a man can only join the Police if he is a member of the NP. [Interjections] There is the hon member for Bezuidenhout. In September 1987 (Hansard House of Assembly, Questions and Replies, 1 September 1987, col 715—717) the hon member for Germiston District asked whether this hon member was a member of the reservists. That was after the election. After the election in 1987 it was openly admitted that the hon member for Bezuidenhout was a member of the reservists. He was mentioned with a great deal of pride.

That is not the only inconsistency that there was. The information which I have is that those members of the reservists were told that while they were candidates they were temporarily exempted until after the election. After the election they reported for duty and in February

they were again exempted from further service. How do hon members understand this situation? Surely it is totally illogical.

The hon the Minister said that it came from the Police themselves, but surely he is the political head of the Police, who makes decisions in this regard. He must just explain to us what the difference is between a councillor of a municipality who became a reservist and stopped being a reservist, and an hon member of this House who is a reservist and can remain a reservist, while he is identified every day in the colours of the NP.

\*Mr M J MENTZ: Mr Speaker, I just want to add something. As far as we are concerned, every policeman has a political opinion. It does not matter whether he is a member of the PFP or the NP. We all know that they have political opinions. The mere fact that a person makes himself available honestly for election for a particular political party, surely does not detract from the simple facts of the question that hon members should have asked themselves, namely whether or not he was competent to be a member. We plead openly that everyone should have the free right to make themselves available in a political election and then to still be able to act in their ordinary capacity as a reservist.

As far as we are concerned, the hon the Minister did not provide an answer because, as the hon member indicated here, there really is inconsistency with regard to that specific conduct. If that hon member can sit in Parliament as a reservist without any problem, we cannot understand why an ordinary councillor is unable to do so. Our plea is that. [Time expired]

\*The MINISTER OF LAW AND ORDER: Mr Speaker, I want to admit that the reservists were not always treated the way they are treated now. [Interjections] because it was not always necessary. [Interjections] What happened then? The CP wanted to politicise all these matters. [Interjections] They climbed in here and even wanted to politicise the municipal elections. Surely the CP said that they were going to fight the municipal elections nationwide as well. Surely that is what they said. We did not say that. They made a great fuss in that regard.

In the same way that they tried to force their narrow-minded bigoted and outdated policy on people in other spheres, they also tried to

HOUSE OF ASSEMBLY

implement it with regard to the municipal election [Interjections] They did this in regard to the churches and are still doing so in cultural organisations and in all spheres

Let me tell hon members what the situation is with regard to the hon member for Bezuidenhout It is not only the hon member for Bezuidenhout who was a police reservist The hon the Minister of Constitutional Development and Planning was also one I was also one That is more than we can say for those sitting on that side of the House [Interjections] However, the point is that when the CP attempted to bring politics into the Police, we refused and wanted to put a stop to it Today, all three of us have been placed on the inactive reserve B list That is the answer The CP makes a great fuss about that, but we stand by this principle because we know what is right We keep party politics out of the Police and out of the Security Force That is the answer Hon members must not run around making an issue of this sort of thing We shall, therefore, continue to act impartially within the South African Police, because we serve all the communities [Time expired]

Debate concluded

#### CITES export permit

2 Mr R J LORIMER asked the Minister of Constitutional Development and Planning

With reference to his reply to Question No 19 on 14 March 1989, what were the reasons for the granting of the CITES export permit concerned?

B680E INT

\*The MINISTER OF CONSTITUTIONAL DEVELOPMENT AND PLANNING Mr Speaker, I want to say at once that it is not so interesting to move from the previous topic to the subject of cycads However, I want to tell the hon member for Lichtenburg that in the days when I was still active as a police reservist, I looked after people like him [Interjections]

I want to say at once that the plants of the Cape Province, with which the question deals, are protected according to the classification of the specific plant in terms of provincial legislation

In this particular regard it is classified in terms of the Nature and Environmental Conservation Ordinance, 1974 namely, endangered flora,

HOUSE OF ASSEMBLY

protected flora and unprotected indigenous flora

While the legal sale or purchase of protected flora requires either a licence or permit, a landowner may remove protected flora from the natural state and donate such flora to another person without any permit Such flora may also be in the possession of the recipient without such a permit

In the case of a species classified as endangered flora, no one can remove it from the natural state without a permit even if it is their own property The donation, receipt as a donation, possession, as well as the sale, purchase, transport, export and import thereof are subject to a permit

Cycads in the Cape Province were previously classified as protected flora with the exception of four species which were classified as endangered flora As a result of the provisions of the Nature and Environmental Conservation Ordinance with regard to protected flora, many protected cycads were legally donated to collectors of cycads, and such persons were able to build up large collections of cycads

As it is impossible, according to the experts, to identify the species when their leaves are removed, this provision led to the illegal sale and purchase of cycads under the pretext that such cycads were donated and to illegal trade in the case of the endangered species

In the light of the concern for the survival of the species and in order to simplify identification, the Administrator of the Cape Province classified all cycads as endangered flora in May 1985 This extended protection to these species

At the same time it is not policy to allow the removal of cycads from their natural state at all [Time expired]

Mr R J LORIMER Mr Speaker, the hon the Minister has addressed us on the subject of the provincial ordinances, but he is missing the point, namely that South Africa is a signatory to the Convention on International Trade in Endangered Species of Wild Fauna and Flora otherwise known as CITES Cycads are recognised by CITES as being an endangered species, and international trade in cycads from the wild is strictly forbidden The only exception made to this strictly enforced rule is for exchanges between two botanical and scientific institutions

Even non-commercial donations are not permitted, even though they may be in the province, except between scientific bodies

In this case we have an individual, a certain Mr Joe Berardo, who certainly does not qualify as a scientific institution On the other hand, he is well known in NP circles in Johannesburg as a friend and supporter and he seems to have some influence there In other words a friend of the NP is able to bend regulations and export, supposedly as a donation, a large quantity of priceless botanical specimens when South Africa has given a solemn undertaking to abide by Cites regulations

I think it is important at this stage that I detail exactly what Mr Berardo sent out of the country Cycads are sometimes described as living fossils in that they are somewhat modified remnants of a group of plants that flourished especially in prehistoric times [Interjections] They could perhaps be described as the coelacanths of the plant world

Within and without South Africa there has always been a terrific demand, and unscrupulous dealers and collectors have removed plants from their natural habitat despite national and international legislation designed to prevent this Thefts from public and private gardens are commonplace, and specimens command enormous prices on the open market—up to R7 000 or R8 000 per specimen This particular export shipment, supposedly to the Madeira botanical gardens, consisted of 725 specimens, some of them up to four metres in height and all of them classified as endangered to a greater or lesser degree

To grow a four-metre-long cycad takes somewhere between 250 and 300 years Some of the cycads exported were probably alive when Van Riebeck landed at the Cape Their value on the international market has been estimated at in excess of R700 000, although local value is probably half that Why did we allow a priceless collection of this nature to leave the country?

Even if the technicalities of the procedures are argued, there is no doubt at all that this export order contravened the spirit if not the letter of the CITES convention which South Africa has given its solemn word to uphold.

What was the necessity for allowing far more specimens than could possibly be required for

any botanical garden, either for display or for propagation purposes, to leave South Africa? [Time expired]

Comdt C J DERBY-LEWIS Mr Speaker, while travelling down to Cape Town this morning, I was gazing out over the starkness of the Karoo when I thought to myself what a wonderful heritage we in this country have been given, a heritage that we treasure very carefully I think it is a tragedy that those hon members should permit the export of what we consider to be part of our heritage

Thousands of ordinary South Africans, men in the street like you and me, Sir, spend hundreds and possibly thousands of rands of their own money going out on salvage operations, trying to save endangered species of our flora They travel on the most inaccessible roads in order to do this The two organisations involved in this type of activity are the South African Aloe and Succulent Society and also Operation Wildflower While I agree that the hon the Minister has a point when it comes to sharing our heritage if we can, I think that this particular instance of sharing should have been shared with the people of South Africa and not with the people of a foreign country

Another question that I would like to ask is whether in fact this consignment of cycads is going to the botanical gardens Is it not perhaps going to the grounds of a hotel which is being built in Madeira, using South African capital?

\*The MINISTER OF CONSTITUTIONAL DEVELOPMENT AND PLANNING Mr Speaker, it is quite clear that the hon member who asked the question on the Question Paper was not very worried about the protection of succulents He was more interested in the person responsible for the exportation of the specific plants [Interjections] If he had asked me that, I would have replied to him accordingly

In terms of the legislation to which I have referred, it is a fact that the greatest conservationists, of these plants too, are private cultivators and collectors In terms of existing legislation which requires the registration of people in possession of the specific plants, more than 4 000 applicants have already applied for permits or registration These applications range from people with only one plant to people with thousands of plants

HOUSE OF ASSEMBLY

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- (1) Whether he has received any representations from a certain person, whose name has been furnished to the South African Police for the purpose of the Minister's reply, that he be released from prison earlier, if so, (a) what is the name of this person, (b) when were the representations received and (c) what was (i) the purport of and (ii) his response to the representations.
- (2) whether he will make a statement on the matter?

B578E

†THE MINISTER OF LAW AND ORDER

- (1) No
- (a) to (c) Fall away
- (2) No

Certain person: release from prison

\*4 Mr D S PIENNAAR asked the Minister of Justice †

- (1) Whether he has received any representations from a certain person, whose name has been furnished to the Minister's Department for the purpose of his reply, or from any other persons, that this person be released from prison earlier, if so, (a) from whom and (ii) when were these representations received and (b) what was (i) the purport of and (ii) his response to each of these representations.
- (2) whether he will make a statement on the matter?

B579E

THE MINISTER OF AGRICULTURE (for The Minister of Justice)

- (1) No, not by the person himself nor, so would it appear, by any party on instruction of the person involved. Representations by a private individual on behalf of the person have however been received.
  - (a) (i) The names of the persons making the representations are being dealt with confidentially and it is common practice that their identities are not made public
  - (ii) 17 April 1989
- (b) (i) A request that the person be paroled

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- (ii) Seeing that this case is being dealt with like every other case, the representation is being held in abeyance in anticipation of the advice of the South African Prisons Service and the relevant statutory bodies, which, in terms of the Prisons Act, 1959 (Act 8 of 1959), deal with the consideration of the release of all prisoners
- (2) No

SADF: incident at Youngsfield

\*5 Mr R R HULLEY asked the Minister of Defence

- (1) Whether, with reference to information furnished to the South African Defence Force for the purpose of the Minister's reply, an inquiry has been held into an incident at Youngsfield on or about 6 December 1988, if not, why not, if so, (a) when, (b) where and (c) by whom was it held,
- (2) whether the inquiry was held in public, if not, why not,
- (3) whether any report has been submitted as a result of this inquiry, if not, why not, if so, what were the findings or recommendations contained in this report?

B615E

†THE DEPUTY MINISTER OF DEFENCE

- (1) Yes
    - (a) 13 December 1988
    - (b) Youngsfield
    - (c) The Officer Commanding of the unit
  - (2) No, because it was an internal departmental investigation
  - (3) Yes The findings and recommendations of a Board of Inquiry are not divulged
- SADF: compensation for national serviceman
- \*6 Mr R R HULLEY asked the Minister of Defence
- (1) Whether, with reference to information furnished to the South African Defence Force for the purpose of the Minister's reply, any steps have been taken to compensate a certain national serviceman

- for pain, suffering, disfigurement and future medical costs resulting from injuries sustained by him in an incident at Youngsfield on or about 6 December 1988, if not, why not, if so, (a) what steps and (b) what total sum of money is involved.
- (2) whether any steps have been taken against any other persons involved in this incident, if so, (a) what steps, (b) against whom, and (c) why, in each case, if not, why not?

B616E

THE DEPUTY MINISTER OF DEFENCE

- (1) No, because the member was initially advised by his attorney not to sign any claim forms. The attorney has, however, indicated on 17 April 1989 that he will advise his client to submit the necessary claim form, whereafter it will be processed (a) and (b) fall away
- (2) Yes
  - (a), (b) and (c) The case of the accused, whose name was supplied by the hon member, was handed over to the SA Police, because he has already cleared out and is therefore not subjected to the Military Discipline Code anymore. The accomplice was tried by a Summary Trial for conduct to the prejudice of Military Discipline and reprimanded. The barman was also tried by a Summary Trial for disobeying lawful commands or orders and the serving of strong liquor and was fined R50

Brixton Murder and Robbery Squad: allegations of torture

251

\*7 Mrs H SUZMAN asked the Minister of Law and Order

- (1) Whether he has taken any action as a result of allegations of torture by members of the Brixton Murder and Robbery Squad, if not, why not; if so, what action,
- (2) whether he or any member of the South African Police has received any (a) complaints regarding the conduct of members of this squad and/or (b) requests that an investigation into such conduct be undertaken, if so, (i) when and (ii) from whom?

B617E

- †THE MINISTER OF LAW AND ORDER
- (1) and (2) The Commissioner of the South African Police had already previously given instructions that the matter be investigated. This step was taken after a judge of the Supreme Court, in October 1988, made comments about allegations of torture during judgement in a criminal trial

However, I would like to place this whole matter in perspective. The Murder and Robbery Unit, Brixton is made up of some of the most experienced investigating officers in the South African Police. The resounding successes which they have achieved over the past few years in tracking down criminals is also proof of this.

The successes dealt a severe blow to organised crime in the PWV area. It is therefore a fact that carefully calculated attempts are being made to try to bring this Murder and Robbery Unit into discredit.

The stereotyped method used by the criminal world to cast suspicion on the integrity of successful investigating officers, is to make allegations of torture and assault. I wish to point out to the hon member that out of a total of 2 156 persons detained by this unit during 1987 and 1988, 21 persons lodged complaints of assault. In eight of these cases the Attorney-General declined to prosecute. In six cases the allegations were proved to be false while seven of the cases are at present still being investigated. During this period not one of the investigating officers of this unit was charged with assault.

Without exception, maximum publicity is given when allegations of torture or assault are made. It frequently happens that judges of the Supreme Court, magistrates and members of the public, commend this unit for excellent work which they have performed. However, this unfortunately does not receive the same prominence. The Commissioner of the South African Police and I are proud of this unit. However, should allegations of torture and assault be proved, we will not hesitate

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to institute prosecution against the persons responsible

VAT. information on application

\*8 Mr D J N MALCOMESS asked the Minister of Finance

- (1) Whether he will furnish information on the application of the value added tax system (VAT), if not, why not, if so,
- (2) whether it is his intention to exempt charitable institutions from this tax, if not, why not, if so, (a) when and (b) what criteria are to be applied in the granting of such exemption?

B620E

The DEPUTY MINISTER OF FINANCE

- (1) No In my recent budget speech I made reference to the fact that the draft VAT Bill has already been prepared but is subject to extensive refinement I also mentioned that a comprehensive document on VAT will shortly be submitted to Cabinet for consideration It is for this reason that I am presently unable to furnish any further details in this regard
- (2) Falls away

Mr D J N MALCOMESS Mr Speaker, arising out of the hon the Deputy Minister's reply, may I ask if the hon the Minister or his department would be prepared to recommend to the Cabinet that charitable institutions be exempt from the payment of VAT, particularly in the light of the fact that donations to charity by companies are not tax-deductible whereas donations to sport are deductible at a special rate? In other words one gets the impression that rugby is more important than charity within the NP Government

The DEPUTY MINISTER OF FINANCE Mr Speaker, this extensive document will be published after the Cabinet decides on the main issues We will then expect organisations like charitable institutions to submit their cases to the Government

Children's Hospital in Durban: re-opened

\*9 Mr M J ELLIS asked the Minister of National Health and Population Development:

- (1) Whether there are any plans to re-open the Children's Hospital in Durban, if not,

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Stein Report on Children's Hospital in Durban

\*10 Mr M J ELLIS asked the Minister of National Health and Population Development

Whether the Stein Report on the Children's Hospital in Durban is available or is to be made available to (a) members of the public and (b) members of Parliament, if not, why not, if so, when?

B622E

The MINISTER OF NATIONAL HEALTH AND POPULATION DEVELOPMENT

- (a) No,
- (b) no,

The Executive Council of the Natal Provincial Administration decided on 9 December 1985 that the Report should not be made public The Executive Council was of the opinion that the Report was incomplete

SWA. cost of withdrawal of troops

\*11 Mr R A F SWART asked the Minister of Defence

Whether the Chief of the South African Defence Force stated at a press conference in Pretoria on or about 27 January 1989 that the withdrawal of South African troops from South West Africa would cost approximately R143 million, if so, how is this amount made up?

B623E

The DEPUTY MINISTER OF DEFENCE

The Chief of the SA Defence Force actually said that the estimated cost will amount to RM146,4 The amount is made up as follows

(a) Transfer of Permanent Force members and their families	RM 47,9
(b) Transport of other troops by road, rail and air	RM 24,1
(c) Transport of stores by road and rail	RM 47,4
(d) Withdrawal and relocation of computer and telecommunication services	RM 8,8
(e) Packaging material and handling equipment	RM 17,0
(f) Operating of an equipment collecting point in the RSA	RM 1,2
Total	RM146,4

Monitoring of media' amount allocated

\*12 Mr S S VAN DER MERWE asked the Minister of Home Affairs

(a) What amount of the total amount allocated to his Department for the 1989-90 financial year is to be set aside for the monitoring of the media and (b) how is this amount to be made up?

B624E

The MINISTER OF HOME AFFAIRS

The amount allocated to the Sub-program Media Relations for the 1989/90 financial year amounts to R1 238 500 which includes an amount of R438 500 which is earmarked for liaison and information services The objective with this program is the promotion of public relations and the application of media control in terms of the Media Emergency Regulations A variety of functions to promote this objective is being executed in head office and in regional and district offices and the monitoring of the media per se forms a small part of this comprehensive task It is further interwoven in such a way with other functions in the programs that it is not possible to vest the expenditure relating thereto in precise monetary terms

Expropriation of land on N3 cost involved

\*13 Mr R W HARDINGHAM asked the Minister of Transport Affairs

What was the cost involved in the expropriation of land to accommodate the new section of road on the N3 national road from Frere to the Tugela Plaza?

B630E

The MINISTER OF TRANSPORT AFFAIRS

R684 380

Frere/Tugela Plaza: commissioning body

\*14 Mr R W HARDINGHAM asked the Minister of Transport Affairs

- (1) What body commissioned the construction of the recently opened section of the N3 national road from Frere to the Tugela Plaza,
- (2) (a) when was the construction of this section (1) commenced and (ii) completed and (b) (i) at what cost was it constructed

# 4 policemen 'justified in kicking, punching man'

From CHARL DE VILLIERS

GEORGE. — Four policemen were justified in kicking, punching and sjambokking a Sandkraal man to subdue him, a policeman charged with murder told the Circuit Court here yesterday

This emerged during cross-examination by the state of suspended Oudtshoorn riot policeman Mr Andre Schutte, 19, who, with two other former riot policemen, stands accused of murdering Mr Andile Koba, 22, on March 19 last year.

Mr Schutte, Mr Pieter Koen, 20, and Mr Cornis Serfontein, 22, are also accused of assaulting three people at Sandkraal that same day

The policemen have pleaded not guilty to all the charges. A fourth

policemen implicated in the lethal assault on Mr Koba was not charged

Questioned by Mr Jan Theron for the state, about the alleged assault on Mr Koba in the Sandkraal police station, Mr Schutte admitted hitting the dead man over the head with a plank

Mr Justice J Fagan said he found it difficult to grasp Mr Schutte's distinction between violence involving "kneeing and kicks" and that involving a plank

The court heard that, after the alleged assault, Mr Koba's comatosed body was dumped by two policemen on an isolated beach 7km away. He died hours later of a head injury in hospital

The trial continues today

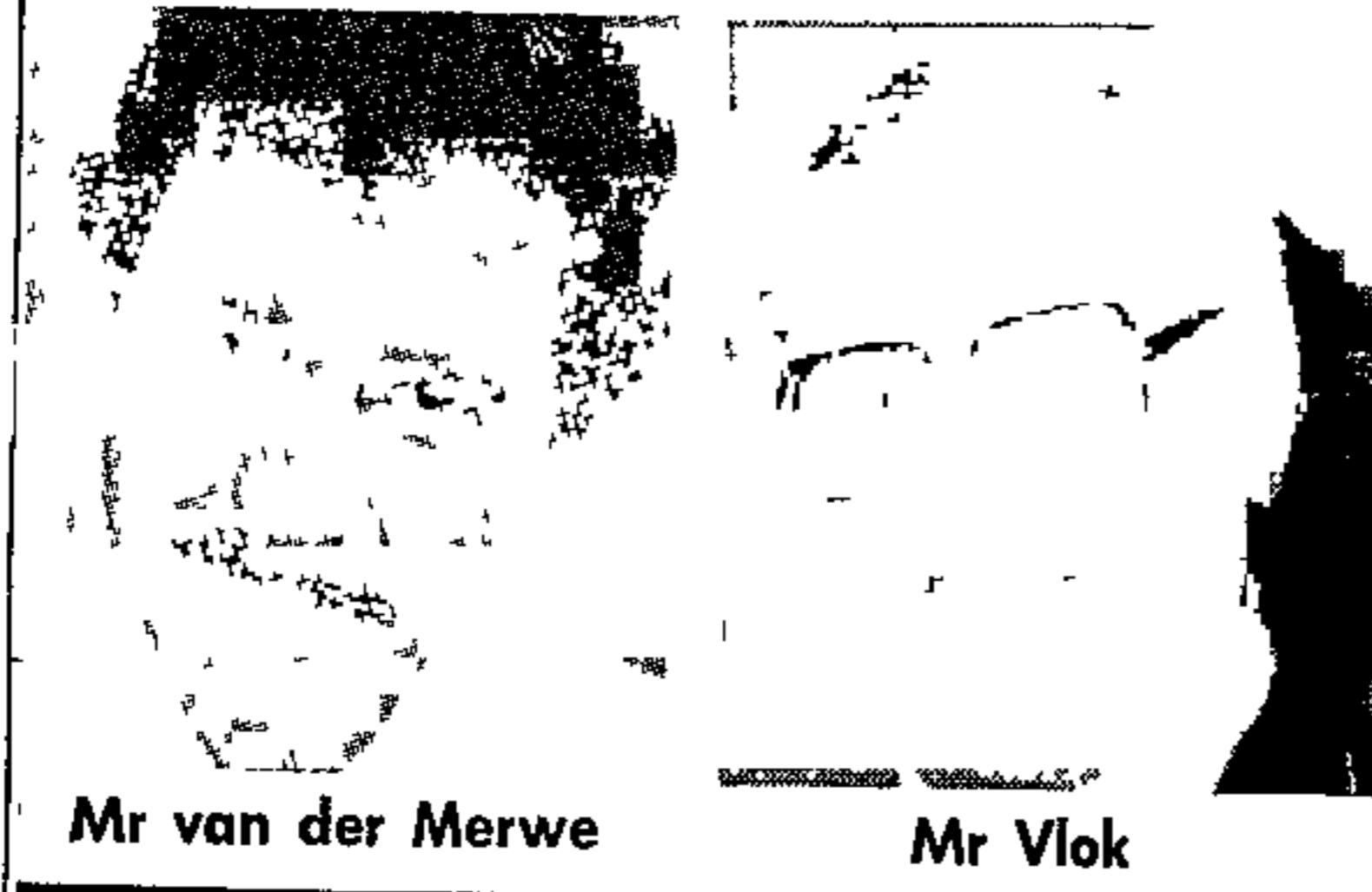
Mr WD Basson and Mr F J M Botha are the assessors. Mr Schutte is represented by Mr J Roestorf. Mr Koen by Mr J F van Zyl and Mr Serfontein by Mr L Joubert.

Capit Trite 18/4/89 (251)



# No politics allowed in police — Vlok

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Mr van der Merwe

Mr Vlok

### Parliamentary Staff

PARTY politics should not be allowed to intrude on the activities of the police and no members of the force, even reservists, could be allowed to stand in political elections, said the Minister of Law and Order, Mr Adriaan Vlok.

He said the Conservative Party's determination to politicise local government had led to the police seeking a ruling that no members would be allowed to remain on active service if they stood in a council election.

Mr Vlok was speaking in an interpellation debate on a question by Mr Moolman Mentz (CP Ermelo), who asked if any police reservists had been relieved of their duties during the October 1988 municipal elections because they were candidates.

Mr Vlok said several reservists had been placed on the "non-active" list after being nominated for the October election. It was later decided that they should remain non-active members, even if they were not elected.

It was important to prevent the force from assuming a political character and it was necessary to prevent the perception being formed that individual members, policemen or reservists were politically partial. Once a person had been active in the political arena there could no longer be any suggestion of he or she being impartial.

But Mr Mentz said the fact of a policeman's membership of a particular party had no bearing on his suitability for service. It seemed the NP was becoming worried about there being too many CP members among the police reserve.

### Severely undermanned

He said that at a time when the police force was severely undermanned it was wrong to relieve members of their active duties.

Mr Tian van der Merwe (DP Green Point) wondered if, given that so many white South Africans were involved in state and semi-state institutions, it was practicable to have a ruling which limited political participation.

Mr Vlok warned South Africa could not afford to allow party politics to play a role in the security services. There would be no end to the strife and bitter distrust that would result.

● In reply to a question Mr Vlok disclosed police were investigating allegations of torture by the Brixton murder and robbery squad. He said the Commissioner of Police had ordered the probe after a Supreme Court judge had commented during an October 1988 criminal trial about allegations of torture.

Mr Vlok said he would not hesitate to prosecute any member of the squad found guilty of torture or assault. Seven charges of assault against squad members were still under investigation.

He was replying to questions from Democratic Party law and order spokesman Mrs Helen Suzman.

Mr Vlok said it was a fact that because the squad had dealt such a severe blow to organised crime in the PWV area, "calculated attempts" were being made to discredit it.

The squad consisted of some of the most experienced investigating officers in the SAP and their "resounding successes" in recent years proved this.

Annual report by Gen De Witt

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CMG Works. 12/4/89

# Police 'counter onslaught' on SA

By BARRY STREEK

THE security forces have countered the military onslaught of revolutionary organisations such as the ANC, whose strategy of violence has failed dismally, according to the Commissioner of Police, General Hennie de Witt

"It is clear that the South African Police and other security forces have succeeded in countering the so-called military onslaught of the revolutionary organisations," General De Witt said in his annual report, which was tabled in Parliament yesterday.

"It has become clear to the ANC, the UDF and their sympathisers that they will not be able to force South Africa and its peoples to their knees by means of violence

"The emphasis has, therefore, clearly shifted to increased political activity, of which intimidation and other forms of extortion are, unfortunately, still an important element against which an effective counter-measure is

still in its development stages

"Visible violence, even in spite of the threats of a bloodbath during the municipal elections, did not reach the proportions that were predicted"

He said the enforcement of the emergency regulations had played a major role in the further decrease of unrest, except in Natal where the Inkatha-UDF conflict, which was still causing the loss of many lives, continued despite increased policing

The police now had 20 fully-equipped divisional riot units, including Unit 19 which fell under control of its head office and was mainly for deployment in riot-torn areas

It also had a task force which was used exclusively for any hostage, hijacking, terrorist or other crisis situation.

General De Witt also said "Social change is a reality in South Africa — the SAP has for this reason developed a sensitivity regarding the reform process which is taking place

"I am convinced the SAP has the ability to adjust to this process"



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# Union a 'threat to SA'

Crime Reporter

REVOLUTIONARY forces are aiming to overthrow South Africa's present "democratic, free market system" through their involvement in legitimate political organisations, the Deputy Minister of Law and Order said.

Speaking at yesterday's opening of the new R2,2-million Bellville South police station, Mr Leon Wessels made veiled references to the United Democratic Front and Cosatu as being "terrorist organisations".

"Let us not forget that the ANC has declared 'mass action for people's power' as its theme for 1989. and in doing so they keep the revolutionary climate at an unhealthy high level," he said.

Cosatu said of Mr Wessels's statement that it was "ridiculous and that it will be seen as such by people throughout the country"

"Cosatu has always been run on democratic lines and has always been willing to discuss the democratic nature of its policies in any forum," a spokesman for the trade union said last night.

Mr Wessels also said there was a campaign to portray the police as people "who had become power-drunk" to prevent their fulfilling their task of securing internal security in the country

He said that such accusations showed a lack of understanding of the concept of national security.

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# 'Average' shopping trolley costs R279,82

*MKGUS 20/4/89*

By CLIVE SAWYER, Tygerberg Bureau

THE NATIONAL average price for a trolley of goods increased by 0,3 percent between February and March 1989, according to a survey by the South African Co-ordinating Consumer Council

The price of an "average" trolley increased from R278,96 to R279,82

The survey was conducted in 57 stores in Pretoria, Johannesburg, Cape Town, Durban and Bloemfontein. Researchers priced 98 products at each store on March 10.

According to the Cape Town figures, filling a supermarket trolley is cheapest at Pick 'n Pay (R277,66), followed by OK Bazaars (R282,40) and Checkers (R285,16).

In the hyperstore category, Checkers Warehouse was easiest on the pocket (R268,62), followed by Pick 'n Pay Hypermarket (R269,43) and the Hyperama (R280,02).

The council said there were limitations in its survey.

These included the limited list of products, some stores not being represented in some centres, "no-name" brands not being taken into consideration, and temporary unavailability of stock.

## Tygerberg news please

PASS on your news from Tygerberg towns and the Boland to The Argus Tygerberg Bureau.

Call staff reporters Clive Sawyer and Sharon Sorour at 94 3671. If there is no reply bleep them on 591-0112 (Page number 809) or call The Argus news desk 208 4525.

News from False Bay towns can be passed on to staff reporter Michael Doman at The Argus Bureau at 32 7493.



Pictures DANA le ROUX, The Argus

OPENED: Mr Leon Wessels, Deputy-Minister of Law and Order, unveils a plaque at the opening of the new Bellville South police station.

# Anti-police campaign 'based on ignorance' 251

*MKGUS 20/4/89*

By DALE KNEEN, Staff Reporter

THERE was a campaign to prevent the police from fulfilling their task of securing internal security by "characterising the police as people who had become power-drunk", said Mr Leon Wessels, Deputy-Minister of Law and Order.

Opening the new R2,2-million Bellville South police station yesterday, Mr Wessels said the police did not use internal security as an excuse for securing power. Accusations that they did showed a lack of understanding of the concept of national security.

Communist predators were active in the guise of organisations that played a legitimate role in politics.

Mr Wessels singled out "terrorist organisations" such as the United Democratic Front and Cosatu and said they aimed at "overthrowing our present democratic, free-market system in favour of a Marxist system of oppression and totalitarianism".

"The key to national security lies in the work domain of all government departments, especially those involved with constitutional, economic and social development, and in the last instance, those who work with the security situation," he said.

People of all cultures and races "still see the police as friends and protectors and as such want to have them in their midst".



HEAT HIT: Some policemen felt faint in the heat and took appropriate action.

# Sobbing lover leaves Koba murder trial

Case Files 20/4/89

251

From CHARL DE VILLIERS

GEORGE — A woman sobbed hysterically in court here yesterday on hearing that a policeman, threatening to assault her lover, allegedly told two colleagues "Now I'll show you how I jump on a kaffir's head"

Suspended Oudtshoorn riot policeman Mr Pieter Koen ascribed these words under cross-examination to former colleague and murder co-accused Mr Andre Schutte

Mr Koen, Mr Schutte, 20, and Mr Cornis Serfontein, 22, are accused of murdering Sandkraal resident Mr Andile Koba on March 19 in Sandkraal last year. The policemen also face three assault charges. The three ac-

cusced have pleaded not guilty to all the charges.

Mr Koba's former common-law wife, Ms Elizabeth Qatana, was ushered, sobbing, from the shocked public gallery after Mr Koen made the allegation

The court was adjourned briefly

Cross-examined by his counsel, Mr H F van Zyl, Mr Koen testified that he had helped Mr Schutte to apprehend Mr Koba on the night of March 19

Mr Koen said he hit a "violently struggling" Mr Koba about six times with the sjambok to subdue him.

The trial continues today

Mr Justice J Fagan presided, assisted by Mr W D Basson and Mr F J M Botha

# Squad probed

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Suzman 20/4/89

POLICE are investigating allegations of torture by the Brixton murder and robbery squad, Minister of Law and Order Mr Adriaan Vlok has disclosed.

not hesitate to prosecute any member of the squad.

Seven charges of assault against squad members were still under investigation.

He told Parliament on Tuesday that the Commissioner of Police had ordered the probe after a Supreme Court judge had commented during an October 1988 criminal trial about allegations of torture.

He was replying to questions from Democratic Party Law and Order spokesman Mrs Helen Suzman.

Mr Vlok said he would

Mr Vlok said that of the 2 156 people detained by the squad during 1987 and 1988, 21 had lodged complaints of assault. — Sapa.



Pictures DANA le ROUX, The Argus

**OPENED:** Mr Leon Wessels, Deputy-Minister of Law and Order, unveils a plaque at the opening of the new Bellville South police station.

## Anti-police campaign 'based on ignorance'

*ARGUS  
20/4/89*

*251*

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**HEAT HIT:** Some policemen felt faint in the heat and took appropriate action.

# Nine policemen are injured in two blasts

By Anna Louw, East Rand Bureau

Nine municipal policemen were injured — and seven were taken to hospital — in separate grenade attacks in Katlehong and Tokoza last night

A police spokesman said two grenades exploded at the riot unit in Katlehong, near Germiston, at 6 50 pm. Seven policemen were injured by shrapnel and flying glass.

One grenade landed on the corrugated iron roof and damaged the ceiling on detonation. The second one exploded near a window, causing the glass to splinter.

The second grenade attack occurred at the partially constructed home of a Tokoza town councillor, Mr Abraham Mzizi (48), of Madisa Road, at 8 45 pm. Police said the house, which was still under construction in the Alberton township, was guarded by two municipal constables.

Both were injured in the blast and were admitted to the Natalspruit Hospital.

One of the men is reported to be in a serious condition.

A Renault car parked nearby was damaged in the explosion.

Police confirmed F 1 grenades were used in both attacks.

Police are investigating.

# Citizens, police partners in crime prevention — colonel

By CLIVE SAWYER  
Tygerberg Bureau

CRIME prevention in commerce and industry is primarily the responsibility of the private sector, according to police security expert Colonel Johan Gijbers.

He told about 60 members of the Tygerberg Chamber of Commerce the police did not exist in isolation from the population, and that private citizens must act in partnership with the police in safe-guarding their property.

"The police are the public and the public are the police," Colonel Gijbers said.

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251  
"An experimental business watch project in Johannesburg, subsidised by the Witwatersrand Chamber of Commerce and Industry, had been a great success"

The business watch operated from offices paid for by the chamber and mounted regular foot patrols of pairs of constables in a limited area

Robberies, bag-snatching, shop-lifting and car thefts had all declined dramatically in this area

Businesses should use strict internal control systems to assist crime detection, Colonel Gijbers said

In reply to a question, he said security forces had stabilised the situation in the country since the start of the state of emergency but it had not yet been "normalised"

"There is still a high revolutionary climate and unrest incidents peak around certain dates on the revolutionary calendar, so the police still need to break the revolutionary hold on the masses"

Asked why certain extra-parliamentary organisations were still allowed to operate, Colonel Gijbers said it was not a crime to disagree with the government

# Paralysed man's claim dismissed

A R200 000 damages claim by a Salt River man paralysed in the left leg after being shot at a funeral in 1985, was dismissed with costs in the Supreme Court yesterday

Mr Yusuf Lakay said in his claim against the Minister of Law and Order that he was unlawfully assaulted by Constable James Farmer near the Muslim graveyard in Observatory on September 11, 1985

In his judgment, Mr Justice A J Lategan said it was equally probable that Constable Farmer had "wilfully with his own hand fired the gun", that his finger was accidentally or deliberately squeezed over the trigger during a struggle, or that one of the policeman's attackers had taken the gun away from him and either deliberately or accidentally fired.



# Cop admits eating stew in bad taste

CAP TAPS 22/4/89 251

From CHARL DE VILLIERS

GEORGE — A suspended riot policeman conceded in the circuit court here yesterday that he was "bad-mannered" when he tasted a family's chicken stew while investigating an assault complaint at a Sandkraal home in March last year.

Mr Pieter Koen, 20, charged with two former colleagues of murdering Sandkraal resident Mr Andile Koba in March 19 last year, said this under cross-examination by counsel for the state, Mr Jan Theron.

Mr Theron asked whether this was not indicative of the policeman's attitude towards Sandkraal residents.

Mr Koen replied: "I once ate from the same plates as a coloured woman and two black men in Sandkraal. They considered this to be a great honour."

Explaining the riot unit's presence in Sandkraal, Mr Koen said the unit was based in "permanent strongholds" in "potential unrest areas".

He said he considered Sandkraal to be a "difficult" township to police.

Mr Theron put it to Mr Koen that the head of the Oudtshoorn riot unit — a Colonel Marx — would say that the

townships residents were favourably disposed to the police. Col Marx would further say that no "unrest incidents" had ever occurred at Sandkraal.

Mr Koen testified that he and co-accused Mr Andre Schutte had investigated a crowd walking towards the nearby Conville police station a few hours before the assaults on Mr Koba. The policeman had driven into the group of about 70 people, alighted from their "armoured" patrol van and, brandishing sjamboks, dispersed the crowds.

"The coloured nation is generally more frightened of the police than the Bantu nation," Mr Koen said.

Mr Koen, Mr Schutte, 20, and Mr Cornis Serfontein, 22, all stand accused of murdering Mr Koba and assaulting three other people on March 19 at Sandkraal, near George.

Mr Koen and Mr Serfontein each face a further two assault charges. The suspended policemen have pleaded not guilty to all the charges.

The trial continues.

Mr Justice J Fagan presided, assisted by Mr W D Besson and Mr F J M Botha. Mr Schutte is represented by Mr J Roestorf. Mr Koen by Mr H F van Zyl and Mr Serfontein by Mr L Joubert.

# Grosskopf issue may be raised in House

Political Correspondent

CAPE TOWN — The correspondence between the mother of Mr Hein Grosskopf and the Minister of Law and Order, Mr Adriaan Vlok, was expected to be raised in Parliament today

Last year Mr Vlok linked Mr Grosskopf to bomb blasts in Johannesburg and Krugersdorp

In a series of letters to the Minister, Mrs Santie Grosskopf of Stellenbosch

said she had prosecuted, tried and convicted her son. She had always

assumed that a person was assumed innocent

until proved guilty in court.

Her letters have been released to the media

Mr Vlok wrote a number of letters to Mrs Grosskopf but he has refused permission for them to be published

Mr Vlok said today that the police had very reliable evidence that Mr Grosskopf had been responsible for deeds of terror. If he was innocent he wondered why he did not come forward to be tried in an open court in order to prove his innocence

Mr Vlok was expected to refer to the matter this afternoon when his budget vote came up in Parliament

## Mother ship home

TOKYO — The mother ship of Japan's whaling fleet returned home yesterday after a four-month hunt in the Antarctic in which it dodged protesters and killed 241 whales

*CVE Tnt S 25/4/89*

## PAC mourner detained

KGALABE — A man who was on his way to the funeral of the founder member of the Pan Africanist Congress (PAC), Mr Josias Murei Madzunya, was detained by the Venda security police on Saturday.

## PM resigns over riots

AMMAN — Jordan's King Hussein accepted the resignation of Prime Minister Mr Zeid al-Rifa'i yesterday after price riots in which eight people died last week, a senior Jordanian official said

*CVE Tnt S 25/4/89*

## 4 cops on assault charge

ZWELITSHA — Four Ciskei Police elite unit captains charged with two counts of assault appeared briefly in the Magistrate's Court here yesterday. No evidence was led and captains F Zondeka, B Nkohla, FT Katangana and M Mzamo were not asked to plea. They are charged with assaulting Colonel Vuyane who is currently facing a charge of treason.

Reports by Staff Reporter, Own Correspondent, Sapa Reuter AP and UPI

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**Police reputation  
'in tatters' — MP**

PARLIAMENT. — It was no wonder the police's crime-fighting reputation was in tatters in Mitchells Plain, where 230 000 people lived and there were only two vehicles available to respond to calls from the public, Mr Peter Mopp (LP Border) said during debate on the law and order budget vote.

He said complaints about crime were often only responded to the next day by police, but that "it only takes a burning tyre in the road for the whole riot squad to turn up straight away".

Mr Mopp also said policemen should be paid more. After deductions some policemen took home only R204 a month. — Sapa

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## Vlok is rebuked for handling of Grosskopf case

Mrs Helen Suzman told Law and Order Minister Mr Adriaan Vlok that it was "not correct to level charges" against Mr Hein Grosskopf — sought by police in connection with bomb blasts on the Witwatersrand — unless he had been found guilty.

This follows a weekend report in which Mrs Sannie Grosskopf told of her year-long campaign to force Mr Vlok to apologise for effectively calling her son a murderer.

Mr Vlok last year linked her son to bomb blasts outside the Witwatersrand Command headquarters in Johannesburg and outside the Krugersdorp Magistrate's Court.

Mrs Grosskopf said Mr Vlok had "prosecuted, tried and convicted" her son in the absence of evidence.

Mrs Suzman, Democratic Party spokesman on law and order, touched briefly on the issue during debate yesterday on the Law and

Order budget.

Addressing Mr Vlok, she said "Until he is found guilty, it is not correct to level charges against him. And it is not good just to say that the police have a lot of information."

"The man has to be charged in court."

Mrs Suzman drew attention to the nearly R3,5 million paid out in compensation to victims of police action during 1987/88.

Many of the cases arose out of allegations of torture inside police stations and elsewhere, and some followed other illegal actions by the police, she said.

"I have no doubt that the clause in the emergency regulations indemnifying the police and other officials from anything done 'in good faith' in the course of their duties, has greatly increased reckless and excessive use of powers by some members of the police force."

# Inquest bars policeman

By Therese Anders  
Highveld Bureau

5/10/89  
25/4/89

PIET RETIEF — An inquest court yesterday replaced a security policeman as the officer investigating the deaths of four suspected ANC members after it was disclosed that he had been involved in the shootings

The man replaced is Warrant-Officer Frederik Johannes Pienaar of the Piet Retief Security Police

The ruling was made by magistrate Mrs H Wilkens after applications by the legal representatives of the deceased's families

Application has also been made to have the inquest adjourned indefinitely on the grounds that it is improperly convened

## CAME FROM SWAZILAND

A ruling is to be given on May 2.

The inquest is being held on the deaths of four ANC suspects who were killed in the car in which they were travelling after entering South Africa from Swaziland last June 8

The dead are Mr Surendra "Lenny" Naidu (30), Miss June-Rose Nontsikelelo Cotoza (25), Miss Makhosi Nyoka (25), and Miss Lindiwe Mthemba (21). They were all originally from the Durban area

Representing the Naidu family, Mr

Zak Yacoob called the "conflicting" role of Warrant-Officer Pienaar as "absurd, obviously unjust, and almost amoral"

He said that if Warrant-Officer Pienaar was not replaced by an independent investigating officer, he would make an application to the Supreme Court to get the inquest set aside.

He described the inquest as "fundamentally flawed".

Section 3 of the Inquest Act required that a policeman investigate a death occurring not by natural causes.

"But the Act does not say 'including a policeman who may be a potential suspect or potential accused'."

He asked what confidence the court could have in the investigating officer when there had already been evidence that

⊗ Repairs had been made to the deceased's shot-up vehicle before ballistic tests could be done

⊗ The deceaseds' clothes had been burnt

⊗ No photographs had been taken of the inside of the car

⊗ Guns had not been sent for fingerprint analysis

Mr Yacoob also made application for all documents in the state prosecutor's possession to be handed in to the court

# Police defend action in stopping tea party

By Jo-Anne Collinge

Police have denied that the singing of the anthem Nkosi Sikelel'iAfrika at a weekend tea party for former detainees and families of detainees was the reason for the gathering being terminated

The tea party, organised by the Detainees Aid Movement and Detainees Education and Welfare, took place in St George's Presbyterian Church in Johannesburg on Saturday

It had been advertised and took the form of a talk by a lawyer followed by a question-and-answer session on the problems of former detainees and families of detainees

The gathering was brought to an abrupt end by police order after the singing of a few lines of Nkosi Sikelel'iAfrika

A statement released yesterday by the police division of public relations reads "As the organiser of the meeting was informed, the officer concerned

stopped the meeting in terms of regulation 2 of the emergency regulations

"Whilst we do not as a rule comment on action taken under the emergency regulations, we are sure that the officer who issued the instructions did so after assessing the situation existing at the time"

Reporters from The Star pointed out that the meeting was orderly and peaceful. They asked the police why many similar tea parties had been allowed to proceed

The answer of the police spokesman was "It is difficult to compare this meeting to other similar gatherings which may have been held in the past, as each such gathering is assessed on the climate existing at the time"

"However, to say that the singing of Nkosi Sikelel'iAfrika was the reason for the termination of the meeting would be totally incorrect"

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# Police op 'Iron Fist' will end unrest - Vlok

The South African Police were launching an "iron fist" operation, with increased manpower, to put an end to the senseless violence and killings in unrest which started in September 1987 in black townships in Natal, the Minister of Law and Order, Mr Adriaan Vlok, said in Parliament yesterday

Introducing his budget vote, he said the police owed this action to the innocent people involved, who were being terrorised and who wanted an end to the killing

The Minister said underground structures in the Maritzburg and Durban areas, backed by the ANC/SACP alliance, were clearly responsible for the violence

His message was that "We will root them out . we will grab them with an iron fist

"We owe it to those who are being terrorised by these people"

Mr Vlok said an SAP general would be put in charge of the operation in Natal and that more police manpower would be stationed permanently in police stations in the unrest areas

Solutions to the unrest were not easy and would not be found overnight, and all involved, especially the local population, would have to help

Up to the end of March this year, there had been 4 920 incidents of unrest, in which 862 people had been hurt and 749 killed

In countering the unrest, police had been responsible for the injury of 112 people, but another 750 had been hurt by other parties

A total of 44 people had been killed by police, but 705 had been killed by others - Sapa



- (2) whether a bar on its use is being considered, if not, why not?

B744E

**THE DEPUTY MINISTER OF AGRICULTURE**

- (1) The substance "Alar" is registered in terms of the Fertilizers, Farn Feeds, Agricultural Remedies and Stock Remedies Act, 1947 (Act 36 of 1947). It is mostly used in the ornamental plant industry to stimulate vegetative growth and flower induction. The use thereof in the apple industry is however effectively prevented by the Deciduous Fruit Board. If the substance were to be used in the apple industry, the Board would refuse to receive the fruit for marketing.
- (2) Deregistration of the substance is under consideration.

**Black townships: traffic control**

\*20 Mr K M ANDREW asked the Minister of Constitutional Development and Planning

Whether any (a) traffic control is being exercised and (b) traffic education is being provided within Black townships in the Western Cape, if so, (i) who provides these services, (ii) what is the nature of the services provided in each of these townships and (iii) what was the total cost of these services during the latest specified period of 12 months for which information is available, if not, (aa) why not, (bb) who is responsible for providing these services and (cc) when is it anticipated that they will be introduced?

B745E

**THE DEPUTY MINISTER OF CONSTITUTIONAL DEVELOPMENT AND PLANNING**

This matter vests in the Administrator of the Cape Province and he has furnished the following reply

- (a) Yes, in certain residential areas to a limited degree
- (b) Yes
- (i) Municipal police and South African Police
- (ii) The regulation and control of road traffic to a limited degree

- (iii) Information is not available in view of the fact that the total cost of these services is part of other maintenance expenditure. Rest of question falls away.

*(DSD)*  
*(R2)*  
 Fezeka Secondary School. S.A.P. called.  
 \*21 Mr K M ANDREW asked the Minister of Education and Development Aid

Whether any employee of his Department (a) called the South African Police or (b) requested them to take action at or near Fezeka Secondary School on the morning of 3 March 1989, if so, (i) why, (ii) who, (iii) what requests were made and (iv) with what result?

B746E

**THE DEPUTY MINISTER OF EDUCATION**

- (a) No
- (b) Yes

(i) To prevent pupils from gathering illegally outside the school area and disrupting classes

(ii) The Assistant Director as instructed by the Deputy Director

(iii) The South African Police was requested not to allow the buses to depart for a non-departmental sports meeting which was organised for a normal school day and to request pupils to return to their classes

(iv) Certain organising students were dissatisfied, but the Department was congratulated by parents on its firm stance against the disruption of classes

Mr K M ANDREW, Mr Chairman, arising out of the reply of the hon the Deputy Minister may I ask him in the light of the fact that there is no compulsory education for Black children—at those schools anyway—in terms of what regulations was the action of the department taken asking the police to stop the buses? [Interjections]

**State Tender Board: properties in PE**

\*22 Mr D J N MALCOMESS asked the Minister of Finance

- (1) Whether the State Tender Board has received requests from a member of Par-

- liament in relation to procedures followed in regard to the leasing of certain properties in Port Elizabeth, if so, on what date, whether he has responded to these requests, if not, why not?

B749E

**THE DEPUTY MINISTER OF FINANCE**

- (1) Yes, a letter was received on 21 November 1988
- (2) Receipt of the letter was acknowledged on 29 November 1988. The matter was referred to the Administration House of Representatives for comment. The matter was followed up regularly by the Chief Directorate Procurement Administration. The particular member of Parliament made several telephonic enquiries regarding progress and he was informed of the position. A reply has been received from the Administration House of Representatives on 11 April 1989 and the relevant member of Parliament will be furnished with a detailed reply in due course.

**INTERPELLATION**

The sign \* indicates a translation. The sign † used subsequently in the same speech, indicates the original language.

**Own Affairs**

**Hans Moore High School: complaints against principal**

1. Mr A GERBER asked the Minister of Education and Culture

- (1) Whether any complaints have been lodged with his Department against the principal of the Hans Moore High School in connection with a management board election for this school on 18 April 1989, if so,
- (2) whether he will make a statement on the matter?

B804E INT

\*The MINISTER OF EDUCATION AND CULTURE Mr Chairman, if I have to judge by the question which was posed, I strongly con-

sider addressing a request that the interpellation be tabled so that no further time is wasted

\*An HON MEMBER You do not know the answer!

\*The MINISTER The question of the hon member deals with whether or not any complaints have been lodged with his Department against the principal of the Hans Moore High School in connection with a management board election on 18 April 1989. The reply is yes. A written complaint, supported by four similar complaints, was submitted to the Transvaal Education Department on 17 April 1989. The complaints follow a circular sent to the parents by the principal on 12 April 1989 in which it was mentioned that it would be in the best interests of the school if six members of the management board, who were eligible for re-election and whose names were mentioned in the circular, were re-elected to the management board and an appeal was made to parents to elect any other two members who had the school's interests at heart.

The substance of the complaints is that the principal ostensibly acted unethically by interceding for specific candidates and that the request prejudiced the other candidates. Furthermore an objection was lodged against the fact that four of those on whose behalf representations had been made, were not parents of the school.

However, the latter is not contrary to the regulations because only four of the eight elected members are required to be parents of the school. Immediately on receipt of the complaints, the Director of Education requested the principal to rectify the matter by means of a further circular to the parents. It was done the same day. In this letter the particular paragraph in the original circular was cancelled in its entirety.

The principal also apologised and stated that parents were free to nominate anyone who qualified. He also indicated that he and his personnel would co-operate wholeheartedly with whoever was elected.

This behaviour proves to me that my department will not in any way allow a principal or teacher to participate unprofessionally or unethically in canvassing for specific candidates in management board elections.

\*Mr P C CRONJE Mr Chairman, I should like to ask the hon the Minister further questions about the issue of the levies. The hon the Minister spoke here about user-payment—the user has to pay—but in the meantime they are taking the levy on fuel and are levying funds to an extent that is more than sufficient to pay for roads. We must simply forget about the poor woman in Nylistroom, she has to pay, because the money is going into the black hole of the taxation fund. In my opinion it is no wonder that the woman from Nylistroom is voting for the CP.

\*The MINISTER OF TRANSPORT AFFAIRS Mr Chairman, I merely want to say something about the fuel levies. The Government decided that all these levies would be part of the central Treasury, because all the sectors of the national economy must compete for that money on an equal basis. There would be no point in having the best roads in the world if we had no homes, schools, clinics or sufficient policemen to protect us. [Interjections.] That is why these things have to compete on an equal basis, and that is why it is important for us to get the private sector, for example, to come and assist us in this case. [Interjections.]

†The hon member for Bryanston made the assumption that the public is now paying for the road for the second time as they have already paid for it. That is not true. One can never completely pay for a road. One pays for that road for as long as that road exists. Therefore his was a completely false argument. [Interjections.]

\*The hon member for Middelburg said the East Rand would bleed to death as a result of that privatised toll road. I want to tell the hon member that that is the East Rand's salvation because when vehicles are stuck in a traffic jam for hours, the East Rand will bleed to death. The hon member did not give that enough thought.

It would have been easiest when Parliament rejected this legislation, simply to go back to the companies and say we could not do business. That would have been irresponsible, however, because in the long term this privatisation of toll roads is an excellent way for this country to keep its main arteries to the industrial centres, business centres and tourist centres open. [Time expired.]

Debate concluded

## QUESTIONS

† Indicates translated version

For oral reply

General Affairs

SAP, interrogation methods

\*1 Mrs H SUZMAN asked the Minister of Law and Order

- (1) Whether it is standard practice for members of the South African Police to cover the heads of suspects during interrogation, if so, (a) who authorized this practice and (b) (i) when and (ii) subject to what regulations or controls is it allowed, if not,
- (2) whether he has taken any action against any members of the Police as a result of their following such practices, if not, why not, if so, (a) what action and (b) against whom?

The MINISTER OF LAW AND ORDER

B618E

(1) No

(a) and (b) Fall away

(2) No. I refer the hon member to my reply to oral question 7 of 18 April 1989.

(a) and (b) Fall away

Mrs H SUZMAN Mr Chairman, arising out of the hon the Minister's reply, is he aware of the comments made from the Bench that this is common practice indeed? Is he not aware of that?

The MINISTER Mr Chairman, I am aware of the fact and that is the reason why I have mentioned it in my reply today.

Civil suit against certain person

\*2 Mr J J WALSH asked the Minister of Law and Order

- (1) Whether, with reference to his reply to Question No 4 on 14 March 1989, his attention has been drawn to a civil suit instituted against a certain person, whose name has been furnished to the South African Police for the purpose of the Minister's reply in which this person was found guilty of assault in the Grahams-

town Supreme Court on 6 October 1988, if not, why not, if so,

- (2) whether he has taken any disciplinary action against this person as a result, if not, why not, if so, what action?

B619E

†The MINISTER OF LAW AND ORDER

- (1) The court did not try or convict the policeman concerned on a charge of assault. The plaintiff was granted compensation because on a preponderance of probabilities she had been prejudiced.
- (2) Disciplinary action was considered, but was decided against for the following reasons, namely

— that the police official was acquitted by a criminal court because, on the merits of the evidence, his guilt could not be proved beyond reasonable doubt, — that the rules of evidence that are applicable in a disciplinary hearing are the same as those that apply in a criminal case.

However, steps are being taken in terms of section 34 of the Exchequer and Audit Act, 1975 (Act 66 of 1975) to recover the expenditure of the State from the member concerned.

Lutzville investigation into shooting incident

\*3 Mr J VAN ECK asked the Minister of Law and Order †

- (1) Whether the South African Police has investigated a shooting incident at Lutzville on or about 10 February 1989 during which certain persons, whose names have been furnished to the Police for the purpose of the Minister's reply, were killed and wounded, if so, what are the relevant details,
- (2) whether this investigation has been completed, if not, why not, if so, what are the findings of the investigation,
- (3) whether any members of the Police were temporarily relieved of their posts as a result of this shooting incident, if not, why not, if so, what are the names and/or ranks of these members?

B629E

The MINISTER OF LAW AND ORDER

(1) to (3)

Yes. One charge of murder and two charges of attempted murder are being investigated. One member of the Force has been suspended.

Once the investigation has been completed, the docket will be submitted to the Attorney-General for his decision. No particulars regarding the matter are therefore furnished at this stage, as it may anticipate the outcome of the investigation.

Municipal elections: distribution of T-shirts and caps

\*4 Mr C B SCHOEMAN asked the Minister of Education and Development Aid

- (1) Whether, prior to the municipal elections of October 1988, his Department was involved in the distribution of T-shirts and caps, if so, (a) by whom were these articles provided, (b) why were they distributed and (c) what was the total cost involved,
- (2) whether tenders were invited for these articles, if not, why not, if so, what are the relevant details?

B682E

†The DEPUTY MINISTER OF EDUCATION

- (1) No. This applies to both Departments.
- (2) Falls away.

Tapping of telephone conversations

\*5 Mr C B SCHOEMAN asked the Minister of Communications

- (1) Whether he will furnish information on the tapping of telephone conversations, if not, why not, if so,
- (2) whether all Government Departments are required to obtain his permission for the tapping of telephone conversations, if not, under what circumstances are exceptions made?

B693E

The MINISTER OF JUSTICE (for The Minister of Communications)

- (1) No, because it will not be in the public interest to furnish the information. Section 118A of the Post Office Act pre-

# Vlok warns of 'Iron fist' for Natal

THE South African Police were launching an "iron fist" operation, with increased manpower, to put an end to the senseless violence and killings in unrest which started in September 1987 in black townships in Natal, the Minister of Law and Order, Mr Adriaan Vlok, said yesterday.

Introducing his Budget vote, he said the police owed this action to the innocent people involved, who were being terrorised and who wanted an end to the killing.

The Minister said underground structures in the Maritzburg and Durban areas, backed by the ANC/SACP alliance, were clearly

responsible for the violence.

His message was that "we will root them out . . . we know they will make a big noise, but we are prepared for it . . . we will grab them with an iron fist."

Mr Vlok said an SAP general would be put in charge of the operation in Natal and that more police manpower would be stationed permanently in police stations in the unrest areas.

Solutions to the unrest were not easy and would not be found overnight, and all involved, especially the local population would have to help.

Up to the end of March this year, there had been 4 920 incidents of unrest, in which 862 people had been hurt and 749 killed.

In countering the unrest, police have been responsible for the injury of 112 people, but another 750 had been hurt by other parties.

A total of 44 people had been killed by police in the course of their duties, but 705 had been killed by others.

Mr Vlok did not contravene the sub-judice rule when he said that Mr Hein Grosskopf was responsible for the unrest, and he might have a valid defence in a court of law, and he might lead a legal academic's life.

Mr Grosskopf's mother Santie recently released a series of bitter letters she wrote to the Minister, in which she accused him of condemning her son without evidence or trial, but according to Professor P Q R Boberg, of the University of the Witwatersrand, a case only becomes sub-judice when legal proceedings have been instituted.

Furthermore the action would have to be brought by Mr Grosskopf himself, since our law does not recognise an action brought by relations of a defamed person "no matter how painful or hurtful the statement may be," Professor Boberg said on Sunday. — Sapa.

Commemorate Anzac Day 25 August 10  
Cape Town 26/4/89 (25)

### Ciskei ex-cop in court

ZWELITSHA — A former Ciskeian policeman appeared in court here following the death of Idasa co-director Mr Eric Mntonga about two years ago

26/4/89

Cape Times, Wednesday,

# Inquest policeman replaced

PIET RETIEF — An inquest court has replaced a security policeman as the officer investigating the deaths of four suspected ANC members after it was disclosed that he had been involved in the shootings

Warrant Officer Federik Johannes Pienaar of the Piet Retief Security Police was replaced on Monday

The ruling was made by magistrate Mrs H Wilkens after applications by the legal representatives of the dead peoples' families

Application has also been made to have the inquest adjourned indefinitely on the grounds that it has been improperly convened.

A ruling is to be given on May 2.

The inquest is being held into the deaths of four ANC suspects who were killed in the car in which they were travelling after entering South Africa from Swaziland last June 8.

The dead are Mr Surendra "Lenny" Naidu, 30, Miss June-Rose Nontsikelelo Cotoza, 25, Miss Makhosi Nyoka, 25, and Miss Lindiwe Mthemba, 21.

They were all originally from the Durban area

Representing the Naidu family, Mr Zak Yacoob called the "conflicting" role of Warrant Officer Pienaar "absurd, obviously unjust and almost amoral".

He said that if Warrant Officer Pienaar was not replaced by an independent investigating officer, he would apply to the Supreme Court to get the inquest set aside

He described the inquest as "fundamentally flawed"

Section 3 of the Inquest Act required that a policeman investigate a death occurring not by natural causes

"But the Act does not say 'including a policeman who may be a potential suspect or a potential accused'"

He asked what confidence the court could have in the investigating officer when there had already been evidence that

"Repairs had been made to the shot-up vehicle of the deceased before ballistic tests could be done.

"The clothes of the deceased had been burnt.

"No photographs had been taken of the inside of the car

"Guns had not been sent for fingerprint analysis."

Mr Yacoob also made application for all documents in the state prosecutor's possession to be handed in to the court. — Sapa

Mr Tian van der Merwe

Crime.  
Govt  
record  
'pathetic'

*251*  
*conf. 1/11/5*  
*26/1/58*

By ANTHONY JOHNSON  
Political Correspondent

THE government's record of protecting citizens against crime was pathetic, the DP's spokesman on law and order, Mr Tian van der Merwe, said yesterday

Speaking during the law and order vote in Parliament, Mr Van der Merwe said the government was "fond of talking about security — even fighting elections over it"

But crimes of violence such as rape, robbery and murder were today a much greater threat to a much greater number of South Africans than political violence

He said the government thought it more glamorous to indulge in a show of strength and power against political opponents than to perform the patient, persistent job of crime prevention

Mr Van der Merwe said that whenever there was a political protest or the possibility of a march by people who wished to challenge the government, policemen and sometimes SADF personnel were brought in by the truck-load

"When two people are stabbed to death on the platform of Woodstock station there is no policeman to be found for miles"

# ID document found in Khotso House

CAPE TOWN — The identity document of a man who was killed last year when a limpet mine exploded, apparently prematurely, was found in the basement of Khotso House after it was bombed, Law and Order Minister Adriaan Vlok said yesterday

The man, William Mabodja, died on September 7 last year while handling a limpet mine which exploded, at the Northpark Plaza, Johannesburg

Speaking during the Police Vote, Vlok said additional information about the bomb explosions at Cosatu House,

Political Staff

*blom 26/4/87*  
the headquarters of the South African Council of Churches, Khotso House, and the headquarters of the Southern Africa Catholic Bishops Conference, Khanya House, had come to light since he had disclosed certain information about these incidents on January 10 last year

After the announcement, a storm of indignation erupted on the grounds that it was based on untested witnesses, speculation and that Vlok had

suppressed so-called facts

Vlok said he had not tried to give the impression these were court-tested facts and had only said the statement was based on information and possibilities that were being investigated.

The police were serious about the solution of these cases and they were not sitting with folded hands and doing nothing, he said

"I regard the incidents as serious crimes. Therefore, I can assure members that the police will leave no stone unturned to solve these cases," he added

LSI

**BUDGET VOTE:**  
 244 BY POLICE (25)

**PRESENTATION ACCORDING TO STANDARD ITEMS**

Items	1989/90	1988/89
	R'000	R'000
Personnel expenditure	45 134	30 757
Administrative expenditure	6 706	3 048
Stores and livestock	—	—
Equipment	—	—
Land and buildings	66	64
Professional and special services	254	230
Transfer payments	—	—
Miscellaneous expenditure	—	—
<b>Amount to be voted</b>	<b>52 160</b>	<b>34 099</b>

1989/90 Officials earning R80 000 and more — 87  
 1989/90 Officials earning R59 200 and more — 79  
 Source Estimates of Expenditure



# FOGUS DOWN TO PIRE

## Helien Suzman asks questions

ALLEGED torture by the Brixton Murder and Robbery Squad again came under the spotlight in Parliament on Monday during the law and order debate.

Mrs Helen Suzman Democratic Party law and order spokesman, referred to the "remarkable comment of a Johannesburg magistrate who said some time in February that every accused for the past eight years had told of torture" at the hands of the squad.

In reply to earlier questions by her, Minister of Law and Order Mr Adriaan Vlok said that the Commissioner of Police had been given instructions to investigate the torture allegations, following comment of a judge in a criminal trial in October 1988.

Evidently nothing had been done for five months after Judge van der Walt said that the Attorney General of the Witwatersrand should investigate torture allegations against the squad.

The Attorney-General, Mr Klaus von Lieres, said that he had thought that the judge's comment was "rhetorical".

Mrs Suzman said that Mr Vlok had stated that because of the squad's successes in combating organised crime in the PWV area there were carefully calculated

### SOWETAN Correspondent

attempts to discredit it.

But she cited the case of Mrs Maswanganyi, a sangoma, who claimed she had been tortured by the squad on suspicion of robbery.

Her claim for civil damages had been settled out of court with a payment of R40 000 plus costs.

"She can hardly be considered part of such a calculated attempt to bring the unit into discredit".

Wednesday April 26 1989

# Vlok rebutts 'radical left propaganda'

Star 26/4/89

251

Law and Order Minister Mr Adriaan Vlok yesterday gave Parliament an update on investigations into incidents at Khotso House, Cosatu House and Khanya House, rejecting "sharp accusations" and "scandalous propaganda" from "radical left-wing circles"

Replying to debate on the law and order budget, he also gave more details of investigations into the death of activist Matthew Goniwe and the disappearance of Mr Stanza Bopape.

New information included

Cosatu House Police had established through sworn affidavits and other sources that a hole in the fence had been there some time before the explosion. The hole gave access to the yard, but not the building. It also now appeared there was an escape route used in the event of police raids.

Khotso House In this case, the police search for three assumed terrorists was continuing.

Mr Vlok said police had found books and documents belonging to "one Khotso Chikane" in one of the severely damaged cars parked in the basement car park. The car belonged to an occupant of Khotso House.

Beneath the documents was an identity document of "a certain Kgoro William Mabodja" who had died on September 7 last year "as the victim of his own limpet mine which apparently exploded prematurely at the Northpark Plaza in Northcliff"

Khanya House Regarding the fire at Khanya House and "the possible involvement of Mr Strydom of the so-called Wit Wolwe", Mr Vlok said he could not give more information in view of the sub judice rule.

Matthew Goniwe and others Mr Vlok said that while there had been wild accusations against the police — who had been as good as accused of murdering the activists — an inquest court had found there was no evidence whatsoever to suggest this.

Stanza Bopape Mr Bopape escaped from police custody in June last year while pointing out "certain spots in connection with acts of terror in which he was allegedly involved"

Police have since tracked down persons "who have stated under oath that they have seen Mr Bopape after his escape", once in the vicinity of another terror attack in which people died.

# Vlok damned my son - Grosskopf

By Dawn Barkhuizen

Professor H J Grosskopf has accused the Minister of Law and Order, Mr Adriaan Vlok, of "throwing a smokescreen" around the fact that he had publicly condemned Professor Grosskopf's son.

He said that Mr Vlok's comments in Parliament on Tuesday linking his son with the suspected African National Congress member arrested in Port Elizabeth amounted to "irrelevancies"

On March 17 last year Mr Vlok told Parliament that Mr Hein Grosskopf had carried out cold-blooded acts on the orders of the ANC.

On Tuesday the Minister said police had evidence that Mr Hein Grosskopf had been involved in the car-bomb explosion in Johannesburg and a similar incident in Krugersdorp

The ANC suspect arrested in Port Elizabeth claimed to have met Mr Hein Grosskopf, he said

"The fact that you might have seen somebody abroad does not mean you plant bombs in Krugersdorp," Professor Grosskopf said

Professor Grosskopf, head of the Department of Journalism at Stellenbosch University and a former editor of Beeld, said South African law stated one was innocent until proved guilty

1971-251

## Vlok says SAP serious about probes

CAPE TOWN — Law and Order Minister Adriaan Vlok says police are serious about solving cases of alleged rightwing terror

He added during yesterday's Law and Order Vote intensive investigations by a special team had brought new evidence to light

Vlok described as scandalous and

untrue what he called propaganda sent into the world about the SAP in such cases as Khotso House, Cosatu House and Khanya House

He added a special team had released information that was met with silence by usually vociferous critics of the police — Sapa

Grosskopf's mother angry at run around

# Vlok accused of throwing 'a red herring'

251  
BIDM  
27/4/89  
~~27/4/89~~

THE MOTHER of alleged ANC terrorist Hein Grosskopf, Santie Grosskopf, yesterday accused Law and Order Minister Adriaan Vlok of throwing a red herring by linking her son to Ronald Bezuidenhout, who Vlok also accused of being an ANC activist.

Grosskopf said yesterday Vlok's speech in Parliament this week was designed to divert attention from the series of letters she recently wrote to the minister. She said "You could also call it a smoke-screen"

Vlok said police had arrested Bezuidenhout near Port Elizabeth. He described Bezuidenhout as a trained ANC terrorist and said he had travelled overseas with Hein Grosskopf.

In letters to Vlok this year, Grosskopf accused the minister of convicting her son of terrorism without a fair trial.

She said "While I accept the police's duty to warn the public and ask the public's help in apprehending suspects, Vlok should realise it is not his duty to declare people

PETER DELMAR

guilty of crimes and thus to usurp the role of the independent judiciary.

"He has done this and he should make amends for the offence he has given"

Grosskopf said it would be a service to the country if one of Vlok's colleagues would point out to him that the right to a fair trial was a "fundamental principle".

She also denied she had disclosed any confidential information in the letters, published this week in an Afrikaans magazine, *Insig*.

By associating Bezuidenhout and her son, Vlok was trying to divert attention from her questions.

"So, they travelled together overseas more than a year ago, what does that prove?" She said she had never heard of Bezuidenhout before.

"Vlok's grief and concern would have been more credible if he expressed it of his own free volition and not (got) the President to reply to my first letter after so many months"

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# Toms sues Minister

CONSCIENTIOUS objector Ivan Toms is to sue the Minister of Justice, Mr Kobie Coetzee, for damages resulting from an incident in which he was assaulted in Pollsmoor Prison last year

Toms this week served notice on the minister that he intends to sue for civil damages totalling R4 000.

He is additionally suing as a co-defendant his assailant, Daniel Knipe.

Knipe was convicted of assault with intent to do serious bodily harm last month.

He was sentenced to a R400 fine or four months with a further six months suspended for five year.

The assault took place last June while Toms was serving an 18 month sentence for refusing to report for an army camp

Toms said the basis for the case was that the minister had a duty to afford protection to him as a prisoner

"The minister was aware of Knipe's history of violence and should not have forced me to be close to him," Toms said

Conscientious objectors are not classified as political prisoners and are imprisoned with ordinary criminals. 27/4-3/5/89.

Toms, who has served nine months of his sentence, is presently awaiting an appeal hearing

His legal representative said he was awaiting a reply to extensive representations made to the Commissioner of Prisons requesting a six month remission of Toms' sentence.

**Compensation payout  
for police victims  
startling — Suzman**

*B. 1987  
Est 18* Political Staff 251

CAPE TOWN — The increase of about 85% in compensation payments to victims of police action involving the public during the 1987/8 financial year was startling, DP law and order spokesman Helen Suzman said yesterday.

She said: "Nearly R3,5m was paid out in settling these claims, many via out-of-court settlements, many as a consequence of allegations of torture inside police stations and elsewhere, and some after other illegal actions by the police."

Suzman said during the debate on the police vote in an extended public committee nearly half of those payments followed unrest incidents.

"I have no doubt the clause in the emergency regulations indemnifying the police and other officials from anything done 'in good faith' in the course of their duties, has greatly increased reckless and excessive use of powers by some members of the police force."

There had been some telling comments by judges in cases that had come to court such as that by Mr Justice Shearer in Scottburgh where four policemen were fined and received suspended sentences for killing a detainee. "The judge said this was evidently standard practice."

*Case No. 27/4/89*  
*(76)*

## Natal MP concerned over police violence

MARITZBURG — Natal MP Mr Pierre Cronje expressed concern about continued violence and reports of police misconduct in Mpophomeni township, near Howick, in an affidavit before the Maritzburg Supreme Court yesterday.

A number of residents of Mpophomeni township obtained an urgent interim interdict against the Minister of Law and Order, the Commissioner of the SAP, the Divisional Commander of Howick police station, the officer commanding the riot unit and the station commander at Mpophomeni township, instructing them to take steps to ensure that police act according to regulations.

In affidavits, residents of the area allege they have been assaulted, intimidated and harassed by members of the SAP in recent weeks.

In a supporting affidavit, Mr Cronje, MP for Greytown, said when police were present and acting as they were "lawfully obliged to", residents of the community of Mpophomeni township had nothing to fear.



*cut Feb 29/4/89*  
**Police cover  
ups alleged**

Own Correspondent

PORT ELIZABETH — Police have launched a high-level investigation into irregularities allegedly committed by policemen during a recent identification parade in New Brighton.

A police spokesman confirmed yesterday that the matter had been reported to headquarters in Pretoria.

The alleged irregularities came to light when a Port Elizabeth magistrate, Mr A W Meiring, expressed outrage in the New Brighton Regional Court after finding that policemen had tried to mislead him by covering peepholes through which suspects could be viewed during an identification parade with fingerprint ink.

Mrs Helen Suzman

*Capt. 7/11/81 29/1/81*  
*25/1/81*

## Govt praise for veteran Suzman

Political Staff

VETERAN civil liberties campaigner Mrs Helen Suzman, DP MP for Houghton, received praised yesterday from an unlikely source — the Minister of Justice, Mr Kobie Coetsee

"She has kept us on our toes in a manner that has set a very fine example to all of us," Mr Coetsee said at the end of the debate on his vote

Mrs Suzman, South Africa's longest-serving MP, has clashed with successive ministers of justice throughout her 26-year parliamentary career

However, early this week she said Mr Coetsee was one of the best ministers of justice since the NP came to power, adding "Not that that is such a great compliment"

Yesterday, Mr Coetsee returned the compliment, saying Mrs Suzman had over the last two years talked about justice in a way that was unheard of previously

"I couldn't but help feeling like a prize fighter shaking hands before the fight," he said

Call Times 29/4/89

## Outcry over police raid on mosque

PRETORIA — A storm has erupted in Pretoria's Muslim community over a drugs raid at a mosque.

Police have been accused of "blatantly disrespecting the most sacred Muslim month of Ramadan", following the raid on the mosque in Marabastad, Pretoria.

The raid was apparently carried out by members of the narcotics bureau after a tip-off that drugs were being hidden at the mosque.

"If this had happened in a Muslim country, there would have been killings," a mosque committee member, Mr Sikander Mahomed, said. He said police did not even remove their shoes when they entered the holy shrine on the corner of Mogul and Cowie Streets — Sapa

# 'Bobbies' on city centre beat

By PETER DENNEHY

POLICE foot patrols are to be reinstated in the city centre as part of a "business watch", similar to the successful neighbourhood watch scheme

Mr Alan Lighton, director of the Cape Town Chamber of Commerce, said his organisation had indicated to the police that it was very keen to co-operate in the establishment of a business watch in the central city

The CID chief for the Western Cape, Brigadier Nick Acker, had agreed to meet his organisation early next month and it was hoped that the chamber could help to get it going

"A similar system has been in operation in Johannesburg for several months," he said

"The city is divided into blocks and two policemen are allocated to each of them. They liaise with the businessmen, especially those operating at ground floor level, and there is contact with walkie-talkies between the businessmen and the policemen on the beat."

Brigadier Acker said the business watch would be started in the centre of the city soon, and it would probably spread from there to Sea Point, Claremont, Bellville and Wynberg

"One of our men is already busy in the Athlone area too," he said "We are trying to get a few policemen back on street level, patrolling on foot

"We also hope to get an office somewhere in town, manned by either policemen or businessmen"

Mr Gerald Heine, vice-chairman of the Association of Chambers of Commerce Security Committee and a major force behind the success of the Johannesburg project, said 270 firms were involved there

Traders in central Cape Town welcomed the idea. Jewellers have already organised a system of warning for others in the trade and they no longer leave valuables in the windows at night.

Mr Gerd Kruper of Zimbabwe Curios in St George's Street said he had been mugged and occasionally someone had tried to run off with something from his shop, though security had improved a great deal since security guards had been hired by his building and the one across the street

# Three identikits released in Webster case

DANIEL SIMON

Sixteen coarse-grain pellets — commonly known as "buckshot" — were removed from Webster's body

Mostert said police had compiled their identikits from the descriptions of "an eyewitness"

He could not reveal the identity of the witness, or disclose where the three men were spotted, for fear of "endangering his life" and jeopardising the investigation

Asked about media reports that Webster's death was "politically motivated," Mostert said he could not comment at this stage as no-one had claimed responsibility for the "gruesome act"

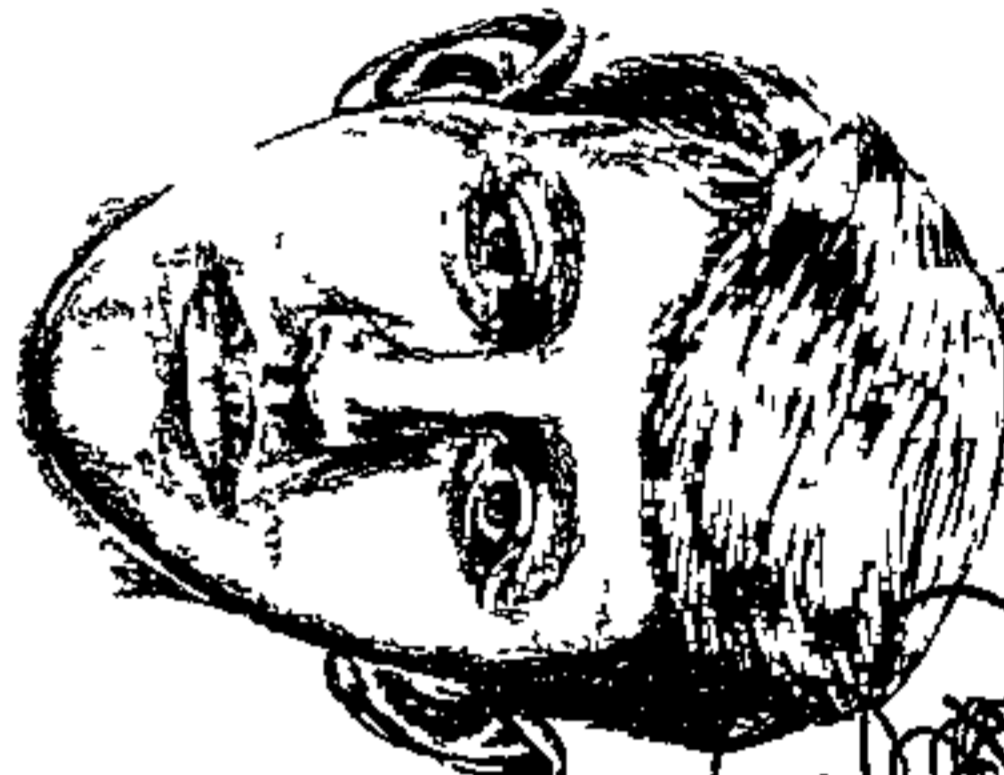
25



Suspect 1: about 39, long brown hair combed back, dark brown moustache, dimple on chin Thick black-rimmed glasses and light blue, short-sleeved shirt.



Suspect 2 about 30, dark complexion, short black hair parted in centre, thick dark drooping moustache Yellow shirt and dark brown windbreaker



Suspect 3 described as about 23, blond hair parted on the right, fair complexion, clean-shaven Wearing short-sleeved, navy blue T-shirt

POLICE have released identikits of three white men wanted for questioning in connection with the murder of anti-apartheid campaigner and Wits University lecturer David Webster

Brixton Murder and Robbery chief Col Floris Mostert said yesterday an autopsy revealed Webster was shot "at very close range" in the right upper side of his chest with a shotgun

He was gunned down from a passing car outside his Eleanor Street, Troyeville, home on Monday morning He was unloading plants from the back of his bakkie when the shooting occurred

"The firing distance was about one-metre to a metre-and-a-half," Mostert said

"We are investigating all aspects of the killing," he said

In another development, Law and Order Minister Adriaan Vlok yesterday expressed "shock and total disgust" over Webster's murder.

In a statement, Vlok said government strongly condemned the killing and, in the light of media reports of it being "politically motivated", no stone would be left unturned in efforts to arrest the murderer.

He added that police were offering R10 000 reward for any information leading to the arrest and prosecution of the murderers Anyone with information asked to phone the Brixton Murder and Robbery Squad at 839-3322 (all hours)

See Page 3

# Khotso House bomb poser

Sowetan 21/5/89

ALTHOUGH the police had said they were investigating several possibilities with regard to the bombing of Khotso House in Johannesburg, the only one that the Minister of Law and Order Mr Adriaan Vlok had chosen to reveal was the one that put the Khotso House community under suspicion, the South African Council of Churches claims.

It said the announcement by Mr Vlok in Parliament last week, that the identity document of a Mr Mabodja who was allegedly linked to a limpet mine incident, was calculated to support "the strange and unsubstantiated police claim that the occupants of Khotso House accidentally blew up their own building" (25)

## Conviction

The SACC said in a statement that the announcement "has served to strengthen our conviction, borne out of the general attitude of the authorities, that we should not expect justice from the Ministry of Law and Order in this issue

"Although the police have said that they were investigating several possibilities with regard to the bombing of Khotso House the only one that Minister Vlok has chosen to reveal is the one that puts the Khotso house community under suspicion

"We believe that the police are not investigating any other possibility That belief is based on the fact that the police have not been in touch with the victims of that horrible bomb blast

## Black Sash

"It was probable that Mr Vlok was informed of the fact that the Black Sash office, which dealt with pass related complaints was on the first floor of Khotso House

"The force of the Khotso bomb scattered files around the building including reference books of hundreds of other people who had been or were being assisted by the Black Sash

"Therefore, the fact that someone's reference book may have been found in the basement of Khotso House is of no consequence.

"The Minister's insinuations are, therefore, baseless and are actuated by a desire to get political capital out of a tragic act," the statement said

— Sapa

# Three identikits released in hunt for Webster's killers

By Dawn Barkhuizen

An intensive police hunt is on for three white men suspected of shooting University of Witwatersrand lecturer and anti-apartheid activist Dr David Webster. He was killed outside his home in Johannesburg on Monday.

Last night police released identikits of the men based on information from a witness. The witness has not been identified for his protection.

Minister of Law and Order Mr Adriaan Vlok has given his condolences to Dr Webster's family and promised to leave no stone unturned to trace those responsible for his death.

## R10 000 REWARD

The Commissioner of Police, at Mr Vlok's request, has ordered that the murder be investigated by the Brixton Murder and Robbery Squad under the command of Colonel Floris Mostert and personal supervision of Major-General Jaap Joubert of the detective division.

The commissioner has offered a reward of R10 000 for information leading to arrest and conviction.

A statement from the Ministry of Law and Order said "On behalf of the Government — and in the light of speculation by the media that the killing was politically motivated — the ministry wants to state

quite clearly that it strongly condemns the crime."

Colonel Mostert said the political aspect was still speculation, but all possibilities were being investigated.

The results of a post-mortem examination released yesterday show that Dr Webster was shot from the front at close range with a shotgun. Sixteen pellets were found in his body.

Colonel Mostert was unable to comment on the possibility of Dr Webster actually having seen his killers, but said the shooting took place "out of the blue" without Dr Webster having received any threats.

This was confirmed by Mr Amos Ngubane, who worked for Dr Webster and lived in the home.

But it has been established that another member of the Detamees' Education and Welfare (DEW) organisation, of which Dr Webster was a prominent member, received death threats recently.

Dr Webster (44) was fatally shot outside his home in Eleanor Street, Troyeville, as he returned home at 10 20 am on Monday.

Colonel Mostert said Eleanor Street was the scene of another murder in February when Mr Desmond William Collins (29) was stabbed to death while walking to a cafe.

Neighbours believe Dr Webster's killers may have watched for his return from a vantage point up the street.

Because his movements were not consistent, Dr Webster's killers would have had to watch the house before the attack.

Police said any information could be telephoned, anonymously or otherwise, to (011)839-3322 — around the clock.

● See Pages 2 and 11.

It concludes that imperialist and capitalist objectives have been  
and accordingly formed with a total disregard of the needs of the  
black people in general and workers in particular.

# Court told of 'terror'

251  
South  
3-10/5/89

DURBAN.

Mpopomeni, a township near Howick, has become the target of a reign of terror by vigilantes and the South African Police in the past two months, residents claimed in a court application.

The application was brought by residents, clergymen and the National Union of Metalworkers of South Africa (Numsa).

In papers, residents told of allegedly unprovoked and brutal beatings and shootings by police who allegedly attacked residents attempting to fight off rampaging armed mobs from nearby KwaShufa.



# Funeral instead of wedding in Kobe case

251  
5-12/81  
6-5/81

A YEAR ago this week, Elizabeth Qatana was due to walk down the aisle with Andile "Ace" Kobe.

But instead of planning her first anniversary, the 22-year-old domestic worker has spent the past three weeks hearing how three former riot policemen beat, whipped and kicked her fiance to death.

The circuit court in George also heard how the three young policemen then dumped Kobe's comatose, half-naked body on a nearby beach.

Tygerberg Hospital forensic specialist, Professor Jurie Nel, told the court a post mortem had found 25 to 30 bruises and grazes on Kobe's body. A single, "tremendous" blow to the head caused fatal intra-cranial bleeding.

The 22 year-old electrician, who had been carried unconscious from the police station before being driven 7km along a rough road to Ballots Bay, could have survived if he had been hospitalised earlier, said Nel.

The former Oudshoorn riot policemen told Mr Justice J Fagan that they had beaten Kobe after he resisted arrest and, fearing the consequences, dumped his comatose body on the beach late at night.

The suspended policemen - Andre Schutte, 19, Pieter Koen, 20, and Cornis Serfontein, 22 - stand accused

of murdering Kobe and assaulting three other people on March 19 at Sandkraal. It is also alleged that the accused punched, kicked and trampled Ms Priscilla Jebese, 32, that same day.

Schutte and Koen also face charges of assaulting Qatana and her step-father, Mr Kleinbooi Qatana, 57.

The policemen have pleaded not guilty to all the charges.

Qatana told how Schutte and Koen allegedly whipped her and Kobe with sjamboks after he had been arrested.

Schutte alleged that Kobe had bitten him while trying to escape. Schutte said Koen had saved his life by dispersing a "riotous crowd" with sjambok blows.

Brought to the police station, Kobe allegedly broke loose and ran to a nearby dam, where he was caught by Schutte and a special constable.

He was beaten while led back to the police station, said Qatana.

Once inside the station, the three policemen allegedly hit Kobe with a stick and sjamboks, then punched, kicked and jumped on him, she said.

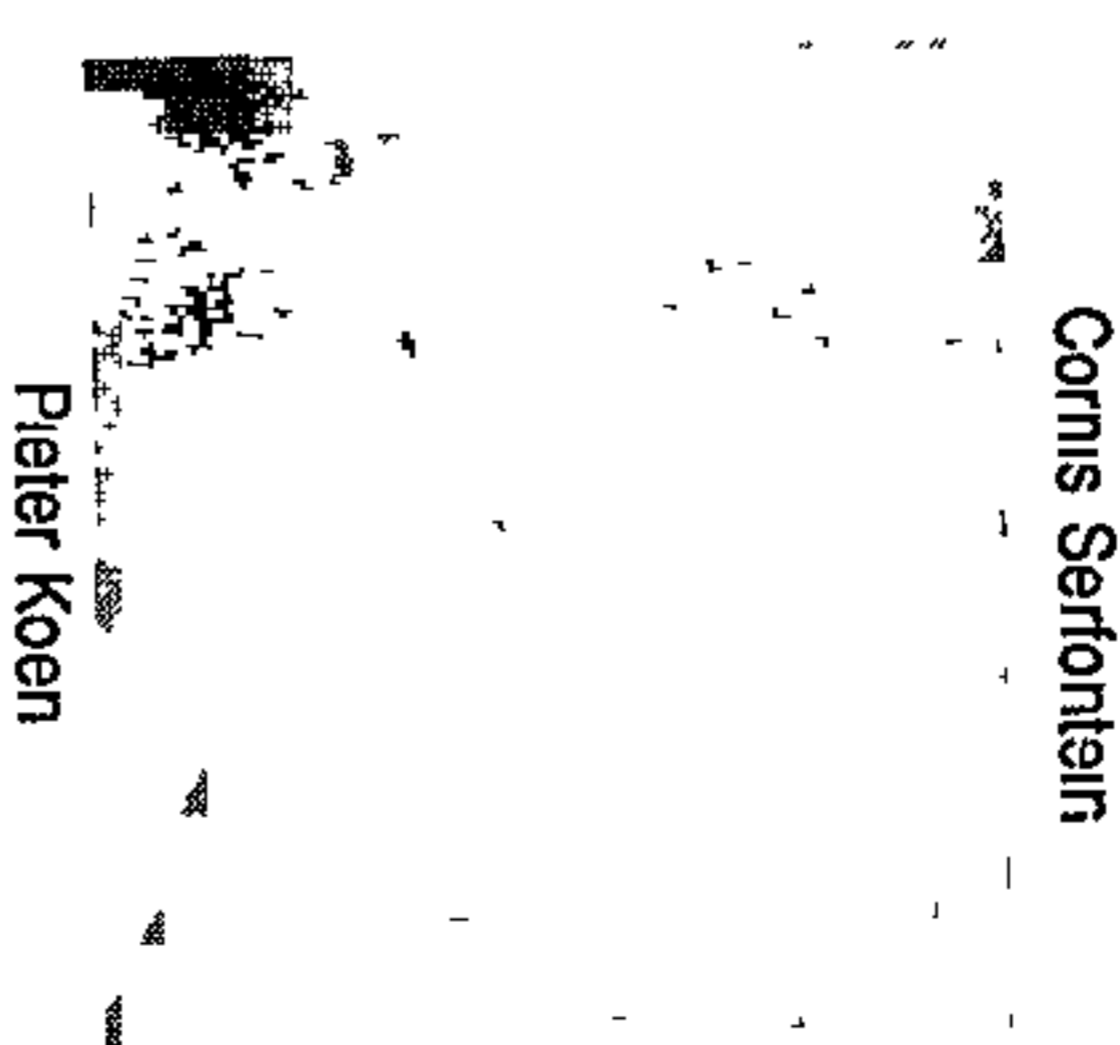
Koen said he and Serfontein had restrained Schutte from jumping on Kobe after the policeman had beaten him with a plank.

Kobe was later found by a new shift of policemen, who reported the incident to a senior Oudshoorn riot unit officer, the court heard.

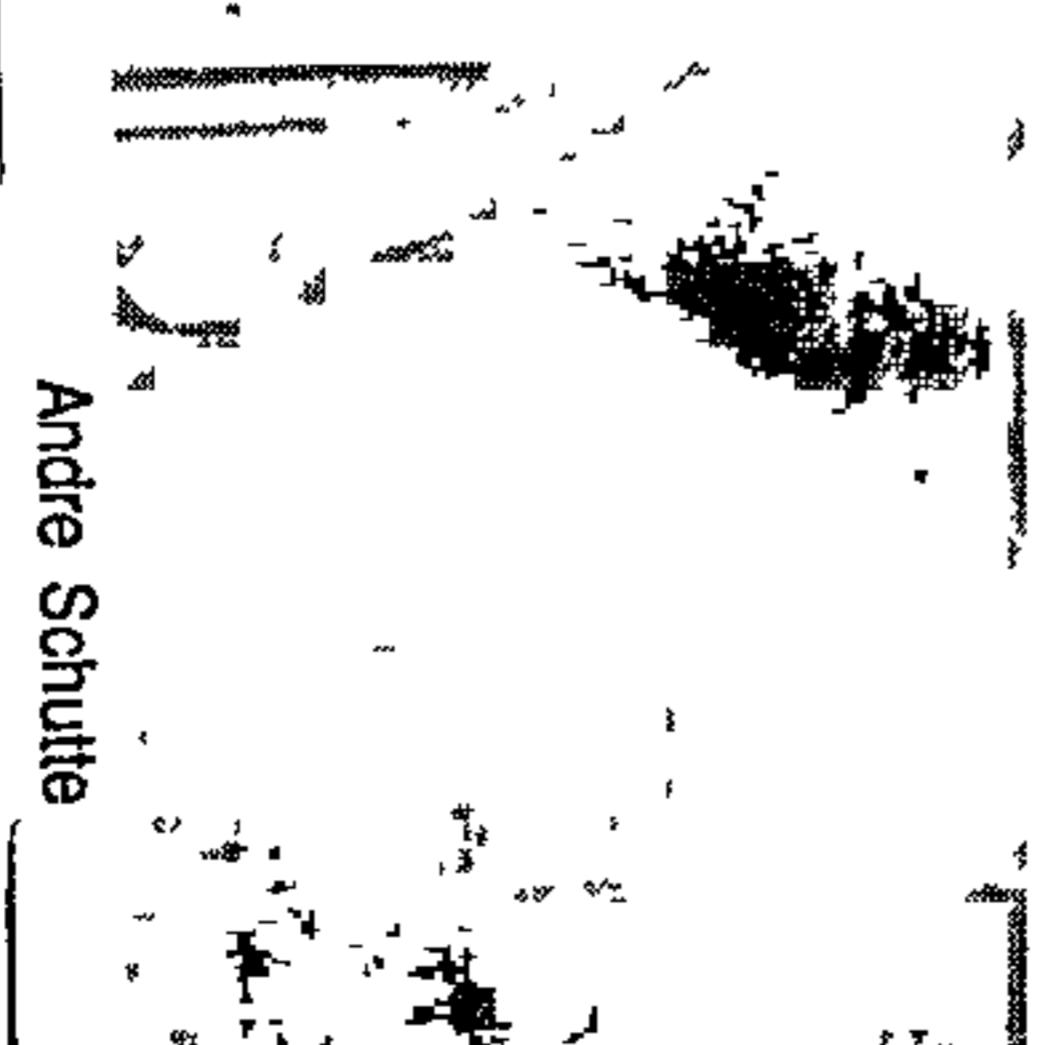
The trial continues on April 17.



Cornis Serfontein



Pieter Koen



Andre Schutte

Elizabeth Qatana

## 'Good leads' in Webster killing

Police are following up good leads in connection with the shooting of University of the Witwatersrand lecturer Dr David Webster, a spokesman said yesterday.

Liaison officer Lieutenant Eugene Opperman said police had received numerous calls offering information on the murder.

"People are still phoning, and we are following up each and every lead. We are still investigating."

But there have been no arrests so far.

● See Page 2

WANTING TO ESTABLISH A BETTER INTERNATIONAL RELATIONSHIP, 1984  
SOURCE: MOOREHEAD, R. - RICHING UPON THE LEAD, A FUTURE FOR

*Cap. Tim 6/5/47*  
**Police major  
is convicted**

JOHANNESBURG — A police major was yesterday found guilty in the Magistrates' Court here on two charges of driving under the influence of liquor

Francois Ferreira, 40, of Boksburg, had earlier pleaded not guilty.

His co-accused, Petrus Barnardo, 45, a warrant officer, was convicted of pointing his revolver at a Mr H Vermeulen

He was also found guilty of attempting to defeat the ends of justice, by trying to make a Mrs Janet Jones state that Ferreira was sober that night. — Sapa

By STAN MHLONGO

(251) 7/5/89

# Greenbean shooting alleged

LEBOHANG mayor David Mahlangu is to meet South Africa's municipal police chief Maj-Gen van der Westhuizen next week to rescue the deteriorating relations between him and the "Greenbeans"

Mahlangu is also preparing to meet Law and Order Minister Adriaan Vlok later this year

Mahlangu told *City Press* this week that relations between him and the Greenbeans had cooled

dramatically "after one of them shot my brother, Solomon, on February 16"

According to the Leandra Action Committee, the Greenbeans have been involved in several violent events.

■ January 4, 1987 Solomon Nkonde was allegedly fatally shot by the Greenbeans and his mother, Rebecca, 61, was

wounded

■ November 15, 1987. Joseph Mbanoni, 32, was allegedly shot while running away from the Greenbeans, according to his sister, Roseline Another brother, Russia, survived after he was also allegedly shot

■ February 16, 1989 Solomon Mahlangu, 41, was allegedly gunned down at home following

what the police called a "dagga raid".

■ February 18, 1989. Petrus Bafo Sithole was allegedly killed by a Greenbean's bullet

Mahlangu said that at the scene where his brother Solomon was shot, he repeatedly pleaded with the policeman in charge for four hours to be allowed to take Solomon to hospital; "but my pleas

fell on deaf ears"

Mahlangu said he was forced to watch for four hours while his brother bled to death

"The policeman in charge, whose name I still remember, chased me like a dog from the scene of the shooting shouting vulgar words in unprintable language"

After complaining to a senior policeman in Se-

## SAP reacts to mayor's tale of 'death raid'

By SAP Spokesman

WITH reference to the article titled "Weeping brother tells of death raid", (*City Press*, February 19 1989), I would like to point out that your correspondent telephoned Capt Bloomberg of this office and inquired what the circumstances of the shooting were. Capt Bloomberg confirmed that there had been a shooting incident and that it had followed an allegation of the sale of dagga in the area.

The other allegations in the latter part of the article were never put to Capt Bloomberg, although he specifically asked your correspondent whether that was all he wanted to know

Had these allegations been put to Capt Bloomberg, he could have supplied the version of the incident as supplied to this office, which would place the matter in a completely different perspective

The circumstances of the shooting were, according to our information, as follows.

"After Mr Mahlangu was shot, an ambulance was immediately summoned. When it became apparent, after a short while, that Mr Mahlangu was dead, another call was made, cancelling the first call

"The members then, as is prescribed procedure, left the body where it was until the duty officer, who had to come from Louis Trichardt, had inspected the scene.

"The circumstances leading to Mr Mahlangu's death are, as in the case of any unnatural death, the subject of an investigation with a view to legal proceedings

"Although we are thus not able to comment on the shooting as such, we would like to point out that the post-mortem examination indicated that death must have occurred shortly after the wound was sustained. It was thus not a case of a wounded person being denied treatment.

"However, should the mayor Mr DD Mahlangu or any other person be of the opinion that any member of the police has acted incorrectly, he/she can lodge their complaint for investigation

"Since an officer has already interviewed Mr Mahlangu and his complaint is thus receiving attention, we cannot comment until the investigation is finalised

"It would be appreciated if you would place this letter, without any omission, in your next edition, in order to place this matter in perspective"

■ From SAP, Public Relations Division, Pretoria

989

PAGE 11

cunda "about the unbecoming behaviour of the Greenbeans, I was told that they do not fall under the control of the council and I should not interfere with them".

"I was bitter and humiliated by the arrogance of the police and was contemplating legal action"

The police said that when they tried to arrest a man in the Lebohang area, he dashed into a house and tried to attack a policeman with a hammer. He ignored a warning and was shot.

... the three-month momen-  
tum in output — November 1988 to Jan-  
uary 1989 compared with the same  
period last year — reflects a 5,5% real

and the recently announced austere  
measures clearly indicate the degree of  
apathy amongst the SA electorate re-  
garding socio-economic issues

## Police reject lead on Webster murder

POLICE are following up several leads into the murder of Wits University lecturer David Webster but have rejected a lead given to them this week by City Press newspaper.

Brixton Murder and Robbery Unit chief Col Floris Mostert said yesterday he had discounted a City Press report claiming the newspaper had identified one of the suspects in the murder.

The paper said in a front-page report on Sunday it had given the name of a man, whom it called Mr X, to police.

251 ADELE BALETA

The man was reported to have borne a striking resemblance to one of the three police identikit pictures of the men who assassinated Webster outside his house last week.

Mostert said police had never regarded the paper's "hunch" as a lead and added that the report was "dangerous speculation".

He refused to say why police were not investigating the claims.

# Policemen suspended after city shooting

251

Crime Reporter

THREE policeman of the Wynberg district were detained for questioning early yesterday morning in connection with charges of attempted murder and armed robbery

All three constables, one aged 21, two aged 22, have been suspended from duty, a senior police liaison officer confirmed yesterday

Three men arrived at a flat in Brondall Court, Connaught Street, Elsie's River, at 3am and knocked on the front door. The men identified themselves as policemen but when they were denied entry to the flat they allegedly fired shots through the door.

They later fired more shots through the kitchen window, hitting a television set. Nobody was hurt.

After leaving the flat the men approached a 33-year-old hawker, Mr Lionel Wentzel, who was sitting nearby in his car and threatened him with a firearm. The men robbed Mr Wentzel of R780 before driving off in their own private car.

**THE MINISTER OF LAW AND ORDER**

(1) and (2)

I do not consider it to be in the public interest nor in the interest of the country to furnish this information. However, I am prepared to make available this information to the honourable member on a confidential basis.

**Certain person: special constable in Mamelodi**

223 Mrs H SUZMAN asked the Minister of Law and Order

- (1) Whether a certain person, whose name has been furnished to the South African Police for the purpose of the Minister's reply, was employed as a special constable in or around Mamelodi in 1988, if so, (a) what is his name, (b) when was he so employed and (c) what training was he given,
- (2) whether this person has a history of mental instability, if so,
- (3) whether this was known at the time of his employment, if not, why not, if so, why was he (a) employed as a special constable and (b) permitted to carry a firearm,
- (4) whether this person has ever been charged with committing a criminal offence, if so, (a) when and (b) with what offence,
- (5) whether this person is still employed as a special constable, if so, (a) why and (b) where, if not, why not?

B508E

**THE MINISTER OF LAW AND ORDER**

(1) No, but from 7 May 1987 until 18 November 1987

(a) to (c) Fall away

(2) No

(3) (a) and (b) Fall away

(4) Yes

(a) 15 November 1987

(b) Housebreaking with the intent to steal and theft

(5) No the person was dismissed after he had been charged with housebreaking with the intent to steal and theft

(a) and (b) Fall away

**SAP: toll paid**

232 Mr D S PIENNAAR asked the Minister of Law and Order †

What amount was paid in toll at toll-gates by members of the South African Police Force during the latest specified period of 12 months for which figures are available in the exercise of their powers or the performance of their duties functions?

B509E

**THE MINISTER OF LAW AND ORDER**

Generally, on completion of the prescribed form, vehicles of the South African Police are exempt from toll fees in terms of section 23 of the Police Act, 1958 (Act 7 of 1958)

However, under certain circumstances, especially when it is urgent, it does occur that members of the Force pay the toll fees themselves. In such instances a claim for the expenditure is submitted. During 1988 R340,00 was paid back to members of the Force in this way.

**Internal Security Act: detainees**

270 Mrs H SUZMAN asked the Minister of Law and Order.

Whether any persons detained in terms of section 50 of the Internal Security Act, No 74 of 1982, were subsequently detained in terms of section 29(1) of the said Act, if so, (a) how many and (b) in respect of what period is this information furnished?

B509E

**THE MINISTER OF LAW AND ORDER**

No

(a) and (b) Fall away

**Internal Security Act: detainees**

271 Mrs H SUZMAN asked the Minister of Law and Order

Whether any persons were detained in terms of sections (a) 50 and (b) 50A of the Internal Security Act No 74 of 1982, in 1988, if so, how many and (ii) for what period was each detained before being released, in each case.

B509E

**THE MINISTER OF LAW AND ORDER**

(a) and (b) None

(i) and (ii) Fall away

**Unemployment Insurance Fund**

287 Mr P G SOAL asked the Minister of Manpower

(a) What was the total amount (i) paid into the Unemployment Insurance Fund in 1988 and (ii) paid out in benefits by the Fund in that year and (b) (i) to how many applicants were benefits paid and (ii) what actual or estimated number of such applicants was (aa) White, (bb) Coloured, (cc) Indian and (dd) Black?

B609E

**THE ACTING MINISTER OF MANPOWER**

(a) (i) R739 906 984

(ii) R440 428 042

(b) (i) 406 106

(ii) The Unemployment Insurance Act, 1966, makes no distinction between the various population groups and consequently separate figures are not readily available

NOTE The above-mentioned figures are provisional and subject to audit

**Unemployment Insurance Fund**

288 Mr P G SOAL asked the Minister of Manpower

(1) What was the balance of the Unemployment Insurance Fund at the end of 1988,

(2) (a) what was the total amount (i) paid into the Fund by State employers and employees and (ii) paid out in benefits in that year and (b) to how many applicants were benefits paid

(3) (a) what is the present average rate of interest received by the Fund and (b) what amount was paid from the Fund in 1988 in respect of administration costs,

(4) (a) what total amount in unclaimed money is held in the Fund and (b) how many persons are involved in this amount

(5) how many employers were registered with the Unemployment Insurance Fund as at 31 December 1988?

B610E

**THE ACTING MINISTER OF MANPOWER**

(1) R544 149 105

(2) (a) (i) R46 982 375

(ii) and (b) Separate figures for the amount paid out as well as the number of contributors who applied for benefits in respect of State employees only are not available. A total amount of R440 428 042 was paid out to 406 106 contributors (State employees and employees in the private sector)

(3) (a) For moneys invested in 1989 15-16,2 per cent

(b) R27 771 571

(4) (a) Particulars are not available

(b) Figures are not available

(5) 150 622

NOTE All of the above-mentioned figures are provisional and subject to audit

**Unemployment in inspectorate areas**

319 Mr P G SOAL asked the Minister of Manpower

How many Whites, Coloureds and Indians, respectively, were registered as unemployed in each inspectorate area as at 31 December 1988?

B662E

**THE ACTING MINISTER OF MANPOWER**

	Whites	Coloureds	Indians
Bloemfontein	1 588	572	—
Cape Town	5 022	5 525	27
Durban	4 333	2 714	9 193
East-London	207	83	1
George	412	1 517	—
Johannesburg	9 112	2 909	668
Kimberley	254	1 061	5
Port Elizabeth	779	600	7
Pretoria	1 916	158	36
Total	23 623	15 139	9 937

**Blacks registered as work-seekers**

321 Mr P G SOAL asked the Minister of Manpower

How many Black males and females, respectively, were registered as work-seekers in the White areas of the Republic in each month of 1988?

B664E

Hummer

991

TUESDAY, 9 MAY 1989

992

I am just asking the hon member whether the reply of the hon Deputy Minister does not fully cover that question?

Mr D J N MALCOMESS Mr Speaker, I do not believe it does because I did not say the present Administrator

Mr H H SCHWARZ Mr Speaker, arising out of the reply of the hon the Deputy Minister, does he know that there are innumerable hon members of this House who are aware of the fact that there is such a report? How therefore can he say there is no such a report?

The DEPUTY MINISTER Mr Speaker, I refer again to the last part of the question by the hon member for Port Elizabeth Central which reads as follows —

to inquire into the establishment of a Black township at Waverest

The Administrator says he has not appointed a commission to inquire into such a Black township

**Jamestown: Black township registered**

\*9 Mr D J N MALCOMESS asked the Minister of Constitutional Development and Planning

Whether a Black township in Jamestown has been or is to be registered, if not, why not, if so, when?

B883E

The DEPUTY MINISTER OF CONSTITUTIONAL DEVELOPMENT AND PLANNING

Yes A development area was designated at Jamestown and defined in Government Notice No 1846 dated 5 September 1980

**Cape Peninsula: new principals**

\*10 Mr K M ANDREW asked the Minister of Education and Development Aid

Whether any new principals appointed to schools in the Cape Peninsula since 1 January 1988 have been appointed in a temporary or acting capacity, if so, (a) why, (b) who made these decisions and (c) how many of these new principals were appointed in a (i) permanent and (ii) temporary or acting capacity?

B884E

993

TUESDAY, 9 MAY 1989

994

Hummer

Whether the Government is taking any steps to implement the decisions of White local authorities on matters affecting the community life of the Whites within the areas of jurisdiction of those local authorities, if so, what steps, if not, why not?

B937E INT

\*The MINISTER OF LOCAL GOVERNMENT AND HOUSING Mr Speaker, in this reply I shall confine myself to the activities of the Ministers' Council of the House of Assembly, and in particular to Local Government and Housing

Naturally the Cabinet and certain general affairs departments are also involved in local authorities and the decisions of local authorities, as well as the maintenance of the own community life of the respective communities in South Africa. The Ministers' Council derives its task from the 1983 Constitution, especially as set out in Schedule 1 of the Constitution, *inter alia* with reference to social welfare, education, art, culture, health affairs, community development, which includes housing and the development of the relevant White community, as well as local government in the area declared a local government area for the White population group

We therefore deal with essential matters that are required in order to conduct a meaningful own community life. With regard to housing the local authorities are assisted in terms of the Development and Housing Act, which was passed by the House of Assembly as own affairs legislation in 1985, in performing their housing duties, also where this takes place in co-operation with community organisations. This includes the making available of housing in various forms, including welfare housing and housing for the aged, loans for the safeguarding of the homes of the elderly who have a limited income, the provision and improvement of the housing in Government villages, the provision of rental accommodation in Schubart Park in Pretoria, for example, as well as in Parow Park

This Act was amended this year and now grants local authorities powers with reference to the handling of slum conditions in the declared local government areas. In fact, local authorities are being acknowledged and also given the decision-making authority to prevent slum conditions and urban deterioration. Local authorities under the leadership of the Ministers' Council of the House

of Assembly, also make a contribution to improving and establishing an orderly community life on an acceptable level

Own local authorities are maintained and developed as institutions of the community by whom they have been elected or established. In fact, new local government institutions are also created. In terms of the Local Councils Act, 1987—also own affairs legislation of the House of Assembly—local councils are established for local areas or for communities which do not have local authorities. Corporate bodies come into being, which can then take decisions on their own affairs and can conclude agreements in order to implement such decisions in such areas

A local council is a local authority which is recognised as a representative body in a regional services council, and consequently can also negotiate there in the interests of its community. In establishing a local council, one establishes an ordered authoritative institution which can promote and further develop the community life in such an area

Since 1 April 1989 I have been entrusted with certain local government functions in respect of three provinces, including the decision-making in connection with township establishment—full decision-making functions in the declared areas of the White local authority. There are authorised local authorities who have the right to take essential decisions in connection with township establishment. We acknowledge the decisions of these local authorities and after further consideration, we shall probably grant local authorities additional decision-making powers in due course [Time expired]

\*Mr J S PRINSLOO Mr Speaker, the hon the Minister went no further today than what we hear from the Government with reasonable regularity, in that he merely sketched the legal framework which they rely on with reference to the community life of Whites

It involves much more than that, however. The real issue is the implementation of decisions of local authorities that affect the community life of the people in their areas of jurisdiction [Interjections] There is no better illustration of the shortcomings of the steps taken by the Government in this connection than in the implementation of decisions on group areas and separate facilities. Only yesterday *The Argus* contained a

**INTERPELLATION**

The sign \* indicates a translation. The sign †, used subsequently in the same interpellation, indicates the original language

*Own Affairs*

Community life implementing of decisions

1 Mr J S PRINSLOO asked the Minister of Local Government and Housing



like to have. He must merely answer that for us, and he will win the debate [Interjections]

\*The MINISTER OF LOCAL GOVERNMENT AND HOUSING Mr Speaker, the hon members for Roodepoort and Ermelo would obviously not have been able to make any speech at all if they had not read yesterday's edition of *The Argus*. In fact, the Chief Whip of the CP, the hon member for Brakpan, spoke about this matter in *The Argus* yesterday. This interpellation has been on the Question Paper for longer than yesterday's edition of *The Argus* has been for sale, however.

The CP has a fundamental problem. They got a fright when they realised what their policy was leading to in Carletonville and Boksburg [Interjections]. The point is that instead of community development taking place there, they are impoverishing those communities. There are people who settled there, did business there and are going bankrupt. We have evidence of that. It is on record [Interjections]. That is the problem. The hon members want to conceal that by attacking us. In the meantime we are candid with regard to the public in South Africa, and we shall be candid during the election too, but the CP is in trouble [Interjections].

\*Mr SPEAKER Order!

\*The MINISTER The CP's policy has a destructive effect on the communities. In fact, there are other councils, which the CP thinks they control, who did not go and put those signs back. Unfortunately the hon member for Lichtenburg is not here now, but I want to ask him why there are no such signs in Lichtenburg at the moment, since he was such a great advocate of these signs. He promised the voters that he would do that. Is he going to do what he said, or is he playing the game he accused us of? I think it is time for them to be candid towards the voters and to say how they are going to deal with matters. Are they going to deal with them as they have in Carletonville and Boksburg? [Interjections]

We do not work at the expense of communities. We build communities. The CP advised the town council of Boksburg this year to cut off the electricity and water supply to those Indian families in Windmill Park. They want to protect the Whites community life by destroying other people. That is their approach, and it directly contradicts our approach. That is why we are

candid about our cause and why we take care of the establishment and the development of the communities that have been entrusted to our care [Time expired].  
Debate concluded

QUESTIONS

† Indicates translated version

For oral reply

Own Affairs

Survey on parent's voluntary contributions

\*1 Mr R M BURROWS asked the Minister of Education and Culture

- (1) Whether his Department or any provincial education department has conducted a survey on parents' voluntary contributions, if not, why not, if so, (a) when and (b) by whom was the survey conducted,
- (2) whether the results of the survey have been made public, if not, why not; if so, when,
- (3) whether he will make a statement on the matter?

B886E

\*The MINISTER OF EDUCATION AND CULTURE

- (1) No, because in terms of the various education ordinances and regulations the power to control and manage these funds vests in the council of the school concerned, (a) and (b) fall away,
- (2) falls away,
- (3) no

Mr R M BURROWS Mr Speaker, arising from the reply of the hon the Minister, can he explain the following? The hon the Minister has indicated that whilst responsibility for the collection of such funds rests with the management council of each particular school, it is within the capability of this department to organise such administrative functions including publishing of data on the funding of education. It has been pointed out that certain funds are made available by the private sector, that is parents for the funding of

education. How was such an assessment made if a survey of what the parents are paying, has never been undertaken?

†The MINISTER Mr Speaker, The hon member must have the question included in the Question Paper so that I can reply to him on that in full.

Subsidies to private schools: levels of payment

\*2 Mr R M BURROWS asked the Minister of Education and Culture

Whether there are different levels for the payment of subsidies to private schools and private pre-primary schools, if so, (a) what are these levels of subsidy and (b) why do they differ?

B887E

The MINISTER OF EDUCATION AND CULTURE

- Yes,
- (a) private schools receive a subsidy of 0%, 15% or 45% while the allocation to private pre-primary schools varies from 0% to approximately 85%,
  - (b) subsidies to private schools are paid in accordance with the Regulations promulgated in terms of the Private Schools Act (Act 104 of 1986) while subsidies to private pre-primary schools are allocated in accordance with the various provincial education ordinances

Mr R M BURROWS Mr Speaker, arising from the reply of the hon the Minister, is it the hon the Minister's or the department's intention to coordinate the two differing methods of subsidy payment into one single payment structure?

†The MINISTER Mr Speaker, at the moment there are four different groups in respect of the pre-primary schools as the hon member knows. It is not necessary to elaborate on that. In this regard, the Department is at present reviewing the various ordinances of the different provinces because there are different procedures for dealing with the pre-primary schools in the four provinces. The Department intends to unify these matters, as has been done in respect of other specific matters that are contained in the education Affairs Act (House of Assembly), 1988 which was piloted through Parliament last year. We shall use that opportunity to pay

attention to private pre-primary schools and private schools. The hon member refers to this in his question. Of course there is a vast difference between the two, because pre-primary education is not compulsory, as the hon member knows, while, conversely, private schools fall under compulsory education.

For written reply

General Affairs

Pietermaritzburg: buildings used by SAP

156 Mr M J ELLIS asked the Minister of Law and Order

- (1) (a) How many buildings in the city of Pietermaritzburg are currently used by the South African Police to house members of the Police Force involved in unrest-related duties, (b) which buildings are involved and (c) what is the total cost per month of renting such buildings,
- (2) what is the total cost per month of housing and feeding members of the Police Force currently stationed in Pietermaritzburg on a temporary basis,
- (3) in respect of what date is this information furnished?

B358E

The MINISTER OF LAW AND ORDER

- (1) and (2) I do not consider it to be in the interest of the safety of the members of the Force concerned nor in the public interest to furnish this information. However, I am prepared to make available this information to the honourable member on a confidential basis.

Greater Pietermaritzburg SAP vehicles used

157 Mr M J ELLIS asked the Minister of Law and Order

- (1) How many vehicles belonging to the South African Police were used in unrest-related incidents in the Greater Pietermaritzburg area in (a) 1987 and (b) 1988,
- (2) (a) how many such vehicles were damaged and (b) at what total cost in each of these years?

B359E

251

THE MINISTER OF LAW AND ORDER

(1) and (2) I do not consider it to be in the public interest nor in the interest of the country to furnish this information. However, I am prepared to make available this information to the honourable member on a confidential basis.

Certain person: special constable in Mamelodi

223 Mrs H SUZMAN asked the Minister of Law and Order:

- (1) Whether a certain person, whose name has been furnished to the South African Police for the purpose of the Minister's reply, was employed as a special constable in or around Mamelodi in 1988, if so, (a) what is his name, (b) when was he so employed and (c) what training was he given,
- (2) whether this person has a history of mental instability; if so,
- (3) whether this was known at the time of his employment, if not, why not, if so, why was he (a) employed as a special constable and (b) permitted to carry a firearm,
- (4) whether this person has ever been charged with committing a criminal offence, if so, (a) when and (b) with what offence,
- (5) whether this person is still employed as a special constable, if so, (a) why and (b) where, if not, why not?

B508E

THE MINISTER OF LAW AND ORDER

- (1) No but from 7 May 1987 until 18 November 1987
- (a) to (c) Fall away
- (2) No
- (3) (a) and (b) Fall away
- (4) Yes
- (a) 15 November 1987
- (b) Housebreaking with the intent to steal and theft
- (5) No the person was dismissed after he had been charged with housebreaking with the intent to steal and theft
- (a) and (b) Fall away

252

Unemployment Insurance Fund

287 Mr P G SOAL asked the Minister of Manpower:

- (a) What was the total amount (i) paid into the Unemployment Insurance Fund in 1988 and (ii) paid out in benefits by the Fund in that year and (b) (i) to how many applicants were benefits paid and (ii) what actual or estimated number of such applicants was (aa) White, (bb) Coloured, (cc) Indian and (dd) Black?

B609E

THE ACTING MINISTER OF MANPOWER

- (a) (i) R739 906 984
- (ii) R440 428 042
- (b) (i) 406 106
- (ii) The Unemployment Insurance Act, 1966, makes no distinction between the various population groups and consequently separate figures are not readily available

NOTE: The above-mentioned figures are provisional and subject to audit

Unemployment Insurance Fund

288 Mr P G SOAL asked the Minister of Manpower:

- (1) What was the balance of the Unemployment Insurance Fund at the end of 1988,
- (2) (a) what was the total amount (i) paid into the Fund by State employers and employees and (ii) paid out in benefits in that year and (b) to how many applicants were benefits paid,
- (3) (a) what is the present average rate of interest received by the Fund and (b) what amount was paid from the Fund in 1988 in respect of administration costs
- (4) (a) what total amount in unclaimed money is held in the Fund and (b) how many persons are involved in this amount
- (5) how many employers were registered with the Unemployment Insurance Fund as at 31 December 1988?

B610E

THE ACTING MINISTER OF MANPOWER

- (1) R544 149 105
- (2) (a) (i) R46 982 375

(ii) and (b) Separate figures for the amount paid out as well as the number of contributors who applied for benefits in respect of State employees only are not available. A total amount of R440 428 042 was paid out to 406 106 contributors (State employees and employees in the private sector)

- (3) (a) For moneys invested in 1989 15-16,2 per cent
- (b) R27 771 571
- (4) (a) Particulars are not available
- (b) Figures are not available
- (5) 150 622

NOTE: All of the above-mentioned figures are provisional and subject to audit

Unemployment in inspectorate areas

319 Mr P G SOAL asked the Minister of Manpower:

How many Whites, Coloureds and Indians, respectively, were registered as unemployed in each inspectorate area as at 31 December 1988?

B662E

THE ACTING MINISTER OF MANPOWER

	Whites	Coloureds	Indians
Bloemfontein	1 588	572	—
Cape Town	5 022	5 525	27
Durban	4 353	2 714	9 193
East-London	307	83	1
George	412	1 517	—
Johannesburg	9 112	2 909	668
Kimberley	254	1 061	5
Port Elizabeth	779	600	7
Pretoria	1 916	158	36
Total	23 623	15 139	9 937

Blacks registered as work-seekers

321 Mr P G SOAL asked the Minister of Manpower:

How many Black males and females, respectively, were registered as work-seekers in the White areas of the Republic in each month of 1988?

B664E

Cam Times 10/5/89  
(251)

# SA security: Civilian control

WHAT sort of securocracy does South Africa have, and what can it accomplish?

Our securocracy is unlike that of the United States, where generals and admirals openly lobby for increased funding and issue glossy four-colour pamphlets to prove the world is going down the plug-hole, the South African security establishment is under much tighter civilian control

The securocracy's influence lies primarily in the State Security Council, where the military and police members are able to make recommendations. This is a powerful but not decisive lever — for example, political considerations led to Operation Askari (December 1983 to January 1984) being severely curtailed and eventually cut short just when things were going well for the military

My belief is that the police are

the senior partners in the securocracy, for the simple reason that they represent the civil power, meaning that they control internal security in all its aspects, with the military doing the pick-and-shovel work under overall SAP control when the cops run short of manpower

This will be even more the case when the border war finally winds down

Even then the police element of the securocracy will not be as powerful as one might think

In my opinion the securocracy, or at any rate the SADF part of it, is probably due for a decline. There is a growing belief among some military observers that unless Namibia turns into total disaster or the local security situation deteriorates badly, the military establishment is going to suffer some substantial cuts in funding after Mr F W de Klerk takes over

In the past 25 years departmental influence has depended on the national leader's former portfolio. Mr De Klerk's ties are with internal affairs, and the "peace psychosis" is said to be running strongly in the cabinet. What this implies is that much more money is going to be spent on housing and education and the most likely muggee is defence

## Military History talk

Tomorrow's talk at the Military History Society's Cape Town branch will be about the Namibian pullout. It starts at 8pm and is at the Athenaeum, 154 Camp Ground Road, Newlands. Modesty forbids me to say who the speaker will be. Inquiries may be made to Mr Harry Peel at 61-5763 (after hours)

● Willem Steenkamp is a reservist in the Citizen Force

# Editor applies for order against police

50 refan 1/15/89

251

POST NATAL news editor Mr Muhammed Rafiq Rohan (35), claimed in an urgent application to the Supreme Court, Durban, yesterday that he was being harassed, threatened and questioned against his will by a Security Branch warrant officer.

In an application

citing the Minister of Law and Order and Warrant Officer T Fourie, Mr Rohan asked for an interim order that the respondents, or any person acting under their control, or in concert with Warrant Officer Fourie, be interdicted from questioning.

— Sapa.

## Officer taken off probe into deaths

By Therese Anders,  
Highveld Bureau

MIDDELBURG — A senior detective is to replace the security policeman investigating the deaths of four suspected African National Congress members near Piet Retief after it was disclosed he was involved in the shootings.

Inquest magistrate Mrs H Wilkens has adjourned the inquest indefinitely to enable Lieutenant-Colonel John Ras, assistant divisional criminal investigating officer for the Eastern Transvaal, to familiarise himself with the case.

Colonel Ras replaces Warrant Officer Frederick Johannes Pienaar, after counsel for the families applied for an independent investigator to be appointed.

The four suspected ANC members killed after entering South Africa from Swaziland on June 8 last year are: Mr Surendra Naidu (30), Miss June-Rose Nontsikelelo Cotoza (25), Miss Makhosi Nyoka (25), and Miss Lindiwe Mthemba (21).

# Police trio on charge of attempted murder

*Case Times 12/5/89*  
*(251)*

THREE policemen appeared in the Bellville Magistrate's Court yesterday in connection with charges of robbery and attempted murder. They were released on bail of R200 each.

Mr Deon Marius Bock, 20, of Rondebosch East, Mr Solomon Links, 22, of Grassy Park, and Mr Spencer Lee Robertson, 22, of Valhalla Park, were not asked to plead and no evidence was led.

The charge sheet indicates that they may be charged with attempted murder and robbery.

All three constables have been temporarily suspended from duty following the outcome of the trial.

Their appearance follows an incident where three men who identified themselves as policemen fired shots through a door of an Elsie's River flat at 3am earlier this week and allegedly threatened a hawker with a firearm and robbed him of R780.

The hearing was adjourned to May 26.  
Mr F F J Louw was the magistrate, Mr R Henry prosecuted, Mr J Kudo appeared for the men.

# Assault, harassment claims 'will be probed'

By Jo-Anne Collinge

Allegations of police harassment and assault of former detainees, who are now restricted under the emergency regulations, have been put to the Commissioner of South African Police.

Attorney Ms Crystal Cambanis, who sent the telex message, spelt out specific complaints from clients at various places in the Transvaal.

Ms Cambanis stated she had received prompt replies from the commissioner's office, undertaking that the complaints would be investigated.

The Police Division of Public Relations told The Star it would be presumptuous of them to comment if the commissioner had already given the assurance that the complaints would be investigated.

# 'Satan's work'

RAFIQ Rohan, says Minister of Law and Order Adriaan Vlok, had to commit acts of terror in return for information from the so-called inner circle (of the ANC) which he could then use in his newspaper to improve the image of the terrorists and to enhance his own career."

Acts of terror carry the maximum sentence in South Africa. Since Vlok has already prosecuted and convicted the news editor of Post Natal, the next logical step would be to execute Mr Rohan.

Thank goodness we have not reached that stage yet. Whether Rohan is indeed guilty of what Vlok claims he is, will be determined in court. If the Minister already possesses the evidence, then one expects that Rohan will be speedily charged in court.

Look at these gems from the Minister:

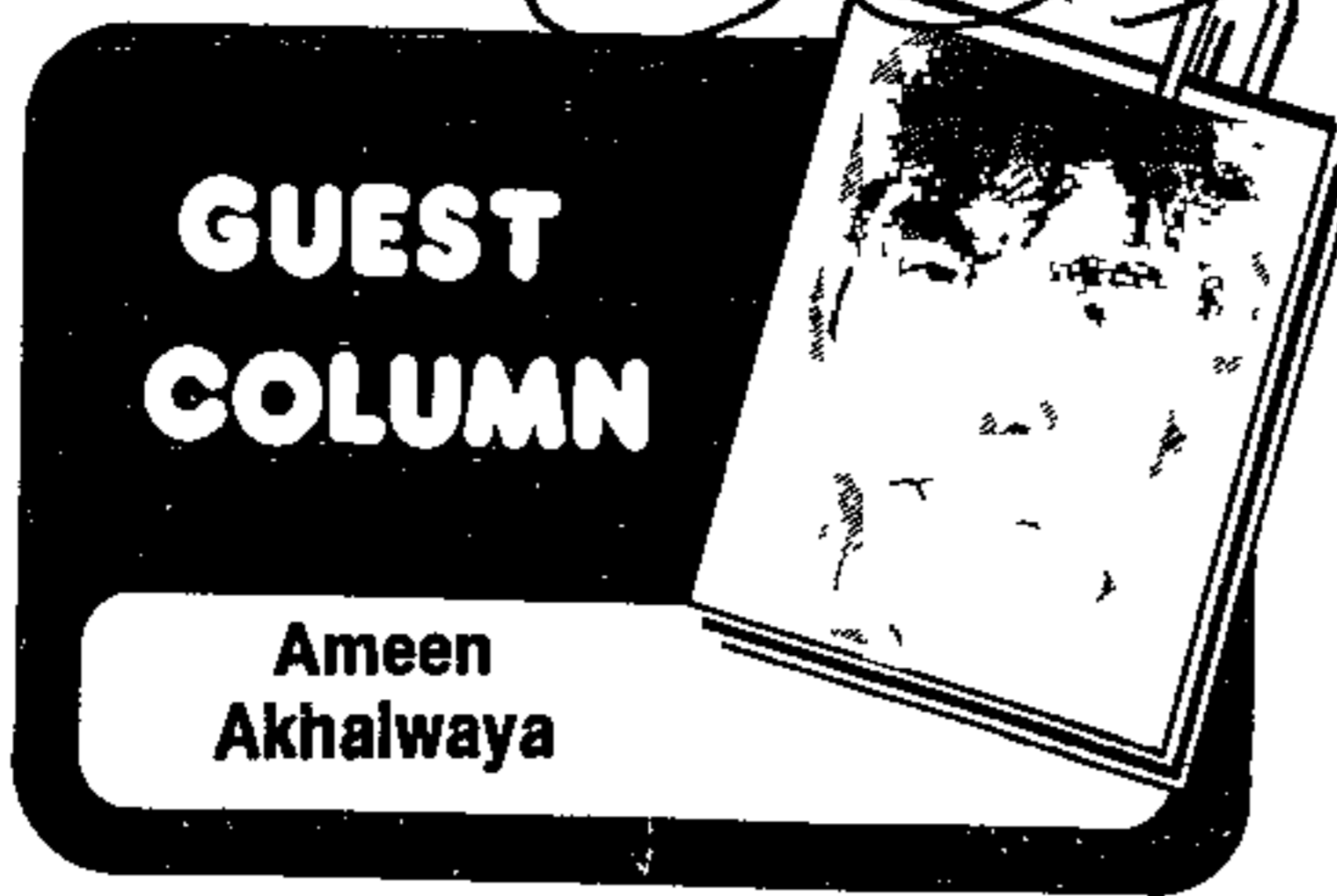
- Rohan was not the first journalist "who has been bribed or misled to do the work of Satan"
- The police were aware of "other journalists who are deliberately or otherwise working for the ANC"
- "The question arises what promises have been made to other safari-goers who tread through the ANC doorstep"

## Smear

Scores of "safari-goers" have met the ANC in recent years. They include churchmen, South African business leaders, politicians, Afrikaner students, respected academics, diplomats, Dame Craven and Louis Luyt.

In one sentence, Vlok smears them by implying that they are not capable of thinking for themselves or making their own decisions.

It is true that there are journalists who have been jailed for pro-ANC activities. But if, as Vlok claims, there are others who are deliberately or otherwise working for the ANC, why does he not prosecute them?



Kliptown police station where a black officer was being given an award for long service.

I went along. During the course of the function, an Indian man said he wanted to see me outside. He gave his name.

"I suppose you hate me," he said. I asked him why.

"Because I'm a security policeman."

I shrugged my shoulders, muttering something like "I don't despise the individual but the system he represents."

*Sowetan 12/5/84*  
"Well," he said, "I've got an offer to make to you. You help us and we'll help you."

"How?" I asked.

"You know, give us information about the politicians."

I said I wasn't interested. The policeman talked about making it financially worthwhile for me. I reiterated I wasn't interested.

He asked me to think about it, and he would contact me again. I asked him not to bother.

I wrote a memo to my editor outlining the incident.

Two days later, the policeman phoned,

asking if I had made up my mind. I told him I would not dream of being a spy. He again talked about money. When I stood firm, he started to get angry.

Then he said I should think properly about it. The threat in his tone was unmistakable.

The next time he spoke to me, I recorded what he said. I told him what I'd done. He was furious. "I'll get you," he warned.

The policeman phoned me a couple of times again to threaten me. I would rather die than be bribed or deliberately misled into doing anyone's dirty work.

Then there is Vlok's claim of doing the "work of Satan." Looking at it from the other side, to whom do these Satanic verses apply?

Let me relate my own experience about being "bribed or misled to do the work of Satan."

Sometime in the mid-1970s, when Jimmy Kruger was Minister of Police and Justice, I was with the *Rand Daily Mail*. Whenever it came to getting police comment on crime in the Lenasia area, I had to contact the Kliptown police.

"Seldom would the station commander give information. Then one day, I was invited by police to go to the-



251  
Kwame  
12-18/5/89

WEEKLY

A NEWLY-APPOINTED deputy cabinet minister in the kwazulu government has paid more than R15 000 damages to a woman who told the supreme court he was part of a group of men who killed her boyfriend, cut her throat and left her for dead.

## Minister pays woman who claims her throat was cut

By CARMEL RICKARD,  
Durban

Bhekizwe Samuel Jamile, Deputy Minister of the Interior, paid R15 365 to Thoko Shabalala this week. He is also to pay legal costs she incurred in a civil claim against him last year.

However, in a letter offering to settle the matter, his lawyers noted that while he was paying the sum in full it was without prejudice or admitting liability.

Jamile's decision to pay Shabalala followed a hearing in the Durban Supreme Court during February last year when she gave evidence in a civil claim against Jamile, the landlord of the accommodation in which she had

lived with her boyfriend, Joseph Khumalo.

Shabalala said that on April 5 1987 Jamile arrived in the middle of the night and asked her and Khumalo to go with him so that he could show Khumalo how to work a firearm.

They got into a car with Jamile and found four others already inside.

The seven drove to a bushy place where the car was parked and Jamile told Khumalo and two others to go with him into the bushes while Shab-

alala and the rest remained behind. They disappeared from sight but later one returned and called Shabalala and the others to accompany him.

She told the court she was ordered to walk in front of the rest. As she walked along the path she saw Jamile in front of her — "in fact our eyes met" — and those behind her began to assault her, in the presence of Jamile who did nothing to stop them.

She lost consciousness during the assault but at one stage heard them say they should stop assaulting her as she was already dead. Shabalala later discovered that Khumalo had been shot and his eyes removed.

The next morning she was found by some people who took her to hospital. Her arm, jaw and some fingers were broken; her throat was cut and she had a number of other wounds. Some of these wounds have left permanent disfigurement, particularly the one to her throat.

Shabalala told the court no-one had been charged with the murder of Khumalo and that she had left the area fearing for her life as she believed Jamile wished to eliminate her so she could not be a witness against him.

Shabalala was awarded damages of R15 364,77 plus legal costs against Jamile, who did not appear at the hearing and was not represented.

He subsequently said he had not known of the case because his daughter, on whom the papers were served, had not given them to him.

erty

# Police <sup>251</sup> mum on Webster <sup>STW 13/17/8</sup> inquiry

**JANET HEARD**

POLICE yesterday refused to reveal any information arising from their investigation into the assassination of anti-apartheid activist and university lecturer Dr David Webster.

Dr Webster was murdered outside his Troyeville home almost two weeks ago.

Colonel Floris Mostert, head of the Brixton Murder and Robbery Squad, said no information on progress police had made would be released because "the press has been making all sorts of speculation which may hamper the investigation".

There has been widespread speculation in anti-apartheid organisations that Dr Webster was assassinated by a professional hit squad.

Colonel Mostert said the identification of the car the assassins travelled in would not be released. Last week, he said a description of the car would be released this week.

The day after Dr Webster's assassination, police released identikits of three suspects, but since then, have remained silent.

● The University of Democratic University Staff Associations (Udusa) this week pledged rewards for information leading to the arrest of those responsible for Dr Webster's death.

This is in addition to the R10 000 offered by the University of the Witwatersrand and an equal amount by the SAP

7.45 pm  
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**T**HE MINISTER of Law and Order, Adriaan Vlok, is not a man of whom people expect great things. Amiable, bumbling, he tries to sound fierce but sounds comical. A modest man with much to be modest about, he is putty in the hands of the police.

Even by these modest standards, however, Vlok falls short. He cannot perform his most elementary duty, which is to ensure enforcement of the law against murder.

Three years ago, in a display of unbridled savagery, *ton-ton moutons* of the miners' union gathered 2 000 people to watch the slaughter — under floodlights in an arena — of four Basotho miners at Anglo American's Western Holdings gold mine.

The victims were team leaders accused of breaking a kitchen boycott organised by union shaft stewards; the killers are known. There were 2 000 witnesses, some of whom described at an inquiry conducted by an advocate, Dan Bregman SC, what happened.

**N**ewspaper reporters from Business Day, reconstructing these dreadful events, last week went back to the mine and found, without trouble, people who had seen the victims dragged forward to be denounced as "informers" for management.

The witnesses saw a tyre — the evil "necklace" — put around a man's neck. They saw him and others put on a table, and clubbed, and run through with sharpened two-metre wooden spikes known as charging sticks. They know the names of the killers.

But Vlok's police, whether from lassitude, or idleness, or incompetence, or contempt for the law itself, have not been able to bring them to trial. Vlok, and his police, have failed the most elementary test of a government: whether or not it can uphold the common law.

They are not alone in their culpa-

# Simple crimes like murder defeat Vlok

KEN OWEN

251  
BIPOM/EN  
15/5/81

SA is a society of Haitian depravity, where *non-political* murders are committed at a rate of about 1 000 a month. Nobody cares very much, life is cheap.

Political murders, such as the killings at Western Holdings, are judged not by the quality of the crime but by the identity of the victims. When one of the men identified as a ringleader took part, about a year later, in the killing of two white people, he was quickly arrested, tried and sent to jail. He is in prison now, for a lesser murder, and the police claim to be unable to find him for the greater crime.

Newspapers, affecting outrage at the restrictions on themselves, no longer report such things as the ritual slaughter at Western Holdings. They have their minds on nobler matters, like the freedom of the Press.

The "necklace" — the term has become one of those uniquely South African words, like *veld* or *kraal*, which mark us as different from the rest of mankind — was in use for a long time before it surfaced in print. The first mention I can recall was

by Patrick Laurence, in the Weekly Mail, and I pay a personal tribute to both of them for exposing a secret which the entire "progressive democratic" lobby, the people who tell us they "monitor" the violence in the townships, had managed to conceal from the rest of us.

Tribute is owed, too, to Archbishop Desmond Tutu who, when other moral leaders were silent, condemned the burning of Maki Sikhosana, the young woman denounced as an "informant". His reason — that it looked very bad for the just cause of liberation — did not compel universal admiration, but in a country bereft of moral leadership one is grateful for small mercies.

**N**ot all men of the cloth were as outraged by killings as Archbishop Tutu. The Karros document, signed by 151 theologians, said, "The state and the media have chosen to call violence what some people are doing in the townships as they struggle for their liberation — i.e., throwing stones, burning cars and buildings,

and sometimes killing collaborators — and sometimes killing collaborators."

Sikhosana was killed in July, 1985, exactly a year before the miners. Three months later, in a broadcast from Addis Ababa on October 7, the ANC commented, "We have managed to inflict some casualties on the side of the enemy eliminating sell-outs and stooges . . ."

Selective morality, which rates some lives more highly than others, depending on their political allegiance, has become the norm rather than the exception. Assassination is ignored or deplored, depending on the identity of the victim or the killers. It required an order of the Supreme Court to compel the SA Medical and Dental Council to bring charges against the district surgeons who attended Steve Biko's death.

Nor is the judiciary consistently eminent lawyers, internationally respected for their humane concern for convicted killers, are silent when the victims are simple mineworkers, or township police, or town councillors. They are busy protecting the intricate, beautiful complexity of the law.

Who speaks for simple miners who are stoned on a table and slaughtered? Not the churches, not even Archbishop Tutu unless it makes network television, not the Press, which is fighting for freedom, not the Black Sash, nor Lawyers for Human Rights, not the Parliamentary opposition, not even the MPs who monitor police brutality in the townships.

A few, desperately, brave voices dare to tell the truth. Nomavenda Mathane of Frontline magazine — it is to close down soon for lack of support — and Aggrey Klaaste, Editor of the Sowetan, spoke out against the killing squads of the townships when they were roaming in search of victims. And even they fell silent for a while when some townships — Alexandra, for example — became too deadly for anybody to speak out.

**T**his is a country without a moral compass. Black and white, left and right, have been locked in combat so long that they have become mirror images of one another, a Tweedledum and Tweedledee of evil. SA cries for a man like Gandhi to say that morality cannot be conditional.

Nobody expects Adriaan Vlok to perform that role. He is just an ordinary man of modest talents, of whom nobody expects very much. But he is paid a salary of R158 000 a year to ensure that the police arrest identifiable murderers and bring them before the courts. He has a young Deputy Minister, Leon Wessels, also a decent if limited man, to help him.

He has a Commissioner of Police, and a budget that provides for salaries of more than R80 000 a year for 87 senior officers. If between them, these officers cannot send a detective to learn the identity of killers who were watched by 2 000 witnesses as they killed, then Vlok should fire them all.

And if he doesn't have the guts to fire them one by one, until they do something, he should resign from his highly paid position and go into the obscurity he deserves. It is not much to ask of a man like Adriaan Vlok.

Workers to  
seek police  
restraint order

251  
CPL-11-15 15/5/89

**ZEBEDIELA.** — The strike by more than 1 200 Zebediela Citrus Estates workers is to have a sequel in court today when an order to restrict the company and the police from evicting the strikers is to be sought in the Supreme Court.

Confirming this, the litigation officer of the Black Lawyers' Association, Mrs D Mokgahle, said the application followed the refusal by both the company and the police to undertake not to evict and assault the workers.

This followed an incident last Monday at the company premises when police confronted the striking workers with quirts and police dogs. At least eight workers were admitted to Groothoek Hospital while 15 workers were arrested. — Sapa

# Police probe new murder

9/11  
Gouwsen  
15/1/59  
251

POLICE are investigating a mystery murder near the home of the Johannesburg anthropologist, Dr David Webster, in Troyeville, Johannesburg, SABC TV said last night

Dr Webster was assassinated under mysterious circumstances in front of his house recently.

The body of an unknown man was found near the house of the murdered anthropologist

Colonel Leon van Coller said the man died as a result of a bullet wound in his back. His body was discovered in the backyard of a block of flats

Initial investigations showed he had been shot with a 9mm pistol. He was between 25 and 28-years-old. He has red hair and his face is covered in freckles. He has a moustache

A butterfly has been tattooed on his left arm and a bird on his right arm, and he was neatly clothed

The motive for the murder has not yet been established. Anybody with information may contact W/O D Wessels at (011) 618-4934.

# Kriel: Court told of freedom or death poster

REC-2  
14/5/89  
251

By REHANA ROSSOUW  
Staff Reporter

SECURITY policeman Warrant Officer Jeff Benzien who shot and killed alleged African National Congress guerrilla Ashley Kriel had a poster of him in his office with the words: "One down . . . to go" on it, the Wynberg inquest court heard.

Warrant Officer Benzien admitted yesterday under cross-examination that the poster was in poor taste but said he had not considered it tasteless when a colleague brought it into his office a few weeks after the shooting.

The poster had "Freedom or death, victory is certain" printed on it. Warrant Officer Benzien added "but not for you" underneath

## Only witnesses

Warrant Officer Benzien and Sergeant Anthony Abels were the only eye-witnesses to the shooting of Ashley Kriel in Hazendal on July 9, 1987

The two policemen had gone to 8 Albermarle Street disguised as sanitation workers.

"We had no orders to do anything with Kriel. It was only a reconnaissance mission to discover where he was hiding," Warrant Officer Benzien said.

He had gone into the yard with a spade in his hand. Sergeant Abels, who had an iron staff, was told to knock on the back door. There was no reply and Sergeant Abels knocked again. This time Kriel answered.

Warrant Officer Benzien said when Kriel moved out of the doorway and down the steps toward him, he decided to arrest him. He had clothing wrapped over his right hand, which looked very "suspicious".

"I moved past him, grabbed him with both hands around his

Warrant Officer said he couldn't tell "until today" how he had managed to gain possession of Kriel's firearm, which had been hidden under the clothing over his hand.

He, Abels and Kriel had fallen to the ground and he had hit Kriel on his forehead with the pistol.

Warrant Officer Benzien said Kriel "flew up" after Sergeant Abels handcuffed his right hand and reached for the gun. He pulled the gun away.

Warrant Officer Benzien said a shot was fired as he jumped on to Kriel's back. He said he could not remember whether his finger was on the trigger.

He said there was no doubt in his mind that he pulled the trigger and would concede that his finger must have been on the trigger.

"But I do not concede that I deliberately pulled the trigger and until today I would not be able to say whether I deliberately applied pressure."  
(Proceeding)

## UWC exams postponed, dispute resolved

Staff Reporter

MID-YEAR examinations at the University of the Western Cape due to begin today have been postponed until Monday, according to a statement by Registrar Mr A B Daniels.

This announcement yesterday ended a dispute between student representatives, who had made a unilateral decision to postpone the examinations by a week, and academic staff who rejected the decision.

University Rector Professor

20  
18  
19

1103

TUESDAY, 16 MAY 1989

1104

\*The CHAIRMAN OF THE HOUSE Order! The hon member for Greytown will withdraw from the Chamber [Interjections] The hon member deliberately said the hon the Minister was telling lies He may not say it, particularly not after I had observed that he should make fewer interjections The hon member will withdraw from the Chamber

Mr D J N MALCOMMESS Mr Chairman, on a point of order It is customary in this House, as you are well aware, to call upon an hon member to withdraw what he has said before summarily dismissing him May I suggest or may I ask you kindly to ask the hon member whether he is prepared to withdraw or not before summarily dismissing him from this House?

The CHAIRMAN OF THE HOUSE Order! The hon member must realize that I am charged with the interpretation of the rules and regulations and decorum in this House The hon member for Greytown was continually making interjections and immediately after I had called upon him to stop doing so he interjected that the hon the Minister was telling lies I think that is going too far but in view of the fact that the hon member put the interpellation, I will ask him to withdraw that remark

Mr P C CRONJÉ Mr Chairman, I withdraw it

\*The MINISTER Mr Chairman, I hope I can be given a little injury time, otherwise I am not going to complete the match [Interjections]

\*The CHAIRMAN OF THE HOUSE The hon the Minister will receive injury time

\*The MINISTER I just want to tell the hon member for Pinetown that he knows why we cannot succeed in arraigning these people before the courts It is because there is so much intimidation that people do not want to come forward as witnesses Now the hon member wants us to appoint a commission of inquiry to find witnesses They will not testify Intimidation plays a role before a commission and it plays a role before the courts

That is why we say let us stabilise the situation as we are now doing and then I ask UDF and Cosatu and the hon member for Greytown to stay out of it [Interjections] because the UDF is the public arm of the ANC [Interjections] The ANC stands for violence They are not prepared to renounce violence That is why

HOUSE OF ASSEMBLY

1105

TUESDAY, 16 MAY 1989

1106

The MINISTER OF NATIONAL HEALTH AND POPULATION DEVELOPMENT

- (1) No,  
(a) and (b) fall away,  
(2) falls away,  
(3) no

†Dr W J SNTYMAN Mr Chairman, arising out of the reply of the hon the Minister, the fact that the price of the missing medicine was paid by the doctor concerned was probably the reason for no charge being laid with the Police Does the Minister agree, however, that the disappearance of the medicine, which has been admitted, is a serious ethical offence? Secondly, the hospital board concerned requested an investigation into the management of medicine in that particular hospital I am asking the Minister if he knows anything about that

†The MINISTER Mr Chairman, the facts at my disposal, furnished to me by the Cape Provincial Administration, are the following Firstly, the Stella hospital is privately subsidized Secondly, it does not have a hospital board, but is managed by an autonomous committee Thirdly, the standards and the tariffs fall under the Provincial Administration, but nothing else Fourthly, according to facts at my disposal, a doctor who worked sessions in the hospital bought medicine amounting to R470 from the hospital

SADF/SWA Territorial Force: full/partial pay

\*3 Mr J VAN ECK asked the Minister of Defence

Whether any members of the South African Defence Force and the South West African Territorial Force who belong to units that (a) have been demobilised since 1 April 1989 and (b) are still to be demobilised are being retained in South West Africa/Namibia on full or partial pay, if so, (i) how many, (ii) for what purpose and (iii) for what period?

B941E

†The DEPUTY MINISTER OF DEFENCE

Although elements of the South West African Territorial Force were demobilised in accordance with the settlement plan, the infiltration by heavily armed Swapo forces necessitated certain re-mobilisation Negotiations are at present being conducted to re-instate the settlement plan as it was on 31 March 1989 It

is for this reason that I can at present not reply to the hon member's questions (a) and (b) Fall away

Skin-lighteners: representations regarding potential danger

\*4 Mr J VAN ECK asked the Minister of National Health and Population Development

- (1) Whether he and/or his Department has received any representations with regard to the potential danger of the use of so-called skin-lighteners, if so, what is the nature of these representations,  
(2) whether he is considering taking any steps with regard to the distribution of these products, if so, what steps, if not, why not?

B942E

The MINISTER OF NATIONAL HEALTH AND POPULATION DEVELOPMENT

- (1) Yes, the banning of skin-lighteners was requested,  
(2) yes, I have already banned the sale and distribution of skin-lighteners with effect from 1 January 1991

Civil case on hormonal herbicides

\*5 Mr R M BURROWS asked the Minister of Agriculture

- (1) Whether, with reference to the now withdrawn civil case on hormonal herbicides which was before the Natal Supreme Court, his Department supplied any aid and/or information to either of the parties then involved, if so (a) to which party, (b) what information and (c) why,  
(2) whether he and/or his Department has at any time considered or discussed with any parties the question of compensation for damage caused by the use of hormonal herbicides, if so what was considered or discussed?

B945E

†The DEPUTY MINISTER OF AGRICULTURE

- (1) Yes (a), (b) and (c) The relevant scientific information as well as the results and findings of the advisory committee on the use of hormone herbicides were made available to both parties in order to

HOUSE OF ASSEMBLY

# Police use batons to scatter strikers

By DICK USHER  
Labour Reporter

POLICE used batons and dogs to disperse a gathering of strikers with placards outside the Renown plant in Matland today.

The strike of fresh meat workers began today. Workers said they had to gather in the street when they found the factory gates locked when they arrived at work. Police arrived and gave them five minutes to disperse.

They said alternative space offered to them by management was not suitable.

A management representative negotiated an extension of the deadline to disperse to afford further time for discussions with the strikers.

A space normally used for parking was offered for their use during the strike but this was also rejected.

Police then acted to disperse them.

A spokesman for the Food and Allied Workers Union (Fawu) said Renown's actions were regarded as a lock-out which was in violation of their agreement which stipulated there would be no lock-outs during a legal strike.

## WAGE DISPUTE

He said the strike was over a wage dispute.

Workers had demanded a R150 a week minimum wage against which Renown had offered R10 a week on the current minimum of R110 a week.

After a dispute was declared, a conciliation board was appointed at which the company offer was increased to R126 a week, but other conditions such as the implementation date were withdrawn.

The spokesman said that in a telex to Fawu today Renown had increased the offer to R128 a week.

Tonight



# Square hero harassed

Sowetan 17/5/89

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THE HERO of the Strydom Square shooting, Mr Simon Khoro-mbi Mukondeleli (32) of Mamelodi, says he was arrested by Pretoria police last Thursday on charges including allegedly having a forged ID book

Mukondeleli — who caught mass killer and self-styled leader of the "Wit Wolf", Hendrik Barend Strydom — said he was released on Friday after State

advocate Mr Johan Fick interceded in the matter.

Fick declined to discuss the matter with *Sowetan* yesterday and said that he would be talking to Mukondeleli before commenting

He later confirmed that the charges against Mukondeleli were withdrawn following instructions issued by an official in the office of the Attorney General

"His office ordered that I should be brought

in together with the docket. At his office, He (Fick) gave instructions that the charges be withdrawn," Mukondeleli said

He told the *Sowetan* he was arrested by policemen from the Vilheria police station at about 7pm on Thursday.

He was charged with being in possession of a forged identity book, driving a vehicle which was not roadworthy, going through a red

traffic light and resisting arrest

"When they stopped me near the police station, they said I had gone through a red traffic light at East Lynne

"They then locked me up and during my stay there, some of the policemen accused me of being a terrorist because I had forged my ID book."

Mukondeleli alleged police took a statement

● To Page 2

## Wit Wolf

● From page 1

"without even question-  
ing me"

He added that after a senior officer asked if he was the man involved in the Strydom case, two of the policemen who arrested him told him that "they were" "the children of Mr Vlok" and they were doing their job.

SKW 17/5/89

# Some private schools 'abuse the system'

Parliamentary Staff

Private schools that discouraged the singing of *Die Stem* and presented pupils with anti-Government propaganda in a programme of "so-called post-apartheid education" earned a lashing from Mr Brian Edwards (NP, Pietermaritzburg South).

Speaking during debate on the Education and Culture budget vote, Mr Edwards accused these schools of "prostituting" the education system.

Certain private schools, which received a 45 percent subsidy from the State, had "embarked on a dangerous indoctrination programme".

## ATROCITIES

At some of these schools the pupils were encouraged to celebrate Biko Day, Soweto Day and Workers' Day.

Recently, Mr Edwards said, a group of Namibian church representatives had toured private schools, making claims that South African forces had committed atrocities in the region and portraying South Africa as the aggressor.

He said: "I call on school leaders to stop this disgusting programme of disinformation."



# Vlok hits at the UDF and Cosatu

Political Staff

The Minister of Law and Order, Mr. Adriaan Vlok, has blamed the United Democratic Front and Cosatu for the continuing violence in Natal's black townships

## 'ANC FRONT'

In levelling the accusation in the House of Assembly yesterday, Mr Vlok said the organisations were the creation of, and a front for, the ANC

Mr Vlok rejected the interpellation which called for the appointment of a commission of inquiry into the violence, saying it would only be considered after the situation had returned to normal

● See Page 6.

SKW 17/5/89

# President's Council will pass Budget

By Peter Fabricius, Political Correspondent

CAPE TOWN — The President's Council is expected to meet early next week to pass the main Budget, which was blocked in Parliament when the House of Representatives rejected the vote of the Minister of Constitutional Development and Planning, Mr Chris Heunis

This has caused a snag which is also delaying the passing of several financial Bills

The second reading of the Budget has been set down for debate in Parliament on Friday after which it can go to the President's Council.

## THREE DAYS

The secretary of the council, Mr J Weilbach, said yesterday that a decision would probably be taken tomorrow about when the council would meet to consider the Budget

It could not meet later than Wednesday of next week as Parliament was due to rise at the end of the week

The council would probably need no more than three days to consider the Budget. If it met on Monday, the Budget could go to the State President for signature by Wednesday.

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# Kriel shot in back, expert tells court

By REHANA ROSSOUW  
Staff Reporter

SUSPECTED African National Congress guerrilla Ashley Kriel was killed by a shot fired at short range into his back, the Wynberg Inquest Court was told.

This was said in evidence yesterday by Warrant Officer Willem Visser of the forensic department in Pretoria at the hearing into the death of Kriel, who was shot by a policeman on July 1, 1987 in Athlone.

Warrant Officer Visser said he had been sent a .22 pistol, a T-shirt and a jacket by Athlone police, which he subjected to forensic tests.

He found that Kriel had been killed by a close contact shot.

Warrant Officer Visser said he heard later that a private ballistics expert, Dr David Klatzow, had reported that the shot had been fired from

more than 8cm away.

"I then decided to do more tests to make double sure and fired off more than 200 test shots," he said.

"I made the same finding afterwards — that the shot had been fired with the gun in contact with the clothing."

Earlier Warrant Officer Jeff Benzien, who admitted killing Kriel in an attempt to arrest him, told the court that although he conceded that his finger was on the trigger of the gun, he did not pull it deliberately.

## Saw poster

Warrant Officer Benzien gave an explanation of the incident in the Supreme Court in the trial of Ashley Forbes and 14 others.

One of the trialists, Nicklo Pedro saw a poster of Kriel in his office and was told by Warrant Officer Benzien that he killed Kriel.

The evidence in the Supreme Court emerged after Warrant Officer Benzien was asked "who murdered Ashley Kriel?"

Mr Gauntlett SC (for the family) Why did you not answer simply and say that he was not murdered, it was an accident?

Warrant Officer Benzien Because I knew I was being blamed for it.

The hearing continues today.

## Coetsee agrees to look at plea on Mandela

Staff

Attorney General Mr Kobie Coetsee has undertaken to give serious consideration to a request from the Zulu for the release of ANC leader, Mr Mandela.

The undertaking was given at a special meeting of the Zulu Cabinet members Dr Oscar Dhlomo and Frank Mdlalose.

Present at the meeting were Natal National Party leader and Minister of Home Affairs Mr M. M. Botha and Deputy Minister of Constitutional Development Mr Roelf Meyer.

The meeting followed an undertaking by Mr Botha to meet a KwaZulu delegation after the death of Mr Mandela was identified as a major obstacle to negotiations with the government.

## Aids and the future

PARIS — Aids experts from wealthy nations heard at a conference here that 18 million people could carry the virus by the year 2000 unless prevention and treatment improved. — Sapa-Reuter.

AK645  
17/5/89  
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# WHETHER YOU'RE A DOES IT AGAIN JUDGE Killer cop let off jail term

**'Barbaric'**  
**killer cop**  
**let off**  
**jail term**

By DAN DHLAMINI

CONTROVERSIAL Judge JJ Strydom and Judge AJ Heyns have reduced the sentence of a policeman found guilty of torturing a black man to death "in a barbaric manner".

The result? A two-year effective jail term changes to a fine of R2 000 or 12 months imprisonment with a further 18 months suspended for five years.

*[Handwritten signature]*  
*[Handwritten initials]*  
*[Handwritten number 251]*

# jail term <sup>Case</sup>

By DAN DHLAMINI

14/5/89

**CONTROVERSIAL** Judge JJ Strydom and Judge AJ Heyns have reduced the sentence of a policeman found guilty of torturing a black man to death "in a barbaric manner".

The result? A two-year effective jail term changes to a fine of R2 000 or 12 months' imprisonment with a further 18 months suspended for five years.

The judges decided Wolmaransstad Regional Court magistrate LP Virtue had "completely misdirected himself" in passing sentence on Const. Louis Johannes Kleynhans in 1987.

Outrage burst from Ipelegeng township when Virtue's initial verdict of four years' imprisonment, half suspended for five years, was handed down for torture and death "in a barbaric manner".

Kleynhans appeared with co-accused hotel owner

David Visser and policeman, Hendrik Madito on charges of culpable homicide and assault arising from the death of Joseph Masibi and the assault on two other blacks, Eric Kgaketla and Victor Molo

lope. The three blacks were battered and electrically shocked at the Wolmaransstad police station by the trio for allegedly stealing liquor from the off-sales of the Wolmaransstad Hotel, owned by Visser, on October 1 1986.

Virtue found Kleynhans guilty on assault with intent to do grievous bodily harm.

## ■ See Page 4

Visser was found guilty on three counts of common assault.

Madito was acquitted on all charges after telling the court he was acting on orders.

Visser was sentenced to a R2 000 fine or 12 months' plus a further 18 months suspended for five years.

Kleynhans appealed and was let out on bail.

Judge Strydom has had three death sentences imposed on blacks overturned by the Appeal Court in a review judgment handed down in 1988.

Opposition justice spokesman, Helen Suzman gave examples of five cases - two in the Transvaal and three in Namibia - where Judge Strydom was lenient on whites and extremely harsh on blacks in passing judgment.

The Appeal Court found that in a murder trial heard two years ago, Judge Strydom's reasoning was "fundamentally fallacious" when he sentenced three men to death for killings during a mine fight.

Business Day Editor Owen subpoenaed

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# SAP hits at Press article

Business Day 18/7/89.

SAP Commissioner Gen Henrie de Witt yesterday called an article attacking police for not solving the Western Holdings mine murder case by Business Day Editor Ken Owen emotional, uncalled for, totally unfair and slanderous

De Witt said he had referred the issue to the Newspaper Press Union for its urgent attention

Owen was also subpoenaed yesterday in terms of Section 205 of the Criminal Procedure Act to furnish information on the alleged murder of the four mine workers, which took place in July 1986 in front of hundreds of miners

In a statement released yesterday, De Witt said "In a scathing attack on the Minister of Law and Order, the editor of Business Day, Ken Owen, accused Adriaan Vlok and 'his police' of 'having failed the most elementary test of government, whether or not it can uphold the common law' As Commissioner of the South African Police and on behalf of the entire police force, I resent the attack

"Owen is taking the SAP to task for failing to track down the killers of four mine workers who were slaughtered at a mass demonstration by the National Union of Mineworkers three years ago"

Although hundreds of people saw the killings, the SAP had been

TIM COHEN

unable to track down witnesses who were willing or able to identify the actual killers, and would be prepared to testify in court

"Police investigations led to the arrest of four men, who were subsequently released due to lack of evidence Since then no significant leads have been found to positively link any of those present at the time of the crimes, despite intensive police investigations and evaluation of every possible strand of evidence"

Due to intimidation and mutual involvement, corroborating evidence which could substantiate this information was never and is not now available to the SAP

## Information

"Owen, however, feels that the SAP has dragged its feet and he is holding the Minister personally responsible for the fact that the killings have not yet been solved

"What is however disturbing is the fact that he claims that his reporters have, after conducting their own investigations, established the identity of witnesses who could identify the killers He however refuses to divulge the identities of the witnesses"

In view of the problems the police were having in tracing eye-

witnesses, the information at Owen's disposal was of vital importance, he said

"When a senior officer of the SAP approached Owen on 15 May 1989, in terms of an agreement between the SAP and the NPU to divulge the information, Owen flatly refused to do so"

He said that, should the SAP wish to obtain the information he should be subpoenaed to give the evidence in a court of law

He later saw fit to launch a follow-up attack on the police in Business Day, De Witt said

"Owen bewails the fact that the killers have not been traced From the tone of the articles in Business Day, it is evident that he is a firm believer in justice and the punishment of offenders, yet he is not prepared to supply information"

Owen said last night "I have been subpoenaed to appear in court to answer questions and shall do so

"The police action follows criticism, expressed in a regular political commentary, of the Minister of Law and Order for his ineffectuality at the head of his department

"The fact is that these murders, like other murders of a political nature, have not been solved It is idle for the police to try to blame Business Day and its staff, and improper for them to intrude into political dispute"

follows

1989

1, 2 June

1, 5 June

23 June



# Police chief raps editor over murder riddle comment

MCAJ  
18/5/89

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The Argus Correspondent

JOHANNESBURG. — The Commissioner of Police, General Henne de Witt, has referred a Business Day leading article attacking the Minister of Law and Order and the police to the Newspaper Press Union for "urgent action".

In a statement the general said the article — which accused Mr Adriaan Vlok and the police of "having failed the most elementary test of government whether or not it can uphold the common law" — was not only emotional and uncalled for, but unfair and slanderous.

He claimed to have received several calls from journalists expressing their disgust and dissociating themselves from the action of Ken Owen, the paper's editor and author of the article.

Mr Owen had taken the SAP to task for failing to track down the killers of four mineworkers who were slaughtered at a mass demonstration by the National Union of Mineworkers three years ago

## Testify

Although hundreds of people saw the killings the investigating officers had been unable to trace any witnesses willing or able to identify the killers, and would be prepared to testify in court.

Police investigations led to the arrest of four men, who were subsequently released due to lack of evidence.

Since then no significant leads had been found to link any of those present at the time of the crimes, despite intensive police investigations and evaluation of every possible strand of evidence, General de Witt said

"The SAP can only act against a suspect if there is concrete evidence indicating a positive link between him and the crime

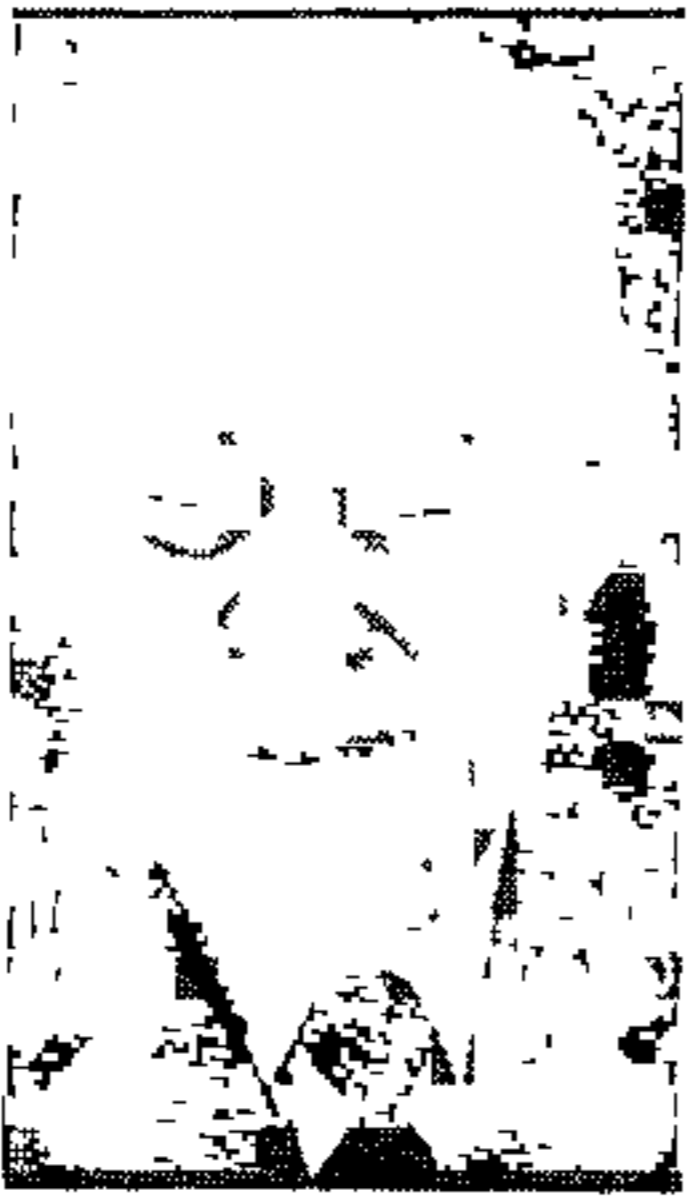
"The police have certain information which, on its own, is insufficient to institute prosecution

"Due to intimidation and mutual involvement (the doctrine of common purpose), corroborating evidence which could substantiate this information and thus establish a prima facie case against a specific perpetrator was never and is not, available to the SAP

"A murder docket is never closed no matter how long it may takes to solve

The SAP has succeeded in solving murders as long as 14 years after the killings have taken place.

"In this particular case the police are continuously searching for information but, in spite of their efforts, all possible eye-witnesses have maintained that they are unable to assist the police in identifying the killers"



General de Witt

Mr Owen, however, felt that the SAP had dragged its feet and he was holding the minister responsible.

"I have no quarrel with Mr Owen for voicing objective criticism, but his criticism is beyond objectivity

"What is disturbing is that he claims that his reporters have, after conducting their own investigations, established the identity of witnesses who could identify the killers

"He, however, refuses to divulge the identities of the witnesses

"In view of the problems that the police are experiencing in tracing the eye-witnesses, Mr Owens information, if he indeed has such information, is important to bring the killers to justice.

## Divulge

"When a senior officer of the SAP approached Mr Owen on May 15 1989 in terms of an agreement between the SAP and the Newspaper Press Union (of which Business Day is a member) to divulge the information, Mr Owen refused to do so.

"He said that, should the SAP wish to obtain the information, he should be subpoenaed to give the evidence in a court of law

"Later, on the same day, Mr Owen told a general he would consider supplying the information and an appointment was made for a meeting at his office

"When a senior officer met Mr Owen, on Tuesday, he again refused to divulge the information and then saw fit to launch a follow up attack on the police in Business Day

"Mr Owen cannot expect one-sided co-operation from the SAP while he is not prepared to reciprocate

"I have referred the issue to the Newspaper Press Union for urgent attention

"Mr Owen bewails the fact that the killers have not been traced

"From the tone of the articles in Business Day it is evident that he believes in justice and the punishment of offenders, yet is not prepared to give information which could prove vital to the successful investigation of these brutal murders and the service of justice"

# Killer

# cop



Andre Schutte

# - Minister

# to be sued

By MAKHAYA MANI  
and HENRY LUDSKI

THE girlfriend of George electrician Andile "Ace" Kobe, battered to death by a former riot policeman a year ago, has instituted legal proceedings against the Minister of Law and Order Adriaan Vlok.

This follows the conviction this week of 19-year-old police constable Andre Schutte who was found guilty of the murder of the Sandkraal man Elizabeth Qatana was due to have married.

Qatana's legal representative confirmed on Wednesday that a summons for R50 000 for loss of maintenance for Kobe's children Monica, 7, and Asanta, 8, had already been served on the Minister of Law and Order.

Damages claims against the Minister by two other people assaulted by Schutte are also expected to follow his conviction, the lawyer said

Schutte, described by Mr Justice A Fagan in the George circuit of the Cape Supreme Court as a "self-confessed liar", was found to have jumped on the head of the injured Kobe shouting "die kaffir die" ("vrek kaffir vrek").

Constables Pieter Koen, 20, and Cornis Serfontein, 22, were found guilty of the attempted murder of 22-year-old Kobe who was beaten, whipped, and kicked to death on March 19 last year

After the assault the seriously injured Kobe was dumped seven kilometres away on the beach at Ballots Bay where he was left to die.

Schutte was also found guilty of having assaulted Kleinbooi Qatana and Priscilla Jebese on the night Kobe was murdered

Mr Justice Fagan found Koen guilty of having participated in the assault on Jebese. Serfontein was acquitted of similar charges



# Article was slanderous, says chief of police

By Lloyd Coutts

The Commissioner of Police, General Hennie de Witt, has referred a *Business Day* leader page article attacking the Minister of Law and Order and the SAP to the Newspaper Press Union for "urgent action".

In a statement the general said the article was not only emotional and uncalled for but also totally unfair and slanderous.

The editor, Mr Ken Owen, had taken the SAP to task for failing to track down the killers of four mineworkers who were slaughtered at a mass demonstration by the National Union of Mineworkers three years ago, he said.

## WITNESSES

Although hundreds of people were present and saw the killings the investigating officers had been unable to track down any witnesses willing or able to identify the actual killers, and would be prepared to testify to this in court.

Police investigations led to the arrest of four men, who were subsequently released due to lack of evidence. Since then no significant leads had been found to positively link any of those present at the time to the crimes, despite intensive police investigations and evaluation of every possible strand of evidence, General de Witt said.

Mr Owen, however, felt that the SAP had dragged its feet and he was holding the Minister personally responsible for the fact that the killings had not yet been solved.

"I have no quarrel with Mr Owen for

voicing objective criticism, but his criticism is beyond objectivity. What is, however, disturbing is the fact that he claims that his reporters have, after conducting their own investigations, established the identity of witnesses who could identify the killers

"He, however, refuses to divulge the identities of the witnesses. In view of the problems that the police are experiencing in tracing the eye-witnesses, the information at Mr Owen's disposal, if he indeed has such information, is of vital importance to bring the killers to justice

"Mr Owen cannot expect one-sided co-operation from the SAP while he is not prepared to reciprocate. I have therefore considered the matter carefully and have referred the issue to the Newspaper Press Union for urgent attention," General de Witt said

*Business Day* reported today that Mr Owen had also been subpoenaed in terms of Section 205 of the Criminal Procedure Act to furnish information on the murders.

Mr Owen said: "I have been subpoenaed to appear in court to answer questions and shall do so

"The police action follows criticism, expressed in a regular political commentary, of the Minister of Law and Order for his ineffectuality at the head of his department

"The fact is that these murders, like other murders of a political nature, have not been solved. It is idle for the police to try to blame *Business Day* and its staff, and improper for them to intrude into political dispute"

# Forensic expert a 'Galileo' on death shot

By REHANA ROSSOUW  
Staff Reporter

A FORENSIC consultant has described himself as "Galileo" because his opinion differs from that of four other forensic and pathology experts.

Consultant Dr David Klatzow was yesterday giving evidence at the inquest in Wynberg on suspected African National Congress terrorist Ashley Kriel, killed by a security policeman in Athlone in July 1987.

Warrant Officer Jeff Benzien of the terrorist detection unit has admitted killing Kriel.

Controversy arose during the hearing about two vertical lines above the entrance wound in Kriel's back. Experts said these had been made by the muzzle of the gun being pressed into the skin when the shot was fired.

## Trajectory angle

Dr Klatzow said the marks were not compatible with the muzzle of the gun. They were four centimetres away from the wound and two centimetres long. Nor were they at an angle compatible with the trajectory of the bullet.

He said Warrant Officer Benzien's version of the incident was improbable. The gun was not fired accidentally and the trigger had to have been pulled.

"Unless I have a proper explanation why the dimensions of the marks are so inconsistent with the muzzle, I must rule out the fact that they were

caused by it," Dr Klatzow said under cross-examination from Mr P de Bruyn, SC, for the Minister of Law and Order.

"It is improbable that guns go off in mid-air. If the gun was bumped back against Mr Benzien's arm during a scuffle, it would not have caused his finger to exert pressure on the trigger.

"That is not a hair-trigger on the gun, it requires a good five-pound pull to go off."

## More abrasions

Dr Klatzow said he expected to see further abrasions on the surface of the skin if the muzzle had been pressed against the body, and not just two lines above the wound.

Asked by Mr de Bruyn whether he disagreed with State pathologist Mr Duncan Lamont, Professor Deon Knobel, a Professor Nel and private pathologist Dr Len Anstey, Dr Klatzow said he must be "Galileo".

"If four pathologists say this is a contact wound, would you concede this is possible?" Mr de Bruyn said.

Dr Klatzow said he would if somebody could explain why Kriel's clothing was not torn as it would have been by a shot fired at point-blank range, and why the two marks were at the wrong angle and the wrong size.

"If those questions can be reasonably explained, then 'yes'," Dr Klatzow said.

The hearing was postponed to June 20.

CHC Trips 19/8/89

# 'Galileo' consultant disagrees

By YVETTE VAN BREDA  
Court Reporter

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A FORENSIC consultant who said that by disagreeing with three pathologists he found himself "in the same position as Galileo", testified in the Ashley Kriel inquest yesterday that "guns just don't go off, trigger pressure has to be exerted"

Testifying in Wynberg Magistrate's Court, Dr David Klatzow said he disagreed with Warrant Officer Jeff Benzien's version that the gun with which he fatally shot Mr Kriel on July 9, 1987, had "gone off accidentally"

Earlier WO Benzien said that

during a struggle between himself, Mr Kriel and another policeman he had fired the shot into Mr Kriel's back unintentionally

Dr Klatzow was asked by Mr P Mostert, for the state "What makes you think that WO Benzien's version is improbable?"

Dr Klatzow "Guns don't just go off in people's hands I believe strongly that trigger pressure must be exerted One often hears it raised as a defence and just as often dismissed It is a very difficult defence to sustain"

Dr Klatzow said he had conducted tests and concluded that, because there were no powder

deposits on Mr Kriel's skin and no tearing of cloth, the fatal shot could not have been a close-contact shot

Questioned by advocate Mr P de Bruyn, for the Minister of Law and Order, he disagreed with three pathologists who thought the shot was a contact one

"Yes, then we disagree, I would find myself in the same position as Galileo," Dr Klatzow said

"I would say it was possible if someone can explain the size, the angle and why the clothing is not torn," he added

The hearing was adjourned to July 20

# SAP hits at Owen column

IN A column on this page on Monday Ken Owen criticised the Minister of Law and Order on account of the failure of the police to solve the Western Holdings murders and other murders of a political nature

The Commissioner of Police, General Hennie De Witt, has issued the following statement in reply

In a scathing attack on the Minister of Law and Order, the editor of Business Day, Ken Owen, accused Mr Adriaan Vlok and "his police" of "having failed the most elementary test of government — whether or not it can uphold the common law" This appeared in an article in Business Day and other Times Media newspapers on April 15

As Commissioner of the South African Police and on behalf of the entire police force, I resent the attack

It is not only emotional and uncalled for but totally unfair and slanderous

This biased criticism is undeserved and I have received several calls from journalists expressing their disgust at the action of the editor of Business Day and totally dissociating themselves from the attack

Owen is taking the South African Police to task for failing to track down the killers of four mineworkers slaughtered at a mass demonstration by the National Union of Mineworkers three years ago

Although hundreds of people were present at the killings the investigating officers have been unable to track down any witnesses willing or able to identify the actual killers and prepared to testify in court. Police investigations led to the arrest of four men, who were subsequently released due to lack of evidence

Since then no significant leads have been found to positively link any of those present at the time of the crimes, despite intensive police investigations and evaluation of every possible strand of evidence

The South African Police can only act against a suspect if there is concrete evidence indicating a positive link between the suspect and the crime. The police have certain information at their disposal, information which, on its own, is insufficient to institute prosecution

Due to intimidation and mutual involvement (the doctrine of common purpose), cor-

roborating evidence which could substantiate this information and thus establish a *prime facie* case against a specific perpetrator(s) was never and is not, available to the South African Police

I wish to point out, however, that a murder docket is never closed no matter how long it may take to solve. The South African Police have succeeded in solving murders as long as 14 years after the killings have taken place

In this particular case the police are continuously searching for information but, in spite of their intensive efforts, all possible eye-witnesses have maintained that they are unable to assist the police in identifying the killers

Owen, however, feels that the South African Police has dragged its feet and he is holding the Minister personally responsible for the fact that the killings have not yet been solved

I have no quarrel with Owen for voicing objective criticism, but his criticism is beyond objectivity

What is however disturbing is the fact that he claims that his reporters have, after conducting their own investigations, established the identity of witnesses who could identify the killers. He however refuses to divulge the identities of the witnesses. In view of the problems that the police are experiencing in tracing the eye-witnesses, the information at Owen's disposal, if he indeed has such information, is of vital importance to bring the killers to justice

When a senior officer of the South African Police approached Owen on May 15 1989, in terms of an agreement between the South African Police and the Newspaper Press Union (of which the Business Day is a member publication) to divulge the information, Owen flatly refused to do so.

He said that, should the South African Police wish to obtain the information, he should be subpoenaed to give the evidence in a court of law. He would not give it voluntarily.

Later, on the same day, Owen indicated to a general that he would consider supplying the information and an appointment was made for a meeting at his office. When a senior officer met Owen as agreed, on Tuesday he again refused to divulge the information and then saw fit to launch a follow up attack on the police in today's Business Day

Owen cannot expect one-sided cooperation from the South African Police while he is not prepared to reciprocate

I have therefore considered the matter carefully and have referred the issue to the Newspaper Press Union for urgent attention

Owen bewails the fact that the killers have not been traced. From the tone of the articles in Business Day, it is evident that he is a firm believer in justice and the punishment of offenders, yet he is not prepared to supply information which could prove vital to the successful investigation of these brutal murders and the service of justice

Owen has said that he has been subpoenaed to answer questions in court and will do so Editor, Cape Times.

# 'No purpose' in action on witdoeke

Supreme Court Reporter

A POLICE captain took no action against a mob of armed witdoeke because it "would not have served any purpose", the Supreme Court heard yesterday.

Minutes later, however, he fired teargas to disperse comrades.

This was the evidence of Captain Hendrik de Wet Oosthuizen in the R200 000 damages action brought against the Minister of Law and Order by the Methodist Church of Africa and 21 KTC residents who lost their homes when most of KTC was destroyed by witdoeke vigilantes between June 9 and 11, 1986.

Capt Oosthuizen said that on June 9 he had been ordered to go to KTC to assist the riot police in keeping fighting factions apart. While he was at the Administration Board offices about 1 000 armed witdoeke walked out of Crossroads down NY5.

He suspected they were on their way to fight and drove his Casspir past them in the direction of NY5. He wanted to see with whom they were going to fight and where.

On the corner of NY5 and NY78 he found a large group of thousands of comrades and warned them to disperse within five minutes. The comrades did not react to his warning and some of them stoned the Casspir.

He then dispersed the comrades by firing teargas and turned back in the direction of the Administration Building where he found the witdoeke. When he asked them to turn back, they complied, Capt Oosthuizen said.

Capt Oosthuizen said he had seen witdoeke enter KTC in small groups but there was nothing he could have done to stop them and even shooting a few would not have served any purpose.

The hearing continues on Monday.

Capt. Trips

19/5/89

751

Group of 10  
claim to be  
new hit squad

Pretoria Correspondent

A group claiming to be former soldiers and policemen, who said they had formed a hit squad, have threatened to exterminate "undesirable elements" like mass murderer Barend Strydom

A man who identified himself only as "Bob", claiming to be a highly trained former "recce" soldier, telephoned *The Pretoria News* and said his group was "tired of guys like Strydom messing around in our politics"

"Whether they're ANC or AWB, we're going to start using their own tactics on them, we'll take them out."

The hit squad consisted of 10 men highly trained in combat techniques, he said

A police spokesman said the claims would be investigated and police would do their utmost to identify any people involved in such activities

# Riot Unit drafting query

From CHARL DE VILLIERS

GEORGE — A defence advocate yesterday expressed concern that his client, convicted murderer and former policeman André Schutte, should have been drafted into the Riot Unit on the basis of a single interview.

Arguing in mitigation of sentence, Mr J Roestorf said "This bothers me because the Riot Unit consists of people who face dangerous situations. It is expected that this unit would be staffed with experienced policemen."

The Circuit Court heard that Schutte, 20, was posted for riot duty in Soweto without having

completed his basic training at the Police College in Pretoria.

Schutte was earlier this week also found guilty on two charges of assault with intent to do grievous bodily harm.

His former Oudtshoorn Riot Unit colleagues Pieter Koen, 22, and Cornis Serfontein, 23, were found guilty of attempted murder. Koen was also found guilty on a charge of common assault.

The charges stem from the murder of a Sandkraal resident, Mr Andile "Ace" Kobe, in the township's police station on March 19 last year and three other assaults committed by them that day.

They will be sentenced today. Mr Justice Hannes Fagan said Schutte had shown no signs of remorse for the "sadistic deeds" recounted in court.

Schutte possibly showed psychopathic traits, the judge added. The events leading to the fatal assault on Mr Kobe in the Sandkraal police station were triggered when Schutte and Koen dispersed a crowd earlier that afternoon, Mr Roestorf said.

Schutte's actions were not caused by innate cruelty, but were the result of a confluence of circumstances which had tested his willpower to the extreme.

Mr S J M Botha and Mr W D Basson assisted the judge.

## Police inquire after barring

Crime Reporter

THE investigation by police of an incident on Wednesday when Cape Times reporter Charl de Villiers was twice barred from an open court by uniformed riot policemen is continuing.

De Villiers is covering a trial in which three former policemen are appearing in connection with the murder of a Sandkraal resident, Mr Andile Kobe, in March last year.

CAP. Times 19/5/89  
Police give  
promise on  
workshops

Supreme Court Reporter  
POLICE have undertaken not to interfere with or disrupt pre-school workshops scheduled to take place in Beaufort West this weekend and Carnavon next week, and also not to use the emergency regulations to ban two City women from attending

The undertaking was given before the Christian Women's League and five others could bring an urgent application to the Supreme Court yesterday morning for an order restraining the police from interfering with the workshops

The application followed the disruption of a previous workshop in Beaufort West by two security policemen who ordered two participants to leave the workshop and Beaufort West immediately

The policemen refused to give reasons for this



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## Eighty youths held in kwaMashu dragnet

By CARMEL RICKARD,  
Durban

KWAZULU police this week systematically searched kwaMashu's troubled E-Section for youths in an early morning house-to-house snoop and arrested more than 80 young people.

Parents told lawyers that when the police raided homes on Monday night they simply took people of a certain age living in the house.

Officers of the kwaZulu police however said E-Section had been plagued by problems including arson, assaults and other attacks for several months, but although the names of those responsible were known, police were having trouble finding them.

It was common, when police asked for a particular person in a house, for the occupants to deny he or she was

there, and it was also routine for people to give false names.

"So what we do is we collect them all so that the detectives can sort out the ones they want," one officer said.

When the youths had still not been released by Wednesday afternoon, lawyers acting for a number of families prepared to take the matter to court, planning to ask for an order that they be released.

However, they were informed yesterday morning that 23 of the 84 were to be charged and appear in court and the rest had been released.

The round-up of the youths follows

an incident last Thursday afternoon in which kwaMashu Youth League member Cosmos Thuthukani Dlamini was shot and killed by kwaZulu police.

There is a dispute over the circumstances of his death.

Lawyers acting for his family said witnesses had given statements that Dlamini and a friend were walking down the road when members of the police force called to them to stop.

They ran away and he was shot in a back yard nearby.

Police, however, said he ran away and that when he was cornered he pulled out a homemade firearm and tried to shoot a policeman.

A docket has been opened.

# New lead in Webster Killing

28/1/81  
25

JANET HEARD

POLICE yesterday broke silence over the investigation into the assassination of anti-apartheid activist Dr David Webster following two possible leads reported in a weekly newspaper.

SAP spokesman Lieutenant Colonel Frans Malherbe confirmed a report in the *Vrye Weekblad* that the investigating officer had traced an additional witness to the one who, the day after Dr Webster was assassinated, supplied the police with three detailed identikits of the alleged assassins.

Since the release of the identikits, police have refused to release any further information about the investigation.

Colonel Malherbe said the new witness had assisted them in improving the existing identikits. "However, the SAP is not in the position to release any further identikits," *Vrye Weekblad's* reported that the witness had rushed to Dr Webster's assistance after he was shot.

"It now looks as if the first identikits of the murderers handed out by the police were inaccurate," said *Vrye Weekblad*.

Colonel Malherbe said the note received by *Vrye Weekblad* reporter Mr Jacques Pauw and written by mass killer Barend Strydom, had also been brought to the attention of the investigating officer following its publication yesterday.

In the note, Strydom claimed that it was the Wit Wolwe who killed Dr Webster.

Strydom was this week convicted of eight counts of murder and 16 of attempted murder by Mr Justice Harms.

## 'Wit Wolwe don't exist'

Colonel Malherbe said "We will contact the reporter concerned and investigate the allegations made in the note, and the source of the note itself."

Earlier this week, Strydom told the court about the Wit Wolwe, which he claimed definitely existed.

However, Brigadier Leon Mellet, spokesman for the Minister of Law and Order, Mr Adriaan Vlok, said that Colonel CJ "Suker" Brits of the Pretoria Murder and Robbery Squad, had said in court that the possibility of the existence of the Wit Wolwe had been thoroughly investigated. The police were satisfied no such organisation existed.

Commenting on the continuing speculation by anti-apartheid organisations that Dr Webster was assassinated by a hit squad, which was possibly linked to members of the police force, he said: "People who are trying to link the murder to the police, must have something to base their allegations on."

Various organisations said they found it strange that the police had failed to arrest the murderers of many anti-apartheid activists over the years.

● An anonymous caller has warned a Cape Town advocate he "would be next" after Dr David Webster was murdered earlier this month, Sapa reports.

The call, made last week, came after tyres of a car belonging to civil rights lawyer Johnny de Lange were slashed in February and red symbols resembling the AWB emblem and the swastika were sprayed on the vehicle.

Mr de Lange, national treasurer of the National Association of Democratic Lawyers, said he was taking the threats seriously. "One would be foolish not to, because 61 people have been murdered in South Africa since 1978 and not one of the perpetrators has been caught," he said.

# Ex-riot cop gets 12 years for murder

CPT Traits 20/5/89  
251

From CHARL DE VILLIERS

GEORGE — Former Oudtshoorn riot policeman Andre Schutte, 20, was yesterday sentenced in the Circuit Court here to 12 years' imprisonment for murdering a Sandkraal man last year

Co-accused Pieter Koen, 22, and Cornis Serfontein were each sentenced to seven years on counts of attempted murder

Schutte was further sentenced to six months for each of two charges of assault with intent to do grievous bodily harm, suspended for five years

Koen was sentenced to three months suspended for three years on a charge of common assault.

A silence descended on a packed court as Mr Justice Hannes Fagan, with assessors Mr S J M Botha and Mr W D Basson concurring, passed sentence on the three former policemen

Turning down an application for leave to appeal by the defence advocate, the judge granted the sentenced men permission to petition the Chief Justice

A ripple of protesting gasps ran through the public gallery when Mr Justice Fagan awarded the accused R1 000 bail each

Congratulating the defence advocates, Mr J Roestorf, Mr F van Zyl and Mr L Joubert, the judge said they had conducted themselves in an "exemplary fashion"

The trial arose out of a fatal assault on



Koen

Schutte

Mr Andile Kobe, 23, in the Sandkraal police station on March 19 last year

Three other Sandkraal residents were allegedly assaulted by the policemen

Mr Kobe, after being battered unconscious by Schutte, was dumped on a beach seven kilometres away by Koen and Serfontein. Mr Kobe died hours later in a hospital in George

The judge found Schutte's youthfulness, inexperience as a policeman, indiscretion and short temper as mitigating in his favour. Facts which counted against Schutte included his "sadism, apparant

pleasure in hurting weaker people and absence of remorse", Mr Justice Fagan said

"There were no signs of remorse but rather bravado," the judge added

Schutte's "cowardly" assault on Mr Kleinboo Qatana, 57, and Miss Priscilla Jebese were "the acts of a sadist", the judge said

Schutte had bludgeoned Mr Kobe unconscious with a plank despite the man's protestations and pleas for mercy

"It is tragic that Miss Elizabeth Qatana (Mr Kobe's former wife and mother of his two young children) had to bury her husband on the day they were supposed to get married," the judge said

What revolted society most though was that Schutte was a policeman who had abused his authority and slandered the police motto to "protect and serve", the judge said

Koen had shown no signs of remorse while Serfontein had created the impression of feeling genuine and honest remorse

Koen and Serfontein were "merciless and unsympathetic when they dumped Mr Kobe unconscious, wet and half-naked on a cold isolated beach in the dark", the judge said

"It is shocking that policemen, who are supposed to help and protect people, could have committed this insensitive and inhuman deed"

Mr Jan Theron appeared for the state.

# 'Trojan Horse' members subpoenaed

Staff Reporter

THIRTEEN police and Defence Force members who were involved in the "Trojan Horse" shooting incident in Athlone in 1985 have been subpoenaed to appear in the Supreme Court on August 1, on a charge of murder in a private prosecution.

The security force members — who were concealed in crates at the back of a Transport Services truck — opened fire on people who were allegedly stoning passing vehicles and two youths, Michael Miranda, 11, and Shaun Magmoed 16, and Mr Jonathan Claasens were killed.

Last year a Wynberg inquest magistrate, Mr G Hoffmann, found that Lieutenant Douw Vermeulen, who was in command of the nine-man task force on the truck, and his men were guilty of negligence and had caused the death of the three

## Parents seek prosecution

The finding was forwarded to the Attorney-General of the Cape, Mr Niel Rossouw, who declined to prosecute. Mr Rossouw subsequently confirmed he had issued a "nolle prosequi" (non prosecution) certificate, which once issued, enables anyone who thinks the Attorney-General has made an incorrect decision to take the case to court.

As a result, a private prosecution will be brought by Mrs Georgina Williams, mother of Michael, and Mr Martin Magmoed, father of Shaun.

The men who have been subpoenaed are Colonel P Janse van Rensburg, Major Christiaan Loedolf, Commandant S Pienaar, Lieutenant Douw Vermeulen, Sergeant F van Niekerk, Sergeant J J Burger, Constable W K F Puchert, Constable P M du Toit, Warrant-Officer A Swart, Sergeant J Sayer, Constable A J Smit, Constable A J Rossell and Sergeant A M Smit.

Mr Jeremy Gauntlett SC, assisted by Mr Les Rose-Innes, will lead the prosecution for the families

Mr Flip Hattingh SC and Mr Jurie Wessels, both of Johannesburg, will appear for Lt Vermeulen and the men on the truck. Mr W Burger SC, assisted by Mr Piet de Jager of Pretoria, will appear for the SADF members. Mr P de Bruyn SC, of Port Elizabeth, assisted by Mr Anton Veldhuizen, will appear for the police officers who planned the operation.

Howard

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MONDAY, 22 MAY 1989

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task Members of the Force who would have carried out the task, already perform long hours of duty under difficult circumstances. They can only perform this task at the cost of other important police functions. Such a task can, in addition, not be accounted for economically. On these grounds the furnishing of the requested information can therefore not be justified.

(2) and (3) Complainants and charges lodged against members of the South African Police are fully investigated. In the case of departmental investigations, the commanding officers of those members decide whether there is sufficient evidence available to institute departmental steps. In the case of criminal charges, the case dockets are referred to the various Attorneys-General for a decision.

I wish to point out to the honourable member that the South African Police maintain strict discipline. Offences are not tolerated and suitable steps are taken without hesitation against members who commit departmental and/or criminal offences.

SAP: members suspended/dismissed

303 Mr P C CRONJÉ asked the Minister of Law and Order

Whether any members of the South African Police were (a) suspended and (b) dismissed in 1988 as a result of arrests, interrogations, detentions or other unrest-related activities, if so, how many in each case?

The MINISTER OF LAW AND ORDER

- (a) 35 members
(b) 25 members

Grey's Hospital: non-Whites

346 Mr C J DERBY-LEWIS asked the Minister of National Health and Population Development

- (1) (a) How many non-Whites were admitted to Grey's Hospital, Pietermaritzburg, in each of the latest specified three years for which figures are available, (b) what was

HOUSE OF ASSEMBLY

Howard

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MONDAY, 22 MAY 1989

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Table with 10 columns: OFS, Transvaal, Total, and 7 empty columns. Values: OFS (0, 2, 21), Transvaal (0, 15, 75), Total (0, 48, 185, 266, 547).

Information in respect of the Self Governing National States is included

SAP: colleges for training

380 Mrs H SUZMAN asked the Minister of Law and Order

- (1) (a) How many colleges for the training of (i) policemen and (ii) policewomen were there in the Republic, (b) where were they located in each case, and (c) how many (i) Whites, (ii) Coloureds, (iii) Asians and (iv) Blacks were on the teaching/instructor staff of each of these colleges, as at 31 December 1988 and the latest specified date for which figures are available, respectively;
(2) how many (a) Whites, (b) Coloureds, (c) Asians and (d) Blacks were trained at each of these colleges in 1988?

The MINISTER OF LAW AND ORDER

- (1) (a) (i) and (ii) 4
(b) Pretoria, Bishop Lavis, Wentworth, Hammanskraal
(c) 31 December 1989, 30 April 1989
(i) 193, (ii) 34, (iii) 13, (iv) 101, 101
(2) (a) 4 201 students, (b) 905 students, (c) 246 students, (d) 2 522 students

Persons under 18: awaiting trial

383 Mr R A F SWART asked the Minister of Law and Order

How many persons under the age of 18 years were awaiting trial in police cells as at 31 December 1988?

Handwritten marks and numbers: 298

HOUSE OF ASSEMBLY

The MINISTER OF LAW AND ORDER
841 persons at 810 police stations country-wide

436 Mr P G SOAL asked the Minister of Education and Development Aid

- (1) (a) How many Black spots were removed in each (i) magisterial district and (ii) province in 1988, (b) what was the (i) name and (ii) population of each such Black spot and (c) where were the inhabitants of each such spot resettled,
(2) what was the total (a) amount paid out in compensation for, and (b) cost of removing, each of these Black spots in that year?

The MINISTER OF EDUCATION AND DEVELOPMENT AID

- (1) (a) None
(b) and (c) Fall away
(2) Falls away

Resettlement of persons

437 Mr P G SOAL asked the Minister of Education and Development Aid

Whether any officials attached to his Department helped to resettle any persons in 1988, if so, (a) on what dates, (b) from what specified areas were persons moved, (c) in what specified areas were they resettled, (d) why was it necessary to resettle them and (e) how many persons were resettled in each case?

The MINISTER OF EDUCATION AND DEVELOPMENT AID

- (a) On a continuous basis
(b) (i) Zaaaplats, District Groblersdal, (ii) Cornfields, District Estcourt, (iii) Inanda Dam Basin, Ndwedwe, Kwa-Zulu
(c) (i) Langkloof, District Witbank, (ii) Boschhoek/Craig, District Estcourt,

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HOUSE OF ASSEMBLY

QUESTIONS

+ Indicates translated version

For written reply

General Affairs

Internal Security Act: detainees since 12 February 1988

120 Mrs H SUZMAN asked the Minister of Law and Order.

- (1) (a) What total number of persons had been detained in terms of the Internal Security Act, No 74 of 1982, (i) since 12 February 1988 as at the latest specified date for which information is available and (ii) in 1988 and (b) in terms of which section of the above-mentioned Act were they detained in each case;
- (2) whether any persons originally detained under one section of the above-mentioned Act were subsequently detained under another section of the Act, if so, (a) how many, and (b) under which section were they detained (i) originally and (ii) subsequently, in each case?

B273E

The MINISTER OF LAW AND ORDER.

- (1) (a) (i) 323 persons up until 28 February 1989
- (ii) 315 persons
- (b) Section 29(1)
- (2) Yes
- (a) 9 persons
- (b) (i) Section 29(1)
- (ii) Section 31(1)

Aliens Act: persons arrested by SAP

292 Mr S S VAN DER MERWE asked the Minister of Law and Order

- (a) How many persons of all race groups were arrested by members of the South African Police in 1988 for contraventions in terms of

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the Aliens Act, No 1 of 1937, and (b) how many such persons were Blacks or is it estimated were Blacks?

B614E

The MINISTER OF LAW AND ORDER

- (a) and (b) 6 385 persons of all races.

Note

The South African Police do not keep records of the race of persons charged with these offences, therefore the total number of persons that were arrested, is supplied. It is not possible to estimate how many of these persons were Blacks.

SAP: complaints and charges in 1988

301. Mr P C CRONJÉ asked the Minister of Law and Order

- (1) Whether any complaints were received and charges were laid against members of the South African Police in 1988 in connection with their actions during unrest situations; if so, (a) when, (b) how many and (c) what were the circumstances surrounding these complaints and charges,
- (2) whether these complaints and charges have been investigated, if not, why not, if so, (a) when and (b) what were the findings in each case;
- (3) whether any action has been taken against members of the South African Police as a result; if not, why not; if so, (a) what action and (b) in respect of how many cases?

B641E

The MINISTER OF LAW AND ORDER

- (1) Yes

- (a) On various dates during 1988
  - (b) and (c) A number of complaints and charges were received. However, separate records are not kept of those complaints and charges which are unrest-related. In addition, the complaints and charges are lodged at police stations country-wide
- To gather and process this information country-wide is a time-consuming

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MONDAY, 22 MAY 1989

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task Members of the Force who would have carried out the task, already perform long hours of duty under difficult circumstances. They can only perform this task at the cost of other important police functions. Such a task can, in addition, not be accounted for economically. On these grounds the furnishing of the requested information can therefore not be justified.

(2) and (3) Complainants and charges lodged against members of the South African Police are fully investigated. In the case of departmental investigations, the commanding officers of those members decide whether there is sufficient evidence available to institute departmental steps. In the case of criminal charges, the case dockets are referred to the various Attorneys-General for a decision.

I wish to point out to the honourable member that the South African Police maintain strict discipline. Offences are not tolerated and suitable steps are taken without hesitation against members who commit departmental and/or criminal offences.

SAP: members suspended/dismissed

303 Mr P C CRONJÉ asked the Minister of Law and Order

Whether any members of the South African Police were (a) suspended and (b) dismissed in 1988 as a result of arrests, interrogations, detentions or other unrest-related activities, if so, how many in each case?

B643E

The MINISTER OF LAW AND ORDER

- (a) 35 members
(b) 25 members

Grey's Hospital - non-Whites

346 Mr C J DERBY-LEWIS asked the Minister of National Health and Population Development

(1) (a) How many non-Whites were admitted to Grey's Hospital, Pietermaritzburg, in each of the latest specified three years for which figures are available. (b) What was

HOUSE OF ASSEMBLY

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MONDAY, 22 MAY 1989

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Table with 5 columns: OFS, Transvaal, Total, 0, 15, 75, 0, 2, 185, 0, 48, 266, 67, 547

Information in respect of the Self Governing National States is included

SAP: colleges for training

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(1) (a) How many colleges for the training of (i) policemen and (ii) policewomen were there in the Republic, (b) where were they located in each case, and (c) how many (i) Whites, (ii) Coloureds, (iii) Asians and (iv) Blacks were on the teaching/instructor staff of each of these colleges, as at 31 December 1988 and the latest specified date for which figures are available, respectively;

(2) how many (a) Whites, (b) Coloureds, (c) Asians and (d) Blacks were trained at each of these colleges in 1988?

The MINISTER OF LAW AND ORDER

(1) (a) (i) and (ii) 4, 30, 11, 11

Table with 2 columns: (a) (i) and (ii), 4, 30, 11, 11

(c) 31 December 1989 30 April 1989

Table with 2 columns: (i) 193, (ii) 34, (iii) 13, (iv) 101

(2) (a) 4 201 students

(b) 905 students
(c) 246 students
(d) 2 522 students

Persons under 18: awaiting trial

383 Mr R A F SWART asked the Minister of Law and Order

How many persons under the age of 18 years were awaiting trial in police cells as at 31 December 1988?

B785E

The MINISTER OF LAW AND ORDER
841 persons at 810 police stations country-wide

Black spots

436 Mr P G SOAL asked the Minister of Education and Development Aid

(1) (a) How many Black spots were removed in each (i) magisterial district and (ii) province in 1988, (b) what was the (i) name and (ii) population of each such Black spot and (c) where were the inhabitants of each such spot resettled,

(2) what was the total (a) amount paid out in compensation for, and (b) cost of removing, each of these Black spots in that year?

B857E

The MINISTER OF EDUCATION AND DEVELOPMENT AID

(1) (a) None.

(b) and (c) Fall away
(2) Falls away

Resettlement of persons

437 Mr P G SOAL asked the Minister of Education and Development Aid

Whether any officials attached to his Department helped to resettle any persons in 1988, if so, (a) on what dates, (b) from what specified areas were persons moved, (c) in what specified areas were they resettled, (d) why was it necessary to resettle them and (e) how many persons were resettled in each case?

B858E

The MINISTER OF EDUCATION AND DEVELOPMENT AID

Yes

- (a) On a continuous basis
(b) (i) Zaaiplaats, District Groblersdal
(ii) Cornfields, District Estcourt
(iii) Inanda Dam Basin, Ndwedwe, Kwa-Zulu

- (c) (i) Langkloof, District Witbank
(ii) Boschhoek Craig, District Estcourt,

HOUSE OF ASSEMBLY

# 10 mine killing inquiry tapes missing

OFFICIAL tape recordings of the Bregman inquiry, which could contain at least three witnesses' accounts identifying the alleged murderers of four Western Holdings mine team leaders in July 1986, were taken by police from the mine on Friday.

But 10 of a total of 43 tapes recorded during the 13-day Bregman inquiry in August 1986 were not among those found in a store room at Western Holdings last week, an Anglo American spokesman said yesterday.

It was not known where the 10 missing tapes were, she said.

A Welkom police spokesman would not confirm yesterday that 33 tapes,

RIAAN SMIT

containing the bulk of 66 hours of evidence heard during the open inquiry, had been handed over to police on Friday.

Notes of the three witnesses' evidence taken during the inquiry were released to Business Day two weeks ago after the failure of repeated attempts to obtain the tapes from Anglo, a lawyer representing the National Union of Mineworkers, and the recording company in Bloemfontein.

The witnesses' evidence comprises a

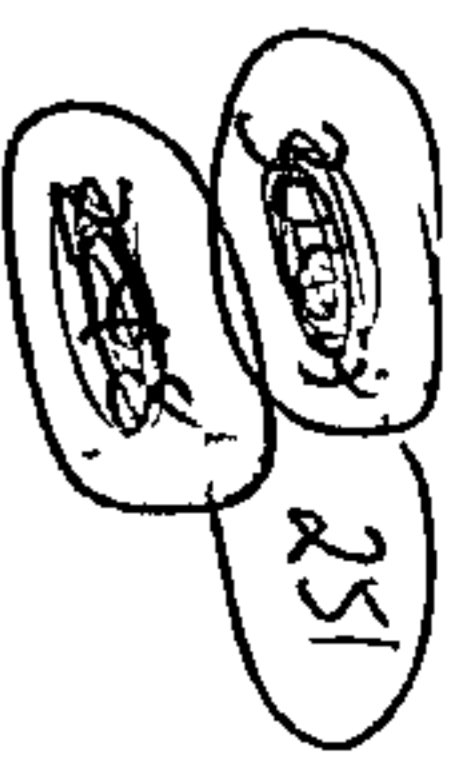
maximum of four tapes. The Anglo spokesman could not say whether the four tapes were among the 10 missing tapes.

Police told Business Day in April they were satisfied the tapes of the inquiry proceedings did not contain possible leads to solve the four executions in the arena of the hostel at No 6 Shaft on July 12 and 13 1986.

When questioned 10 days ago about the progress of the police investigation into the executions, Welkom police liaison officer Maj Johan Fouché told Business Day: "You know what the black man is like. He does not talk to you. It is in his tradition."



# GROUP TO OFFER R150000 REWARD



## Hunt for Webster's Killers

A CAMPAIGN to collect a reward of at least R150 000 for the arrest and conviction of anti-apartheid campaigner David Webster's killers is to be launched by the Union of Democratic University Staff Association, *Business Day* reported yesterday.

In a statement, Udusa said it was launching the campaign in the hope of generating publicity and collecting a "large reward," increasing the probability of Webster's murderers being unmasked.

There are at present two rewards of R10 000 each on offer. One was offered

by the SAP soon after Webster's murder and the other from Wits University a few days later. Udusa said its campaign suggested a pledge of R100, but people were welcome to make joint pledges with others or pledge a larger amount.

"About 60 South Africans have been killed in similar circumstances, and the police's record with these cases has been such that the killers are unlikely to be found."

"The purpose of offering the reward is therefore to increase public pressure on the Government, and to ensure that harassment and murders of political opponents does not continue."

"If we can help find the killers or prevent future assassinations, we will have helped provide a fitting memorial to Dave," said the statement.

# '25 cops fired, 35 suspended last year'

By BARRY STREEK

MINISTER of Law and Order Mr Adriaan Vlok said yesterday that 25 members of the police were dismissed last year and 35 suspended as a result of arrests, interrogations, detentions and other unrest-related activities

Mr Vlok, who was replying to a question from Mr Pierre Cronje (DP, Greytown), did not specify numbers dismissed or suspended for each particular offence

In reply to another question by Mr Cronje, Mr Vlok said complaints and charges were laid against members of the police in connection with their actions during unrest situations "on various dates during 1988"

However, separate records were not kept of those complaints and charges which were unrest-related and they were lodged countrywide

"I wish to point out that the South African Police maintain strict discipline. Offences are not tolerated and steps are taken without hesitation against members who commit offences," Mr Vlok said

## BUSINESS TODAY

HOUSE OF ASSEMBLY — Draft Resolution Mrs Helen Suzman (DP Houghton), Interpellations and Questions, Extended Public Committees Energy Amendment Bill, Environment Conservation Bill, Multilateral Motor Vehicle Accidents Fund Bill, Diplomatic Immunities and Privileges Bill, Police Second Amendment Bill, Police Third Amendment Bill — Sapa

# JUDGE'S ORDER AGAINST VLOK

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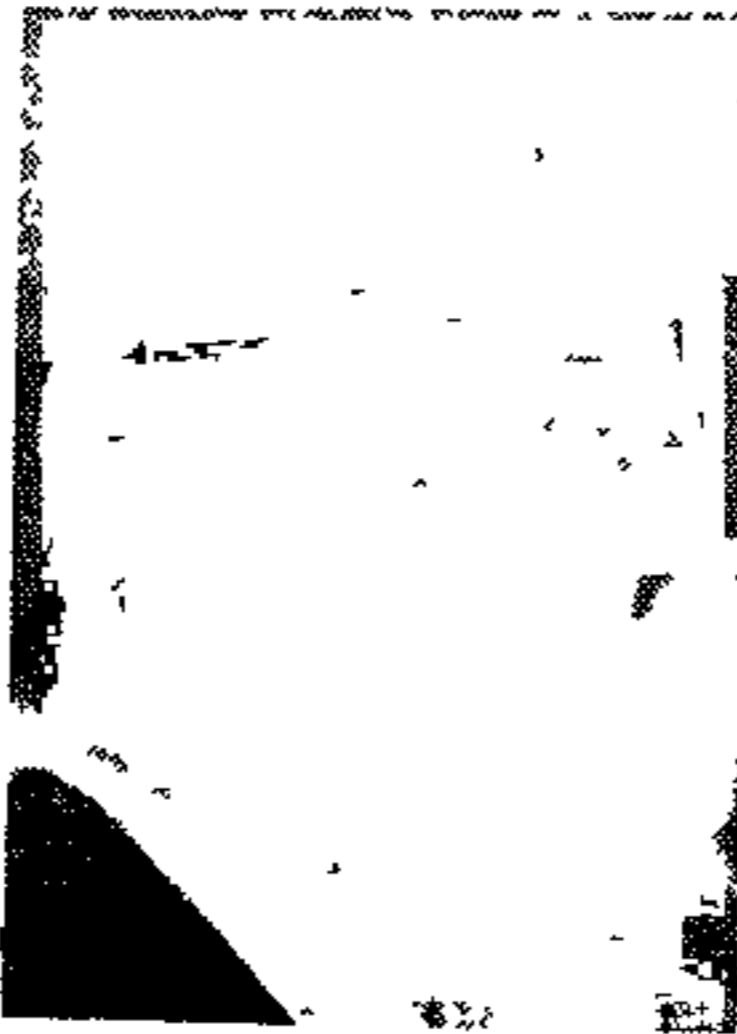
AN ORDER restraining the Minister of Law and Order and members of the South African Police from "unlawfully assaulting, threatening, harassing or intimidating" residents of Mpophomeni, near Howick, was granted in the Maritzburg Supreme Court yesterday.

The order was made by Mr Justice Galgut, who confirmed a rule nisi granted on April 28 that imposed identical restraints on the SAP

The order was made by consent and without admission of liability on the part of the SAP

It was alleged in papers before the court, submitted by the National Union of Metalworkers, churchmen and a number of Mpophomeni residents that members of the SAP were intent on enforcing a reign of terror in the township.

In one of 23 affidavits submitted with the appli-



ADRIAAN VLOK

cation, trade unionist Mr Stanley Ambrose Mbambo claimed the SAP had commenced a course of unlawful conduct "by means of intimidation and random assaults". The riot police deployed in Mpophomeni, in particular, were cited as being responsible.

The affidavits allege the SAP "are the very cause of our fear" and that ranking police officers were failing to supervise or control those under their command

Yesterday's order includes a clause directing

the Minister and senior police officials to "take all reasonably necessary steps to ensure police under their control act in accordance with all statutes and statutory regulations under which the SAP presently act"

## Off to talks

DIVISIONAL

# Is Owen ignorant of problems police face?

Cable Times 24/5/89  
251

From General M C W GELDENHUYS, former Commissioner of Police (Wingate Park).

I WAS utterly amazed by Ken Owen's article ("Simple crimes like murder defeat Vlok", Cape Times, May 15) He must be totally ignorant of the enormous task performed by the police and their "record" in solving serious crime!

Does he also know of the long irregular hours the police have to work and the dangers to which they are exposed? His senseless criticism is unnecessary. Is he aware of the number of policemen who sacrificed their lives in combating crime and terrorism? Is he cognisant of the fact that the SA Police is widely regarded as one of the most effective and efficient police forces in the world? If he knows all this, which he should, the question arises whether he did not consider the possibility that there could, in fact, be a very valid reason

why the police did not or could not take the murderers to court

Does he know that before an Attorney-General institutes criminal proceedings he expects the police to place evidence before him? This evidence must be given, in a court of law, by witnesses!

Surely Owen is aware of the fact that intimidation among blacks is rife — be it in the townships or on the mines. Eye-witnesses in a case of this nature, committed under such bizarre circumstances will seldom, if ever, come forward — not to mention giving evidence in court — in fear of their lives!

Are the persons who furnished information to Business Day prepared to sign affidavits and testify? The police will be grateful to receive their names! I may add that the insolent and presumptuous tone of Owen's article in which he tries to belittle the Minister of Law and Order and the police astounded me

24/5/89

Cape Times, Wednesday

# Vlok, cops restrained by order

MARITZBURG — An order restraining the Minister of Law and Order, Mr Adriaan Vlok, and the police from "unlawfully assaulting, threatening, harassing or intimidating" residents of Mpophomeni, near Howick, was yesterday granted in the Supreme Court here.

The order was made by Mr Justice Galgut, who confirmed a rule nisi granted on April 28 that imposed identical restraints on the police.

It was alleged in papers before the court, submitted by the National Union of Metal Workers, churchmen and a number of Mpophomeni residents, that members of the police were intent on enforcing a reign of terror in the township.

In one of 23 affidavits submitted, trade unionist Mr Stanley Ambrose Mbambo claimed that police had started a course of unlawful conduct "by means of intimidation and random assaults".

The riot police deployed in Mpophomeni, in particular, were cited as being responsible.

Yesterday's order included a clause directing the minister and senior police officials to "take all reasonably necessary steps to ensure police under their control act in accordance with regulations" — Sapa

## Editor Owen asks for public inquiry

*Business Day* editor Mr Ken Owen appeared before a Johannesburg magistrate yesterday after receiving a subpoena ordering him to give information regarding murders at the Western Holdings Mine in 1986.

It followed after articles which appeared in *Business Day* in which Mr Owen attacked the police for not solving the case. The magistrate ordered that the procedures be held in camera because it was an inquiry

and not a court hearing.

"The information given goes into a police file and is part of police procedure," he said.

Mr. D. Dison, for Mr Owen, said his client wanted to be questioned in public and did not

want to be part of a secret inquiry.

The magistrate found that the grounds for which a review

could be granted were limited and refused an application for

an adjournment.

CAPETOWN TIMES 24/5/89

# More police to patrol city

(251)  
CAPETONIANS will definitely see more policemen on patrol in the city in future, the Minister of Law and Order, Mr Adriaan Vlok, said yesterday.

However, the minister rejected the idea of setting up a civic patrol in Cape Town to help curb crime.

Speaking during a debate in Parliament on legislation to amend the Police Act, Mr Vlok also said that a Business Watch scheme, which had "worked well" in Johannesburg,

would also be introduced in Cape Town.

Responding to a question from Mr Jan van Eck (DP Claremont) on whether Capetonians could expect to see more policemen on the ground in future, Mr Vlok said his reply was "a hard and clear yes".

Mr Vlok said the police were already bringing 100 trainee policemen from Bishop Lavis to patrol the city's streets each Saturday.

# Striking workers' pay slashed

251 252 253

Sowetan 25/5/89

By PHANGISILE MTSHALI

THE dispute between Southern Transvaal region of the South African Red Cross and workers yesterday took a new turn when those on strike had their salaries slashed by 85%.

The 38 employees have been on strike for the past three weeks in sympathy with the dismissal of Mr Bongani Khumalo, assistant regional director.

Mr Albert Botha, the Red Cross dissem-

ination officer, who earns over R1000, was yesterday paid R133 after deductions

"This is a blow to me I have to move into a new house with a bond payment of R900 at the end of the month I am disappointed at my employers who had promised not to victimise us But I am not relenting."

"We view this as intimidation and an attempt to break the morale of the people challenging the leadership of the southern region," he added

## Letter

Mr Nigel Carman, the region's chairman, said the striking workers were aware they were not going to be paid for the days they stayed away.

returned to work they will not be victimised but obviously no staff will be paid for any time not worked," he said.

A meeting will be held today

"In a letter to them we stated that if they



# Kitscop on murder rap

(251)  
Smith  
25-31/5/89

GRAHAMSTOWN. — The Supreme Court here has convicted a "kitskonstabel" of four counts of murder and two of attempted murder.

Nzamo Nkata, 31, was initially charged with two other kitskonstabels, Vuyok Habane, 24, and Madoda Tiki, 20, of four counts of murder and seven of attempted murder following a shooting spree in February 1987

Those killed were Mr Phikile Mantle, 42, his wife Jane, 32, Mrs Topsy Peter, 57, and Lele Mbenge, 47.

Nkata was also convicted of attempting to murder Allec Peter and Ntombizona Botha

When the three kitskonstabels appeared in court this week, the state withdrew charges against Tiki and Habane, while Ntaka pleaded guilty

In a statement handed to the court, Ntaka said he had drunk a large quantity of beer and brandy and was under the influence of alcohol when he reported for duty.

The case was postponed after counsel for defence asked for time to prepare argument in extenuation.

Khayelitsha  
students

teargassed

HUNDREDS of Khayelitsha pupils were yesterday dispersed by teargas for the second day in succession after they had gathered at Lohlaza and Mvuzemvuzi high schools, pupils and parents said.

Police confirmed the incidents and said they would be contained in today's unrest report.

Khayelitsha's other two high schools, Malizo and Masile, were deserted.

High school students had planned a meeting at Lohlaza yesterday morning to discuss demands for student representative councils at their schools.

Teargas was fired at them while they were heading for Lohlaza, and on two more occasions, pupils said.

# Police clash with 200 city strikers

Staff Reporter

POLICE yesterday baton-charged about 200 striking workers outside a Maitland meat factory, arresting a man and injuring about 20 others, a Food and Allied Workers Union (FAWU) spokesman said yesterday.

Police spokesman Colonel Steve van Rooyen last night said that workers armed with sticks or knobkerries resisted, hitting and "slightly injuring" four policemen in the fracas.

Workers, gathered outside the locked factory gate, ignored a five-minute warning to disperse, telling the police they worked at the factory. They demanded to be let in, FAWU spokesman Mr George Xashimba said.

Trying to avoid the baton charge, some workers stumbled, suffering grazes and bruises when trampled by fleeing colleagues, while others were beaten by the pursuing policemen.

Twenty injured workers were treated in hospital afterwards, a spokesman for the Congress of South African Trade Unions (Cosatu) said.

A 60-year-old man was arrested and will appear today in the Cape Town Magistrate's Court on charges of assault and attending an illegal gathering, an attorney confirmed last night.

Criticising the police action, FAWU and Cosatu said: "The strike is fast becoming a political issue, with the intransigence of the Renown management and the intervention of the police. This confrontation could have been avoided had the Renown management not locked striking workers out."

Disputing the claim that workers were locked out, Renown spokesman Mr Tjaart Minnaar earlier this week said workers were barred from the premises for "health reasons".

"Regretting" the incident, Mr Minnaar said police had taken action "without the company's knowledge".

"The company had negotiated at length with both the police and the union to try and ensure that no such incident would take place," he added.

Saying police had acted in terms of the Internal Security Act, Colonel Van Rooyen said. "Police would not have intervened unless called on to do so."

CIT Tjank  
26/5/89

~~25~~

# Drunk constable killed 4 whom he 'didn't believe'

15/2  
Wm  
68/11-3/98

By PETER AUF DER HEYDE

THE Grahamstown Supreme Court this week heard startling evidence of the poor training and discipline of a *kitskonstabel*.

A *kitskonstabel* who killed four people in a shooting spree told the court he had been drinking before the killings.

Mzamo Ntaka, 31, also told the court that during his six months' service as a special constable, he had only performed guard duty and had never been called on to deal with a situation in which shots were fired.

Ntaka was convicted on four counts of murder with extenuating circumstances. Murder charges against two other constables allegedly involved in the shootings, which took place in Tanti Location, outside Grahamstown, in 1987, were dropped.

Ntaka said that he had only received six weeks' training before being sent into the township. Even though he had only been in the police force for six months, he was the most senior policeman at the scene of the killings.

He said he had been drunk when he had gone on duty and had drunk more alcohol while guarding a school. During his short service as a constable, he had only performed guard duty, he told the court.

Ntaka said he and two other policemen had gone to investigate shots they had heard and which they believed were directed at them.

They found a group of people in a house whom they believed were responsible. The people denied all knowledge of the shootings, but he did not believe them and opened fire.

Four people died in the shooting spree and seven others were injured. The case was postponed. — ANA

## Matters of fact

A FRONT-PAGE story last week on Emergency restriction orders listed the number of known restricted ex-detainees in Natal at 17. The Detainees' Aid Committee in Pietermaritzburg point out that they know of 66 restricted people in the Midlands alone.

They estimate the number throughout Natal as "well over 100".

● A report last week headed "A dress rehearsal for Delmas" said the appeal against the death sentence by seven Queenstown people was argued in the Appellate Division by Kessie Naidoo. In fact it was argued by David Soggot, assisted by Kessie Naidoo.

# If you trust Nightrider, you'll trust Supercops

The publicity is straight out of television: handsome tough-guys with caring hearts. Does the reality match up?

NANTES RYKAART is a big man — not very tall, but with biceps that ripple visibly even through his thick jersey and wrists that make a pen look an absurdly useless thing. He is a Springbok kick-boxer, and, at under 30 years of age, owns the fastest-growing and third biggest armed response private security firm in the country.

Starting 16 months ago as a one-man operation, Super Cops now gives employment to 86 operatives and services something like 13 000 clients.

The logo, in lipstick red on glossy black, reads simply: "Super Cops — Attitude". One of the publicity brochures shows a beefy guy with upper arms looking like a topographical map. He is wearing a uniform suspiciously like those of Californian police, and he is smiling confidently while he delivers a strong handshake to the male half of a satisfied couple of customers.

If you can trust Nightrider to win out before the evening news, you can trust this man to keep your property safe. If nothing else, Super Cops is a triumph in image marketing.

"We're different," says Rykaart. "I employ only ex-policemen — trained professionals. We drive around in black cars with tinted windscreens. Our guys are good-looking, people you can trust. We serve our clients. We help them in everyday situations."

"If a woman on her own needs an escort, she just gives us a call and we provide it. If the kids need to be fetched from school, we'll pick them up. If you're going on holiday, just call us, we'll feed the animals while you're away."

"We have the American look. Kids come up to us at security shows, wanting to know if we're as good as the police — or do they need Super Cops?"

So much for the publicity handouts. What is the reality?

In a recent incident at Sandton City, two members of the Super Cops squad were accused of severely beating up a black man, Johannes Ngobeni.

According to Super Cops, they were merely responding to a call to intervene in an attempted rape. However no charges of attempted rape were laid by the supposed complainant, and it appears that only a traffic dispute was in fact involved. Super Cops themselves only wanted to press charges of drunken and reckless driving when they delivered Ngobeni up to the local police.

Rykaart says the man was not assaulted by his operatives, but hurt himself while jumping out of a moving car.

A reporter on the *Sandton Chronicle* alleges there was an eyewitness to the assault, a civilian who happened to be down at the riverside where the security officers took Ngobeni. Moreover, it turned out, Ngobeni had been transported in the boot of the car to the police station where the drunken driving charges were laid.

This is not the only dubious incident involving Super Cops. There are sub-



The deterrents and their equalisers — Super Cops' tinned air fresheners and mark Lubbe practise fast draws  
Picture: STEVE HILTON-BARBER, Afrapix

stantiated stories about drunken brawls at local nightspots involving on-duty operatives of the company. There have been charges of trespass laid against the company, when its operatives began searching, without a warrant, the rooms of neighbourhood blacks in pursuit of stolen goods. There have also been reports that pets have gone hungry when the company was meant to be feeding them.

Rykaart's claim that all his operatives are ex-policemen has also been challenged. An ex-employee who declined to be named but stressed that he would give evidence under oath said that something less than half of Super Cops' patrolling staff had been members of the police force.

"I worked as a warden myself," he said. "And I've never had anything to do with the cops. I should know."

Like many other security companies, Super Cops promise a three- to four-minute armed response to alarm calls mounted from their distinctive black cars (BMW's, Sierras or Mazda 323s).

These cars are supposedly constantly patrolling their designated areas. Of the

three which I saw in the course of a tour with Rykaart, none were actually in motion.

The theory of armed response is that if something untoward happens, you press the alarm, and three to four minutes later, a broad-shouldered operative is at your doorstep to help you. It doesn't always happen that way in the real world.

A Fourways woman told the *Weekly Mail* that a few months ago she and her children had been alone in her house when she thought she heard someone in the yard. "I called Super Cops, and about half an hour later there was still no response. I phoned again. They told me their people were on the way. But they never arrived."

In the event, the operatives came well after daybreak, saying they had not been able to find the house.

In fairness, Super Cops responded well when we tested their response by triggering an alarm. They arrived 11 minutes later.

# Not quite the killer-cop sort we see on TV

WE pull up at the building site, and Andy Hanmer, Ryder Security operative (not the kind of "highly-trained deadly killer-pro that you get on the TV", he assures me) saunters out of his car. The 357 Magnum which he carries in an underarm holster never so much as twitches in the direction of his hand as he makes his way over to the scene of the crime.

"Okay," Andy says, almost wearily. "What's this all about?"

This is a cue for everybody to start talking at once — the Ryder Security foot patrolman, the victim, the two men who caught the accused — and the accused himself. The accused is as thoroughly disreputable-looking a character as you could hope to meet, terminally befuddled with decades of alcoholic excess, thoroughly shifty and incoherent.

And he's wet. It turns out that, in an attempt to get him to reveal the location of the identity documents, clothing and money he has allegedly stolen, the aggrieved parties have poured water over him, saying it was petrol and threatening to set him alight.

Bruised and soaked he may be, but the accused is far from cowed. "Take me to the police," he pipes up at every lull or attempt at interrogation. "I don't mind going to jail. It's not so bad in jail this time of year."

Hanmer has to sort this lot out. And he has to keep his patience. He tries to look serious. "Forget about jail," he says. "Nobody's going to the police."

Fruitless minutes later, we are searching the accused's place of abode for clues or contraband. This turns out to be a bathroom at the back of a film production house; the only sign of human habitation is a small cardboard box half-filled with possessions and tucked away behind the door. Gradually it starts to become clear that the accused doesn't live here at all. He has brought us on a wild goose chase.

Finally Hanmer, in consultation with the victim, reaches a compromise. Forget about the money and the clothes — but Ryder representatives and the victim are going to visit the suspect daily until the identity document and passport turn up.

Ryder Security works according to a system termed "area management", devised by Ryder's chief, Mark Allen. That this should be a novel ap-

White fears have fuelled the meteoric growth of the private security business, which last year turned over R50-m.

Security firms offer everything from policing to picking up the kids and feeding the animals while you're away. But the boom has also brought a proliferation of fly-by-night operations, private armies registered as security firms, and reports of bully boy behaviour. IVOR POWELL sorts the good from the bad

proach in this country is both an indictment of white society and a clue to the psychology underlying the booming security business in South Africa.

Area management represents nothing more than common sense. It acknowledges gardeners and domestic workers as being residents in the area, instead of seeing them as alien and probable members of the criminal class, as white South Africans are inclined to do. It is largely with these workers that Ryder liaises, attempting to use them as eyes and ears in the particular area.

"These are the people who actually know what is going on, the ones who are there all the time and can feel the currents. And if we're going to establish ourselves as a legitimate authority in the area, we need to be legitimate with them," as Mark Allan, chief of Ryder Security, puts it.

"A paranoid response just frustrates people and alienates them. In the end it does little more than exacerbate already bad relations."

In Allan's opinion, these bad relations are responsible for a very large part of the crime in South Africa's white suburbs. Crime, as he observes, is influenced by politics.

Certainly there is a real security problem. According to Lieutenant Colonel Frans Malherbe of the Police Liaison Department, one in four South African homes are burgled every year.

But there are also clear racial overtones to the security war. In the wake of a series of murders of pensioners, the advice given to the public by both police and the security industry was

● Continued overleaf

## Weekly Mail Subscription Queries

If you have any problems with home or postal deliveries of your Weekly Mail, please phone either LIZ or DI at (011) 331-3335 during normal office hours

## St Gregory's College

a new private non-racial high school, situated in Frere, has places available now for students in Std 5 & 6, aged from 10 — 14 years.  
Fees: R1000 per term for boy boarders only at the moment R625 per term for day students.  
Contact: St Gregory College  
P.O. Box 482  
Estcourt 3310  
Natal  
Tel: (e) (03631) 24704

## BLACK SASH CAPE EASTERN invites applications for the post of ADVICE OFFICE DIRECTOR

This is a busy office working to monitor, assist with and address community problems. This will be an extremely challenging and interesting job for a people-minded person. To start end of July or, soonest possible.  
Duties will include:  
Casework, supervision of office, training of voluntary workers, compiling regular reports, arranging workshops and meetings etc.  
— Salary negotiable  
— 4 weeks paid annual leave  
— 13th cheque  
Please submit application, along with detailed CV by June 30th 1989 to: The Chairperson, P.E. Advice Office Committee, P.O. Box 2767, North End 6056, Port Elizabeth.

## Jews for Social Justice

## Annual General Meeting

Guest Speaker: Professor Philip Tobias on 'Combating Racism'  
Date: Monday 29 May  
Time: 7.45pm  
Place: Waverley Shul (just off Corlett Drive)

...the pictures to local law enforcement authorities  
 In February a young woman, Sarah... and her eight-month-old son... were murdered at their home in a... suburban develop-  
 Such was the hysteria that... neighbours were calling for the erect-  
 of a "Berlin Wall" around the

One neighbour called for a total ban... blacks in the area, except for reg-  
 -ed workers "I'm not racialistic  
 all," Tenny Heelis said "But we  
 n't go walking around Tembisa at  
 It's not right they should be  
 -ing around here"

White fears have fuelled the meteor-  
 growth of the security business,  
 -h last year turned over  
 50-million and which employs  
 10 000 people nationwide. With the  
 -liferation of fly-by-night opera-  
 -s and the registration of private  
 -ies as security firms — reports of  
 'ly-boy behaviour are growing —  
 -state has introduced new legisla-  
 -to regulate the industry

Among other things, provision has  
 -made for a Security Officers'  
 -od, which will monitor the indus-  
 -A system of registration will be  
 -mmed, in terms of which people  
 -criminal records will be barred,

# the killer cops you see on TV

● From previous page

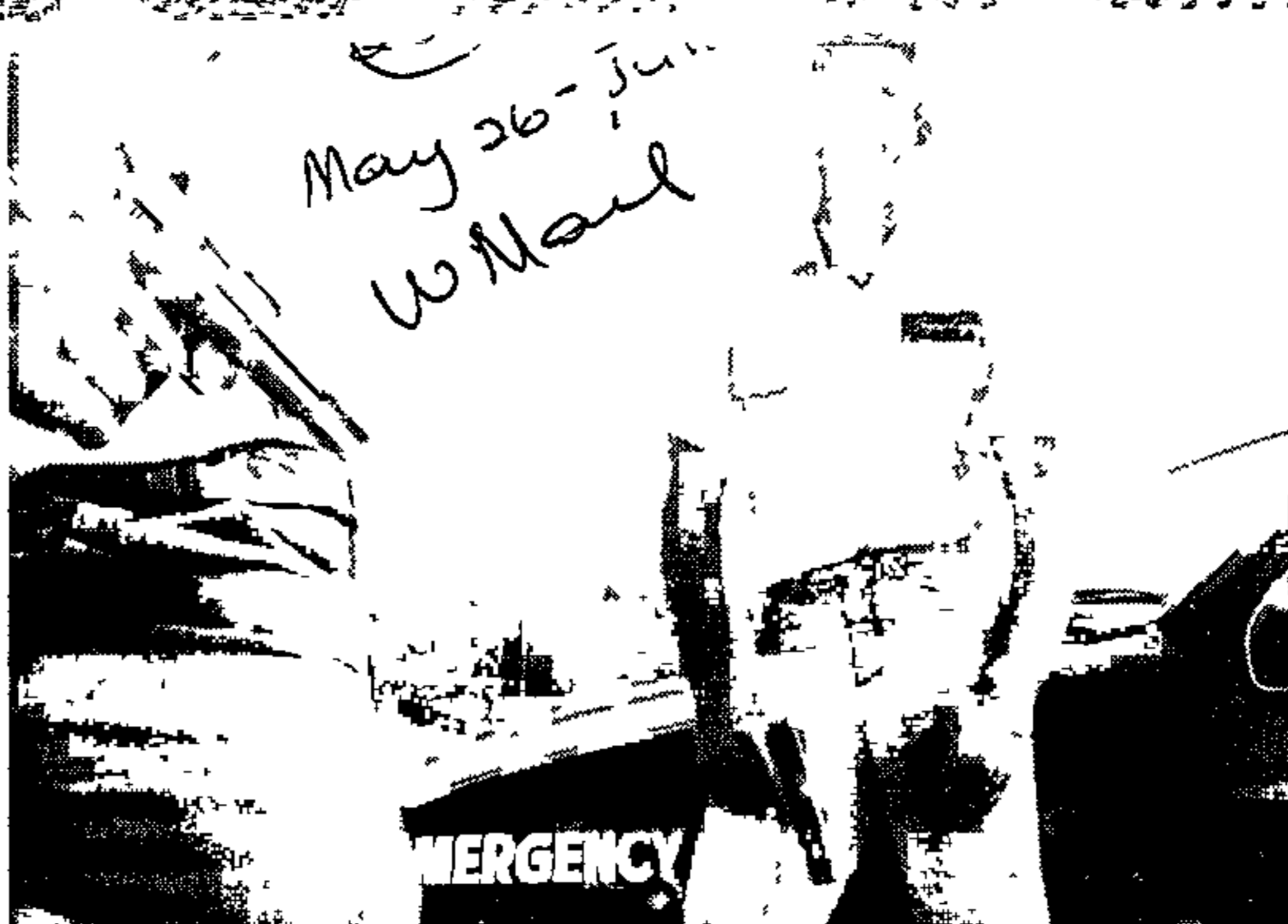
and people of unsound mind or guilty  
 of improper conduct will be disquali-  
 -fied

Previously, to register as a security  
 company all one needed to do was  
 form a close corporation. No training  
 or expertise was required

Ryder Security's Allan says people  
 were registering companies, collect-  
 -ing their fees and then disappearing  
 "Six months later a subscriber would  
 have a crisis and call for armed re-  
 -sponse — only to find the company  
 didn't exist any more"

According to police spokesman  
 Lieutenant Eugene Opperman, the  
 major problem for the police is that  
 the security firms are often confused  
 with the police themselves.

"A lot of people, especially blacks,  
 think that if you're wearing a uniform



Standing guard ... Imagery and symbolism are all-important

Picture: STEVE HILTON-BARBER, Afrapix

you must be a policeman," Opperman  
 says "They see a person in a uniform  
 and he's beating up somebody with a  
 nightstick or whatever. They jump to  
 the conclusion that it's the police, and  
 thus kind of thing gives us a bad repu-  
 -tation. That's why we are requiring  
 that security companies clearly dis-  
 -play their insignia in future"

The problem has been exacerbated  
 by the fact that the police themselves

do not wear a single, identifiable uni-  
 -form

In October last year Pretoria mass  
 murderer Barend Strydom exploited  
 this confusion to horrifying effect  
 During his trial, witness after witness  
 testified that they had not intervened  
 in the shootings because they thought  
 the uniformed Strydom was a police-  
 -man going about his business.

Employees of certain firms — Call-

able only to the trained eye from that  
 worn by the police. The public may  
 be forgiven a certain confusion

In fact, private security companies  
 have no legal authority whatever be-  
 -yond those of the ordinary citizen —  
 that of citizen's arrest, intervention at  
 the scene of a proposed crime and  
 conveying a suspected criminal to the  
 relevant authorities

With the exception of the AWB's  
 so-called security company, Aquila,  
 — which was banned from display-  
 -ing weapons in public under the  
 Emergency regulations — security  
 firm operatives are allowed to carry  
 arms

On the subject of Aquila and similar  
 organisations, Opperman is guarded  
 "Some so-called firms want to give  
 very extensive training, more than is  
 necessary. We can't allow them to  
 have too many members, we have to  
 keep track, because they can jeopar-  
 -dise law and order."

Nantes Rykaart, owner of the se-  
 -curity firm Super Cops, says the rap-  
 -id growth of the security industry lies  
 in the realms of psychology — it's  
 not so much a question of being se-  
 -cure as of feeling secure. Hence the  
 paramilitary look that most companies  
 cultivate

Hence also the proliferation of se-  
 -curity company insignia adorning  
 nearly every house in the northern  
 suburbs. On one Sandton garden  
 wall, I counted no fewer than eight  
 badges, representing four different  
 security companies, all watching over  
 the people inside

"The signs are there as a deterrent,"  
 says Rykaart "Usually, if we've got  
 the signs up, we never have to do  
 anything else"

Still it is hard to avoid the feeling  
 that security paraphernalia have be-  
 -come a fetish.

"We get calls all the time," says Ry-  
 -kaart "Woman on her own. Come  
 and look after me, my husband's  
 away. It goes with the territory —  
 broad-shouldered good-looking guy,  
 gun at his side, like someone from  
 the TV"

"At first we didn't carry guns at  
 all," Ryder Security's Allan says  
 "We don't need them, that's not the  
 way we work. But our clients weren't  
 taking us seriously. They wanted  
 the feeling that Big Brother was  
 watching over them. I've used mine  
 once since I've been wearing it — to  
 shoot into the ground. Most of the  
 lads have never used their guns at  
 all"

Imagery and symbolism are all-  
 -important in the industry. Where  
 Super Cops is basically American —  
 its symbols suggest TV law-enforcers  
 — and Ryder suggests the Boy  
 Scouts, some firms are more sinister.  
 German Special Security Advisors  
 utilises both the German imperial eagle  
 and a reasonable impression of  
 the Nazi SS symbol in its logo

## Clapton to play twice in Harare

RHYTHM 'N BLUES legend Eric  
 Clapton will play two dates in Harare  
 after his three-day jamboree in Swazi-  
 -land — as well as concerts in Bot-  
 -swana and Mozambique, it was re-  
 -ported yesterday.

According to Ziara, the Zimbabwe-  
 -an national news agency, Clapton  
 will perform in Harare on July 25 and  
 26. Two days later he will play the  
 Boipuso Hall in Gaborone and on  
 July 30 he will perform at the Macha-  
 -va Stadium in Maputo.

Supporting acts for much of the  
 tour have not yet been signed, but al-  
 -most anybody who's anybody in  
 South African music — and a sprink-  
 -ling of overseas rockers — will join  
 Clapton at the three-day celebration  
 starting on July 21 at Swaziland's  
 Somhlolo Stadium. Locals who are  
 definitely down to play include Stu-  
 -mela, Brenda Fassie, Sakhile, Bay-  
 -ete, Mango Groove, Jennifer Fergu-  
 -son, PJ Powers, Bright Blue, Sanko-  
 -moto and Sipho "Hotstix" Mabuse

Proceeds from the concert will go  
 to the King's Trust, which was estab-  
 -lished by Swaziland's King Mswa-  
 -ti last year



Here's to the game ranger



Here's to the fireman



Here's to the farmer



Here's to the miner



Here's to the postman



Here's to the fisherman



Here's to the truck driver



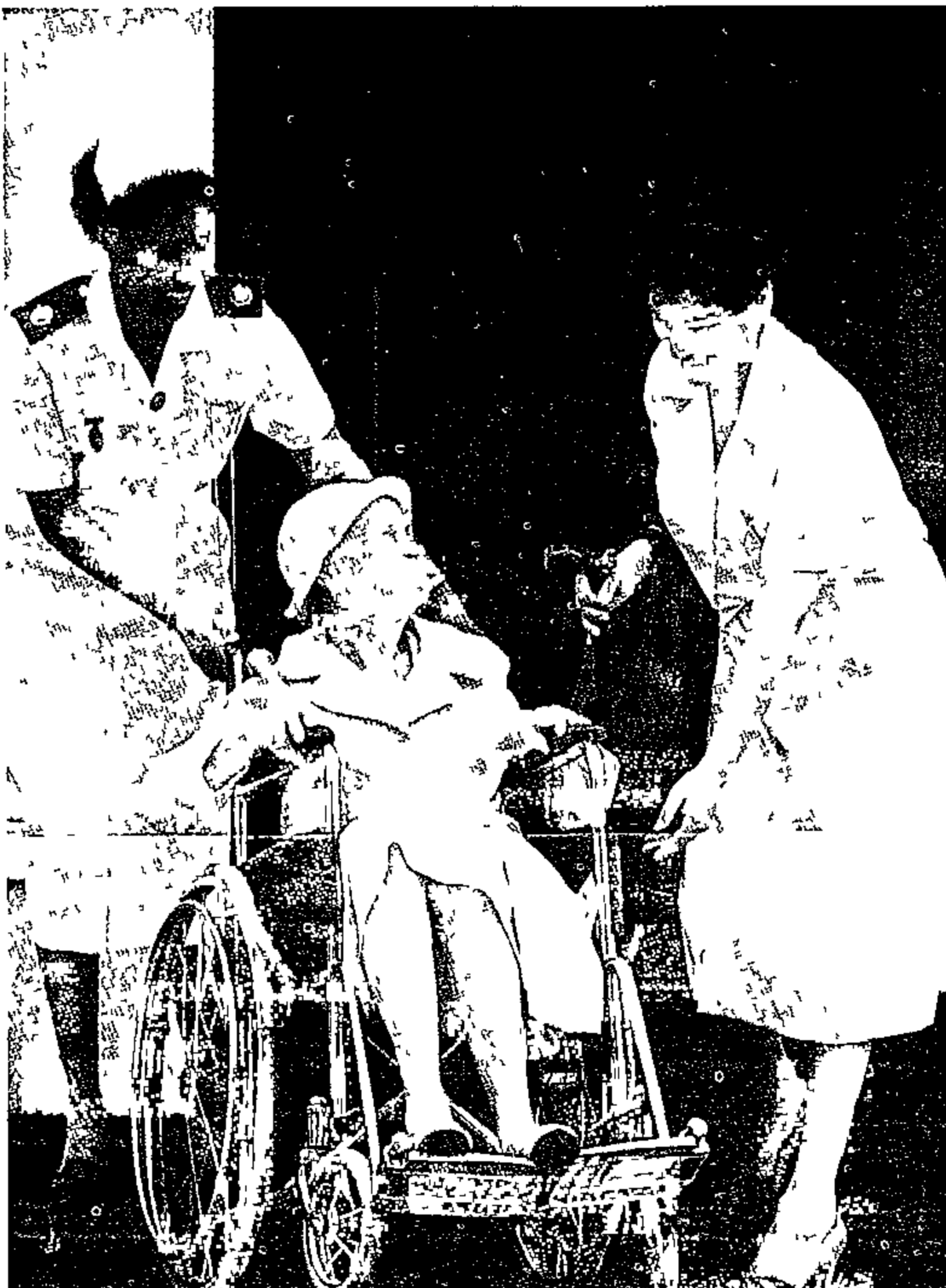
Here's to the nurse



Here's to the police officer



Here's to the housewife



Here's to the nurse who spends her hours caring for the old

### South Africa This tribute is for you!

Here's to the workers in the mines  
 digging up the gold  
 Here's to the nurse who spends her hours  
 caring for the old  
 Here's to the postman we depend on  
 to walk the extra mile  
 Here's to the lady at the checkout  
 quick and ready with a smile  
 Here's to the mother and the housewife  
 and to every working man  
 Here's to everyone  
 who cares about this land  
 Pick 'n Pay salutes you  
 We care because you do  
 You keep this country going  
 You can make this country new!

Like you, we care about this country.  
 Let's make it better... together.

**Pick n Pay**



Here's to the mother



Here's to the housewife

## Climate 'still too revolutionary'

CAPE TOWN — The state of emergency was continuing because the actions of revolutionaries were standing in the way of faster peaceful reform, the Minister of Law and Order, Mr Adriaan Vlok, said yesterday.

Opening a new police station in Fish Hoek, he said it would still take time and a great deal of work to restore a normal and stable climate to the country. *Star 26/5/84*

"Radical activities" were responsible for the imposition of the state of emergency and for violence in South Africa, he said.

"It is them who are still responsible for the revolutionary climate which is still at an unacceptably high level. And it is them who are still standing in the way of faster peaceful change."

He said living conditions in black residential areas were normalising to a large extent but the process was still far from complete. The actions of ac-

tivists caused the continuation of the state of emergency.

"The Government will not be lead up the garden path by revolutionaries and radical activists. The final decision will depend on the facts which best suit the country's interests."

Mr Vlok said the revolutionary climate was still unacceptably high and the "Communist enemies" were putting all their efforts into turning South Africa into a classless communist state.

"The main actors who incited the unrest are still in the country and most of them are not prepared to abandon their revolutionary objectives."

He said that during September 1984 a devastating gust of violence swept through most black residential areas. Hundreds of people were publicly murdered in the most gruesome way and millions of rands of damage was caused to property. As a result the emergency had been imposed. — Sapa.

# Drunk constable killed 4 whom he 'didn't believe'

By PETER AUF DER HEYDE

THE Grahamstown Supreme Court this week heard startling evidence of the poor training and discipline of a *kitskonstabel*.

A *kitskonstabel* who killed four people in a shooting spree told the court he had been drinking before the killings.

Mzamo Ntaka, 31, also told the court that during his six months' service as a special constable, he had only performed guard duty and had never been called on to deal with a situation in which shots were fired.

Ntaka was convicted on four counts of murder with extenuating circumstances. Murder charges against two other constables allegedly involved in the shootings, which took place in Tanty Location, outside Grahamstown, in 1987, were dropped.

Ntaka said that he had only received six weeks' training before being sent into the township. Even though he had only been in the police force for six months, he was the most senior policeman at the scene of the killings.

He said he had been drunk when had gone on duty and had drunk more alcohol while guarding a school. During his short service as a constable, he had only performed guard duty, he told the court.

Ntaka said he and two other policemen had gone to investigate shots they had heard and which they believed were directed at them.

They found a group of people in a house whom they believed were responsible. The people denied all knowledge of the shootings, but he did not believe them and opened fire.

Four people died in the shooting spree and seven others were injured.

The case was postponed. — ANA

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WMAK  
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# Workers

Weekly Mail <sup>(25)</sup>  
supporters sue  
minister <sup>(1)</sup> <sup>(2)</sup>

By THAMI MKHWANAZI

EIGHT people arrested after last year's picket in Pretoria against the suspension of the *Weekly Mail* have sued the minister of law and order for damages totalling R96 000.

The eight each claimed damages of R12 000 for alleged unlawful arrest and detention under Emergency regulations. Summons were issued in the Pretoria Supreme Court last month.

They were held for four days at the Pretoria Central and Sunnyside police stations.

After their release on warnings on November 8, the eight appeared four times in the Pretoria Magistrate's Court but were not charged.

During their last appearance on February 17, the magistrate ordered the prosecution to lay charges within three weeks. He also set the trial date for June 1 and June 2.

The state failed to comply with the order, and instead filed charges of attending an illegal gathering six weeks after their last appearance.

The claimants are: Libby Lloyd, Association of Democratic Journalists national co-ordinator; Black Sash member Kerry Harris; Cornelia Scholtz, Helena Saayman and Manette Carstens, members of the Students for a Democratic Society at Pretoria University.

The others are Laura Best, and high school and technikon students Patrick Malewa and Zac Rantshedl.

The picket was part of protests in South Africa and abroad over the four-week suspension of the *Weekly Mail*.

w.m.a.f.  
26/5-11/27

# Flare-up in Soweto schools disrupts exams

POLICE patrolled schools in Soweto yesterday as student protests over teacher shortages disrupted examinations in many parts of the township.

Students at schools in Chiawelo, Moroka and Dhlamini staged a class-boycott and tore up question papers to highlight complaints that a severe shortage of teachers had left them ill-prepared for the examinations.

At schools in other parts of the township, students held mass meetings to discuss the scarcity of staff, the freezing of teaching posts and the authorities' refusal to enrol former detainees.

End-of-term examinations for Soweto high schools had been due to begin on Tuesday this week.

At Ngungunyane High School in

Moroka, students held a mass demonstration. There was security force action which cannot be reported in terms of Emergency regulations.

The police public relations directorate in Pretoria referred press queries about the student allegations to their liaison officer in Soweto. The duty officer, Major N Hartwell, said it was not policy to comment on such issues.

A *Weekly Mail* investigation into student grievances found a common complaint to be the introduction of a common paper in each subject for all schools in Soweto — even though thousands of students have received no tuition because of the overload on existing staff.

Students rejected claims by the De-

## Class boycotts and simmering discontent over staff shortages prevent students from writing exams in Soweto. THANDEKA GOUBULE reports

Department of Education and Training (DET) that schools in Soweto had been over-staffed. They said the student to teacher ratio remained as high as 50 to one.

A mass meeting due to take place at Regina Mundi so that students and teachers could discuss the crisis was banned yesterday.

DEI representatives were not available for comment last night. On Wednesday principals from

about 60 schools in the region went into an emergency meeting to discuss the situation.

One of those present told the *Weekly Mail* yesterday that students at only 22 schools in Soweto had managed to write their papers while examinations had been disrupted at 23 schools. The remaining institutions in the township had been closed for the first term of the year because of unrest and student violence.

The DET was adamant that all schools must hold examinations this term and the authorities had left the school heads to resolve the crisis, he said.

"They were so concerned about lifting standards that they did not consider the problems of no teachers and

the large number of students who do not have classrooms or who have not been given tuition."

The DET had made life difficult for principals by shifting problems that they had been unable to resolve onto the shoulders of school headmasters. Some principals had requested a police presence on the school premises as they felt the situation had become explosive.

Yesterday students who were able to write exams in Soweto sat in class while police sat outside on the grass to monitor the situation.

In some schools principals have agreed to set new papers for students who had not received tuition in areas covered.

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Newell 21/5-11/6/89

# Jail for constable who battered man to death

A FORMER Oudshoorn riot policeman, sentenced last week to 12 years' imprisonment for bludgeoning a suspect to death, was part of a unit seconded to the Sandkraal — a "peaceful area", according to his commanding officer — at the behest of the local Joint Management Committee.

André Schutte, 19 when he killed Andile "Ace" Kobe in March last year, was also sentenced in the circuit court to six months for each of two charges of assault with intent to do grievous bodily harm, suspended for five years.

His former riot unit colleagues Piet-er Koen, 22 and Cornus Serfontein, 23, were each sentenced to seven years in jail for attempted murder.

The three convicted policemen were formerly constables attached to the South Western District riot unit based in Oudshoorn.

Colonel GP Marx, the officer commanding the riot unit, told the court riot policemen had been seconded to Sandkraal following a JMC decision that people who moved there from Lawaalkamp required "protection".

He described the township as a "peaceful residential area" with no recorded "unrest incidents".

The three convicted men were each granted R1 000 to petition the chief justice after Mr Justice Hannes Fagan turned down an application for leave to appeal.

Their 23-year-old victim was

Three policemen jailed for killing a suspect by bludgeoning him to death with a plank were part of a unit sent to a township to provide special 'protection' for residents

Own Correspondent: George punched, kicked and fatally battered over the head in the Sandkraal police station after trying to resist arrest for brawling in public on the night of March 19 in Sandkraal township, near George

He broke loose on arriving at the police station and ran into a nearby dam, but was caught and taken into a small back room of the police station and assaulted.

The court heard how Schutte used a plank to hit Kobe two or three times on the back of his head while Kobe was trying to stand up. Then Schutte climbed on to a chair, saying: "Now I'll show you how I jump on a kaf-fir's head." He was restrained by Koen and Serfontein.

At about 9pm a comatose and semi-naked Kobe was driven from the Sandkraal police station to an isolated beach 7km away by Serfontein and Koen, where he was dumped. The act, the judge said, displayed "an absence of basic humanity".

Schutte, bitten on the left arm while struggling with Kobe, returned to the police single quarters in George

Two other policemen who found Kobe two-and-a-half-hours later, still alive but unconscious, were ordered by their sergeant to wait until a senior officer arrived at the scene, at about 1.30am.

Kobe was admitted to the Goerge Hospital where he underwent emergency surgery for a subdural haematoma, but was certified dead by 8.30am.

A post-mortem by Tygerberg Hospital forensic pathologist Professor Jurie Nel found that Kobe had died of a "tremendous blow to the head", which caused immediate concussion and fatal intra-cranial swelling. The body bore 25 to 30 bruises and grazes consistent with blows delivered by blunt objects.

The fatal assault followed several other incidents after the three men went on duty at 1pm on Saturday, March 19. During the afternoon, Schutte punched 57-year-old Klein-booi Qatana and ground his boot into the man's ear, rupturing an eardrum, while investigating a complaint of assault. Qatana was later forced over the back of a chair in the police sta-

tion and sjambokked by Koen.

Schutte, whose basic training at the Police College in Pretoria had been interrupted when he was posted to Soweto for "riot duty" in mid-1987, was also found guilty of grievously assaulting Priscilla Jebese in the charge office by slapping her and grinding his boot against her ear.

"I was looking for silence," he said. "I noticed she was drunk, that she spoke English and incessantly asked me questions; I was irritated and slapped her"

Schutte, who joined the police straight after school because he "enjoyed working with people", was described by the judge as a "sadist" who took "apparent pleasure in hurting weaker people".

He, Koen and Serfontein were "poor witnesses" who often failed to stand up to cross-examination. They had all agreed to make false statements to the investigating officer about the use of the plank, which had been destroyed by Schutte and Koen.

Schutte, said Mr Justice Fagan, had shown no signs of remorse for the "sadistic deeds" recounted in court and possibly showed psychopathic traits. The judge, however, rejected a psychiatrist's argument that Schutte had acted in a state of "automatism".

Schutte's youthfulness, inexperience as a policeman, indiscretion and short temper mitigated in his favour, the judge said.

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# Varsity 'double agent' the son of SA diplomat

A UNIVERSITY of Cape Town student exposed this week as a police spy is the son of the South African consul-general in Munich.

Christian van Niekerk, the father of second-year BA student Chris van Niekerk, could not be contacted as he was away on business and would only return to Munich today or on Monday.

The Department of Foreign Affairs "could not comment on allegations". The inconsistencies in Van Niekerk's two "confessions", one on

May 15 and another five days later, led the SRC to conclude that his admissions were "incomplete, untruthful and insincere."

"In this context, we are wary to believe that he has left the security branch," the SRC said in a statement.

In his first confession Van Niekerk said he had hoped to meet someone who could put him in touch with a person in the African National Congress and that he had intended becoming a "double agent". But on May 20 he said he had been

By SAHM VENTER,  
Cape Town

a security branch agent until April 1989 when his "ideology changed". He admitted to having lied about the double agent story.

"At no point could he be described as a willing confessor since much of the information he disclosed, he only did after contradictions and lies were pointed out," the SRC statement said. Van Niekerk was a member of the SRC Projects Committee in 1988 and

a member of the off-campus Gardens Youth Congress (GYC) from May 1988 to November 1988. In February of this year he joined the SRC Labour and Economics Group.

According to the SRC, which has called for disciplinary measures against Van Niekerk, he failed to build up contacts in Nusas and the GYC. "In Nusas he was largely unknown and regarded with caution particularly because of his projected radicalism," said the statement. The GYC has demanded his expulsion from the university.

UCT principal and vice-chancellor Dr Stuart Saunders, who spoke to Van Niekerk this week, said: "He confessed he was a police spy. The matter is now in my hands."

UCT public relations officer Eugene Hugo said: "Dr Saunders has repeatedly made it clear that police spies would not be tolerated on the campus." Van Niekerk is the second spy to be discovered at UCT in 20 months. Dannie Pretorius was exposed in 1987.

*Opp Tanks*  
*27/5/87*  
**Bail for striking meat worker**

A MAN who was arrested when police dispersed about 200 striking meat workers this week has been released on R50 bail after a brief appearance in the Cape Town Magistrate's Court.

No charges were put to Mr William Ngxowa, 60, yesterday and he was warned to appear in court on June 12, an attorney yesterday said.

A worker injured during the police baton charge on Thursday was yesterday still in hospital, a Food and Allied Workers Union (Fawu) spokesman said.

By late yesterday no further incidents had been reported.

Company human resources manager Mr Tjaart Theron yesterday confirmed that "constructive" talks had been held.

# Massacre hero given reward

CAP. T. K. S. 27/5/84 251

PRETORIA — A reward of R3 000 has been presented to the hero of the Strydom Square massacre in Pretoria, Mr Simon Mkondeleli, SABC radio news reports

The Commissioner of Police, General Hennie de Witt, yesterday confirmed that the reward had been presented to Mr Mkondeleli

General De Witt said by his heroic action, Mr Mkondeleli had prevented further loss of life

The former taxi driver and policeman, who is believed to be in line for a State President's award, said he was planning to apply for a firearm licence following an attack on Thursday by a group of whites as he left Church Square after Barend Strydom was sentenced to death eight times

Strydom is to be interviewed by detectives on death row about possible involvement in the arson attack on Khanya House, the headquarters of the SA Catholic Bishop's Conference in Pretoria Strydom has admitted responsibility for the attack

The SAP's deputy CID chief, Major-General Jaap Joubert confirmed that detectives would also investigate Strydom's claim that the Wit Wolwe assassinated Dr David Webster recently

● About 1 500 students rallied at the Northern Transvaal Technikon at Soshanguve yesterday, to approve the death sentences imposed on Strydom and to demand the banning of the AWB, of which Strydom is a former member

● Lawyers acting for Strydom said yesterday they would launch an appeal against the death sentences within two weeks — Sapa

## Woman in court for 'Wolf' protest

PRETORIA — A 28-year-old Roodepoort mother appeared briefly in the Pretoria Regional Court yesterday morning on a charge relating to demonstrating within 500 metres of the Pretoria Supreme Court shortly before the sentencing of mass-killer Mr Barend Hendrik Strydom

The case was postponed until June 12.

# Electronic bank

## 27/8/87 Policemen jailed after killing

JOHANNESBURG. — Three Natal policemen have been sentenced to terms of imprisonment after being convicted in the Scottburgh Circuit Court for culpable homicide and assault with intent to do grievous bodily harm.

Mr Justice Broome sentenced Sergeant G S Rheeder to an effective four years' imprisonment for culpable homicide. Detective Warrant Officer P S Madikane was convicted on two counts of assault with intent to do grievous bodily harm and was sentenced to 12 months in jail. Sergeant R D Mzobe, convicted of culpable homicide, was sentenced to an effective three years' imprisonment.

The policemen, acquitted on the original charge of murder, had used electric shocks to gain information from two suspects, Mr Sithembiso Raymond Mbuto and Mr Ke Nywose, in August last year. Mr Mbuto died after receiving the shocks. — Sapa

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# Student killed

The young beauty with the calculating brain as well



Lovely 20-year-old Petronella Onyerwacht, of Zone 2 in Diepkloof, is a matric student who hopes to get top marks in computer science in the forthcoming exams. She claims not have much spare time after her studies but does enjoy dancing when she takes a break. **PHOTO BY SONGZANI MNGUNI**

Birdshot used to disperse group out on revenge mission

251  
at west  
28/5/89

By SELLO SERIPE

A SECOND year student teacher was shot dead in Kroonstad this week and three other students were injured when police used birdshot to disperse a group of Mphohadi College of Education students who were on a "revenge" mission.

The dead student was named as John Moku-bung, 25, of Heunspruit farm, who died at the Bopitumelo Hospital.

The injured three were Charles Kanono and two unidentified students. They were also taken to hospital.

The incident occurred earlier this week when the students went out in search of seven men who allegedly gang-raped a colleague last Friday night.

The victim, who is married, was allegedly raped at her home after the attackers overpowered her husband.

## Fired

A source at the college said the angry students were able to track down one of the men.

They made him point out the homes of his accomplices, but police moved in and fired at the students.

The rape suspect was then arrested by the police. A police spokesman, Capt R Bloomberg, confirmed the incident.

He said police were summoned to the college as a group of students had arrested a housebreaking and rape suspect.

"At first the group refused to hand over the suspect to the police.

"Later when the police left the scene with the suspect, the group stoned the vehicle.

"The police were compelled to use birdshot to disperse them.

"One man was found lying bleeding at the scene. The police took him to the Bopitumelo Hospital where he later died," Bloomberg said.

He added that three persons - two men aged 19 and 28, respectively, and an 18 year-old woman - were treated at the same hospital.



# RESPECTIVES 3

EVERY once in a while there pops up a single incident which contains a multitude of lessons. The recent run-in between Business Day editor Ken Owen and the police is a good example.

The history is quickly told. Three years ago four miners were brutally executed before 2 000 witnesses in a mine compound after being accused of being management informers. The police arrested four men in connection with the incident but released them because of lack of evidence.

Business Day recently began investigating the incident. It acquired transcripts of the in-company inquiry held into the incident — transcripts which had been freely available to the police — and sent reporters to talk to witnesses. The resultant article made chilling reading.

In a subsequent scathing article, Mr Owen concluded that Law and Order Minister Adriaan Vlok and his police had been incompetent and that law and order was breaking down when murders committed in front of 2 000 witnesses could not be solved in short, the country was becoming ungovernable.

The police disagreed — strongly. Commissioner Hennie de Witt called the attack "slandorous", the matter was referred to the Newspaper Press Union and Mr Owen and his reporters were peremptorily instructed to come and "tell all" — which they did under a Section 205 subpoena and in enforced secrecy.

The issues which arise from the above chronology are a bit more complicated.

The most pressing question is, of course, the limits on political criticism of the police and their Minister. If one puts aside the technical merits of Mr Owen's argument — the police after all do have a case that a different test of evidence is set in court proceed-

## Brian Pottinger

251  
S/ Times 28/5/89

### The general v the Press

ings than in newspaper articles — one is still left with the uncomfortable feeling that the police response had more to do with pique than anything else.

Mr Vlok — described as putty in the hands of the police — remains remarkable by his absence from the public debate. It was, after all, his resignation, not General De Witt's, that Mr Owen demanded and yet the only public response came from the Wachthuis in Pretoria and not ministerial offices in the H F Verwoerd Building in Cape Town.

That the basic issue raised by Mr Owen — police competence — is one of consuming public interest is not in doubt. Recent surveys by Research Surveys indicate that 63 percent of South Africans, white and black, do not believe the police are capable of adequately protecting them.

Mr Owen's propositions, surely, demand more than a mere bureaucratic response.

The second issue is the obverse of the first. If Mr Vlok responds to political issues with bureaucratic means, do the police respond to bureaucratic issues with political means?

Most assuredly, and no clearer example of that can be found than in another prominent South African's recent run-in with the police. Dr Dame Craven, chairman of the SA Rugby Board, ventured abroad to have talks with the ANC. The initiative outraged the police and invited a sharp rejoinder from Dr Craven who threatened to sue several policemen.

The last word came from General Johan van der Merwe, chief of the Security Police. "The police will not hesitate to take a stand against any person who attacks this principle (police opposition to talks with the ANC) by word or deed and to defend its case to the end."

The proposition is ostensibly innocuous but is in fact insidious.

It is not illegal to talk to the ANC and the question of whether one should talk is a profoundly political one — indeed most parliamentarians (if one takes whites, coloureds and Indians together), whose servant General Van der Merwe is supposed to be, have views directly contrary to his.

There is, of course, a third issue to arise from the Business Day experience. It has nothing to do with the police but, ironically, their critics. Where, then, are the doughty leftwing defenders of Press freedom now that an editor is under State attack, not for criticising their inability to solve a rightwing murder but their ineptitude in dealing with leftwing murder?

## Beginner police earn R12 876 a year — PR

PRETORIA — Police constables of all races earned a starting salary of R9 999 a year plus a yearly allowance of R2 877, a police public relations spokesman said on Friday.

The spokesman said a number of newspapers had reported that a constable earned R5 814,16 a year.

251 This was the lowest extreme of a scale determined for a certain class of employee in the government service, he said *by Dany 29/1/87*

Police constables, who needed matric to qualify for enlistment, did not fall at the bottom of the scale, the spokesman said — Sapa

# Vlok follows a script written by revolution

KEN OWEN

**L**AW and Order Minister Adriaan Vlok has blamed "the radicals" for the probable extension of the emergency. He is quite right, the people he calls "the radicals" do want the state of emergency to continue — the worse the better.

Modern revolutionary strategy was best spelled out by the Brazilian guerrilla leader Carlos Marighela in a passage which I have quoted before, but which bears repeating until Vlok learns it off by heart.

"It is necessary," Marighela wrote, "to turn political crisis into armed conflict by performing violent actions that will force those in power to transform the political situation of the country into a military situation.

This will alienate the masses who, from then on, will revolt against the army and the police and blame them for this state of things."

The response of the state, he predicted, would get steadily more violent and more irrational, the police would resort first to terror and then, as the population was reduced to sullen non-co-operation, they would see the only solution in the physical liquidation of their opponents.

**A**listar Horne, in his history of the Algerian struggle for independence, says Marighela's outline of revolutionary strategy is "of transcending importance for the modern world."

As a strategy, the militarisation of political conduct by acts of violence has succeeded in Palestine, Cyprus, Indo-China, Algeria, Vietnam, Rhodesia, Afghanistan, Portugal, Africa and Namibia, there is no reason to suppose it will fail in SA unless the South African security forces — or at least the Minister of Law and Order — can learn the lesson of those earlier conflicts.

The first step, as Horne points out, is for the revolutionaries to launch a "war without quarter" against the civilian population. The purpose is intimidation, to render the police

helpless by cutting off all information from the general populace. To succeed the revolutionaries must demonstrate that the police are unable to protect the people.

So much for the theory. Look now at what has been happening in practice.

The police public relations division, complaining to the Newspaper Press Union about Business Day's criticism of the failure to solve the murder of four miners before 2 000 witnesses at Western Holdings three years ago, said:

"The SA Police can only act against a suspect if there is concrete evidence indicating a positive link between the suspect and the crime. The police have certain information at their disposal, information which on its own is insufficient to institute prosecution.

"Due to intimidation and mutual involvement (the doctrine of common purpose) corroborating evidence was never and is not available to the SAP."

Former police officers who have sprung to the defence of the SAP make the same point. The retired commissioner of police, General Mike Geldenhuys, says police work

long and irregular hours, and often sacrifice their lives in the fight against terrorism, but adds in regard to the public executions at Western Holdings:

"Intimidation amongst blacks is rife — be it in the townships or on the mines. Eyewitnesses in a case of this nature, committed under such bizarre circumstances, will seldom if ever come forward. In fear of their lives." Other ex-police officers agree.

In other words, intimidation has succeeded, the police cannot protect the people against political murder and Marighela's first stage of revolution — alienating the people from the security forces — has succeeded.

**T**o this situation, the security establishment has reacted exactly as Marighela predicted they have taken emergency powers, they have thrashed people with stamboks, they patrol the townships in enormous military vehicles which isolate them from the people, and they have committed some indiscriminate killings, such as at Langa

The antidote to all of this is the enforcement of just law. When intimidation defeats the police, Marighela wins, when a black man catches Barend Strydom and hands him to the police for trial and sentence, Marighela's strategy suffers a setback.

That brings the argument back to the state of emergency. I am not among those who think any declaration of emergency law is an original sin, the law has been suspended at times in every great democracy, including the United States, and one must accept that the need for emergency rule may arise more often in a turbulent, polyglot, multi-racial, multi-religious country. However, as Marighela perceived, it is a dangerous instrument which should be employed only under the direct supervision of the judiciary.

In the end, the only escape from Marighela's dreadful sequence is to ensure that the police concentrate their efforts not on keeping order but on protecting the rights of the citizens — of which the right to life is obviously foremost. It means quick, even-handed justice, it means rapid solution of crimes like the Western Holdings murders or the assassination of Wits lecturer David Webster.

It means tracking down the perpetrators of every last killer in the cases named by Peter Soal in Parliament, and the cases he did not mention. It means justice under law, not police action outside the law.

Vlok has just released nearly a thousand detainees, some of them very likely to be ruthless men of Marighela's stamp, if he hopes to keep control in the months before the elections, he had better ensure that Marighela's "acts of violence" don't set in motion a new cycle of intimidation and repression.

If he lets murder go unsolved so that intimidation displaces law, SA is likely to go the way of Algeria, or Vietnam, or Namibia, where political dispute was turned into military conflict, according to Marighela's strategy.

## PW instructs House to act on homelands legislation

CAPE TOWN — State President P W Botha has ordered the House of Representatives to make a decision on a Bill — which could allow government to change homelands boundaries — by June 9

His move, made in terms of the Constitution, follows the Labour Party's walk-out on a joint sitting of the tricameral Parliament on Friday, when the party said it was not prepared to vote on the Bill

If they do not make a decision they will be presumed to have rejected the Alteration of Boundaries of Self-Governing Territories Bill

The key issues involved are the incorporation of Moutse and Botshabelo into homelands

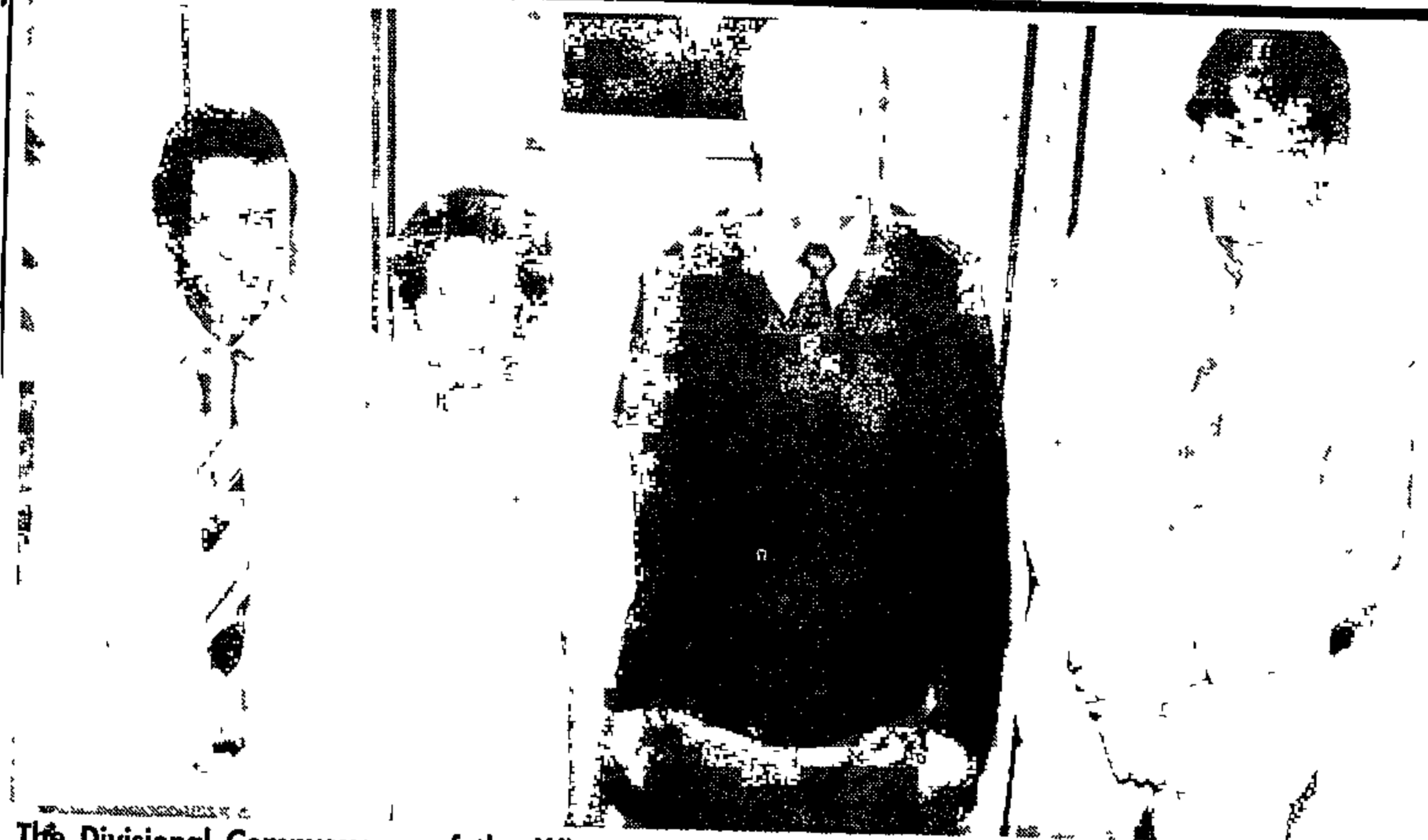
LP deputy-leader Miley Richards said his party wanted nothing to do with the legislation

"We believe the people of these areas have demonstrated through their court actions their feelings on this matter. We believe it is incumbent on the Labour Party to register, in terms of Parliamentary procedure, its strongest opposition to the legislation, which seeks to abrogate the sovereignty of Parliament by handing the State President the power to tinker at will with the boundaries of self-governing territories and SA"

If government proceeded with incorporation of the two communities without consulting them, the move would be a form of tyranny typical of government's arrogance

## Namibian dissidents say SA

Star 30/5/89



The Divisional Commissioner of the Witwatersrand, Brigadier Gerrit Erasmus (centre), yesterday handed out rewards to three alert members of the public. From left are: Mr Johannes Matlhoahela (40), who discovered an arms cache, Miss Molly Motshedi (29), who discovered a limpet mine in a hairdressing salon, and Mr Mark Kruger who identified it as being a limpet mine.

● Picture by Stephen Davimes.

## Police rewards for alert members of public

By Craig Kotze, Crime Reporter  
Johannesburg police yesterday handed out rewards worth thousands of rands to alert members of the public who separately discovered a limpet mine and an arms cache

The cheques were presented by the Divisional Commissioner of the Witwatersrand, Brigadier Gerrit Erasmus

Mr Johannes Matlhoahela (40) received R1 200 for discovering an arms cache on May 17 near Olifantsvlei

Miss Molly Motshedi (29) received R1 000 for discovering a limpet mine in the crowded House of Zabor hairdressing salon in President Street in central Johannesburg on December 20 last year. A client in the salon at the time, Mr Mark Kruger, received R1 000 for identifying the object as a mine.

Brigadier Erasmus thanked the three recipients on behalf of the people of Johannesburg, saying they had saved lives and

prevented injury

Mr Matlhoahela, a tractor driver for the Johannesburg Municipality, said yesterday he made the arms find after coming across disturbed ground with what appeared to be a marked stone

"I scratched under the stone and discovered something wrapped in plastic," he said. "I opened it and found it full of parcels wrapped in silver paper. I opened these and found grenades and limpet mines."

PUBLIC SECTOR GOVT. - POLICE

1989

JUNE - ~~JULY~~ AUG

## South Africans

### 'have death wish'

PETER DELMAR

251

SOUTH Africans appeared to have a "death wish" and had no respect for the lives of their fellow men, Law and Order Minister Adriaan Vlok said yesterday. *SDM 1/6/89*

He told a Republic Day rally in his Verwoerdburg constituency that unrest had been brought under control by the security forces, aided by the state of emergency.

However, there had been an alarming increase in violent and politically motivated crimes.

"It seems as though we have no respect for the life of our fellow man. This is valid for everyone — white, black, brown and Asian

"It is as if the peoples of this country have a death wish. We know this is going to destroy us — destroy the future of our country — yet we carry on regardless."

Exhorting South Africans to seek greater unity and to work for peace and security, Vlok said he could think of no terrain where real unity existed today.

Police statistics showed that the incidence of murder, rape and serious assault increased steadily between 1986 and last year while figures for housebreaking and robbery declined.

The figures showed that 30 people were murdered daily in SA last year — one every 49 minutes — while 344 were seriously assaulted every day.

# Star 'latest victim of law' - paper

Star 2/6/87  
The Editor-in-Chief of The Star, Mr Harvey Tyson, had become the "latest victim of the law that allows the police to drag a journalist off to a secret inquiry, and to have him put in jail if he refuses to tell them the source of some innocuous economic information", *Business Day* said in an editorial today.

The editorial was commenting on the fact that security police were demanding the name of a highly placed source who provided statistics for an economic article in *The Sunday Star*.

Mr Tyson refused to name the source and has been reminded that he may be summoned to appear before a magistrate for interrogation in secret.

Failure to answer questions under a Section 205 subpoena could result in him being jailed until the matter is resolved.

*Business Day* said: "The victim of this treatment will be reluctant either to appear as a fact-gatherer for the police, lest he learns no more facts, or to betray informants to whom his newspaper has promised anonymity.

"This newspaper (*Business Day*) was recently subjected to 'the treatment' because the police wanted information which had emerged at a public inquiry three years ago ...

"In *Business Day's* case, fortunately, there were no confidential sources to be protected; in the case of *The Star*, it appears, the newspaper's staff are bound to protect the anonymity of a source, and the Government is in danger of having to imprison an editor of international reputation ..."



# Witness tells why he joined 'police hit-squad'

## Own Correspondent

CAPE TOWN — Former state witness Mr Bongani Jonas told the Supreme Court he was recruited into a shadowing police unit known as Askari, which hunted down and killed African National Congress guerillas.

In an investigation into his refusal to give evidence for the state, he said that he joined the unit for his "own survival"

Mr Jonas was to have given evidence in the trial of 14 people charged with terrorism. They are: Mr Tony Sitembiso Yengem, Ms Jennifer Ann Schreiner, Ms Lumka Elizabeth Nyamza, Mr Michael Mzimkhulu Lumbamsbo, Mr Mbutu Richmond Nduku, Mr Wellington Mongameli Nkwandla, Mr Mtheteleli Titana, Mr Gary Kruser, Mr Christopher John Giffard, Mr Sitlabocha Charles Mahlale, Mr Alpheus Nkwana Ndude, Ms Gertrude Magdaleen Nethania Fester, Ms Zurayah Abass and Ms Colleen Lombard

## Interrogated

The court heard yesterday that Mr Jonas was shot in the thigh when he was arrested in September 1987 and was interrogated for about six hours while policemen stood on his injured leg and kicked it.

He said after he was released from hospital in February or March 1988 he was held at Tableview police station where he was interrogated regularly.

In May 1988 when the 14 people appeared in court for the first time, he was ordered to

pack — but was later stopped

He was taken to security police headquarters in Loop Street, where he was told by a Major du Toit to co-operate and be a state witness or "face the hangman's noose or go to the shallow pit"

"I was not asked, I was told that I was going to give evidence," Mr Jonas said

"They took me to an office where Colonel Smit had a piece of paper with my name on, which I signed

"I was told that if I signed the paper I would have access to my family within 40 days. If I did not, the police could keep me under Section 29 for another six months or more"

He said he was detained under Section 31 of the Internal Security Act

Mr Jonas said a statement was drafted by the head of the terrorist detection unit, Captain William Liebenberg, and he was taken to the Loop Street offices to meet two state prosecutors.

"But my conscience binds me and I cannot give false evidence to this court. Captain Liebenberg told me he had asked

Jenny (Miss Schreiner) to cross the line and be like Olivia Forsyth. He wanted to create a division between democratic (whites) and the oppressed community so that our people did not trust the white people," he said

"For me to testify would be to betray myself first. I was a victim. I was shot, treated cruelly and isolated from my family

"But I had to play along for my own survival. If I did not I would not have been here today. I would be in the company of Ashley Kriel and others"

He said he was recruited into Askari — also known as the A-team — which was made up of defectors from the ANC

Askari was led by the South African Police and during his detention he learned of two units, one based in Pretoria and another called the Cape unit based in East London. He was told there was to be another unit in Cape Town and which he would be recruited into

"I got to know some of the members — one called David, who had shot me, Fanyana, Young Lion and Lucky Mavibela

from Paarl and Stan Buyijl and Neville from the Transvaal"

"I was told the work of Askari was to go into the townships acting on information from the security police and seek and kill their former colleagues"

He appeared in the Supreme Court on April 18 to give evidence for the state and did not tell the court of his decision not to testify

"On the first day I asked the court for protection but only on the second day (April 19) I felt confident enough that it would protect and secure me"

## Brought shame

Mr Jonas said that after he refused to testify Major du Toit denied him the privileges he was allowed under Section 31

Mr Jonas said he would have brought shame upon himself and his family if he had testified. He regarded the struggle for freedom as a law of nature and for him to go this was an "act against God Himself"

He said the trial was a unique one in the history of South Africa as a cross-section of the people were represented

"Black and white, side by side, male and female as equals, fellow countrymen united in action

"This is a microcosm of a future nation. For me to testify against the nation is an offence which is more than treason"

The hearing continues

251  
Ex-cop convicted  
of helping two  
detainees escape

CM. Tink 3/6/89  
Court Reporter

A FORMER policeman who helped two detainees escape from the Wynberg police cells by handing them a package containing a gun after he received R1 000 was yesterday convicted in the Wynberg Regional Court

After the state withdrew the main count of contravening the Internal Security Act, Sean Damés, 22, of Tzaneen pleaded guilty to and was convicted on an alternative charge of aiding two detainees, Mr Adriaan Sipiwo Qila and Mr Donisile Smallboy Nokhatywa, to escape from the Wynberg cells

Damés was a policeman guarding the two at the time

In a statement he admitted that on January 28 he handed them a package containing a gun which they used in escaping from the cells. He had received the firearm from a friend of the detainees.

He admitted that he received R1 000 and did not ascertain what the package contained. From the package's weight he suspected it contained a gun.

The matter was adjourned to June 22 for sentence and bail of R2 000 was extended.

Damés initially appeared with Ms Christina Tyulu, 40, of KTC, who pleaded not guilty to the count of contravening the Internal Security Act. After the pleas were noted the trials were separated.

Ms Tyulu's bail of R2 000 was also extended and her hearing was adjourned to August 7.

Mr A P Kotze was the magistrate. Mr D Roeth prosecuted. Mr E Mohammed appeared for Ms Tyulu and Mr G Snape appeared for Damés.

# Hijack was bid to avoid ANC camp - claim

By Craig Kotze,  
Crime Reporter

Disillusioned ANC dissidents are being dumped in internment camps as far away as Uganda and the recent Soviet Aeroflot hijack drama was a desperate attempt by 174 members to avoid a similar fate, claim highly placed South African security sources

The sources say the Uganda link was revealed to the SA Police by ANC members who had returned to South Africa.

## HIJACK

The sources said those who no longer agreed with the ANC's policies were shipped out to either Uganda or Tanzania and never heard of again.

These claims follow the jailing of a South African, Richard Bradley Stacey, for 15 years in Tanzania for attempting, with another man, to hijack a Aeroflot jet carrying ANC guerillas to Dar es Salaam.

The hijackers tried to divert the plane to Johannesburg

According to The Star's London Bureau, the ANC has claimed that Stacey was a South African spy who had been refused membership because of suspicion surrounding him

The organisation said it was moving its personnel from Angola to Tanzania in accordance with the regional peace agreement in Namibia.

## RELUCTANT

The ANC has been reluctant to comment publicly on the attempted hijack on May 18 embarrassed, perhaps, to admit how close the South Africans were to a tremendous propaganda coup.

Stacey and another hijacker, who were armed with hand grenades, explosives and detonators, were overpowered and disarmed by Soviet guards after the failed hijacking bid

One man was shot in the chest and a crew member was hurt

The second man, currently held in a military hospital, is to

appear in court on June 13

Stacey, who is also reported to use the name Hodges, is understood to be a former member of the National Union of South African Students

South African police have denied that Stacey was a spy.

"He was never a member of the SAP and never worked for us," said Brigadier Leon Mellet, press secretary to the Minister of Law and Order, Mr Adriaan Vlok

But he confirmed a number of ANC members had returned to South Africa recently and had given information to police on the alleged brutal treatment meted out to them

The security sources say the Aeroflot incident is a sign of mounting strains within the organisation and between the ANC and its sponsors.

## RETURN

The sources say the Aeroflot incident is also seen as the result of a recent call by Mr Vlok to ANC members to renounce violence and return home

The call received wide media coverage in Africa, especially on the BBC's Africa Service

The sources claim that grievances within the ANC seemed to focus on material needs and corrupt leaders, many of whom allegedly enrich themselves at the expense of the rank and file by selling supplies intended for fighters

Food has become a major problem in ANC camps as the Soviet Union has cut off supplies, say the sources. The quality of other food is also reportedly poor, as is the quality of the clothing issued to members in the camps.

Officials are claimed to take first choice of equipment and food.

The sources claim that another grievance among many ANC members is that women have their children taken away from them after birth

The women are allegedly taken to Tanzania to give birth but are then sent back to their camps

# Policemen killed suspect <sup>251</sup>

Journal 6/6/89

**SOWETAN  
Correspondent**

TWO policemen and a civilian were found guilty of culpable homicide in the Supreme Court sitting in Witbank on Monday following the death of a suspect who had been assaulted in a Middelburg police station

Mr Justice van der Merwe found that Constable Karel Jacob Erasmus (26), Constable Marthinus Gerhardus van Deventer (22) and Hermanus Pelsner (30), had assaulted Mr Patrick Nkosi (26), on the night of January 31 last year in the Mhluzi police station.

Mr Nkosi had died of brain damage hours later in the Middelburg Hospital

A third policeman, Warrant Officer Falaza Phineas Maluleka, was found to be an accessory after the fact.

Mr Nkosi had been taken to the Mhluzi police station for questioning after the disappearance of Warrant Officer Maluleka's firearm while he was off-duty

Mr Justice van der Merwe said evidence had been given by witnesses who had seen Erasmus and Pelsner slapping Mr Nkosi's head, banging it against the wall, throwing him to the floor, kicking his head and stamping on it  
Erasmus and Pelsner

the incident.

Van Deventer had also admitted in a statement that he had taken part in the assault

(Proceeding).

# Bail opposed by police

THREE affidavits by security policemen were handed to the Pretoria Supreme Court in support of the State's opposition to five Delmas trialists' bail application.

The applications were handed to the court yesterday.

In a fourth affidavit, the Transvaal Attorney-General, Mr Donald Brunette, said he had seen the documents submitted to the court by the State.

He also saw other police documents which could not be made public in the interest of State security, the maintenance of law and order, police methods in obtaining the information, and possible danger to the lives of informers.

Brunette said he did not believe that the men should be granted bail and two of the trialists, Popo Molefe and Patrick Lekota, had not resigned from their executive posts in the UDF.

Supporting the State's submission that the men could easily flee the country should they be granted bail, Major P E J Kruger said in the past people granted bail or who have been acquitted, left the country illegally and joined the ANC.

As an example, Major Kruger said Mr Esau Raditsela and Mr Dorcas Raditsela left the country illegally to Botswana and later joined the ANC.

Lieutenant D B Erasmus said in an affidavit that Mr Elias Mokhele, the former chairman of the Bophelong Youth Congress and a member of the Vaal Civic Association, left the country during 1986 to join the ANC after he was granted R3 000 bail.

In a second affidavit by Kruger, he said "From information received, it is clear that the security situation in the country has not yet normalised and acts of violence during April 1989 have not decreased".

Kruger identified nine organisations — the ANC, the UDF, the Natal Indian Congress, the Congress of South African Trade Unions

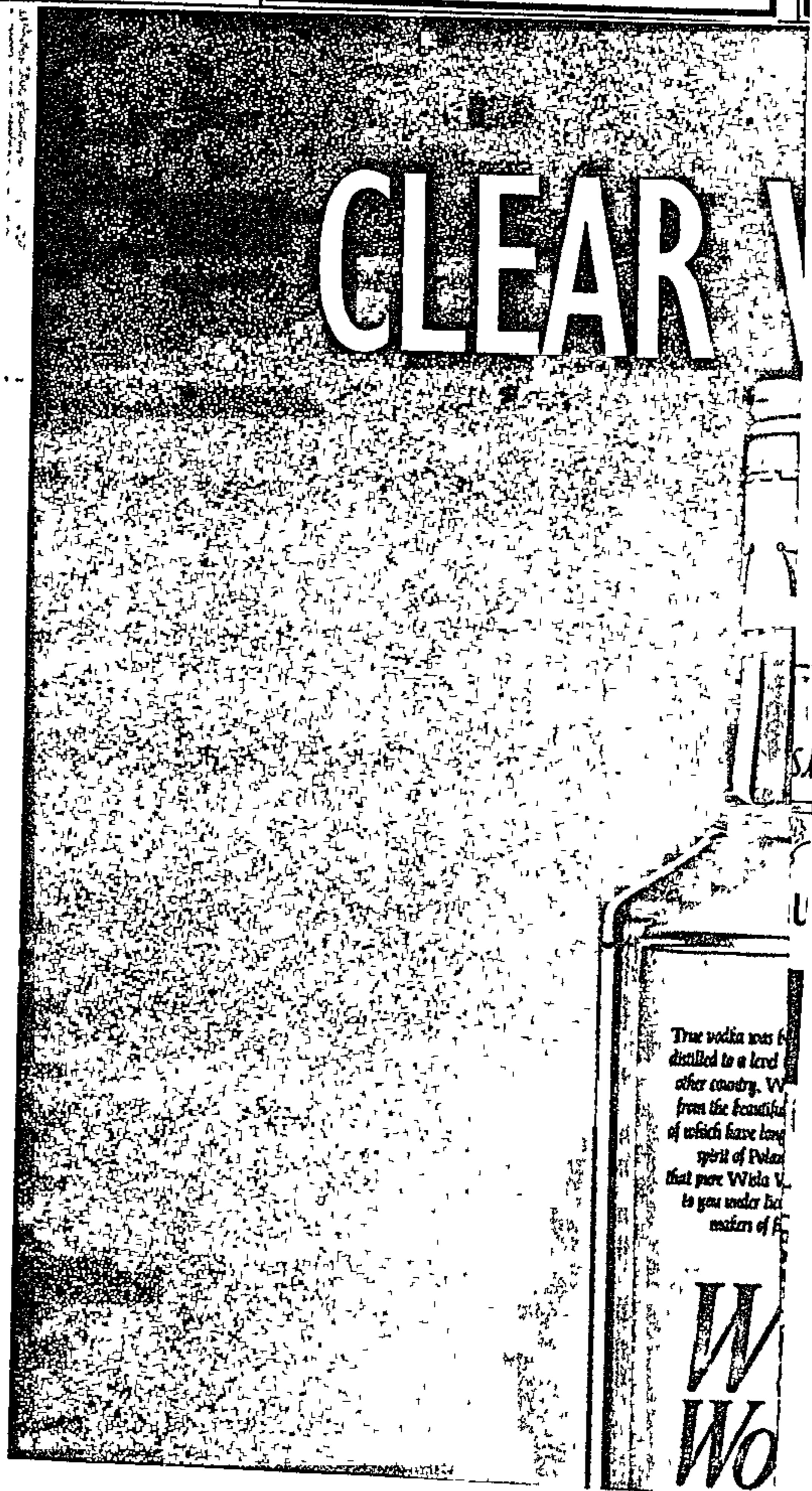
**SOWETAN REPORTER**

the South African Health Workers' Congress, the Johannesburg Democratic Action Committee, the South African Youth Congress, the UDF Women's Congress and the National Association of Democratic Lawyers — as politicising and mobilising "the masses despite the emergency regulations."

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# 3 cops arrested after shootings

Crime Reporter

DETECTIVES have arrested three policeman attached to the Special Guard Unit in connection with a wild shooting incident outside a Salt River nightclub in which three men were wounded on Friday night.

The Special Guard Unit is responsible for guarding the Houses of Parliament, government ministers and other VIPs

Police said detectives from the Woodstock CID arrested the men on Monday. They will appear in court soon.

The shooting took place outside the Space Odyssey nightclub after eight men apparently became involved in an argument

The policemen were off-duty at the time of the shootings

Two shots were fired and soccer players from the Orient Football Club ran towards their bus to escape the fighting

More shots were fired and Mr Noel Raymond, 30, from Heideveld, was shot in the stomach and the shoulder. Another man, Mr Keith August, 25, was shot in the back.

The rear window of the bus was smashed and a man, identified only as "Werker", was shot in the arm

# Memory defective, cop tells court

PORT ELIZABETH — A policeman told the Supreme Court here this week that his defective memory made him unable to confirm that two women had been told three missing civic leaders had been seen in Alexandria three months after their disappearance.

Constable Ntsikelelo Ngqoviva was testifying in a court application brought by Mrs Benedict Godolozzi calling on the Minister of Law and Order and the officer commanding at the Alexandria police station to produce her son, Qaqawuli Godolozzi.

Godolozzi, Siphon Hashe and Champion Galela, executive members of the restricted Port Elizabeth Black Civic Organisation (Pebco), mysteriously disappeared on May 8, 1985, after being invited to meet a British

Council member at the H F Verwoerd Airport.

Ngqoviva told the court he could not remember a conversation he and a Constable David Mtana had with Mrs Monica Godolozzi, wife of Godolozzi, and Felicia Draai in which they were told the three men would be moved to Louis Le Grange Square police headquarters.

Ngqoviva told the court he sometimes forgot important things concerning himself.

Two witnesses who were awaiting trial prisoners at the Alexandria police station in August, 1985, told the court they saw the three men at the police station.

Colonel Eric Strydom, former head of the East Cape Murder and Rob-

bery Squad testified that when Mrs Nothobile Hashe told him her husband was missing, he advised her to go to the mortuary to see whether her husband was not among burnt bodies.

He told the court the three men disappeared during a period of violent clashes between members of the UDF and Azanian Peoples Organisation (Azapo).

Strydom said he had issued instructions after May 12 that Hashe be taken into custody.

He said he had enquired about the missing men in a conference held on May 21, 1985, attended by all commanders in the Eastern Cape to discuss security and unrest.

The hearing continues — PEN

251 South 8-14/6/89.

Star 8/16/81

(251)

## R11,8-m Soweto barracks is opened

By Craig Kotze,  
Crime Reporter

South Africa's most modern single living quarters for policemen, which cost R11,8 million to build, were yesterday officially opened by a top SAP general in Soweto.

Called "Umziwethu" — "where we stay" — the new barracks can house between 800 and 1 500 policemen and is designed for cultural living, incorporating a library, reading and writing rooms and other facilities.

An orchestra building is still being built.

### PARADE

The complex, in Protea, was the best-equipped of its kind and showed the SAP cared for its members, said Lieutenant-General Bert Wandrag, the SAP's Counter-Insurgency chief.

He officially opened "Umziwethu" after a parade in which 12 black policemen were awarded decorations and medals, some the Police Star for faithful service.

"The design concept of this project reflects its domestic and recreational character.

"With this building we show that we see to the needs of our members and this contrasts with the horrific deeds and empty promises of the ANC and its allies," General Wandrag said.

He said unrest and instability were on the increase and that the "ANC/Communist Party/UDF alliance" was out to physically and psychologically intimidate people.

"We will find counters for every attempt by the revolutionaries to rob our people of spiritual stability and material prosperity. We will thwart their plans by making our people strong in every sector to guarantee their security and freedom," he said.



# Anglican ban on security police in church office

251  
The Argus Correspondent

DURBAN — Security police have been described at the Anglican synod as being "at the cutting edge of a politically repressive regime" and may no longer be parish councillors or church wardens

A motion declaring it "manifestly inappropriate" for security police officers to hold office in the church was passed yesterday.

A speaker said security police were like the "shock troops" of the government and were not accountable to anyone

"They assume extraordinary powers and often resort to torture," he said. "It is contradictory for this synod to want a democratic society while at the same time knowing that some of our parish councillors are in the security branch."

The Rev Charles Claasens said a church councillor in Mossel Bay was a high-ranking security police officer

"I know he is informing on all my activities and everything we do in the group goes back to the security branch. All I want people to understand is my fear and the fear of others. But what can we do? Our hands are tied," he said.

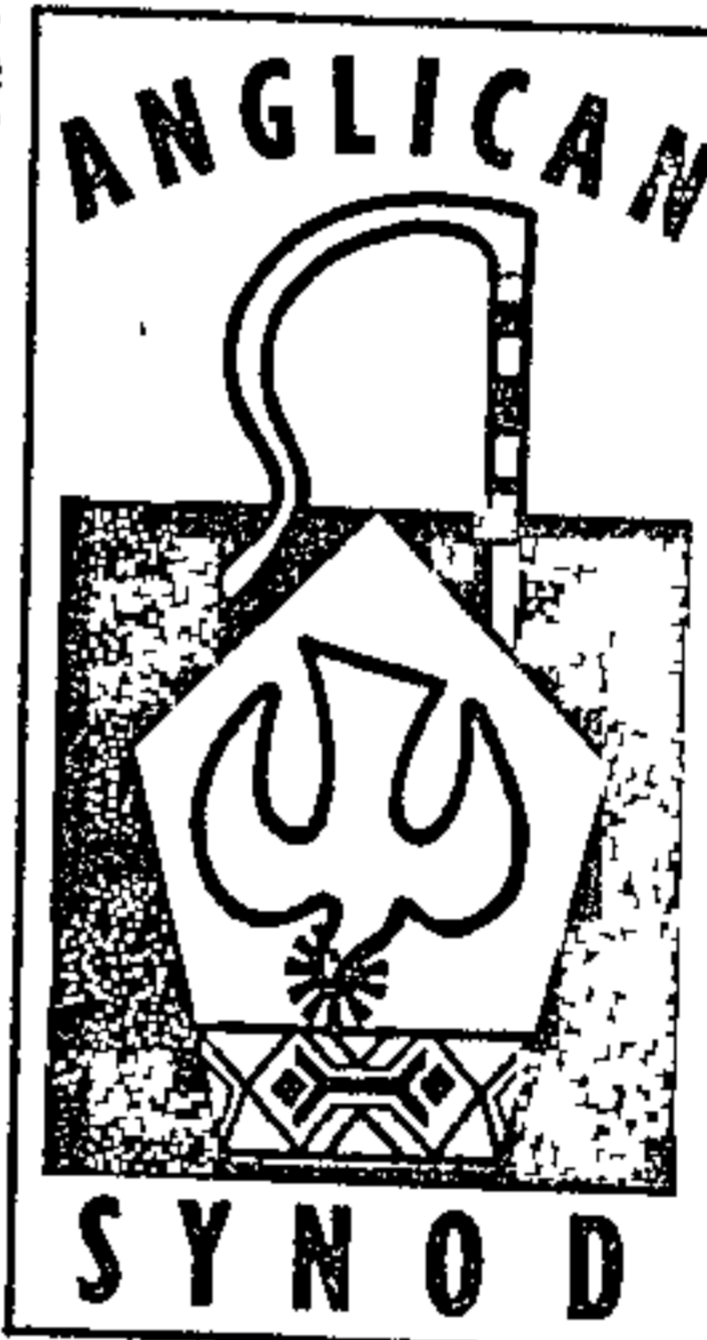
Speaking against the motion, Canon Ezra Tisani said the church had a responsibility to members of the security police themselves and was required to help them to do their work in a Christian manner.

● The Anglican Church will not comply with government regulations required by the Foreign Funding Act to disclose information about money it received from overseas sources.

In a motion passed by the synod the church added its support to a similar stand taken by the Southern African Catholic Bishops' Conference, the South African Council of Churches and the Anglican Church's own synod of bishops

The motion said that the Act had "sinister intentions" and was aimed at crippling the work of anti-apartheid organisations.

Proposing the motion, the Rev Rubin Phillip, said that an acceptance of the motion was intended to show civil disobedience towards a government that aimed to "prevent organisations, the church in particular, from opposing government policies"



CML-11-14 9/6/89 (23/251)

### Mine killings: No arrests

NO arrests have been made in connection with the public executions of four mine team leaders in July 1986 at Western Holdings gold mine near Welkom, police said in Pretoria yesterday. Business Day editor Mr Ken Owen and two reporters were subpoenaed in terms of Section 205 of the Criminal Procedures Act two weeks ago to reveal the identities to police of three mine workers who identified the alleged murderers.

Reports by Staff Reporter Own Correspondent, Sapa Reuter AP and UPI



# GOVERNMENT GAZETTE

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Vol. 288

CAPE TOWN, 9 JUNE 1989

No. 11929

KAAPSTAD, 9 JUNIE 1989

STATE PRESIDENT'S OFFICE

KANTOOR VAN DIE STAATSPRESIDENT

No. 1190.

9 June 1989

No. 1190

9 June 1989

It is hereby notified that the State President has assented to the following Act which is hereby published for general information.—

Hierby word bekend gemaak dat die Staatspresident sy goedkeuring geheg het aan die onderstaande Wet wat hierby ter algemene inligting gepubliseer word —

No. 75 of 1989: Police Second Amendment Act, 1989.

No. 75 van 1989 Tweede Polisie wysigingswet, 1989



# GOVERNMENT GAZETTE

OF THE REPUBLIC OF SOUTH AFRICA

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Vol. 288

CAPE TOWN, 9 JUNE 1989

No. 11930

KAAPSTAD, 9 JUNIE 1989

STATE PRESIDENT'S OFFICE

KANTOOR VAN DIE STAATSPRESIDENT

No. 1191.

9 June 1989

No. 1191

9 Junie 1989

It is hereby notified that the State President has assented to the following Act which is hereby published for general information —

No. 76 of 1989 Police Third Amendment Act, 1989.

Hierby word bekend gemaak dat die Staatspresident sy goedkeuring geheg het aan die onderstaande Wet wat hierby ter algemene inligting gepubliseer word —

No. 76 van 1989 Derde Polisewysigingswet, 1989

# SAP yow on Chikane poison claim

Star 10/16/89.  
POLICE yesterday promised to investigate the suspected poisoning of the Rev Frank Chikane, general secretary of the South African Council of Churches, if a statement is submitted to them

"The matter has so far only been reported in the press. We cannot investigate or open a docket on the incident unless we receive a statement from the Rev Chikane," said police liaison officer Colonel V Heyns

Mr Chikane, at present visiting the United States, was at first believed to be suffering from inflammation of the pancreas. He has

**PAT DEVEREAUX**

(251)

collapsed four times in the past six weeks

The first attack was on April 23 on a trip to Namibia, said Mr Chikane in a statement. "In all four episodes I felt nauseous, started sweating, salivating, and vomited. My body started shaking. My vision became blurred."

He was admitted to hospital. Medical experts in the US have confirmed that the symptoms are consistent with "organophosphate anticholinesterase" poisoning, which is found in agricultural insecticides.

At a press conference yesterday, South African Council of Churches executive committee member Dr Allan Boesak, who returned this week from the US, said medical evidence showed that Mr Chikane had been "deliberately" poisoned.

He said it was a sophisticated attempt (on Mr Chikane's life).

Now out of hospital, Mr Chikane is under the care of a US doctor.

Johannesburg poison expert Dr P Catzel yesterday said Mr Chikane could be suffering from an agricultural poison which is freely available in South Africa.

# Webster: no new leads, say SAP

WHILE anti-apartheid organisations are becoming increasingly sceptical that those responsible for the assassination of Dr David Webster will ever be brought to book, police this week said they were confident the killers would be found

Colonel Floris Mostert, head of the Brixton Murder and Robbery Squad, said "nothing spectacular" had been discovered since a second witness was found a few weeks weeks ago

Anti-apartheid organisations have said that until the killers are found, the finger of responsibility remains firmly pointed at the South African Government

Colonel Mostert said rumours

(251) <sup>Clv 10/6/89</sup> **JANET HEARD** ~~333~~  
that new identikits were released last weekend were false. However, he would not say whether new identikits had in fact been drawn up by the police, but were being withheld by them

There has been widespread speculation that the second witness found after the release of three detailed identikits of the alleged assassins had enabled the police to draw up new identikits

Colonel Mostert said "We have experienced many difficulties. We are still checking all the information received. The public has been wonderful in giving ideas and information and we are still confi-

dent we will find the killers, but at this stage, we have decided to not release any other identikits"

Questioned on the vague similarity between the identikit of the suspect involved in the attempted attack on NP nominated MP, Dr Boy Geldenhuys, and one of the three identikits released on Dr Webster's assassination, Colonel Mostert said "At this stage, there is no connection between Geldenhuys and Webster".

He said they would not release the colour or a description of the car driven by the assassins, because, "we are still sorting out the problems".

Dr Webster was gunned down outside his Troyville home

## Suspension

of cops 'not  
done lightly'  
Cont. from 10/6/69

Crime Reporter 251

POLICE said yesterday that the suspension of a policeman was not something that was taken lightly, because both sides of the story had to be taken into consideration.

The statement was made following the non-suspension of three policemen who are under investigation for the shooting of three men outside a Salt River nightclub on Friday, June 2.

Police said that once the investigation was finished, the dockets on charges of attempted murder would be sent to the attorney-general for a decision on whether to prosecute or not.

In May, three policemen from the Wynberg district were suspended from duty following an investigation into charges of attempted murder and armed robbery.

Police yesterday described the facts in the two incidents as "completely different".

# Let not the memories of Stanza Bopape fade

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Stanza 17/6/89

The father of Mamelodi activist Stanza Bopape, Mr Junius Matome Bopape, will not be content to have his son listed, with others, in history as "Missing In Action"

On the night of June 11/12 last year, Stanza was reported by police to have escaped from police custody and has not been seen, or heard from, since

Mr Adriaan Vlok, Minister of Law and Order, delivered what he probably believes is the final word on the Bopape case in April when he told Parliament that police had since tracked down persons "who have stated under oath that they have seen Mr Bopape after his escape, once in the vicinity of another terror attack in which people died"

He said that Bopape had escaped while pointing out "certain spots in connection with acts of terror in which he was allegedly involved"

## Flat tyre

This statement, however, makes the police's story of Bopape's escape even more unlikely. This is apparently the sequence of events

- June 9 Stanza Bopape is detained in Johannesburg
- June 11/12 three policemen leave Johannesburg in a car with Bopape, where he is to point out certain spots in the Vaal.
- On the way, they get a flat tyre, and the three policemen get out of the car to change the wheel
- Alone in the car, and in leg-irons, Bopape sees a jacket on the front seat. He reaches out, gets the keys, and unlocks the leg chains and handcuffs. He gets out the car and simply walks away into the bush
- One policeman sees him just as he enters the bush, alerts the others, and two shots are fired at him — all miss
- They search for him, but are unable to trace him
- About June 15 police confirm to Bopape's lawyer that he is in detention
- Nobody who knows Stanza has seen him since, and he has not been in touch with his family or friends either

One year ago last Friday, Mamelodi Civic Association secretary Stanza Bopape is alleged to have escaped from detention. He has not been seen since, nor has any relative or friend heard from him. Mr Adriaan Vlok has described suspicions over his disappearance as "scandalous propaganda", but only a full judicial inquiry can clear the air. **JOE LATAKGOMO** comments.



## Where is Stanza Bopape?

Stanza Bopape, General Secretary of the Mamelodi Civic Association, was detained by the South African Police on June 9 1988, in terms of Section 29 of the Internal Security Act. The police say that he escaped from custody while being transported to Johannesburg at approximately midnight on 12 June 1988.

## The weekend advertisement about the general secretary of the Mamelodi Civic Association Mr Stanza Bopape.

Stanza Bopape went to Lusaka to enquire from the African National Congress whether his son skipped the country to join them. On his return, he said that he was "99 percent sure" that his son was dead, as the ANC had no record of Stanza.

What, then, has happened to Stanza Bopape?

There are many unanswered questions concerning Bopape's disappearance:

- First, how come none of the police taking him to the Vaal heard him while he was unlocking the leg-irons or even just reaching for the keys?
- It is most improbable that all three men were hunched over the flat tyre being removed and replaced.
- For the wheel to be removed, the car would have been jacked up, how come the police did not notice the movement in the car which would have been caused by a person moving about in it or trying to get out?
- Which road did the police use that

could just disappear into it, and not be found by three presumably experienced policemen?

- Why did one of the policemen not go out to seek police reinforcements to comb the area, surely there are police stations close by?
- If he was considered a suspect in "terror attacks" as Mr Vlok suggests, surely the police should have been much more vigilant?
- Why did the police confirm that they are holding Bopape, days after he had, according to them, escaped?
- If Bopape had been involved in "terror attacks", presumably with others, how come there has not been a case in which he was linked with such attacks?
- The police in whose charge Bopape was were apparently very tired, having worked all day. Were they perhaps interrogating Bopape? If so, Bopape would have been even more tired and could not have gone far in his escape.
- The police have been quick to link people with attacks — as in the Grosskopf case. Why did they not do

of" the attack referred to by Mr Vlok?

Clearly, there is more to it than Mr Vlok has told the country.

South Africans, however, have had short memories on such incidents, and perhaps Mr Vlok is hoping that the matter will die out. Unfortunately, it will not, and as long as there is doubt over what happened to Bopape, suspicion will hang over the police.

There have been other cases of detainees who have disappeared. Even assuming that some people did, in fact, leave the country, surely that does not explain the mysterious disappearance of all?

Other detainees who were reported by police to have escaped from custody include Vincent Mahlele, who was reported to have escaped from Pietersburg on December 21 1986. Sonnyboy Mokoena's mother was first told that her son had escaped from detention. Then he was found hanged in the cell of a prison at Pilgrim's Rest.

## Poisoned

Siphiwe Mthimkulu disappeared during the course of an action against the Minister of Law and Order, claiming damages for allegedly having been poisoned during detention, the wife of David Mofokeng of Tembisa was told that he had escaped from detention.

Cape Youth Congress and Food and Allied Workers Unionist, Mthuzeli Payi, disappeared during the June 1988 stay-away. His mutilated body was found a week later.

It is incidents like these that create suspicion. There may be many cases, some of which never get reported.

Mr Vlok has dismissed suspicions and what he called "sharp accusations" as "scandalous propaganda from left-wing circles". Yet, he can do no harm by instituting a judicial inquiry into the disappearance of Bopape and others. Surely, if the police have nothing to hide, their evidence should withstand examination.



# The shooting of David Makhathini

UNEMPLOYED Mr David Makhathini (24), was shot dead at around midnight on May 19 by a policeman on Weiler's Farm, the settlement of the homeless near Lenasia where "Wit Wolf" Barend Strydom shot two women last year, according to *The Indicator*.

But Mr Makhathini's family and the SAP public relations division gave differing versions of the circumstances in which he was shot.

The dead man's wife, Mrs Gladys Ndlovu Makhathini, said that a policeman in plain clothes and "another man" knocked on their house door at about midnight.

"They asked us to open the door. They came in and sat down and then questioned David."

"The policeman said David was a suspected burglar and questioned him about video machines and various other things. He then made David lie on the floor, held a handgun to his head and questioned him further," said Mrs Makhathini.

"The policeman then took him outside and said they were going to a friend's place. But instead he took him around the corner. After a while, we heard shots being fired."

"The policeman came back to the house at about 3am and told me David was lying dead around the corner. He told me he was looking for stolen goods and threatened to shoot me. He then slapped me across the face."

"I was taken to the Deur police station and released late that morning," Mrs Makhathini added.

The SAP public relations division said "the circumstances of the case" were as follows:

"On May 2 at about 7.45am a woman on a plot on the West Rand, her mother and two minor children were in their home. They were overpowered and robbed by three black men, one of whom was allegedly armed with a firearm."

## Locked

"The men tied them up and locked them in a cupboard. They were robbed of clothing, cameras, a television set, a tape recorder, a radio and a motor vehicle."

"It is alleged that on May 19 members of the SAP went to house No F10 Weiler's Farm, a squatter camp near Deur, after receiving information."

"One of the members questioned the deceased who made a report to him. The suspect was then informed by a member that he was arresting him on suspicion of robbery."

"He took the deceased out of the house and proceeded to handcuff him. The suspect then broke loose and fled."

"The member followed the suspect and caught up with him. A struggle ensued and the suspect attempted to seize the policeman's firearm. A shot went off."

"The suspect broke loose and again fled. When it became apparent that the suspect would escape, a shot was fired fatally wounding him."

"Property belonging to the complainant in the robbery case was found in the suspect's room (the deceased)."

"The scene where the incident occurred is almost 2 km away from where the so-called 'Wit Wolf' shot the two women last year."

"The allegation that the policeman concerned held a gun to the suspect's head is false, as is the allegation that he threatened to shoot Mrs Gladys Ndlovu Makhathini."

"We also deny that she was assaulted as is alleged. However, Mrs Makhathini is welcome to report the matter to the SAP through any one of the usual channels and the matter will be fully investigated."

"Mrs Makhathini was taken to Deur police station because suspected stolen property was found in her house. She was released the same morning."

# Webster Killing Lead

POLICE have "traced" the man who made inquiries at the Kwadhapha, Zululand home of assassinated anthropologist David Webster's friend Amos Ngubane.

**BY ISMAIL LAGARDIEN**

Police public relations officer for the Witwatersrand, Colonel Frans Malherbe, said yesterday that the police had made contact with the man called Mr Van Niekerk

"The man is a student at the University of Potchefstroom and knew Webster. He had gone to Zululand to make a booking for the house in order to carry out research work in the area," Malherbe said

Brixton Murder and Robbery Squad unit detectives questioned villagers in Kwadhapha after reports that the man

had called at the village. However, Professor Hammond-Took, head of the anthropology department at Wits yesterday said he had no knowledge of anyone named Van Niekerk in his department

When Van Niekerk addressed the community at Kwadhapha, he said he was from Wits. Other people who were close to Webster at the university also denied knowledge of any Van Niekerk.



**WIN A TAXIBUS**

The Name Blox prize Nissan taxibus worth R44 000. Hurry and enter the Name Blox competition. See Thursday's Sowetan.

251

## Dube bank robbed

**SOWETAN REPORTER**

THE First National Bank to re-enter the bank and branch situated in Dube, open the safe. No one near Johannesburg, was was injured in the robbed of about R800 000 incident last night.

Two senior bank officials, who are the has offered a reward of principal key holders, R50 000 for information were attacked by several leading to the arrest and men as they left the conviction of the branch and were forced perpetrators

## Film team warned

BEIJING — Chinese police detained, questioned and later released a British film team yesterday after warning them to obey

## Police deny sjambokking ANC veteran

Star 14/6/89 (251)

MARITZBURG — Police have denied sjambokking veteran trade unionist and ANC activist Mr Harry Gwala (70) as he left Maritzburg's Mountain Rise cemetery on Monday. They have also said mourners dispersed by policemen wielding

quirts had "ignored police requests to disperse". The beatings took place after the burial service for National Union of Metalworkers of South Africa official Mrs Jabu Ndlovu, who died after an attack on her home on May 21. — Sapa.

# NO LINKS ~~TO~~ POLICE

*Sowetan (4/6/89) 251*  
ANY reported links between the murder of activist Dr David Webster and men who visited his Zululand home after his death were "wild rumours", Johannesburg police said yesterday

Witwatersrand police spokesman Lieutenant-Colonel Frans Malherbe said the Brixton Murder and Robbery Squad had sent detectives to Zululand to follow up any possible leads.

## Rumours

"Any links between the men and Webster's death are wild rumours," Malherbe said.

He said the detectives had traced a Potchefstroom University anthropology postgraduate student — a Mr van Niekerk — and three men who were with him at the time

"At no time were Van Niekerk or any of the

three men who accompanied him on the visit considered to be suspects and none of them matched identikits issued by the police

"Van Niekerk does not figure in the investigation and his visit to Zululand was a mere coincidence," he said.



**Dr David Webster . . . murderers still at large.**

1976/11/15

## Gwala seeks legal redress

DURBAN — Recently-released political activist Mr Harry Gwala is to take legal action against the police after he and others were allegedly sjambokked by policemen as they left the graveside of former trade unionist Mrs Jabu Ndlovu on Monday.

But police have denied that partly-paralysed Mr Gwala, 70, was one of the mourners hit with 'quirts' at the Mountain Rise cemetery.

Police liaison officer Major Pieter Kitching said yesterday it was "quite clear" that Mr Gwala was not beaten, as has been alleged by a member of his family.

Harry Gwala Smith

(251)

# 'Assault' Gwala to sue Vlok

15-21/6/89.

From MONO BADELA  
JOHANNESBURG. — Veteran  
ANC leader Harry Gwala is tak-  
ing legal action against the Min-  
ister of Law and Order after he  
was allegedly sjambokked at a  
funeral in Pietermaritzburg earlier  
this week.  
Security forces are alleged to have  
attacked and dispersed mourners  
with quirts at the funeral of trade  
unionist Jabu Ndlovu.  
Gwala, 70, is due to leave for Lon-  
don soon to receive medical treat-  
ment for motor neuron.

His legal representative said Gwala  
was among a crowd of people leav-  
ing the funeral when police  
"advanced on them".

## Dispersed

The police have denied sjam-  
bokking Gwala. In a statement the  
Public Relations Division of the SAP  
said a police video of the incident  
"proves that Gwala was walking far  
behind the group which was dis-  
persed".

A police report stated: "After the  
funeral a group of blacks began act-  
ing in a militant fashion and ignored  
police request to disperse. Police  
used quirts to disperse them."  
The legal representative denied that  
there had been "militant action".

"They did not even do anything that  
could be construed as a militant ac-  
tion. There was no order from the  
police."

Gwala was allegedly hit on the  
shoulders, side, hand and legs  
A dossier on the incident, including  
reports from doctors who treated  
Gwala, is being compiled by  
lawyers.

Gwala was released from prison on  
humanitarian grounds at the end of  
last year with Pan Africanist  
Congress (PAC) leader, Zeph Moth-  
openg.

51  
wmail  
15-22/6/89..

## Looters in SAP clothes

TWO whites wearing police uniform allegedly went on the rampage in Meadowlands, Soweto, late on Monday night, looting residences and holding occupants at gunpoint

Maggie Duba, a domestic worker, said the family was interrupted by loud knocking in the early hours of the morning. A man wearing a police uniform demanded entrance and began ransacking the house, claiming he was looking for dagga. When Duba asked for identification the man held a gun to her head and told her to "shut up"

Still brandishing the firearm, the man forced her husband Culumbus out of bed and searched under the bedclothes. The uniformed man made off with R45 and a Rolex watch

Another white man allegedly kicked down the door of an adjoining house, and demanded passes. He allegedly beat Meshak Sibiyá, occupant of another house on the property, and snatched a plastic bag containing R1 150

The two men drove off in a yellow car, described by Duba as "identical to those private cars used by Soweto police", but it was too dark to see the car's registration number

Two other houses were also attacked, allegedly by the same men.

Colonel Fanyana Zwane, public relations officer for the Soweto police division, confirmed yesterday that charges of housebreaking, theft, malicious damages to property and assault have been laid. "We are investigating the case," he said.

# Finding on policeman's death

By Celeste Louw

An alleged terrorist had shot dead a policeman of the Soweto Riot Unit, a Johannesburg Inquest Court magistrate found yesterday

Mr C de Lange found that Mr Simon Mbengi, an alleged terrorist — who is also dead — was responsible for the death of Sergeant Stephanus Pretorius on November 9 last year

According to a statement by Mr Jerry Richardson, Mrs Winnie Mandela had approached him in August last year. She asked him to accommodate two

men in his house but did not tell him who they were

A man named Siphoshe moved in and showed him an AK-47 rifle. Another man known as Tebogo also arrived at the house and Mr Richardson heard them talking about "suitable targets"

Mr Richardson said the police had arrived at his house on November 9. He heard gunfire and saw three bodies being carried out of the yard by police

Warrant Officer Norman Lemmer said in his statement that they had gone to the house in Orlando West with the Riot

Unit on information that two suspected terrorists were there.

Sergeant Pretorius went to the back of the house and they heard gunfire (251)

The occupants of the house were requested to come out and a hand grenade was thrown into the house

The policemen entered the house and Mr Emilianus Maluleke, who died later, was wounded after he had pointed a gun at one of the policemen

Mr Mbengi was found dead in the room where the hand grenade had exploded

Star 15/6/89

251



Police (251)

won't  
*Sowetan*  
name 15/6/89  
identifier

THE South African Police confirmed yesterday that the youth who identified missing detainee Mr Stanza Bopape on the West Rand last year, had served with him on a youth council, but would not name him.

Brigadier Leon Mellet, spokesman for the Minister of Law and Order, said Bopape escaped from custody on June 9 last year.

"He was seen shortly afterwards, in the company of a man and woman, by his former colleague, who had served with him on a youth council," said the brigadier.

This police confirmation follows in the wake of several rumours about foul play surrounding Bopape's disappearance, said Mellet, who referred to extracts from a speech in Parliament by Vlok on April 25, 1989.

Mellet said the name of the youth and that of the council on which he had served with Bopape was being withheld at present, in the interest of the youth's safety —  
Sapa

# Police falsified notes — KTC case

Supreme Court Reporter

A POLICEMAN and two of his colleagues falsified entries in their pocket books over the three days in which KTC was destroyed because an officer was "finicky" and they wanted to make their work look good.

This was said yesterday by Warrant Officer J de Jongh in the R200 000 damages action brought against the Minister of Law and Order by 21 KTC residents and the Methodist Church in Africa after they lost their homes when most of KTC was destroyed by witdoeke vigilantes between June 9 and 11, 1986.

Asked by Mr H P Viljoen, SC, for the residents, why he had made the false entries in his pocket book, WO De Jongh said that the platoon officer, Captain De Bruyn, was very "finicky" about entries in their pocket books.

The entries were "somewhat fabricated" to make his work look good, WO De Jongh said.

Asked by Mr Viljoen if he did that because he and his colleagues were malingering or neglecting their duty in order to get Capt De Bruyn "off his back", WO De Jongh said that he had fulfilled his duties but did so to avoid criticism by the captain.

WO De Jongh said that two other members of his platoon — who served on the same Cas-

From page 1

## KTC case

also "fabricated" entries in their pocket books while a sergeant and a constable did not because they did not live in the same quarters.

In reply to a question by Mr Viljoen, WO De Jongh said he had made the entries after he went off duty the following morning. He admitted he had made the entries during the three days in which KTC was destroyed.

The entries conflicted with official platoon reports.

The hearing continues today.

Mr Justice M R de Kock presided. Mr Viljoen assisted by Mr P Pretorius and instructed by the Legal Resources Centre appeared for the residents. Mr G D Griesell SC assisted by Mr C Y Louw and Mr F D J Brand instructed by the state attorney appeared for the minister.

To page 2

# GWALA: PRESS TO SEE BRUISES

## But police deny alleged assault

LAWYERS acting for released political prisoner Mr Harry Gwala may present him to a Press conference to show the sjambok wounds he allegedly received while attending the funeral of trade unionist Mrs Jabu Ndlovu in Maritzburg on Monday.

Gwala's family have said he was sjambokked at least four times by black and white members of the South African Police. They said he had bruises on his back and legs.

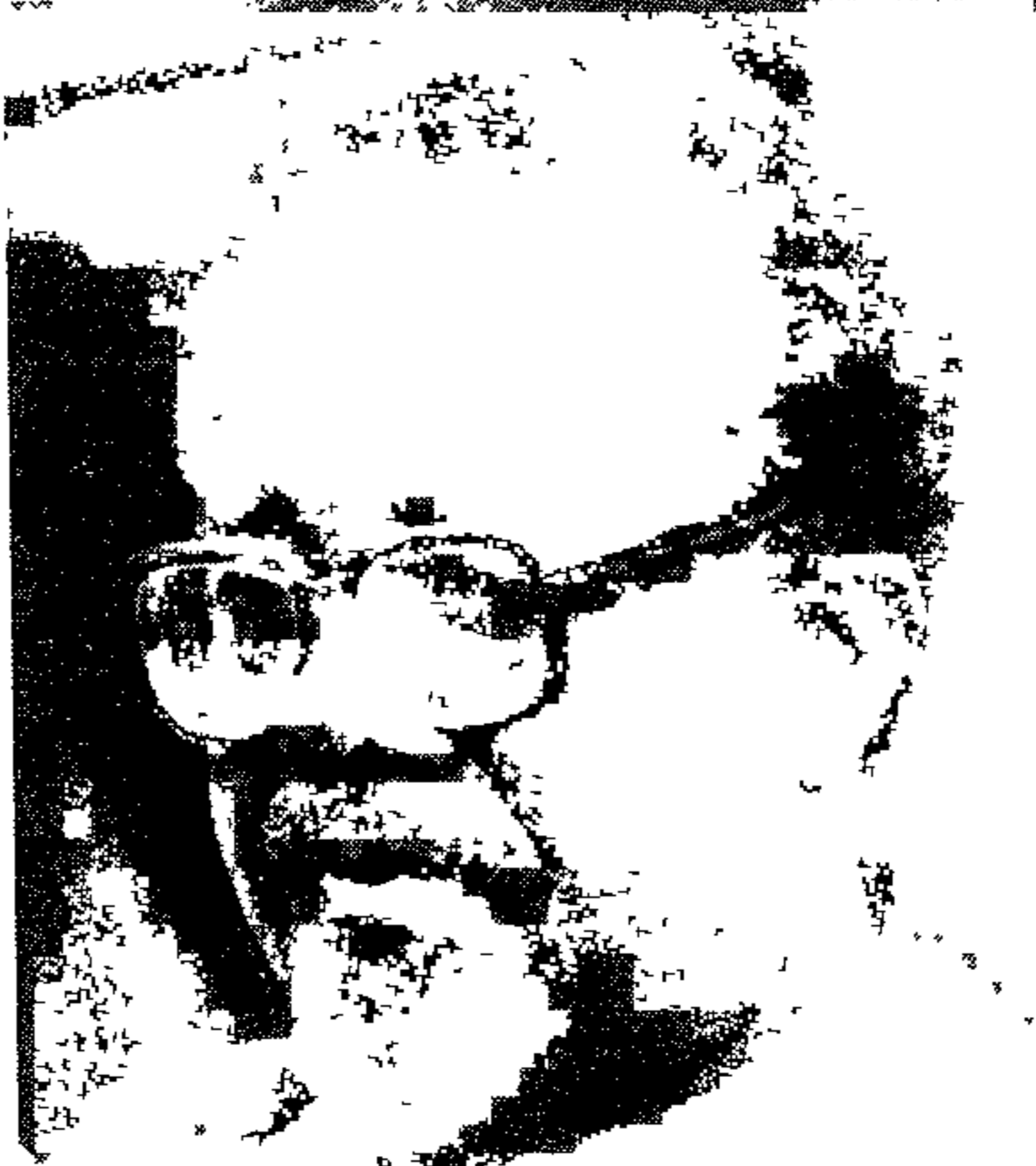
The SAP Press liaison officer for Maritzburg Major Pieter Kitching said police denied hitting Gwala. The police said they had a video film which showed that Gwala had not been hit

### Implicate

Gwala and his attorney, Miss Linda Zama, met in Maritzburg.

Zama said they had witnesses to the alleged assault.

"I saw the sjambok weals. I referred him to his doctor, who ex-



HARRY GWALA

### SOWETAN Correspondent

amined him. Gwala has no reason to implicate the police for nothing.

"I have seen scores of clients who have been assaulted with sjamboks. I am quite familiar with the injuries."

Zama said Gwala had instructed her to sue the SAP for damages and loss of dignity.

She said she and her

client were considering holding a Press conference to allow Gwala to show his bruises.

Gwala, an ANC member who was released from jail last November, has motor-neuron disease and cannot move his arms and shoulders.

In terms of a restriction order he cannot be quoted, but can be photographed.

Soviet-made limpet mine and hand grenade used

# ATTACKS ON COPS

Sowetan 15/6/89

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Flashback: Students on the march on June 16 1976.

## SERVICES TO MARK JUNE 16

Sowetan 15/6/89

**TOMORROW, June 16,** will be commemorated for the 13th year since Hector Pietersen became a martyr at the age of 13. As services are held to mark the day when Hector and many other Soweto pupils were killed at the outbreak of a nationwide uprising, many young people his age — he would be 26 were he alive today — are either detained or restricted.

Many of those restricted are of schoolgoing age but have spent long periods in detention and have been refused re-

By **THEMBA MOLEFE**

posed for the fourth year on June 9. The first post-June 16 1976 state of emergency was declared in June 1986 at the height of political unrest which also affected schools and education in general. Three months after the first anniversary of the "students protest" in 1977, 19 organisations were banned. Today 17 anti-government groups are still restricted in terms of emergency laws. The 13th anniversary

public holiday. The Chamber of Mines and the De Beers group have adopted a no-work, no-pay and no-penalty stance, while Ergo and Samancor regard it as a paid holiday. However, political, church and other concerned groups have endorsed the call to declare the day a national holiday similar to those days commemorated by white South Africans such as the Day of the Covenant on December 16 and Founders' Day on May 6.

A SOVIET made limpet mine exploded under a police vehicle and a grenade was flung at an SAP patrol in Brakpan's Tsakane township on Tuesday night.

This was the third attack on police targets on the East Rand this week.

In another attack on Tuesday night, a Soviet RGD5 grenade was flung at a house in KwaNobuhle near Uitenhage in the Cape, said Captain Reg Crewe of the SAP public relations directorate in Pretoria.

No one was injured in the overnight attacks.

### Hurt

Crewe said security police would investigate whether the latest two East Rand attacks were carried out by the same group which blew up a police vehicle in Nigel's Duda township on Sunday.

Four bystanders, including a 14-year-old boy, were hurt in the Duda explosion.

The bombers are believed to be ANC members.

"The modus operandi in the East Rand limpet mine attacks was the same," said Crewe.

He said at 9 45pm yesterday an unknown man hurled a Russian-made F1 grenade at a police vehicle on patrol. No damage was caused.

• To Page 2

## CHARLI PARKER

233a BREE STREET, JOHANNESBURG (between Wanderers and Kurrup)

Sponsors of **Black Like Me** Soweto 198

**BLACK LIKE ME**



5 litres

R34<sup>99</sup>

**SPECIAL FEELING Twinpack**

Sowetan 15/6/89

## Blasts

• From Page 1

At 1 05am yesterday, a 1 kg limpet mine wrecked a police vehicle parked outside a policeman's house.

The policeman's house was damaged, as were those of several of his neighbours.

Crewe said the Kwa-Nobuhle attack happened at 3 05am.

PERFI

R19

# Use conscripts to beat crime - brigadier

By Jovial Rantao  
and Abel Mushi

Security experts from the private sector and representatives from the Ministry of Law and Order yesterday exchanged ideas on security measures

A top policeman suggested that military conscripts be used to fight crime in the cities

The conference took place at Nasrec in Johannesburg

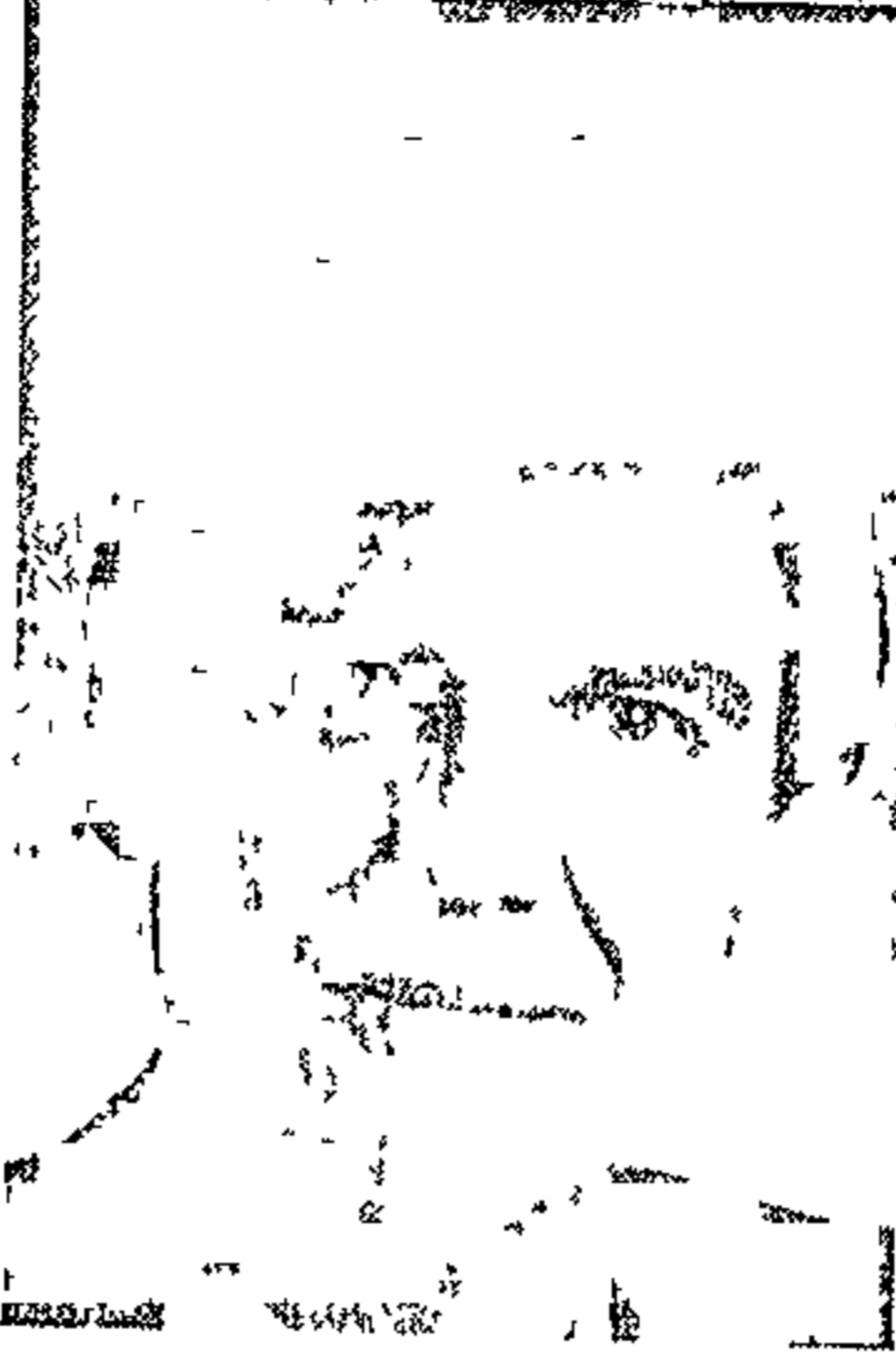
Brigadier Jan Visser, Director of the Security Services in the Johannesburg City Council, said several parties, apart from the police, had roles to play in the security situation

These included local authorities, para-statal institutions and the private sector

The state of the country's economy could increase the rate of crime and impair the implementation of security measures

Brigadier Visser said the recent spate of robberies in Johannesburg occurred because of an economic slump which had led to soaring unemployment

"There is no immediate solution to crime, but there are



Mr Leon Wessels

... teamwork needed.

measures which can be implemented to reduce it," he said

"Crime prevention will be more effective if there is one organisation in the private sector to look after implementation of security in the country

"This organisation should define its goal so that all efforts can be concentrated on it"

Brigadier Visser said as the situation in both Angola and Namibia had eased, military conscripts should be deployed in the cities to ease the burden on local authorities

Deputy Minister of Law and Order Mr Leon Wessels said security was one of the most important aspects of modern life

The unrest situation had added to the frequency of crimes in South Africa, and this was a result of the influence of the African National Congress and other organizations, he claimed

He said that from January 16 to the present almost R34 million had been taken in 29 robberies from financial institutions

Talks between the Ministry of Law and Order and members of the private sector had led to a mutual strategy whereby the problem was tackled on the basis of teamwork, as the country did not have the facilities to physically protect every business concern in South Africa

QNT-71175 16/6/89

351 ~~11/11/89~~ ~~11/11/89~~ ~~11/11/89~~

# KTC: Judge calls for settlement

## Supreme Court Reporter

THE presiding judge in the KTC damages action yesterday made a plea that counsel for both the residents and the Minister of Law and Order attempt to settle the matter.

Mr Justice M R de Kock made the plea during the R200 000 damages action brought against the Minister of Law and Order by the Methodist Church of Africa and 20 residents who lost their homes when witdoek

vigilantes attacked KTC between June 9 and 11, 1986

Addressing counsel for both parties — Mr H P Viljoen SC, for the residents and Mr G D Griessel SC, for the minister — Mr Justice De Kock said that he had indicated he was going on furlough when the new court term starts on August 1

The case has been "dragging" for almost two years and indications are that finality would not be reached

for at least two or three years

It was self-evident that great costs are being incurred and would still be incurred. The question had been raised if it was not possible for the parties to consult. He believed it would be in the interest of both parties, the judge said.

Mr Justice De Kock said that the outcome of a court case could not be guaranteed and he was aware that problems for a settlement existed

but these were not unbridgeable

It appeared self-evident that both parties would benefit — in the light of the uncertainty of litigation the time involved and the costs involved — if a serious attempt was made to "find each other" on a mutually accepted basis.

Mr Justice De Kock requested Mr Viljoen and Mr Griessel to convey his remarks to their clients and to do everything possible to try and settle the matter.

# Aussie police may patrol SA hotspots

Stay 1916189  
Michael Dobson

PERTH — Australian police will be going on patrol in South African hotspots in three months' time if they accept an invitation from an Australian company to join a package tour of the Republic.

The company, Pressure Point Travel of Melbourne, is arranging the tour on behalf of a Canadian company, International Police Travel

It will include visits to South African Police training centres and lunch parties with local police

The tour organisers stress that police who accept the invitation will go in their private capacities and will in no way represent their Australian forces

## WELCOMED

"We are not, repeat not, encouraging acceptance of the role of SA Police in enforcing apartheid," Mr Ken Gething of Pressure Point said from Melbourne yesterday

"Anyone who wants to go on the tour to look at SAP methods and go out on patrol will be welcomed.

"It's a non-political tour by private citizens combining normal tour activities with visits to police establishments," Mr Gething said

The West Australian Police Minister said he would not approve of his men going on patrol as anything but private citizens and he would not stop them from going to South Africa as ordinary holiday-makers.

# Woman leaps to death as police break door down

By CHARLES MOGALE

comes 18/6/89.

**A REFUSAL by three men claiming to be policemen to identify themselves probably led to the death of South Africa's first black woman town-planner, Thembi Khumalo.**

Khumalo fell from the 10th floor of Darragh House in Wanderers Street, Johannesburg, after three men and a woman started breaking down her door while demanding to see her boyfriend

A police spokesman said it was legal procedure for the public to demand identification from the police

"If they refused to identify themselves, that was wrong. They must identify themselves before they get in and, even after that, members of the public may phone the police to verify their membership," he said

Thembi's close friend and flat-mate, Nokwazi Khumalo, who was present at the time of her death, said Thembi had been living with death threats since June 2, when youths tried to force their way into her flat

She told of the frantic moments before the 36-year-old woman's futile - and fatal - attempt to escape. Still shocked by her close friend's death, Nokwazi related how the two women made desperate phone calls to the caretaker of the block of flats, begging her to come to their rescue when a group of men started breaking down their door

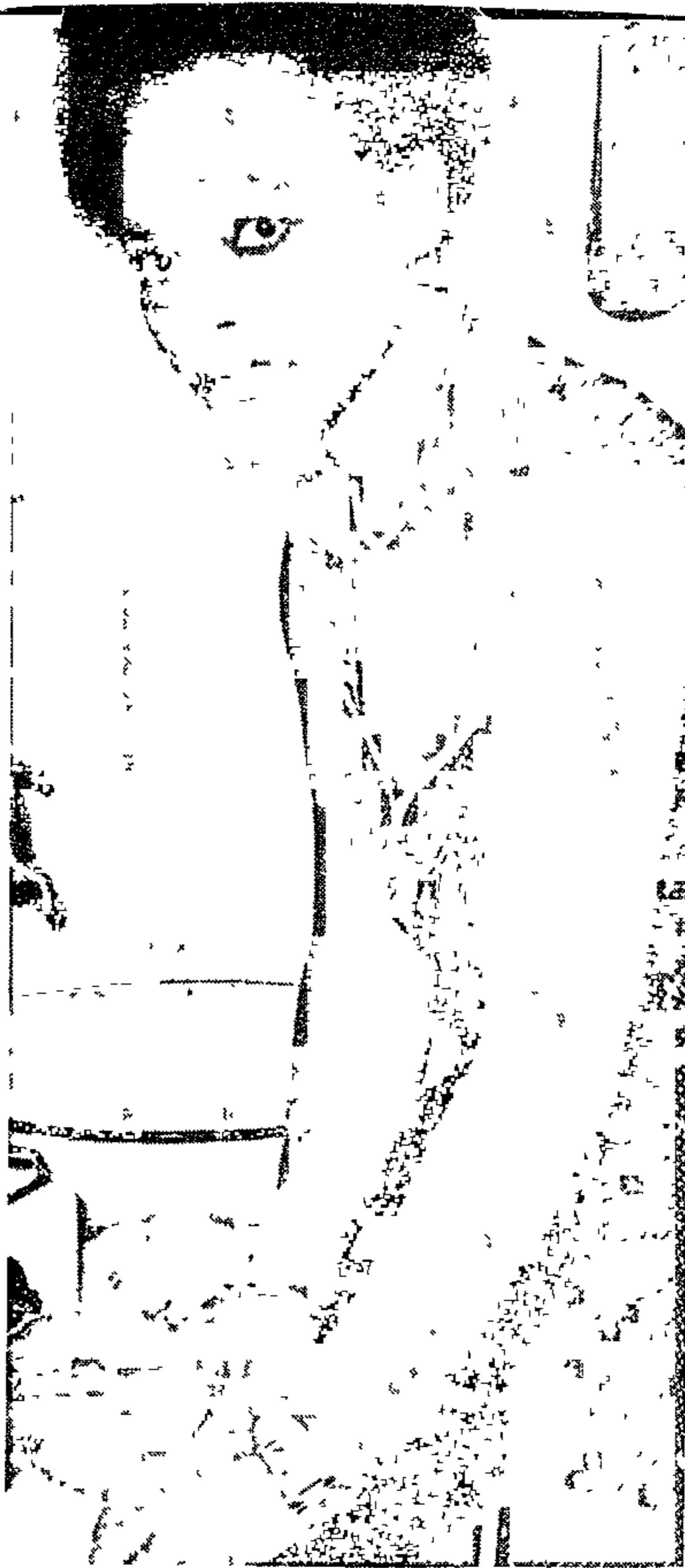
"The caretaker actually put the phone down on us," Nokwazi said

She said trouble started on June 2 when two youths came to the flat demanding to see Thembi. When they recognised her, they threatened to kill her because her alleged affair with a married man was causing their sister problems

"Later that day we received a call from Thembi's aunt in Soweto who told us a woman had called her to say she had sent people to kill Thembi," Nokwazi said.

Last Sunday the two women were preparing to go to Zurbekom with a fitter to measure Thembi's new house when someone started banging on the flat door

"I looked through the peep-hole and saw three black men and a woman. They were calling Thembi, telling her to 'bring out that man'. Still peeping through the hole, I asked them to produce identity but they ignored



**Thembi Khumalo ... met a terrible death.**

me," Nokwazi said

The women then called the caretaker

By then the men had started breaking down the door. Thembi, thinking her life was in danger, tied sheets onto a window frame and tried to climb out

"I tried to dissuade her while trying to reason with the people at the door. I then heard screams from the window and, when I looked, Thembi was gone," she said

The men eventually got into the flat and found that the fitter was not their man. Only then did they identify themselves as police, she said. The policemen said they wanted to arrest a man for assault and armed robbery

They then demanded to see Thembi and Nokwazi showed them her body lying 10 floors down

# Traffic 10-storey f



# 15 years jail for murder of cop

Sowetan 19/6/89 (251)

A MAN who poured petrol over a policeman and set him alight was sentenced

By **MANDLA  
NDLAZI**

to 15 years' imprisonment for murder by a Rand Supreme Court judge.

Daniel Thabiso Mokoena (20), of Tembisa was sentenced for the murder of Constable Mathee Thomas Modau, of the South African Transport Services, who died in Tembisa Hospital on July 13, 1986 after he had been attacked the previous day at a local shebeen.

Constable Modau was hiding in a toilet from where he was pulled out, had petrol poured over him and set alight. Mokoena was sentenced to a further two years for having assaulted another

Sats policeman, Mr Petrus Vilakazi, with intent to do grievous bodily harm.

His co-accused, Stanley Mokoena (20), was sentenced to two years for having assaulted Constable Modau with intent to do grievous bodily harm, and another two years for the assault on Constable Vilakazi.

They were both found not guilty of having robbed the two policemen of their service revolvers.

The judge found there were extenuating circumstances when he sentenced Mokoena on Thursday.

The two had pleaded not guilty.

# Man shot dead for hurling stone

251 Pretoria Correspondent ~~331~~

A Pretoria policeman shot dead a demonstrator with his R1 semi-automatic assault rifle to prevent him hurling a rock at a passing army vehicle, the inquest into the deaths of 12 Mamelodi residents has heard

Captain Hermanus Arnoldus le Roux told the inquest — which resumed yesterday in the Pretoria North Magistrate's Court after it was adjourned in February — that he shot the man as he was about to throw a second rock at the army vehicle *star 20/6/89*

Captain le Roux said the man was on the roof of a house in Mamelodi on November 21 1985.

Asked by Mrs A van Tonder, who is appearing for the State, whether the Defence Force members in the vehicle were armed, he replied "yes".

He was not aware of any reason why they did not shoot at the man.

Captain le Roux told the court that he came on duty in Mamelodi at 2 am on the day of the shootings.

At about 7 am he received a radio

message to proceed to the YMCA centre in Mamelodi East where he came across a group of between 5 000 and 10 000 residents who were dancing, singing and waving placards

The policemen urged the people to move to the H M Pitje Stadium.

"The people agreed to move to the stadium and they were joined by others on their way there."

Captain le Roux said the crowd swore at the police and threatened to set them alight.

He received a radio message on the way to the stadium that the Mamelodi police station was surrounded by a group of angry blacks

They proceeded to the police station and were later confronted by "hundreds of blacks" who rained an assortment of missiles on their Casspir

Captain le Roux told the court that he fired a shot with his R1 rifle at a man who hit a policeman on the head with a rock. He also shot at about three other people in the group

(Proceeding).

Mr. Timp 2/16/89 251

# Vlok faces first of 182 R2 000 suits

By MONICA GRAAFF

A KAYAMANDI hostel resident arrested with 449 others during a pre-dawn raid on the Stellenbosch township in March was not given a chance to get dressed, fetch his rent card or contact a lawyer, the Stellenbosch Magistrate's Court heard yesterday.

Mr Hambisile Matshikiza, 23, is the first of 182 plaintiffs who are claiming damages of R2 000 from the Minister of Law and Order for wrongful arrest.

The raid was carried out by about 150 policemen, municipal policemen and "Dad's Army" soldiers between 3.30am and 7am on March 26.

Mr Matshikiza said in an affidavit that he was not given any food or water until 12 hours after his arrest, was not allowed to go to the toilet and was frightened by "aggression" from security forces.

He paid a R30 fine "because I was told I would not be released unless I did so".

The commander of the SADF's Stellenbosch Commando, Commandant G J J Albertse, said he "understood" there had been complaints about overcrowding from some of the hostel residents and that some arms had been found in the hostels, but added "We arrested 449 people but I do not know why".

The hearing continues.

Mr D J Calitz was the magistrate. Mr J J Botha, instructed by the state attorney, appeared for the minister. Mr P A L Gamble, instructed by Mr R S Chennells, appeared for Mr Matshikiza.

# Man suing Minister claims police ignored his plea

NR645 21/6/87

(251)

By CLIVE SAWYER  
Tygerberg Bureau

A KAYAMANDI man who is suing the Minister of Law and Order for R2 000 damages for unlawful arrest told the Stellenbosch Magistrate's Court he was given no chance to prove to the police during a raid that he was a lawful resident.

The civil action, one of 182 similar lawsuits, stems from a raid on March 26 in which 449 people were arrested by police supported by soldiers and municipal police.

Mr Hambisile Matshikiza told the court yesterday that a policeman awakened him in the early morning and asked for his rent card. He told the policeman the card was at his sister's house and asked permission to fetch it.

The policeman refused and Mr Matshikiza was taken to a police compound and left there for 12 hours with other residents who had been arrested. He was not charged, not given

food or drink, and he was cold because he was kept in the open, Mr Matshikiza said.

When Mr Matshikiza's sister brought his rent card to the police station, a policeman rejected it and said it was invalid. Mr Matshikiza was released after paying R30. He did not know what the money was for, and nobody told him he had been arrested for trespassing.

Mr Matshikiza said he had lived in his hostel since August 1987 and had paid his rent regularly, always taking his card with him. The rent card was used as proof that payments were made.

## DID NOT KNOW

The officer-commanding Stellenbosch Commando, Commandant Johannes Albertse, said he did not know why 449 people had been arrested during the raid.

The safety committee of the Joint Management Committee, made up of police and army of-

icers and local authorities, had decided to stage the "crime-prevention operation" after complaints by legal residents, he said.

Commandant Albertse said his unit's role was to support the police and the operation was co-ordinated by the police District Commandant, a Colonel Fourie. The raid cost the army about R7 500 in pay and rations, and involved 27 commissioned officers and 95 non-commissioned officers.

Mr Mzamo Gosane, the Kayamandi Town Committee assistant accountant, said he had been ordered to keep his office open all night during the raid, to check if those arrested had paid their rent, but there were no inquiries that night.

Mr Cameron Mcako, a Kayamandi Town Committee municipal policeman, said municipal police were controlled and paid by the SAP during the operation.

The hearing continues.

# Kids shot in kitscop drama

251  
~~207~~

22-28/6/89.

Smith

By HENRY LUDSKI

FOUR children, one a five-year-old boy, were this week shot following a fracas between a Bhongolethu resident and an armed "kitskonstabel".

The children were playing in front of a home in the township near Oudtshoorn when they had to run in terror as the drama exploded.

"We heard shots being fired and started running towards the gate," said 14-year-old Tandeka Silo, who was wounded on her cheek and thigh.

In an affidavit, she also described how five-year-old Thando Silo was hit in his back as the little boy ran for cover.

## Stabbed in the face

Tandeka said her sister, Bulelwa Gumede, 10, and Nompumelelo Mgozi, 12, were also wounded in the incident on Tuesday afternoon.

According to a police unrest report, the "kitskonstabel" allegedly involved in the incident is in a serious condition in hospital after being stabbed in the face.

Police fired two rounds of birdshot at the knifeman, but, although wounded, he escaped, said police.

Seventeen-year-old high school pupil Lindiwe Manie, who witnessed the shooting, said the fracas allegedly took place after the kitskonstabel confronted a Bhongolethu resident standing with his girlfriend in Buitekant Street and allegedly assaulted him.

An altercation ensued after which another "kitskonstabel" emerged from the police station, allegedly opening fire and wounding the fleeing resident.

# Killing: Court hears cop 'not worried'

A PRETORIA North inquest magistrate yesterday heard a policeman say he was not worried about the possibility of being in the shooting and killing of Mamelodi

*Sowetan 22/6/89*  
**By ALINAH DUBE**

residents. Captain Hermanus Arnoldus le Roux was testifying during an inquest into the killing of Mamelodi residents on November 21 1985

He was being cross-examined by Mr Morris Basslian, counsel for families of the victims

Asked if he was aware that he could have been prosecuted for murder, the policeman replied. "I am not worried about the

possibility of being prosecuted"

When Mr Basslian insisted that he should answer the question correctly, Captain le Roux agreed that he was aware of the fact but quickly pointed out that his actions — at the scene of the shootings — were within the law

He said "I therefore take it as a fact that I am not going to be prosecuted for murder"

The hearing continues

# Hearing date set for Guguletu 7 inquest

Staff Reporter

THE inquest into the controversial killing of seven alleged guerillas by police in Guguletu is to be heard formally — more than three years after the shooting.

Vocal evidence will be heard from September 11 to 22, the inquest magistrate, Mr G Hoffmann, said in the Wynberg Magistrate's Court yesterday.

In December last year the attorney-general requested that Mr Hoffmann re-open the inquest "to take additional evidence".

Mr Hoffmann had earlier made a finding on sworn affidavits that the seven men had died from bullet wounds sustained "in police activity for the combating of terrorism".

The shootout between police and the seven alleged guerillas took place near a Guguletu hostel on March 3, 1986.

Mr Hoffmann indicated that he wished the matter to be finalised as soon as possible.

Mr P Mostert appeared for the state. Mr P Riedemann appeared for the Minister of Law and Order. Mr G Jansen represented the families of the seven men.

# Police will <sup>25</sup> probe fake ~~telex~~

## Cosatu telex

The Commissioner of Police, General Henne de Witt, has ordered a full-scale investigation "at the highest possible level" into allegations by Cosatu that the Post Office was involved in the transmission of fake teletex messages to its regional offices.

The Postmaster-General, Mr Johan de Villiers, said yesterday he had discussed the matter with General de Witt.

This follows a call by Cosatu on the Minister of Posts and Telecommunications to explain alleged Post Office involvement in a fake telex message sent on June 15 to all Cosatu regions.

The telex allegedly used the call-back code of Cosatu's teletex machine.

Cosatu further alleged. "It is not possible to introduce a fake call-back code on a teletex message unless this is done at the exchange. There must therefore have been involvement of persons in the Post Office" — Sapa.



# Rent for hostel bed disputed as man claims for 'false arrest'

By CLIVE SAWYER  
Tygerberg Bureau

PR/MS 23/AB9  
251  
A KAYAMANDI man who is suing the Minister of Law and Order for damages for unlawful arrest has told a Stellenbosch court that he paid an admission of guilt fine for trespassing because at the time he thought he was guilty.

Mr Hambisile Matshikiza has claimed R2 000 damages for false arrest from the minister. One of 182 similar cases, the lawsuit stems from a police raid on Kayamandi township in March last year.

Cross-examined yesterday by Mr J J Botha, for the minister, Mr Matshikiza said he had stopped paying rent for a bed in his hostel when he was unemployed, and while he was

away for six months in the Transkei

His permit to stay in the hostel in which he was arrested had expired in October 1987 because of non-payment, Mr Matshikiza said

## NOT ENTITLED

Mr Botha said evidence would be led that Mr Matshikiza had not claimed to have a card at the time of his arrest, and that Kayamandi Town Committee records showed another person was renting the bed in which Mr Matshikiza had been sleeping

"According to the town committee records you were not entitled to occupy that bed," Mr Botha said

Mr P A L Gamble, for Mr Matshikiza, objected, and said

according to Mr Matshikiza's bed card he was entitled to be there

Mr Matshikiza said he paid the R30 admission of guilt fine after being told he had to because he did not have his bed card with him

He said he had paid when he saw other people paying, but believed the charge was false because his sister had brought his card to the police after the raid

He had paid rent for the bed in question, Mr Matshikiza said

The hearing was postponed until next Tuesday.

Mr D J Calitz was on the Bench. Mr P A L Gamble, instructed by Mr R S Chennells, appeared for Mr Matshikiza. Mr J J Botha, instructed by the Advocate General, appeared for the minister.

Sowetan 23/6/87

# Cop's plea

THE inquest into the deaths of Mamelodi residents was yesterday postponed to Tuesday to give a policeman who has admitted killing two men time to appoint his own legal representative.

The inquest is being held in the Pretoria North Magistrate's Court.

The magistrate, Mr J P Pretorius, postponed the case after Captain Hermanus Arnoldus le Roux told the court of his intention to appoint a lawyer. He said although counsel representing the police, had been appointed and was present at the hearing, he preferred his own lawyer.

Advocate A C le

Roux represents the police. 251 252

The policeman also said he was unable to attend the proceedings today and Monday, as he was a sickly man and was due for a medical check-up.

The inquest is a sequel to the killing and wounding of Mamelodi residents on November 21 1985 during a march. Although the official figure of those killed stood at 12 the shootings were reported to have claimed more lives.

Earlier Captain le Roux admitted he shot and killed two Mamelodi residents, Mr Paul Mavimbela and Mr Moses Motsei.

# Cops probe Cosatu claim

THE Commissioner of the South African Police, General Hennie de Witt, has ordered a full-scale investigation "at the highest possible level" into allegations by Cosatu that the Post Office was involved in the transmission of fake teletex messages to its regional offices.

The Postmaster-General, Mr Johan de Villiers, said in a statement he had discussed the matter with De Witt "in view of the seriousness of the allegation".

This follows a statement by Cosatu on June 15 in which it called on the Minister of Posts and Telecommunications to explain alleged post

office involvement in a fake telex message sent on that day to all Cosatu regions. The telex allegedly used the call-back code of Cosatu's teletex machine.

Cosatu further alleged "It is not possible to introduce a fake call-back code on a teletex message unless this is done at the exchange. There must therefore have been involvement of persons in the Post Office."

"This is clear proof that the Post Office is involved in the dirty tricks of the Security Police. The Post Office has certainly been involved in tapping phones, faxes and telexes before, but we now have proof" — Sapa



Cosatu's Jay Naidoo

ON 1/10/89 251  
23/6/89

## Ex-Cop did 3 months solitary

By CHARL DE VILLIERS

A FORMER Wynberg policeman convicted of helping two detainees to escape was himself later held for three months under Section 29 of the Internal Security Act without being questioned, the Wynberg Regional Court heard yesterday.

Sean Johan Damés, 22, who yesterday admitted handing a parcel containing a firearm to the two detainees, will be sentenced today.

Damés said that he confessed his role in the escape to a magistrate after other colleagues had become falsely implicated.

Damés said tha he was held in solitary confinement at the Fish Hoek police station for 10 weeks and later transferred to Pollsmoor Prison for another two weeks.

He was never interrogated while in detention, he said.

Cross-examined by defence counsel Mr RD McDugall, security police Captain WR Liebenberg said he was not aware that Damés had not been interrogated while in detention.

The two escapees were later re-arrested by security police, Captain Liebenberg told the court.

Mr AP Kotze was the magistrate. Mr D Heath prosecuted and Mr G Schnaps appeared for Damés.

# Soweto schoolboy says he was shot by police

By Montshiwa Moroke

251

Star 26/6/89

A 17-year-old Soweto schoolboy claims he was shot and wounded by police last week after a service revolver was stolen from a police vehicle which was allegedly parked outside a shebeen

The youth, who was shot in the leg, is Kenneth Meyers, of Zone 1, Diepkloof, a Std 8 pupil

Kenneth alleged yesterday that after he was shot, two

white policemen put him in the back of their van and assaulted him

The Soweto police liaison officer, Major Noel Hartwell, said yesterday that the incident was not reflected in the police case book

Kenneth said he reported the matter to attorneys after police at the Diepkloof and Orlando police stations refused to take a statement from him about the

incident

"After two homes nearby were searched, the police drove with us to Protea where they filled the van with petrol. Later, they drove out and dropped us in Pimville, near the university (Vista)

"I limped back home and from there I went to Baragwanath Hospital, where I was treated and discharged

"On Wednesday, I went to the

Diepkloof charge office with the intention of laying a charge but I was told I couldn't because I was a suspect. The police then took me to Orlando police station, to Room 65, where I found the two policemen who were involved in my shooting"

He said the policemen, and another in civilian clothes, "told him to assist them in finding the revolver and he would be rewarded"

# Missing girls: reward offer angers blacks

By Mckeed Kotlolo  
Pretoria Bureau

A reward of R15 000 offered by the Minister of Law and Order, Mr Adriaan Vlok, for information leading to the finding of two missing white schoolgirls has enraged parents in Pretoria who challenged him to give a similar reward for the return of missing black Atteridgeville children

The challenge followed a weekend newspaper report that Minister Vlok had promised a reward of R15 000 for information that could result in finding Joan Horn (12) of Pretoria and Tracy-Lee Scott-Crossley (12) of Johannesburg

The reward was announced during the meeting between the Minister and the mothers of the missing girls, Mrs Ansie

Horn and Mrs Noreen Scott-Crossley, in his Pretoria office on Friday morning

A spokesman for the Concerned Parents Committee in Atteridgeville — where several schoolboys have gone missing since the beginning of the year — said the "suspicion" that police were doing very little to find the allegedly abducted black children or arrest the culprits had been strengthened by the Minister's gesture in the case of the two girls.

The private secretary of Minister Vlok, Brigadier Leon Mellet, said the Minister was concerned about the welfare of every child regardless of race

He denied allegations that whites were being given preferential treatment

# Leader was 'deliberately' killed by SAP lawyer

Sowetan 27/6/87

THE killing of student leader Caiphus Nyoka was a deliberate and intentional act on the part of the police, a representative of the Nyoka family said at the inquest held at the Benoni Magistrate's Court yesterday

The only inference that could be drawn from the evidence was that the killing on August 23 1987 was deliberate and premeditated, Advocate A J Kraut said at the hearing yesterday

He submitted that the evidence of the three policemen — Marais, Stander and Engelbrecht was contradictory, fraught with inconsistencies and improbable

"A crime of murder was committed by the policemen and that is the finding that should be brought in this matter"

Nyoka, who was president of the SRC and organiser of the Transvaal Youth Congress was killed at his home in Daveyton by the police

According to evidence before Mr J P Myburgh, Nyoka was shot at four times by Marais and five times by Stander while he lay in his bed

Three other youths were found sleeping in his room, Elson, Excellence and Exodus, were thrown out of the room, made to lie down and then Caiphus was shot

The policemen who gave evidence said they had gone to Nyoka's

## By SONTI MASEKO

home to search for firearms explosive devices and possible handgrenades which they believed Nyoka had in his possession

The policemen also said they had been warned that Nyoka was not the type of person who would readily give himself up and that he was dangerous

Kraut rejected the policemen's versions and raised improbabilities in their evidence, which he said suggested that the policemen had tailored their evidence and therefore had something to hide

Among the arguments he raised against the policemen's version were that

- The policemen would not have gone into the room where Nyoka was sleeping if they believed he was a terrorist because it would have been dangerous for them to do so. Instead, they would have surrounded the house, called him to come out or maybe flush him out with teargas,

- The argument that they fired when Nyoka moved his hand to reach

for something either underneath the bed or at the side of it, and that they saw a shining object was a justification for the shooting,

- He said even if there was a shining object, it could have been a watch, a glass or spectacles, and even if the shining object was a knife, it did not constitute such a danger to them that they had to shoot him,

- It was not likely that Nyoka moved to attack the police because he already knew who they were, that they were probably armed and that

he would have invited himself to be shot if he dared to attack them, and

- The policemen, who had removed the element of surprise by walking into the room were in control of the situation and could have achieved their objective, of arresting Nyoka. The inquest continues on July 12

Meanwhile the *Sowetan* learnt from Mr Moses Nyoka that the tombstone of his son was vandalised and the words defaced

Sowetan 27/6/84

# Missing children: plea for Vlok's aid

251

THE Minister of Law and Order, Mr Adriaan Vlok, who has offered a R15 000 reward for information that will lead to finding two missing white girls, was yesterday urged to show the same concern for young black boys who went missing from Atteridgeville since January this year.

Vlok promised the reward for information that could assist police to trace Joan Horn (12) and Tracey-Lee Scott-Crossly (12). The announcement was made after the minister's meeting with the parents of the two missing girls at his office in Pretoria on Friday.

Mr Brian Currin, national director of Lawyers for Human Rights, yesterday called on the minister to make a similar offer for the missing black children.

"The perception exists that the authorities are more inclined to solving cases of missing white children. If this offer by the minister is not extended in solving similar cases involving black children, we will conclude that this perception is true," Currin said.

Seven school boys went missing from their homes in the township between January and May this year. One of the children, Bakae Mathabe (9) was found murdered in a trench near Church Street West, a few days after he and his cousin,

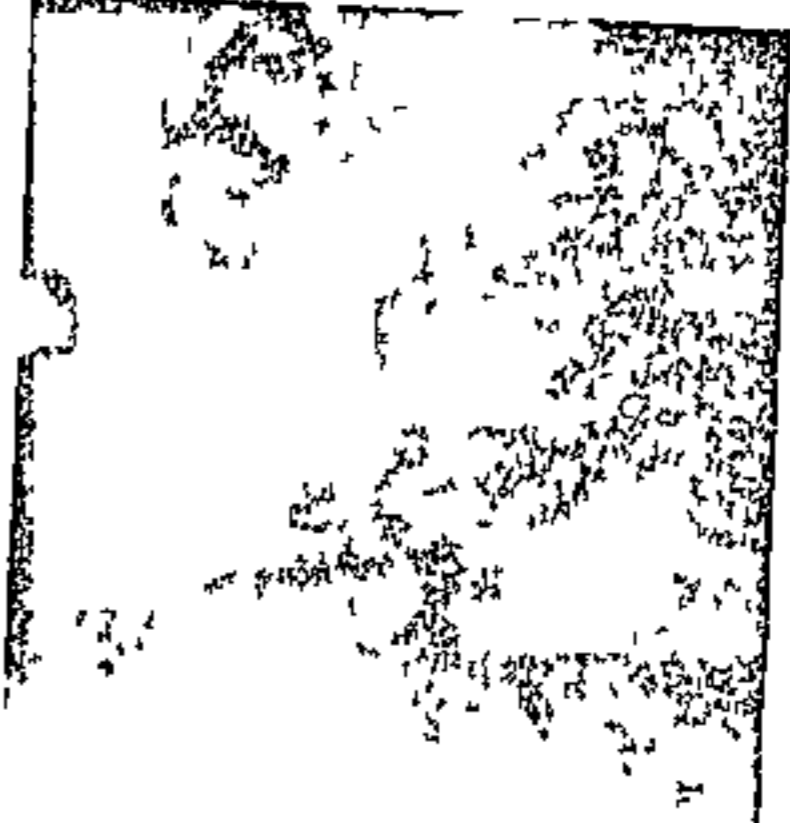
## By MONK NKOMO

Tebogo Mathabe (9), were allegedly abducted near their home. Tebogo is recovering in hospital after sustaining serious injuries at the hands of the alleged abductor.

Still missing are Joseph Sibande (14), who went missing on January 19, Surprise Kola (11), who was last seen on March 5, Tebogo Khoza (9), who went missing on March 19, and Khayalake Mlangeni (11) who was allegedly abducted on April 16.

The last, Cyprian Sibuya (14), was found on Sunday, June 25. A spokesman for the police yesterday said Cyprian had left home of his own accord.

At a Press conference held last week, Brigadier Sarel Strydom, divisional commissioner of police in the Northern Transvaal, denied allegations that police were less concerned about cases of missing black children. A police spokesman yesterday said they were following certain leads in the murder and attempted murder cases.



Enjc



251  
Sowetan 26/6/89

## Mother demands R10 000 from Vlok

THE mother of a 17-year-old youth who was allegedly shot and wounded by a white policeman in Mamelodi early this year, is claiming R10 000 from the Minister of Law and Order Mr Adriaan Vlok.

Joey Sithole, of Mamelodi East, was shot on the left arm while playing a game of ludo with friends in the backyard of his home about 10pm on January 20, his mother Mrs Maria Sithole, alleges in papers filed in the Pretoria Magistrate's Court.

According to the particulars of claim, the policeman, who allegedly arrived at the scene of the shooting in a kombi, wrongfully and unlawfully shot at Mrs Sithole's son.

Plaintiff's attorneys yesterday confirmed summonses were served on the Minister.

# The 'last straw'

Smith  
251  
29/6-5/7/89

**EAST LONDON** — Residents in Mooiplaas, a rural settlement about 35km from East London, have bitterly criticised the Department of Development Aid (DDA) for building a police station in their area when they desperately need schools and clinics.

Residents say the plan to build the police station, currently under construction in one of the "quieter" villages in Mooiplaas, is a tactic aimed at demoralising the well-organised community.

Mooiplaas, an area of 14 villages, was one of seven "black spots" in the Border corridor that fought incorporation into Ciskei in 1987.

Along with the other "corridor" communities of Kwelera, Newlands, Mgwali, Wartburg, Goshen and Lesseyton, it has been a prime target for removal since the early 1970s, when talk by the SA government for an independent Ciskei first began.

When Ciskei gained independence in 1981, South Africa handed over the administration of these communities to the "homeland", as a first step towards their removal.

Tribal leaders sympathetic to incorporation were forced off the land. At the same time the community developed and sharpened its own organisation.

In 1985, the Mgwali Residents Association (MRA) challenged the South African agreement with the Ciskei in the Supreme Court. Ciskei's control of the black spots was declared illegal and South Africa was ordered to take over administration.

South African administration of the other areas followed soon after.

A year later, in an apparent attempt to co-opt the communities, the DDA announced a massive upgrading plan for the entire area at a cost of R12,5 million.

The Mooiplaas community discussed the issue of government aid and the MRA formed a Development sub-committee to liaise with the DDA. The community thought this would be the best way to maintain control of any plans raised for the villages.

The DDA responded positively to the idea of a Development sub-committee as they preferred not to communicate directly with the Residents Association.

They promised to consult the sub-committee on all matters of development and initial meetings drew a positive response. Promises were made for the provision of schools, clinics, road repairs and fences.

Only one school has been built to date and there does not appear to be plans for anything else. Instead work has begun on the police station in one of the villages.

The Development sub-committee was never consulted about the police station.

The chairperson of the committee, Nelson Ngomani, said a copy of the committee's constitution had been offered to members of the DDA with the intention of drawing attention to the accountable nature of Mooiplaas' organisation.

He said the DDA had dismissed the document as "political".

Since construction on the police station began three months ago, the DDA has not responded to residents' demands for an explanation as to why they were not consulted on the matter.

Residents said that other attempts by the DDA to impose plans without prior consultation were resisted by the people. The DDA's request that all residents complete certificates of occupation was rejected as a "plot" to control influx into the area.

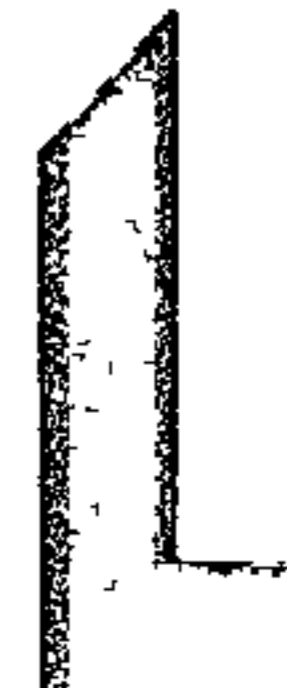
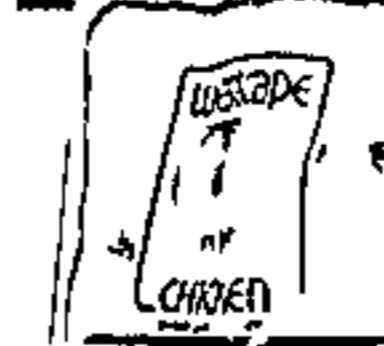
The police station, however, is being viewed as the last straw.

Residents issued a press statement in which they expressed their outrage at the display of such "arrogance". They are angry that none of the promises have been fulfilled.


The lone police station in a village without adequate schools and clinics bears testimony to their bitterness.

The DDA has simply denied its role in the building of the police station. Department members said that plans for the station were drafted before responsibility for the land was taken over.

Residents argue that the DDA owns the land and therefore gave the police permission to occupy it —  
ELNEWS

Westcape  
Freezer Pack  
Chickens 2kg  
(tax free)  
**7.99**



Sunshine D  
Margarine  
500gr  
**1.59**

Rio Parboiled I  
2kg (tax free)  
**2.49**

Jumbo & Ext  
Large Eggs  
2 1/2 doz (tax free)  
**5.69**

# Cops attacked

A SUSPECTED limpet mine exploded early yesterday at police single quarters in Ratanda township near Heidelberg

It is the latest in a series of attacks on security forces in the East Rand area. *Sowetan 29/10/89*

No one was hurt in the 4,05 am blast, said Captain Reg Crewe of the SAP public relations directorate in Pretoria.

The explosive device used was probably a limpet mine, Crewe said.

Security police have launched an intensive

investigation into the explosion. ~~847~~ (251)

Crewe could not confirm whether police suspected that the bombers were the same

group of suspected guerilla members who had carried out several handgrenade and limpet mine attacks on police on the East Rand recently.

# Cop shot to kill

A POLICEMAN yesterday told a Pretoria North inquest magistrate that he shot four Mamelodi residents because he wanted to eliminate leaders.

Captain Hermanus Arnoldus le Roux said his victims were three men and a woman. He was being cross-examined by Mr Morris Basslian, counsel for the families of the victims, during an inquest into the mass killing of Mamelodi residents on November 21 1985.

He testified that he shot and killed a middle-aged man who was about to hurl a missile at an army vehicle. He said the man was standing in a "throwing position".

The policeman said he considered the man to have been a leader because he had seen him on several occasions emerging and later disappearing near the corner of a house in Section C.

Although he did not aim at a particular part of the man's body, Le Roux said the man was struck by a bullet on his right upper body.

Asked by Basslian why he decided to shoot at the man, Le Roux said "Because he was a leader.

By ALINAH DUBE

I doubt that I would have fired had I not seen the man earlier."

When requested to say if he had also fired at other leaders on that day, he answered. "Yes, I gunned down another two men and a woman I wanted to eliminate leaders."

Basslian asked that the

court should adjourn until this morning for an inspection in loco to be conducted at the scene of the shooting. This was after Le Roux had denied the shooting took place at house 755 in Block C.

The advocate said the inspection would enable the court to realise that

the house Le Roux was pointing out to cameramen on a video film before the court, was the one he has refused to accept as the scene of the incident in his evidence.

The policeman also disagreed that the man he killed was Mr Paul Mavimbela.

The inspection takes place in Mamelodi this morning.

## You can stay as you are for rest of your life or you can

## Change to

# MAINSTAY

# INTERNATIONAL



488 (251)

SOWETAN, Friday June 30 1989

## ANC/SACP Alliance strategy

THE ANC/SACP Alliance still intended continuing its strategy of violence against South Africa and its inhabitants, the Chief Deputy Commissioner of the SAP, Lieut-Gen Johan van der Merwe, said at Hammanskraal

Addressing a passing out parade at the police college, he said this emerged from interviews American journalists conducted with ANC leaders in Lusaka recently.

8.

# Vlok will announce names for new security control board

8/24 3/7/89

251



ADRIAAN VLOK

MINISTER of Law and Order Adriaan Vlok is expected to announce soon the names of 10 members to serve on a new control board to administer the security industry.

The board, to be established in terms of the Security Officers Act of 1987, is expected to play a major role in cleaning up the industry.

Its image has been tarnished by the activities of a minority of "fly-by-night" operators who have seen in the clamour for security services a chance to make a financial killing.

The impending announcement on the

constitution of the board has been welcomed by the SA Security Federation (Sasfed), the industry's umbrella organisation, which pioneered the move for regulatory legislation.

Six of the board's 10 members are to come from the security industry itself.

Organisations representing various sectors of the industry have submitted nominations — believed to number more than 50 — to the Commissioner of Police.

It is expected that a shortened list of nominees who qualify for board membership in terms of the Act will be forwarded

to the Minister for final selection

Of the four remaining members, one will be a senior officer of the SA Police

Another is expected to be a legal representative from the Department of Justice, appointed in terms of the Internal Security Act No 74 of 1983

Since the industry will be represented by six members and the state by two, the final two members are expected to be chosen from the ranks of consumer organisations

Announcement of the board's membership is understood to be imminent. It could come within weeks, says Roy Macfarlane,

president of the SA Security Association

"We believe the proper implementation of the Act will lead to much higher standards in the industry," he says

"Anyone can come out of jail today and start a security company tomorrow

"A major difficulty at present is that, though there are some 15 reputable member associations in Sasfed, few have the necessary 'teeth'."

There is no obligation on any security company to belong to an association, notes Sasa director Frank Sims. Even member firms cannot be effectively controlled.

Star 6/7/89



Emmanuel Sipliwe Hlatswayo . . . accused of being a killer, beaten up and left for dead in a field.

251

## Std 8 pupil (20) says police left him for dead in field

By Thabo Leshilo

A Std 8 Soweto pupil, Emmanuel Sipliwe Hlatswayo (20), has claimed that he was abducted by police, assaulted, dumped and left for dead in a field on Tuesday night.

Mr Hlatswayo says police accused him of being a killer and having a gun.

The youth, from Zola 1, is a pupil at Dr B W Vilakazi High School, Emdeni.

His mother, Mrs Cynthia Hlatswayo, said policemen in an unmarked hippo came to her home at 10 pm on Tuesday and entered without knocking.

"They immediately demanded to see Sipliwe, saying he had robbed one of the policemen, known as 'Teenage', of a gun. They made straight for his bedroom where they started assaulting him."

Speaking from a wheelchair at Baragwanath Hospital while awaiting treatment, Mr Hlatswayo said the police continued beating him until early yesterday morning.

He was later dumped in an open field near Zone 1, Meadowlands, from where he walked in great pain to a nearby house, asked for taxi fare and went home. He arrived at about 6 am.

His face was bruised and swollen and he spoke with difficulty.

The media liaison officer for Soweto police, Colonel Fanyana Zwane, and station commander of Jabulani police station, Colonel Sibandle, denied knowledge of the incident.

They advised Mr Hlatswayo to lay a charge to enable them to begin investigations.

# 'Bad apples' won't be protected

Own Correspondent

251

DURBAN — Policemen who willingly overstepped the mark would not be protected by the South African Police, Major-General Herman Stadler, newly appointed head of the SAP public relations division, said today.

"Some people regard the police as part of the system and who uphold apartheid. But in fact we are friends of the public," he said "What must be realised is that we have a difficult task and are trying to do our duty to the best of our ability.

"I want to stress that there will be no cover-up of misbehaviour or criminal actions by members of the police. There is no place for people who willingly overstep the mark.

"However, I appeal to members of the public and the press to be objective about issues and not judge the entire police force by the actions of one

Star 6/1/89.  
or two people. In every organisation you get a few rotten apples and people must not jump to conclusions," said Major-General Stadler.

Regarded by many people as an expert on the African National Congress, he has in the past given expert evidence in a number of terror trials. The former chief of the SAP's Intelligence Unit, Major-General Stadler was the investigating officer of the first-ever terrorism trial.

He spent a long part of his career in Natal and headed the SP in the Port Natal division.

Major-General Stadler appealed for co-operation from his colleagues, and asked them vigorously to pursue their task to serve the public.

"I have always had a good relationship with the press and I believe the press has a major role to play in helping the police win the confidence of the public," he added.





Crowded room in Kaya Mandi... hundreds of men and women sleeping together in single-quarter hostels with their children'

Picture RASHID LOMBARD

WAS a massive police and army raid in Stellenbosch's black township, Kaya Mandi, last year a "crime prevention operation" — or was it a pass raid in disguise?

This is one of the questions arising out of the first of 180 civil claims of R2 000 each brought against the minister of law and order as a result of the operation.

The plaintiffs are all Kaya Mandi residents, who claim their arrests during the raid were unlawful.

The operation involved South African police, municipal police, soldiers and Stellenbosch residents — members of "Dad's Army" especially called up for the purpose.

In a carefully planned manoeuvre, Kaya Mandi, a tiny township with an official population of just over 10 000, was cordoned off and buildings searched between the hours of 3 30am and 7am in March last year.

Hundreds of men and women, sleeping together in the overcrowded men's single-quarters hostels with their children, were bundled into police vans and taken in the dark to police cells.

In all, 452 people were arrested in the raid, which police later described as a "crime prevention action".

A police breakdown revealed that an overwhelming majority — 449 people — were arrested for trespass, most of whom were released, after being held for several hours, on paying R30 admission of guilt fines.

One of those arrested for trespass was Hambisile Matshikiza, a 23-year-old father who works as a dishwasher in a Stellenbosch hotel.

The first of the 180 plaintiffs, he told the court of his experience of the raid. "Two white policemen in uniform woke me up and, speaking in Afrikaans, asked for my rent card. When I told them my rent card was with my sister, who lives nearby at hostel C148, they said I was lying.

"We were never warned or told to sleep with our rent cards. They simply refused to listen to or believe my explanation."

Matshikiza said he was given no opportunity to get dressed. He pulled on a pair of trousers, and — carrying his shoes — was hurried off to a police van.

"There were police dogs and soldiers armed with guns present. Their behaviour was aggressive and frightening."

At the police station, he was kept "in a garage or courtyard at the back along with everyone else. We were all kept squashed together by policemen with dogs, and many of us sat on the cold cement.

"I was not offered or given any food or water, and I had no food until 4pm that day (12 hours later). I was not allowed to go to the toilet, there were police dogs guarding us, which frightened me."

Matshikiza adds that he was not given an opportunity to contact a legal advisor. He was released at 6pm after paying a R30 fine.

"I paid the fine because I was told I would not be released unless I did

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**Some 180 residents of a Stellenbosch township are suing the state for wrongful arrest following a massive police raid in which 452 people were arrested, but only three for serious crimes. Was the real motive a 'pass raid'?**  
**GAYE DAVIS reports from Cape Town**

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"My sister brought my rent card to me at 11am. However, when I took it to the white policeman who appeared to be in charge of the arrest he threw it back at me saying that he was now not interested in rent cards — I should have shown it to the arresting officers in Kaya Mandi."

Matshikiza said he had lived in the hostel since August 1987 and paid his rent regularly, always taking with him his rent card, which was used as proof of payments made.

The raid caused profound concern among some Stellenbosch residents. In a letter to the local newspaper, two residents wrote "We wish to express our outrage at the way the black occupants of Stellenbosch were treated. It would seem that we have had right here in our town a shocking disruption

of peaceful family life and an act of destabilisation which must have left anger and bitterness throughout Kaya Mandi."

In a letter to *The Argus* newspaper, the divisional commissioner of police for the Boland, Captain GMH Boonzaaier, said Kaya Mandi's population had grown from 4 500 in 1984 to 10 088 in 1987 (as a result of the abolition of influx control) and was thought to be higher.

Hostel residents had asked for action to be taken "against undesirable people", he said. Complaints included the incidence of murder, robbery, assault, rape, illegal trade in drugs and liquor, illegal possession of firearms and dangerous weapons, dealing in stolen goods and prostitution.

In court this week, Pat Gamble, counsel for Matshikiza, asked the commander of Kaya Mandi's municipal police, Sergeant H van Sittert, if he did not find it strange that, while serious crime was alleged to be rife in the township, the raid had netted no serious offenders.

"I stand by my statement that it was a crime prevention operation," Van Sittert replied.

Asked why action was not taken in terms of existing regulations governing occupation of the hostels, Van Sittert said "If the situation was normal and there wasn't such a stream of people, then the police wouldn't have been necessary."

Gamble: The police could have helped, acting in terms of the regulations. Why the decision to arrest people for trespass?

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Gamble referred to minutes, dated March 3 of last year, of the Kaya Mandi town committee, which referred to hostel residents returning from vacation to find their beds occupied by non-payers who refused to vacate.

In view of a "possible confrontation" between payers and non-payers, and "definite loss of income" for the town committee, it was recommended the municipal police "rectify this situation administratively" and that "the relevant legislation" be applied against non-payers.

The minutes made no reference to a high level of crime or that it was causing concern, Gamble said.

"I suggest to you that as a result of the *klopjag* (pass raid) people realised they had to register meaning the town committee's problem was eventually solved.

"Was this not just a pass raid in another guise — under the cloak of being a crime prevention action?"

Van Sittert denied this.

Earlier, the commanding officer of the Stellenbosch Commando, Commandant Johannes Albertse, told the court he "did not know" why 449 people had been arrested for trespass. The trial resumes on July 27.

**CLASSICS**

**JUNIOR LECTURESHIP**

Applications are invited for a Junior Lectureship in the Department of Classics. This is a contract post, tenable for two years in the first instance, from 1 January 1990, the contract may be renewed.

Applicants should have at least a good Honours degree in Classics Latin or Ancient Greek where the degree is in one language only they should have at least some qualification in the other language. The successful applicant will be required to teach in the Department's Classical Civilisation sequence as well as in language courses.

Annual Salary: R17 838 - R27 834

Benefits: Annual bonus, medical aid, generous leave, Substantial financial assistance towards University study where applicable.

A curriculum vitae and the names and addresses of two referees should be submitted to the Personnel Office.

**Closing date for applications: AUGUST 1989**

All applications and enquiries to be submitted to:

The Personnel Office  
University of the  
Witwatersrand,  
P.O. Wits, 2050,  
South Africa.

**University of the Witwatersrand**

**UNIVERSITY**

**Diploma in Education (Adult)**

Applications are invited for a two-year part time Diploma in Education commencing in February 1991. recognised for salary purposes. National Education will be engaged in the education of formal settings and will offer:

Students in previous courses in fields of work including community industrial training, teaching in basic education (including in education centres), staff development, education, religious education, programmes based in libraries.


The course is open to anyone with a qualification of a two-year part time. The course is not offered by correspondence. need to be resident in the Cape to attend classes.

Further details may be obtained from the Dept of Adult Education and Extension, Cape Town, Rondebosch 7700.

The closing date for applications is...

## **Policeman 'waging a vendetta'**

ADELE BALETA

 AN URGENT application seeking an order declaring the detention of a section 29 detainee unlawful and asking for his release was referred to oral evidence on Friday by a Rand Supreme Court judge.

The application was brought by the mother of 21-year-old Wits business management student Veli Mazibuko, who was detained under section 29 of the Internal Security Act on June 26.

Thembane Mazibuko of Duduza applied for referral to oral evidence after Mr Justice Schabert found a dispute of fact which papers could not resolve.

The dispute was whether an East Rand police lieutenant, named in the papers only as Tolken, induced Lt-Col Andries Gouws to detain Mazibuko under section 29 of the Internal Security Act.

Mrs Mazibuko alleged that Tolken had been waging a vendetta against her son.

Mazibuko has been detained twice before.

Police claim he was active in an ANC cell in Duduza and had committed terror attacks.



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The trial resumes on July 27.

# Young man dies in police cells - 2 versions of events

By Kevin Udemans

A 23-year-old Bez Valley, Johannesburg, man, Mr Shane Swanepoel, died in the Hillbrow police cells on Tuesday June 6 after he and his stepbrother, Mr Michael Stephens (26), were locked up for the night for drunkenness.

A police investigation into the inci-

## Swanepoel family says:

Mr Stephens said on June 5 he and Mr Swanepoel went to a disco called Simply Red at the Moulin Rouge Hotel.

While they waited for someone, Mr Swanepoel had two beers and Mr Stephens two passion fruit drinks.

"A man came to tell us to leave because a woman was having a fit in the toilets and claimed we had given her drugs. He said an ambulance and the police were on their way.

"We refused to leave because we had not given her anything.

A group of men in plain clothes, whom they presumed to be policemen, asked the two men to accompany them. "While we were walking with them, I blacked out and woke up in an ambulance. Shane was on the stretcher next to me and we were being treated by two paramedics."

Mr Stephens he had blacked out once before when he was hit on his head.

"We were taken to hospital. We were there for quite a while before the police arrived and took us away. Shane could not walk and had to be taken out in a wheelchair.

"We were later told we had apparently refused medical treatment. I couldn't see Shane while we were in hospital but I could hear him mumbling in one of the cubicles next to me. I didn't hear him refuse treatment. I know I didn't refuse treatment.

"At about 4 am we were locked up at the Hillbrow police station. In the cell I realised there was something seriously wrong with Shane. He could not stand up at all and there was blood near his ears. I banged on the door to attract attention but no one came to help."

Mr Stephens was released the next morning.

Mrs Swanepoel said when she went to the police station, she was told by a constable that her son had been locked up for drunkenness. When she asked to see her son, she was told that she would have to go to the government mortuary. "The shock was too much for me. I just went berserk," she said.

dent is under way.

The two men visited a disco in Hillbrow on June 5.

The Star asked Mr Stephens and Mr Swanepoel's mother, Mrs Margaret Swanepoel, and the SAP's public relations division in Pretoria to comment on the incident.

Their versions differ.

## The police say:

"We confirm that Mr Shane Swanepoel died while being detained in the Hillbrow police cells and the circumstances surrounding his death are being investigated by the police.

"Allegations surrounding his detention and subsequent death are. On June 5 at about 10 pm Mr Swanepoel and his step-brother, Mr Michael Stephens, were allegedly asked by the management of the Moulin Rouge Hotel to leave the disco but they refused.

"The manager then approached an off-duty policeman and asked him to request the two men to leave the premises. When the policeman asked them to leave, Mr Swanepoel allegedly struck him. A fight ensued. Messrs Swanepoel and Stephens were later taken to hospital.

"On June 6 at about 3 am the police received a complaint from the Johannesburg Hospital. A doctor requested the police to remove two men 'as they were drunk'. It was discovered the two men were in fact Messrs Swanepoel and Stephens.

"The police complied with the request and they were both taken to Hillbrow police station where they were detained on charges of drunkenness.

"On June 6 at about 7.15 am, Mr Stephens was found to be sober and he was released. However, as Mr Swanepoel still appeared to be drunk, he was not. Later that morning, Mr Swanepoel's cellmates raised the alarm and it was discovered he was dead.

"The policeman who conveyed the death message denies he was blunt in informing Mr Swanepoel's mother of his death. It is police policy that this type of message always be given with the utmost respect."

● A Johannesburg Hospital spokesman said the doctor on duty that night had called the police because the two men were obviously under the influence.

"The doctor on duty said there were no obvious injuries and the men were aggressive and abusive. They also did not want to be examined."

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## City police picked on me — claim

By Craig Kotze, Crime Reporter

A Johannesburg man claims Johannesburg Municipality security personnel, one with an AWB sticker on his file, arrested him and three friends for drinking alcohol while picnicking at Wemmer Pan at the weekend — but ignored most whites doing the same

"It was a racist incident and very humiliating. They took us to the Booyens police station and we had to pay R30 admission of guilt fines for drinking in public," said an enraged Mr Dean Ebdon of Hillbrow

"These guys arrested two white men just to show they weren't picking on us — but their families were ignored." Brigadier Jan Visser, Johannesburg's director of security, yesterday denied there had been a "racial incident" or that white offenders had been ignored by the officers

He said two whites and two coloureds had been arrested

"Other whites were not arrested because they were children," he added. He denied that there was an AWB sticker on one of his men's files

Nov 11 1989

## SAP to take over municipal police

The South African Police will take control of municipal police forces throughout the country from October 1 (251)

Brigadier I' Coetzee announced the move at the annual conference of the Urban Councils' Association of South Africa in Durban at the weekend

He said it was envisaged that a unified force would ultimately be formed. — Staff Reporter

# MUNICIPAL COPS FALL UNDER SAP

THE control of the municipal police force throughout the country is to be taken over by the South African Police on October 1 this year.

This was announced by a senior officer of the SAP responsible for the

take-over, Brigadier 1 Coetzee.

Coetzee was addressing the 21st annual conference of the Urban Council's Association of South Africa (Ucasa) in Durban at the weekend.

The aim of the take-over was to render a better service to the com-

munity, he said

It was envisaged that a unified force would ultimately be formed.

His department, he said, was planning to re-train all the existing municipal police to upgrade their standard or work. About 10000 municipal police would have been trained by the year 1990.

## Benefits

The police would not be transferred from where they were stationed at the moment and would enjoy all the benefits received by the members of the SAP.

He said all the various black local authorities were expected to submit recommendations regarding the regulations which would govern the municipal police after the take-over.

These were expected to reach his office in Pretoria by July 7 this year.

# RPG-7 rocket found in car, magistrate told

By Brendan Templeton

An RPG-7 rocket, capable of penetrating 3,5 m of concrete, had been removed from its wrapping and was ready for use when police allegedly foiled a planned attack on John Vorster Square last year, a Johannesburg magistrate heard yesterday.

An explosives expert, Mr Cobus Snyman, told the court in the sabotage trial of Mr Harold Matsididi (41) that an RPG-7 rocket launcher and three RPG-7 rockets with primed booster charges were found in a BMW which Mr Matsididi was allegedly sitting in.

Mr Matsididi pleaded not guilty to charges of sabotage. The State claims he tried to, or conspired to launch an attack on John Vorster Square last year and was in the illegal possession of a firearm and ammunition.

He was arrested in the early morning of July 29 after he and four other men allegedly fled when a police patrol car stopped next to their car which was parked on the side of a road.

One of the policemen, Constable A A Mokoena of Soweto, said he had arrested Mr Matsididi after knocking him down and removing a loaded .38 revolver from his possession.

## HANDGRENADE EXPLODED

His colleague, Constable J Mahlangu, said a handgrenade was thrown at him when he pursued the other men. He gave up the chase when it exploded and returned to the the BMW, finding a discarded AK 47 on his way back.

Three AK-47's and 444 7.62 mm rounds, and a handgrenade with its detonator were also found in the car.

Evidence about what was done with the .38 revolver has differed between the witnesses.

Constable Mokoena said he put the gun, loaded with six bullets, on the back seat of the BMW after taking it away from Mr Matsididi.

His colleague, Constable J Nkwashu, said Constable Mokoena had kept the revolver on him all the time and handed it over to security police.

Mr Snyman, stationed in Soweto at the time and the first to respond to Constable Mokoena's radio call for back-up, said the revolver was found on the floor of the car with only five rounds in the chamber. Another .38 round was later found at the scene, he said.

Constable Mahlangu experienced difficulty describing to the court what a .38 revolver looked like, and cross-examination was postponed to today pending the presentation of the revolver in court.

Photographs of the scene were handed in to the court yesterday.

The charges against Mr Matsididi claim he planned the attack against John Vorster Square, reconnoitred the police station prior to July 29, and knew the identity and assisted four other men named Pat, TK, Billy and Ben, in the planned attack.

The hearing continues.

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Cap Times 12/7/89 (251)

# SAP members axed

**PRETORIA.** — Three members of the South African Police have been expelled from the force pending the outcome of an investigation into the alleged assault of a man at a Bloemfontein charge office.

A fourth member, who had a day off yesterday, is to be expelled as soon as he is traced.

This was announced yesterday by Colonel Vic Haynes, commander of the SAP's public relations division.

In a statement, he said the investigation would be completed as soon as possible and, meanwhile, the expelled men would be charged in court.

Col Haynes said Mr A van der Merwe was yesterday stopped by three policemen after allegedly ignoring a red light.

He gained the impression that he was about to be assaulted and fled to the Park Way charge office, Bloemfontein.

He was followed and allegedly assaulted by the policemen.

He was subsequently admitted to the National Hospital.

A charge of serious assault was being investigated.

Col Haynes said the SAP considered the incident in a serious light. — Sapa

## Police appeal to senior citizens

VEREENIGING — Vanderbijlpark police have appealed to all senior citizens on smallholdings in the area to have their names and addresses recorded in a police register.

251

This comes after the recent spate of rapes and attacks on elderly residents in the area.

According to a Vanderbijlpark police spokesman members of the SAP reservist force and local neighbourhood watch are updating the register to keep in close contact with the elderly.

Regular telephone calls or visits to these residents are envisaged to ensure that all is well at their homes.

Any senior citizens in the Vanderbijlpark area who have not yet had their particulars recorded in the register are asked to contact the Vanderbijlpark police station at (016) 33-9709.

# Exploding handgrenade stopped chase

*blpam 1317 sm*

A HANDGRENADE explosion stopped a police constable pursuing four men who allegedly planned to attack the John Vorster Square police headquarters, a Johannesburg magistrate heard yesterday.

Constable J Mahlangu was giving evidence in the trial of Harold Matsididi, who faces charges of sabotage, unlawful possession of a firearm and ammunition.

Mahlangu said he and two other policemen in Soweto became suspicious when they saw five men at a stationary BMW in the early hours of June 30.

They approached the group. One suspect was detained and the others fled.

In the ensuing chase, Mahlangu said he

*(251)*

**TANIA LEVY**

fired warning shots to frighten the men but he stopped pursuing them when a handgrenade exploded before him.

Going back to the car, where Matsididi had been arrested, Mahlangu picked up an AK47 machine gun, which he assumed had been dropped by one of the men.

It was put on top of other firearms in the car, which contained three RPG 7 rockets, booster chargers and a rocketlauncher, AK47 machine guns, 444 rounds of ammunition, an F1 handgrenade and a detonator, the charge sheet said.

**'Rhino man' is to contest \$89 500 claim**

## NATAL UNREST DEATHS

September 1987 to January 1989: .....

February 1989 — July 11 1989: .....

Past 24 hours' official toll: .....

TOTAL: .....

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# I put AK-47 into car - policeman

251

Star 13/7/89

Staff Reporter

A policeman told a Johannesburg magistrate yesterday he had put an AK-47 rifle into a car after being ordered to do so by a security police officer

Photographs, handed in as evidence at the trial of Mr Harold Matsididi, showed the AK-47 in a car in which Mr Harold Matsididi was allegedly sitting.

Mr Matsididi is facing charges of sabotage and the illegal possession of a firearm and ammunition. The State claims he attempted to attack, or aided others in an attempted attack on, John Vorster Square last year.

Constable J Mahlangu of the Soweto Vehicle Unit said he did not find it strange that a security police officer had told him to put the rifle in the car "as my senior officers know more than me"

"Would you then say the security police had their own reasons for telling you to put the AK-47 back into the vehicle?" asked defence counsel Mr N Willis

"That is correct," said Constable Mahlangu

The State alleges arms and ammunition, including RPG-7 rockets ready for use and AK-47 rifles, were found in the car

Constable Mahlangu told the magistrate, Mr A Wolmarans, he had picked the rifle up after pursuing four other men who fled when approached by him and two other policemen in the early hours of July 29 last year

He initially handed it to another constable, but put it into the BMW when told to do so by a security police officer

Photographs of the rifle inside the car were then handed in as evidence to the court

He said he would not be able to identify the security policeman because it was dark at the time and he was not able to get a good look at his face.

He was able to identify the accused because he had made Mr Matsididi sit up when he searched him

But Lieutenant Ocker Olivier of the SAP Internal Investigation Department said Mr Matsididi had lain face down for the entire duration of Constable Mahlangu's search and had not sat up at any stage

Mr Matsididi was arrested at the scene and had a loaded 38 revolver taken from him, the State claims

Constable Mahlangu yesterday correctly identified the revolver from among a selection of several handguns

## New probe of security guard who killed 25

By Dawn Barkhuizen

A third case of attempted murder is being investigated against an East London security guard who "justifiably" killed 25 people in the course of his work

Police yesterday confirmed that three cases of attempted murder were being investigated and a number of inquests were pending into the deaths of suspected burglars killed by the former policeman-turned-security guard, Mr Louis van Schoor

Weekend newspaper reports stated that Mr van Schoor had killed 25 and wounded about 75 people whom he suspected of being burglars, and that police were investigating two counts of attempted murder

Details of the latest case involving a teenager could not be released because the matter was sub judice, Border police spokesman, Major Trevor Hayes said

In a statement yesterday police said Mr van Schoor had attended 272 calls from silent alarms and had made a number of arrests

In 25 of the cases where he used a firearm the suspects were fatally wounded. He was found to have acted justifiably in these cases

## 'TRIGGER HAPPY'

On occasions Mr van Schoor was attacked by suspects, and was twice admitted to hospital

Mr van Schoor's actions have been noted with concern by the South African Security Association (Sasa).

But Sasa administrator Mr Frank Sims declined to say whether Mr van Schoor was "just trigger happy or in the unfortunate position of having to fend for his life in all those instances" until he had established the full details of the killings

He warned, however, of fly-by-night security companies which had sprung up recently, aiming to make a "fast return for a small outlay". Many of these companies were offering guards who did not have the necessary training

Mr Sims said a loophole existed in current legislation making it possible for anyone with a gun licence to set themselves up as a security guard.

## LAST RESORT

"We are very concerned that a person authorised to carry a firearm in this business be fully trained, know the law and only use a gun as a last resort"

He warned the public against opting for the cheapest service on the market, saying this could result in trouble.

Mr Sims said legislation is in the pipeline providing controls for the entire industry. Until such time the public should make use of firms affiliated to the SA Security Federation

STAT 13/7/87

(25)

251 (circled) (circled) wmail  
14-20/7/89

# Death in a hail of bullets. Verdict: No-one responsible

A MAGISTRATE who found police shot dead a Daveyton student leader at his home two years ago has found no-one criminally liable for his death. Magistrate JP Myburgh — who repeatedly referred to the deceased as “the accused” — delivered judgement on Wednesday in an inquest into the death of Caiphus Nyoka, who died in a hail of police bullets

“I am certainly unhappy I feel shattered,” said family lawyer Amichant Soman after the judgement in the Benoni Magistrates’ Court. Soman said he planned to study the judgement and hoped to apply for a review of the findings

Nyoka’s family and friends, who filled the tiny courtroom, sat silently as the magistrate said he found no-one had “brought about any act or omission involving or amounting to an offence”

The inquest court was presented with two opposing versions of what happened on August 24 1987, the night Nyoka died — that of his family and friends and that of the police

He accepted evidence by the police that they shot Nyoka because they felt threatened — the police claimed he

**Student leader Caiphus Nyoka died in a hail of bullets almost two years ago. Police admit shooting him, but say they were threatened with a knife. This week, no-one was found responsible**

had a knife in his hand

The police said they had gone to Nyoka’s home heavily armed because they believed he was in possession of “terrorist weapons”. In evidence, they said they had found only four used AK-47 cartridges

Myburgh said he did not think the police would plant a knife to incriminate Nyoka “If the police wanted to plant something, surely they would not have planted a knife. They have access to hand grenades, hand-guns and all sorts of weapons

“I cannot reject police evidence that the accused (deceased) was armed with a knife I specifically reject the contention that the police went out to execute the deceased. If so, it is improbable they would act in such a manner,” he said

Myburgh rejected the evidence of Nyoka’s family, and of three youths who shared a room with Nyoka on the night of the shooting, as “highly unsatisfactory and unreliable”

He said the youths “contradicted each other on several material points. All three gave contradictory statements to the police, when they testified under oath and even in the evidence they gave to their legal representatives”

The magistrate said there were also inconsistencies regarding the words

“999 Lemba Street, Caiphus Nyoka Executed six shots Hands of death”, which the witnesses allegedly saw on a blackboard at the police station shortly after the shooting

The words on the board were not mentioned to the police and none of the three witnesses had explained why not, Myburgh said “All three wrote down differently how these words were found or written on the board,” he added

Evidence regarding the firing of shots in Nyoka’s bedroom was unsatisfactory, he said Myburgh said Cornelius, Nyoka’s brother, and Moses Nyoka, his father, who were sleeping next door to Caiphus Nyoka’s room, told the court they had not heard shots, while the three youths sleeping in Nyoka’s bedroom said they had heard noises “The three witnesses used the word ‘crackers’ to describe the shots,” he said

The inquest magistrate dismissed the evidence of Nyoka’s brother as unsatisfactory and unreliable, saying he had a motive not to tell the truth because Nyoka was his brother. The magistrate added that Cornelius had told the court that while in his room he had heard people talking but failed to hear nine gunshots

However, evidence on behalf of the minister of law and order — by the policemen — was similarly unsatisfactory and there were contradictions between sergeants Engelbrecht, Marais and Stander

He dismissed the submission by the family’s lawyer that the police tailored their evidence “Their evidence (of the police) does not support such a finding,” he said

’s free  
year  
w Mmail

## APARTHEID BAROMETER

# Spying claim unfounded say police

ALLEGATIONS by the Indicator Newspaper that security police harassed and intimidated a member of its staff has been described as "unfounded" by the Acting Commissioner of the South African Police.

In May, Ameen Akhalwaya, editor of the Lenasia-based newspaper, wrote to the commissioner of police in protest against "another attempt" by security policemen to recruit reporter Mohammed Ismail as a "spy".

"I wish to protest strongly against this harassment and intimidation of a member of my staff," Akhalwaya said in a lengthy letter outlining the allegations.

In a letter dated July 7 the acting commissioner, Lt J V van der Merwe,

replied: "With reference to your letter dated May 26 1989 I wish to advise that an investigation revealed that your allegations of harassment and intimidation towards (Mr Ismail) are unfounded. Any allegation of unlawful conduct is accordingly denied."

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**EARNINGS**

# Policeman killed, another wounded

W/L AK645 15/7/89 251

JOHANNESBURG. — A constable was killed and another wounded shortly after a group of people allegedly attacked three policemen in Alexandra township last night

A report from the SAP's Witwatersrand liason division said the three policemen were not on duty and were in civilian clothes when they were allegedly attacked and stoned, about 8 30pm

One constable escaped and ran to Alexandra police station to get help.

When reinforcements arrived they found a 25-year-old constable fatally wounded in the side and with head injuries. He had been shot three times

The other constable had been wounded in the leg, and is in a satisfactory condition in hospital.

The incident is being investigated as a case of murder and attempted murder, an SAP spokesman said. It was not regarded as unrest-related

No arrests have yet been made.

— Sapa



# Fear of police led to suicide bid <sup>(251)</sup> accused

By Celeste Louw

An accused in a sabotage trial told a Johannesburg Regional Court yesterday that he had tried to commit suicide because he "could no longer stand the threats and treatment of the police" after his arrest.

Mr Harold Matsididi (42) of Diepkloof was being cross-examined by the prosecutor in a trial within a trial.

Mr Matsididi contested the admission of a statement to the court after he had allegedly been forced by the police to make the confessions to a magistrate.

Mr Matsididi has pleaded not guilty to a charge of sabotage for allegedly attempting or planning to attack John Vorster Square last year. He has also pleaded not guilty to a charge of illegal possession of a firearm and ammunition.

In previous evidence Mr Matsididi told the court he had received electric shocks twice at the Protea Police Station after his arrest.

He had been assaulted and threatened by police and made the statement to a magistrate "out of fear of what could happen to me".

The trial continues before Mr A-Wolmarans.

*CME Times 18/7/89 (251)*  
**Rape: Cop suspended**

JOHANNESBURG — A member of the South African Police in Belfast has been suspended after two allegations of rape were made against him, police said yesterday. According to a police statement, no further details concerning the matter could be given.

*CME Times 18/7/89*  
**Azapo appeal dismissed**

DURBAN — An application by the Azanian Peoples Party which challenged its banning was dismissed in the Supreme Court here yesterday.

# Cop's stray shot injures three children

JOHANNESBURG — Three children were injured when hit by pellets from a policeman's shotgun on Saturday morning

Col F Zwane of the Soweto Police said the policeman who allegedly shot the children was on foot patrol when he spotted a vehicle he suspected was stolen.

The policeman tried to stop the vehicle and then "fired a warning shot" with his shotgun

The pellets struck three children playing in a yard nearby

One child, aged five, was seriously injured with seven pellet wounds in his chest and head

The other two, aged two and seven, were slightly injured and discharged from Baragwanath Hospital on Saturday

A hospital spokesperson said Sibusiso Mbele had been operated on and his condition was stable

A charge of attempted murder has been brought against the policeman

The car at which the policeman fired was later spotted by a police patrol car which then pursued it

In the chase the patrol car overturned. The policemen were slightly injured, and the suspect escaped

— Sapa

# Cops assaulted pupil on eve of US trip, court told

Crime Times 19/7/89 (251)

## Court Reporter

A LANGA school boy due to leave for America on an exchange scholarship next week was allegedly assaulted by two police sergeants, a Wynberg District Court heard yesterday.

Sergeant Velik Mgwaye, 42, of Mendi Street, Langa, and Sergeant Gerrit Otto, 23, of Police Married Quarters, Pinelands, both pleaded not guilty to assaulting Spes Bona pupil, Lindelo Mgobozi, 17, last October.

The court heard that Lindelo and his girlfriend, Lungiswo Khumalo, 16, were kissing each other on a pavement in Langa when the incident occurred.

Sergeant Otto said he chased the teenagers because they ran when the police van stopped — perhaps, he added under cross-examination, because the van had frightened them.

Asked what motive he had for wanting to arrest the children in the first place, he said Ser-

geant Mgwaye had told him to and he "supposed" there must have been a reason.

Under further cross-examination by the prosecutor, Mr F. McCarthy, Sergeant Otto said he did not know how Lindelo suffered a bloody lip because he only "pushed him gently" into the back of the van and gave the teenagers a smooth ride to the police station.

"But both the boy and the girl say you grabbed him by the neck and hit him," Mr McCarthy said, adding that there was sound evidence before the court that the boy had a bloody lip.

Sergeant Otto replied. "That is not possible because I grabbed both kids by the scruff of the neck at the same time."

The hearing continues today.

Mr S L van der Walt was the magistrate. Mr L F McCarthy prosecuted. Mr P Yandutsos appeared for the accused.

# Bankers, police defend secrecy

**BANKERS** and police have jumped to the defence of a new policy not to reveal to the public, through press reports, amounts stolen in bank heists

Police public relations chief Major-General Herman Stadler has demed that the authorities are shirking their duty in this regard and said publishing details of methods used to rob banks inspires robbers and tells them how to do it

First National Bank's divisional general manager for internal audit and security, Mr Gerry Christy, said more publicity should be given to solving of cases than to the incidents themselves

The decision was made after a meeting on July 10 in Pretoria between bankers and the Minister of Law and Order, Mr Adriaan Vlok

In a letter to Johannesburg's Business Day, Gen Stadler said "The SAP, however, realise that robberies of this nature are newsworthy and we will continue to disclose particulars of when and where the robberies occurred, persons injured or killed, firearms used etc"

But, he said, experts agreed that the "copy-cat" syndrome could not be ignored

Mr Christy said the press, bankers and the police needed to join hands to fight the high incidence of bank raids

"Media reports such as those that have told how easy it is to rob a bank are irresponsible"

Mr Gareth Richards, group spokesman for Standard Bank, said reports of huge amounts stolen from banks could "well often be the spur that some other robber needs to perpetrate his deed"

## Armed robbers arrested

**DURBAN.** — Police have smashed a gang of three alleged armed robbers and have linked them to a series of armed hold-ups in Pinetown, Westville and Stanger, involving more than R500 000.

The breakthrough came at the weekend when detectives arrested a man as he was using his share of the robberies to pay lobola to his future father-in-law at Scottburgh

Police say they have positively linked the three men to 11 armed robberies. — Sapa

## Masked men rob bank

**JOHANNESBURG** — A gang of masked bandits yesterday morning raided a branch of First National Bank in Rosebank, Johannesburg, taking a large amount of money, police said.

The Clearing Banker's Association is offering a R10 000 reward for information which will lead to the arrest and conviction of the robbers and the recovery of the cash

Police said four gunmen held up staff and clients at the bank before escaping with the cash. They sped off in a BMW 5-series car, which may be stolen. — Sapa

Managing director of Trust Bank Mr Kobus Roetz acknowledged that whether an amount was disclosed or not did not necessarily mean robberies would drop

"We can only hope that it will help in cutting down the robberies," he said — Staff Reporter and Sapa

*CM Times 19/7/89*  
**Cops only  
suspended**

**for wilful  
offences<sup>281</sup>**

**Staff Reporter**

POLICE officers are suspended from duty only if "it appears they have wilfully committed a serious offence", according to the police public relations division in Pretoria.

The response came after the Cape Times requested clarification on police policy with regard to the expulsion of its members in response to queries from the public.

Readers questioned why the police sergeant, who allegedly admitted driving the car which knocked down and killed author Wilbur Smith's domestic servant on July 6 had not been suspended.

They compared the case with the recent expulsion of three policemen pending the outcome of an investigation into the alleged assault of a man at a Bloemfontein charge office.

Police said in a statement "If, after preliminary investigation, it appears that any member of the force has wilfully committed a serious offence, suspension is considered."

# Policemen fined for assaulting Langa teenager

Assault cops 'were not suspended'

Staff Reporter

TWO policemen convicted and sentenced yesterday on charges of assaulting a Langa schoolboy last year have not been suspended from the force, a police spokesman said last night.

Asked why sergeants Gerrit Otto and Velike Mgawye were not suspended when the trial started, as was the case with other policemen in similar situations, police spokesman Major Jan Calitz said he could not comment because he had not yet received the official result of the case.

"At this stage I do not know if they were charged with ordinary assault.

"I am not prepared to speculate about it (why they were not suspended) unless I have the facts before me," Major Calitz said.

He added that he would have the facts of the case before him today.

By MARIUS BOSCH  
TWO police sergeants were yesterday found guilty by a Wynberg magistrate of assaulting a Langa schoolboy — soon to leave for the US on an exchange scholarship — as he was sitting with his girlfriend in Langa's "Lover's Lane".

Gerrit Otto, 23, and Velik Mgawye, 42, were both fined R300 and sentenced to four months' imprisonment, suspended for five years.

Sentencing the two, the magistrate, Mr S L van der Walt, said the policemen's behaviour was not worth merely the R50 admission-of-guilt fine recommended by the state.

A policeman was supposed to be "a friend of people" and not an enemy. One didn't expect such behaviour from two policemen towards teenagers sitting in a "Lover's Lane", he said.

Mgawye's behaviour in terrorising the two teenagers, causing them to flee, "exceeded all limits".

The policemen did not stop at that — Otto had hit Mr Lindelo Mgobozi, 18, a pupil at Spes Bona High School in Athlone, through the face after apprehending him and then Mgawye had hit him in the face and the ribs.

Mr Mgobozi and his girlfriend, Lungiswo Khumalo, 16, had done nothing wrong but Mgawye had told her par-



ASSAULTED ... Mr Lindelo Mgobozi (centre) with his girlfriend Ms Lungiswo Khumalo (left) and his mother, Mrs M Mgobozi

ents in a crude way that they had had sex — which was not true.

Both teenagers were described as exemplary witnesses by the magistrate.

"One did not get the impression that their evidence was exaggerated," he said.

The evidence of the two policemen was, however, "too thick to believe", he said.

Throughout Mgawye's evidence he had said the teenagers had committed an "offence" and later changed it to a "sin" but this did not make any sense, especially coming from a policeman with 19 years' experience, Mr Van der Walt said.

After leaving Ms Khumalo at her home, the two policemen had taken Mr Mgobozi on "the ride of his life" — a nightmarish ride causing him to slide around and bang into the sides of the police van, he said.

Mr L F McCarthy prosecuted. Mr P Yendutsos appeared for Otto and Mgawye.

## TV TODAY

TV1

6 00-8.15: Good Morning So  
2 00: Topsport. Golf. Britis  
3.00: Teleskool  
3.30 Educational  
4 00 Dagse, Dokter. 'n Saa  
Gewete  
5 00: Nikaas: Kersfees Sond

# Inquest into ANC death: Finding expected today

*Cape Times 21/7/87 (21) 331*

## Staff Reporter

A WYNBERG magistrate will today make a finding at the inquest of Mr Ashley Kriel, the ANC guerilla shot dead by Warrant Officer Jeff Benzien during a struggle at a Hazendal house on July 9, 1987.

Earlier evidence was that WO Benzien and Sergeant Anthony Abels went to a house in Hazendal disguised as sanitation officers. Mr Kriel answered the door with a towel and jersey over his hands. It became apparent that he had a gun.

A struggle ensued outside the house and WO Benzien wrested the gun from Mr Kriel and knocked him on the forehead with the gun. Mr Kriel appeared to be unconscious but as Sgt Abels placed one handcuff on his wrist he sat up and grabbed at the gun which WO Benzien was holding.

During a second struggle, WO Ben-

zien said he got the impression that Mr Kriel was trying to get into the house and he jumped on to his back to try to stop him. A shot went off and WO Benzien shot Mr Kriel in the back.

In his address to the court yesterday Mr Jeremy Gauntlett, for the Kriel family, said "All that can remain is either an accident or a decision to shoot. There is no forensic evidence which supports the former to the exclusion of the latter. Indeed, the ballistics evidence is of a heavy trigger pull."

Mr P de Bruyn, for the Minister of Law and Order, said "Benzien's version should be accepted and it is significant that he was thoroughly examined about a struggle which took place for a few seconds a few years ago."

Mr G Hoffmann was the magistrate. Professor T G Schwär was the assessor. Mr P Mostert led the evidence.



# Policemen fined R50: A-G 'out of touch'

Cape Times 21/7/89

251

By MALCOLM FRIED

THE office of the Attorney-General — "sometimes a bit out of touch with amounts being fined" — was responsible for recommending a R50 admission-of-guilt fine for two policemen who had assaulted a teenager, according to Cape Attorney-General Mr Niel Rossouw.

The two police sergeants were found guilty this week of assaulting a Langa schoolboy and were fined R300 each and given suspended four-month jail terms.

Wynberg magistrate Mr S L van der Walt said the policemen's behaviour deserved more than the R50 fine recommended by the state.

Mr Rossouw said yesterday that all cases involving policemen were referred to his office. His staff then decided on a recommendation.

"One of our people read the details of the case and fixed the admission-of-guilt fine.

"But we, in this office, are a

bit out of touch with amounts being fined. Sometimes the amount of the fine doesn't really reflect what, perhaps, it should be," said Mr Rossouw.

He said also that statements in a case docket did not always tell the full story.

"In this case, it's clear from what the magistrate said that he was acting on what he saw in court. When the case was tested, it fell to pieces."

Mr Rossouw said the "most important single aspect" remained that people had been charged and found guilty.

The issue had been the amount of the fine, not the finding of guilt, he said.

Mr Rossouw said the consideration of cases' facts was not always consistent. "One must remember that different people may pass different sentences."

● The convicted policemen, Gerrit Otto, 23, and Velik Mgwaye, 42, may be subject to departmental steps as a result of the case, a police spokesman said yesterday.

could find the money for it.

*Case 11-18 2/17/89*

## Poaching: Cops punished

251

MOGWASE, Bophuthatswana — A member of the South African Police and two Rustenburg traffic officers who were arrested for poaching early last month were sentenced yesterday to R4 000 fines or five years' imprisonment, of which R2 000 or one year was suspended for five years. Kenneth van den Heever, Barend Brommer, both traffic officers, and Lionel Dyson, all of Rustenburg, pleaded guilty in Mogwase Magistrate's Court

Reports by Staff Reporter, Own Correspondent, Sapa Reuter AP and UPI

# Police gave men 'black spider' treatment

By MONICA GRAAFF  
Court Reporter

ONE of two men tied to a table by two policemen who put black plastic bags over their heads and then electrically shocked them, was yesterday awarded damages by a Kuils River magistrate

The policemen told the men they would get the "black spider" treatment and that "the black spider is going to bite you"

This was heard yesterday during judgment in the R10 000 damages claim against the Minister of

Law and Order by 32-year-old Brackenfell shop worker Mr Samuel Albertus Adams

Magistrate Mr W Forte ordered the minister to pay Mr Adams, of Aandblom Street, Kraaifontein, R4 000 damages for loss of dignity and R1 000 damages for pain and suffering. The minister was also instructed to pay legal costs.

Mr Forte accepted the evidence of Mr Adams and colleague Mr Ivan du Plooy and rejected that of Det-Const Leon Greef, of 26 Arnold Street, Kraai-

fontein, as "inconsistent" and "unreliable"

Evidence was that the two men were taken to the police station on December 8, 1987, for questioning in connection with a theft at their workplace, P Aandrag and Sons in Brackenfell

They were bound to a table and black plastic bags were placed over their heads, making breathing difficult

They were then given electric shocks. Both were hit in the face by Const Greef

# Policeman killed Kriel by accident, inquest court finds

Call Time  
22/7/59.

251

Staff Reporter

AN inquest magistrate has found that suspected ANC guerilla Mr Ashley Kriel was accidentally killed by a policeman in the course of his duties and that no unlawful act had been committed

Magistrate Mr G Hoffmann made the finding after the inquiry into the death of Mr Kriel, 20, who was shot by Warrant Officer Jeff Benzien after a struggle at a Hazendal house on July 9 last year

Earlier evidence was that W/O Benzien and Sergeant Anthony Abels went to the house disguised as sanitation officers. Mr Kriel answered the door with a towel and jersey over his hands. It became apparent that he had a gun.

W/O Benzien wrested the gun from him and hit Mr Kriel's forehead with it. Mr Kriel appeared to be unconscious but as Sgt Abels placed a handcuff on his wrist he sat up and grabbed at W/O Benzien's gun.

## Shot Kriel in back

W/O Benzien said he jumped on to Mr Kriel's back to try to stop him getting to the house. In the struggle he shot Mr Kriel in the back.

W/O Benzien admitted that his finger was on the trigger but denied pulling the trigger intentionally.

Yesterday Mr Hoffmann said he could not find that Sgt Abels and W/O Benzien were unreliable witnesses but he could not understand why W/O Benzien had failed to say that "it was an accident".

W/O Benzien conceded that he had a poster on his office wall with Mr Kriel's face and the words "Freedom or death — Victory is certain" and had written the words "Not for you".

Mr Hoffmann said W/O Benzien's action was "tasteless, disgusting, and disturbing".

"One would not expect a responsible policeman to



**DISAPPOINTED** ... Mrs Ivy Kriel (right) and Mrs Michelle Assure, mother and sister of suspected ANC guerilla Mr Ashley Kriel shot dead by police, leave Wynberg Magistrate's Court yesterday disappointed at the inquest finding.

Picture, YVETTE VAN BREDA

have this in an office to which the public has access.

"It is tantamount to a person showing satisfaction from another's loss.

"However, I do not think it indicates a victor celebrating his triumph after a victory."

"The court does not think it can lead to the deduction that he deliberately pulled the trigger."

Attorney for the family, Miss Christine Burger, said she did not think "anything more can be done".

Professor T G Schwär was the assessor. Mr P Mostert led the evidence. Mr J Gauntlett and Mr S P Rosenberg, instructed by Ms C Burger of E Moosa and Associates, appeared for the Kriel family. Mr P De Bruyn and Mr J le Roux, instructed by Mr S Duffett, appeared for the Minister of Law and Order.

bokeng meeting, called joint-  
nts the first incident of direct  
dispute over the Act

investigate the threat by Cosatu that it would recom-  
mend to the forthcoming Workers' Summit that work-  
ers embark on "sustained action" in September if  
union objections to the Act were not satisfactorily  
addressed

## 'No valid reason' for fatal shot 251

By Brendan Templeton

An inadequately trained "kitskonsta-  
bel" shot dead a youth in 1987 for no  
valid reason, a Johannesburg inquest  
magistrate found this week.

Special Constable Edison Mtilene  
shot Vincent Tsatsimpe (16) when the  
car the boy was in suddenly reversed  
from the scene where police were in-  
vestigating vehicles they believed to be  
stolen

"He was one of those Special Consta-  
bles who received an amount of power  
which he could not handle," magistrate  
Mr C G de Lange said on Monday.

### LIED TO COURT

The police involved in the incident  
had lied to the court and in their writ-  
ten statements, he said

"It would be refreshing to hear some  
truth told in this court today," he said.

Special Constable Mtilene and five  
other policemen were patrolling Mead-  
owlands on October 17 1987 when they  
saw some vehicles they suspected were  
stolen. They stopped their Casspir in  
the middle of the road and went to in-  
vestigate

Vincent and three friends turned into  
the road while the police were looking  
at the vehicles and reversed when their  
car could not get past the Casspir

The police thought they were trying  
to escape and gave chase. Constable  
Mtilene shot Vincent when the car  
stopped.

Mr de Lange dismissed Constable  
Mtilene's evidence that he shot at the  
rear wheel of the car from 40 m away.  
The ballistics report said the pellet  
pattern in the car and on Vincent's  
back was consistent with a round dis-  
charged from within 6 m.

There were no holes on the outside of  
the car

The police claimed the boys ran  
from one of the suspected stolen cars,  
climbed into the car which Vincent  
was shot in and tried to drive away.  
This was denied by independent wit-  
nesses and by the boys

Constable Samson Ndobe could not  
explain why he later changed a state-  
ment saying he had seen the boys run-  
ning from one car to the other

The case was handed over to the At-  
torney-General

REPUBLIC  
OF  
SOUTH AFRICA



REPUBLIEK  
VAN  
SUID-AFRIKA

# Government Gazette Staatskoerant

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Vol. 289

PRETORIA, 27 JULY 1989  
JULIE

No. 12031

## GOVERNMENT NOTICE

## GOEWERMENTSKENNISGEWING

### SOUTH AFRICAN POLICE

### SUID-AFRIKAANSE POLISIE

No. 1660

27 July 1989

No. 1660

27 Julie 1989

#### DELIMITATION OF REGIONS AND ABOLITION OF DIVISIONS IN THE SOUTH AFRICAN POLICE

#### AFBAKENING VAN STREKE EN AFSKAFFING VAN AFDELINGS IN DIE SUID-AFRIKAANSE POLISIE

I, Johannes Velde van der Merwe, Acting Commissioner of the South African Police, with the concurrence of the Minister of Law and Order hereby—

Ek, Johannes Velde van der Merwe, Waarnemende Kommissaris van die Suid-Afrikaanse Polisie, met die instemming van die Minister van Wet en Orde—

- (a) under subparagraph (i) of section 1 (2) (a) of the Police Act, 1958 (Act No. 7 of 1958), delimitate the regions of the Western Cape, Natal and Eastern Transvaal mentioned in Schedule A, and determine the boundaries of the said regions, as set out in the said Schedule A; and
- (b) under subparagraph (ii) of the said section 1 (2) (a) of the Police Act, 1958, abolish the divisions mentioned in Schedule B.

- (a) baken hierby kragtens subparagraaf (i) van artikel 1 (2) (a) van die Polisiewet, 1958 (Wet No 7 van 1958), die streke Wes-Kaap, Natal en Oos-Transvaal genoem in Bylae A af, en bepaal die grense van genoemde streke, soos in genoemde Bylae A uiteengesit;
- (b) skaf hierby kragtens subparagraaf (ii) van genoemde artikel 1 (2) (a) van die Polisiewet, 1958, die afdelings genoem in Bylae B af

This notice shall come into operation on 1 August 1989.

Hierdie kennisgewing tree op 1 Augustus 1989 in werking.

J. V. VANDER MERWE,  
Acting Commissioner of the South African Police.

J. V. VANDER MERWE,  
Waarnemende Kommissaris van die Suid-Afrikaanse Polisie.

### SCHEDULE A

#### WESTERN CAPE REGION

The total area of all the magisterial districts mentioned hereunder is hereby delimited as the Western Cape Region, and the boundaries of the region are hereby determined as being in accordance with the descriptions of the boundaries of the districts concerned, as appears from the notices or proclamations which are, in respect of the districts concerned, mentioned hereunder:

Magisterial district	Government Gazette number and date of publication	Government Notice/Proclamation number
Beaufort West.....	G.G. 11978 of 30 June 1989 .....	G.N. 402 of 29 February 1952
Bellville.....		G N 1337 of 30 June 1989
Bredasdorp .....		Proc. 285 of 30 December 1938
Caledon .....		G.N. 1258 of 21 August 1964
Calitzdorp.. ..		Proc. 125 of 22 June 1945.

(251)

Police may have to foot the bill

251

# Official probe into transport of PW's game

B/D ay 27/7/84

THE AUDITOR-General has launched an investigation into the alleged misuse of government transport by President P W Botha.

Earlier this week the CP claimed a police vehicle with false number plates had transported buck carcasses labelled "State President P W Botha" a day after Botha had been hunting on a Free State farm.

Deputy Auditor-General Henrie Kleuver said yesterday. "We are investigating the matter. We have made certain inquiries and are waiting for replies."

Meanwhile, the argument continued about who would pay for the ferrying of the game.

The standard practice is that the department that provides the service pays for it. In this case it appeared the police would have to foot the bill, Kleuver said.

Police PR head Gen Herman Stadler said "If it was a genuine trip, it would come out of the police budget."

SAP quartermaster Gen Le Roux Stemmet said as it was "a normal police duty" the costs would be paid for out of the maintenance of vehicle and fuel votes in the SAP budget. "But the conveying of meat is something else," he added.

Police are investigating the matter but have not yet released a statement.

Official sources said there was nothing illegal in the use of the vehicle, which had been authorised by the presidential guard unit head



● BOTHA

MANDY JEAN WOODS

The vehicle was in the area as part of the President's guard, equipped for the President's protection, sources said.

Driver Sgt Vernon Day, a member of the guard, had permits to transport the carcasses, the sources said.

A traffic officer, who allegedly reported the matter to CP sources, was in the Park Road police station, in Bloemfontein, when Day stopped to ask directions. The duty police officer made an entry into the charge office's record book.

The traffic officer, who gave the directions, was later refused permission to see the book. He waited until a constable was on duty and then read the entries. This was "an illegal act", the sources said.

Later, in the company of an off-duty police officer, he stopped Day on his way back from Zuurfontein farm, which belongs to Pieter Jacobs.

He questioned Day, who, in good faith, told him he was an on-duty police officer on an errand for the President.

He told the traffic officer the false number plates had been fitted in terms of the unit's security practice. The sources said this was not illegal.

The sources said it was not a police motif that had been covered on the truck, as alleged, but a parking voucher for the quartermaster's parking area, stuck to the window of the unmarked police truck.

The CP claimed in a statement yesterday the traffic officer was being "placed under great pressure".

"An SAP colonel approached him and asked him to make a statement. The colonel allegedly told him in an intimidatory manner that if he gives out any informa-

□ To Page 2

## PW's game

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□ From Page 1

tion to any political party, action will be taken against him.

"The colonel also said the CP's information was too precise and the matter would be taken up with his superiors."

Official sources said a colonel was involved in the investigation because of the high level of government involvement.

Other sources said the traffic officer was

being investigated because he had apparently gained illegal access to police records.

It is understood the dossier compiled by the police following their investigation was submitted to Free State Attorney-General T P McNally yesterday.

● Comment Page 8

Report by Mandy Jean Woods 11 Diagonal St Johannesburg

# 'Trojan Horse' shooting: trial starts today

CAPE TOWN — A private prosecution on a charge of murder against 13 police and Defence Force members who were involved in the "Trojan Horse" shooting incident in Athlone in 1985 starts in the Supreme Court today.

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Star 27/7/87  
They were concealed on the back of a Sats truck and opened fire on people who were allegedly stoning passing vehicles. Two youths, Michael Miranda (11) and Shaun Magmoed (16), and Mr Jonathan Claasens were killed.

Last year a Wynberg magistrate, Mr G Hoffman, found that Lieutenant Douw Vermeulen, who was in command of the nine-man task force, and his men were guilty of negligence and had caused the death of the three



# Private prosecution in 'Trojan Horse' case

## Supreme Court Reporter

A PRIVATE prosecution on a charge of murder against 13 police and Defence Force members who were involved in the "Trojan Horse" incident in Athlone in 1985 will start in the Supreme Court on Tuesday

They were concealed in crates on the back of a SATS truck and opened fire on people who were allegedly stoning passing vehicles. Michael Miranda, 11, Shaun Magmoed, 16, and Mr Jonathan Claasens were killed.

Last year Wynberg magistrate Mr G Hoffman found that Lieutenant Douw Vermeulen, who was in command of the nine-man task force on the truck, and his men were guilty of negligence and had caused the death of the three.

The finding was forwarded to the attorney-general of the Cape, Mr Niel Rossouw, who declined to prosecute. Mr Rossouw subsequently issued a "nolle prosequi" (non-prosecution) certificate which once issued, enables anyone who thinks the attorney-general has made an incorrect decision to take the case to court.

As a result a private prosecution has been brought by Mrs Georgina Williams, mother of Michael, and Mr Martin Magmoed, father of Shaun.

The men who have been subpoenaed are Colonel P Janse van Rensburg, Major Christiaan Loedolff, Commandant S Pienaar, Lieutenant Douw Vermeulen, Sergeant F van Niekerk, Sergeant J J Burger, Constable W KF Puchert, Constable P M du Toit, Warrant Officer A Swart, Sergeant J Sayer, Constable A J Smit, Constable A J Rossell and Sergeant A M Smit.

Mr J Browde, SC, assisted by Mr Jeremy Gauntlett, SC, Mr Les Rose-Innes and Mr Denzil Potgieter, will lead the prosecution.

Mr Flip Hattingh, SC, and Mr Jurie Wessels will appear for Lieutenant Vermeulen and the men on the truck. Mr W Burger, SC, assisted Mr Piet de Jager, will appear for the SADF members. Mr P de Bruyn, SC, assisted by Mr Anton Veldhuizen, will appear for the police officers who planned the operation.

Mr Justice D M Williamson will preside.

# MATTER OF FACT

THE SA police have complained about a Sapa story headlined "Strikers locked in strongroom" published in the *Sowetan* on June 30.

In the report, the Commercial Catering and Allied Workers' Union of South Africa claimed that twelve striking workers were locked in a strongroom for most of the day. The union also said police were manning the store.

251 Denial

Police said. "The SA police deny that they are in any way involved with Bradlows or that they were manning the store. The manager denies all of the allegations contained in the article. In fact, he denies that there was a strike at his store or that he even contacted the police in connection with a strike."

"The shots fired at Score, Germiston were fired by a security guard. He alleges that when six men approached the store (one of whom was armed with a knife) he fired six shots over their heads in order to scare them off. To date, no one has filed a charge with the police regarding the shooting but management reported the shooting to the police."

## Charge

"A member of the SA police had an interview with management and no evidence can be found that he spoke to the strikers. The member is unavailable at present and cannot be contacted."

"There is no Score in Klerksdorp. The existing store, which is known as New World, was visited by Management denies that there is, or was, a strike at the store. To date, no charge has been filed with the police regarding the pointing of a firearm," he said.

# MURDER DOCKET

**Cops suspended  
after taximan's  
body is found  
dumped in veld**

*somehow*  
28/7/84 **By MATSHUBE MFOLOE** 251

AN Alexandra township taxi owner, Mr George Ndaba, was found dead in an open veld near Pretoria after police arrested him last week on suspicion of having stolen property.

Police in Pretoria said yesterday that three members of the police have been suspended from the force pending investigations into the circumstances of Ndaba's death.

They are also investigating a murder charge and a docket would be sent to the Attorney General as soon as investigations were completed.

According to Ndaba's distraught family, he was severely assaulted with a pick-handle when he was arrested with his cousin Thulani Mabaso (15) on suspicion that a video set and a micro-wave stove he had in his car was stolen property.

One of Ndaba's relatives Miss Agnes Martins (24) said Ndaba and Mabaso were locked in a toilet at Bramley where they were assaulted. Mabaso was released the following day but Ndaba remained in custody.

When family members went to the police station to investigate they were told that he had escaped but at the same time the police said they could inquire about him at Hilbrow Hospital or Baragwanath Hospital.

## **Puzzled**

Martins said he was puzzled by this because an escaped man could not hide in a hospital.

They believed that something was "fishy" and sought a lawyer to assist them in locating Ndaba.

Ndaba's body was seen in an open veld near Pretoria earlier. The body was identified by the Ndaba family at the Pretoria government mortuary on Tuesday.



**George Ndaba.**

# Police search British MP

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2015  
Wmell

By LANCE NAWA

AN eye-witness from the Western Cape Council of Churches insists police stopped and searched British shadow foreign secretary Gerald Kaufman at a roadblock in Cape Town on Friday.

A report published in the *Citizen* newspaper yesterday said "neither the SAP nor the Department of Foreign Affairs could shed light" on the incident.

However, the WCCC organising secretary, Theresa Solomon, who accompanied the Labour Party MP on a trip around Cape Town's townships, told the *Weekly Mail* that police stopped their car on two separate occasions.

"We were first stopped by two plain-clothes policemen on our way from a squatter camp, Brown Farm."

The group were stopped a second time near Khayelitsha. "We were stopped by six uniformed police, who ordered us to produce our identification. Kaufman refused and told them he was a member of the British parliament. They forced him to open his bag to prove his statement, after which they left."

Asked for comment, Captain R Bloomberg, of the police public relations directorate in Pretoria, said that "although inquiries were made as thoroughly as possible in the time allowed, no trace of such incidents could be found".

28/7 - 3/8/89

# SADF pulls out of Turfloop after three years

By PHIL MOLEFE

THE South African Defence Force has withdrawn from the University of the North (Turfloop) after the campus was virtually turned into a military camp for almost three years.

Astonished students found the army had finally left the campus when the university re-opened this week.

However, students say there is a daily police presence on campus. On Monday and Tuesday, a security police car was parked at the entrance to the campus as students registered for the second semester.

The SADF occupied the campus when the State of Emergency was declared in June 1986 — and stayed there for three years.

The troops surrounded the university on the night of June 11, as security police raided students' rooms. In the operation, the the entire SRC and known campus activists were detained, according to students.

The university closed down as students left the campus in the wake of the swoop.

The army subsequently moved on to campus, erecting tents in the university stadium and around the sports complex. They had unlimited access to university facilities. At night, they assisted the university security control to man the gates and they patrolled the hostels, according to students.

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w mail

# Uniformed whites linked to firebombing

TWO uniformed white men were seen speeding off in a blue Ford Sierra immediately after a petrol-bomb attack on the home of an Alexandra activist.

A witness told the *Weekly Mail* yesterday that the men fled after an attack on the flat of Paul Mashatile, the United Democratic Front Transvaal regional secretary and president of the Alexandra Youth Congress (Ayco). His bedroom was gutted in the fire at 4am yesterday.

Another witness said: "I was awoken by loud footsteps on the stairs. When I opened the curtain, I saw two uniformed white men rushing to a car parked near the opposite flat."

The fire-bomb was one of three such attacks in the early hours of yesterday morning.

## By KEITH MADONSELA and MZIMKULU MALUNGA

Three nurses were injured when the Alexandra Health Centre was petrol-bombed while, in Norwood, the car of lawyer Kathy Satchwell was set alight.

Both Alexandra attacks occurred at about 4am while the third, at Satchwell's home, occurred at 1am. Mashatile, who shares a flat with Ayco general secretary and former UDF office bearer Jakob Mshali, escaped unhurt.

Attackers broke the window and poured petrol into the bedroom, said Mashatile. They then poured it at the door to prevent him from getting out of the room before setting it alight. "It was difficult to get out because

the windows are burglar-proofed. We were forced to extinguish the fire before we could open the door," he said. "This is a continuation of political terror against activists and this not the first time they have done it. Even in May 1986 the home Moses Mankiso and other comrades were burnt."

Yesterday the smell of burnt clothing and soot saturated the flat. Remnants of burnt mattresses and clothing were scattered on the floor. Mashatile and Mshali are restricted — they are confined to the flat between 6pm and 6am and have to report to the local police station daily.

The nurses' home was also gutted by the blaze. One of the victims was admitted to the clinic's casualty department after collapsing from smoke inhalation.

According to the health centre authorities, the security guard on night duty described one of the attackers as a white man dressed in blue jeans and a red top.

Sister Eugene Ngwekazi, who was asleep in the building, said. "I heard a funny sound along the passage. At first I thought it was somebody going to the toilet, but it went on and on."

"Then I screamed and my next door neighbour responded. She wanted to know what was wrong. After I told her, we both opened our rooms to check what was happening."

"But the passage was full of smoke so I immediately went back hoping to escape through a window, forgetting that it had burglar bars."

"Then I saw my neighbour crawling towards the front door and I followed her."

She told the *Weekly Mail* they were the first to find a way out. Workers from a construction company building a new maternity and casualty wards rescued those trapped.

Ngwekazi had her left leg bandaged while her colleague, Beauty Tsoeunyana, injured her right hand.

The explosions come in the wake of a successful township clean-up campaign launched by Ayco and the Alexandra Action Committee over the weekend.

According to clinic administrator David Robb, attacks began in 1986 when the premises were petrol-bombed after the clinic refused to supply police with files of those injured during the six-day-war.

● Captain Ruben Bloomberg, of the South African Police public relations directorate in Pretoria, said police were investigating an arson attack on an Alexandra home. He appealed to anybody who had information leading to the arrest of the culprits to come forward.

He said the fire at the Alexandra health centre was caused by a short circuit, adding that the police were not aware of the incident involving the burning of a car in Norwood.

# SAP's new bridge to the public

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Major-General Herman Stadler, one of South Africa's most prominent policemen, was appointed at the weekend to lead an upgraded Public Relations Directorate

He pledged "There will be no cover-up of misbehaviour or criminal actions by members of the SAP. But on the other hand the public must realise there are rotten apples in every organisation and they must not jump to conclusions too soon."

"The public must be objective about the issue and not judge the entire force by the actions of individuals. There is more than enough proof on record that the SAP itself seeks to eradicate bad elements from its ranks."

He added "Police forces the world over have a difficult task and even more so in South Africa with its problems and various peoples. Some people regard us as the

Police men who transgress the law will not be protected from the full glare of publicity — but the public should be objective and not judge the Force by individuals who break its code of conduct, says a new PRO chief. **Crime Reporter CRAIG KOITZE reports**

enemy of the people but we are in fact the friend of the peoples of South Africa."

General Stadler, former intelligence chief of the SAP and an expert on the African National Congress and the South African Communist Party, was appointed to his new post by the Commissioner of Police, General Henne de Witt, on Saturday.

He takes over the public relations function — both internal and external — in a major organisational reshuffle of the SAP's various divisions.

Known in media, legal and police circles as a perfect gentleman, and with a reputa-

tion for objectivity, General Stadler also appealed to his colleagues in the SAP for their co-operation in his new job.

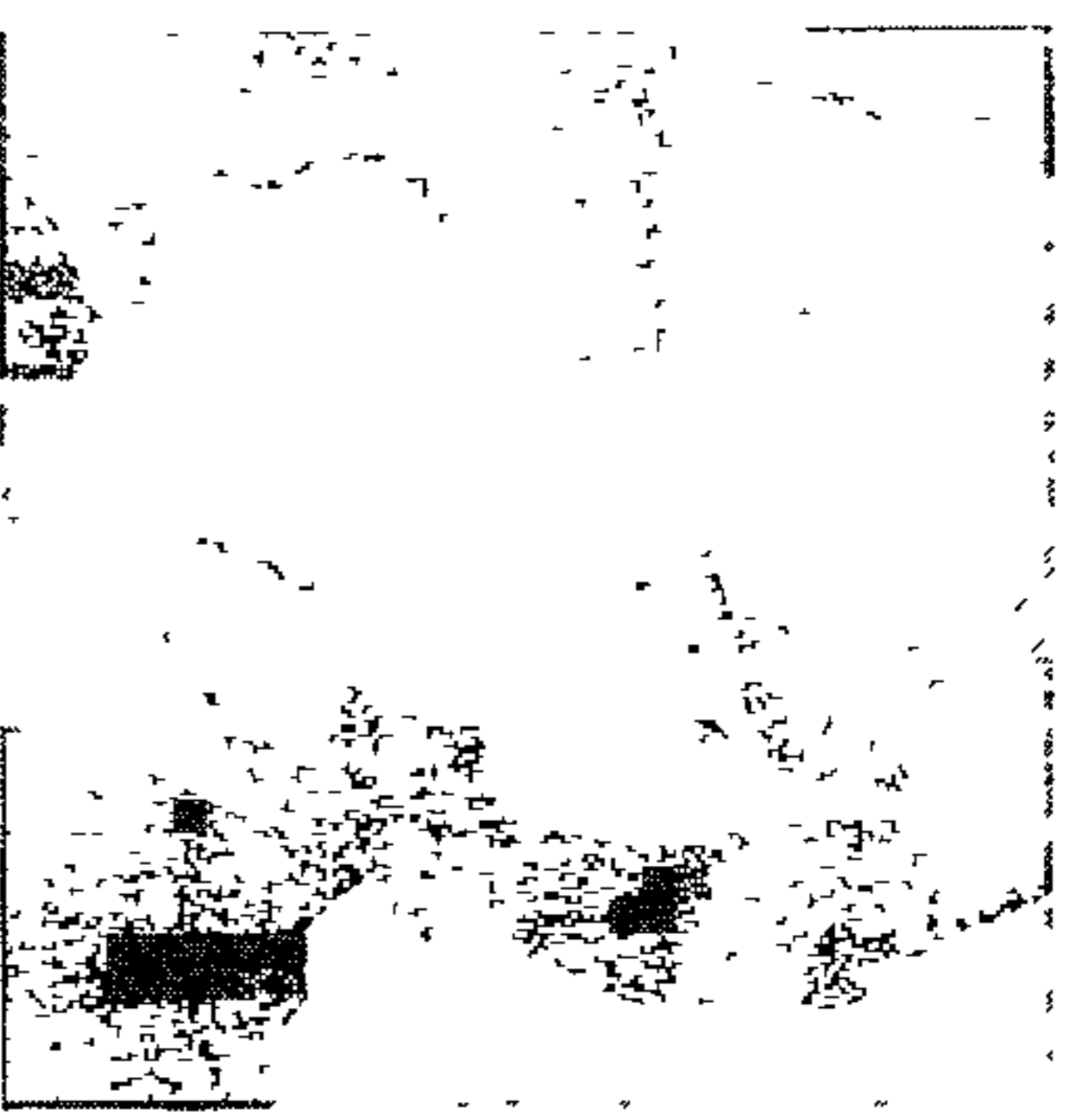
Service and community relations are the watchword of this policeman, who has been in the force for 37 years. **Steve 31/1/81**

"I believe we must do unto others as we would like them to do unto us. I call on my colleagues, from the highest ranking member right down to the constables, to at all times pursue vigorously your task and to serve the public."

"We must first look at ourselves. Our first task is to get the policeman to act correctly at all times."

"Service is the most important part of this. If this is done the respect of the public is won already." General Stadler said.

He and his wife Irwine have five daughters and live in Pretoria.



Major-General Herman Stadler . . . "perfect gentleman" now in charge of the SAP's Public Relations Directorate.

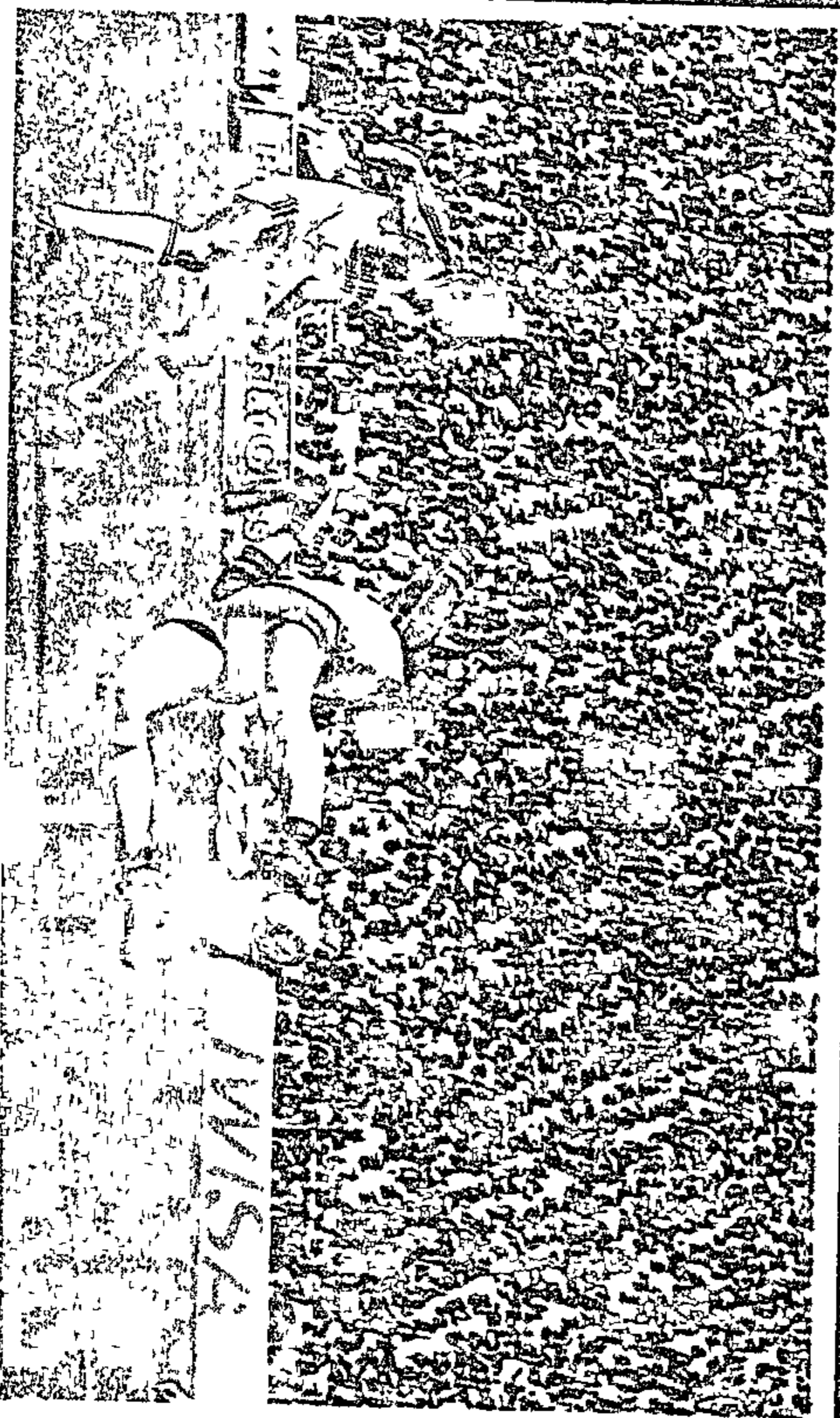
# SOWETAN

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The thrills and spills of Saturday's JPS semi-final between Orlando Pirates and Moroka Swallows, who won 3 - 1 in this second leg. The first game was tied at one goal each.

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## Cosatu and Vlok head for clash

*Sowetan 31/7/89 251*

By ISMAIL LAGARDIEN

IN a statement released at the weekend to the international community, Cosatu accused the Minister of Law and Order, Mr Adrian Vlok, of telling blatant lies and distortions about the defiance campaign planned by the Mass Democratic Movement.

Late yesterday the MDM confirmed that action planned for Wednesday at several hospitals in the country would go ahead.

The weekend statement by Cosatu, one of the major participants in the campaign, was a response to allegations made by Vlok in a speech delivered in Fochville in the Western Transvaal on July 25.

"The wide coverage given by the media to Mr Vlok's allegations before any attempt was made to verify his claims was a disappointment," the statement said.

To "set the record straight" the MDM/Cosatu strategic alliance has stated categorically that "the Minister is lying". "We challenge him to prove his allegations in court. At the same time Cosatu is consulting lawyers about whether it is possible to take legal action against the Minister," the memo said.

There is nothing in the document Vlok has that suggests a violent campaign of intimidation and disruption of elections is being proposed by the MDM.

"However, we are not surprised by this

P.T.O.



# Vlok, Cosatu clash

South African 31/7/89

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## ● From Page 1

desperate attempt to discredit the MDM in the eyes of the public on the eve of elections."

"This shows Vlok's contempt for the white electorate and his belief that they are so gullible as to accept anything designed to sway their vote in favour of the National Party," the memo said.

In conclusion, Cosatu expressed its fears that the South African Police will use the Government's infamous laws to disrupt the peaceful action planned for August 2.

The union appealed to the international community to monitor the situation closely and to put pressure on the South African government not to act in an irresponsible manner.

# Govt 'fails to protect SA'

CAH Times 1/8/89 251  
Staff Reporter

WHILE the police force consisted of some 65 000 people, the private sector security industry employed some 300 000 people, Democratic Party MP for Green Point Mr Tian van der Merwe told 60 senior citizens in Sea Point Civic Centre yesterday

"Why is this? Because the government has failed in its duty to protect South Africa," he said.

It was the right of every South African to be protected from the actions of murderers, robbers, rapists, thieves and others.

Mr Van der Merwe said the right to be safe, particularly from physical attack, was one of the most fundamental human rights.

"Our manifesto says that we will enlarge the SA Police Force dramatically. We are an under-policed country, yet thousands and thousands of police man-hours are wasted on investigating group areas offences when they know that there will be no prosecutions."

Last year there had been 1 600 investigations into group areas cases, but only six cases came to court.

The DP would relieve police of political policing duties. When students protest at universities there is no shortage of policemen to confront them.

Sea Point DP MP Mr Colin Eglin said the population was growing 2,5% a year, while the economy grew only 1%, so the country got poorer each year.

(Report by P Dennehy, 122 St Georges Street, Cape Town)



ATTENTIVE AUDIENCE . . . Senior citizens at a Democratic Party meeting in Sea Point yesterday hear proposed solutions to the country's economic decline. Picture RICHARD BELL

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1964 2/18/89

# Policemen die after attack at school soccer

The Argus Correspondent

DURBAN — Two police constables died after they were attacked at a school soccer match in Kwamashu, north of Durban.

The district detective officer of the Kwazulu police, Major Koos Pretorius, said today that Constable A Deyi of Berea, Durban, died at the match.

His companion, Constable M V Mchunu of C R Swart Square police headquarters in Durban, was shot in the stomach and taken to King Edward VIII Hospital.

A spokesman for the hospital said Constable Mchunu died after an operation last night.

Major Pretorius said the two off-duty constables were watching a soccer match between Igugu Labasha and Zakhe high schools when about five people approached them.

Constable Deyi was shot and stabbed. As Constable Mchunu turned he was shot in the stomach. During the commotion he ran to a bus.

Both constables' firearms are missing and no arrests have been made.

the pressure on the push was heightened by the broadcast by US

# Police HQ attacked

STW 1/8/89



By Craig Kotze, Crime Reporter

Suspected ANC insurgents last night carried out a hit-and-run grenade and AK-47 rifle attack on the Flying Squad headquarters in Brixton, Johannesburg.

No one was hurt.

Witwatersrand police spokesman Lieutenant Eugene Opperman said the attackers sped past the Caroline Street Extension building in a car at 11.45 pm, firing several shots and hurling a grenade which exploded inside the perimeter.

Only flowerbeds were damaged.

The attackers, believed to be ANC members, got away.

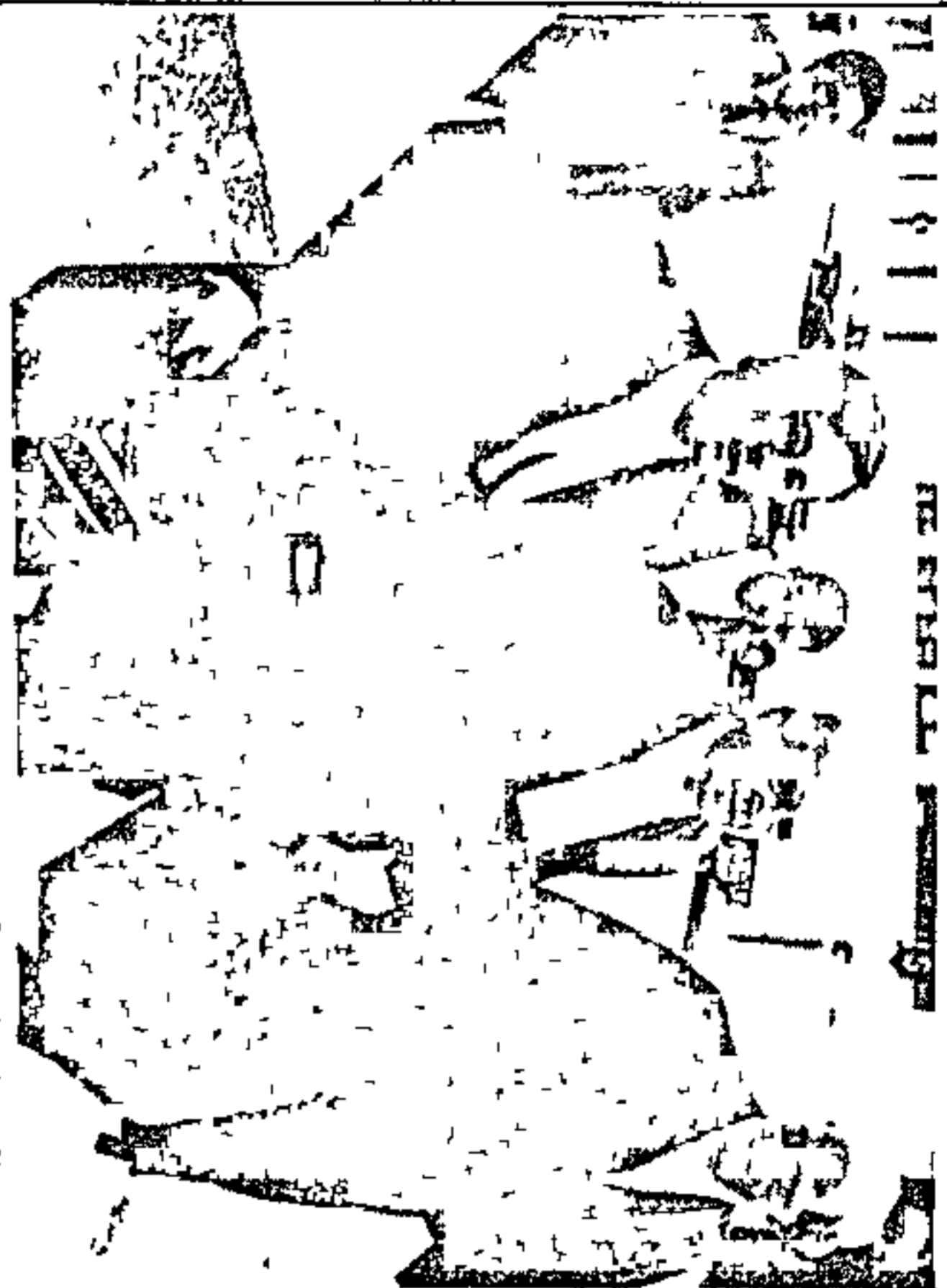
The raid was the first of its kind in Johannesburg this year. Several weeks ago a limpet mine wrecked a police vehicle in Sandton.

Security Police have launched an intensive investigation. Anyone with information has been asked to contact the nearest police station.

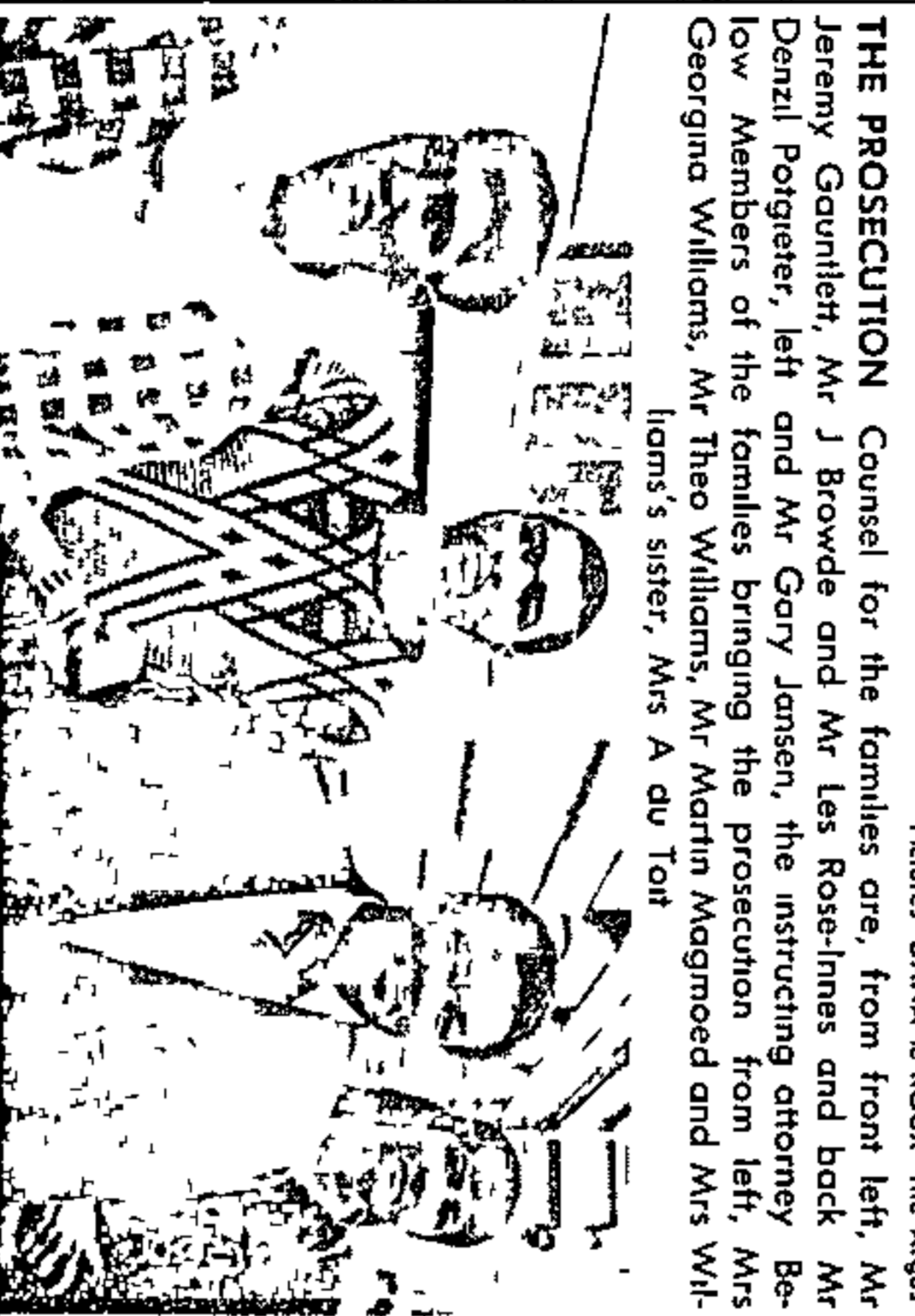
Lieutenant Opperman said police would now be on the alert for more attacks.

● A spokesman for the SAP public relations directorate in Pretoria said today no other terror incidents were reported in the country overnight.

... at ...



Pictures: DANA le ROUX The Argus



**THE PROSECUTION** Counsel for the families are, from front left, Mr Jeremy Gauntlett, Mr J Browde and Mr Les Rose-Innes and back Mr Denzil Potgieter, left and Mr Gary Jansen, the instructing attorney Below Members of the families bringing the prosecution from left, Mrs Georgina Williams, Mr Theo Williams, Mr Martin Magnoed and Mrs Williams's sister, Mrs A du Toit

# Costs move may halt 'Trojan' trial

By REHANA ROSSOUW  
Staff Reporter

THE defence request for security of almost R1-million in the "Trojan Horse" murder trial in the Supreme Court could halt the prosecution, the court has heard.

Twelve policemen and an officer in the South African Defence Force are facing charges of murder arising from the deaths of three youths in Athlone in 1985.

The security officers allegedly planned and executed an operation in which eight policemen were hidden in crates on the back of a South African Transport Services truck which was driven through unrest-hit areas in October 1985.

## Argument

When the truck was stoned the men opened fire, killing Michael Miranda, 11 Shaun Magnoed, 18 and Mr Jonathan Claessens, 21.

Last year an inquest magistrate found that a police lieutenant and his task force were guilty of negligence and caused the death of the three. However, the Attorney-General refused to prosecute and yesterday's private prosecution — the first of its kind in South African legal history — was launched.

The private prosecutors are Mrs Georgina Williams the mother of Michael Miranda and Mr Martin Magnoed Shaun's father.

The hearing opened with argument before Mr Justice D M Vilhannson on the amount of security which should be fixed in the event of the defendants acquittal.

Mr P de Bruyn SC argued on behalf of all the defendants that the security should cover all the costs of their defence totalling R945 000.

The security set by a Wynberg magistrate last month of R10 000 was 'totally inadequate', Mr de Bruyn said.

'The accused did not place themselves here (in court) they were brought here by the private prosecutors who should face the consequences of their actions.'

Mr de Bruyn said the trial would last longer than the 20 days expected by the private prosecutors and six counsel had been appointed by the 13 accused.

## Taxpayers' money

Mr J Browde SC, for the prosecution said the accused were not incurring any costs, which were being paid by the State and taxpayers' money.

He said it was "extraordinary" that although the men were charged in their personal capac-

ties the State was paying their costs.

"The accused have no chance of being called innocent victims because they are not going to be paying any costs — the taxpayers are."

Mr Browde said the application for more security was a combined effort "to stifle the proceedings."

## No means to pay

The prosecutors had no means of paying almost R1-million as they were supported by public-interest funding.

"If the order is granted it will not only abort the prosecution but establish a precedent where only the rich could become public prosecutors," Mr Browde said.

"A poor person would never be able to come to court and say 'I wish to become a private prosecutor'."

The accused are Colonel P Jansse van Rensburg, Major Christiaan Loedolf and Commandant S Pienaar — who planned the operation — and the 10 officers on the truck, Lieutenant Douw Vermeulen, Sergeant F van Niekerk, Sergeant J J Burger, Constable W Puchert, Constable P M du Toit, Warrant Officer A Swart, Sergeant J Sayer, Constable A J Smut, Constable A J Rosel and Sergeant A M Smut.

The hearing continues today.



**THE DEFENCE** Counsel for the defence are, from left, Mr P de Bruyn, SC, and Mr A Veldhuizen, for the three officers, and, back, from left, Mr J J Wessels for the policemen and Mr S W Burger SC, for the SADF officer and Commandant S Pienaar. Below Police defence team, from left, Mr P Hattingh SC, and Mr J Brand. One of the accused, Major Christiaan Loedolf, is behind.



Defence team applies for security of almost R1-m

# 'Trojan' prosecution in jeopardy

Own Correspondent

CAPE TOWN — The defence request for security of almost R1 million in the "Trojan Horse" murder trial in the Supreme Court could effectively halt the prosecution, the court has heard

Twelve policemen and an SADF officer are facing charges of murder arising from the death of three youths in Athlone in 1985

The security officers allegedly planned and executed an operation in which eight policemen were hidden in crates on the back of an SA Transport Services truck which was driven through unrest-hit areas in October 1985

When the truck was stoned, the men opened fire killing Michael Miranda (11), Shaun Magmoed (16) and Jonathan Claasers (21)

At an inquest last year the magistrate found that a police lieutenant and his task force were guilty of negligence and caused the death of the three. However, the Attorney-General refused to prosecute and yesterday's private prosecution — the first of its kind in South African legal history — was launched

The private prosecutors are Mrs Georgina Williams, the mother of Michael Miranda, and Mr Martin Magmoed, Shaun's father

The hearing opened with argument before Mr Justice DM Williamson on the amount of security which should be fixed in the event of the defendants' acquittal

## State paying costs

Mr P de Bruyn, SC, argued on behalf of all the defendants that the security should cover all the costs of their defence — R945 000. The security set by a Wynberg magistrate last month of R10 000 was totally inadequate

"The accused did not place themselves here (in court) they were brought here by the private prosecutors who should face the consequences of their actions"

Mr de Bruyn said the trial would last longer than the 20 days expected by the private prosecutors and that six counsel had been appointed by the 13 accused

Mr J Browde, SC, for the prosecution, said it was "extraordinary" that although the men had been charged in their personal capacities, the State was paying their costs

He said the application for more security was a "combined effort" to stifle the proceedings. The prosecutors had no means of paying almost R1 million as they were supported by public-interest funding. "If the order is granted it will not only abort the prosecution but establish a precedent where only the rich could become public prosecutors"

The accused are Colonel P Janse van Rensburg, Major Christiaan Loedolf and Commandant S Prenaar — who planned the operation — and Lieutenant Douw Vermeulen, Sergeant F van Niekerk, Sergeant J J Burger, Constable W Puchert, Constable P M du Toit, Constable A J Smit, Sergeant J Sayer, W/O A Swart, Constable A J Rossel and Sergeant A M Smit. The hearing continues today



Making South African legal history... members of the families bringing the prosecution: Mrs Georgina Williams (left), Mr Theo Williams, Mr Martin Magmoed and Mrs Williams' sister, Mrs A du Toit

## British govt asks cricket rebels to r

● From Page 1

would last only half as long as the Caribbean tour, and said "Obviously, I had to give the offer of a far shorter tour a lot of consideration. Ali Bacher phoned me from Johannesburg earlier yesterday and I told him I'd do the job"

● The decision by the 16 was condemned as "an act of treachery" by Commonwealth Secretary-General Sir Shridath Ramphal

"By becoming pawns in the hands of the South African Cricket Union, the rebel group are lending support

He said the South African tour to South Africa's efforts to destabilise international cricket."

● Sanroc's Sam Ramsamy has bitterly attacked the decision

Speaking on BBC 2, he said it was difficult to predict the repercussions, but many black countries were seeking ways of excluding Britain from the Commonwealth Games

"These particular people should be sanctioned for whatever they are doing, and what I'd like to make very clear is that this is a political exercise, not a sporting exercise. These

particular players have been invited to South Africa to give the South African Government political respectability internationally. The South African Government is deeply involved in this tour

Referring to the England players who coached black youngsters in the townships, he said "We don't know if this is a good thing". He claimed the South African Government's motives were "very sinister" adding "They are not doing this from the bottom of their hearts to improve the cricket of blacks in South Africa"

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## 'Anti-apartheid' Vlok asked to help school

By Sue Olswang

The Save Our School (SOS) committee, which is fighting against the closure of the Johannesburg High School for Girls and campaigning for it to be opened to all races, has asked Law and Order Minister Mr Adriaan Vlok for a message of support following his "apartheid is no longer the policy of the National Party" statement this week.

Ms Sharon Bond, chairman of the SOS committee, said she sent a copy of the letter to Mr Vlok yesterday afternoon. It was in response to comments Mr Vlok made at a political meeting in Standerton on Monday night.

The letter reads: "We were delighted to read in *Business Day* on August 1 your statement made at Standerton that 'apartheid is no longer the policy of the National Party'.

"We, a group of moderate South Africans, parents, teachers, and pupils fully support your statement.

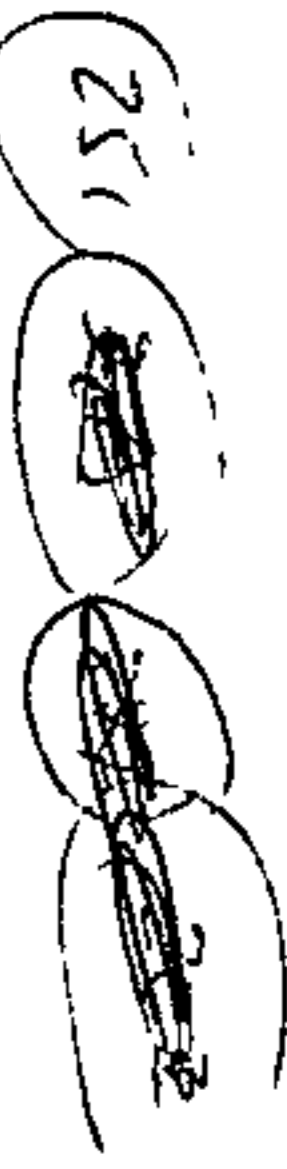
"We are fighting for the life of our 102-year-old school which Minister Klaase has threatened to close because there are insufficient white pupils in our area.

"In view of your statement — and the recognition of your Government colleagues of the need for a new South Africa — we feel sure you will support our call for a State school open to all races.

"We shall appreciate a message of support from you."

CPM Tin's D

2/18/59



# Trojan Horse trial may be aborted

Supreme Court Reporter  
TWELVE policemen and a member of the SADF who are to be charged with murder as a result of their actions in the "Trojan Horse" incident in 1985, have asked that security for costs be increased from R10 000 to almost R1 million.

If the application succeeds, it may lead to the private prosecution against them being aborted, the Supreme Court heard yesterday.

The men were concealed in crates on the back of a SATS truck and opened fire on people who were allegedly stoning passing vehicles. Michael Miranda, 11, Shaun Magmoed, 16, and Mr Jonathan Claassens, 21, were killed.

Last year Wynberg magistrate Mr G Hoffman found that Lieutenant Douw Vermeulen and his nine-man task force were guilty of negligence and had caused the death of the three.

The finding was forwarded to the attorney-general of the Cape, Mr Niel Rosouw, who declined to prosecute. He subsequently is-

sued a "nolle prosequi" (non-prosecution) certificate which enables anyone who thinks the attorney-general has made an incorrect decision to take the case to court.

Mrs Georgina Williams, mother of Michael, and Mr Martin Magmoed, father of Shaun, consequently brought a private prosecution.

Yesterday Mr P de Bryyn SC, for the police officers who planned the operation, said a Wynberg magistrate earlier this year set R10 000 as security for costs. However, the Criminal Procedure Act provided for the amount to be reviewed.

An amount of R10 000 was insufficient and it was "scandalous" to say the application for the amount to be increased was an attempt to frustrate the private prosecution, Mr De Bryyn said.

The trial had been set down for 20 days but could in fact last for as long as three months and all three teams of advocates wanted R105 000 for a month or a total of R945 000 for the three months the trial was expected to run.

Mr J Browde SC, who is leading

the prosecution, said the extraordinary thing about the application was that there was no case for security at all.

It was common cause that the accused would under no circumstances incur costs but that the state would. The policemen had also not said in an affidavit that they would pay the costs themselves and admitted under oath that the costs would be borne by the taxpayer. On that ground alone the application was ill-founded, Mr Browde said.

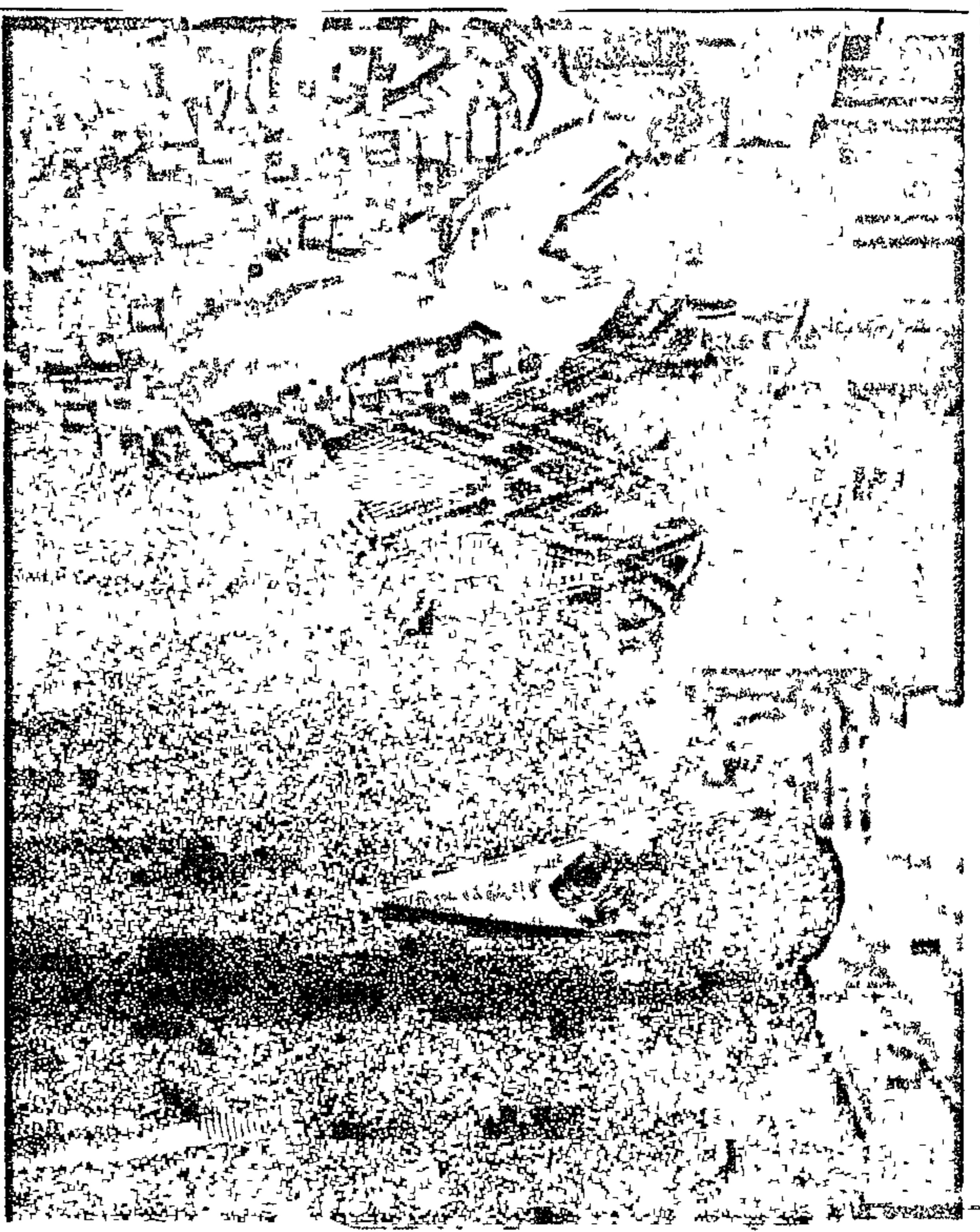
The separate applications made in respect for three groups of accused was a combined effort to stifle the prosecution.

If the application succeeded it would set a precedent where "only the rich would be able to be private prosecutors."

The men who have been subpoenaed are Colonel P Janse van Rensburg, Major Christian Looft, Commandant S Penari, Lieutenant Douw Vermeulen, Sergeant F van Niekerk, Sergeant J J Burger, Constable W K F Puchert, Constable P M du Toit, Warrant Officer A Swart, Sergeant J Saver, Constable A J Smit, Constable A J Rossell and Sergeant A M Smit.

Mr Justice O M Williamson was on the Bench. Mr Erowde is assisted by Mr Jeremy Gauntlett SC, Mr Les Rose-Jones and Mr David Potgieter, instructed by V Ehrhahn and Co.

Mr Filip Hemmingh SC and Mr Jura Wessels appeared for Lt Vermeulen and the men on the truck, Mr W Burger SC, assisted by Mr Piet de Jager, appeared for the SADF member, Mr De Bryyn assisted by Mr Anton Veldhuizen, appeared for the police officers.



PRIVATE PROSECUTORS . . . Bringing a private prosecution in the Supreme Court yesterday were Mrs Georgina Williams, Mr Theo Williams, Mr Martin Magmoed and Mrs Williams's sister, Mrs A du Toit.

Picture ALAN TAYLOR



(251)  
CPT TIME 3/8/89

# Trojan Horse: Court security may be increased

## Supreme Court Reporter

JUDGMENT will be passed today on a Supreme Court application for increased security in the Trojan Horse private prosecution brought by the mother and father of two people killed in 1985

Mr Justice D M Williamson was told yesterday by Mr Flip Hattingh SC — for 12 policemen who are accused, along with an SADF member, of murder — there was a possibility that in terms of their service contract the men could be required to repay the legal costs incurred by them

They had signed an undertaking that legal costs incurred could be deducted from their salaries and an order granting or refusing the application for increased security had to be made before the men could be asked to plead, Mr Hattingh said

Until there was clarity they were entitled to have R10 000, which had already been deposited as security for costs, increased to almost R1 million

The men, concealed in crates on the back of a SATS truck, opened fire on people who were allegedly stoning passing vehicles Michael Miranda, 11, Shaun Magmoed, 16, and Mr Jonathan Claasens, 21, were killed

After the attorney-general declined to prosecute, Mrs Georgina Williams, mother of Michael, and Mr Martin Magmoed, father of Shaun, brought a private prosecution

Mr Jules Browde SC, leading the prosecution, said it was "far-fetched" to suggest that the court would fix security on the basis of what the costs may be.

(251) shw 3/8/89

Second grenade blast in 24 hours

# Ex-police PR officer hurt in attack on Soweto home

By Craig Kotze, Crime Reporter

Grenades were last night hurled into the house of former police public relations officer Lieutenant-Colonel Fanyana Zwane, leaving his 12-year-old son seriously injured

Colonel Zwane was also injured, as was his other son, Benjamin (10).

Gabriel Zwane was taken to the Baragwanath Hospital after the 7 20 pm attack on their Pimville home. The family was watching television at the time.

Colonel Zwane was treated for shrapnel wounds in his legs, while Benjamin suffered a hand injury.

Gabriel, however, suffered extensive wounds to his head and body.

"He will survive," Colonel Zwane said.

## Soviet

The attackers, suspected ANC members, escaped on foot. The grenades used are believed to be of Soviet origin.

Soweto's Security Police chief, Brigadier G van Zyl, is personally conducting the investigation into the attack, the first on a high-profile public relations officer to date.

Last night's attack was the second within 24 hours on the Reef. On Tuesday night, suspected ANC members made an AK-47 rifle and grenade attack on the Flying Squad headquarters in Brixton, Johannesburg. No one was hurt.



Colonel Zwane . . . shrapnel wounds in his legs.

# Cop's trial 'justice' for Trojan parents

251 South  
3-9/8/89

TWELVE policemen and an SADF officer shuffled uncomfortably into the accused's dock in the Supreme Court this week, brought there by the parents of youths killed in the "Trojan Horse" shooting in Athlone in October 1985.

For Mrs Georgina Wilhams and Mrs Martin Magmoed, the start of their private prosecution marked the end of a long struggle for justice after the death of their children

Shaun Magmoed, 16, Michael Miranda, 11, and Jonathan Claasens, 21, were killed in Belgravia Road when the policemen, hidden in crates on the back of an SATS truck, opened fire on a crowd

The incident shocked the world. Angry protests

flooded into South Africa as television viewers in other countries saw the shooting.

Thirteen people were charged with public violence Charges against the three dead youths were withdrawn.

The case came to court again, when an inquest was held to determine the cause of the death of three youths

Three months later, in March last year, inquest magistrate Mr G Hoffman blamed the police for the deaths of the three boys

The inquest finding was forwarded to the Attorney-General to decide whether he was going to prosecute the police officers

Mrs Williams and Mr Magmoed were told they could only claim R900 from the police for the funeral costs of their children as they were minors

In November last year, the Attorney-General, Mr Niel Rossouw, decided he would not prosecute the policemen

Mr Magmoed and Mrs Williams decided to institute a private prosecution — the first time this has happened in a murder trial in South Africa

They subpoenaed Colonel P Janse van Rensburg, of the SAP, Major C Loedolf, of the Railways Police, Commandant S Pienaar, of the SADF, and the eight policeman on the truck, Lieutenant D Vermeulen, Sergeant F van Niekerk, Sergeant J Burger, Constable W Puchert, Constable P du Toit, Warrant Officer A Swart, Sergeant J Sayer, Constable A Smit, Constable A Rossel and Sergeant A Smit

The trial began with an application by policemen's advocates for the court to raise the security paid by the family from R10 000 to R945 000

In terms of the law, the families have to pay an amount in security in the event of them losing the case.

Mr J Browde SC, for the families said the application was an attempt to abort the prosecution, as his clients did not have the means to pay almost R1 million

If the judge granted the application, it could mean that only the rich could become private prosecutors

Mr Justice Williamson was due to decide on the matter on Thursday

Unless otherwise stated, political comment in this edition by M Williams, sub-editing, headlines and posters by R Fisher; and cartoons by D Carelse, all of 95 Sir Lowry Rd, Woodstock

**Grenade blasts injure policeman two sons**

ARCUS  
3/8/87  
251

JOHANNESBURG — Two hand-grenades were thrown at the house of a senior police officer in Pimville, Soweto

A police spokesman said Colonel Zwane was sitting in his lounge in with his two sons Gabriel, 12, and Veli, 10, when two hand grenades were flung through a window in the lounge

"The origin of the hand grenades is unknown and the person or persons responsible for the attack are also unknown," said Lieutenant-Colonel Eddie Everson

The blast destroyed part of the ceiling of the house and the furniture in the lounge, including a TV set

**HEAD**

The attack was at 7 20pm yesterday.

Colonel Zwane and his two children were taken to Baragwanath Hospital after the blast.

Gabriel was seriously injured in the head and body, said a nursing sister at Baragwanath Hospital

However, the colonel had only slight leg injuries and his younger son, 10-year-old Veli, was wounded in one hand, said a neighbour

"Mrs Zwane was in church at the time of the blast," the neighbour said

Colonel Zwane was formerly police liaison officer for Soweto — Sapa.

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4/18/89

Cape Times, Friday

# Shootings: R23 000 payout

## Supreme Court Reporter

THE Kayamandi Town Committee has agreed to pay a total of R23 000 in out of court settlements to two residents who brought suits after being shot by the municipal police

One shooting took place in the Stellenbosch township on Christmas Day, 1987, and the other in January 1988

The Town Committee agreed to pay Mr Albert Kondile R13 000 and Mr Zola Lukhanyile Zabezola R10 000 without admitting liability

In an affidavit, Mr Kondile said he was outside his hostel with friends listening to music early on January 23 when two municipal policemen arrived.

The policemen were hostile and questioned him about an axe he used

to chop firewood. One of the policemen shouted at him and tore his shirt, Mr Kondile said

The policeman picked up the axe and ordered him into a police van. As he followed, the policeman turned around and struck him in the stomach with the axe, Mr Kondile said

When he attempted to ward off further blows by grabbing the axe, the policeman shouted at him, took out his pistol and fired point-blank at the middle of his chest

Mr Zabezola said he was sitting outside his house on Christmas morning when two municipal policemen arrived and without warning fired a shot at him

Both residents were represented by Mr Pat Gamble, instructed by Chennels and Albertyn

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Sowetan 4/8/89



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# Zwane blast probe

THE chief of the Soweto Security Police, Brigadier G van Zyl, is leading investigations into the grenade attack on the home of Lieutenant-Colonel Fanyana Zwane, former Soweto police liaison officer, on Wednesday night.

This was yesterday announced by the police after Colonel Zwane and two of his sons narrowly escaped death when hand-grenades and shots were fired at their home as they watched TV.

Colonel Zwane was treated for shrapnel

By ALI MPHAKI

wounds in his legs while his 12-year-old son is still recovering in hospital. The other boy, aged 10, suffered hand and foot injuries.

According to Colonel Zwane the attack took place at about 7.10pm and he was very lucky to be alive.

Members of a political organisation were suspected of being behind the attack, he said, but did not specify which one.

The grenades and ammunition used in the at-

tack were of Soviet origin and the attackers fled on foot.

The SAP public relations division in Pretoria said they viewed any attacks on policemen in a very serious light.

Lieutenant-Colonel van Rooyen, said that apart from the fact that policemen are targeted for no other reason than that they are members of the force, steps have been taken and are still being taken to improve the security of members' homes.

He said: "There is a

small cross-section of the population which regards the SAP as a part of the system and consequently, an enemy of the population. We however, want to emphasise that police are there to serve and protect all levels of the community."

This was the second attack on the police within 24 hours. On Tuesday night, suspected ANC members made an AK-47 rifle and grenade attack on the Flying Squad headquarters in Brixton, Johannesburg. No one was hurt.



LT FANYANA ZWANE

# 'Trojan' judge refuses R1m plea

## Supreme Court Reporter

THE Supreme Court yesterday dismissed an application, made by 12 policemen and an SADF member on trial for murder, that R10 000 already paid as security for costs they may incur be increased to almost R1 million

Mr Justice D M Williamson said that if he were to order security for all costs which might be incurred by an accused — however remote that possibility might be — he would be "loading the scales of fairness unduly heavily in favour of an accused".

The trial is a private prosecution brought against the men by the parents of two youths killed in the "Trojan Horse" incident in 1985, when policemen who hid in crates on the back of a SATS truck opened fire on people who were allegedly stoning vehicles

A Wynberg inquest magistrate found last year that Lieutenant Douw Vermeulen and his men were negligent and had caused the deaths of the youths. The attorney-general subsequently declined to prosecute and Mrs Georgina Williams and Mr Martin Magmoed decided to bring a private prosecution

## Costs R15 000 daily

Counsel for the accused applied for an order that R10 000 already paid as security for costs be increased to R945 000 as the trial was expected to run for three months

Mr Justice Williamson said in his judgment that the 13 were defended by three senior counsel, three juniors and two firms of attorneys, their legal costs were R15 000 daily

The accused were being financed by the state and he was "faced with a situation where the accused are not personally paying" for their defence

The judge, who said he found it impossible to quantify the risk that the men would have to pay back the costs, said he believed the law meant to protect persons who were reasonably expected to bear the costs "personally"

"If I grant the request for further security I may be loading the scales in favour of the accused. It is personal jeopardy that the law intends to protect. Unless the accused can show that they will personally incur liability for the costs, they are not entitled to ask for security. The application is refused."

# R1-million security bid fails in Trojan Horse case

A JUDGE has dismissed an application for almost R1-million to be lodged as security against legal costs in the murder trial of 12 policemen and a South African Defence Force member arising out of the notorious Trojan Horse killings of 1985.

The security force members are in the dock in terms of a private prosecution brought by the mother of Michael Miranda and the father of Shaun Magmoed. Michael Miranda was 11 and Shaun Magmoed 16 when they died in a hail of gunfire on October 15 1985.

Filmed by a CBS television news team, the incident sent shock waves round the world. In an operation authorised by senior police, defence force and railways police officers, policemen concealed themselves in three large crates on the back of a railways delivery truck. The driver and his passenger were dressed as railways personnel.

The truck travelled twice down Thornton Road in the suburb of Athlone, attracting stones on its return trip. The hidden men, armed with pump-action shotguns, sprang up and fired 39 rounds of "sharp point" ammunition into the crowd.

Miranda, Magmoed and a third youth, 21-year-old Jonathan Claassen, were killed.

The parents of Magmoed and Miranda launched the action — believed to be the first private prosecution for murder in South African legal history — after the attorney general of the Cape declined to prosecute, in spite

**By GAYE DAVIS, Cape Town**  
of a magistrate's request finding that police acted unlawfully.

On launching the private prosecution, the boys' parents lodged R10 000 as security against legal costs which might be incurred by the 13 defendants, who include the senior officers who devised the action and the 10-man task-force which carried it out.

This week they faced having to raise R945 000, based on estimated legal fees of R15 000 a day for the three senior counsel, three junior counsel and two firms of attorneys representing the accused.

But Cape Supreme Court judge Mr Justice DM Williamson dismissed the application, which the family's counsel, Jules Browde SC, described as an attempt to "stifle prosecution".

Defence costs of the accused were being met by the state, Justice Williamson said.

While the possibility existed they might forfeit this if it were proved they failed to comply with instructions, it was only a possibility and not a probability.

He had to consider the matter in terms of an amount the accused might



**Policemen facing charges of murder in the 'Trojan Horse' trial leave the Supreme Court**

reasonably be expected to incur personally, on the basis of probability rather than a vague and intangible possibility.

Otherwise, he would be "loading the scales of fairness unduly heavily in favour of the accused and against the private prosecutors".

There was insufficient information before him to show that the accused would probably have to bear the legal costs and they were thus not entitled to ask for security. Counsel for the accused said yesterday they would consider appealing against the decision. Of the defendants, one has since been promoted to the rank of lieutenant colonel. Another has retired from the police force and a third, a Citizen Force member of the SADF, is still the principal of a school. They are retired SAP colonel Pieter Janse van Rensburg, former commander of the Western Cape unrest unit, Lieutenant Colonel Christiaan Loedolf, at the time a major in the now disbanded SA Railways Police and commander of the regional unrest unit; SADF Commandant Salmon Pienaar, Lieutenant Douw Vermeulen, who headed the task force, Warrent Officer Andre Swart, Sergeant James Sayer, Sergeant Frank van Niekerk, Sergeant Jacobus Burger, Sergeant Albertus Myburgh, Constable Andre Smit, Constable Wilhelm Puchert, Constable Alexander Rossel and Constable Pieter du Toit. The trial was postponed until Wednesday.

## Education will make sure of their future. FlexiDowment will



▶ You belong to the police force 24 hours a day, you accept that. But there are limits — we're only human. ♪

FOCUS  
3

# Too much for too little

2/1-AR615  
5/18/89



**T**IMES are hard for many members of the South African police.

They're overworked and underpaid, and while they're committed to their jobs — they say it's a way of life — many feel resentful.

"The State's just cashing in on their dedication," said a former detective warrant officer who resigned earlier this year. "They want too much for too little — and you get no thanks — ever."

The former policeman, married with two teenage children, said that after 23 years' service he was earning R2 500 a month which included his R200 a month "danger pay". He also received a R200 housing subsidy. He worked an average 80 hours a month overtime — the equivalent of two full working weeks — but received no extra pay.

He is now earning R4 000 a month, with a higher subsidy, in his new job as a security consultant for a private security firm. He works an eight-hour day and a five-day week.

**T**HE latest annual report of the Commissioner of Police shows that serious crime is up by 0,37 percent, yet the police force is understaffed by 4 000 people.

The report omits the number of police leaving the force annually, but they are quitting "in flocks", according to retired police Brigadier Ernest Schnetler. A detective told Weekend Argus he had heard 30 to 40 policemen and women were leaving the Force every month.

Former and serving members of the police were quick to defend their job. It was interesting, challenging and stimulating, and it was also secure. "But security can't buy you food," they said.

The former warrant officer said, "If the police would match my new salary, I'd go back tomorrow. I miss the camaraderie and I miss the work itself. But not for that money."

"I love the police and I think I was quite a good policeman. I still love the police. I'm only talking to you because the guys still in the Force can't."

Said a major, "We're coughing against thunder. There is anger about all this, but people are afraid to talk."

**T**HE main gripes are

■ Salaries are too low,

■ The police are expected to work long hours overtime — a detective puts in an average of 80 hours a month — but they are not paid for it, nor are they given equivalent time off, and

■ Promotion for non-commissioned officers comes by writing examinations, and they have to fit studying by correspondence into an already crowded day.

Weekend Argus was given details of some salaries

■ A constable with three years' service, married with two children, earns R1 077 in basic pay a month.

■ A sergeant with 10 years' service, married with children, earns R1 500 a month basic.

■ A detective warrant officer, with eight years' service and the National Diploma in police administration, earns R1 500 a month basic.

■ A lieutenant with 15 years' service, married with two children, earns R2 250 a month basic, and

■ A major with 23 years' service, married with children, earns R3 300 basic.

Said one disgruntled policeman, "You take the oath, you say, 'I swear to serve and protect', and obviously you can't go home just because it's home time when a rape victim's walked in. You belong to the police force 24 hours a day, you accept that. But there are limits — we're only human."

**W**EEKEND Argus was told of a sergeant with about seven years' service, and a house owner, who was clearing about R500 a month after deductions. His wife also worked although they have a small child who went to in-laws during the day because they could not afford a creche.

"What would happen if she got pregnant, where would they be? A family of four can hardly survive on R500 a month," said the former policeman.

"Some wives stop working when their husbands become senior warrant officers and start to earn a reasonable salary. But they're never comfortable, they have to scrounge, and there's never anything to spend on big items or house repairs. It's a continual battle to make ends meet."

There were other complaints.

■ The housing subsidy is a major perk — many police receive almost R600 a month on top of their salaries. But some earn so little they can't afford to take advantage of it. Weekend Argus saw the payslip of a uniformed constable with six years' service who was earning less than R1 100 a month. If this man, married with a child, bought a house, his take-home salary of R840 a month would drop by three to four hundred rand.

■ There was resentment at the situation of the former Railway Police who were integrated into the SAP in 1987. It was claimed former railway policemen came into the SAP earning more than SAP members of similar rank and experience, and that officers were promoted faster than SAP officers.

"A uniformed sergeant from the railway police gets about R300 a month more than a sergeant in the SAP with the same experience," said one source.

"We don't understand this, and there is bitterness between the two branches. I know of an SAP officer who did the officer's course in 1976 and became a major in 1987 while

WEEKEND  
ARGUS  
SPECIAL  
REPORT

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By  
**VIVIEN HORLER**  
Weekend Argus  
Reporter

a RP officer who did the course in 1978 was a Lieutenant Colonel — with a Lieutenant Colonel's salary — by 1986.

"But they haven't got the experience we have, they don't do border duty — all they've done is look after potplants on railway stations."

■ There was resentment at the special allowance of R300 a month paid to members of the Special Guard Unit — the policemen who guard places like Tuynhuys and the Houses of Parliament — and police who work at airports.

"It's boring work and the money is supposed to make them motivated. But men out in the field doing dangerous work, like members of the Reaction Unit and the Murder and Robbery squad, don't get paid a cent extra."

"And then these guys spend their day sitting on their jack at the airport looking at a television screen and getting an extra R300 for it."

**P**OLICEWOMEN have special problems.

■ Like other women in the public service, they lose their housing subsidies when they marry. But their salaries are often lower, and their hours longer.

"If a woman marries she could lose R600 a month, even though she's doing exactly the same work as she did the day before, or as the single woman next to her. It would pay to live together rather than to get married."

"I believe they should give the woman all the perks she was entitled to the day she stood up and said 'I swear'."

■ Women complained that, like their male colleagues, they were expected to mix after hours and have a drink with the *manne* (all police are assessed annually, and one of the categories is how sociable they are and how popular they are with their colleagues). But many women did not like to go out drinking, and worried about their reputations.

"Also, none of us have much free time," said a woman detective. "But when a guy goes out drinking he's got his wife at home making him a nice meal and doing the washing. When I get home I've still got to start the cooking and the laundry."

Apart from the money, the hours, and the real physical danger, police face other strains. Weekend Argus spoke to a lieutenant who was paying off a R3 000 fine imposed by a



'didn't want to come along'

"It's not that easy to arrest someone if he doesn't want to come," said the lieutenant "You can't shoot him, you can't hit him, what do you do? You assess a situation and make a decision in three seconds, and then it's challenged in court, and a full bench takes three months to decide if your decision was the right one

"There's always this sword hanging over your head"

A policeman of considerable rank said he knew of policemen who had left the force "The quality of the money affects the quality of the people The police force has lost some very good people"

**P**OLICE overseas also complain about low salaries, but they're better off than their South African colleagues A rookie city policeman joining the beat in New York after graduating from the municipal Police Academy is paid a starting salary of about R4 800 a month

In Britain a constable's basic salary is about R2 800 a month, rising to about R5 000 after 15 years' service Sergeants get from R4 800 a month up to R5 500, and inspectors start at R6 000 a month, rising to R6 500 From September British police salaries will be increased by 9,25 percent

In Britain the ratio of police to the public is 2,5 for every thousand of the population (the police figure includes traffic officers) and the British say they need another 10 000 police In South Africa the ratio is 1,8 police to the public This figure does not include traffic police Ideally the South African ratio should be higher than the British because of the larger, more isolated rural areas that need policing

In election speeches members of the Democratic Party have promised to double the size of the police force and to ensure they spend more time guarding against crime than upholding apartheid policies

Law and order spokesman Tian van der Merwe was critical this week of the plight of South African policemen

"South Africa is an underpoliced country and this increases the strain on the ordinary policeman

"Their lives are complicated by the kind of legislation they have to enforce, often in communities where people take a dim view of their actions This means the policeman is forced to be on the cutting edge of an unpopular, illegitimate system"

He said he had seen policemen on standby at protests where there was no question of violence

"They're used and abused to be part of a show of force to satisfy the political vanity of the government"

Mr van der Merwe described police salaries as "absurd" "People who do the work they do and put in the hours they're required to do should be treated decently They deserve a better deal than they're getting if they are to function properly"

(Report by V Horler, 122 St George's Street, Cape Town)

# DURBAN FIGHTING TOURISM AS VLOK SAYS SORRY

9/8/87  
251  
SECRET

## Durban workers take the plunge

By SBU MNGADI

DURBAN municipal workers are poised to add their muscle to the mass democratic movement defiance campaign.

They are planning to take on the council on the issue of segregated beaches.

Members of the Independent Durban Integrated Municipal Employees Society (Dimes), were to be asked at a meeting last night to refrain from doing anything to enforce the bylaw barring certain races from some Durban beaches.

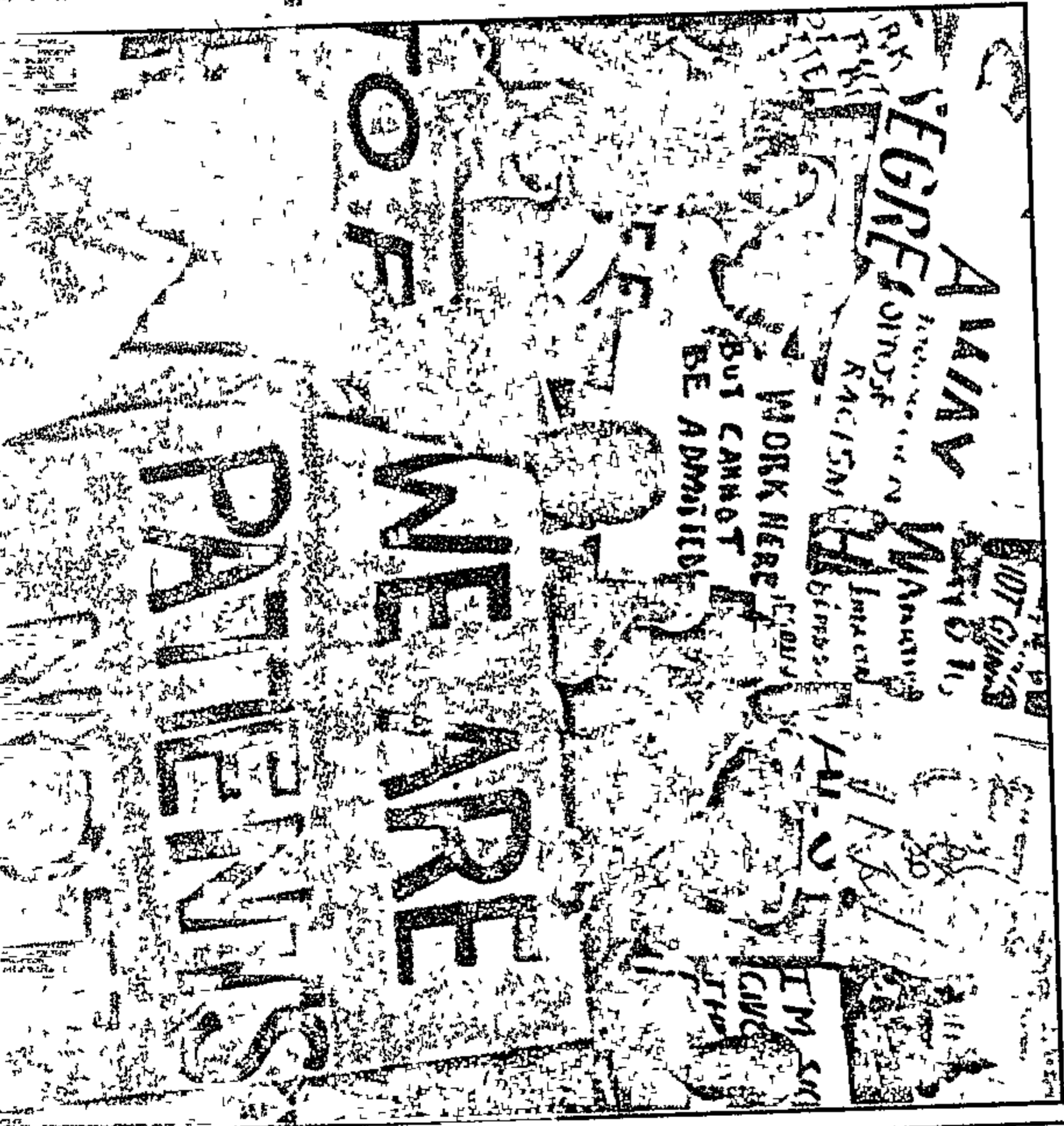
Dimes membership - 40 percent of the council workforce - is about 5 000 strong.

## 'Secret' paper was not even read

By CONNIE MOLUSI

LAW and Order Minister Adriaan Vlok this week apologised to Cosatu and admitted making unfounded allegations in an election rally address about the organisation's third national congress and the defiance campaign.

Vlok had told a Fochville meeting he possessed a secret paper that



## NSC whip cracks on rebels

By VIVIAN REDDIAR

AS pressure mounted yesterday against the planned rebel cricket tour of South Africa, the National Sports Congress invited the 16 players involved to meet an NSC delegation in London.

The invitation was extended on the NSC's behalf by the SA Non-Racial Olympic Committee.

The anti-tour campaign was boosted on Friday when prominent South African churchmen, including Archbishop Desmond Tutu and the Rev. Frank Chikane, condemned the tour.

The Organisation for African Unity and African sports bodies that threatened to isolate British sport internationally the tours go ahead.

See Comment Page 10, Page 18 and 20

# ake the lunge

S'BU MINGADI

URBAN municipal workers are poised to add muscle to the mass movement defiance campaign.

They are planning to take on the council on the issue of segregated beaches.

Members of the Independent Durban Integrated Municipal Employees' Society (Dimes) were to be asked at a meeting last night to refrain from doing anything to enforce the bylaw barring certain areas from some Durban beaches.

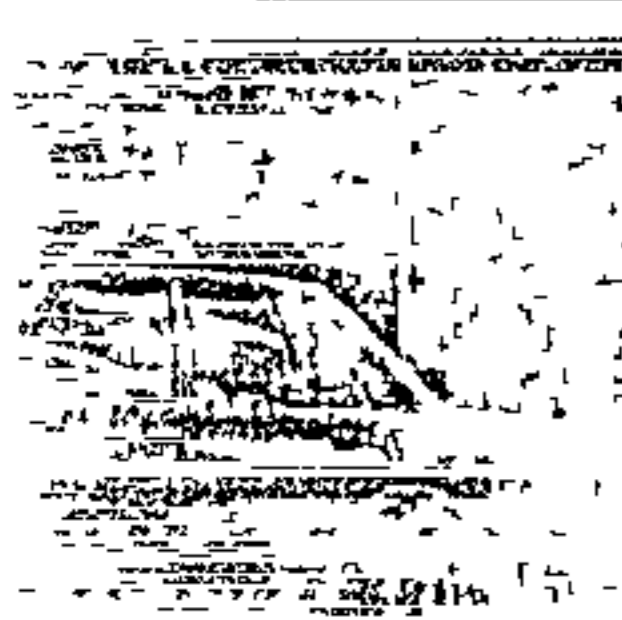
Dimes membership - 5 percent of the council workforce - is about 5,000 strong.

Dimes president Nadarugan said on Friday evening members were to demand amenities inspectors, lifeguards, supervisors and beach cleaners.

Dimes' motion noted that the council had resolved recently to maintain racially-segregated beaches, that mayor Derrick Watterson had failed to exercise his casting vote in favour of opening beaches, and that Dimes members employed by the city council were opposed to the continuation of racially segregated beaches.

Dimes members were last night to be asked to:

- Resolve to condemn the decision by the city council and by the mayor;
- To call on all councillors to take account of the mayor's "unsatisfactory" decision when considering the next candidate for the post;
- To ask the city council to reconsider its decision, and
- To open all Durban beaches.



## is here

first issue of *City Wheels* a baby. But with your help machine

## s angry clients

prostitute has been removed and gone into hiding health officials said this

was infected with the killer encouraged her clients to because she wanted to

the-clock supervision by a

# paper was not even read

By CONNIE MOLUSI

LAW and Order Minister Adriaan Vlok this week apologised to Cosatu and admitted making unfounded allegations in an election rally address about the organisation's third national congress and the defiance campaign.

Vlok had told a Fochville meeting he possessed a secret document showing that Cosatu intended to engage in acts of intimidation, house-to-house visits to tell people not to vote and to petrol-bomb election candidates.

The document proved to be a draft resolution distributed at the Cosatu congress. It was neither read nor discussed by delegates.

The Fochville speech led to a war of words between Vlok and Cosatu just before the mass democratic movement (MDM) defiance campaign against segregated health facilities began.

In a carefully-worded letter to Cosatu lawyers, Vlok said "Although I concede that the said document does not specifically refer to petrol bombs, I deny that my other conclusion is substantially without justification."

"I am willing to undertake not to state that the said document advocates or supports any specific acts of violence. However, the said document on no less than two occasions employs the words "militant action". In the South African political context, based on practical experience as well as dictionary meaning of the word militant, I believe that the phrase may and can be associated with violent acts of one form or another."

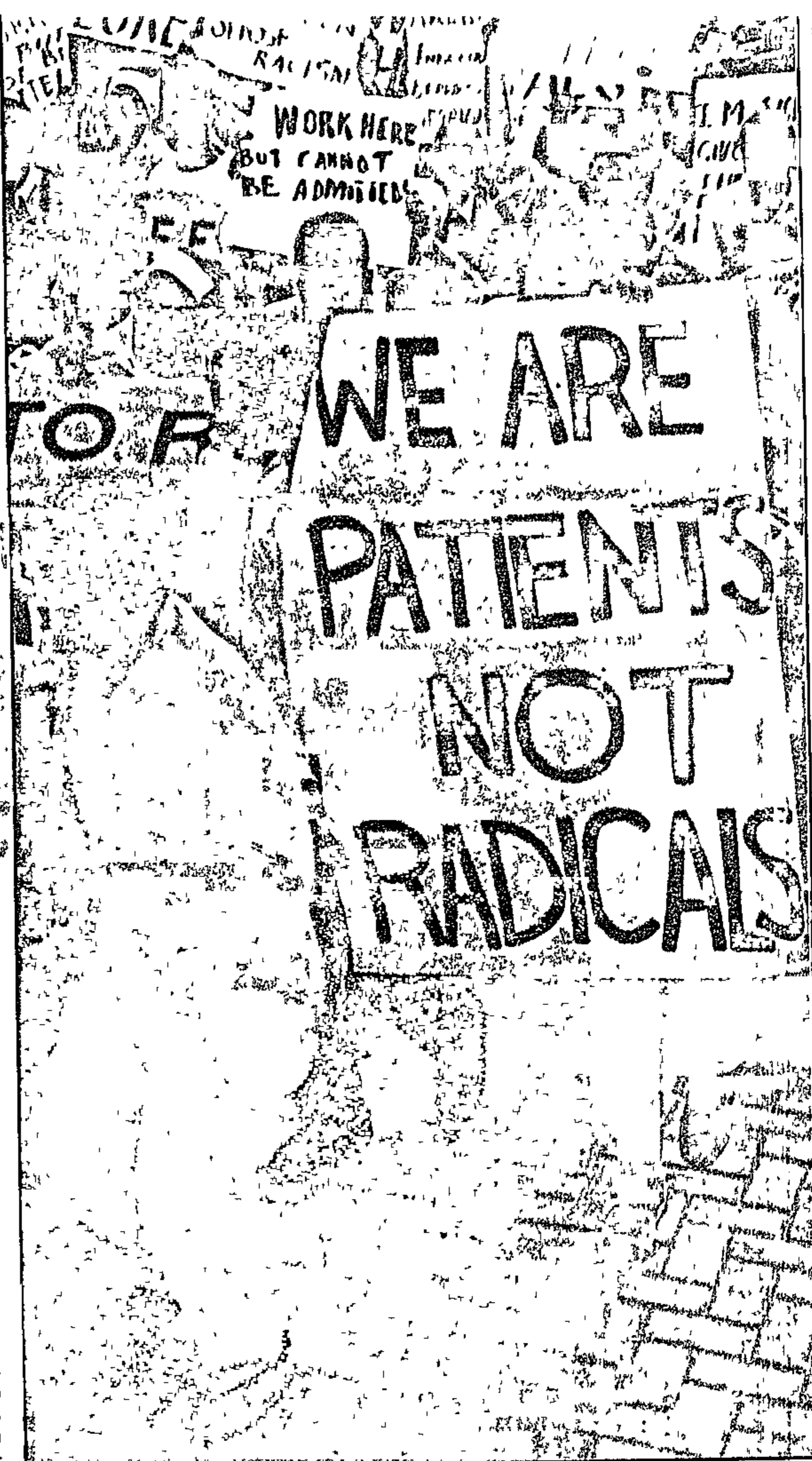
"Without hesitation, I gladly give the undertaking that I will desist from making any further statements to the effect that the document circulated at Cosatu congress specifically supports petrol bomb attacks on candidates in the pending elections," he added.

"I regret any inconvenience caused to your client."

Cosatu general-secretary Jay Naidoo said. "The statement from the minister vindicates our position that his speech was simply a propaganda ploy aimed at creating hysteria and fear among whites and a context to take action against the MDM."

"Exactly the same allegations were used as reasons to detain and restrict thousands of people under the state of emergency."

"We call on government, if it



Defiance campaigners at Johannesburg Hospital this week. ■ Pic: GEORGE MASHININI.

is committed to a peaceful settlement of the South African question, to meet conditions put forward by the MDM that would create a climate for free political activity and a situation where genuine leaders of the people are able to negotiate."

- The conditions are
- Political prisoners' release;
- Unbanning of organisations,
- Lifting the state of emergency, and
- Creating a climate for free political activity.

Naidoo said it was pitiful that the DP had joined Vlok's band wagon of white hysterical reaction to the defiance campaign.

"If the DP wants to be regarded as anything different from the NP and its apartheid policy, it will have to prove it in practice."

"We will continue the defiance campaign and are commit-

ted to making apartheid unworkable. The majority of our people are not prepared to tolerate the injustices of apartheid."

Church leaders represented by Rev Frank Chikane said "It is clear that the defiance campaign expresses the will of the majority of our population, while the elections reflect the concern of a very small proportion of South Africans."

The Johannesburg Democratic Action Committee (Jodac) called for extension of the defiance campaign to conscription, which it said was an important area of peaceful protest.

The US government added its voice to support for the defiance campaign.

"We encourage SA's government to allow the fullest possible expression for non-violent political activity of this kind," it said in a statement through the US Information Service.

## Mandela approves, says Meer

ANC leader Nelson Mandela has approved the nationwide defiance campaign launched this week to oppose a limited general election that will exclude blacks, says his biographer, Fatima Meer.

"He is impressed by the discipline, the organisation and the peacefulness of the campaign," she said after visiting Mandela on Thursday.

The mass democratic movement (MDM) has urged blacks to defy racial segregation in hospitals, trains, buses, public toilets and facilities.

Meer said Mandela linked the protest to the ANC's 1952 defiance campaign.

# Workers defy 'apartheid' beach bylaw

19253  
CME (MP) - 7/8/57

Own Correspondent

DURBAN. — City Council workers here, including beach inspectors and lifeguards, yesterday voted not to enforce apartheid bylaws on city beaches.

The Durban Integrated Municipal Employees' Society (DIMES), in a decision that directly defies a council bylaw, called it "immoral and reprehensible".

DIMES president Mr Nad Murugan also proposed that other Natal coastal towns dissociate themselves from Durban unless the beach apartheid laws are repealed. This was adopted unanimously.

Mr Murugan said many DIMES members were beach inspectors, lifeguards and cleaners.

The 5 600 members of DIMES form 44% of the council's total workforce.

# Minister pays for man's detention

Own Correspondent

The Minister of Law and Order, Mr Adriaan Vlok, has agreed to pay R12 000 and costs to a Davyton man who was detained for allegedly being a prohibited immigrant.

The settlement, reached out of court in Pretoria yesterday, came after the unlawful detention of Mr Anthony Ngomane (27) on January 14 1985.

He was released without being charged on February 12 the same year.

In an affidavit, Mr Ngomane stated he and people he was arrested with, were told they were born in Maputo and did not qualify to be in South Africa.

He said he was beaten and not allowed to see a lawyer.

152

star 2/8/89

# Police assaulted us, <sup>Star 9/18/84</sup> claim street children

Police in Pretoria have confirmed they are investigating charges by street children that they had been rounded up by police and assaulted.

One of the boys, who live under a bridge in Pretoria's flatland, Sunnyside, outlined the alleged incident at a news conference at the offices of Lawyers for Human Rights (LHR) yesterday.

~~248~~

TEARGASSED

251

The boy told reporters eight boys were rounded up by five uniformed policemen and a woman last week and caned at the Sunnyside police station

At 11 pm they were allegedly taken to a dam outside Pretoria and told to swim in it. The police threw their shoes and blankets into the water, and tear-gassed them, the boy alleged

A police spokesman confirmed that charges had been laid by two boys, which would be thoroughly investigated

A district surgeon who examined the boys found no injuries, however.

LHR's National Director, Mr Brian Currin, said he hoped that publicity about the matter would protect the boys and act as a deterrent. — Sapa.



# Injured woman sues Vlok for R39 000

*Art 105 9/8/89* 251  
A GUGULETU woman whose neck was injured when police allegedly opened fire after a truck was stoned and set alight, is claiming almost R39 000 in damages from the Minister of Law and Order.

Evidence was that on February 11, 1986, a truck belonging to Chilwan's Bus Service was stoned by a group of people and subsequently set alight.

Mrs Evelina Nomtshongwana said she had been outside her sister-in-law's house in NY 115 when she heard the sound of a vehicle.

She felt a stinging pain in her neck and saw blood.

Mrs Nomtshongwana, who was a member of her church choir, said: "I will never sing again in my life. My throat hurts when I speak too long or when I shout at children."

Mr Justice J H Conradie presided. Mr John Whitehead, instructed by Mr Gary Jansen of Y Ebrahim and Co, appeared for Mr Nomtshongwana. Mr B M Giesel, instructed by the state attorney, appeared for the minister.

# MILLION CLAIMED

A CIVIL action, in which two men are each claiming more than half a million rand from the Minister of Law and Order, began in the Rand Supreme Court yesterday.

Mr James Modjadji (31) and Mr Phineas Baloyi (29), were injured while travelling in a SAP vehicle.

The responsibility for the accident and the amounts which are claimed are both being disputed.

Baloyi, formerly a policeman, is a paraplegic and has claimed R894 000.

Modjadji, who was a passenger in the

vehicle, is paralysed from the waist down and is able to walk using leg calipers and crutches. He is claiming R526 254.

The collision took place on November 15, 1985, at the intersection of the Soweto Highway and Valley Road.

Mr Acting Justice Levy is on the bench.

Mr Ed Moseneke, instructed by SC Mhinga, appears for the plaintiffs. Mr W H G van der Linda, instructed by the State Attorney, appears for the Minister.

*Sowetan 9/8/85*

 (251)

# Vlok must pay R12 000 to man held illegally

By ALINAH DUBE

THE Minister of Law and Order, Mr Adriaan Vlok, has agreed to pay R12 000 and costs to a Daveyton man who was detained for allegedly being a prohibited immigrant.

The settlement, reached out of court in Pretoria yesterday, followed the unlawful detention of Mr Anthony Ngomane (27) on January 14 1985.

He was released without being charged on

February 12 the same year.

In an affidavit Ngomane stated that he and people he was arrested with were told they were born in Maputo and did not qualify to be in South Africa.

Police demanded to see his reference book and accused him of lying when he explained that he was born in South Africa.

Then a Std 5 pupil at Matiyotenga Higher Pri-

mary School, Ngomane was bundled into a kombi and taken to prison.

He was shuttled from one Reef police station to another until he landed at Nelpruit to await deportation to Mozambique.

He claimed he was beaten up and also told to say his real name was Antonio Ngomane from Mozambique.

Although he was in possession of a reference book, he was kept in prison and not allowed to see lawyers.

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251

# Helen's dream visit blocked (253).

AILING veteran anti-apartheid activist Mrs Helen Joseph (84) has, according to friends, one special wish - to visit three people she last saw in the early 1960s. *Sowetan 10/5/84*

But several attempts to arrange such a visit have failed.

Yesterday, Joseph was informed by the authorities that yet another application to visit African National Congress leaders Nelson Mandela, Walter Sisulu and Ahmed Kathrada in jail had been refused.

Joseph, one of the founders of the Federation of South African Women, is to travel to Cape Town this weekend where she will attend the National Women's Day celebrations on Sunday.

She is listed and may not be quoted, but friends said yesterday she regarded her Cape Town trip as one of the last opportunities to visit the three men, sentenced to life imprisonment in 1964.

The friends said she was in ill health and would possibly not be able to travel such a distance again.

# Not guilty, say accused in 'Trojan Horse' trial

Own Correspondent

CAPE TOWN — Twelve policemen and a South African Defence Force member in the "Trojan Horse" trial pleaded not guilty in the Cape Supreme Court yesterday to two charges of murder

The men denied in statements that they had acted unlawfully against Shaun Magmoed (16) and Michael Miranda (11) or that they had intended to kill them



The trial is a private prosecution brought against the men by the parents of the two boys who were killed in the "Trojan Horse" incident in 1985 when policemen hid in crates in the back of a South African Transport Services truck and opened fire on people who were allegedly stoning vehicles



## NEGLIGENT

A Wynberg Inquest Magistrate found last year that Lieutenant Douw Vermeulen and his men were negligent and had caused the youths' deaths.

The attorney-general subsequently refused to prosecute and their parents decided to bring a private prosecution

The hearing was postponed until today after Mr P De Bruyn, SC, for Colonel P Janse van Rensburg and Major Christiaan Loedolff, said the defence intended making an application in terms of Section 10(3) of the Criminal Procedures Act for the charges to be declared invalid.

Section 10(3) reads "Two or more persons shall not prosecute in the same charge except where two or more persons have been injured by the same offence

Mr Jules Browde, SC, for the prosecution, said he was unfamiliar with the scope of the subsection

10/8/89  
mrs

## ARGUMENT

The postponement was necessary for the teams to prepare argument and because some further particulars of the charges were still outstanding and consultations between the two legal teams concerning formal admissions had to be made, Mr de Bruyn said. An amendment to the indictment separating the two murder charges was granted by Mr Justice DM Williamson. The hearing began 90 minutes later than scheduled. Last week, the court dismissed an application by the defence that R10 000 already paid as security for legal costs that may be incurred by the families, be increased to almost R1 million

CAP 7/2/86 10/11/86  
25/152

## Officer says he was forced to open fire

A FORMER police lieutenant yesterday told the Supreme Court that he was forced to open fire on a crowd of people attacking a truck — and empty his magazine — because of the intensity of the attack.

Mr Willem Jacobus Smit was giving evidence in the almost R39 000 damages action brought against the Minister of Law and Order by Mrs Eveline Nomtshongwana, who was shot in the neck during the incident.

Evidence was that Mrs Nomtshongwana was at her sister-in-law's house in NY 115 on February 11, 1986, when she heard the sound of a vehicle and felt a stinging pain in her neck.

Mr Smit said he had seen a crowd participate in a ferocious attack on a truck and because he was concerned about the safety of the driver had fired four shots from his moving police van.

Mrs Nomtshongwana had reported her injury to the Guguletu police station and was arrested on a charge of public violence and held under police guard at Tygerberg Hospital for 11 days. The charge against her was subsequently withdrawn.

The hearing continues today.

Mr John Whitehead, instructed by Mr Gary Jansen of Y Ebrahim and Co, appeared for Mrs Nomtshongwana. Mr B M Griesel, instructed by the state attorney, appeared for the minister.

# Ngobeni takes over as Soweto PRO

251  
Sowetan 10/8/89

BEHIND the boyish looks of Captain Mikhachane Joseph Ngobeni, lies a man with a heart of steel.

**By ALI MPHAKI**

The new Soweto police liaison officer, who replaces Lieutenant-Colonel Fanyana Zwane, is a man determined to help contain the alarming crime in the township.

At the age of 37, with 16 years service in the SAP, Ngobeni contends that lack of communication between the police and the public is one of the main factors contributing to crime.

"It would appear there is no understanding between the public and the police.

"The public is not interested in reporting incidents of crime. They see things and prefer to ignore them.

"Given such a scenario, police cannot achieve their goal of preventing crime," he said.

Although he had no childhood ambition of becoming a cop, Ngobeni says lack of employment saw him joining the force.

Born in the arid district of Soekmekaar in the Far Northern Transvaal, Ngobeni had to leave his home to look for a job when he came of age.

Like most people, the "Golden City" was the best bet for him.

After doing part-time jobs here and there, somebody advised him to join the police.

He completed his training at the Hammanskraal Police College in 1974 and was stationed at Booyens Police Station from where he was transferred to Tzaneen after four years.

He worked there for two years before he was moved to Hammanskraal where he was a police instructor until June 1987.

Then he was transferred to Moroka police station where he worked as a staff officer until he was appointed PRO for the Soweto police with effect from August 2 this year.

"I view this appointment as a challenge. It gives me a chance to say a word to the public and not only those people who come to the police station," he said.

Ngobeni does not agree that black policemen should be viewed as a part of the apartheid system.

He said the police only enforce laws that are existing.

"The police are neutral and apolitical. They do not take sides.

"We serve only the government of the day," he said.

He said last week's attack on the house of his predecessor saddened him.

"I am very concerned because I cannot understand why he should be attacked," Ngobeni said.

He denied that police were at times brutal, adding that they had a right to use force within the scope of law.

"We do not support brutality. We are only allowed to use reasonable force," he said.

Asked about the spate of attacks on innocent people by whites claming to be police, he said according to law a policeman is obliged to identify himself to the satisfaction of the person the policeman wants to administer law upon.

"The people should be aware of these bogus cops. They must demand the ID of those people.

"Should the person abuse them they should not allow them to come into their homes.

"The people should then contact the police station and make sure they get the identification of the person and the force number of the



**Captain Mikhachane Joseph Ngobeni (left) takes over from Lieutenant-Colonel Fanyana Zwane as PRO for Soweto police.**

dent that any black policeman can achieve the highest rank if he puts his mind to it.

"It all depends on ability," he said. Ngobeni is married and has two children, a boy and a girl.

they are reporting their plight to," he said.

"If there are still problems when they report to the police station, they should contact the station commander who will see to it that they are being attended to," Ngobeni said.

He denied that when people phone police stations for help they are at times told that there are no vehicles.

"We have enough vehicles and do not allow

the police not to do their jobs," he said.

He said the police should be regarded as the best disciplined force in the country.

"We are not allowed to misbehave. In the event of a complaint about one of our members, we undertake both criminal and departmental investigations," he said.

Although the highest rank held by a black man in the force, is that of colonel, Ngobeni is confi-

Crim trials 10/18/89

# Surprise in case against policemen

25

Supreme Court Reporter

IN a dramatic move yesterday, defence counsel for 12 policemen and a member of the SADF charged with murder in a private prosecution asked that the proceedings be nullified because the prosecutors had not complied with the Criminal Procedures Act.

In statements handed to the court, the men pleaded not guilty to two charges of murder and denied having acted unlawfully against Shaun Magmoed, 16, and Michael Miranda, 11, or that they had intended to kill them.

The move came soon after the men had pleaded when Mr P de Bruyn SC, for two of the accused, asked for a postponement till today.

He said an application would be made today for the charges and the proceedings so far to be nullified because the provisions of Section 10 (3) of the Criminal Procedures Act had not been met.

The section reads: "Two or more persons shall not prosecute in the same charge except where two or more persons have been injured by the same offence."

Mr J Browde SC, for the prosecutors, said notice of the application for nullification came as a surprise to him and he had no objection to the postponement.

The trial is a sequel to an incident in Thornton Road, Athlone, in 1985 when policemen concealed in crates on the back of a SATS truck opened fire on a group of people who had allegedly stoned vehicles.

A Wynberg inquest magistrate last year found that Lieutenant Douw Vermeulen and his men were negligent and had caused the death of the youths.

The attorney-general declined to prosecute and Mrs Georgina Williams, mother of Michael, and Mr Martin Magmoed, father of Shaun, decided to bring a private prosecution.

The hearing continues today.



# Policemen's plea

251

*Sowetan 10/8/89*

IN A dramatic move yesterday defence counsel for the 12 policemen and a member of the SADF charged with murder in a private prosecution, asked that the proceedings be nullified because the prosecutors had not complied with the Criminal

Procedures Act.

In statements handed to the court the men pleaded not guilty to two charges of murder and denied having acted unlawfully against Shaun Magmoed (16) and Michael Miranda (11), or that they had intended to

kill them.

The shock move came shortly after the men had pleaded when Mr P de Bruyn, SC, for two of the accused, asked a postponement until today.

An application would be made today for the charges and the proceed-

ings so far be nullified because the provisions of Section 10(3) of the Criminal Procedures Act had not been met.

Mr J Browde, SC, for the prosecutors, said notice of the application for nullification came as a surprise.

# Top cop's warning

251

Sowetan 10/8/89

POLICE could not and would not allow a state of unrest on the scale of that of 1986/87 to redevelop, Law and Order spokesman, Brigadier Leon Mellett, said yesterday.

Police would also act against the "Mass Democratic Movement" if its actions crystallised into violence, he said.

Responding to a National Association of Democratic Lawyers statement expressing concern at the recent arrest of Advocate Johnny de Lange outside Groote Schuur Hospital, a police spokesman said:

"People who act defiantly and openly ignore warnings by the police must not expect the police to stand by idly and forsake their duty to act. Any reasonable member of the public will understand this. The SA police are there to protect

the public."

Asked whether Law and Order Minister, Mr Adriaan Vlok's strong anti-MDM speech at Verwoerdburg presaged a security clampdown on anti-apartheid organisations, Mellett said police had a duty to maintain law and order.

## Sanctions opposed

OTTAWA - The South African Embassy has released a poll that indicated Canadians oppose more economic sanctions against South Africa if they hurt the black majority.

The embassy, which has had the poll since May, only released it as Commonwealth Foreign Ministers met in Canberra to consider further sanctions.

Sowetan 10/8/89

'SAP had  
to act'

251

THE SAP said police, who fired teargas to break up a 300-strong crowd outside Groote Schuur Hospital and detained a prominent advocate outside the hospital on Saturday night, had a duty to act when the law was contravened.

The incident took place when a crowd gathered at the hospital to wish veteran trade unionist Oscar Mpetha a happy birthday.

*Sowetan* 10/6/89

# Cops held for Rand thefts

JOHANNESBURG — East Rand police were investigating whether a shebeen owner, murdered during a robbery, was linked to the arrest of four white policemen yesterday on three charges of armed robbery of shebeen owners on the Witwatersrand

The four policemen were allegedly involved in attacks on black shebeen owners in Tembisa, Heidelberg, Krugersdorp and Vanderbijl Park, police said yesterday

Some of the robberies, involving more than R100 000, had been committed by men in police uniforms, who had told shebeen owners they were looking for firearms, police said

Members of the East Rand murder

and robbery squad arrested the four alleged robbers in connection with a series of robberies against shebeen owners across the Reef

During the robberies the gang, often in police uniform, threatened their victims with references to the leader of the so-called Wit Wolwe (White Wolves), Barend Strydom, who is on death row after being convicted of the murder of eight black people

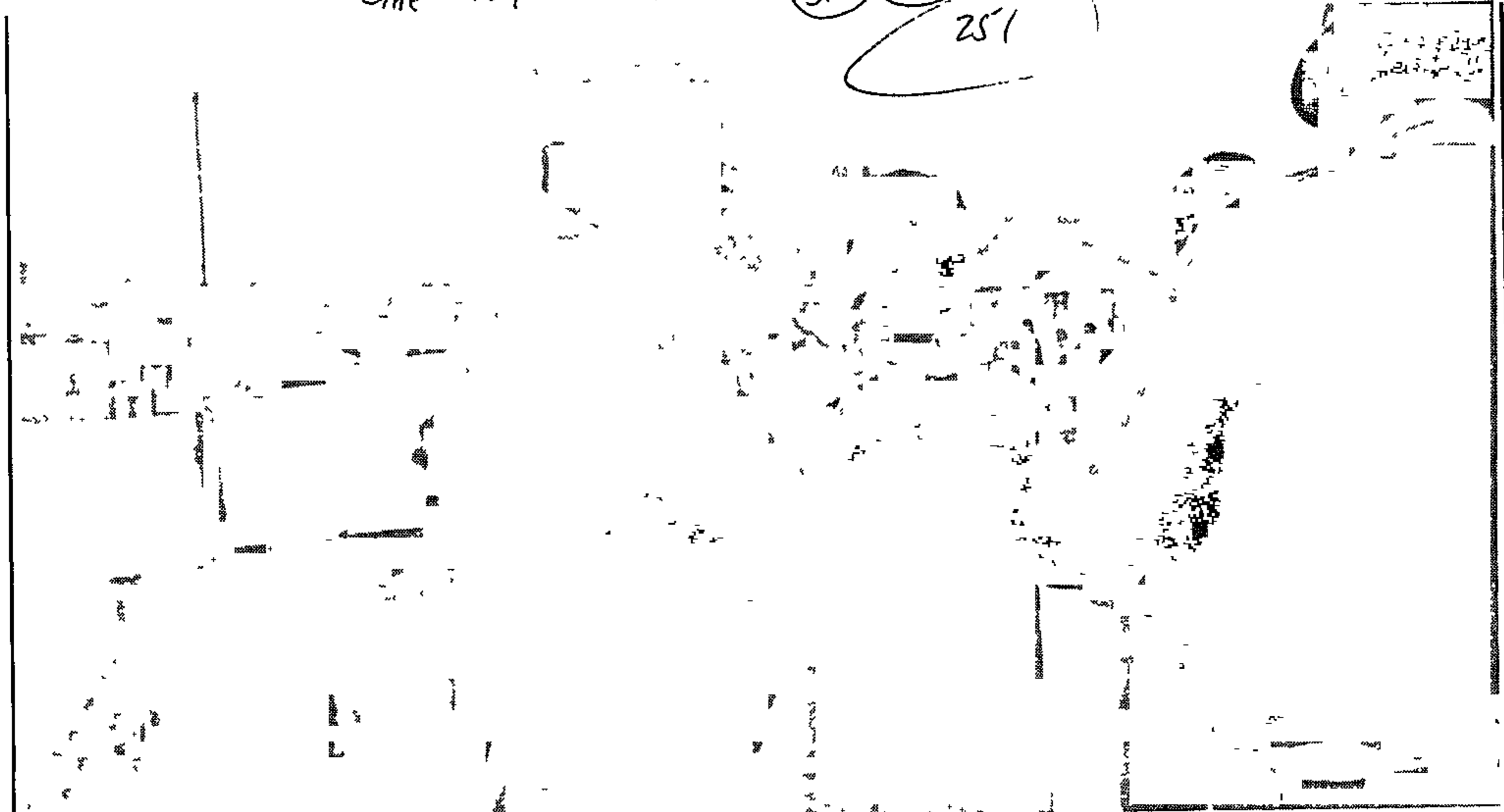
The gang allegedly hinted that they were members of the "Wolwe", according to a Sapa report. The policemen were automatically suspended

All the suspects are expected to appear in court tomorrow — Sapa and Own Correspondent

906.  
Tomb  
11/8/87  
251/88

CME Times 11/8/89

251



**DISCUSSING** . . . A representative of a group of Bishop Lavis teachers discusses a petition with police in Bishop Lavis during yesterday's march. Police later allowed a small delegation to hand over the petition to the station commander of Bishop Lavis police.

Picture ADIL BRADLOW

# Teachers deliver petition to SAP

Staff Reporter

MORE THAN a hundred teachers from Peninsula high schools yesterday delivered a petition, addressed to the Western Cape Divisional Commissioner of Police, at the Bishop Lavis police station.

Students, teachers, clergy and principals requested in the petition that all pupils be left alone and police be removed from schools.

Democratic Party MP Mr Jan van Eck said teachers from Bishop Lavis High were joined by teachers from John Ramsay High in Bishop Lavis and Beauvallon High in Valhalla Park.

The group of teachers was stopped by policemen about 500 metres from Bishop Lavis High School.

After negotiations, three teachers and three clergymen were allowed to proceed to the police station where the petition was handed to the station commander.

On Wednesday police used teargas to disperse a crowd of people in Bellville who had been stoning cars. In another stoning incident in Bellville, a policeman was hurt when a stone hit him, police said.

Two private vehicles were extensively damaged when they were set alight by youths in Guguletu on Wednesday.

# Police case: Judge reserves ruling

Supreme Court Reporter

JUDGMENT was reserved in an application by defence counsel in the "Trojan Horse" murder trial to have the charge and the proceedings nullified because the provisions of the Criminal Procedures Act had not been adhered to

Mr W Burger SC, for the SADF member involved, said Section 10 (3) of the Criminal Procedures Act granted certain rights or privileges to the private prosecutors. Those rights could not be exercised however if the provisions of the Act were not complied with.

Section 10 (3) reads "Two or more persons shall not prosecute in the same charge except where two or more persons have been injured by the same offence"

On Wednesday all the accused, 12 members of the police and an SADF member, pleaded not guilty to a charge of murder.

The trial is a sequel to an inci-

dent in Thornton Road, Athlone, in 1985 when Shaun Magmoed, 16, and Michael Miranda, 11, were shot dead when policemen, hidden in crates on the back of a SATS truck, opened fire on a crowd who had allegedly stoned vehicles.

Last year a Wynberg inquest magistrate found that Lieutenant Douw Vermeulen and his men were negligent and had caused the death of the youths. The attorney-general declined to prosecute and Mr Martin Magmoed and Mrs Georgina Williams brought a private prosecution.

Mr Jules Browde SC, for the prosecutors, said the application was "ill-founded" because Mrs Williams had made it clear in the charge sheet that she was bringing the application in respect of Michael Miranda and Mr Magmoed had likewise indicated he was bringing the application in respect of Shaun.

Although the parents had joined in the same charge sheet,

they did not join in the same charge. Mr Magmoed had locus standi to bring the charge in respect of his child and Mrs Williams in respect of her child.

Summons had been issued, further particulars sought and given and an application for increased security brought. When asking for almost R1-million in security defence counsel had said the trial was expected to last for three months and notice should have been served earlier, Mr Browde said.

If the count in regard to Mrs Williams was dropped and she withdrew, there was nothing wrong with Mr Magmoed proceeding in respect of the death of his child.

Mrs Williams would then have to issue separate summons. If that happened, unnecessary expenditure in time and money would be incurred.

Mr Justice D M Williamson said he would deliver judgment on Tuesday.

# Vlok ponders Jack appearance

LAW and Order Minister Adriaan Vlok will decide today whether to allow restricted Port Elizabeth civic leader Mkhusele Jack to address an Idasa national conference in Randburg tomorrow.

A spokesman for the Minister said Vlok had received a request from Idasa to allow Jack to address the two-day meeting.

The conference, Securing the Future, starts today at the Indaba Hotel and Conference Centre at Witkoppen.

Vlok had also received representations from Port Elizabeth Divisional Police Commissioner Brig F J Gilbert who had turned down an initial application by Jack.

Jack, president of the restricted Port Elizabeth Youth Congress, was released from detention and restricted this year.

RIAAN SMIT

Sapa reports Idasa national co-ordinator Wayne Mitchell wrote to Vlok: "It is my belief that, if government believes in negotiations, then surely it will have to identify a power base with whom to negotiate."

Jack's willingness to participate in such initiatives "prove to me that he is far more committed to the process of negotiation than the NP government".

He said there was no logic behind the decision not to allow Jack to speak.

Mitchell added: "I hope the letter served to inform you of the illogical strategy your government has obviously adopted."

Report by Riaan Smit, 11 Diagonal Street, Johannesburg.



REPUBLIC OF SOUTH AFRICA  
REPUBLIEK VAN SUID-AFRIKA

# Government Gazette Staatskoerant

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Vol 290

PRETORIA, 11 AUGUST  
AUGUSTUS 1989

No. 12050

## GOVERNMENT NOTICE

### SOUTH AFRICAN POLICE

No. 1775

11 August 1989

#### ERRATUM

DELIMITATION OF REGIONS AND ABOLITION OF DIVISIONS IN THE SOUTH AFRICAN POLICE

In Government Notice No 1660 dated 27 July 1989, promulgated by *Government Gazette* No 12031, substitute the Magisterial District of "Pilgrim's Rest" for "Sabie" on page 3 under "EASTERN TRANSVAAL REGION"

524-A

## GOEWERMENTSKENNISGEWING

### SUID-AFRIKAANSE POLISIE

No. 1775

11 Augustus 1989

#### ERRATUM

AFBAKENING VAN STREKE EN AFSKAFFING VAN AFDFLINGE IN DIE SUID-AFRIKAANSE POLISIE

In Goewermentskennisgewing No 1660 gedateer 27 Julie 1989, afgekondig by *Staatskoerant* No 12031, vervang die landdrosdistrik "Sabie" op bladsy 5 onder "STREEK OOS-TRANSVAAL" deur "Pielgrimsrus"

12050-1

52



# 'Trojan' trial application judgment

CAPE TOWN — Judgment on the application for the indictment in the "Trojan horse" murder trial to be declared invalid will be handed down in the Cape Supreme Court on Tuesday.

Twelve policemen and a member of the SADF yesterday pleaded not guilty to two counts of murder arising from the deaths in Athlone in 1985 of Shaun Magmoed, 16, and Michael Miranda, 11.

An inquest magistrate last year found the men, most of whom hid in crates in the back of a Sats truck and opened fire on youths allegedly stoning vehicles, were negligent and had caused the boys' deaths.

After the Attorney-General declined to prosecute, the parents brought a private prosecution.

## Indictment

Counsel for the defence brought the application in terms of Section 10(3) of the Criminal Procedures Act.

They argued that the indictment, which named Shaun's father, Martin Magmoed, and Michael's mother, Georgina Williams, as prosecutors in both murder counts, was in conflict with the provisions of Section 10(3). The section reads: "Two or more persons shall not prosecute in the same charge except where two or more persons have been injured by the same offence".

Williams was not entitled to prosecute in the count concerning Shaun's death as she had not suffered injury or prejudice by his death, it was argued. Magmoed was in a similar position, counsel argued. — Sapa.

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Judgment set for Tuesday

# Validity of 'Trojan Horse' trial queried

Own Correspondent

CAPE TOWN — Judgment on the application for the indictment in the "Trojan Horse" murder trial to be declared invalid will be handed down in the Cape Supreme Court on Tuesday.

Twelve policemen and a member of the South African Defence Force on Wednesday pleaded not guilty to two counts of murder arising from the deaths Athlone in 1985 of Shaun Magmoed (16) and Michael Miranda (11).

An inquest magistrate last year found the men, most of whom hid in crates in the back of a South African Transport Services truck and opened fire on youths allegedly stoning vehicles, were negligent and had caused the boys' deaths.

As the Attorney-General declined to prosecute, the parents brought a private prosecution.

Counsel for the defence

brought the application in terms of Section 10(3) of the Criminal Procedures Act.

They claimed the indictment, naming Shaun's father, Mr Martin Magmoed, and Michael's mother, Mrs Georgina Williams, as prosecutors in both murder counts, was in conflict with the provisions of Section 10(3).

The section reads: "Two or more persons shall not prosecute in the same charge except where two or more persons have been injured by the same offence"

Mrs Williams was not entitled to prosecute in the count concerning Shaun's death as she had not suffered injury, or prejudice, by his death while Mr Magmoed was not entitled to prosecute in the count concerning Michael's death, it was argued.

Counsel for the prosecution said if a separation of trial was forced, it would be a waste of time and money as the facts of the cases were the same.

Photographer threatened

Star 11/8/89

# 20 held as police lash Cosatu crowd

By Sue Olswang  
and Anna Louw

Police with sjamboks and batons dispersed a crowd of about 500 outside the Kempton Park Magistrate's Court yesterday

The crowd had gathered for the court appearance of 27 members of the Congress of South African Trade Unions

Cosatu has claimed the charges relate to the singing of "freedom songs" on trains, an accusation denied by the SAP

Just before 9 am hundreds of people fled as police and traffic officers chased them

Most of the 500 did not return to the court buildings, including most of the accused.

Two plainclothes policemen and a police sergeant threatened The Star's photographer, Herbert Mabuza, when he attempted to take photographs of the fleeing crowd and the chaos outside the court buildings

"If you lift that camera once, I will smash it for you," one policeman said

Another policeman later threatened Mabuza when he

tried to take photographs of some of the injured who had returned to establish whether the court case would go ahead

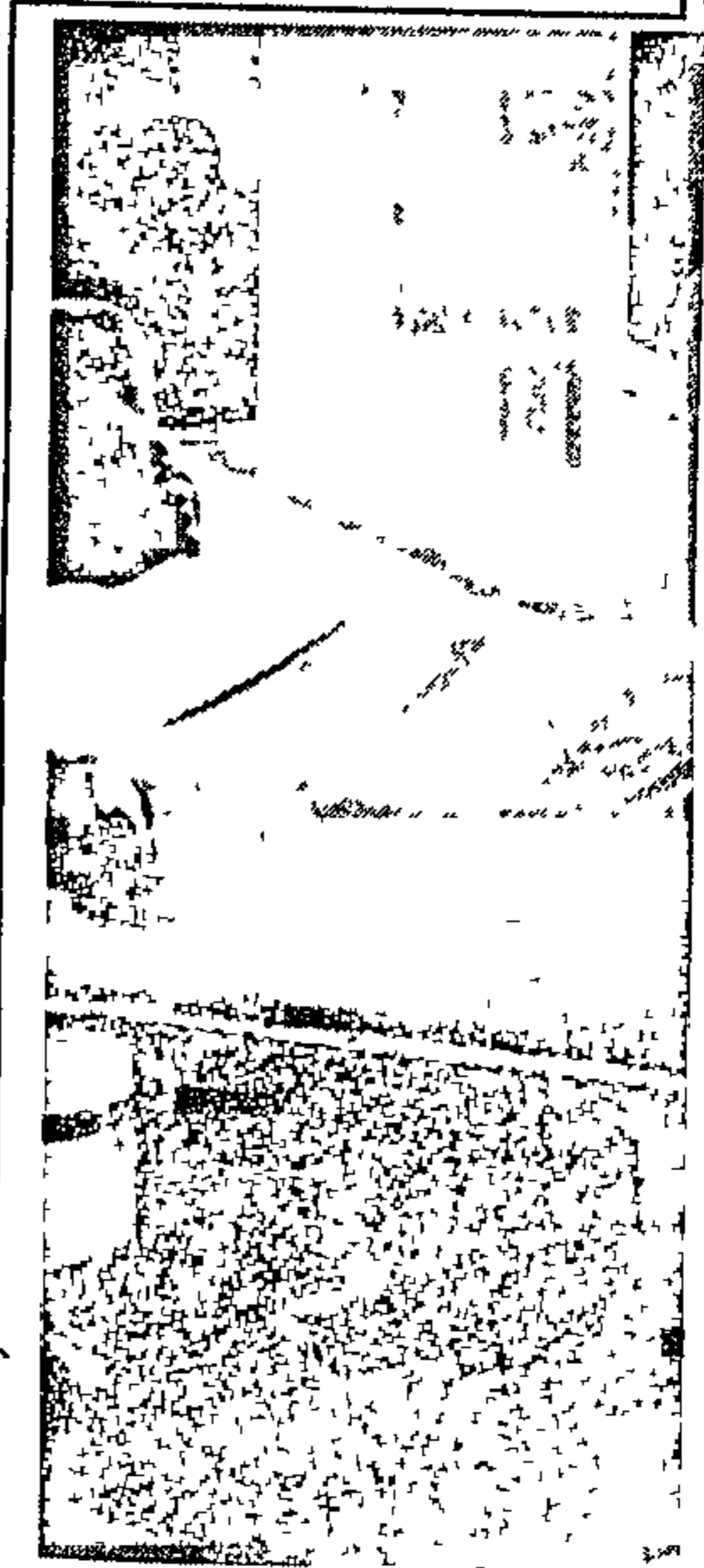
A police liaison officer yesterday said 20 people were arrested when about 300 people arrived simultaneously at the Kempton Park Magistrate's Court to attend the trial of 27 men on charges under the Transport Services Act

He said 300 people arrived at the court at 8 50 am They were asked to disperse and when they did not comply policemen used whips, and arrested 10 people

At 9 30 am about 100 people returned to the court, he said, adding that they were asked to disperse and policemen arrested a further 10 people

Lawyer Mr A Cachalia, who was due to appear for the Cosatu accused, said he had expected the accused would appear in three separate cases Yesterday's case had to be postponed

The accused failed to come forward when the court orderly called out their names three times, and the magistrate, Mr R le Roux, issued warrants for the arrest of the 27



The first patients are admitted to

151 w mail 11-17/8/89

# Ciskei magistrate fired after sentencing police

CISKEI has fired a regional court magistrate, apparently because he convicted four security policemen of assault a week ago

Meshack Zweliyazusa Ngoqo was sacked on Wednesday, with immediate effect, after 14 years in the Justice Department. No reasons were made public.

Ngoqo, who was Ciskei's first regional court magistrate, presided over the recent trial of four police captains charged with assaulting the Elite Unit's Colonel Vuyani Genda.

Genda is currently facing charges of treason, apparently because he leaked the names of Idasa official Eric Mntonga's killers.

The police captains, also all members of the Elite Unit, were convicted of assaulting Genda while he was in detention during investigations into his case.

They were sentenced last week to a year's imprisonment or a R600 fine.

Ngoqo criticised the police force for the way they handled the matter because Genda was not taken to hospital despite a recommendation from the Ciskei district surgeon.

Sources claim that shortly before the end of the captains' trial, both Ngoqo and the prosecutor, J M Khondlo, were summoned to the security police offices in Bisho in connection with the case. Later, Elite Unit head and President Lennox Sebe's son, Major-General Kwane

By LOUISE FLANAGAN and PHILA NGQUMBA, East London

Sebe sat in court to hear the end of the case.

One policeman who gave evidence for the prosecution, a Lieutenant September, has since been detained.

Ciskei Justice Department spokesman Headman Somtunzi would not comment on Ngoqo's dismissal.

"I don't think the government is there to comment on the link-ups (with the assault case)," he said. "I have confirmed that he has been dismissed and that it is an interdepartmental matter."

Ngoqo presided over two other cases which could also have annoyed Ciskei authorities.

Last month he acquitted Linah Runeli and Tembinkosi Kahla, both of Whittlesea, on charges of terrorism, harbouring and possession of arms.

In 1986 he granted President Lennox Sebe's brother Namba R10 000 bail when he was charged with bribery and corruption.

Namba jumped bail and fled to Transkei to join a group of Ciskei dissidents headed by the third brother Charles. This group has continually plagued Ciskei authorities.

Neither Ngoqo nor the police were available for comment. — Elnews, Veritas

## Police salaries: Is it worth the effort?

THANK you very much for your accurate article about police salaries (Weekend Argus, August 5).

I am a constable with six years' service. My salary is R13 425 a year. I have a housing subsidy, which also pushes up my tax to R269 per month as opposed to a person not making use of the subsidy who pays about R100 less than me. My take home salary is about R670 per month. Deduct essential costs like a telephone, rates, water and electricity which amounts to about R120 per month and this leaves me with about R550 a month.

I know I do not have to own a home, but to rent a flat is going to cost me more or less the same and not everyone wants to live in single quarters until they get married. After six years on the force my salary does not differ much from some of the young guys just signing on. My annual increment is R36 a month x 12 = R432 pa. After tax and pension deductions I clear about R10 of the R36. If I pay about R800 for my promotion exams to sergeant and pass, my salary goes up to the equivalent of the R432 pa. Is it worth the effort? There is no incentive to study.

People with the same years of service in the Prison Service and SADF are all earning about R16 077 per annum which equals a rough increase of R212,66 per month, minus of course the compulsory deductions. I really want to be a policeman and not a warden or a soldier. Job satisfaction, unfortunately, does not put food on the table.

I work shifts. I have one weekend in seven off. As you can gather it does not do wonders for my social life. I do not get an allowance for shifts. Most other institutions pay their people an inconvenience allowance for working shifts. My shifts cover weekends, public holidays and night duty. You can never make any plans for your one weekend in seven off, because you might end up working special duties i.e. roadblocks, cleanups, rugby or cricket at Newlands. These are done for no extra pay or the same amount of time off.

Because I'm single I spend a lot of time on riot duty and border duty to make ends meet. These duties are also expected from married people and vary anywhere from two to four months away from home, at least once every 18 months.

I'm not knocking the reaction units or other units but if you look at the past two years, you would be surprised at how many policemen have been killed in the line of duty. We are the first people at 99 percent of all crime scenes. When you are a detective tracing suspects you expect trouble at a certain time and place when going to a suspect's house. When you attend a routine disturbance of the peace call, you don't expect to get shot at.

I know joining the police is voluntary. It's an essential service for society as a whole. Somebody has to do it. Why are we the most important government service, but also the most neglected? You pay for quality. If we earned better salaries a better type of person would join the police and more important, would stay after completing their four years' compulsory service.

Can't something be done?

ANON  
Cape Town

W/E ARGUS  
12/8/89  
ZSI

**Dear Sir**



when the deposit on the courses costs half of one month's salary?

In the meantime I have to approach my private sector employers from time to time to push for an increase so that we can maintain a reasonable standard of living. The result is that I now bring home twice my husband's salary, and although he doesn't say it, I know that no man will be happy about that for long.

As a result the onus rests on me to take on all the financial responsibilities of the household, while his salary just covers the house, the car and the insurance.

This means that my dreams of getting a half-day job so I can devote more time to my small children become more and more remote. And also to be in a position to occasionally have a meal out or afford something pretty for the garden. I do direct selling in my spare time.

I've now given up hope that anyone will ever hear our pleas and that the police, who are among the best-paid officials in other countries, will receive recognition for their work, sacrifice and dangerous working conditions.

I hope I will be forgiven, but I am now trying to brainwash my husband to consider some of the jobs he has been offered outside the police, and to persuade him that job satisfaction is not everything. What's the point of having stimulation at work while home circumstances get worse because there isn't time for each other anymore — when he works extra long hours chasing criminals and gets no recognition for it, and I have to work extra hours to supplement his salary?

Have you heard complaints about the sorry state of our police force? Maybe the adage says it best. You only get what you pay for.

On behalf of my family and the whole of the police force, I would appreciate it if you would not leave it at that, but would continue the good work. I cannot push my luck too far, for fear of endangering my husband's position or promotion chances.

OVER AND OUT  
Windsor Estate

## Police deserve better

MAY I commend the comprehensive report by Vivien Horler (Weekend Argus, August 5) on the circumstances pertaining to the poor salaries and unpaid overtime to which the members of our police force are subjected. It is about time the cudgels were taken up on their behalf.

I have a son who is a constable in the force and can fully substantiate the facts recorded. My son married recently and has been able to buy a small home thanks to support from his parents and the availability of the relative subsidy. Nevertheless the repayments are high and require that his wife continues to work. Much as they would like to have a child it is simply not on!

My son loves his job and is a good policeman with over five years' service and a commendable record, but cannot advance because...

...this means writing

for shifts. Most other institutions pay their people an inconvenience allowance for working shifts. My shifts cover weekends, public holidays and night duty. You can never make any plans for your one weekend in seven off, because you might end up working special duties i.e. roadblocks, cleanups, rugby or cricket at Newlands. These are done for no extra pay or the same amount of time off.

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I know joining the police is voluntary. It's an essential service for society as a whole. Somebody has to do it. Why are we the most important government service, but also the most neglected? You pay for quality. If we earned better salaries a better type of person would join the police and more important, would stay after completing their four years' compulsory service.

Can't something be done?

ANON  
Cape Town

## SA POLICE FORCE: UNDERPAID AND UNDERSTAFFED? The startling facts



### I've given up hope

I WOULD like to show my appreciation for your article on our police force in the Weekend Argus of August 5. I am the wife of a detective (now being transferred to the Murder and Robbery Squad), and have been fighting for better salaries over the past few years.

I have written letters to newspapers and also once directly to the Minister of Law and Order. Although my letters have been published, there was never any reaction. I received an answer from Mr Vlok, but a very depressing one.

Policemen are supposed to improve their positions by studying, but how is that possible

in a long hours chasing criminals and gets no recognition for it, and I have to work extra hours to supplement his salary?

Have you heard complaints about the sorry state of our police force? Maybe the adage says it best. You only get what you pay for.

On behalf of my family and the whole of the police force, I would appreciate it if you would not leave it at that, but would continue the good work. I cannot push my luck too far, for fear of endangering my husband's position or promotion chances.

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My son loves his job and is a good policeman with over five years' service and a commendable record, but cannot advance because, as your report points out, this means writing examinations for which there is little or no time for study.

Having brought this matter to the attention of the public, it should not be allowed to rest here. We owe it to these people who dedicate themselves to guarding our homes and preserving our safety often at great danger to themselves and certainly considerable self-sacrifice!

PRO BONO PUBLICO  
Plumstead

## Police report amazes

WITH reference to the article *Too much for too little* (Weekend Argus, August 5), I was a policewoman in Britain from 1944 to 1946 and I am amazed to read that policewomen in this country are expected to mix with the "manne" after hours and also to drink with them.

Surely they can be assessed during their working hours on how they perform their duties and as to their suitability for the job?

We are all aware of the frailties of human nature and the dangers of socialising after working hours and especially with married men.

Oh yes, it happened in my day too. One of my seniors was responsible for a serious rift in one marriage.

If it is necessary for an officer to discuss a case with a policewoman let it be done during working hours in the official building.

In my day, our work consisted mainly in dealing with children, juvenile delinquents, prostitutes, abortionists, and indecent acts against children, and exposures.

We certainly had the same powers as the men, but we were not expected to carry guns and do the fast shooting that ones sees on TV. Neither were the men expected to do so.

Times have certainly changed. There is not the same sanctity of marriage.

(Miss) BEATRICE MAZEY  
Sea Point

# TANTIA PLACE

# 'Police generals are laughing.'

W/L-AR645  
12/18/89

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By VIVIEN HORLER  
Weekend Argus Reporter

**YOU get what you pay for**

This is the message from an angry detective's wife to the top brass of the police

The woman, who asked that her name be withheld for fear of damaging her husband's career, was reacting to an article in Weekend Argus detailing the low salaries, long hours and tough working conditions faced by the police

A policeman who phoned Weekend Argus anonymously said "I've worked for the SAP

for seven years and I've never seen the guys this negative before

"People aren't doing their job properly because they don't care. And they don't care because Vlok (Minister of Law and Order Mr Adriaan Vlok) doesn't care

### "Skeleton staff"

"The paper said 30 to 40 policemen were leaving the force a month. Well, the generals are laughing at you — it's more like 30 to 40 a day. Some stations are working on a skeleton staff and they're sending youngsters straight out of college on to the roads — youngsters with all the theory but no

experience at all

Weekend Argus has been inundated with letters and calls in response to the article. However, senior members of the police had little to say

"We are aware of the sacrifices made by members of the force. Factors such as service conditions etc, are continually reassessed," said a spokesman in Pretoria

Here is a point made in letters from members of the police and their families

● "I am a constable with six years' service. My salary is R13 425 a year. I have a housing subsidy, which also pushes up my tax to R269 per month

as opposed to a person not making use of the subsidy who pays about R100 less than me

### Deductions

"My take-home salary is about R670 a month. Deduct essential costs like a telephone, rates, water and electricity which amounts to about R120 a month and this leaves me with about R550 a month. After six years on the force my salary does not differ much from some of the young guys just signing on

"My annual increment is R36 a month, of which I clear about R10. I work shifts. I have one weekend in seven off"

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# HELDERBERG

**T**HE battle for Helderberg is more subdued than in 1987, but shows signs of becoming another neck-and-neck election struggle

Throughout the constituency there is an air of expectancy as people recall the spectacular 1987 battle when Dr Denis Worrall came within 39 votes of toppling the then Minister of Constitutional Development and Planning, Mr Chris Heunis, in his stronghold

The outcome of that fight was the first of a series of political setbacks for Mr Heunis, who quit politics on the eve of the present election campaign

Now Helderberg is the scene of a straight fight between two lower-profile though strong candidates — Mr David Gant of the Democratic Party and Dr Francois Jacobsz of the National Party

The big question being asked in the constituency is Will Helderberg be captured from the NP this time?

brochures and other material

Key officials — all of whom were also involved in Dr Worrall's 1987 campaign — include Mr Koos Myburgh, campaign manager, Mrs Zelma Rehef (election agent), Mrs Shielagh Harvey and Mrs Petite Thomas, campaign secretaries, Mrs Jeannie Newton-King (voters' cards), Mrs Gloria Woodland (cavassing), and Mrs Gillian Gant, wife of the DP candidate

Both the Mr Gant and Dr Jacobsz say it is a different kind of campaign this time around, though probably no less intense and hard-fought

An important difference is that the CP is out of the race, leaving a straight fight between the DP and the NP. However, the potential role of CP voters in swinging the result one way or the other remains an unknown factor

**A**LSO, this time there is none of the feverish excitement generated by two exceptionally high-profile candidates in 1987, and of a key Cabinet Minister being challenged in his seat by a former top Nationalist colleague and diplomat

"Last time people were much motivated by the two rival personalities and, on the opposition side, by Dr Worrall's courage and the mood change which he r...

# THE BOLT AND BATTLE

## Weekend FOCUS 3

# STELLENBOSCH

**T**HE election fight in Stellenbosch, which adjoins the hotly-contested Helderberg constituency, is more than ever a struggle for the heart and mind of Afrikanerdom.

All indications are that the focus this time is on the students, who comprise about half of Stellenbosch's white electorate. Most observers agree that the student vote, together with that of the influential academic community, is the most powerful factor

The outcome of the election will show to what extent the revolt of Afrikaner academics against the Nationalist establishment has made an impact since its dramatic appearance in 1987 when prominent academics publicly broke with the National Party and supported independent candidates

In the 1987 corner, Dr Esther La-

bosch He has found an enthusiastic response from voters, especially on the university campus where the DP is very active

**I**N an interview this week, M Henne Bester said that although the emphasis in the election campaign in the rest of the country was largely on economic issues, this was not the main issue in Stellenbosch. Students were more concerned with morality, justice and the effects of racism

"I think the time has come, particularly for the Afrikaner, to regain the moral high ground with our own political processes," M Bester said

"I find people responsive to the idea that there cannot be peace without justice. We won't have security until people in the country are treated equally"

There was a strong feeling among young people that while the government claimed apartheid was dead, no alternative had been offered



Some observers say it could happen. They claim that support for the Democratic Party is even stronger now than the support Dr Worrall had last time. Others, however, say the support for Dr Worrall may have been a temporary phenomenon which arose from his dramatic appearance on the 1987 election scene after quitting his ambassador's post in London.

**WHATSOEVER** the outcome, the Helderberg battle looks set to be tense and exciting, although probably more businesslike. Mr Helderberg is a top businessman whose family have lived in the Helderberg area for generations. Dr Jacobsz, also a prominent businessman and director of companies, has been chairman of the President's Council's economic affairs committee since 1984.

The nerve-centre of the Democratic Party's campaign is a double-storey building in Somerset West's Main Street, not far from the NP's campaign offices.

As one enters the DP complex one can sense the electric atmosphere of a high-powered campaign. The offices teem with voluntary workers, men and women, most of whom were also actively involved in the 1987 campaign of Dr Worrall, which brought him, as an independent candidate, within 39 votes of opposing Mr Heunis.

This time the NP's challenger has a campaign headquarters which is nearly larger and far more sophisticated than Dr Worrall's hurriedly-organised set-up.

There are many separate rooms and offices — each a hive of activity with telephones buzzing — to deal with every aspect of the campaign, from missing voters to planning of election meetings.

In spite of the pressure of work, the atmosphere is relaxed and people find time for chatting and looking about the election. A notice in a door leading to a large office towards the back of the building reads "Slave quarters — department of dedicated drones".

A campaign official explains that it is really the "engine room" from which the party sends out its message to voters in the form of mailed

letters. The people are motivated by the fact that the DP represents a really relevant opposition party," Mr Gant said this week.

"People can sense that nationally and locally, in Helderberg, there is a potential for breaking the political logjam."

Mr Gant says he personally welcomes the fact that the CP is not in the contest. This, he says, destroys the myth that the DP has entered into some kind of agreement with the CP, and deprives the NP of an opportunity for using the CP as a red herring to divert voters' attention from the real election issues.

As in most other constituencies, economic issues are in the forefront of the battle for Helderberg. The focus has shifted from that of 1987 when the challenge to Mr Heunis, then the government's constitutional "guru", made constitutional issues crucial.

The constituency has many senior citizens whose only income — their pension — has been eroded by inflation and rising prices. They feel the pinch and recognise the need for drastic change to get the country's economy out of the woods.

In the Brackenfell area of the constituency are many young couples who are struggling to make ends meet, and in Helderberg's agricultural region, farmers feel the effects of high interest rates and rising costs.

In Somerset West, the main town in the constituency, the only outward sign that the election campaign is hotting up is the prevalence of street posters.

A typical DP poster says "David Gant from and for Helderberg", while an NP poster calls for votes "for a great and just South Africa".

Dr Jacobsz's campaign is being run from two busy offices, within walking distance of each other, also in Somerset West's Main Street. One of these was Mr Heunis's campaign headquarters in the last election, but this time there is a noticeable change in the NP's campaign management.

The style is somewhat more formal than it was then, possibly due to a new management profile in place of the seasoned party pro-

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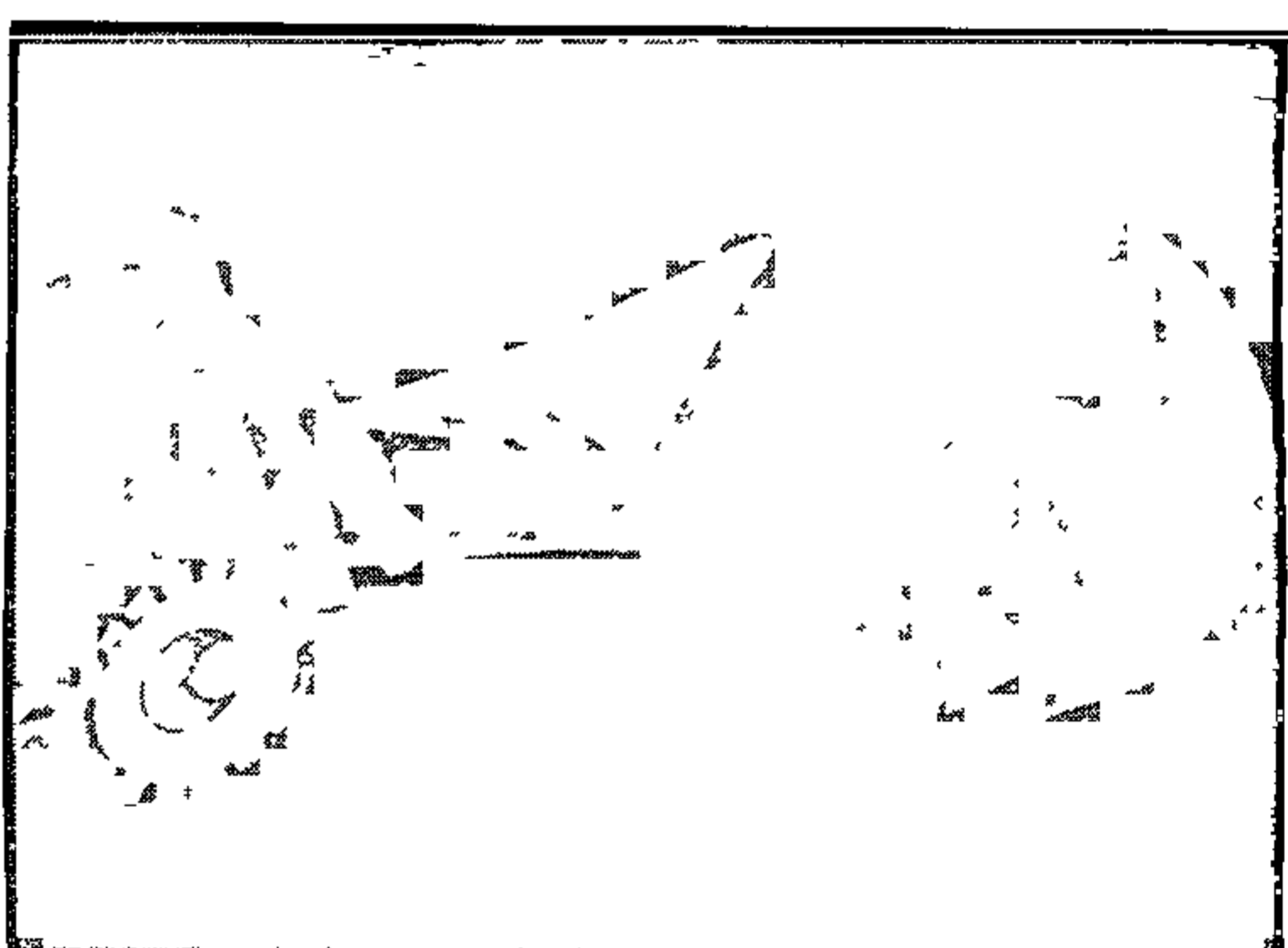
Other key people in the NP's office include Mr Chris Kotze, a retired industrialist, who is in charge of campaign finance, Mr Joe Burrows, in charge of tracing voters, Mr Andries Gouws (special and postal votes) and Professor Alton Hulme (postal votes at old-age homes and blocks of flats).

Dr Jacobsz said the present Helderberg campaign was more characteristic of the overall campaign in the country, with emphasis on contesting parties rather than on personalities.

He claims many voters who supported Dr Worrall in the last election are now returning to the NP, but is cautious about making any predictions.

He does, however, expect the NP to win with a larger majority — possibly a "comfortable majority".

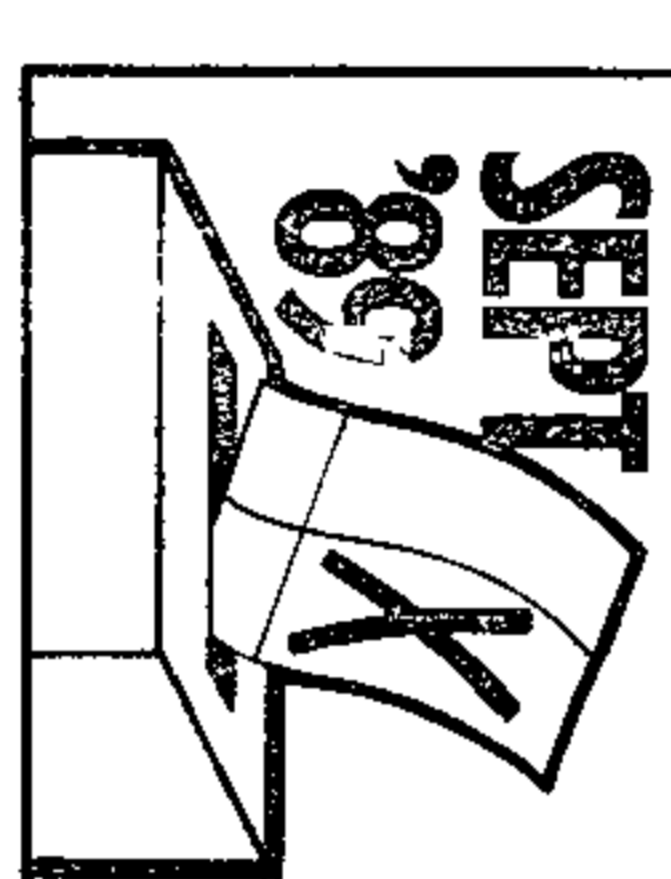
(Report by F S Esterhuysen, 122 St George's Street, Cape Town)



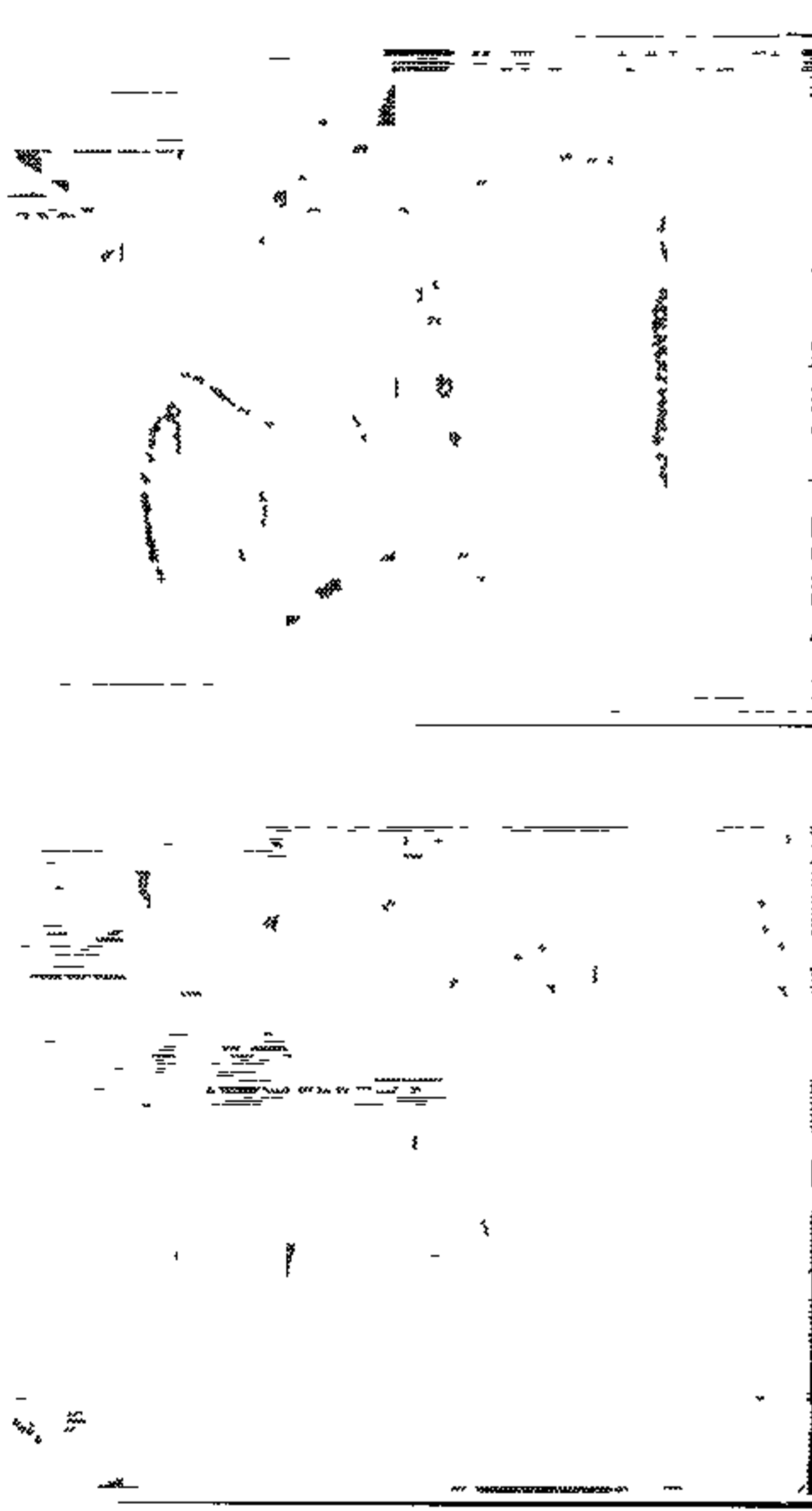
**Mr David Gant, left, top businessman who is standing for the Democratic Party in the Helderberg constituency.**

**Democratic Party candidate for Stellenbosch, Mr Hennie Bester, below left, a 26-year-old national serviceman with an impressive academic and political record.**

**Sitting Nationalist MP for Stellenbosch, Mr Piet Marais, below right.**



**FRANS ESTERHUYSE**  
Weekend Argus  
Political Correspondent



ten an independent candidate, slashed the majority of the sitting Nationalist MP, Mr Piet Marais, from 5 622 (in 1982) to 1 781 votes in a three-way contest.

This time Mr Marais is being challenged by Democratic Party candidate, Mr Hennie Bester, a 26-year-old national serviceman with an impressive academic and political record.

Mr Bester's claim — disputed by Mr Marais and his party officials — is that for the first time students are defecting in large numbers from the NP and its establishment.

DP campaign workers say their canvass figures as well as the mood at election meetings show there is a strong swing towards the DP.

This trend, they say, is exemplified by Stellenbosch Students' Representative Council president, Mr Pierre van der Spuy, a former NP supporter, who recently joined the DP.

If there is a substantial swing, and if it is sustained between now and election day, September 6, Mr Marais could be in trouble.

Whatever happens, the signs are that the Stellenbosch fight is going to be a tough one leading to a close finish.

In the frontline of Mr Hennie Bester's battle is his namesake, Mr Jan Bester (not immediately related), a former chairman of the NP's student branch at the University of Stellenbosch who subsequently worked full-time for the NP before he decided to defect for political reasons.

Mr Jan Bester says the 1987 confrontation of *verligte* academics with the NP establishment showed that a majority of academics could be mobilised. A deep rift developed between the NP establishment and counter-establishment politics in Stellenbosch.

Major shifts along these lines, he says, are at present unlikely among the resident population of the town. But the focus this time is much more on students.

DP candidate Mr Hennie Bester is optimistic about his election prospects. He says he has the best election machine ever available to an opposition politician in Stellen-

bosch, which can be regarded as the academic and religious conscience of South Africa.

Mr Bester, who was actively involved in Dr Esther Lategan's Stellenbosch campaign in 1987, said he was now finding much more interest among students than in the campaign. The students seemed to be more politicised and many were asking analytical questions.

"I am able to speak to them as a member of our young generation can speak on their behalf, and that has an impact."

Mr Bester said his informant was that about 70 percent of the student population now supported the DP and its principles. Many of the students had been influenced by the academic revolt of 1987.

Much of Mr Bester's campaigning is done at house meetings, private homes and in university residences.

On some evenings he has spoken at up to three house meetings. He says he has also found a favourable response among residents of the town. According to some estimates about 60 percent of the permanent population supported Lategan in the last election and were likely to vote for the DP this time.

NP candidate Mr Piet Marais is equally optimistic about his own chances of winning. He says the NP's canvassing showed that it will do better than in 1987.

Election issues on which attention is focused are mainly in the constitutional field. "People want to know what the country will look like in the future," Mr Marais says. "Economic issues are also important here, but less so."

**ACCORDING** to observers, Stellenbosch the rightwing element is also an unknown factor in Stellenbosch. While there is a rightwing candidate this time, growing rightwing element is said to exist, especially among students.

Many of them are expected to abstain from voting, but others may vote for either the NP or the DP.

In the 1987 election the HNP candidate polled only 494 votes.

(Report by F S Esterhuysen, 122 St George's Street, Cape Town)

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12/8/81 251

## 7 more Reef cops held on theft charges

PRETORIA. — A further seven policemen have been arrested in Johannesburg on robbery charges, a police spokesman said yesterday.

This brings the number of policemen arrested in connection with robbery charges on the Reef to 11.

Five of the seven are stationed at the Yeoville police station, one at Linden and one at Jan Smuts Airport, police said

This means that of the total, eight policemen are from Yeoville, one is from Linden, one is from Jan Smuts and one is from Tembisa

The seven are expected to appear in the Kempton Park Magistrate's Court on Monday

— Sapa

12/18/09 251

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PRETORIA — A further seven policemen have been arrested in Johannesburg on robbery charges, a police spokesman said yesterday

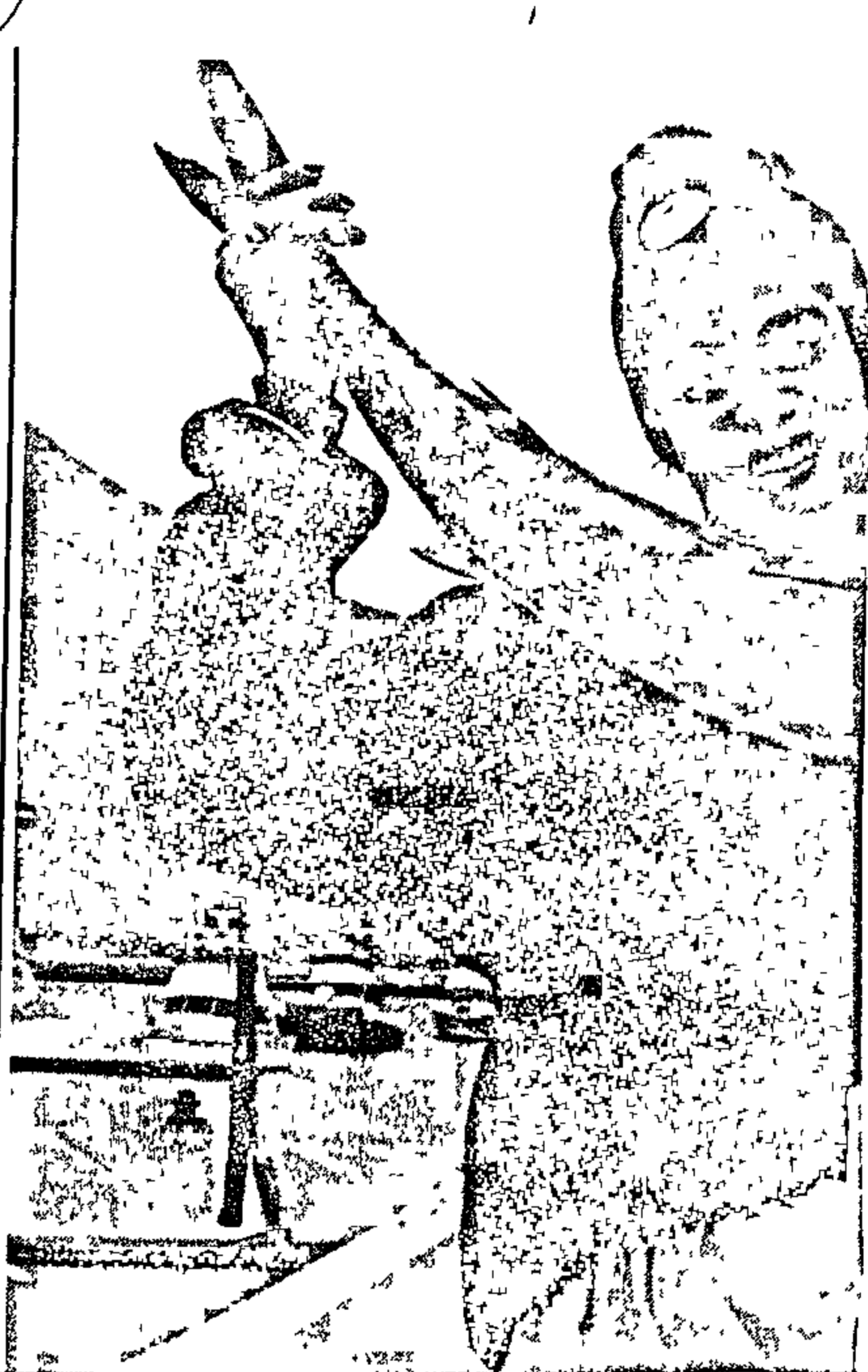
This brings the number of policemen arrested in connection with robbery charges on the Reef to 11.

Five of the seven are stationed at the Yeoville police station, one at Linden and one at Jan Smuts Airport, police said

This means that of the total, eight policemen are from Yeoville, one is from Linden, one is from Jan Smuts and one is from Tembisa

The seven are expected to appear in the Kempton Park Magistrate's Court on Monday. — Sapa

### Jailed man not able to appear



action for the first time since... in two... 286

CM. Tink 16/8/89

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(Handwritten initials)

Supreme Court Reporter

A JUDGE-ruled yesterday that the "Trojan Horse" trial should go ahead, dismissing an application by the accused — 12 policemen and an SADF member — that the case against them be dismissed because the indictment was nul and void

The accused are charged with murder following the deaths of Shaun Magmoed, 16, Michael Miranda, 11, and Mr Jonathan Claasens, 21, in Thornton Road, Athlone, in 1985

The three died when security forces opened fire on a crowd after emerging from crates on top of a SATS truck.

Counsel for the accused had said the indictment was in conflict with the mandatory provisions of Section 10 (3) of the Criminal Procedure Act which reads "Two or more persons shall not prosecute in the same charge except where two or more persons have been injured by the same offence"

Passing judgment, Mr Justice DM Williamson said it was clear the two prosecutors had joined together in pressing one and the same murder charge in which there were two deceased

A notice on August 1 announced the prosecutors' intention to amend the indictment to split the one murder charge involving two deaths into two counts of murder, thereby bringing about separate counts in respect of each deceased

The charges were then put to the accused who all pleaded not guilty to the two counts of murder

The defence then applied for the dismissal of the case on the ground that the indictment was a nullity because it was in breach of the mandatory provisions of the Criminal Procedure Act

Mr Justice Williamson said that at best there had been a misjoinder in that an extra prosecutor, who has no title to prosecute in respect of a particular count, had been joined as prosecutor in that count

He said that in his opinion misjoinder did not necessarily have the effect of rendering invalid all that had been done

# Judge rules the 'Trojan Horse' trial must go on

There was a valid and lawful prosecutor in respect of each count

The judge said he failed to see how it could be said with good sense that all the actions of the lawful prosecutor were rendered null and void merely because an extra prosecutor with no title to prosecute had joined in that particular count.

"To hold otherwise would set too high a premium on technicality I fail to see why the prosecutor who has so wrongly and in breach of Section 10 (3) joined in prosecuting with a valid prosecutor cannot merely be removed from the proceedings."

If that happened, the facts of the case changed in no way because the indictment remained exactly the same in substance. There was not the slightest prejudice to the accused.

## 'Right'

Mr Justice Williamson said he found it difficult to believe that, in a situation such as the present one, the legislature intended to visit non-compliance with the Section 10 (3) with the sanction of absolute invalidity, without there being any possibility of rectification of the position, even where that could be done with no prejudice to the accused.

It was a case of a misjoinder which the prosecutors were entitled to rectify by an appropriate amendment, and he considered it right to give the prosecutors the opportunity to amend the indictment. Accordingly the application was refused, Mr Justice Williamson said.

AN EMPLOYEE at Krugersdorp railway station was last week picked up by South African Police and handed over to Bophuthatswana police who interrogated and assaulted him in an emergency camp in Leeuwfontein

Joseph Matihole, 49 lives in Borakallong, a few kilometres from the twin villages of Braklaagte and Leeuwfontein whose residents are resisting incorporation into Bophuthatswana

He told the *Weekly Mail* that during the weekend of violence last month in the two villages — in which nine policemen and two residents were killed — Matihole was receiving his first Holy Communion at the Lutheran Church in Borakallong. He only came to know about the bloody event after the church service.

But on Monday last week, three white South African policemen from Krugersdorp and two black policemen — allegedly from the "homeland" — came to his workplace at the Krugersdorp railway station

## 'Bop police tortured me' in Leeuwfontein's fenced camp — claim

**'When the first victim came out of the tent he could not walk or speak. Then it was my turn'**  
Joseph Matihole recounts his ordeal  
By VUSI GUNENE

"I was not feeling well that morning so I went to see our doctor at the company and I was due to be at work at 1:30pm. When I came from the doctor, some of my colleagues informed me that a colleague, Michael Modise, had been taken away by three white policemen and two black policemen.

"About 1:45pm, two white policemen came to ask for me. I was called into the manager's office and the men asked me if I lived in Leeuwfontein or Braklaagte, to which I replied no.

"I was then taken to the pick-up van and eventually to the Krugersdorp police station by the SAP — where I found two other colleagues.

"We were then driven to Garankuwa police station (in the 'homeland') where we spent two nights. There we found four other people allegedly arrested for the murder of the nine policemen. On the third day we were

driven to the Motswedi police station.

"We arrived there later that night and were driven to a fenced army and police camp at Leeuwfontein the following morning.

"There we were shown photographs of people they are allegedly looking for and a list of suspects was read to us. We were asked if we knew any of the people in the photographs or those mentioned on the list. None of us knew anything and we were taken to a stationary combi.

"We were then called one after the other to one of the erected tents. We could not see what was happening inside by we could hear screams of a person in pain.

"The first session of the interrogation took about two hours and when the first victim came out of the tent, he could not walk or speak. His whole body was covered with blood and he was led away from us. We were not allowed to speak to each other. I was the last to be called in.

"I was made to undress completely and handcuffed to the pole and made to sit down on the ground.

"A wet cloth was forced into my mouth and it also covered my nose so that I had difficulty breathing. A wet canvas bag was put on my face so that I could not see what my interrogators were doing.

"Two electric shocks were put on my private parts, at the back next to the kidneys and later on my thighs.

"At some stage I fainted and lost consciousness and the canvas bag was removed and the questions were repeated. I pleaded with them and even told them that I had proof that when the violence broke in Leeuwfontein I was not there.

"However they would not listen and realising that I was helpless I told them to kill me. Somehow I think they were convinced that I was not a resident of the two villages and they decided to take us back to the police station.

"We were released in that state of pain and when we went to a local clinic we were told that drugs were not available. At that stage I was still urinating blood."

When the *Weekly Mail* interviewed Matihole this week, he was still in pain and his lawyers were trying to get a private doctor for him.

Matihole was having difficulty walking and was still urinating blood. There were bruises around his waist and his shoulders were swollen from being kicked.

At the time of going to press the Bophuthatswana police had not responded to telexes and telephone calls asking for comment.

Last week the South African Police confirmed that they had assisted the Bophuthatswana police in investigations into the murders of nine homeland policemen killed during the outbreak of violence last month.

"The SAP confirm that they are assisted the Bophuthatswana police investigations into the gruesome murders of policemen in Bophuthatswana recently. Although we would not describe our co-operation with neighbouring states as colluding we admit that we closely co-operate with them," the statement read.

## Police promise not to assault villagers

IN an unprecedented move this week, the Bophuthatswana and South African police made undertakings not to extradite or assault villagers of the twin villages of Braklaagte and Leeuwfontein.

For the past three weeks, both the SAP and the "homeland's" police have allegedly been arresting people suspected of having been involved in the deaths of nine policemen in Leeuwfontein last month. The violence was related to the two communities' resistance to incorporation into Bophuthatswana.

It is alleged that the SAP and the "homeland" police have been taking people from their work places — particularly at railway stations on the Reef.

In papers, residents of the twin villages claimed that the South African and "homeland" governments had violated the extradition agreement which regulates the transfer of suspects from one area to another.

Lawyers acting for the Leeuwfontein villagers were to bring an urgent application restraining the police from assaulting the villagers, when a delegation of five senior "homeland" police, including Bophuthatswana's commissioner of police, arrived and agreed that:

• Members of the "homeland" police will not to assault people in custody or those who may still be arrested in relation to the nine murders.

• They will try to ensure that those in custody will be held in Rooigrond Prison (and not at Motswedi police station where allegations of torture and had been reported).

• People arrested in connection with the murders will in future be granted immediate access to their legal representatives.

• The accused who have not yet seen a lawyer will be advised that they have the right to remain silent, that they are under no obligation to make a statement, that they are under no obligation to answer any incriminating questions and that they would be entitled to see a legal representative of their choice.

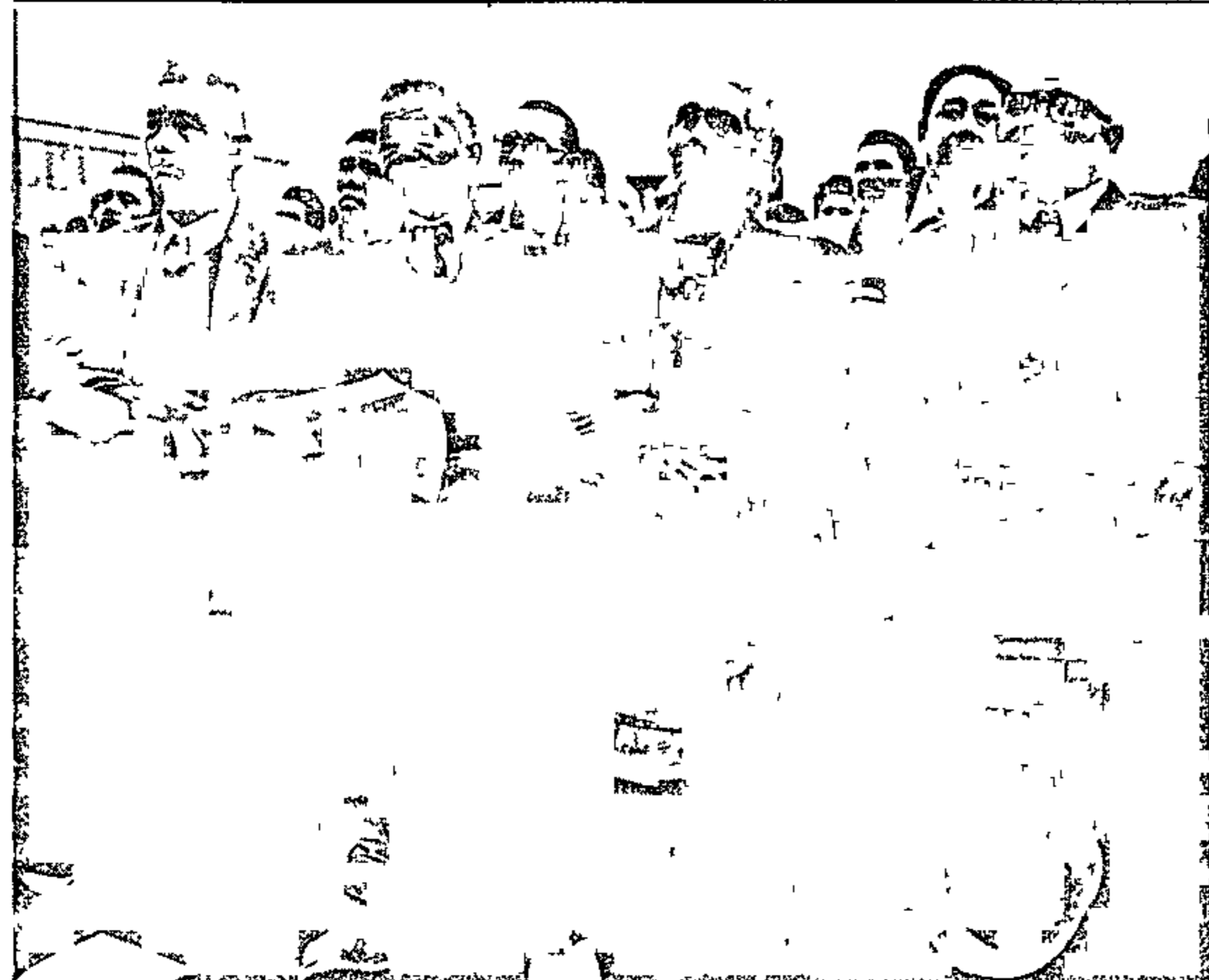
• The "homeland's" police will furnish the lawyers acting for the villages with names of suspects or of those the police want to charge.

They also undertook to either charge such people within 48 hours of their arrest or release them.

The SAP initially refuted allegations of assault and illegal arrest contained in the affidavits. However, this week they gave an interim undertaking to refrain from illegally arresting or assaulting the villagers employed on the Reef.

The commissioner of police also undertook to instruct police working in the West Rand, Western Transvaal, Witwatersrand and Soweto not to hand over people to the "homeland's" police.

The case against the SAP has since been postponed.



Looking forward to a political spring After waging bitter land struggles in the isolated region members of the six 'coloured rural areas' recently formed the Namaqualand Resident's Association, the first democratic civic structure in the remote region. The idea of a regional structure was first mooted after the people of Lellefontein won a court battle in which their land was restored to them.

Picture: PAUL GRENDON, Afrapix

## Murder charge 'defuses political trial'

By PHIL MOLEFE

TREASON charges have been dropped against 12 "Delmas Three" trialists but this could be intended to have the effect of depoliticising the trial, legal experts say.

"The state may have decided to frame the charges in a less political form because of the attention political trials attract," said one expert.

A main charge of murder, he said, would make the case appear to be an ordinary criminal one.

"This is in line with the argument often advanced by government spokesmen that they are concerned with ordinary criminals and not political offenders."

The 12 are appearing before Mr Justice WJ van der Walt on charges of murder, attempted murder, terrorism, participating in the activities of the African National Congress and alternative charges under the Arms and Ammunition Act.

Lawyers believe the state may also have considered treason an unnecessary burden in view of the fact that the accused face 49 alternative charges.

Experts say judgement given in the Mayekiso treason trial could have been another factor. In his judgement, Van der Walt sounded a very strong warning about the indiscriminate use of treason charges.

"A case of treason should be carefully considered before it is brought to court," he said.

Legally speaking, there are no significant implications since both trea-

son and murder carry a death sentence, said a representative for the Centre for Applied Legal Studies.

"It is legally significant in one respect only, namely, that the death penalty for treason is discretionary whereas in the case of murder without extenuating circumstances it is mandatory," he added.

Charges relate to a series of hand grenade attacks, shootings and explosions in Mamelodi and Pretoria in early 1988.

The state alleges that during a period unknown to the state the 12 were members or active supporters of the ANC. According to the charge sheet, accused one and two received military training in Angola and Cuba and the rest were trained inside the country.

It is alleged that the 12, or some of them, were involved in a shoot-out with police in Mamelodi in which three policemen were killed. Two civilians were seriously injured in the action.

In April 1988 an SPM Impet mine, of Russian origin, exploded at the municipal offices in Atteridgeville.

Other explosions occurred at Sterland, a cinema complex, and near Juicy Lucy in Pretoria.

The state alleges that the 12 — Moeketsi Rodney Toka, 25, Godfrey Velaphi Mokube, 41, Francis Pitse, 24, Ernest Thoboki Ramadite, 24, George Mathe, 21, Johannes Maleka,

25, Peter Holmes Maluleka, 34, Phuti Bernard Mokonyana, 26, Joseph Nkosi, 39, Thapelo Reuben Khotsa, 23, Reginald Noah Legodi, 22, and Alfred James Kgasi, 25 — were trained in the use of fire arms and explosives and engaging in warfare. It is further alleged that they were trained in mobilising and politicising the masses.

Among the 12 are members of the Mamelodi Civic Association, Mamelodi Youth Congress, Saulsville/Atteridgeville Youth Organisation and Ga-Rankuwa Youth Organisation.

Relatives and friends, who have to travel from far-away Pretoria townships, have complained about the trial being taken to Delmas.

Over the years, political trials of this nature have been taken to distant places like Delmas, Mesina and Bethal.

Very often this resulted in great inconvenience to the lawyers and more importantly to the family and friends of those on trial.

In all these cases the usual reason given is it is for security purposes.

A lot of consideration is given before the judge president can decide where a trial can be heard," said DB Brunette, the attorney-general of the Transvaal.

The Strydom trial is a sharp contrast to the considerations the state gives before deciding on the venue of the trial. Barend Strydom, the mass murderer, lived in Pretoria at the time of the shooting and the trial was taken to the Pretoria Supreme Court.

## The launch of the Campaign



### Public Meeting

Speakers: Save our Schools representative (campaigning to keep Johannesburg Girls High School open)

Brother Neil McGurk (Headmaster of Sacred Heart College)

MDM educational representative (Explaining the broad crisis in education)

Parent/Johannesburg resident (Describing the plight of children who live in Johannesburg, but can't attend school there)

Date: 17 August 1989 Time: 7:30 pm

Venue: Central Methodist Church (cnr Smal & Pritchard Sts JHB)

WMAIL

11-17/8/89

# Trojan Horse: Accused object to amendment

CHE (Trojan) 17/1/89 (251)

## Supreme Court Reporter

IN a new development in the Trojan Horse trial yesterday, the defence counsel for 13 policeman and an SADF member on trial for murder objected to the amended indictment

This followed the dismissal by Mr Justice D M Williamson of an application that the proceedings be nullified because of non-compliance with Section 10 (3) of the Criminal Procedures Act

Section 10 (3) reads "Two or more persons shall not prosecute in the same charge except where two or more persons have been injured by the same offence"

In his judgment, the judge found that at best there had been a misjoinder in that an extra prosecutor, who had no title to prosecute in respect of a particular count, had been joined as prosecutor in that count

The misjoinder did not necessarily have the effect of render-

ing invalid all that had been done and the prosecutors were entitled to rectify the misjoinder by an appropriate amendment

Yesterday Mr Jeremy Gauntlett SC, for the prosecution, in bringing the application for an amendment, said Section 86 (1) of the Criminal Procedures Act allows the type of amendment sought.

Only those with a substantial and peculiar interest in the issues of the trial could be said to have locus standi. The intention was to prevent "officious bystanders" from conducting private prosecutions

Mr Gauntlett submitted that the use of the word charge in Section 10 (3) was a reference to a charge in the proper sense and could not be construed as meaning summons, indictment, charge sheet or proceedings

In terms of the proposed amendment it was clear that separate charges were framed in re-

lation to the deceased, that each private prosecutor prosecuted in relation to his separate charge and did not join in the same charge, that private prosecutors were, as a matter of convenience, joined in the same charge sheet and proceedings

Mr W Burger, SC, for the defence, said the defence opposed the application for an amendment on the same grounds in terms of Section 10 (3) It was clear there were two private prosecutors in the same charge sheet in the same indictment

The word "charge" in Section 10 (3) meant charge sheet and the private prosecution was still in breach of that section because there were two prosecutors in the same charge sheet

Mr Burger argued that there should be separate charge sheets and separate proceedings

Mr Justice Williamson said he would deliver judgment tomorrow

# Women

cops *city*

## Stop Tutu march

By MARIUS BOSCH

ABOUT 150 marchers led by Archbishop Desmond Tutu in a protest against the emergency regulations were yesterday surprised to be stopped in the city centre by a squad of policewomen

Archbishop Tutu later said it was "a small feather in their cap" that the police had used women

The march followed a service in St George's Cathedral, held in solidarity with the Mass Democratic Movement's defiance campaign

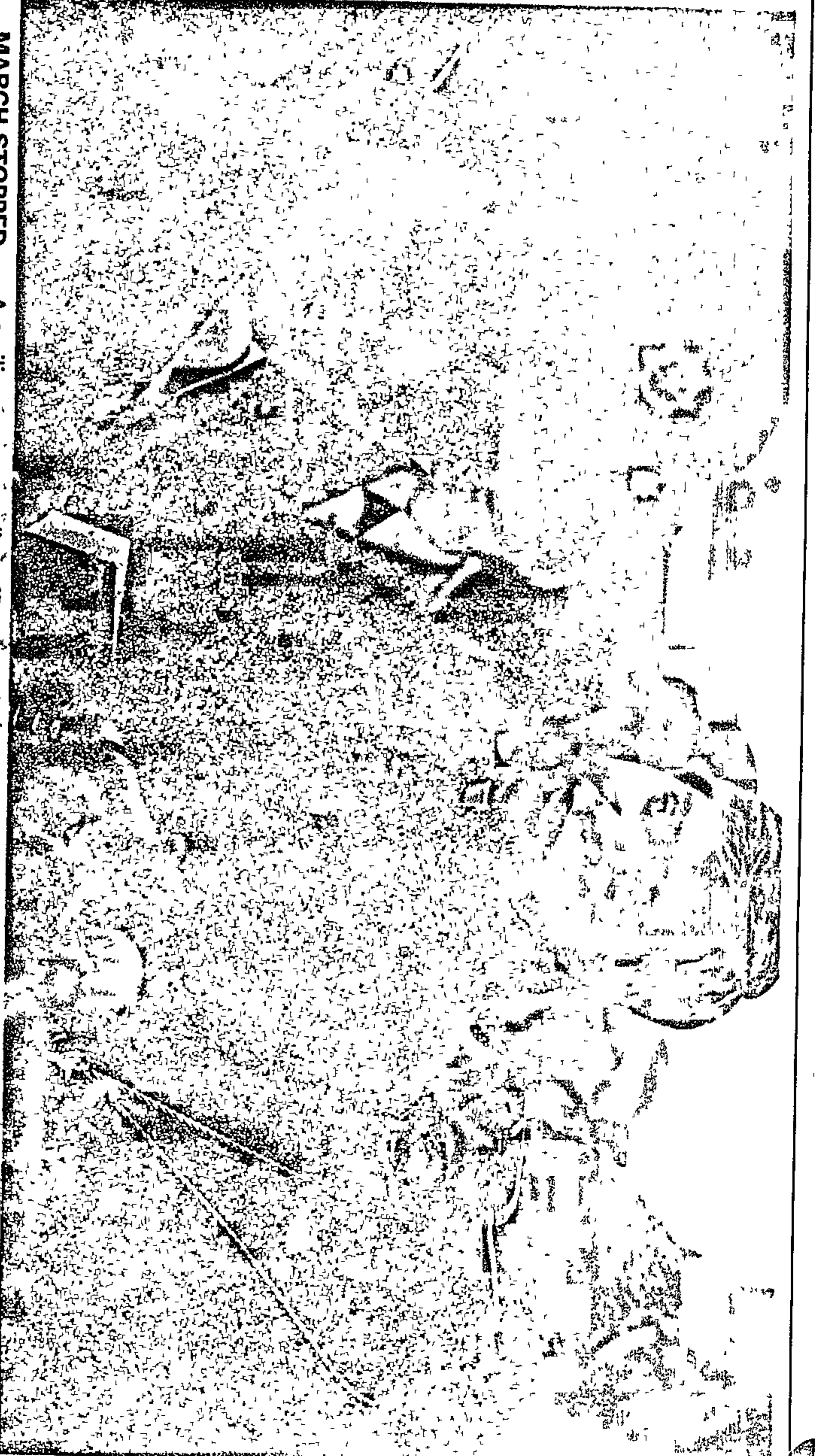
The procession was led by Archbishop Tutu, Professor Charles Villavencio of UCT and the dean of the cathedral, the Rev Colin Jones.

At the intersection of Wale and Loop streets they were stopped by a large multiracial group of policewomen under a woman lieutenant

The group refused to disperse and the leaders knelt down on the pavement amid singing by the others

Archbishop Tutu eventually agreed to lead the group back to the cathedral on the condition that no one was arrested

In the cathedral, Archbishop Tutu described the march as a "victory for non-violence."



**MARCH STOPPED . . .** A smiling woman police officer led a squad of policewomen in stopping a march in the city yesterday. Taking part in the march were Archbishop Desmond Tutu and, in the background, Dean Colin Jones.

Picture ERIC MILLER

WMAU 18-24/8/89

# Trojan trial stalled once more

THE Trojan Horse trial, in which 12 policemen and an SADF member have pleaded not guilty to the 1985 murder of two youths, has been stalled by yet another objection from the defence

The 13 men have been brought to court in terms of a private prosecution launched by 11-year-old Michael Miranda's mother, Georgina Williams, and Martin Magmoed, father of Shaun Magmoed, 16

The youths died when security force members hidden in crates on top of a railway truck suddenly shot at a crowd after stones were thrown in Thornton Road, Athlone

Last week counsel for the defendants, having failed in a bid to get security against legal costs in the case boosted to almost R1-million, argued that the indictment itself was invalid and urged for the case to be dismissed

Their argument was based on the fact that Williams and Magmoed were joined in prosecution on both counts,



By GAYE DAVIS,  
Cape Town



when in fact they were only entitled to prosecute in respect of one count of murder each.

Mr Justice DM Williamson found, however, that while this was so, it was no reason on which to find their prosecution invalid. He dismissed the application and allowed counsel for the prosecution to amend the charge sheet

As it now stands, Williams and Magmoed are prosecuting each in respect of the alleged murder of their own son, while alternative charges of culpable homicide have been added.

This week, defence counsel mounted a fresh assault on the indictment, arguing that it was still invalid because there were two private prosecutors on the same charge sheet and calling for the charges sheets — and the proceedings — to be separated. A ruling is expected today.



# Top city cop in extortion probe

THE top policeman transferred suddenly from his position as head of the Peninsula murder and robbery unit is under investigation on charges of abduction and extortion

A docket containing statements taken during the investigation has already been completed and is in the possession of the Attorney General of the Cape, Mr Niel Rossouw

Mr Rossouw is to make his decision known soon as to whether he will prosecute Lieutenant-Colonel Steve Brits — and possibly at least one of his men — or not

However, it is known that, on the basis of what he read in the docket, he met with certain senior policemen recently. It is understood that the question of a transfer for Colonel Brits was discussed

## Post taken over

This week, police announced that Colonel Brits would be transferred and that his post would be taken over by Lieutenant-Colonel Bakkies Pool, formerly head of the Peninsula's diamond and gold branch

Local police headquarters would not confirm this week that Colonel Brits's transfer had anything to do with the investigation which was authorised by the office of the Minister of Law and Order, Mr Adriaan Vlok, and the Commissioner of Police, General Hennie de Witt, after certain alleged irregularities were drawn to their attention following a Weekend Argus probe

The charges being investigated against the colonel relate to a series of incidents in 1987 when alleged shebeen

By STEPHEN WROTTESELEY  
Weekend Argus News Editor

owners in Khayelitsha were taken into custody after they failed to pay for thousands of rands of liquor bought from a major liquor chain on credit

In an affidavit given to the police, one of the shebeen owners, Mr Farrel Koza Vokozela, alleged he had been tortured by police

Weekend Argus launched its investigations into the activities of the policemen over a year ago after receiving information that a number of tortoisés kept in a yard at the former offices of the Murder and Robbery unit in Bishop Lavis had been shot

It was claimed that three tortoisés had been shot and one had been killed instantly. A second was apparently later put out of its misery by a member of the unit

While the shootings were common knowledge in the police force and were drawn to the attention of a senior local police officer, no official action was apparently taken against the people involved

## Saw a lawyer

In the course of the investigation, Weekend Argus learnt of the allegedly unlawful arrest of Mr Vokozela, who was subsequently traced. He saw a lawyer and an affidavit was sent to the Commissioner of Police, General Hennie de Witt

In an accompanying letter, Mr Vokozela's lawyer, Mr Lawrence Rabbets, said that while Mr Vokozela had forfeited a potential claim against the police,

he asked that the matter be investigated at the highest possible level

Mr Rabbets said that Mr Vokozela's affidavit indicated that the police had

- Assisted a private company or institution in taking the law into its own hands in order to obtain payment of an alleged debt,

- Allegedly unlawfully arrested, tortured and harassed Mr Vokozela in order to settle an alleged private debt to a third party,

- Used police transport to go to Queenstown to take a Transkeian citizen into custody after presumably obtaining an unlawful extradition from Transkei, and

- Conducted an unlawful search without a warrant

In his affidavit, Mr Vokozela said he ran a shebeen and that in December 1987 he had been visited by an employee of the liquor company who questioned him about the whereabouts of his brothers, saying they owed him money.

Mr Vokozela told him his brothers were in Transkei

The man left, returning a few days later to take away Mr Vokozela's empty bottles

On January 6 1988, two policemen came to his house and asked where his brother was

On being told his brother was in Transkei, Mr Vokozela was taken to Bishop Lavis police station where he was questioned, stripped and tied with a leather belt.

■ Continued on Page 3

# Top city cop in extortion probe

From Page 251  
A bank bag was put over his head and water was poured on it. During questioning, he lost consciousness on several occasions.

He was released later the same day without any charges being put to him.

About four weeks later, he was detained again and found his brother also in the cells at the police station.

His brother told him he had been arrested in Transkei and handed over to the SA police in Queenstown.

His brother said he had not been charged, but had been questioned about money owed to the liquor company.

They were later told they had to "pay something" before they could be released.

When Mr Vokozela told police he had some money at home, the liquor company representative was called and together with the police, had gone to his house.

Money handed over

Mr Vokozela gave them several thousand rands, but the men then searched his house, finding more money hidden away.

The money was taken to the police station, counted and handed over to the liquor company representative. No receipt was given.

At the beginning of this year, the tortoise incident — and later the case of Mr Vokozela — were drawn to the attention of the Press officers of the Minister of Law and Order, Brigadier Leon Mellet and Colonel Steve van Rooyen.

Mr Vokozela's affidavit was handed to Colonel Nic Snyman, a senior city detective, who launched an investigation into the allegations.

It is understood that in the course of the investigation, a number of guns were confiscated from members of the murder and robbery unit for ballistic tests. Numerous policemen were questioned.

Since the alleged irregularities first came to light, there have been a number of transfers from the unit, including some involving policemen who are believed to have given statements about the activities of the officers involved.

# Demos meet soft arm of the law

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19/8/89

THE SOUTH African Police hid its feared law-and-order fist in a "soft glove" on Thursday when unarmed policewomen stopped a protest march by the Archbishop of Cape Town, the Most Rev Desmond Tutu, and about 150 others in Cape Town.

The march followed a lunchtime service held at St George's Cathedral in Wale Street to show solidarity with the Mass Democratic Movement's election defiance campaign.

Archbishop Tutu's media secretary, Mr John Allan, said a "peaceful march was stopped, although in a less heavily handed way than in the past".

Brigadier Leon Mellet, press secretary to Minister of Law and Order Mr

PETER FABRICIUS  
Political Correspondent

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Adriaan Vlok, said yesterday: "The churchmen are soft people and so we decided to use a softer glove ... we would rather use our men elsewhere for harder tasks."

He agreed the idea had been to present a more acceptable image of the police, and said the SAP would use the policewomen again in similar circumstances, if appropriate.

However, Brigadier Mellet warned that police had various strategies to cope with the MDM's proposed defiance campaign.

# Court refuses 'Trojan' change

## Supreme Court Reporter

AN application to have the indictment against 12 policemen and a member of the SADF amended, was yesterday refused in the Supreme Court.

The accused are on trial for murder in the first private prosecution for murder in South African legal history.

In the proposed amendment, the private prosecutors separated themselves so that Mrs Georgina Williams was prosecuting only on the first charge of murder and Mr Martin Magmoed on the second charge of murder. Both charges have an alternative charge of culpable homicide. The two prosecutors would then have joined together in one indictment, containing two counts of murder.

The defence counsel objected to the proposed amendment on the grounds that it was still in breach of Section 10 (3) of the Criminal Procedures Act which provides that two or more persons shall not prosecute in the same charge except where two or more persons have been injured in the same offence.

In his judgment handed down yesterday, Mr Justice DM Williamson said it was clear from the papers that the same evidence would be led in respect of each count of murder, the only difference being the identity of the deceased.

In the present case the two main counts of murder were similar of-

fences in nature but were not the same offences because they referred to two different deceased.

The alternative charge of culpable homicide to each murder charge was in all probability a case of the same offence. He did not think that that consideration could assist the prosecutors.

"It would be totally artificial to allow a joinder of prosecutors because the alternative is really the same offence, when the two more serious main charges are not the same offence, but similar offences," he said.

Mr Justice Williamson said the joining of different prosecutors in one indictment could, of itself, raise all sorts of difficulties and he could understand a desire to keep the situation as simple as possible by only allowing a joinder for the identical offence.

However, in the light of an Appellate Division decision these two counts of murder were not the same offence but similar offences, the judge said.

"In my judgment therefore the two prosecutors are not entitled to join in the same indictment so that each can individually prosecute ...

"Such a procedure, convenient though it may be on the facts of this case, is prohibited in express terms by Section 10 (3). Since this is what the proposed amendment seeks to do, it is unsound in law. I accordingly refuse to allow the amendment."

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# Private prosecution poses

## 'Trojan Horse' case trips on legal argument

By DON HOLLIDAY  
Weekend Argus Reporter

AN application for a further amendment to the indictment in the "Trojan Horse" murder trial of 13 security force members is expected to be argued when the trial reopens in the Supreme Court on Tuesday.

Yesterday Mr Justice D.M. Williamson ruled that the indictment was invalid because it did not comply with Section 10(3) of the Criminal Procedure Act.

The section states that in a private prosecution two or

more people may not prosecute on the same charge unless two or more people have been injured by the same offence.

Mr Justice Williamson said it was the same sort of situation as would arise in the case of a private prosecution following one bomb blast which killed 50 people.

It would be highly inconvenient to hold 50 separate prosecutions on virtually the same set of facts. However, questions of convenience were not relevant when it came to giving heed to the terms of a statute.

The private prosecution was brought by Mrs Georgina Williams and Mr Martin Mag-

moed the parents of two youths killed in Athlone in 1988 when police hidden in the back of a South African Transport Services truck, opened fire on alleged stone-throwers.

The Attorney-General declined to prosecute after an inquest magistrate found that the men were responsible for the deaths.

The parents brought the prosecution, joining together in the same indictment.

The indictment makes it clear that Mrs Williams is prosecuting in respect of her son's death only and Mr Magmoed in respect of his son's death.

The amendment to be applied for on Tuesday is expected to provide for a separation of trials but counsel for the defence are expected to oppose its validity.

The trial has run for almost three weeks and has so far mostly been tied up in argument on legal technicalities.

An application by the defence to force the parents to put up almost R1 million as security against costs was rejected by the court on August 3.

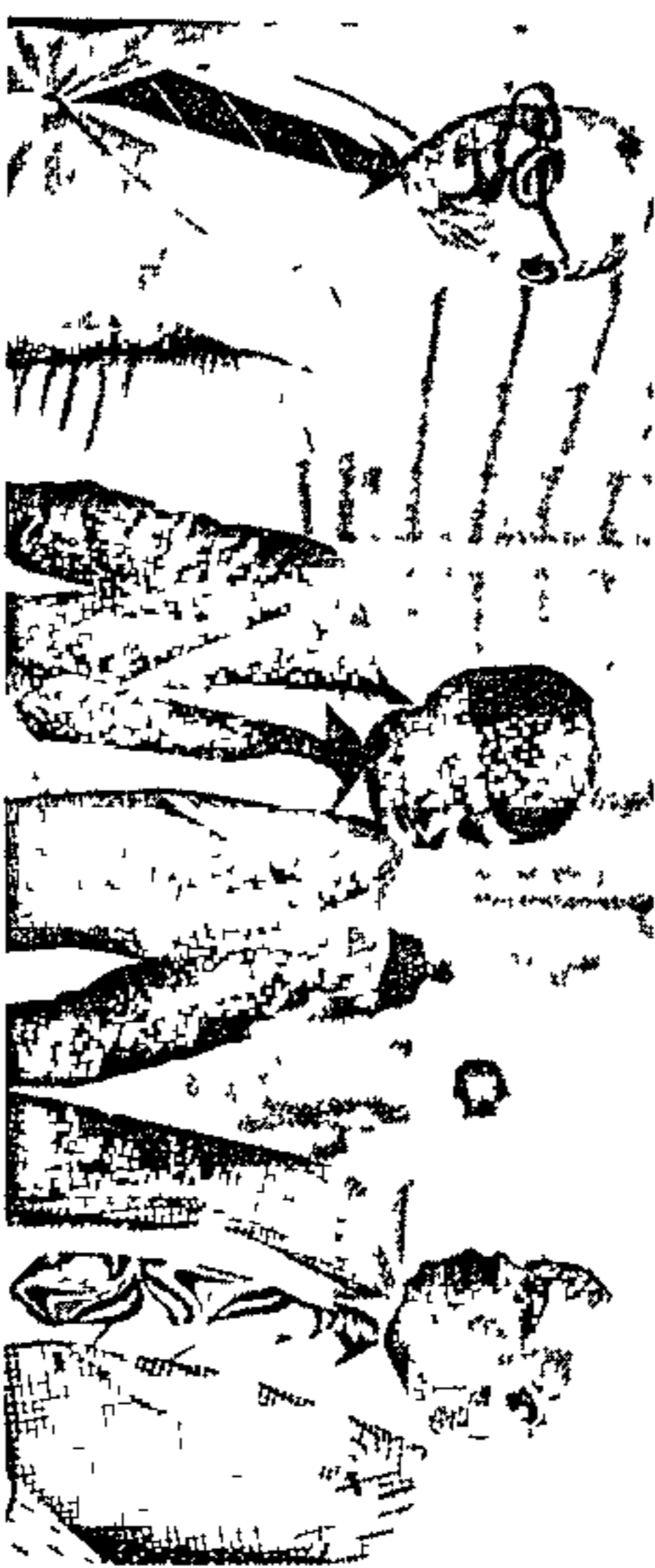
The accused pleaded not guilty to the two murder counts the following week, and the defence immediately brought an application for the original indictment to be declared invalid in terms of Section 10(3) as it stated the parents were jointly prosecuting in both counts.

This application was refused and the indictment was then amended to state that each parent would prosecute only in respect of his or her own child's death.



Two of the counsel for the defence for 13 security force members in the "Trojan Horse" trial — Mr A Veldhuizen, left, and Mr Flip Hattingh SC.

Three of the policemen accused of murder in the "Trojan Horse" trial arriving at the Supreme Court. From left, Colonel Pieter Janse van Rensburg, Lieutenant-Colonel Christiaan Loedloff and Warrant Officer Andre Swart.



Constable André Smit, behind, and Sergeant James Seyer.



Sergeant Frank van Mierkerk, one of 13 security force members accused of murder in the "Trojan Horse" trial, arriving at the Supreme Court, Cape Town, yesterday.



# Health buffs clear the air in battle over restaurant smokes

By ANTHONY DOMAN  
Weekend Argus Reporter

HEALTH organisations have hit out at restaurateurs threat to fight — in court if necessary — the Cape Town City Council's ban on smoking in restaurants.

The by-law banning smoking in theatres, cinemas, buses and lifts has been amended by the council to ban smoking in restaurants as well.

To have legal effect it must still be passed by the Provincial Administration.

**Automatic exemptions**

The Cape Restaurateurs Association has given the City Council an August 24 deadline for a rethink, and the Federated Hotel, Liquor and Catering Association of South Africa has also petitioned the Administration to reject the proposed ban.



If the by-law is approved automatic exemptions will allow some smoking for at least the first year.

However, smokers may have no more than half the seating space. Restaurants seating 20 or fewer will be exempt.

The restaurateurs said in a letter to the council that the ban approved last month was irregular ultra vires invalid and unreasonable.

Advocate Mr Boris Savvas, who is also a member of the organisation, said it was not against the law to smoke and it had not been proved here that smoking was dangerous to health.

Passive smoking had not been proved under social — as opposed to laboratory — conditions.

But this view has drawn a sharp response from Dr Derek

Yach of the Council on Smoking and Health.

I think it's laughable to take this attitude 25 years after the American Surgeon-General's report on the dangers of smoking and after many other reports since, he said.

On the subject of passive smoking in the past five years there has been considerable evidence linking smoking of mothers to deleterious effects in children. Studies have shown

how smokers place non-smokers in danger.

It was highly irresponsible to mislead the public by suggesting otherwise especially when this information was readily available.

He said the council's Medical Officer of Health was acting in the best interests of the public.

What about the unopposed effect of tobacco advertising increasingly targeted at all sectors of the community? he asked.

Just over 18 months ago New York introduced a comprehensive ban on smoking in restaurants and the number of patrons showed no decline.

The Heart Foundation has promised wholehearted support for the ban.

Director Mrs Riba de Ruiter said in a letter to the City Council that smoking was one

of the three major risk factors for heart disease.

Smoking contributed to up to 30 percent of all deaths due to heart disease.

Several other ailments could be traced to smoking. These included blocked arteries, lung disease and premature angina.

Women smokers who took the Pill increased their risk of heart attack by 39 times and of stroke by 28 times.

Society should react appropriately and responsibly to the risk from passive smoking, she said.

Exposure to tobacco smoke pollution is quite unnecessary and is frequently objectionable to non smokers.

An immediate and resound community strategy was needed to clear the air for non smokers she added.

Two of the counsel for the defence for 13 security force members in the "Trojan Horse" trial — Mr A Veldhuizen, left, and Mr Flip Hattingh SC.

Two of the counsel for the defence for 13 security force members in the "Trojan Horse" trial — Mr A Veldhuizen, left, and Mr Flip Hattingh SC.

ALSO

Coloured woman

Two girls

# RIOTS

## Protesters beaten, activists arrested in week of defiance

CP Reporters

20/8/89

Chen



RIOT police used rubber whips and batons to beat hundreds of black protesters who streamed onto a whites-only beach yesterday in defiance of South Africa's race laws.

At least four people were injured as police whipped and chased demonstrators along the Bloubergstrand beach, about 15km west of Cape Town

Witnesses said at least one white man was badly beaten by police and three blacks were treated for injuries in an ambulance  
And in Johannesburg and Durban police arrested at least 27 MDM activists this week

Anglican Archbishop Desmond Tutu, the leader of the beach protest, mediated between police and demonstrators. He persuaded a hostile crowd of about 1 000 blacks and coloureds to leave the beach after the police action

"You have made your point, you have broken the law. Perhaps it is time for a strategic retreat," he told the crowd

Earlier in the day Tutu strode through a police blockade and walked along another whites-only beach as scores of troops and police looked on

Tutu, dressed in a red sweater, black trousers and takkies, walked along the Strand beach about 40km east of Cape Town as police armed with pistols, whips and dogs prevented supporters

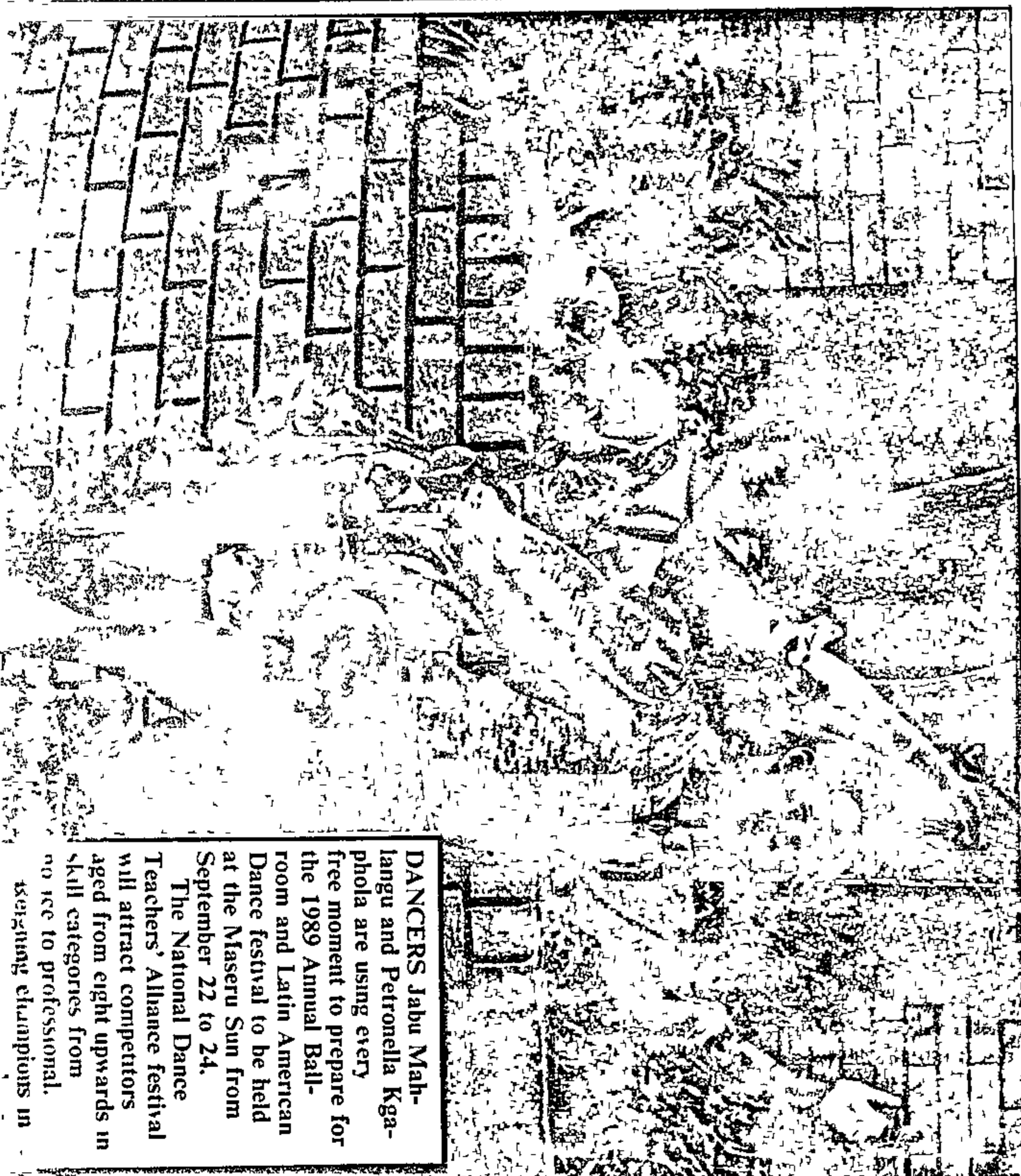
## Account closed

A CAPE Town school has closed its account with First National Bank because of the bank's sponsorship of the boycott-busting rugby tour

Cathkin High School in Heideveld said in a letter to the bank's Athlone branch that the closure of the account was in protest against the FNB for supporting and sponsoring the present "mercenary" tour

# POULINERIE

## In fine style for Maseru fairs



DANCERS Jabu Mahlangu and Petronella Kgaphola are using every free moment to prepare for the 1989 Annual Ballroom and Latin American Dance festival to be held at the Maseru Sun from September 22 to 24. The National Dance Teachers' Alliance festival will attract competitors aged from eight upwards in skill categories from novice to professional. Aspiring champions in

...after the police action  
"You have made your point, you have broken the law. Perhaps it is time for a strategic retreat," he told the crowd.

Earlier in the day Tutu strode through a police blockade and walked along another whites-only beach as scores of troops and police looked on.

Tutu, dressed in a red sweater, black trousers and takkies, walked along the Strand beach about 40km east of Cape Town as police armed with pistols, whips and dogs prevented supporters from joining him.

Tutu and several other black clerics had earlier vowed to lead thousands of blacks for a swim at the beach to protest at laws which reserve some of country's best beaches for whites.

In response, police sealed off the area and set up roadblocks on all main roads to the beach.

Soldiers armed with semi-automatic rifles manned the roadblocks and searched all approaching vehicles.

Police covered up whites-only signs on the beach and replaced them with notices saying a police dog training exercise was in progress.

Police said Soviet-made limpet mine had been discovered on Friday in a beach toilet and was harmlessly detonated.

In Durban napping World XV players were rudely awakened yesterday afternoon at their beachfront hotel by MDM protesters yelling at them to "boycott apartheid" and "go home".

The demonstration, which included restricted activists, was shortlived as police moved in to arrest at least 16, taking them to the nearby CR Swart Square.

Johannesburg police yesterday confirmed they had arrested 10 people, including two journalists, involved in two demonstrations against the earlier arrest of MDM official Moosa Valli.

Col Frans Malherbe said the arrests took place after police dispersed groups of protesters.

The first demonstration took place shortly after 10am when about 150 placard-wielding protesters were stopped in Smal Street and ordered to disperse.

In Durban two foreign television crews, BBC and Visnews, and a Durban Press photographer had their films confiscated by uniformed police at the World XV's hotel.

Following the arrests, the remaining protesters delivered a letter at the hotel's front desk addressed to World XV manager Willie-John McBride.

The letter said: "The apartheid regime must be isolated until such time a new dispensation, accepted by the majority, is achieved."

The players would be naive if they thought their presence in South Africa would hasten the ending of apartheid, the MDM's letter said.

A similar letter had been prepared for DE Hogan, general manager of First National Bank, which sponsors the tour. It could not be delivered as the demonstration could not move to the bank's regional offices as scheduled.

While lawyers were negotiating the release of those arrested, others pledged to continue with today's "unban yourself" protest.

Meanwhile, security has been stepped up at Durban's Kings Park Rugby Stadium and kitskontabels with shotguns have camped there since Friday night.

## ACCOUNT closed

A CAPE Town school has closed its account with First National Bank because of the bank's sponsorship of the boycott-busting rugby tour.

Cathkin High School in Heideveld said in a letter to the bank's Athlone branch that the closure of the account was in protest against the FNB for supporting and sponsoring the present "mercenary" tour.

The sponsorship had to be looked at in the context of economic turmoil, the rising rate of inflation, high unemployment and people earning below a living wage.

The bank's communications head, Brent Chalmers, said the bank regretted the move and said it would like to talk to the school.

## Nonsense, ANC about

CP Correspondent

THE ANC yesterday described as "nonsense" reports that it was moving out of Zambia under pressure from the Zambian President and his government.

This was emphasised to the Africa News Organisation by an angry ANC spokesman who dismissed such reports as having been used out of context.

"No, we are not under pressure from Kenneth Kaunda to move out of Zambia. We have been building a new centre in Tanzania which will in the end accommodate 5 000 ANC members from all over the world, including South Africa. The project was started three years ago and is not supposed to accommodate ANC members from Zambia only. The Tanzanian project was agreed

on long ago and definitely has nothing to do with either pressure from President Kaunda or the forthcoming meeting between De Klerk and Kaunda on August 28.

"Moreover, there have never been more than 1 000 ANC members in Zambia at any time since the ANC was banned in 1960. So, how can we move 5 000 members from Zambia?"

"The Tanzanian centre will also accommodate the steady stream of South African people who need resettlement - Zambia cannot support all these people."

He referred to an ANC Press conference in Lusaka this week.

"At that conference it was explained that 5 000 ANC cadres from Zambia, South Africa and other countries would be sent

## Groups welcome anti-apartheid

CP Correspondent

THE ANC and the PAC have welcomed the announcement that anti-apartheid forces are holding a conference on October 7 to map out the most effective way to end apartheid.

The Conference for a Democratic Future was announced in Johannesburg on Wednesday.

The ANC welcomed such a conference at a

time when the majority of South Africa's people were excluded from voting.

A spokesman said the conference was an important initiative to unite anti-apartheid forces within the country.

"It is also indicative of the growing strength and vision of the organisations of the oppressed black majority which, after four years under a state of emergency, have not been

# Probe into senior policeman initiated

CME 7425  
21/8/89

251

Colonel Brits

Crime Reporter

POLICE confirmed yesterday that a docket "concerning certain allegations" against the head of the Peninsula murder and robbery unit has been handed over to the attorney-general of the Cape

It is believed that Lieutenant-Colonel Steve Brits, who is being transferred to a position at the police's regional CID offices in Bellville, is being investigated for alleged abduction and extortion

The investigation is believed to involve allegations by Khayelitsha sheebeen owners.

However, a police liaison officer would say only that the docket contained "certain allegations"

Colonel Brits, who was appointed head of the Murder and Robbery Unit at the beginning of 1988, will be replaced by Lieutenant-Colonel Bakkies Pool, present head of the Peninsula's gold and diamond branch

# Abduction, robbery <sup>AKA</sup> charges <sup>22/8/89</sup> against <sup>251</sup> policemen

By STEPHEN WROTTESELEY  
Staff Reporter

THE former head of the Peninsula Murder and Robbery Squad, Lieutenant-Colonel Steve Brits, and one of his officers, Lieutenant Peter Lister, are to be prosecuted on charges of abduction and robbery.

This was confirmed today by the Attorney-General of the Cape, Mr Niel Rossouw.

The charges relate to incidents last year involving shebeen owners in Khayelitsha.

The decision to prosecute follows a year-long investigation, first by The Argus, and then by the police.

Mr Rossouw said today that both policemen had been told of his decision to prosecute them. They will be tried in the Regional Court on a date to be set.

Mr Rossouw said the men would face three charges of abduction and one of robbery, alternatively extortion.

Mr Rossouw will not institute proceedings in connection with the alleged shooting of three tortoises at the former offices of the squad in Bishop Lavis.

## NOT STATED

The possibility of charges against the two men was first disclosed in Weekend Argus last Saturday.

Earlier police had confirmed that Colonel Brits had been suddenly transferred from his post as head of the squad but declined to say whether there was any connection between the transfer and the investigation.

In an affidavit sent to the police by Mr Lawrence Rabbets, the lawyer representing one of the shebeen owners, Mr Farrell Vokozela, Mr Vokozela alleged he had been detained and tortured to disclose the whereabouts of a brother who had allegedly not paid for liquor bought on credit from a major liquor chain.

He was later forced to hand over thousands of rands in cash. However, no charge was put to him.



CMT Tm. J.S.  
22/10/89 251

## Cop charged with break-in

PRETORIA. — Witwatersrand police have arrested a policeman on a charge of housebreaking, and are investigating a rape charge against a second policeman.

Police here said yesterday that a policeman was among three people arrested in connection with alleged housebreaking at a Johannesburg restaurant.

At Seboking, police are probing a complaint of rape against a policeman on Sunday. — Sapa

# Tutu was arrested of Gissasster's

10/17/89  
24/8/89  
751



**TEARGASSED . . .** Archbishop Desmond Tutu (second from right) and the University of the Western Cape rector, Prof Jakes Gerwel (on his right), try to escape the teargas fired outside St Mary's Church in Gugulethu yesterday

Picture: RASHID LOHABAD

Staff Reporters

**ARCHBISHOP Desmond Tutu says South Africa is on the brink of a disaster if police continue to act in a "reckless manner".**

He directed this warning yesterday to the Minister of Law and Order, Mr Adriaan Vlok, during a press conference at Bishopscourt after a day of a widespread protest and police action in the Peninsula.

Archbishop Tutu was teargassed in one of the incidents among those with him at the time of the gassing were the rector of the Peninsula Technikon, Mr Franklin Sorn, the rector of the University of the Western Cape, Professor Jakes Gerwel, lawyer Mr Essa Moosa, Anglican Dean of Cape Town the Very Rev Colin Jones and DP MP Mr Jan van Eck.

The incident happened after a meeting by pupils at St Mary's Church in Gugulethu. Mr John Allen, the archbishop's press secretary, said it occurred after the leaders had "successfully defused a threatening confrontation between police and Gugulethu students and teachers".

"Teargas was fired by police after some of the leaders emerged from the meeting," he said.

He said Archbishop Tutu's group had gone to Gugulethu after hearing that teachers and pupils intended to march to the local police station to demand the release of detainees. The archbishop urged them not to march.

### 'Changed minds'

Mr Allen said police arrived at the school and gave people five minutes to disperse. They then agreed to give the archbishop and other leaders 30 minutes to defuse the situation.

"However, well before the 30 minutes were up police changed their minds and renewed their five-minute warning," he said. After further negotiations Archbishop Tutu's group asked a delegation of teachers and pupils to accompany them to Mankenberg police station to present their demands.

"He was referred to Mankenberg police station but was unable to speak to Colonel Frik Kellerman, head of the Peninsula Riot Squad, and returned to the church," Mr Allen said.

Archbishop Tutu asked the pupils to disperse quietly.

"As the archbishop and other leaders emerged from the church ahead of most of the students, a group of students were dancing in the street outside."

## Colin Gie buys Spurs

Staff Reporter

FORMER soccer star Colin Gie bought the Cape Town Spurs football team for R194 000 last night.

Mr Gie, who opened the bidding at R100 000, became the new owner when the club was auctioned in the boardroom of the Cape Trustees in Long Street.

Auctioneer Mr Jonathan Smiedt closed the bidding at R194 000 to Mr Gie.

Former Cape Town City manager Mr Frank Lord was also present but did not bid.

## City's Pru is the Best

Own Correspondent

JOHANNESBURG — Cape Town businesswoman Mrs Pru Pihl has won the 1989 Businesswoman of the Year award.

Mrs Pihl is the managing director of the Biggie Best chain which sells home fabrics and accessories.

The award was made at a banquet in Sandton by the Executive Women's Club.

Mrs Pihl, 41, turned one small shop in Cape Town into a nation-wide network of 51 franchised retail outlets in less than four years and developed a full-scale manufacturing operation that has made Biggie Best a brand name.

### crack of dawn



He says we can keep her. He's not giving up his test tickets.

Syrets Cape Times

STREET CHALLENGE

TODAY'S PRIZE: R1 200

## ASSISTANCE IN TIME OF NEED

Mr A I Langley writes in a letter that he feels Auto & General Insurance Company is very outstanding and remarkable for their excellent assistance in a time when he needed it most. He says that when his car was un-economically repairable that the company assisted him without hesitation. His claim was done telephonically and within less than a week his claim succeeded.

"I would advise most of the motorists to insure their motor vehicles with this company. You can have the assurance of assistance in time of need," he states in his letter.

## WAS WORRIED

"I would like to mention that when I submitted my claim I was very worried that it would take a couple of months



Tel: (021) 419-6500

**DEPARTMENT OF JUSTICE**

No. 1808

25 August 1989

**VOORTREKKERHOOGTE. — ESTABLISHMENT OF THE NEW PRISON AND CLOSING DOWN OF THE OLD PRISON**

It has pleased the Minister of Justice, in terms of section 20 (1) (a) of the Prisons Act, 1959 (Act No. 8 of 1959), to approve the establishment, with effect from 1 September 1989, of a new prison at Voortrekkerhoogte, situated on Lot 351 (a portion of Portion 7 of the farm Pretoria Town and Townlands) in the Municipality and District of Pretoria, which prison shall be known as the Voortrekkerhoogte Prison. Furthermore it has been approved that the old prison at Voortrekkerhoogte (situated on a portion of Portion 7 of the farm Pretoria Town and Townlands, approximately 6,3 ha in extent), no longer function as a prison with effect from 31 August 1989.

No. 1809

25 August 1989

**ESTABLISHMENT OF A SMALL CLAIMS COURT FOR THE AREA OF SENEKAL**

I, Hendrik Jacobus Coetsee, Minister of Justice, under the powers vested in me by section 2 of the Small Claims Courts Act, 1984 (Act No. 61 of 1984) —

- (a) hereby establish for the area of the District of Senekal, a court for the adjudication of claims in terms of the said Act;
- (b) hereby determine Senekal as the seat of the said court, and
- (c) hereby determine Senekal as a place in that area for the holding of sessions of the said court.

H. J. COETSEE,  
Minister of Justice.

No. 1810

25 August 1989

**ESTABLISHMENT OF A SMALL CLAIMS COURT FOR THE AREA OF WARBATHS**

Under and by virtue of the powers vested in me by section 2 of the Small Claims Courts Act, 1984 (Act No. 61 of 1984), I, Hendrik Jacobus Coetsee, hereby give notice that I —

- (a) establish for the area of Warmbaths consisting of the District of Warmbaths, a court for the adjudication of claims,
- (b) determine Warmbaths as the seat of the court; and
- (c) determine Warmbaths as a place in the aforementioned area for the holding of sessions of such a court.

H. J. COETSEE,  
Minister of Justice.

**DEPARTEMENT VAN JUSTISIE**

No. 1808

25 Augustus 1989

**VOORTREKKERHOOGTE — INSTELLING VAN NUWE GEVANGENIS EN SLUITING VAN OU GEVANGENIS**

Dit het die Minister van Justisie behaag om kragtens artikel 20 (1) (a) van die Wet op Gevangenis, 1959 (Wet No. 8 van 1959), sy goedkeuring daaraan te verleen dat 'n nuwe gevangenis te Voortrekkerhoogte, geleë op Erf 351 ('n gedeelte van Gedeelte 7 van die plaas Pretoria Town and Townlands) in die munisipaliteit en distrik Pretoria, met ingang van 1 September 1989 ingestel word, welke gevangenis bekend sal staan as die Voortrekkerhoogtegevangenis. Daar is ook goedkeuring daaraan verleen dat die ou gevangenis te Voortrekkerhoogte (geleë op 'n gedeelte van Gedeelte 7 van die plaas Pretoria Town and Townlands, ongeveer 6,3 ha groot) met ingang van 31 Augustus 1989 as gevangenis gesluit word.

No. 1809

25 Augustus 1989

**INSTELLING VAN 'N HOF VIR KLEIN EISE VIR DIE GEBIED SENEKAL**

Ek, Hendrik Jacobus Coetsee, Minister van Justisie, kragtens die bevoegdheid my verleen by artikel 2 van die Wet op Howe vir Klein Eise, 1984 (Wet No. 61 van 1984) —

- (a) stel hierby 'n hof vir die beregting van eise ingevolge genoemde Wet vir die gebied van die distrik Senekal in,
- (b) bepaal hierby Senekal as die setel van genoemde hof; en
- (c) bepaal hierby Senekal as 'n plek in daardie gebied vir die hou van sittings van genoemde hof.

H. J. COETSEE,  
Minister van Justisie.

No. 1810

25 Augustus 1989

**INSTELLING VAN 'N HOF VIR KLEIN EISE VIR DIE GEBIED WARMBAD**

Kragtens die bevoegdheid my verleen by artikel 2 van die Wet op Howe vir Klein Eise, 1984 (Wet No. 61 van 1984), gee ek, Hendrik Jacobus Coetsee, hierby kennis dat ek —

- (a) 'n hof vir die beregting van eise vir die gebied Warmbad bestaande uit die distrik Warmbad instel;
- (b) Warmbad as die setel van die hof bepaal; en
- (c) Warmbad bepaal as 'n plek in die voormelde gebied vir die hou van sittings van so 'n hof.

H. J. COETSEE,  
Minister van Justisie.

# ANC guerilla jailed

253

*Sowetan 22/1/89*  
AN ANC guerilla who was found guilty of terrorism was sentenced to an effective five year jail term by the Pietersburg Regional magistrate on Friday.

Martin Sehlapelo (23) of Seshego, who was a student teacher and former Bachelor of Science student at the University of Witwatersrand, pleaded guilty before Mr A G H Bouer

In a confession, Sehlapelo said he had crossed into Botswana aboard a goods train with-

out a passport in 1986 shortly after the declaration of the state of emergency, and after seeing his friend in a hospital's intensive care unit following an alleged assault by police

Sehlapelo immediately contacted other members of the ANC in Botswana where he was taken to Zambia, and later to a camp in Angola to receive military training. He was trained in the use of AK-47 assault rifle, limpet mine and various other weapons, the court heard.

He came back to South

Africa in August 1986 on a mission to politicise and recruit people for the ANC

When passing the sentence, Mr Bouer said the fact that Sehlapelo spent 20 months in detention after being arrested in November 1987 and his plea of guilt should be considered

He said the plea of guilt showed that he regretted what he had done. He also took into account that he was not found with any weapon and no property was damaged.

# Trojan Horse case: Ammo key issue

Cart Tuis  
25/8/87  
251

Supreme Court Reporter

SHORTLY after an application to amend the indictment in the "Trojan Horse" case was granted — allowing for the separation of prosecution by two parents — the court was told the prosecution would try to prove that police had used sharp ammunition in contravention of orders by police headquarters in Pretoria

After a previous application by the prosecutors to amend the indictment — which had been in conflict with the provisions of the Criminal Procedures Act — was dismissed, a further application to amend was launched.

This was to allow for a splitting of the present indictment and allow Mr Shaun Magmoed to prosecute alone the count of murder relating to the death of his son and allow Mrs Georgina Williams to prosecute alone the count of murder relating to the death of her son.

The defence objected and said the prosecutors were not trying to amend but to substitute and also that the court did not have the jurisdiction to authorise the amendment.

Mr Justice D M Williamson granted the amendment and directed that the prosecution in respect of Mrs Williams be postponed to a date to be fixed by the court at the conclusion of the trial in Mr Magmoed's indictment

In his opening address to the court, Mr Jules Browde SC, for the prosecution, said it was common cause that on October 15, 1985, no official state of emergency existed in Athlone or Manenberg

Evidence would be that the men were armed with shotguns of varying charges including AAA shot, and expert evidence would be led on shotguns in general and ammunition concerned

The court would also be told that the shotgun was an "imprecise weapon" and unsuitable for crowd control because when discharged shots spread. It would also be told that AAA shot was lethal at 20m and at 5m the finest shot could be lethal

The trial continues on Tuesday but an inspection in loco will be held today

# 'Trojan Horse' trial: Court to visit Athlone scene today

By DON HOLLIDAY  
Staff Reporter

An inspection in loco will be held today at the scene in Athlone of the 1985 "Trojan Horse" incident which resulted in 13 security force members being charged on two counts of murder.

Mr Justice D M Williamson approved an amendment to the indictment yesterday, which separated the private prosecutions by the parents of two of the youths killed when policemen, hidden on the back of a truck, opened fire on alleged stone-throwers.

The prosecution by Mr Martin Magnoed in respect of his son Shaun's death will proceed.

and that of Mrs Georgina Williams in respect of her son Michael Miranda's death will go ahead at a date to be decided by the court at the completion of the first trial.

Mr Jules Browde SC, for the prosecution, began his opening argument and played in court a 30-second extract video tape purporting to be a reflection of the shooting.

The tape shows an orange five-ton truck moving down a road among a crowd.

Stones are hurled at it, breaking the windscreen. The driver is seen ducking and the truck stops.

Men emerge from the back of the truck and fire repeatedly

with pump-action shotguns in several directions.

What looks like a body is seen lying in the road.

Mr Browde said the tape was not evidence, and its authenticity still had to be proved.

He said evidence would be led that just before the shooting near the corner of Thornton and St Simon's Road in Athlone, Shaun Magnoed was in a house at 102 Thornton Road.

He ventured outside and was shot and returned to the house, where he died.

The boy had numerous pellet holes on the left side of his body and pellets had penetrated his heart, lung, spleen and kidney, Mr Browde said the post-mortem report showed.

# Bobbies on beat to combat city centre crime

By ANTHONY DOMAN, Municipal Reporter

CITY centre "bobbies on the beat" are to be introduced in Cape Town in support of a Business Watch programme from September 15. The scheme may also be extended to other business areas as part of a planned nationwide system of business watches.

A Cape Town Business Watch liaison committee, comprising senior police officers and businessmen, has been formed. This appears to be run along similar lines to neighbourhood watch organisations.

Cape Town Chamber of Commerce director Mr Alan Lighton said two designated areas would each be patrolled by a pair of policemen.

Elaborating on the system, in the chamber's weekly bulletin, Mr Lighton quoted a National Business Watch spokesman as saying that familiarity provided the system's strength. The same policemen patrolled specific areas and developed close ties and mutual trust with businessmen there, according to Mr Gerald Heine, chairman of the Association of Chambers of Commerce (Assocom) business watch liaison committee.

## MEMBERSHIP FREE

Explaining the workings of the system, Mr Lighton said that membership of the watch was free. Once the watch area had been determined businesses were invited to register. The watch body provided information, posters and decals.

During normal business hours policemen on patrol would call regularly on each business in the watch area to exchange advice, hints and points of concern.

"The chamber has campaigned over some considerable time for regular police foot patrols in the central business district," he said. "Accordingly we warmly welcome this decision."

Strong support had been found among businessmen, he said.

# 2 top cops appear in court

CPT 71211 25/8/87  
(257)

**Court Reporter**

THE former Peninsula Murder and Robbery chief and one of his senior officers appeared briefly in Cape Town Regional Court yesterday in connection with charges of abduction and extortion.

Lieutenant-Colonel Stefanus Jacobus Johannes Brits, 42, of Birschlot Street, Bellville, and Lieutenant Peter Lister, 46, of Steynrus Road, Helderyue, Somerset West, were not asked to plead and no charges were put to them.

Their appearance follows the attorney-general's decision to prosecute them following certain allegations by Khayelitsha shebeen owners.

One of the shebeen owners alleged that he was tortured at Bishop Lavis police station — the former headquarters of the Peninsula Murder and Robbery unit. The hearing was postponed until September 22.

Mr M J Langenhoven was the magistrate. Mr F Silbert prosecuted. The policemen were not represented.



Sowetan 25/8/89

## Police asked to act normally

The Mass Democratic Movement has appealed to the Minister of Law and Order Adriaan Vlok to ensure that the police act with restraint when 10 000 people assemble on a stretch of Durban's beach in two weeks' time to protest against the "whites-only" beach ruling.

Already, at least 109 people have been arrested in Durban since August 12 as part of the mass defiance campaign against unjust laws and the general election

Trevor Bonhomme, the spokesman for the MDM in Durban, sent a letter to Vlok yesterday, saying the MDM "wishes to inform you that there will be a peaceful demonstration on September 3 by the disenfranchised citizens of Durban who will swim and picnic at some of the "whites-only beaches"

Bonhomme has also written to the Durban City Council informing it "that all fair-minded citizens of Durban, irrespective of race, will be availing themselves for the use of our city's beaches on September 3"

## Protest

"The MDM has embarked on this action because of the racist policies of the government and the Durban City Council and at this late hour we call on you to abandon racist practices and policies."

The council and the government would be held responsible for any violence which might occur, Bonhomme said.

The MDM briefed American, British, Italian and German diplomats in Durban yesterday on the September 3 action

Diplomats undertook to be present.

Bonhomme has received 30 telephone death threats following a MDM protest against the visiting international rugby team in Durban on Saturday morning.

The callers threatened to bomb him. Two of the callers said they were from the Wit Wolwe

As a safety precaution and at the request of Bonhomme, South African police members patrolled outside his home on Monday night

Twelve people were arrested by police yesterday after tying yellow anti-war ribbons on lamp-posts outside the city hall and distributing End Conscription Campaign literature

Afterwards, the Black Sash, the Conscientious Objector Support Group and several individuals held a press conference at St Paul's church to welcome the self-proclaimed unbanning of the ECC on Monday.

# Vlok is called to task

THE Democratic Party has called on the Minister of Law and Order, Mr Adriaan Vlok, to visit Cape Town without delay to evaluate the mounting unrest and tension in the black community arising from the "violent actions of certain elements of the police"

In an open letter to Vlok late yesterday, Green Point MP Mr Tian van der Merwe suggested the Minister should make himself available to hear evidence from independent observers on the reaction of the police to black political activities.

Van der Merwe said "It is clear to me that the violent actions of certain elements of the police against the protest campaign on Saturday has been responsible for creating tension in the black townships and making it impossible for black political leaders to maintain calm and discipline during political activities

"The impression has been created by certain elements of your department that peaceful protest will not be tolerated, and this plays into the hands of more militant and violent elements.

"In this regard, the teargas attack on Mr Franklin Sonn, Professor Jakes Gerwel and Archbishop Tutu was particularly ill-considered"

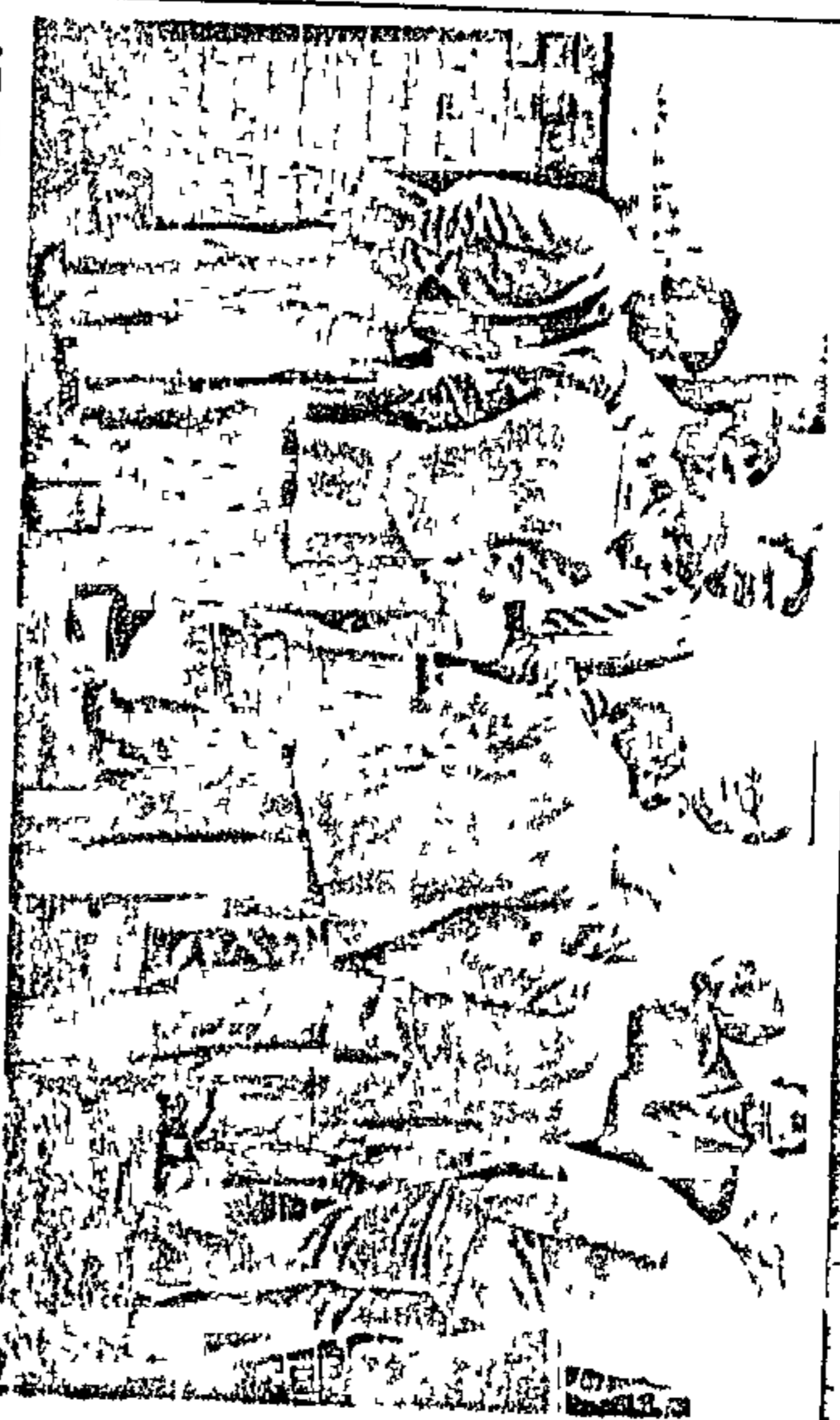
(Report by M Morris, 122 St George's Street, Cape Town)

25/8/89

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# Trojan Horse trial goes to scene of deaths



AT THE SCENE . . . The accused in the "Trojan Horse" private prosecution on a charge of murder, during an in loco inspection.



IN LOCO . . . Mr Les Rose-Innes, for the prosecution, points out to Mr Justice D M Williamson where one of the bodies was found.

## Trojan Horse trial: Pellet holes in Athlone house

MR Justice D M Williamson, the judge in the Trojan Horse trial, was shown pellet marks on walls, window frames and furniture yesterday inside a house in Thornton Road, Athlone, during an in loco inspection.

The assessors and the legal teams from both sides attended the inspection.

Mr Les Rose-Innes, for the prosecution, showed the court the route taken by the decoy SAIS truck and where it subsequently stopped at the intersection of Thornton and St Simons roads from where police opened fire. He pointed out the places where the bodies of two of the dead were found, one on the pavement in St Simons Road and another on a grass patch inside a garden.

Twelve-year-old Shaun Magnoed was shot when he stood on a concrete slab outside 102 Thornton Road and the court was shown the room into which he fled and died.

Mr Justice Williamson was told that all the windows facing the road were replaced after the shooting and pellet holes still visible inside the house were shown.

The trial continues on Tuesday

## SAP lawyers used to defuse confrontations

Crime Reporter (SI)

Certain "eyeball-to-eyeball" situations between police and anti-apartheid protesters are likely to be defused more speedily and amicably by South African Police advocates at the scene of confrontation in future.

Police have now decided to field advocates in certain situations to counter the use by organisations such as the Congress of SA Trade Unions (Cosatu) of lawyers in situations with conflict potential or where emergency or security legislation might be challenged by legal means.

The first success of this new approach by police was in Shareworld entertainment complex in Johannesburg at the weekend when a police advocate was on hand at the two-day Cosatu workers' summit.

The meeting was allowed to continue, but under certain conditions, some of which were violated, according to Witwatersrand police spokesman Captain Eugene Opperman.

The organisers objected to the restrictions and the matter went to the Rand Supreme Court on Saturday.

The Cosatu application was dismissed with costs.

# Vlok to meet school heads

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Southern  
29/8/89

LAW and Order Minister Mr Adriaan Vlok would meet Western Cape school principals soon to discuss the unrest situation at schools, according to a statement by Labour Party leader, the Rev Allan Hendrickse, in Pretoria yesterday after a meeting with Vlok.

Hendrickse said his party felt strongly that normal schooling should continue and "therefore we won't close the schools."

"We'd like to appeal to teachers, community leaders, parents and pupils for their cooperation

"In the light of this, there would be close liaison between the police and the education authorities to address mutual problems.

"The police will approach the schools situation with circumspection," said Hendrickse

"The Minister agreed at my request to meet school principals in the Western Cape soon," he added.

# Top-level city talks on police and schools

Staff Reporters

THE heads of the universities of Cape Town and the Western Cape and Peninsula Technikon are to have urgent talks today with Major-General Philippus Fourie, Western Cape commissioner of police, over police action.

Mr Adriaan Vlok, Minister of Police, has also agreed to meet Western Cape principals to discuss unrest at schools, according to the Rev Allan Hendrickse, leader of the Labour Party and Minister of Education and Culture in the House of Representatives.

The news of the meeting came as police appealed for calm in the Mass Democratic Movement's "defiance campaign" and Cape Town's Medical Officer of Health, Dr Michael Popkiss, withdrew City Council doctors from Langa and Guguletu.

UCT rector Professor Jakes Gerwel, UCT vice-chancellor Dr Stuart Saunders and Technikon rector Mr Franklin Sonn will hold a Press conference today after their meeting with General Fourie

Mr Hendrickse expressed concern about boycotts and stayaways at some of the schools and promised steps to alleviate the problem.

He said there was particular concern about the situation at schools in the Mitchell's Plain, Bellville and Ravensmead. On the other hand, there was an attendance of up to 80 percent in other areas.

He did not have information for yesterday because he was in Pretoria meeting Mr Vlok and then started an election tour of Natal.

From events last week it was clear, however, that there was, above all, the problem of action and counter-reaction between schoolchildren and the police

One case that caused concern was when a schoolgirl had a burn mark from a teargas missile which went through her jersey. This showed that the teargas had not been fired into the air.

(Turn to page 3, col 8)

## Top-level city talks

(Cont from page 1)

Mr Hendrickse said that in his talks with Mr Vlok he had been assured that the police would not use teargas on school premises.

The minister had also agreed to talk to school principals as soon as possible.

Mr Hendrickse said he understood the dissatisfaction with the political situation but it was still necessary to try to involve parents with teachers and children in attempts to defuse the situation

He appreciated a call by Archbishop Desmond Tutu.

### NORMAL INSTRUCTION

Yesterday Mr Vlok agreed to meet principals after a three-hour meeting with Mr Hendrickse, who said in a statement that his delegation felt strongly that normal instruction must proceed and schools should not be closed

"We appeal to teachers, community leaders, parents and pupils for their co-operation," he said

Police would approach the school situation with "circumspection".

Law and Order Ministry spokesman Lieutenant Peet Bothma yesterday declined to confirm or deny whether detained United Democratic Front leaders Mr Willie Hofmeyr, Mr Trevor Manuel and lawyer Mr Bulelani Ngcuka were on a hunger strike in their cells in Cape Town.

### MEDICAL TREATMENT

He said said hunger strikers would be dealt with by the police as in the past.

Previously police have sent hunger strikers to Grootvlei Hospital near Bloemfontein to provide medical treatment while maintaining security.

He warned that police would act against all those who broke the law and threatened public safety.

"We appeal to everyone to remain calm. If everyone remains calm and does not take the law into their own hands, there will be no need for the police to act.

"Our duty is to see law and order are maintained and that people's lives and property are not threatened," Lieutenant Bothma said.

(Report by T Wentzel and D Cruywagen, 122 St George's Street, Cape Town)

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# 'Police action against mob violence justified'

PRETORIA — Police action against street and mob violence, particularly in the Western Cape, was justified, DP co-leader Wynand told 250 people at an election meeting in the City Hall here last night

He said Archbishop Tutu was wrong when he said the protests had a peaceful intent and that therefore violence was the fault of the police

The DP condemned violence as a means of bringing about political change and condemned the ANC, the mass democratic movement (MDM) and any other organisation which chose to use violence

"But (the DP) recognises that protest is inevitable when normal political activity

RIAAN SMIT

is not possible, and in particular when it is forbidden, as is the case with the mass democratic movement (MDM)."

"It is easy to lose control of a situation, as now seems to have happened, particularly in the western Cape. Here police action is right and ordinary citizens expect that the police must act. Street and mob violence is unacceptable," Malan said

Also unacceptable was the use of violence against people who protested peacefully against beach apartheid and the use of teargas against an archbishop and a

university principal

"What would we have said if such action were aimed at Johan Heyns, moderator of the Nederduitse Gereformeerde Church and Dame Joubert, rector of the University of Pretoria?"

"The NP was playing games with SA's future, he said

On the one hand the NP talked to ANC leader Nelson Mandela, discussed negotiation with UK Prime Minister Margaret Thatcher and Zambian President Kenneth Kaunda and promised equal citizenship to all in SA. But at the same time the NP condemned the DP for talking to the ANC

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## Police swoop

tions were openly defied yesterday at a Wits University campus meeting called by student organisations to protest against police intimidation at Turfloop

A member of the restricted Black Students' Society, Nepo Kekana, who chaired the meeting wearing a T-shirt emblazoned with the restricted UDF's emblem, announced the BSS would start operating on campus from tomorrow in defiance of the restrictions placed on it

Sapa reports the Anglican Bishop of Pretoria, Bishop Richard Kraft, has strongly

From Page 1

criticised the arrest yesterday during an anti-apartheid defiance campaign of two Pretoria Council of Churches personnel and another man Sandy Lebesse and Gideon Makhanya were arrested while trying to board a "whites only" bus.

Our Cape Town correspondent reports that educational leaders expressed their dismay and disappointment at the last-minute decision by the Regional Commissioner of Police to cancel yesterday's urgent meeting on the education crisis. Report by S Ncedo 11 Diagonal St. Johannesburg and P Collage 122 St George & St Cape Town

## Police action

and the MDM, he said. The NP was attempting to separate two issues which could not be separated. There had to be negotiations to end violence.

He said it was not possible to talk of equal citizenship for all South Africans and not to negotiate this with representatives of all South Africans.

The ANC and MDM, with other political groups, would simply have to be part of a future negotiated settlement. Malan said acting President F W de

From Page 1

Klerk had three options  
 He could say before the election the DP was right and that he would negotiate with the ANC and the MD.

He could continue to attack the DP and denounce the ANC and MDM but talk to them as soon as the election was over, or  
 He could refuse to talk to them, attempting to get his Great Indaba off the ground without the consent of the leaders of the majority

Report by R Smit 11 Diagonal St. Johannesburg

# Trojan Horse: Reporter tells of stones, shots

CME Tmts 30/8/89

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## Supreme Court Reporter

A CITY journalist told the Supreme Court yesterday that when stones hit the windscreen of a SATS truck, men in camouflage gear jumped out of crates at the back and started firing on groups of people

This was said by Argus journalist Mr Dennis Cruywagen during evidence in the "Trojan Horse" private prosecution brought by Mr Martin Magmoed whose son Shaun, 16, died in the incident

Mr Cruywagen started giving evidence after defence counsel objected that his name did not appear on a list of witnesses received with the indictment 14 days before the trial.

Mr Justice D M Williamson allowed Mr Cruywagen to give evidence after Mr Les Rose-Innes, for the prosecution, said an amended list of witnesses was served when further witnesses were discovered

Mr Cruywagen said he had reported on unrest in the Bellville, Athlone and Bonteheuwel areas and had returned from Wynberg that day when he decided to go via Athlone as a "final check" before returning to office

His experience in unrest situations, which included stonings of vehicles and burning tyre barricades, was that police would use teargas to disperse people

He, a driver and photographer arrived at the intersection of St Simons and Thornton roads when they saw groups of people gathered, some with stones in their hands. They were able to drive down Thornton Road because traffic could flow

He took up a position on the stoep of a nearby butchery from where he

watched three groups of people on different corners stone some commercial vehicles while others escaped

He did not see any barricades and the traffic flow was fairly heavy when a SATS truck with crates on the back drove down Thornton Road in the direction of Klipfontein Road, Mr Cruywagen said

He saw a driver and passenger in the cab but did not see anyone else

"I saw the truck again, travelling in the opposite direction. I recall seeing stones being flung at the truck and remember seeing the driver lift his arm

## 'Could hit anyone'

"Simultaneously people jumped out of the crates and opened fire. Out of instinct and probably fear I found myself flat on my back in the butchery. The way they were firing they could have hit anyone," Mr Cruywagen said

"Everything happened so fast. The first I knew of their (police) presence was when shots were fired. I saw more than five but less than 10 policemen. Some wore camouflage uniforms

"Before the first shot was fired there was no indication that there were people at the back of the truck. I did not expect them to appear"

Mr Cruywagen said the shots continued when people screamed and ran away

"Before shots were fired no warning was issued. On other occasions I had heard police issue warnings. If there had been a warning I would have heard it. No teargas was fired," Mr Cruywagen said.

The trial continues today





# 'Trojan Horse' defence asks for Argus report

By DON HOLLIDAY  
Staff Reporter

DEFENCE counsel in the Supreme Court "Trojan Horse" murder trial has asked prosecution witness and Argus reporter Mr Dennis Cruywagen for copies of the report he wrote for The Argus after the shooting.

Mr Cruywagen told the court yesterday he and colleague Mr Willie de Klerk, a photographer, were at the intersection of Thornton and St Simon Road, Athlone, on October 15

1985 when policemen opened fire on stone-throwers, killing three people

In his evidence-in-chief, he said he and Mr de Klerk were covering unrest on the Cape Flats that day

They arrived at the intersection about 4 30 pm and saw people throwing stones at vehicles, mostly buses and city council vehicles. Traffic was fairly heavy

There were about 100 people, some going about their business and others watching the stone-throwing

About 15 minutes after he

arrived, an orange railways truck drove down the road

Mr Cruywagen said he recalled thinking it was "silly" for a government truck to expose itself to the threat of being pelted by stone-throwers

It was not attacked, but returned a few minutes later driving in the opposite direction

He recalled an object being thrown and striking the wind-screen

Almost simultaneously people jumped out of crates on the back of the truck and started firing into the crowd

No warning was given and people ran screaming in every direction

Under cross-examination, Mr Cruywagen said experience had taught him that Thornton Road was a likely trouble spot in unrest situations

He had not seen petrol bombs being thrown, did not recall seeing a burning barricade of tyres a short way up the street from where the shooting took place or seeing a cloud of smoke rising in the air above Athlone at the time.

Mr Cruywagen said he remembered seeing international television cameraman Mr Chris Everson on the scene at the time of the shooting.

More journalists arrived afterwards but there might have been others there at the time.

Mr Cruywagen said his report was published in The Argus the next day as part of a "wrap-up" of the previous day's unrest in the Western Cape. It had not appeared under his byline.

The hearing continues today with further cross-examination of Mr Cruywagen.

# Trojan Horse murder trial

CAPE TOWN — A journalist yesterday told the Supreme Court that when stones hit the windscreen of a Sats truck men in camouflage gear jumped out of crates on the back and started firing on groups of people

This was said yesterday by Argus journalist Dennis Cruywagen during evidence in the "Trojan Horse" private prosecution brought by Martin Magmoed whose son, Shaun, 16, died in the incident

Cruywagen, a driver and a photographer, had arrived at the intersection of St Simons and Thornton Roads when they had seen groups of people — some with stones in their hands — gathered

He had taken up position on the stoep of a nearby butchery where he watched three groups of people on different corners stone some commercial vehicles while others escaped

He did not see any barricades and the traffic flow was fairly heavy at the time when a Sats truck with crates on the back drove down Thornton Road in the direction of Klipfontein Road, Cruywagen said

He had seen a driver and passenger in the cab but had not seen anyone

Own Correspondent

else, he said

"I saw the truck again, travelling in the opposite direction. I recall seeing stones being flung at the truck and remember seeing the driver lift his arm" Cruywagen said

"Simultaneously people jumped out of the crates and opened fire. Out of instinct and probably fear I found myself flat on my back in the butchery. The way they were firing they could have hit anyone."

"Everything happened so fast... the first I knew of their (police) presence was when shots were fired. I saw more than five but less than 10 policemen, some wore camouflaged uniforms." Cruywagen said

"Before the first shot was fired there was no indication that there were people at the back of the truck. I did not expect them to appear"

"Before shots were fired no warning was issued. On other occasions I had heard police issue warnings. If there had been a warning I would have heard it. No teargas was fired," Cruywagen said

The trial continues today

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But some in...

# Court: Cop 'promised protection'

OWN Correspondent

PORT ELIZABETH — A shebeen operator set up a cassette recorder and taped a conversation with a policeman, after the policeman had failed to provide promised "protection"

Mr Alec Josephs told the Regional Court here yesterday that he had paid the policeman, a Mr Arnolds, for protection three times.

He subsequently handed the tape to a high-ranking police officer

Mr Josephs was testifying in the trial of Detective-Sergeant Cornelius Koch, 37, of Rowallan Park, Port Elizabeth

Sgt Koch, who was attached to the SAP Narcotic Bureau at the time the alleged offences were committed, faces eight charges of corruption and three counts of defeating the ends of justice

The case continues today.

Mr H H Szewzyk was on the bench Mr B Walters appeared for the state Mr Scott was instructed by Van Kerken and Oelofse

# Cop had 'brain <sup>CAK</sup> injury <sup>11/15</sup> when he <sup>231/1889</sup> shot men <sup>251</sup>

## Court Reporter

A SOMERSET WEST policeman was probably suffering from a brain injury when he fired at two handcuffed men arrested for theft and housebreaking, the Strand Regional Court heard yesterday. This was said by Tygerberg neurologist Dr F Barnard in the trial of Detective Warrant Officer Warwick Segal, 32, of Main Street, who has pleaded not guilty to two counts of culpable homicide.

Dr Barnard said that after interviewing WO Segal he concluded that he must have suffered from depressed consciousness and amnesia from receiving a blow on the head.

He said he had experience in detecting lies and believed WO Segal's story. His behaviour was in line with what could be expected under the circumstances.

WO Segal, who looked agitated and nervous as he gave evidence yesterday, claimed that the men hit him on the head while they were showing him where they had hidden some stolen goods at the post office construction camp in Firgrove, on February 6.

"They grabbed me and hit me on the head. I can't remember if I fell. All I remember is running after them and hearing some shots." He said he could still not remember whether or not he fired any warning shots.

"Under normal circumstances I would have fired a warning shot first, then a shot to wound one of them, and if that didn't work, I would have shot to kill."

WO Segal said that while working for the police he had previously shot five escapees and had killed three of them.

Asked how he felt about killing the two fleeing men, he said: "It is not nice to take someone's life. I haven't carried a gun since, although I still work."

Mr J P Beyers was the magistrate. Mr M Gerber prosecuted. Mr F Van Zyl, instructed



Supreme Court Reporter  
 THE Supreme Court heard yesterday how a woman had been shot and wounded seconds after moving away from the car behind which she had been sheltering — and a month later was arrested for public violence

# Girl tells of shooting in 'Trojan Horse' attack

*CITE THIS 31/8/88 251*

At a court appearance, she was acquitted on the charge

Ms Geraldine Jacobs, 22, a Std 9 pupil at the time, was giving evidence in the "Trojan Horse" trial during a private prosecution brought by Mr Martin Magmoed, whose son Shaun, 16, died during the incident

Ms Jacobs said she had gone to visit a friend in St Simon's Road after school when she noticed a larger than normal group of people at an intersection

When she crossed the road she saw a "smouldering object" half on the road and half on the pavement. Groups of youths with stones in their hands were there, but traffic could flow freely, she said.

Ms Jacobs said she joined her friend at her gate, but then went to the corner when someone said a truck was approaching

"I saw an orange truck with boxes packed on the back. The crowd on the corner was fidgety as they held the stones. I moved back to my friend when I thought they were going to stone the truck."

"I was facing Thornton Road when all of a sudden I saw the truck stop on the corner and some policemen emerge from the boxes and start shooting. I did not see anyone stone the truck."

"I heard shooting and saw people disperse and run away. I started to run as well. Between the time the people on the truck emerged and the time the

shots were fired I did not hear anything," Ms Jacobs said

She had run to the opposite side of St Simon's Road towards two parked cars and sheltered behind the car closest to the intersection. She was later joined by a youth with a bleeding leg

Firing continued during this time and she had seen policemen jump from the back of the truck.

"I heard clicking noises against the car where I was sheltering. Then I saw them (the

police) come towards me and the clicking continued. I saw the passenger door of the second car was open and decided to shelter there

"As I got up to run to the second car I was shot in the right hip and right arm and I fell. I got up and got into the car," she said

When the shooting stopped one of the policemen in camouflage uniform approached the car and ordered her and two youths out of the car. The policeman, who was armed with a rifle, swore at them, she said

The two youths held their arms above their heads as they were marched to the corner, where other people were already sitting. Their names and addresses were taken and they were taken to hospital

A month later she was arrested for public violence and taken to court. After state witnesses had testified, they were acquitted and discharged, Ms Jacobs said.

The trial continues today. Mr Justice DM Williamson was on the bench. Mr Jules Browde SC assisted by Mr Jeremy Gauntlett, SC, Mr Les Rose-Innes and Mr Denzil Potgieter leads the prosecution. Mr Flip Hattings, SC, and Mr Juke Wessels appeared for Lieutenant Douw Vermeulen and the men on the truck. Mr W Burger, SC, assisted by Mr Piet de Jager appeared for the SADF member Mr P de Bruyn SC, assisted by Mr Anton Veldhuizen, instructed by Mr Adrie Brand appeared for the police officers.

*CITE THIS 31/8/88*

*Not fired*

## Malan denies about-turn on violence

# Restraint call to MDM and police

CAF - 10473 31/8/89 (25)

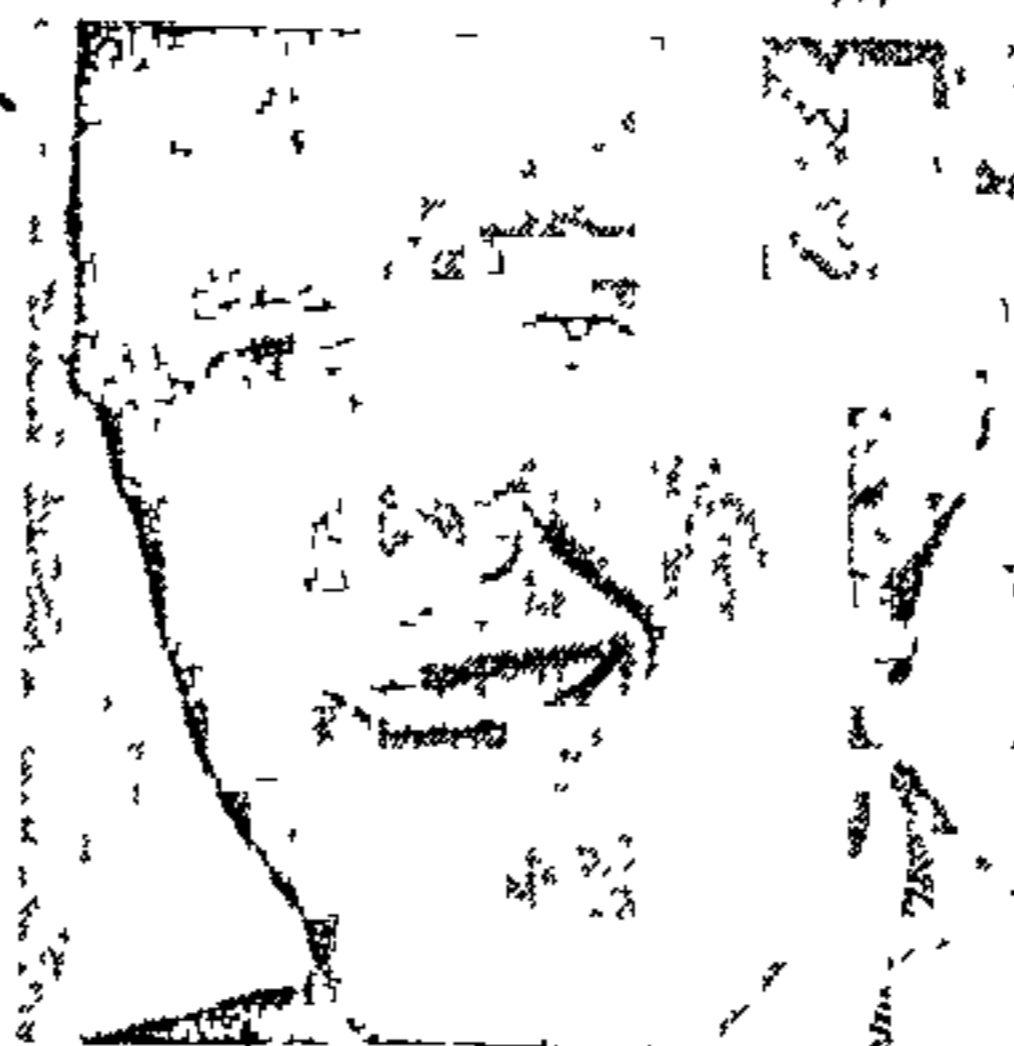
Political Staff

DEMOCRATIC PARTY co-leader Mr Wynand Malan said yesterday he had not done an about-turn by criticising the Mass Democratic Movement (MDM) on the issue of violence as the election campaign draws to a close

Mr Malan said he had repeated at his Pretoria meeting this week what he had been saying throughout the election campaign, that both the MDM and the police had a duty to avoid violence and could not simply blame the other whenever violence occurred.

He rejected suggestions that his criticism of the MDM was prompted by concern at the sustained NP effort to link him and the DP to the MDM, and by association to violent incidents in the anti-apartheid defiance campaign

"The NP attack is harming me, but its effect is limited. People are starting to see the balance in the statements I have been making since the start of the election



Mr Malan

"What I have been saying is that there is a responsibility on both the police and on organisations engaging in protest action to exercise maximum restraint.

"Protest is legitimate, especially where political activity is prohibited, as is the case with the MDM

"But it is not enough for organisations to say their intentions are peaceful, that they know the police will move in with violence and therefore the police will be responsible for the violence."

Mr Malan said Anglican Arch-

bishop Desmond Tutu was among those who had been reported as holding this view

"That attitude is unacceptable. If there is a possibility of violence and you proceed regardless, you are co-responsible for the violence

"Also unacceptable is the police view that there can never be protest because all protest leads to violence. But, where violence erupts, it is the duty of the police to move in and stop it"

Mr Malan said there had been no change in his attitude to the MDM or to violence. He had been accused by the MDM of blaming them in advance at the start of the election campaign when he said they would be co-responsible if they pushed protest action to the stage that it "triggered the Casspirs"

There had been examples of commendable restraint by both the MDM and the police, as in the hospital protests. There had also been examples where protest had been pushed too far and, in the case of action against beach protesters, where police behaviour was unacceptable

(Report by MP Acott, 11 Diagonal Street, Johannesburg)